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| 12 | Attorneys for Defendant and Counterclaim Plain | tiff |
| 13 | Apple Inc. | |
| 14 | UNITED STATES DISTRICT COURT | |
| 15 | NORTHERN DISTRICT OF CALIFORNIA | |
| 16 | SAN FRANCISCO DIVISION | |
| 17 | ELAN MICROELECTRONICS CORPORATION, | Case No. C-09-01531 RS (PSG) |
| 18 | Plaintiff and Counterclaim | DECLARATION OF NATHAN GREENBLATT IN SUPPORT OF |
| 19 | Defendant, | PLAINTIFF ELAN MICROELECTRONICS |
| 20 | V. | CORPORATION'S ADMINISTRATIVE MOTION TO FILE UNDER SEAL |
| 21 | APPLE INC., | PAPERS IN SUPPORT OF ITS REPLY IN SUPPORT OF MOTION TO |
| 22 | Defendant and Counterclaim Plaintiff. | COMPEL DISCOVERY ON VARIOUS ISSUES (DKT. NO. 399) |
| 23 | | |
| 24 | | |
| 25 | | |
| 26 | | |
| 27 | | |
| 28 | DECLARATION OF MATHAM CREENING ATT IN GURDORT | |
| | DECLARATION OF NATHAN GREENBLATT IN SUPPORT OF ELAN'S MOTION TO FILE UNDER SEAL EXHIBITS 1&3 RE REPLY ISO MOTION TO COMPEL DISCOVERY | Case No. C-09-01531 RS (PS |

Case No. C-09-01531 RS (PSG)

| 1 | I, Nathan Greenblatt, declare: | |
|----|--|--|
| 2 | I am an attorney at Weil, Gotshal & Manges LLP, counsel of record for Defendar | |
| 3 | and Counter-Claimant Apple Inc. ("Apple") in the above-captioned matter. I now submit th | |
| 4 | declaration pursuant to Civil Local Rule 79-5(d) in support of "Plaintiff Elan Microelectronic | |
| 5 | Corporation's Administrative Motion To File Under Seal Papers In Support Of Its Reply I | |
| 6 | Support Of Motion To Compel Discovery On Various Issues." (Dkt. No. 399). | |
| 7 | 1. I have reviewed Exhibit 1 to the "Declaration of Jane H. Bu in Support of | |
| 8 | Elan Microelectronics Corporation's Reply in Support of Motion to Compel Discovery o | |
| 9 | Various Issues" ("Bu Declaration") (Dkt. No. 401). Based on my review, the document consist | |
| 10 | predominantly of confidential information regarding Apple testing tools and Apple codename | |
| 11 | which could harm Apple if publicly disclosed. | |
| 12 | 2. I have reviewed the highlighted version of Exhibit 3 to the Bu Declaration | |
| 13 | which was provided to me via email on Tuesday, August 16, 2011 at 10:06 p.m. by Mr. Sisse | |
| 14 | Browder. Based on my review, the highlighted portions consist of confidential codenames for | |
| 15 | Apple products and testing tools which could harm Apple if publicly disclosed. | |
| 16 | I declare under penalty of perjury of the laws of the United States of America that | |
| 17 | the foregoing is true and correct and that the foregoing is executed on August 18, 2011, a | |
| 18 | Redwood Shores, California. | |
| 19 | DATED: August 18, 2011 Respectfully submitted, | |
| 20 | WEIL, GOTSHAL & MANGES LLP | |
| 21 | | |
| 22 | /s/ <i>Nathan Greenblatt</i> Nathan Greenblatt | |
| 23 | Attorney for Defendant and Counter-Claimant, Apple Inc. | |
| 24 | Tapple file. | |
| 25 | | |
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| 27 | | |
| 28 | | |