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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

APPLE INC., a California corporation,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD., a
Korean corporation; SAMSUNG
ELECTRONICS AMERICA, INC., a New
York corporation; and SAMSUNG
TELECOMMUNICATIONS AMERICA,
LLC, a Delaware limited liability company,

Defendants.

Case No. 11-cv-01846-LHK

**[PROPOSED] ORDER GRANTING
APPLE'S EMERGENCY MOTION
TO STAY ENFORCEMENT OF
ORDER RE: INCORRECTLY FILED
DOCUMENTS**

1 Apple filed a motion to stay enforcement of the Court’s Order Re: Incorrectly Filed
2 Documents (Dkt. No. 2167). The Court denied Apple’s request to remove certain documents, as
3 the Court had previously denied sealing of those documents.

4 Apple has appealed that earlier order, however. As the Court has previously held (Dkt.
5 No. 2168 at 8, 9; Dkt. No. 2047 at 7), should the Federal Circuit disagree with the Court’s earlier
6 orders regarding sealing, Apple will be deprived of any remedy if this Court does not stay its Order.
7 When the information is publicly filed, what once may have been trade secret no longer will be. Thus,
8 Apple may be irreparably injured absent a stay. In contrast, the public interest, which favors
9 disclosure of relevant information in order to understand the proceedings, is not unduly harmed by a
10 short stay.

11 Accordingly, Apple’s motion to stay is GRANTED.

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13 **IT IS SO ORDERED.**

14 Dated: _____

Hon. Lucy H. Koh
United States District Court Judge

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