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14 APPLIED MATERIALS, INC.

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17

18 APPLIED MATERIALS, INC.,

19 Plaintiff,

20 vs.

21 DEMARAY LLC,

22 Defendant.  
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CASE NO. 5:20-cv-09341-EJD

**APPLIED MATERIALS INC.'S  
RENEWED ADMINISTRATIVE  
MOTION TO FILE UNDER SEAL**

1 On March 23, 2022, Applied Materials Inc. (“Applied”) through counsel, and pursuant to  
2 Local Rules 7-11 and 79-5, moved for leave to file under seal portions of Applied’s Opposition to  
3 Demaray LLC’s (“Demaray”) Motion To Amend its Answer (the “Opposition”) and documents in  
4 support thereof as they contain highly confidential business information relating to Applied,  
5 Samsung Electronics America, Inc., Samsung Electronics Co., Ltd, Samsung Semiconductor, Inc.,  
6 and Samsung Austin Semiconductor, LLC (collectively “Samsung”), and Intel Corporation  
7 (“Intel”) product details and configurations. Dkt. 141. On August 5, 2022, this Court denied  
8 Applied’s motion to seal directing Applied to renew its motion so as to comply with Civil Local  
9 Rule 79-5(c)(3). Dkt. 164.

10 Pursuant to Local Rules 7-11 and 79-5, Applied hereby renews its motion for leave to file  
11 under seal Applied’s Opposition to Demaray’s Motion To Amend its Answer. This request is  
12 narrowly tailored to protect highly confidential business information.

13 Specifically, Applied seeks leave to file the following under seal:

- 14 • **Exhibits D–G, L** to the Declaration of Boris Lubarsky in Support of Applied’s  
15 Opposition to Demaray’s Motion to Amend its Complaint. (“Lubarsky Decl.”)  
16 include technical specifications, a PVD chamber manual, and Applied’s corporate  
17 representative’s testimony, and contain highly confidential Applied business  
18 information including details of proprietary reactor technology.
- 19 • **Exhibits A–C, J, K** to the Lubarsky Decl. are infringement contentions brought by  
20 Demaray in the customer suits in the Western District of Texas and contain highly  
21 confidential Intel, Samsung, and Applied business information including details of  
22 proprietary reactor technology. Demaray has also designated these infringement  
23 contentions as Highly Confidential under the respective protective orders in the  
24 customer suits in the Western District of Texas.
- 25 • Portions of Applied’s Opposition that cite or discuss the above information.

26 Applied states:

- 27 1. A protective order issued in this action on June 14, 2022. Dkt. 157.
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2. The above exhibits contain highly confidential business information including details of proprietary reactor technology. Applied has invested significant financial and technical resources in developing its proprietary reactor technology and public dissemination of the information could cause Applied and its customers, competitive and financial harm by revealing proprietary and confidential information specific to Applied’s trade secrets and intellectual property.
3. Demaray has also designated its infringement contentions as Confidential – Outside Counsels Eyes Only under the respective protective orders in the customer suits in the Western District of Texas.
4. Applied is filing herewith the Declaration of Boris Lubarsky in Support of Applied’s Renewed Administrative Motion to File Under Seal and a Proposed Order.

WHEREFORE, Applied respectfully requests that this Court grant it leave to file the above exhibits under seal as set forth herein.

DATED: August 10, 2022

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