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 12 Counterclaim-Defendant APPLE INC

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

17 APPLE INC., a California corporation,  
 18 Plaintiff,  
 19 v.  
 20 SAMSUNG ELECTRONICS CO., LTD., a  
 Korean business entity; SAMSUNG  
 21 ELECTRONICS AMERICA, INC., a New York  
 corporation; SAMSUNG  
 22 TELECOMMUNICATIONS AMERICA, LLC, a  
 Delaware limited liability company,  
 23 Defendants.  
 24

Case No. 11-cv-01846-LHK

**NOTICE OF WITHDRAWAL OF  
 EXHIBIT G TO DECLARATION  
 OF MICHEL MAHARBIZ IN  
 SUPPORT OF APPLE'S  
 OPPOSITION TO SAMSUNG'S  
 MOTION FOR SUMMARY  
 JUDGMENT UNDER L.R. 79-5(E)**

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1 Pursuant to Civil Local Rule 79-5(e), Apple hereby withdraws Exhibit G to the  
2 Declaration of Michel Maharbiz in Support of Apple's Opposition to Samsung's Motion for  
3 Summary Judgment ("Exhibit G").

4 L.R. 79-5(e) specifies that if a motion to seal is denied, "the submitting party may retain  
5 the document and not make it part of the record in the case[.]" See also *Tessera, Inc. v.*  
6 *Qualcomm, Inc.*, No. C 12-692 CW, 2012 U.S. Dist. LEXIS 85669, at \*7 (N.D. Cal. June 20,  
7 2012) (denying motion to seal and ordering party to file in public record or withdraw exhibit);  
8 *Centrifly Corp. v. Quest Software, Inc.*, No. C 10-3873 CW, 2011 U.S. Dist. LEXIS 148061, at \*3  
9 (N.D. Cal. Dec. 23, 2011) (same). Apple filed a motion to seal Exhibit G on June 1, 2012 (Dkt.  
10 No. 1013), which the Court denied on July 17, 2012 with leave to file a renewed motion to seal  
11 (Dkt. No. 1256.) Exhibit G is no longer relevant to the case, as it pertained to claims which have  
12 been voluntarily dismissed (Dkt. No. 1178.) Apple, as the submitting party, will retain the  
13 document and not make it a part of the record in the case.

14 Dated: August 2, 2012

MORRISON & FOERSTER LLP

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16 By: /s/ Jason R. Bartlett  
JASON R. BARTLETT

17  
18 Attorneys for Plaintiff  
APPLE INC.