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17 **Attorneys for Plaintiff**

18 **UNITED STATES DISTRICT COURT**  
19 **NORTHERN DISTRICT OF CALIFORNIA**  
20 **SAN JOSE DIVISION**

21 THOMAS WILLIAM SLATTERY,  
22 Individually, And On Behalf Of All Others  
23 Similarly Situated,

24 Plaintiff,

25 vs.

26 APPLE COMPUTER, INC.

27 Defendant.

**CASE NO.: C05-00037 JW**

**CLASS ACTION**

**PROOF OF SERVICE OF ORDER  
GRANTING PLAINTIFF'S  
MISCELLANEOUS ADMINISTRATIVE  
REQUEST TO FILE DOCUMENTS  
UNDER SEAL**

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Attorneys for Plaintiff

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MAR 17 2006

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NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

16 THOMAS WILLIAM SLATTERY,  
17 Individually, And On Behalf Of All Others  
18 Similarly Situated,

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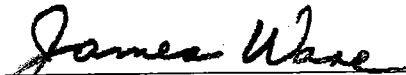
~~PROPOSED~~ ORDER GRANTING  
PLAINTIFF'S MISCELLANEOUS  
ADMINISTRATIVE REQUEST TO FILE  
DOCUMENTS UNDER SEAL

1 **[PROPOSED] ORDER**

2 This matter came before the Court on plaintiff's Miscellaneous Administrative Request to  
3 file documents under seal. Specifically, plaintiff has filed with the Court a motion for leave to file a  
4 second amended complaint and an accompanying Declaration of Roy A. Katriel in support of that  
5 motion. The Katriel Declaration attaches as an exhibit copies of selected pages (pages 326-328) of  
6 the deposition transcript of plaintiff Thomas William Slattery taken in this action, which has been  
7 designated as "Confidential" by plaintiff's counsel and by the court reporter. Because the Katriel  
8 Declaration contains pages of the Confidential deposition transcript, and because plaintiff's Motion  
9 for Leave to File A Second Amended Complaint quotes directly from that transcript, plaintiff now  
10 seeks to file both the motion and the accompanying Katriel Declaration under seal pursuant to Civil  
11 Local Rule 79-5. In keeping with that Rule, plaintiff has filed with the Court "Redacted" versions  
12 of these filed documents, which redact the "Confidential" deposition transcript.

13 The Court is satisfied that the deposition transcript of Thomas William Slattery contains  
14 confidential and personally sensitive information that, if released to the general public, would  
15 unduly prejudice and damage plaintiff. Accordingly, IT IS HEREBY ORDERED AND  
16 ADJUDGED that: Plaintiff's Miscellaneous Administrative Request to File Documents Under Seal  
17 is HEREBY GRANTED; Plaintiff shall file the Motion for Leave to File A Second Amended  
18 Complaint and the accompanying Declaration of Roy A. Katriel in Support of Plaintiff's Motion For  
19 Leave to File A Second Amended Complaint under seal; the Clerk of the Court is directed to keep  
20 these filed documents under seal; Plaintiff shall file Redacted versions of the foregoing documents,  
21 and the Clerk shall make these Redacted versions available for viewing by the general public.  
22 **IT IS SO ORDERED.**

23  
24 Dated: 3-20, 2006

  
Hon. James Ware  
United States District Judge

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**PROOF OF SERVICE**

STATE OF CALIFORNIA      )  
  )ss.:  
COUNTY OF LOS ANGELES    )

I am employed in the county of Los Angeles, State of California, I am over the age of 18 and not a party to the within action; my business address is 12400 Wilshire Boulevard, Suite 920, Los Angeles, CA 90025.

On March 24, 2006, I served the document(s) described as **ORDER GRANTING PLAINTIFF'S MISCELLANEOUS ADMINISTRATIVE REQUEST TO FILE DOCUMENTS UNDER SEAL** by placing a true copy(ies) thereof enclosed in a sealed envelope(s) addressed as follows:

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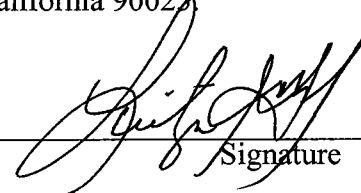
xx BY MAIL. The envelope(s) was/were mailed with postage thereon fully prepaid. I am familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in an affidavit.

I further declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

I further declare under penalty of perjury under the laws of the United States that the above is true and correct.

Executed on March 24, 2006, at Los Angeles, California 90025

LEITZA MOLINAR  
Type or Print Name

  
Signature

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## FAX COVER SHEET

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FROM: Leitza Molinar, Legal Assistant  
CLIENT/MATTER: Slattery v. Apple Computer, Inc.  
DATE: March 24, 2006

DOCUMENTS	NUMBER OF PAGES*
Order Granting Plaintiff's Miscellaneous Administrative Request to File Documents under Seal.	6

COMMENTS:

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On March 24, 2006, using the Northern District of California's Electronic Case Filing System, with the ECF ID registered to Michael D. Braun, I filed and served the document(s) described as:

**PROOF OF SERVICE OF ORDER GRANTING PLAINTIFF'S MISCELLANEOUS ADMINISTRATIVE REQUEST TO FILE DOCUMENTS UNDER SEAL**

The ECF System is designed to send an e-mail message to all parties in the case, which constitutes service. According to the ECF/PACER system, for this case, the parties served are as follows:

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 rak@katriellaw.com

Roy A. Katriel, Esq.

**Attorneys for Plaintiff**

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**Attorneys for Defendant**

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**Attorneys for Plaintiff**

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Executed on March 24, 2006, at Los Angeles, California 90025.

s/ LEITZA MOLINAR  
Leitza Molinar