

EXHIBIT C



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February 9, 2009

VIA E-MAIL AND U.S. MAIL

Sogol K. Pirnazar, Esq.
Gibson Dunn & Crutcher
333 South Grand Avenue
Los Angeles, California 90071

Re: AMD v. Intel

Dear Sogol:

Consistent with our agreed-upon protocols regarding deposition logistics, I am providing notice of the Intel and third party depositions that AMD and the Class intend to take in March. Additionally, I am providing notice of certain Intel depositions that we intend to take in April to give Intel ample time to make arrangements to make the witnesses available during the weeks requested. I also am providing notice of certain third party depositions we intend to take in April.

These requested depositions are in addition to the Intel and third party witness depositions already noticed and/or confirmed for the balance of February, March and April, including without limitation the depositions of Babak Sabi (February 6), Shmuel "Mooly" Eden (February 10-11), Michael Dell of Dell (February 11 and March 2), Fran O'Sullivan of Lenovo (February 12), John Antone (February 12-13), Daniel Kim of Appro (February 13), Jeff Clarke of Dell (February 18-20), Navin Shenoy (February 18-20), Patrick Bliemer (February 20), Pat Cathey of Avnet (February 20), Mark Cohen of Lenovo (February 23), Sophia Chew (February 23-24), Kevin Smith (February 24), Jeff Benck of IBM (February 24-25), Tom Kilroy (February 24-26), Hiroki Ohinata (February 25-26), Robert Adano (February 25-26), Christine Liang of ASI (February 27), Matt Dunford (March 2), David Stitzenberg (March 2-4), Dan Allen of Dell (March 3-5), Jonathan Khazam (March 4), John Wong (March 5-6), Takehiro Yoshii (March 6), Tau Leng of Supermicro (March 6), Arthur Roehm (March 9-13), Jeff McCrea (March 9-11), Masaaki Kinoshita (March 12-13), Sudeep Surender (March 13), Patrick Gelsinger (March 24-27), Kevin Rollins of Dell (March 24-25), Charlotte Lamprecht (March 25), Kazumasa Yoshida (March 25-28), Anand Chandrasekher (March 30-April 2), Greg O'Keefe (April 1-2), Shuichi Kako (April 2-3), Craig Barrett (April 13-16), Kazuhiko Kitagawa (April 16-17), Shunichi Takahashi (April 27-30), Stuart Pann (April 29-May 1) and Paul Otellini (April 27-May 1).

In addition, the following Intel witnesses' depositions have been requested but are not yet scheduled: Erik Steeb, Jean-Marc Dubreuil, Ernst Kunerth, Jason Chen, Michael Stamps, Mike Splinter, Mike Fister, Abhi Talwalkar, Jeff Hoogenboom, Neil Green, Rick Skett, and Arnd Christl.¹

A. Intel Witnesses

AMD and the Class intend to take the depositions of Alberto Spinelli, Laura Barbaro, Samantha Pedrozo, Jose Monroy, Karl Liebat, Chase Powell, Johnson Guo, Michael Tan, Joe Wolf, and James Reinders in March, and Robert Wang, Ahmad El-Dardiry, Jake Tatel, Greg Calfin, Jean Ann Nichols, Bart Heisey, Charlie Carey, Kirk Skaugen, Jun Woo Lim (aka Jordan Lim), Chi Kyu Lim (aka Tony Lim), Dong Sup Kim (aka Brad Kim), Jung Suk Yang (aka Jeffrey Yang), Mark Boles, David Allen, Mark Swearingen, Chung Lam, Justin Rattner, Steve Dallman, Jeff Reilley, Bill Siu, Bill Holt, Deborah Conrad, David Perlmutter, Diane Bryant, and Paul Fahey in April.

We also intend to take a 30(b)(6) deposition regarding Dell rebate numbers and a 30(b)(6) deposition regarding Intel rebate numbers.

1. March Depositions

- We would like to take Mr. Spinelli's deposition in March. We estimate the examination will take approximately fourteen hours.
- We would like to take Mr. Monroy's deposition in March. We estimate the examination will take approximately six hours.
- We would like to take the depositions of Ms. Barbaro, Ms. Pedrozo and Mr. Liebat in March. We estimate the examinations will take approximately four hours each.
- We would like to take Mr. Powell's deposition beginning on March 26. We estimate the examination will take approximately fourteen hours.
- We would like to take Mr. Guo's and Mr. Tan's depositions on consecutive days during the week of March 23 or March 30. We estimate the examinations will take approximately three and two hours respectively.
- We would like to take Mr. Wolf's and Mr. Reinders's depositions on two different days during the week of March 30. We estimate the examinations will take approximately six hours each.

¹ As you know, I previously notified you via email of our intent to depose Rick Skett and Arnd Christl.

- We would like to take the 30(b)(6) deposition regarding Dell rebate numbers and the 30(b)(6) deposition regarding Intel rebate numbers during the week of March 16, on two different days separated by a day in between. We estimate the examinations will take approximately seven hours each.

2. April Depositions

- We would like to take Mr. Wang's deposition in April. We estimate the examination will take approximately fourteen hours.
- We would like to take the deposition of Mr. El-Dardiry in April. We estimate the examination will take approximately seven hours,
- We would like to take Mr. Tatel's deposition in April. We estimate the examination will take approximately six hours.
- We would like to take Mr. Calfin's deposition in April. We estimate the examination will take approximately seven hours.
- We would like to take Ms. Nichols's deposition in April. We estimate the examination will take approximately ten hours.
- We would like to take Mr. Heisey's and Mr. Carey's depositions in April. We estimate the examinations will take approximately seven hours each.
- We would like to take Mr. Skaugen's deposition in April. We estimate the examination will take approximately four hours.
- We would like to take Jordan Lim, Tony Lim, Brad Kim, and Jeffrey Yang's depositions in April. We estimate the examinations will take approximately seven hours each.
- We would like to take Mr. Boles's deposition on April 2 or 3. We estimate the examination will take approximately six hours.
- We would like to take Mr. Allen's deposition during the week of April 6. We estimate the examination will take approximately twelve hours.
- We would like to take Mr. Swearingen's and Mr. Lam's depositions on different days during the week of April 6. We estimate the examinations will take approximately six hours each.
- We would like to take Mr. Rattner's deposition during the week of April 6. We estimate the examination will take approximately twelve hours.

- We would like to take Mr. Dallman's deposition during the week of April 13. We estimate the examination will take approximately fourteen hours.
- We would like to take Mr. Reilley's deposition during the week of April 13. We estimate the examination will take approximately six hours.
- We would like to take Mr. Siu's and Mr. Holt's depositions during the week of April 20. We estimate the examinations will take approximately six hours each.
- We would like to take Ms. Conrad's deposition during the week of April 27. We estimate the examination will take approximately fourteen hours.
- We would like to take Mr. Perlmutter's, Ms. Bryant's and Mr. Fahey's depositions during the week of April 27. We estimate the examinations will take approximately six hours each.

I assume that you will accept service of a subpoena for any of the foregoing deponents if any subpoena is required, but please let me know immediately if that is mistaken. Also, for any deponent who is a former employee of Intel, if for any reason Intel is unable or does not intend to produce the person for deposition, please let us know immediately.

Please confirm the dates and appropriate locations for these depositions as soon as possible. Please bear in mind that the above estimates are good-faith estimates of the time we anticipate the examinations will require, but the actual time needed for the examinations may be greater, and the depositions will continue from day to day until completed. Thus, when providing dates for these depositions, please make sure you provide start dates on which the witnesses will be available the following day. Also, if the dates we propose are not acceptable, rather than proposing a single alternate date, please propose several alternate date ranges that work for Intel and the witness.

B. Third Party Witnesses

We intend to take the depositions of the following third party witnesses in March; estimates of the length of our examination of each are in parentheses:

- Eric Cador of HP (9 hours)
- Shane Robison of HP (9 hours)
- Carly Fiorina, formerly of HP (7 hours)
- Bill Zeitler of IBM (3 hours)
- Satish Gupta and Dave Rasmussen of IBM (5 hours each)

- Rod Adkins of IBM (4 hours)
- Peter Hortensius and Phillippe Davy of Lenovo (5 hours each)
- Mark Hanson of Sony (7 hours)
- Jeff Barney of Toshiba (4 hours)
- Mark Simons of Toshiba (7 hours)
- Gregory M. Spierkel and Keith Bradley of Ingram Micro (5 hours each)
- Robert Huang, formerly of Synnex (5 hours)
- Chris Klassen of Gateway (7 hours)
- Ted Waitt of Gateway (5 hours)
- Thomas Barton of Rackable (6 hours)
- Acer America (30(b)(6) regarding Acer America's negotiations with U.S. retailers, Acer America's plans regarding the launch of Athlon64, and Acer America's decision process, generally, in deciding between Intel and AMD microprocessors)(7 hours)
- Weil Gotshal - Custodian of Records - (this is a preservation deposition) (4 hours)

We intend to take the depositions of the following third party witnesses in April; estimates of the length of our examination of each are in parentheses:

- Will Poole, Richard Russell, Rajesh Srinivasan, and Brian Valentine of Microsoft (6 hours each)
- Dave Cutler of Microsoft (12 hours)
- A witness from FutureMark (to be identified following production of documents by FutureMark) (6 hours)

Sincerely,

Bernard C. Barmann/mm

Bernard C. Barmann, Jr.
for O'MELVENY & MYERS LLP

O'MELVENY & MYERS LLP

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cc: Daniel S. Floyd, Esq.
Mindy G. Davis, Esq.
Steve Fimmel, Esq.

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