

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

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

**ORDER REGARDING THE LENGTH AND SCOPE OF INTEL'S FURTHER
DEPOSITION OF AMD'S 30(B)(6) WITNESSES**

WHEREAS, at a telephonic hearing held on June 15, 2009, and in a subsequent written order dated June 22, 2009, Special Master Vincent J. Poppiti (the "Special Master") granted in part and denied in part Intel's motion to compel, and ordered AMD to reappear at deposition to answer 52 questions that AMD's 30(b)(6) witnesses did not or could not answer at prior

depositions;

WHEREAS, pursuant to page 8, Section C of the Special Master's June 22, 2009 Order, the parties met and conferred to discuss the timing, length and scope of the deposition and, while they agreed to certain dates and times upon which the deposition would recommence, they were unable to agree to the length and scope of the deposition;

WHEREAS, on July 15, 2009, the parties filed written statements with the Special Master setting forth their respective positions; and

WHEREAS, on July 20, 2009, the Special Master held a telephonic hearing where the parties' positions were discussed;

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

1. Intel's further deposition of AMD's 30(b)(6) witnesses shall be limited to three hours.

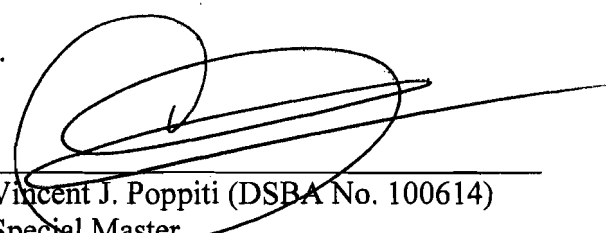
2. The sole purpose of this further deposition is so that Intel may obtain answers to 52 specific questions that the Court has compelled AMD to answer. Intel "shall not be afforded a 'second bite at the apple' as if this further examination were an entirely new deposition." *Alexander v. F.B.I.*, 186 F.R.D. 170, 179 (D. D.C. 1999). Rather, Intel shall be permitted to re-examine AMD's 30(b)(6) witnesses on the 52 questions, as posed at prior Rule 30(b)(6) depositions, and to conduct reasonable follow-up examination that naturally and reasonably flows from the questions that AMD has been ordered to answer. *Id.*

3. Intel shall not pursue any line of questioning beyond that permitted by this Order. Intel shall not venture into details or new topics that are not reasonably within the scope of the 52 questions, and AMD need not answer inquiries that are not reasonable follow-up to the questions it has been ordered to answer, nor answer any questions that seek AMD's protected work product or attorney-client privilege information. *See Cimaglia v. Union Pacific R.R. Co.*, No. 06-CV-3084, 2008 WL 5388330, at *2 (C.D. Ill. Dec. 18, 2008); *Genentech, Inc. v. Insmmed Corp.*, No. C-04-5429, 2006 WL 988877, at *3 (N.D. Cal. Apr. 13, 2006).

4. The Special Master and Stroz Friedberg LLC shall be present at the deposition of AMD's 30(b)(6) witnesses via teleconference, at which time the Special Master shall be available to rule upon any objections and resolve disputes of the parties regarding the permissible scope of the examination.

5. Counsel for Intel shall arrange for and provide the Special Master with the scheduled dates and times for the Rule 30(b)(6) depositions, as well as arrange for teleconference access.

SO ORDERED this 23 day of July, 2009.



Vincent J. Poppiti (DSBA No. 100614)
Special Master