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 8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA**  
 10 **SAN JOSE DIVISION**

11 APPLE INC., a California Corporation

12 Plaintiff,

13 v.

14 SAMSUNG ELECTRONICS CO., LTD, a  
 15 Korean business entity; SAMSUNG  
 16 ELECTRONICS AMERICA, INC., a New  
 17 York corporation; SAMSUNG  
 TELECOMMUNICATIONS AMERICA,  
 LLC, a Delaware limited liability company

18 Defendants.

Case No: 11-cv-01846-LHK

**[PROPOSED] ORDER GRANTING  
 THIRD PARTY TOSHIBA  
 CORPORATION'S EMERGENCY  
 ADMINISTRATIVE MOTION TO FILE  
 DOCUMENTS UNDER SEAL**

Judge: The Honorable Lucy H. Koh

1 Third Party Toshiba Corporation (“Toshiba”) has filed an emergency administrative  
2 motion to seal portions of Trial Exhibit 630 and has submitted the declaration of Mr. Yuji  
3 Uchigasaki in support of its motion. Based on the declaration of Mr. Uchigasaki, the Court finds  
4 that the financial terms and the description of the license scope of the Toshiba/Samsung license  
5 in Exhibit 3A of Trial Exhibit 630 are the type of highly sensitive business confidential  
6 information that is not available to Toshiba’s competitors and that provide Toshiba with an  
7 opportunity to obtain an advantage over competitors who do not know or use it. Accordingly,  
8 the Court finds compelling reasons to seal Exhibit 3A of Trial Exhibit 630.

9 Exhibit 1 to the declaration of Mr. Uchigasaki contains the same information.  
10 Accordingly, the Court also finds compelling reasons to seal Exhibit 1 to the declaration of  
11 Mr. Uchigasaki.

12 IT IS HEREBY ORDERED THAT Toshiba’s motion to seal Exhibit 3A of Trial  
13 Exhibit 630 is GRANTED. Only the redacted version of Exhibit 3A of Trial Exhibit 630 (as  
14 shown in Exhibit 2 to the declaration of Mr. Uchigasaki) may be presented in open court.

15 IT IS FURTHER ORDERED THAT Toshiba’s motion to seal Exhibit 1 to the  
16 declaration of Mr. Uchigasaki is GRANTED.

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18 Dated: \_\_\_\_\_

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The Honorable Lucy H. Koh  
United States District Judge