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

<u>UNOPPOSED MOTION FOR EXTENSION OF TIME</u> <u>TO MOVE TO QUASIL</u> OR LIMIT SUBPOENA OR OTHERWISE RESPOND

Non-party Skjerven Morrill LLP ("Skjerven") files this motion for a brief extension of time for Skjerven to file a motion to quash, limit, or otherwise respond to, Rambus Incorporated's ("Rambus") Subpoena Duces Tecum which was issued on October 8, 2002.

Rambus served Skjerven with the subpocna on November 7, 2002. Under the applicable procedures, the original time to file a motion to limit the Subpoena was November 17, 2002. Documents were originally due under the subpoena on November 21, 2002. Skjerven filed a sixth unopposed motion requesting an extension of time to file a motion to quash or limit the Subpoena to January 28, 2003, and to extend the time to object or produce to January 30, 2003.

Counsel for Rambus and Skjerven are continuing to negotiate in an attempt to resolve Skjerven's concerns regarding the scope and burden of the Subpoena, and Skjerven has begun producing responsive documents. While Rambus and Skjerven have made significant progress, due to the complexity of the issues and the scope of the Subpoena, Skjerven and Rambus have not completed their negotiations.

Skjerven and Rambus have agreed to a further extension of time to file a motion to quash or limit the Subpoena to February 11, 2003, and have agreed to extend the time to

object or produce to February 13, 2003. The extension is not sought for delay, but only to allow for the possible resolution of certain issues relating to Skjerven's obligation under the Subpoena.

Counsel for the Federal Trade Commission does not oppose this extension.

Accordingly, Skjerven requests that this motion be granted and that it be given until February 11, 2003 to file a motion to quash or limit the Subpoena, and that it be given until February 13, 2003 to object or produce documents responsive to the Subpoena.

DATED: January 27, 2003.

Respectfully Submitted,

Jennifer M. Lantz. SIGJERVEN MORRILL LLP 25 Metro Drive, Suite 700 San Jose, California 95110

Telephone: (408) 453-9200

Attorneys for Skjerven Morrill LLP

UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

Before the Honorable James P. Timony Administrative Law Judge

In the Matter of

RAMBUS INCORPORATED, Docket No. 9302

a corporation.

<u>[PROPOSED]</u> ORDER

Upon consideration of the Unopposed Extension of Time to Move to Limit Subpoena filed in the above-captioned matter on January 27, 2003 by Skjerven Morrill LLP ("Skjerven"), it is hereby ordered that Skjerven shall be given until February 11, 2003, to file a motion to quash or limit Rambus incorporated's Subpoena Duces Tecum to Skjerven, which was issued on October 8, 2002, and it is further ordered that Skjerven shall be given until February 13, 2003 to object or produce documents responsive to the Subpoena.

The Honorable James P. Timony Chief Administrative Law Judge

CERTIFICATE OF SERVICE

It is bereby certified that copies of the UNOPPOSED MOTION FOR EXTENSION OF TIME TO MOVE TO QUASH OR LIMIT SUBPOENA OR OTHERWISE RESPOND and [PROPOSED] ORDER were served this 27th day of January, 2003, on the following:

The Honorable James P. Timony Chief Administrative Law Judge Federal Trade Commission 600 Pennsylvania Avenue, N.W. Washington, D.C. 20580

(By Federal Express)

R. Sean Royal
Deputy Director, Bureau of Competition
Room H-378
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600 Pennsylvania Avenue, N.W.
Washington, D.C. 20580

(By Federal Express)

Donald S. Clark, Secretary Federal Trade Commission Room H-372 Federal Trade Commission 600 Pennsylvania Avenuc, N.W. Washington, D.C. 20580

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Richard B. Dagen - Assistant Director Malcolm Catt Robert Davis Federal Trade Commission 600 Pennsylvania Avenue, N.W. Washington, D.C. 20580

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Geoffrey D. Oliver Deputy Assistant Director Bureau of Competition Federal Trade Commission 600 Pennsylvania Avenue, N.W. Washington, D.C. 20580

(By Federal Express)

Counsel for Rambus Incorporated:

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(By Facsimile and First Class Mail)

Rowena Renteria