

ORIGINAL
FILED

JUN 17 2003

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 Hon. Read Ambler (Ret.)
2 State Bar No. 44156 (Inactive)
3 JAMS
4 160 West Santa Clara Street
5 Suite 1150
6 San Jose, California 95113
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8 Fax (408) 295-5267

9 Discovery Referee

10 **NOT FOR CITATION**
11 **UNITED STATES DISTRICT COURT**
12 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN JOSE DIVISION**

14 HYNIX SEMICONDUCTOR INC.,
15 HYNIX SEMICONDUCTOR AMERICA,
16 INC., HYNIX SEMICONDUCTOR U.K.
17 LTD., and HYNIX SEMICONDUCTOR
18 DEUTSCHLAND GmbH,

19 Plaintiffs,

20 vs.

21 RAMBUS, INC.,

22 Defendant.

23 AND RELATED CROSS ACTIONS.

Case No. CV00-20905 RMW

**ORDER¹ GRANTING IN PART
HYNIX'S MOTION FOR ORDER
SETTING DEADLINE FOR RAMBUS
TO COMPLETE PRODUCTION OF
FTC PLEADINGS AND
TRANSCRIPTS**

Date: June 12, 2003

Time: 9:00 a.m.

Court: Hon. Read Ambler (Ret.)

Place: JAMS

160 West Santa Clara St.

Suite 1150

San Jose, California 95113

Telephonic Hearing

24 Hynix Semiconductor, Inc., Hynix Semiconductor America, Inc., Hynix Semiconductor
25 U.K. LTD., and Hynix Semiconductor Deutschland GmbH (collectively "Hynix") have filed a
26

27 ¹ This disposition is not appropriate for publication and may not be cited.

28 Hynix Semiconductor Inc., et al., v. Rambus, Inc.

29 Case No. CV 00-20905 RMW

ORDER GRANTING IN PART HYNIX'S MOTION
FOR ORDER SETTING DEADLINE FOR RAMBUS
TO COMPLETE PRODUCTION OF FTC PLEADINGS
AND TRANSCRIPTS

1 motion for order setting deadline for Rambus, Inc. ("Rambus") to complete production of FTC
2 pleadings. The motion was heard on June 12, 2003. Thelen Reid & Priest LLP and Townsend
3 and Townsend and Crew LLP appeared for Hynix. Munger, Tolles & Olson appeared for
4 Rambus. The Special Master has considered the papers and the arguments of counsel.

5 Discussion

6 Hynix has propounded upon Rambus requests for production of documents seeking all
7 documents produced in the case against Rambus before the Federal Trade Commission ("FTC")
8 entitled *In the Matter of Rambus, Inc.*, U.S. Federal Trade Commission Docket No. 9302. Hynix
9 seeks an order setting June 20, 2003 as the deadline for Rambus to complete the production of
10 full, unredacted copies of all non-public pleadings, briefs, filings, deposition transcripts,
11 deposition exhibits and hearing transcripts and associated exhibits from the FTC action
12 (collectively, the "FTC pleadings"). Rambus has agreed to produce all of the requested
13 documents that have not drawn any third party objections.

14 Paragraph 16 of the protective order entered into in the FTC action requires a party
15 receiving a discovery request that may require disclosure of third party confidential information to
16 notify the third party in writing of receipt of that discovery. The third party must receive the
17 notification at least ten business days before the production, and the notice must include a copy of
18 the FTC protective order. Rambus provided the notice to the third parties on June 4 and June 6,
19 2003. The notices provided by Rambus require that the third parties provide notice of their intent
20 to intervene by either June 23 or June 26, 2003

21 The motion is GRANTED IN PART. The third parties shall have until June 30, 2003 to
22 formally intervene in the action. Rambus shall provide Hynix, upon receipt by Rambus, with all
23 notices of intent to intervene and any formal intervention papers. With respect to all third parties
24 who fail to intervene by June 30, 2003, Rambus shall personally serve upon Hynix all of the
25 requested documents no later than July 1, 2003. Any of the FTC pleadings sought by Hynix that
26 are not subject to paragraph 16 of the protective order shall be personally served upon Hynix no
27 later than June 30, 2003.

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Order

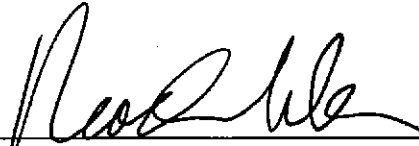
1 For the reasons noted above,

2 1. The motion is granted in part.

3 2. Hynix's counsel shall file this order and serve opposing counsel and the court with
4 filed-endorsed copies.

5 IT IS SO ORDERED.

6 Dated: June 13, 2003



Hon. Read Ambler (Ret.)
Special Master

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