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 11 Apple Inc.

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

15 ELAN MICROELECTRONICS
 CORPORATION,
 16
 Plaintiff and Counterclaim
 17 Defendant,
 18 v.
 19 APPLE INC.,
 20 Defendant and Counterclaim
 21 Plaintiff.
 22
 23
 24
 25

Case No. C-09-01531 RS (PSG)
DECLARATION OF NATHAN GREENBLATT IN SUPPORT OF PLAINTIFF ELAN MICROELECTRONICS CORPORATION'S AMENDED ADMINISTRATIVE MOTION TO FILE UNDER SEAL EXHIBITS TO THE DECLARATION OF PALANI P. RATHINASAMY IN SUPPORT OF ELAN MICROELECTRONICS CORP.'S MOTION TO COMPEL APPLE TO SUPPLEMENT ITS RESPONSE TO ELAN'S INTERROGATORY NO. 13 (Dkt No. 262)

JUDGE: Hon. Paul S. Grewal

1 I, Nathan Greenblatt, declare:

2 I am an attorney at Weil, Gotshal & Manges LLP, counsel of record for Defendant
3 and Counter-Claimant Apple Inc. (“Apple”) in the above-captioned matter. I submit this
4 declaration pursuant to Civil Local Rule 79-5(d) and the Court’s June 1, 2011 Order (Dkt. No.
5 228), in support of “Plaintiff Elan Microelectronics Corporation’s Amended Administrative
6 Motion To File Under Seal Exhibits to the Declaration of Palani P. Rathinasamy in Support of
7 Elan Microelectronics Corp.’s Motion to Compel Apple to Supplement Its Response to Elan’s
8 Interrogatory No. 13” (**Dkt. No. 262**). I submit this declaration based on personal knowledge and
9 following a reasonable investigation. If called upon, I could testify competently to the statements
10 herein.

11 1. On June 7, 2011, I conferred with counsel for Elan Palani P. Rathinasamy
12 telephonically and via email regarding the redaction of information designated by Apple as
13 confidential from exhibits to the Declaration of Palani P. Rathinasamy in Support of Elan
14 Microelectronics Corporation’s Motion to Compel Apple to Supplement Its Response to Elan’s
15 Interrogatory No. 13” (“Rathinasamy Declaration”).

16 2. I have reviewed a redacted version of Exhibit B to the Rathinasamy
17 Declaration provided to me on June 7, 2011. Based on my review, the redacted portions contain
18 confidential codenames for Apple products and integrated circuits which could harm Apple if
19 publicly disclosed.

20 3. I have reviewed a redacted version of Exhibit E to the Rathinasamy
21 Declaration provided to me on June 7, 2011. Based on my review, the redacted portions contain
22 confidential codenames for Apple integrated circuits which could harm Apple if publicly
23 disclosed. During the meet and confer described in paragraph one, I alerted counsel for Elan to
24 two additional necessary redactions to pages five and seven Exhibit E, which I understand that
25 Elan agreed to complete before filing a public version of Exhibit E.

26 4. I have reviewed a redacted version of Exhibit F to the Rathinasamy
27 Declaration provided to me on June 7, 2011. Based on my review, the redacted portions contain
28 confidential codenames for Apple products which could harm Apple if publicly disclosed.

1 5. I have reviewed a redacted version of Exhibit G to the Rathinasamy
2 Declaration provided to me on June 7, 2011. Based on my review, the redacted portions on page
3 1 contain confidential codenames for Apple products which could harm Apple if publicly
4 disclosed. The redacted portions on page 3 under the heading “Apple Interrogatory No. 10”
5 contain confidential information regarding correspondence between Apple and Elan which could
6 harm Apple if publicly disclosed.

7 6. I have reviewed a redacted version of Exhibit I to the Rathinasamy
8 Declaration provided to me on June 7, 2011. Based on my review, the redacted portions contain
9 confidential codenames for Apple products which could harm Apple if publicly disclosed.

10 7. I have reviewed Exhibit L to the Rathinasamy Declaration. Based on my
11 review, the exhibit consists of predominantly sealable information including confidential
12 codenames and technical information for Apple products which could harm Apple if publicly
13 disclosed.

14 8. I have reviewed Exhibit M to the Rathinasamy Declaration. Based on my
15 review, the consists of predominantly sealable information including confidential codenames and
16 technical information related to the development of Apple products which could harm Apple if
17 publicly disclosed.

18 9. I understand that Elan has already filed a proposed order for its Amended
19 Motion to Seal. *See Dkt. No. 262-2.* I have reviewed Elan’s proposed order, and believe that it is
20 acceptable. To avoid sending the Court unnecessary paper, I have chosen not to submit a
21 duplicative proposed order. I also understand that Elan has submitted or will submit the redacted
22 versions of Exhibits B, E, F, G, and I to the Rathinasamy Declaration to the Court.

23 I declare under penalty of perjury of the laws of the United States of America that
24 the foregoing is true and correct. Executed on June 9, 2011, at Redwood Shores, California.

25 Respectfully submitted,

26 WEIL, GOTSHAL & MANGES LLP

27 /s/ Nathan Greenblatt

28 Nathan Greenblatt

 Attorney for Defendant and Counter-Claimant,
 Apple Inc.