

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

IN RE INTEL CORPORATION MICROPROCESSOR ANTITRUST LITIGATION)	
)	MDL No. 05-1717-JJF
)	
ADVANCED MICRO DEVICES, INC., a Delaware corporation, and AMD INTERNATIONAL SALES & SERVICE, LTD., a Delaware corporation,)	
Plaintiffs,)	
v.)	C.A. No. 05-441-JJF
)	
INTEL CORPORATION, a Delaware corporation, and INTEL KABUSHIKI KAISHA, a Japanese corporation,)	
Defendants.)	
PHIL PAUL, on behalf of himself and all others similarly situated,)	C.A. No. 05-485-JJF
)	
Plaintiffs,)	CONSOLIDATED ACTION
v.)	DM 25
)	
INTEL CORPORATION,)	
Defendants.)	
)	

ORDER

WHEREAS, on January 16, 2009, Advanced Micro Devices (“AMD”) submitted a letter brief (the “Motion to Compel”) requesting that the Court direct a non-party, Fujitsu Limited, Fujitsu Computer Systems Corporation, and Fujitsu America, Inc. (collectively “Fujitsu”, and

together with AMD, the “Parties”) to make available for *in camera* review certain documents withheld from production under the October 8, 2007 production agreement between AMD and Fujitsu (D.I. 1502) (DM25);

WHEREAS, AMD’s Motion to Compel further requested that the Special Master, following such *in camera* review, order Fujitsu to immediately produce any withheld documents deemed relevant by the Special Master;

WHEREAS, on January 30, 2009, the Parties executed a Stipulation and Order after reaching an agreement with respect to the Motion to Compel, whereby Fujitsu agreed to provide the Special Master with the documents previously withheld, and the Special Master was to select a sample of these documents for translation and ultimately for review to determine responsiveness (D.I. 1529);

WHEREAS, Fujitsu submitted, to the Special Master, all documents that it deemed non-responsive to AMD’s document subpoena;

WHEREAS, the Special Master selected a random sample of 250 documents from the withheld documents sent by Fujitsu to the Special Master, in connection with DM25; and,

WHEREAS, the Special Master provided Fujitsu with a list of all selected documents (the “Selected Documents”);

WHEREAS, the Special Master by Order dated March 5, 2009 (D.I. 1391) directed Fujitsu that to the extent that the Selected Documents have a parent e-mail or a child attachment which is necessary to understand the context of the Selected Document, Fujitsu must provide that e-mail/attachment, in addition to the Selected Document.

WHEREAS, the Special Master by the same referenced Order directed the parties to establish an agreed upon protocol for submission of the Selected Documents to the Special Master.

WHEREAS, by Order dated March 13, 2009 (D.I. 1409) the Special Master accepted the agreed upon protocol, which required that instead of providing the parent e-mails and child attachments of the Selected Documents, Fujitsu would provide a key, indicating which of the Selected Documents have child attachment(s) or a parent e-mail. If the Special Master concluded that the parent e-mail or child attachment of any specific Selected Document might help better understand the context of the Selected Documents, the Special Master would notify Fujitsu's counsel, and Fujitsu would provide that document to AMD's translation service as soon as possible,

WHEREAS, by e-mail dated April 29, 2009 AMD advised the Special Master that the review of sixty (60) plus documents already submitted by Fujitsu was sufficient to rule on DM25;

WHEREAS, by e-mail dated May 4, 2009 the Special Master advised the parties that one (1) attachment had already been translated and requested that AMD indicated whether the Special Master should review said attachment;

WHEREAS, by e-mail dated May 5, 2009 AMD requested that the referenced attached be reviewed;

WHEREAS, on May 12, 2009 the Special Master convened an *ex parte* teleconference with counsel for Fujitsu regarding said attachment;

WHEREAS, by *ex parte* e-mail dated May 15, 2009 counsel for Fujitsu respond to questions raised during the referenced teleconference;

WHEREAS, the Special Master has completed the *in camera* review of all Selected Documents as well as any parent e-mail or child attachment(s);

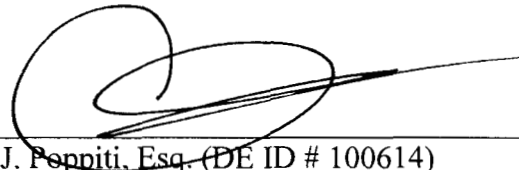
WHEREAS, the Special Master concludes that Fujitsu fully complied with the Orders referenced herein;

WHEREAS, the Special Master concludes that of the Selected Documents only “Doc. No.: 45464” is responsive to the underlying document requests.

NOW THEREFORE, IT IS HEREBY ORDERED THAT:

1. Fujitsu produce Doc. No.: 45464 to AMD not later than close of business May 21, 2009.

SO ORDERED this 20th day of May, 2009.



Vincent J. Poppiti, Esq. (DE ID # 100614)
Special Master