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11 Attorneys for Plaintiff and  
 12 Counterclaim-Defendant APPLE INC.

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

18 APPLE INC., a California corporation,  
 19 Plaintiff,  
 20 v.  
 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.  
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Case No. 11-cv-01846-LHK (PSG)

**DECLARATION OF  
 ERICA TIERNEY IN  
 SUPPORT OF APPLE'S  
 ADMINISTRATIVE MOTION  
 TO FILE DOCUMENTS  
 UNDER SEAL**

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I, Erica Tierney, do hereby declare as follows:

1. I am an attorney for Apple Inc. (“Apple”). I submit this declaration in support of Apple’s Administrative Motion to File Documents Under Seal. I have personal knowledge of the matters set forth below. If called as a witness I could and would testify competently as follows.

2. Apple’s Motion for Partial Summary Judgment, the Declaration of Saku Hieta (“Hieta Declaration”) and the exhibits to the Hieta Declaration contain Apple-confidential information. Specifically:

- Apple’s Motion for Partial Summary Judgment contains information regarding the baseband processors used in Apple’s products. This information is not publicly available and could be used by Apple’s competitors to its disadvantage. A proposed redacted version is attached hereto as Exhibit 1.
- The Hieta Declaration contains information regarding the baseband processors used in Apple’s products. This information is not publicly available and could be used by Apple’s competitors to its disadvantage. A proposed redacted version is attached hereto as Exhibit 2.
- The Exhibits to the Hieta Declaration contains information regarding the baseband processors used in Apple’s products. This information is not publicly available and could be used by Apple’s competitors to its disadvantage. A proposed redacted version is attached hereto as Exhibit 3.

3. It is Apple’s policy not to disclose or describe information regarding the inputs to its products. The above information is confidential to Apple. If disclosed, the information in the materials described above could be used by Apple’s competitors to Apple’s disadvantage.

4. The relief requested in this renewed motion is necessary and is narrowly tailored to protect confidential information, focusing only on specific exhibits and specific portions of the briefs at issue.

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I declare under the penalty of perjury under the laws of the United States of America that the forgoing is true and correct to the best of my knowledge and that this Declaration was executed this 25th day of January, 2012, at Cupertino, California.

Dated: January 25, 2012

By: Erica Tierney  
Erica Tierney