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Counterclaim-Defendant APPLE INC

11
12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN JOSE DIVISION
15

16 APPLE INC., a California corporation,

17 Plaintiff,

18 v.

19 SAMSUNG ELECTRONICS CO., LTD., a
Korean business entity; SAMSUNG
20 ELECTRONICS AMERICA, INC., a New York
corporation; SAMSUNG
21 TELECOMMUNICATIONS AMERICA, LLC, a
Delaware limited liability company,

22 Defendants.
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Case No. 11-cv-01846-LHK

**APPLE INC.'S ADMINISTRATIVE
MOTION TO FILE DOCUMENTS
UNDER SEAL RE APPLE'S MOTIONS
IN LIMINE**

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

- 4 1. The confidential, unredacted version of Apple's Motions in Limine;
- 5 2. Exhibits to the Declaration of Jason R. Bartlett in Support of Apple's Motions in
6 Limine ("Bartlett Declaration") that have been designated confidential as set forth below.

7 Apple's Motion in Limine and Exhibit 10 to the Bartlett Declaration contain information
8 that is highly confidential as set out in the Declaration of Cyndi Wheeler in Support of Apple's
9 Administrative Motion to File Documents Under Seal re Apple's Motions in Limine ("Wheeler
10 Decl."). It is Apple's policy not to disclose or describe to third parties its confidential, non-public
11 product design and development process. (Wheeler Decl. ¶4.) This information is highly
12 confidential to Apple. (*Id.*) The information described above could be used by Apple's
13 competitors to Apple's disadvantage if disclosed publicly. (*Id.*) The relief requested in this
14 motion is necessary and is narrowly tailored to protect confidential information, focusing only on
15 specific portions of the documents at issue. (*Id.*)

16 Exhibit 2 to the Bartlett Declaration and Apple's Motions in Limine contain materials and
17 refer to information that Samsung has designated as highly confidential under the protective order
18 entered in this case. Apple expects that pursuant to Civil Local Rule 79-5(d), Samsung will file a
19 declaration seeking to establish good cause to permit the sealing of these materials.

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

1 Dated: July 5, 2012

MORRISON & FOERSTER LLP

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4 By: /s/ Alison M. Tucher
ALISON M. TUCHER

5 Attorneys for Plaintiff
6 APPLE INC.
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Dated: July 5, 2012