

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION**

Public

In the Matter of

RAMBUS INC.,

a corporation.

Docket No. 9302

**DECLARATION OF SEAN P. GATES IN SUPPORT OF OPPOSITION TO
COMPLAINT COUNSEL'S MOTION *IN LIMINE* TO BAR PRESENTATION OF
TESTIMONY AND ARGUMENTS REGARDING PURPORTED COLLUSION AMONG
DRAM MANUFACTURERS**

I, Sean P. Gates, declare as follows:

1. I am an associate at Munger, Tolles & Olson LLP, counsel for Rambus Inc. in this matter. The contents of this declaration are within my personal knowledge and, if called as a witness, I could and would testify competently thereto.

2. Attached as Exhibit A is a true and correct copy of portions of the Expert Report of Preston McAfee, which was served by Complaint Counsel in this matter.

3. Attached as Exhibit B is a true and correct copy of portions of the Rebuttal Expert Report of Preston McAfee, which was served by Complaint Counsel in this matter.

4. Attached as Exhibit C is a true and correct copy of a document entitled Minutes of December 3-4, 1996 meeting, SyncLink Consortium meeting at Santa Clara University, Santa Clara, CA, December 3-4, 1996.

I declare under the penalty of perjury that the foregoing is true and correct.
Executed this 10th day of April, 2003, at Los Angeles, California.

Sean P. Gates