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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

THE CALIFORNIA INSTITUTE OF TECHNOLOGY,

Plaintiff,

vs.

HUGHES COMMUNICATIONS INC., HUGHES NETWORK SYSTEMS LLC, DISH NETWORK CORPORATION, DISH NETWORK LLC, and DISHNET SATELLITE BROADBAND LLC,

Defendants.

Case No. 2:13-cv-07245-MRP-JEM

DEFENDANTS' APPLICATION TO FILE UNDER SEAL CONFIDENTIAL MATERIALS IN CONNECTION WITH DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

The Hon. Mariana R. Pfaelzer
United States District Court Judge

PLEASE TAKE NOTICE THAT pursuant to Civil Local Rule 79-5, Defendants and Counterclaim Plaintiffs Hughes Communications Inc., Hughes Network Systems LLC, DISH Network Corporation, DISH Network L.L.C., and dishNET Satellite Broadband L.L.C. ("Defendants") submit this application to the Court for an order sealing the materials described below filed by Defendants in connection with their Motion for Summary Judgment. This application applies to the following items:

- Defendants' Notice of Motion and Motion for Summary Judgment
- Memorandum in Support of Defendants' Motion for Summary Judgment
- Defendants' Statement of Uncontroverted Facts and Conclusions Of Law
- Declaration of Aaron Thompson in Support of Defendants' Motion for Summary Judgment and Exhibits Thereto
- Declaration of Dr. Brenden Frey in Support of Defendants' Motion for Summary Judgment and Exhibit Thereto
- Declaration of Thomas Paul Gaske
- [proposed] Judgment and Order Granting Defendants' Motion for Summary Judgment

Under Civil Local Rule 79-5, a party can request that documents be filed under seal by submitting a written application along with the documents sought to be filed under seal. Defendants apply to file these materials under seal on the ground that they contain information alleged by Caltech to be confidential pursuant to the terms of the Protective Order entered in this action on December 12, 2014. (Dkt. 175.) In addition, these materials contain information that third parties (Comtech and Xilinx) and Hughes considers highly confidential information related to the technical operation of their products.

For the foregoing reasons, Defendants respectfully request that the Court grant Defendants' Application to File under Seal.

Dated: March 2, 2015

By: */s/Aaron Thompson*
Aaron Thompson

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