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8   UNITED STATES DISTRICT COURT

9   NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE

10 APPLE INC., a California corporation,   CASE NO. 11-cv-01846-LHK

11   Plaintiff,   **[PROPOSED] ORDER DENYING
                                                 MOTIONS TO SEAL TRIAL AND
12   v.   PRETRIAL EVIDENCE**

13 SAMSUNG ELECTRONICS CO., LTD., a
    Korean Business entity; SAMSUNG
14 ELECTRONICS AMERICA, INC., a New   Date: No hearing set
    York corporation; SAMSUNG   Time: N/A
15 TELECOMMUNICATIONS AMERICA,   Place: Courtroom 1, 5th Floor
    LLC, a Delaware limited liability company,   **Judge: Hon. Lucy H. Koh**

16   Defendants.

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18   The Court has reviewed various sealing motions and Reuters America LLC's opposition

19 thereto. Having read and considered the motions and opposition, the Court hereby DENIES the

20 motions by Apple and/or Samsung (Document Numbers 1414, 1488, 1490, 1495, 1499) and the

21 motions by various third parties regarding licensing agreements (Document Numbers 1328, 1334,

22 1340, 1376, 1390, 1396, 1400, 1481, 1486, 1489, 1493, 1498, 1506) for the reasons outlined in

23 Reuters' opposition. *Kamakana v. City and County of Honolulu*, 447 F.3d 1172, 1182-83 (9th Cir.

24 2006) [judge need not document compelling reasons to unseal; rather the proponent of sealing

25 bears the burden and a failure to meet that burden means the default posture of public access

26   / / /

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Case No. 11-cv-01846-LHK – [PROPOSED] ORDER DENYING MOTIONS TO SEAL   1
TRIAL AND PRETRIAL EVIDENCE

1 prevails; non-party's reliance upon protective order is unreasonable and is not a compelling

2 reason that rebuts the presumption of access].

3   IT IS SO ORDERED.

4 Dated:

5   The Honorable Lucy H. Koh
Judge, United States District Court
Northern District of California

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