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13 Attorneys for SAMSUNG ELECTRONICS
 CO., LTD., SAMSUNG ELECTRONICS
 14 AMERICA, INC. and SAMSUNG
 TELECOMMUNICATIONS AMERICA, LLC
 15

16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

18 APPLE INC., a California corporation,

19 Plaintiff,

20 vs.

21 SAMSUNG ELECTRONICS CO., LTD., a
 Korean business entity; SAMSUNG
 22 ELECTRONICS AMERICA, INC., a New
 York corporation; SAMSUNG
 23 TELECOMMUNICATIONS AMERICA,
 LLC, a Delaware limited liability company,

24 Defendants.
 25

CASE NO. 11-cv-01846-LHK

**DECLARATION OF MELISSA CHAN IN
 SUPPORT OF SAMSUNG'S
 ADMINISTRATIVE MOTION TO FILE
 UNDER SEAL ITS OPPOSITION TO
 APPLE'S MOTION TO COMPEL
 DOCUMENTS AND THINGS**

1 I, Melissa Chan, declare:

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3 1. I am an associate in the law firm of Quinn Emanuel Urquhart & Sullivan, LLP,
4 counsel for Samsung Electronics Co., Ltd., Samsung Electronics America, Inc. and Samsung
5 Telecommunications America, LLC (collectively, "Samsung"). Unless otherwise indicated, I
6 have personal knowledge of the facts set forth in this declaration and, if called upon as a witness, I
7 could and would testify as follows.

8 2. Samsung files its administrative motion for an order to seal to protect the
9 confidentiality of information discussed in Samsung's Opposition to Apple's Motion to Compel
10 Documents and Things ("Samsung's Opposition"), the Declaration of Melissa Chan in Support of
11 Samsung's Opposition to Apple's Motion to Compel Documents and Things (the "Chan
12 Declaration"), Exhibits 1 and 4 of the Chan Declaration, and the Declaration of Hankil Kang in
13 Support of Samsung's Opposition to Apple's Motion to Compel Documents and Things (the
14 "Kang Declaration"). These documents contain information declared to be HIGHLY
15 CONFIDENTIAL — ATTORNEYS EYES ONLY.

16 3. Exhibit 1 of the Chan Declaration is a communication between counsel for
17 Samsung and counsel for Apple regarding production of documents and things, including
18 information about highly confidential source code.

19 4. Exhibit 4 of the Chan Declaration consists of email from Samsung's counsel to
20 Apple's counsel on December 28, 2011, demanding that Apple communicate whether it was going
21 to accept the offered deposition dates. This document contains confidential business information
22 regarding Samsung's personnel and has accordingly been designated as HIGHLY
23 CONFIDENTIAL — ATTORNEYS EYES ONLY.

24 5. Both Samsung's Opposition and the Chan Declaration discuss and quote from the
25 information contained in the above documents, which has been designated as highly confidential.
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6. The Kang Declaration contains Samsung's confidential business information, including about unreleased product designs. This information is maintained as highly confidential by Samsung in the ordinary course of business and is not disclosed to competitors.

I declare under penalty of perjury that the foregoing is true and correct. Executed in Redwood Shores, California on January 17, 2012.

/s/ Melissa Chan

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General Order 45 Attestation

I, Victoria F. Maroulis, am the ECF user whose ID and password are being used to file this Declaration. In compliance with General Order 45(X)(B), I hereby attest that Melissa Chan has concurred in this filing.

/s/ Victoria Maroulis