

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

**Before the Honorable James P. Timony  
Administrative Law Judge**

**In the Matter of**

**Rambus Incorporated,**

**a corporation.**

**Docket No. 9302**

**UNOPPOSED MOTION FOR EXTENSION OF TIME  
TO MOVE TO LIMIT SUBPOENA**

Non-party International Business Machines Corporation ("IBM") files this motion for a brief extension of time for IBM to file a motion to limit Rambus Incorporated's ("Rambus") Subpoena Duces Tecum which was issued October 8, 2002.

Rambus served IBM with the subpoena on October 24, 2002. Under the applicable procedures, the time to file a motion to limit the Subpoena would be November 4, 2002.

Counsel are still in the process of negotiating in an attempt to resolve IBM's concerns regarding the scope and burden of the Subpoena. However, due to the complexity of the issues and the scope of the Subpoena, IBM and Rambus have not completed their negotiations.

IBM and Rambus have agreed to an extension of time to file a motion to limit the Subpoena to November 13, 2002. The extension is not sought for delay, but only to allow for the possible resolution of certain issues relating to IBM's obligations under the Subpoena.

Counsel for Rambus and the Federal Trade Commission do not oppose this extension.

Accordingly, IBM requests that this motion be granted and that it be given until November 13, 2002 to file a motion to limit the Subpoena.

DATED: November 1, 2002

Respectfully submitted,

By: \_\_\_\_\_

Leslie Kimball  
Hogan & Hartson  
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New York, NY 10022  
(212) 918-3000  
(212) 918-3100 (fax)  
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## CERTIFICATE OF SERVICE

It is hereby certified that copies of the foregoing UNOPPOSED MOTION FOR EXTENSION OF TIME TO MOVE TO LIMIT SUBPOENA were served this 4th day of November, 2002, on the following:

The Honorable James P. Timony (By Hand)  
Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Avenue, N.W.  
Washington, DC 20580

Richard B. Dagen - Assistant Director (By Hand)  
Malcolm Catt (By Hand)  
Robert Davis (By Hand)  
Federal Trade Commission  
600 Pennsylvania Avenue, N.W.  
Washington, DC 20580

### Counsel for Rambus Incorporated

Steven M. Perry (By Facsimile and U.S. Mail)  
Munger, Tolles & Olson LLP  
355 South Grand Avenue  
Los Angeles, CA 90071-1560

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Andrea T. Cummings

**CERTIFICATION**

I hereby certify that the electronic copy of the Motion of International Business Machines Corporation ("IBM") for extension of time for IBM to file a motion to limit Rambus Incorporated's ("Rambus") Subpoena Duces Tecum being filed with the Secretary of the Commission is a true and correct copy of the paper original, and that a paper copy with an original signature is being filed with the Secretary of the Commission.

Andrea T. Cummings

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**ORDER**

Upon consideration of the Unopposed Extension of Time to Move to Limit Subpoena filed in the above-captioned matter on November 4, 2002 by International Business Machines Corporation ("IBM"), it is hereby ordered that IBM shall be given until November 13, 2002, to file a motion to limit Rambus Incorporated's Subpoena Duces Tecum to IBM, which was issued on October 8, 2002.

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The Honorable James P. Timony  
Administrative Law Judge

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**NOTICE OF APPEARANCE**

Please note the appearance of the below-named attorney representing non-party International Business Machines Corporation ("IBM) in this matter. The undersigned attests that she admitted to practice before the U.S. District Court for the Southern and Eastern Districts of New York, among other courts, and that she is a member in good standing of every court in which she is admitted to practice.

Accordingly, service of process and all other materials with respect to this party should be directed to:

Leslie Kimball  
Hogan & Hartson  
875 Third Avenue  
New York, NY 10022  
(212) 918-3000  
(212) 918-3100 (fax)

DATED: November 1, 2002

Respectfully submitted,

By: \_\_\_\_\_  
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