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Attorneys for Plaintiff and
 Counterclaim-Defendant Apple Inc.

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION**

13 APPLE INC., a California corporation,
 14 Plaintiff,
 15 vs.
 16 SAMSUNG ELECTRONICS CO., LTD., a
 17 Korean business entity, SAMSUNG
 18 ELECTRONICS AMERICA, INC., a New
 19 York corporation, and SAMSUNG
 TELECOMMUNICATIONS AMERICA,
 20 LLC, a Delaware limited liability company,
 Defendants.

Civil Action No. 11-CV-01846-LHK

**APPLE INC.'S ADMINISTRATIVE
 MOTION TO FILE DOCUMENTS
 UNDER SEAL**

21 SAMSUNG ELECTRONICS CO., LTD., a
 22 Korean business entity, SAMSUNG
 23 ELECTRONICS AMERICA, INC., a New
 24 York corporation, and SAMSUNG
 TELECOMMUNICATIONS AMERICA,
 25 LLC, a Delaware limited liability company,
 Counterclaim-Plaintiffs,
 26 v.
 27 APPLE INC., a California corporation,
 Counterclaim-Defendant.
 28

1 In accordance with Civil L.R. 7-11 and 79-5, and General Order No. 62, Apple Inc.
2 (“Apple”) moves for an order to seal the following documents:

3 1. Confidential portions of Apple’s Reply Brief In Support of its Motion for
4 Summary Judgment of Non-Infringement of U.S. Patent Number 7,362,867 and
5 Invalidation of U.S. Patent Numbers 7,456,893 and 7,577,460, filed herewith.

6 2. Exhibit 1 to the Declaration of Peter Kolovos in Support of Apple’s Reply Brief
7 In Support of its Motion for Summary Judgment, filed herewith.

8 Items 1 and 2 of the above documents contain information that Samsung has designated
9 as confidential under the protective order. Apple expects that pursuant to Civil Local Rule 79-
10 5(d), Samsung will file a declaration, and accompanying Proposed Order, attempting to establish
11 good cause to permit the sealing of these materials.

12 Apple’s Reply Brief In Support of its Motion for Summary Judgment also contains
13 information that is Apple-confidential as set out in the Declaration of Erica Tierney in Support of
14 Apple’s Administrative Motion to File Documents Under Seal (“Tierney Declaration”) [Dkt. No.
15 925-1], filed in support of sealing Apple’s Motion for Summary Judgment of Non-Infringement
16 of U.S. Patent Number 7,362,867 and Invalidation of U.S. Patent Numbers 7,456,893 and
17 7,577,460. As described in the Tierney Declaration, this motion requests relief that is necessary
18 and narrowly tailored to protect only that confidential information. It is Apple’s policy not to
19 disclose or describe its confidential design and product development information. (Tierney
20 Declaration ¶ 3.) This information is highly confidential to Apple. (*Id.*) The information
21 described above could be used by Apple’s competitors to Apple’s disadvantage if disclosed
22 publicly. (*Id.*) The relief requested in this motion is necessary and is narrowly tailored to protect
23 confidential information, focusing only on specific portions of the documents at issue. (*Id.* ¶ 4.)

24 Apple’s Reply Brief In Support of its Motion for Summary Judgment also contains
25 information that is confidential to Intel as set out in the Declaration of Mark D. Selwyn in
26 Support of Apple’s Administrative Motion to File Documents Under Seal (“Selwyn
27 Declaration”) [Dkt. No. 925-2], filed in support of sealing Apple’s Motion for Summary
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1 Judgment of Non-Infringement of U.S. Patent Number 7,362,867 and Invalidity of U.S. Patent
2 Numbers 7,456,893 and 7,577,460. As described in the Selwyn Declaration, this motion
3 requests relief that is necessary and narrowly tailored to protect only that confidential
4 information. (Selwyn Declaration ¶ 3.)

5 Pursuant to the Court's standing order regarding motions to file under seal, effective
6 December 1, 2011, attached is the proposed public redacted versions of Items 1 and 2 that Apple
7 is seeking to file under seal. Pursuant to Civil L.R. 79-(c), Apple will lodge with the Clerk the
8 document at issue with the sealable portions highlighted.

9 Pursuant to General Order No. 62, Apple's entire filing will be lodged with the Court for
10 *in camera* review and served on all parties.

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1 Dated: June 7, 2012

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on June 7, 2012 to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Civil Local Rule 5.4. Any other counsel of record will be served by electronic mail, facsimile and/or overnight delivery.

/s/ Mark D. Selwyn
Mark D. Selwyn