

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP
Charles K. Verhoeven (Cal. Bar No. 170151)
2 charlesverhoeven@quinnemanuel.com
50 California Street, 22nd Floor
3 San Francisco, California 94111
Telephone: (415) 875-6600
4 Facsimile: (415) 875-6700

5 Kevin P.B. Johnson (Cal. Bar No. 177129)
kevinjohnson@quinnemanuel.com
6 Victoria F. Maroulis (Cal. Bar No. 202603)
victoriamaroulis@quinnemanuel.com
7 555 Twin Dolphin Drive 5th Floor
Redwood Shores, California 94065
8 Telephone: (650) 801-5000
Facsimile: (650) 801-5100

9 Michael T. Zeller (Cal. Bar No. 196417)
10 michaelzeller@quinnemanuel.com
865 S. Figueroa St., 10th Floor
11 Los Angeles, California 90017
Telephone: (213) 443-3000
12 Facsimile: (213) 443-3100

13 Attorneys for SAMSUNG ELECTRONICS
CO., LTD., SAMSUNG ELECTRONICS
14 AMERICA, INC. and SAMSUNG
TELECOMMUNICATIONS AMERICA, LLC
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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.
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CASE NO. 11-cv-01846-LHK

**SAMSUNG'S ADMINISTRATIVE
MOTION TO FILE DOCUMENTS
UNDER SEAL**

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1 Pursuant to Civil L.R. 7-11 and 79-5, and General Order No. 62, Defendants Samsung
2 Electronics Co. Ltd., Samsung Electronics America, Inc., and Samsung Telecommunications
3 America, LLC (collectively, “Samsung”) hereby bring this administrative motion for an order to
4 seal:

- 5 1. The Supplemental Declaration of Stephen Gray in Support of Samsung’s
6 Opposition to Apple’s Motion for a Permanent Injunction and Damages
7 Enhancement (“Gray Declaration”), and Exhibit A thereto.

8 The Gray Declaration contains detailed descriptions of the operation of Samsung’s source
9 code. Exhibit A to the Gray Declaration contains excerpts from the December 3, 2012 deposition
10 of Karan Singh, Ph.D. which similarly contain detail descriptions of the operation of Samsung’s
11 source code. This information poses a competitive harm to Samsung as competitors can re-create
12 the features found in Samsung’s products using the information contained in the documents.
13 “Compelling reasons” exist where the documents to be sealed are “sources of business information
14 that *might harm a litigant’s competitive standing.*” *Nixon v. Warner Communications, Inc.*, 435
15 U.S. 589, 598 (1978) (emphasis added); *see Agency Solutions.Com, LLC v. TriZetto Group, Inc.*,
16 819 F. Supp. 2d 1001, 1017 (E.D. Cal. 2011) (confidential source code is a trade secret).

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

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20 DATED: December 5, 2012

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

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By /s/ Victoria Maroulis

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Charles K. Verhoeven

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Kevin P.B. Johnson

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Victoria F. Maroulis

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Michael T. Zeller

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