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11 Attorneys for Plaintiff and  
Counterclaim-Defendant APPLE INC.

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

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.  
24

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. Exhibit A to the Declaration of Dr. Alan Hedge in Support of Apple’s Opposition  
4 to Samsung’s Motion for Summary Judgment (“Hedge Declaration”); and

5 2. Exhibit 1 to the Declaration of Dr. Russell S. Winer in Support of Apple’s  
6 Opposition to Samsung’s Motion for Summary Judgment (“Winer Declaration”).

7 Exhibit A to the Hedge Declaration and Exhibit 1 to the Winer Declaration contain  
8 information that is highly confidential as set out in the Declaration of Cyndi Wheeler in Support  
9 of Apple’s Administrative Motion to File Documents Under Seal (“Wheeler Declaration”), filed  
10 herewith. It is Apple’s policy not to disclose or describe to third parties its confidential financial,  
11 design, trade secrets, design, or product development information. (Wheeler Declaration ¶ 11.)  
12 The Apple-confidential material in these exhibits relate to such confidential information, as  
13 detailed in the Wheeler Declaration. (*Id.* ¶ 1-10.) This information is highly confidential to  
14 Apple and could be used by Apple’s competitors to Apple’s disadvantage if disclosed publicly.  
15 (*Id.* ) The relief requested in this motion is necessary and is narrowly tailored to protect  
16 confidential information, focusing only on specific portions of the documents at issue. (*Id.* ¶ 14.)

17 Exhibit 1 to the Winer Declaration also contains materials that Samsung has designated as  
18 confidential under the protective order entered in this case. Apple expects that, pursuant to Civil  
19 Local Rule 79-5(d), Samsung will file a declaration seeking to establish good cause to permit the  
20 sealing of these materials.

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

23 Dated: May 31, 2012

MORRISON & FOERSTER LLP

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

27 Attorneys for Plaintiff  
28 APPLE INC.