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 11 Attorneys for Plaintiff and
 Counterclaim-Defendant APPLE INC.

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

16 APPLE INC., a California corporation,
 17 Plaintiff,
 18 v.
 19 SAMSUNG ELECTRONICS CO., LTD., a
 Korean corporation; SAMSUNG
 20 ELECTRONICS AMERICA, INC., a New
 York corporation; and SAMSUNG
 21 TELECOMMUNICATIONS AMERICA,
 LLC, a Delaware limited liability company,
 22 Defendants.
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Case No. 11-cv-01846-LHK (PSG)
**ADMINISTRATIVE MOTION TO
 FILE UNDER SEAL DOCUMENTS
 REGARDING APPLE'S
 OPPOSITION TO SAMSUNG'S
 DESIGN CLAIM CONSTRUCTION**

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, unreacted Declaration of Peter Bressler in Support of Apple’s
4 Response to Samsung’s Opening Memorandum Regarding Design Patent Claim
5 Construction (“Bressler Declaration”), portions of which have been designated
6 confidential as set forth below;
- 7 2. Exhibits 2-11, 20, 31-37, 39-40 and 72-77 to the Declaration of Peter Bressler in
8 Support of Apple’s Response to Samsung’s Opening Memorandum Regarding
9 Design Patent Claim Construction, which has been designated confidential as set
10 forth below; and
- 11 3. Exhibits 1-14 and 27 to the Declaration of Jason R. Bartlett In Support of Apple’s
12 Response to Samsung’s Opening Memorandum Regarding Design Patent Claim
13 Construction (“Bartlett Declaration”), which has been designated confidential as
14 set forth below.

15 Exhibits 2-11, 31-37, and 72-77 to the Bressler Declaration and Exhibits 1-3 and 5-12 to
16 the Bartlett Declaration contain information that is highly confidential as set out in the
17 Declaration of Cyndi Wheeler in Support of Apple’s Administrative Motion to File Documents
18 Under Seal (“Wheeler Declaration”). It is Apple’s policy not to disclose or describe to third
19 parties its confidential patent strategy, design and product development information. (Wheeler
20 Declaration ¶ 4.) The Apple-confidential material in these exhibits relate to such confidential
21 information, as detailed in the Wheeler Declaration. (*Id.* ¶ 2-3.) This information is highly
22 confidential to Apple and could be used by Apple’s competitors to Apple’s disadvantage if
23 disclosed publicly. (*Id.*) The relief requested in this motion is necessary and is narrowly tailored
24 to protect confidential information, focusing only on specific portions of the documents at issue.
25 (*Id.* ¶ 6.)

26 Exhibits 20 and 39-40 to the Bressler Declaration and Exhibits 4 and 13-14 to the Bartlett
27 Declaration contain materials that Samsung has designated as confidential under the protective
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1 order entered in this case. Apple expects that, pursuant to Civil Local Rule 79-5(d), Samsung will
2 file a declaration seeking to establish good cause to permit the sealing of these materials.

3 Finally, to extent the Bressler Declaration refers to or discusses the above-referenced
4 confidential materials, it could be used to Apple's disadvantage by competitors if not filed under
5 seal, for the same reasons. (*Id.* ¶ 5.)

6 Pursuant to Civil Local Rule 79-5(c), Apple will lodge with the Clerk the documents at
7 issue.

8 Dated: June 26, 2012

MORRISON & FOERSTER LLP

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

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Attorneys for Plaintiff
APPLE INC.

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