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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE INC., a California corporation,)	Case No.: 11-CV-01846-LHK
)	
Plaintiff,)	ORDER GRANTING MOTION TO FILE
)	DOCUMENTS UNDER SEAL
v.)	
)	
SAMSUNG ELECTRONICS CO., LTD., A)	
Korean business entity; SAMSUNG)	
ELECTRONICS AMERICA, INC., a New York)	
corporation; SAMSUNG)	
TELECOMMUNICATIONS AMERICA, LLC,)	
a Delaware limited liability company,)	
)	
Defendants.)	

On May 5, 2011, Defendants Samsung Electronics America, Inc. and Samsung Telecommunications America, LLC (collectively "Samsung") moved to file the following documents under seal: (1) the unredacted version of Samsung's opposition to Plaintiff's motion for expedited discovery; (2) the declaration of Brian Rosenberg in support of Samsung's opposition; and (3) the declaration of Travis Merrill in support of Samsung's opposition. Samsung represents that Plaintiff Apple Inc. does not oppose the motion.

Where, as here, a party seeks to seal documents attached to a non-dispositive motion, the Ninth Circuit requires a showing of good cause to justify the sealing of those documents. *Kamakana v. City and County of Honolulu*, 447 F.3d 1172, 1180 (9th Cir. 2006). In addition, the Local Rules of this Court require that all requests to file under seal be "narrowly tailored to seek

1 sealing only of sealable material.” Civ. L.R. 79-5(a). Here, Samsung claims that good cause exists
2 to seal the material requested because it contains confidential information relating to unreleased
3 product launch dates, Samsung’s total number of employees, and the number of employees
4 involved in the design and marketing of the products at issue. The Court agrees that the
5 declarations Samsung seeks to seal consist almost entirely of such confidential information, and
6 sealing of these documents is therefore appropriate. In addition, Samsung has narrowly tailored the
7 redactions of its opposition brief to seal only material that incorporates the sealable information
8 contained in the declarations. The Court thus finds that good cause exists to seal these documents
9 and GRANTS Samsung’s motion to file under seal.

10 **IT IS SO ORDERED.**

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12 Dated: May 10, 2011

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15 LUCY H. KOH
16 United States District Judge
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