

IN THE UNITED STATE DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

IN RE: INTEL CORPORATION
MICROPROCESSOR ANTITRUST
LITIGATION

)
)
) MDL No. 05-1717-JJF
)
)

ADVANCED MICRO DEVICES, INC. and
AMD INTERNATIONAL SALES &
SERVICE, LTD.,

Plaintiffs,

) C.A. No. 05-441-JJF
)
)

v.

INTEL CORPORATION and INTEL
KABUSHIKI KAISHA,

Defendants.

PHIL PAUL, on behalf of himself and all
others similarly situated,

Plaintiffs,

) C. A. No. 05-485-JJF
)
)

v.

) CONSOLIDATED ACTION
)
)

INTEL CORPORATION,

Defendant.

**AMENDED NOTICE OF SUBPOENA AD TESTIFICANDUM
AND DUCES TECUM OF DAVID P. KAPLAN**

PLEASE TAKE NOTICE that, pursuant to Rule 26, Rule 30, and Rule 45 of the Federal Rules of Civil Procedure, a subpoena *ad testificandum* and *duces tecum* has been or will be served on Defendants' designated expert, David P. Kaplan, LECG, 1725 Eye Street NW, Ste. 800, Washington, DC 20006. A true and correct copy of the subpoena is attached hereto.

Class Plaintiffs will take the deposition upon oral examination of David P. Kaplan, before an authorized court reporter, commencing at 9:00 a.m. on May 29, 2009, and continuing on May 30, 2009, at the law offices of Cohen Milstein Sellers & Toll PLLC, 1100 New York Avenue,

N.W., Suite 500, Washington, DC, 20005, or at such other time and place as agreed to by the parties. The deposition will continue from day to day until completed and shall be transcribed and videotaped. You are invited to attend and cross-examine the witness.

The subpoena also commands Mr. Kaplan to produce documents, records and other materials described in Schedule A to the subpoena, on or before May 26, 2009, at 5:00 p.m. at the law offices of Cohen Milstein Sellers & Toll PLLC, 1100 New York Avenue, N.W., Suite 500, Washington, DC, 20005, or at such other time and place as agreed to by the parties.

Dated: May 22, 2009

PRICKETT JONES & ELLIOTT, P.A.

OF COUNSEL:

By: Paula M. Idlervert

Daniel A. Small
George F. Farah
Kalpana Kotagal
COHEN, MILSTEIN, SELLERS
& TOLL, PLLC
1100 New York Avenue, NW
Suite 500, West Tower
Washington, DC 20005

James L. Holzman (#663)
J. Clayton Athey (#4378)
Laina M. Herbert (#4717)
Melissa N. Donimirski (#4701)
1310 King Street
P.O. Box 1328
Wilmington, DE 19899
(302) 888-6500
jlholzman@prickett.com
jcathey@prickett.com
lmherbert@prickett.com
mndonimirski@prickett.com
*Interim Liaison Counsel and Attorneys for Phil
Paul, on behalf of himself and all others similarly
situated*

Seth R. Gassman
COHEN, MILSTEIN, SELLERS
& TOLL, PLLC
150 East 52nd Street
Thirtieth Floor
New York, NY 10022

Steve W. Berman
Anthony D. Shapiro
Erin K. Flory
Steve W. Fimmel
HAGENS BERMAN SOBOL SHAPIRO LLP
1301 Fifth Avenue, Suite 2900
Seattle, WA 98101

Guido Saveri
R. Alexander Saveri
Lisa Saveri
SAVERI & SAVERI, INC.
706 Sansome Street
San Francisco, CA 94111

Craig C. Corbitt
Judith A. Zahid
ZELLE, HOFMANN, VOELBEL
& MASON LLP
44 Montgomery St., Suite 3400
San Francisco, CA 94104

*Interim Co-Lead Counsel for the Class
Plaintiffs*