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 11 Attorneys for Plaintiff and
 Counterclaim-Defendant APPLE INC.

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION
 15

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 17 APPLE INC., a California corporation,
 18 Plaintiff,
 19 v.
 20 SAMSUNG ELECTRONICS CO., LTD., a
 Korean corporation; SAMSUNG
 21 ELECTRONICS AMERICA, INC., a New
 York corporation; and SAMSUNG
 22 TELECOMMUNICATIONS AMERICA,
 LLC, a Delaware limited liability company,
 23 Defendants.
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Case No. 11-cv-01846-LHK
**APPLE'S ADMINISTRATIVE
 MOTION TO FILE DOCUMENTS
 UNDER SEAL RE APPLE'S
 OPPOSITION TO SAMSUNG'S
 MOTION FOR SUMMARY
 JUDGMENT**

1 In accordance with Civil Local Rules 7-11 and 79-5, and General Order No. 62, Apple Inc.
2 (“Apple”) submits this motion for an order to seal the following documents or portions thereof:

3 1. The confidential, unredacted version of the Declaration of Karl Kramer in Support
4 of Apple’s Opposition to Samsung’s Motion for Summary Judgment (“Kramer Declaration”);

5 2. Exhibits 3, 4, 8, and 10 to the Kramer Declaration;

6 3. The confidential, unredacted version of the Declaration of Michel Maharbiz, Ph.D.
7 in Support of Apple’s Opposition to Samsung’s Motion for Summary Judgment (“Maharbiz
8 Declaration”); and

9 4. Exhibits C, D, and G-S to the Maharbiz Declaration.

10 Exhibits 3, 4, 8, and 10 to the Kramer Declaration and Exhibit G to the Maharbiz
11 Declaration contain information that is highly confidential as set out in the Declaration of Cyndi
12 Wheeler in Support of Apple’s Administrative Motion to File Documents Under Seal (“Wheeler
13 Declaration”) (Dkt. No. 998). It is Apple’s policy not to disclose or describe to third parties its
14 confidential financial, design, trade secrets, or product development information. (Wheeler
15 Declaration ¶ 11.) The Apple-confidential material in these exhibits relate to such confidential
16 information, as detailed in the Wheeler Declaration. (*Id.* ¶ 1-10.) This information is highly
17 confidential to Apple and could be used by Apple’s competitors to Apple’s disadvantage if
18 disclosed publicly. (*Id.*) The relief requested in this motion is necessary and is narrowly tailored
19 to protect confidential information, focusing only on specific portions of the documents at issue.
20 (*Id.* ¶ 14.)

21 Exhibits 3, 4, 8, 10 to the Kramer Declaration and Exhibits C and H-S to the Maharbiz
22 Declaration contain materials that Samsung has designated as confidential under the protective
23 order entered in this case. In addition, Exhibit D to the Maharbiz Declaration has been designated
24 by Samsung as containing third party confidential information. Apple expects that, pursuant to
25 Civil Local Rule 79-5(d), Samsung will file a declaration seeking to establish good cause to
26 permit the sealing of these materials.

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In addition, to the extent the Kramer and Maharbiz Declarations refer to or discuss the above-referenced confidential materials, they could be used to Apple’s disadvantage by competitors if they were not filed under seal, for the same reasons. (*Id.* ¶ 13.)

Pursuant to Civil Local Rule 79-(c), Apple will lodge with the Clerk the documents at issue with the sealable portions highlighted.

Dated: May 31, 2012

MORRISON & FOERSTER LLP

By: /s/ Michael A. Jacobs
MICHAEL A. JACOBS

Attorneys for Plaintiff
APPLE INC.