

1 The Hon. Ricardo S. Martinez

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8 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 MICROSOFT CORPORATION, a  
Washington corporation,

11 Plaintiff,

12 v.

13 IMMERSION CORPORATION, a  
14 Delaware corporation,

15 Defendant.

No. C07-0936RSM

**PLAINTIFF'S MOTION TO FILE  
EXHIBITS UNDER SEAL**

**Noted for Consideration:  
June 26, 2008**

16  
17 Pursuant to Local Rule 5(g), plaintiff respectfully requests that the Court allow  
18 plaintiff to file Exhibits 1, 2, 6-8, 18, 19, 21, 23, 28-37, 39, 41-50, 56, and 58-69 to the  
19 Declaration of Wendy E. Lyon in Support of Plaintiff's Motion for Partial Summary  
20 Judgment on Breach of Contract ("Lyon Declaration") under seal.

21 All of the exhibits noted above have either already been marked as Confidential by  
22 one or more parties to this lawsuit, or believes in good faith is significantly sensitive and  
23 protected by a right to privacy under federal or state law or any other applicable privilege  
24 or right related to confidentiality or privacy. All of the documents are marked  
25 "Confidential" in accordance with the Stipulated Protective Order Regarding Treatment by  
26 the Parties of Confidential Documents,

PLAINTIFF'S MOTION TO FILE EXHIBITS UNDER SEAL  
(NO. C07-936RSM)- 1  
4844-2321-8434.01  
062608/1302/20363.00411

Riddell Williams P.S.  
1001 FOURTH AVENUE  
SUITE 4500  
SEATTLE, WA 98154-1192  
206.624.3600

1 Sealing of certain exhibits is authorized under Local Rule 5(g) because the facts  
2 warranting sealing overcome the strong presumption in favor of public access to the  
3 document. Moreover, the public's interest in accessing the exhibits to the Lyon  
4 Declaration is minimal. General information related to the parties' claims can be obtained  
5 from plaintiff's motion. Nor do the exhibits deal with any matters of public importance.

### 6 CONCLUSION

7 For the foregoing reasons, plaintiff respectfully request that the Court allow  
8 Exhibits 1, 2, 6-8, 18, 19, 21, 23, 28-37, 39, 41-50, 56, and 58-69 to the Declaration of  
9 Wendy E. Lyon In Support of Plaintiff's Motion for Partial Summary Judgment ON Breach  
10 of Contract to be filed under seal. An order authorizing sealing these documents is  
11 submitted herewith.

12 DATED this 26<sup>th</sup> day of June, 2008.

13 /s/ Wendy E. Lyon  
14 Paul J. Kundtz, WSBA #13548  
15 Blake Marks-Dias, WSBA #28169  
16 Wendy E. Lyon, WSBA #34461  
17 Riddell Williams P.S.  
18 1001 Fourth Avenue, Suite 4500  
19 Seattle, WA 98154  
20 Tel: (206) 624-3600  
21 Fax: (206) 389-1708  
22 wlyon@riddellwilliams.com  
23 Attorneys for Plaintiff  
24 MICROSOFT CORPORATION  
25  
26

1 **CERTIFICATE OF SERVICE**

2 I, Margaret R. Friedmann, declare as follows:

3 I am over 18 years of age and a citizen of the United States. I am employed as a  
4 legal secretary by the law firm of Riddell Williams P.S.

5 On the date noted below I electronically filed the foregoing document titled  
6 **PLAINTIFF'S MOTION TO FILE EXHIBITS UNDER SEAL**, with an attached  
7 **[PROPOSED] ORDER GRANTING PLAINTIFF'S MOTION TO FILE EXHIBITS**  
8 **UNDER SEAL** with the Clerk of the Court using the CM/ECF system which will send  
9 notification of such filing to the following counsel for Immersion Corporation:

10 Bradley S. Keller  
11 Jofrey M. McWilliam  
12 Email: [bkeller@byrneskeller.com](mailto:bkeller@byrneskeller.com)  
[jmcwilliam@byrneskeller.com](mailto:jmcwilliam@byrneskeller.com)

13 Richard M. Birnholz  
14 Morgan Chu  
15 Alan J. Heinrich  
16 David R. Kaplan  
17 Email: [rbirnholz@irell.com](mailto:rbirnholz@irell.com)  
[mchu@irell.com](mailto:mchu@irell.com)  
[aheinrich@irell.com](mailto:aheinrich@irell.com)  
[dkaplan@irell.com](mailto:dkaplan@irell.com)

18 I declare under penalty of perjury under the laws of the State of Washington that the  
19 foregoing is true and correct.

20 Executed at Seattle, Washington this 26<sup>th</sup> day of June, 2008.

21 

22 Margaret R. Friedmann  
23 Legal Secretary, Riddell Williams P.S.  
24 1001 Fourth Avenue, Suite 4500  
25 Seattle, WA 98154  
26 Phone: (206) 624-3600  
Fax: (206) 389-1708  
Email: [mfriedmann@riddellwilliams.com](mailto:mfriedmann@riddellwilliams.com)