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8 Attorneys for Defendant and Counterclaim Plaintiff,
 Apple Inc.

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION

12 ELAN MICROELECTRONICS
 CORPORATION,
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 Plaintiff and Counterclaim
 14 Defendant,
 15 v.
 16 APPLE INC.,
 17 Defendant and Counterclaim
 18 Plaintiff.

Case No. C-09-01531 RS
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 CONSENT TO PROCEED BEFORE
 MAGISTRATE JUDGE RICHARD SEEBORG

1 In accordance with the provisions of Title 28, U.S.C. Section 636(c),
2 Defendant and Counterclaim Plaintiff Apple Inc. hereby voluntarily consents to have
3 United States Magistrate Judge Richard Seeborg conduct any and all further proceedings
4 in the case, including trial, and order the entry of a final judgment.¹ Appeal from the
5 judgment shall be taken directly to the United States Court of Appeals for the Federal
6 Circuit.

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8 Dated: August 14, 2009

WEIL, GOTSHAL & MANGES LLP

9 By: /s/ Edward R. Reines
10 EDWARD R. REINES
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11 Attorneys for Defendant and
12 Counterclaim Plaintiff Apple Inc.

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28 ¹ Although Judge Seeborg has been nominated as a district judge, Apple submits this consent while that nomination is pending.