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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE INC., a California corporation,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD., a
Korean corporation; SAMSUNG
ELECTRONICS AMERICA, INC., a New
York corporation; and SAMSUNG
TELECOMMUNICATIONS AMERICA,
LLC, a Delaware limited liability company,

Defendants.

Case No. 11-cv-01846-LHK

**[PROPOSED] ORDER SEALING
SAMSUNG'S UNREDACTED
MOTION TO EXCLUDE ORDINARY
OBSERVER OPINIONS OF APPLE
EXPERT COOPER WOODRING
AND SUPPORTING MATERIALS**

Date:
Time:
Place:
Judge: Hon. Lucy H. Koh

[PROPOSED] ORDER SEALING SAMSUNG'S UNREDACTED MOTION TO EXCLUDE ORDINARY
OBSERVER OPINIONS OF APPLE EXPERT COOPER WOODRING AND SUPPORTING MATERIALS
CASE No. 11-cv-01846-LHK
sf-3040123

1 Defendants Samsung Electronics Co. Ltd., Samsung Electronics America, Inc., and
2 Samsung Telecommunications America, LLC (collectively, “Samsung”) filed Samsung’s
3 Stipulated Administrative Motion to File Under Seal Pursuant to Civil Local Rules 7-11 and 79-5
4 on August 22, 2011 in support of Samsung’s Motion to Exclude Ordinary Observer Opinions of
5 Apple Expert Cooper Woodring. (D.N. 169.) Pursuant to Civil L.R. 79-5(d), Samsung moved to
6 seal certain documents designated as “CONFIDENTIAL” and “HIGHLY CONFIDENTIAL
7 ATTORNEYS’ EYES ONLY” by plaintiff Apple Inc. (“Apple”) under the interim protective
8 order for the Northern District of California. Also pursuant to Civil L.R. 79-5(d), for the purpose
9 of establishing that the designated information is sealable, Apple filed the Declaration of Cyndi
10 Wheeler in Support of Sealing Samsung’s Unredacted Motion to Exclude Ordinary Observer
11 Opinions of Apple Expert Cooper Woodring and Exhibits 3, 5, and 8 of the Declaration of
12 Michael T. Zeller (“Wheeler Declaration”). The Wheeler Declaration provides sufficient
13 evidence that the documents and information designated as confidential by Apple, and filed under
14 seal by Samsung, are “privileged or protectable as a trade secret or otherwise entitled to
15 protection under the law” and thus sealable. Civil L.R. 79-5(a).

16
17 Accordingly, IT IS HEREBY ORDERED that the following documents shall be filed
18 under seal:

- 19 • Exhibits 3, 5 and 8 to the Declaration of Michael T. Zeller in Support of Samsung’s
20 Motion to Exclude Ordinary Observer Opinions of Apple Expert Cooper Woodring
21 (“Zeller Declaration”) (D.N. 177); and
- 22 • The confidential, unredacted version of Samsung’s Motion to Exclude Ordinary Observer
23 Opinions of Apple Expert Cooper Woodring (D.N. 176), which includes information from
24 Exhibits 3, 5 and 8 to the Zeller Declaration.
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IT IS SO ORDERED.

Dated: _____

Hon. Lucy H. Koh
United States District Judge