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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

Case No. C-09-01531 RS (PSG)
DECLARATION OF NATHAN GREENBLATT IN SUPPORT OF PLAINTIFF ELAN MICROELECTRONICS CORPORATION'S ADMINISTRATIVE MOTION TO FILE UNDER SEAL ITS REPLY TO APPLE INC.'S OPPOSITION TO ELAN'S MOTION FOR PARTIAL SUMMARY JUDGMENT OF INFRINGEMENT AND SUPPORTING DOCUMENTS (Dkt No. 291)
 JUDGE: Hon. Richard Seeborg

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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) in support of “Plaintiff Elan Microelectronics
5 Corporation’s Administrative Motion To File Under Seal Its Reply to Apple Inc.’s Opposition to
6 Elan’s Motion for Partial Summary Judgment of Infringement and Supporting Documents” (**Dkt.**
7 **No. 291**). I submit this declaration based on personal knowledge and following a reasonable
8 investigation. If called upon, I could testify competently to the statements herein.

9 1. I have reviewed the redacted version of “Elan Microelectronics
10 Corporation’s Reply to Apple Inc.’s Opposition to Elan Microelectronics Corporation’s Motion
11 for Partial Summary Judgment of Infringement of U.S. Patent No. 5,825,352” (Dkt. No. 303).
12 Based on my review, the redacted portions contain confidential technical information regarding
13 the operation of Apple products which could harm Apple if publicly disclosed. In addition, the
14 unredacted portion of page 11, line 4 contains confidential technical information regarding the
15 operation of Apple products which could harm Apple if publicly disclosed.

16 2. I have reviewed the redacted version of the “Declaration of Robert
17 Dezmelyk in Support of Elan’s Reply to Apple’s Opposition to Elan Microelectronics
18 Corporation’s Motion for Partial Summary Judgment of Infringement of U.S. Patent No.
19 5,825,352.”¹ Based on my review, the redacted portions contain confidential codenames for
20 Apple products and confidential technical information regarding the operation of Apple products
21 which could harm Apple if publicly disclosed. In addition, the unredacted portions of page 14,
22 line 4 and page 23, lines 26-27 contain confidential technical information regarding the operation
23 of Apple products which could harm Apple if publicly disclosed.

24 3. I have reviewed a redacted version of Exhibit I to the Declaration of
25 Jennifer Liu in Support of Plaintiff Elan Microelectronics Corporation’s Reply to Apple Inc.’s
26 Opposition to Elan’s Motion for Partial Summary Judgment of Infringement (“Liu Decl.”) (Dkt.

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28 ¹ This document is listed as entry 302 on the case docket. However, when opened entry
302 appears to be a duplicate of entry 303.

1 No. 293). Based on my review, the exhibit consists predominantly of confidential technical
2 information which could harm Apple if publicly disclosed.

3 4. I have reviewed a redacted version of Exhibit J to the Liu Decl. Based on
4 my review, the exhibit consists predominantly of confidential technical information which could
5 harm Apple if publicly disclosed.

6 5. I have reviewed a redacted version of Exhibit K to the Liu Decl. Based on
7 my review, the exhibit is a confidential communication between the parties which could harm
8 Apple if publicly disclosed.

9 6. I have reviewed a redacted version of Exhibit L to the Liu Decl. Based on
10 my review, the exhibit consists of confidential communications between the parties which could
11 harm Apple if publicly disclosed.

12 7. I have reviewed a redacted version of Exhibit M to the Liu Decl. Based on
13 my review, the exhibit is a confidential communication between the parties which could harm
14 Apple if publicly disclosed.

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

17
18 Respectfully submitted,

19 WEIL, GOTSHAL & MANGES LLP

20 /s/ Nathan Greenblatt

Nathan Greenblatt

21 Attorney for Defendant and Counter-Claimant,
22 Apple Inc.