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 13 Apple Inc.

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
 16 SAN FRANCISCO DIVISION

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

Case No. C-09-01531 RS (PSG)  
**APPLE INC.'S ADMINISTRATIVE  
 MOTION TO FILE UNDER SEAL  
 APPLE INC.'S MOTION FOR  
 PARTIAL SUMMARY JUDGMENT OF  
 NON-INFRINGEMENT OF ELAN'S  
 '352 PATENT BY APPLE'S CURRENT  
 PRODUCTS**

JUDGE: Hon. Richard Seeborg

1 Apple Inc. submits this Administrative Motion for a sealing order pursuant to Civil Local  
2 Rule 79-5. This motion is based on the points and authorities herein, and on the accompanying  
3 Declaration of Nathan Greenblatt in Support of Apple Inc.'s Administrative Motion to File Under  
4 Seal Apple Inc.'s Motion for Partial Summary Judgment of Non-Infringement of Elan's '352  
5 Patent by Apple's Current Products ("Greenblatt Decl."). Apple respectfully requests that the  
6 Court permit the following documents, or portions thereof, to be filed under seal:

7 1. Apple Inc.'s Motion for Partial Summary Judgment of Non-Infringement of Elan's  
8 '352 Patent by Apple's Current Products ("Apple's Motion") (a partially redacted public version  
9 is being lodged with the Court).

10 2. **Exhibits 2 and 4-13** to the Declaration of Derek Walter in Support of Apple's  
11 Motion.

12 3. The Declaration of Ravin Balakrishnan in Support of Apple's Motion  
13 ("Balakrishnan Declaration") (a partially redacted public version is being lodged with the Court).

14 4. **Exhibits 1 and 10-14** to the Balakrishnan Declaration.

15 As grounds for the motion, Apple states that the documents or portions of documents for  
16 which sealing is requested contain highly confidential technical information and codenames for  
17 Apple products, which could harm Apple if publicly disclosed. *See* Greenblatt Decl. ¶¶ 1-19.  
18 The documents listed above have been given particularized consideration, with attention to the  
19 Court's policy of providing public access to the court proceedings. *See id.* Therefore, Apple  
20 respectfully requests that the Court grant this motion.

21  
22 Dated: September 13, 2011

WEIL, GOTSHAL & MANGES LLP

23  
24 By:           /s/ Nathan Greenblatt            
25 Nathan Greenblatt  
26 Attorneys for Defendant and  
27 Counterclaim Plaintiff Apple Inc.  
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