

PUBLIC

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION



In the Matter of

RAMBUS INC.,

a corporation.

Docket No. 9302

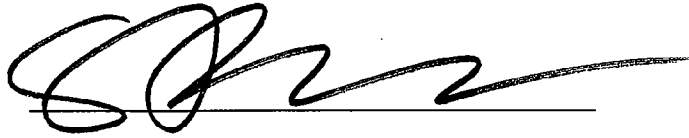
**OPPOSITION BY RESPONDENT RAMBUS INC. TO MOTION BY
DE DIOS & ASSOCIATES TO QUASH SUBPOENA DUCES TECUM**

Respondent Rambus Inc. (“Rambus”) respectfully submits this brief in opposition to the Motion of Third-Party de Dios & Associates to Quash Subpoena Duces Tecum.

The motion by de Dios & Associates (“de Dios”) should be denied, for several reasons. De Dios’ claims of undue burden should be rejected because they are based upon the fundamental misperception that Rambus’s subpoena requires the review and copying *by de Dios* of files containing responsive documents. As Rambus has done on several other occasions this fall, it is willing to have Rambus’s own lawyers and paralegals review de Dios’ files and “flag” responsive documents. The flagged documents would then be copied and submitted to de Dios’ counsel for a quick privilege and confidentiality review before the documents are made available for use in the litigation. This procedure has been used successfully with several other companies and individuals who were concerned about the burden of undertaking their own initial review. *See* Declaration of Steven M. Perry (“Perry Declaration”), ¶ 3.

DATED: December 27, 2002

Respectfully submitted,



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PROOF OF SERVICE BY FACSIMILE/FEDERAL EXPRESS

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 355 South Grand Avenue, 35th Floor, Los Angeles, California 90071.

On December 27, 2002, I served the foregoing document described as: **OPPOSITION BY RESPONDENT RAMBUS INC. TO MOTION BY DE DIOS & ASSOCIATES TO QUASH SUBPOENA DUCES TECUM** on the designated parties in this action by having a true copy thereof transmitted by facsimile machine to the number listed below. I caused the facsimile machine to print a record of the transmission, a copy of which is attached to this declaration.

On December 27, 2002, I also served a copy of the aforementioned document on the designated parties in this action by Federal Express overnight courier service. I am "readily familiar" with the firm's practice of collection and processing correspondence for delivery to an employee of Federal Express. Under that practice it would be delivered to an employee of Federal Express on that same day at Los Angeles, California with charges to be billed to Munger, Tolles & Olson's account for delivery to the office of the addressee on December 30, 2002 in the ordinary course of business.

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Executed on December 27, 2002, at Los Angeles, California.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.



Eunice Ikemoto

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CERTIFICATION

I, Steven M. Perry, hereby certify that the electronic copy of Opposition By Respondent Rambus Inc. To Motion By De Dios & Associates To Quash Subpoena Duces Tecum accompanying this certification 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 on December 30, 2002 by other means.

Dated: December 27, 2002

/s/
Steven M. Perry