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Attorneys for Plaintiff and
 Counterclaim-Defendant Apple Inc.

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION**

13 APPLE INC., a California corporation,
 14 Plaintiff,
 15 vs.
 16 SAMSUNG ELECTRONICS CO., LTD., a
 17 Korean business entity, SAMSUNG
 18 ELECTRONICS AMERICA, INC., a New
 19 York corporation, and SAMSUNG
 TELECOMMUNICATIONS AMERICA,
 20 LLC, a Delaware limited liability company,
 Defendants.

Civil Action No. 11-CV-01846-LHK

**APPLE INC.'S ADMINISTRATIVE
 MOTION TO FILE DOCUMENTS
 UNDER SEAL**

21 SAMSUNG ELECTRONICS CO., LTD., a
 22 Korean business entity, SAMSUNG
 23 ELECTRONICS AMERICA, INC., a New
 24 York corporation, and SAMSUNG
 TELECOMMUNICATIONS AMERICA,
 LLC, a Delaware limited liability company,
 25 Counterclaim-Plaintiffs,
 26 v.
 27 APPLE INC., a California corporation,
 28 Counterclaim-Defendant.

1 In accordance with Civil L.R. 7-11 and 79-5, and General Order No. 62, Apple Inc.
2 (“Apple”) moves for an order to seal the following documents:

3 1. Confidential portions of Apple’s Notice of Motion and Motion for Summary
4 Judgment of Non-Infringement of U.S. Patent Number 7,362,867 and Invalidity of U.S.
5 Patent Numbers 7,456,893 and 7,577,460, filed herewith.

6 2. Exhibits 4, 5, 7, 9, 10, 12-17, 22 and 26 to the Declaration of Mark D. Selwyn in
7 Support of Apple’s Motion for Summary Judgment, filed herewith.

8 Items 1 and 2 of the above documents contain information that Samsung has designated
9 as confidential under the protective order. Apple expects that pursuant to Civil Local Rule 79-
10 5(d), Samsung will file a declaration, and accompanying Proposed Order, attempting to establish
11 good cause to permit the sealing of these materials.

12 Items 1 and 2 of the above documents also contain information that is Apple-confidential
13 as set out in the Declaration of Erica Tierney in Support of Apple’s Administrative Motion to
14 File Documents Under Seal (“Tierney Declaration”), filed herewith. As described in the Tierney
15 Declaration, this motion requests relief that is necessary and narrowly tailored to protect only
16 that confidential information. It is Apple’s policy not to disclose or describe its confidential
17 design and product development information. (Tierney Declaration ¶ 3.) This information is
18 highly confidential to Apple. (*Id.*) The information described above could be used by Apple’s
19 competitors to Apple’s disadvantage if disclosed publicly. (*Id.*) The relief requested in this
20 motion is necessary and is narrowly tailored to protect confidential information, focusing only on
21 specific portions of the documents at issue. (*Id.* ¶ 4.)

22 Items 1 and 2 of the above documents also contain information that is confidential to
23 Intel as set out in the Declaration of Mark D. Selwyn in Support of Apple’s Administrative
24 Motion to File Documents Under Seal (“Selwyn Declaration”), filed herewith. As described in
25 the Selwyn Declaration, this motion requests relief that is necessary and narrowly tailored to
26 protect only that confidential information. (Selwyn Declaration ¶ 3.)

1 Pursuant to the Court’s standing order regarding motions to file under seal, effective
2 December 1, 2011, attached is the proposed public redacted versions of Item 1 that Apple is
3 seeking to file under seal. Pursuant to Civil L.R. 79-(c), Apple will lodge with the Clerk the
4 document at issue with the sealable portions highlighted.

5 Because Exhibits 4, 5 and 9 may also contain Samsung confidential information and were
6 marked “Highly Confidential” by Samsung, Apple is not lodging proposed public redacted
7 versions of those documents. Apple will coordinate with Samsung to lodge the public redacted
8 versions concurrently with Samsung’s declaration in support of this motion.

9 Pursuant to General Order No. 62, Apple’s entire filing will be lodged with the Court for
10 *in camera* review and served on all parties.

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1 Dated: May 17, 2012

2 /s/ Mark. D Selwyn
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on May 17, 2012 to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Civil Local Rule 5.4. Any other counsel of record will be served by electronic mail, facsimile and/or overnight delivery.

/s/ Mark. D Selwyn
Mark D. Selwyn