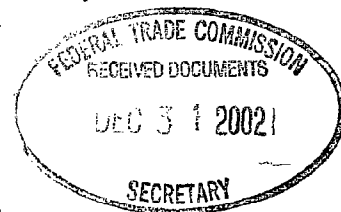


**PUBLIC**

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



**In the Matter of**

**RAMBUS INC.,**

**a corporation.**

**Docket No. 9302**

**NOTICE OF FILING OF REVISED PROPOSED ORDER**

PLEASE TAKE NOTICE that Respondent Rambus Inc. will file the attached revised proposed order in connection with the Motion by Rambus to Compel Samsung Electronics America, Inc. to Produce Certain Documents Withheld on Privilege Grounds.

DATED: December 30, 2002

Respectfully submitted,

A large, stylized handwritten signature in black ink, appearing to be "G. Stone".

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Steven M. Perry  
Sean P. Gates  
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**UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION**

**In the Matter of**

**RAMBUS INC.,**

**a corporation.**

**Docket No. 9302**

**ORDER**

Upon consideration of the Motion by Respondent Rambus Inc. to Compel Samsung Electronics America, Inc. to Produce Certain Documents Withheld on Privilege Grounds, dated December 9, 2002, and the response thereto, and the reply brief filed by Rambus Inc.,

IT IS HEREBY ORDERED that as to the documents described in the reply brief (at p. 4) as “category 4 documents,” Samsung’s claims of joint defense privilege are **OVERRULED** and Rambus’s Motion is **GRANTED**, and that as to the remaining documents, Rambus’s motion is **DENIED** as moot.

IT IS FURTHER ORDERED that no later than 7 days from the date of this Order, Samsung shall produce the documents covered by this Order, and the intervening parties (Infineon, Hynix, Intel, and Micron) shall provide to Respondent privilege logs describing those ADT-related documents that each has withheld on grounds of “joint defense” privilege.

Date: \_\_\_\_\_

\_\_\_\_\_  
James P. Timony  
Chief Administrative Law Judge

**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 30, 2002, I served the foregoing document described as: **NOTICE OF FILING OF REVISED PROPOSED ORDER** on the designated parties in this action by having a true copy thereof transmitted by facsimile machine to the numbers 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 30, 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 31, 2002 in the ordinary course of business.

**By Facsimile and FedEx**

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Washington, D.C. 20580

**Facsimile: 202-326-2884**

**By Facsimile and FedEx**

Hon. James P. Timony  
Administrative Law Judge  
Federal Trade Commission  
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600 Pennsylvania Avenue, N.W.  
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Counsel for Infineon Technologies North  
America Corporation

**Facsimile: (212) 446-4900**

Executed on December 30, 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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\*\*\* TX REPORT \*\*\*  
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TRANSMISSION OK

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*JP*

MUNGER, TOLLES & OLSON LLP  
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LOS ANGELES, CALIFORNIA 90071-1560  
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HON. JAMES P. TIMONY	FEDERAL TRADE COMMISSION	202-326-2047	

*2427*

DATE: December 30, 2002  
FROM: STEVEN M. PERRY, ESQ.  
RE: *In the Matter of Rambus Inc., Docket No. 9302*  
REF NO.: 22076-00006

*PAGES: 6*

MESSAGE:

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*VC*

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M. SEAN ROYALL, ESQ.	FEDERAL TRADE COMMISSION	202-326-2884	202-326-3663

DATE: December 30, 2002  
FROM: STEVEN M. PERRY, ESQ.  
RE:  
REF NO.: 22076-00006  
*VC* PAGES: 6  
MESSAGE:

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\*\*\* TX REPORT \*\*\*  
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*355 South Grand Ave.*

*VE*

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GEOFFREY D. OLIVER, ESQ. MALCOLM L. GATT, ESQ.	FEDERAL TRADE COMMISSION	202-326-3496	202-326-2927

DATE: December 30, 2002  
FROM: STEVEN M. PERRY, ESQ.  
RE:  
REF NO.: 22076-00006  
*pe* PAGES: *6*  
MESSAGE:



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\*\*\* TX REPORT \*\*\*  
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*KE*

MUNGER, TOLLES & OLSON LLP  
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TO	FIRM	FAX	TELEPHONE
RICHARD B. DAGEN, ESQ.	FEDERAL TRADE COMMISSION	202-326-3496	202-326-2628

DATE: December 30, 2002  
FROM: STEVEN M. PERRY, ESQ.

RE:

REF NO.: 22076-00006

*VP*  
PAGES: 6

MESSAGE:

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\*\*\* TX REPORT \*\*\*  
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*KSE*

MUNGER, TOLLES & OLSON LLP  
355 SOUTH GRAND AVENUE  
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TO	FIRM	FAX	TELEPHONE
DAVID J. HEALEY, ESQ.	WEIL, GOTSHAL & MANGES LLP	713-224-9511	713-546-5000

DATE: December 30, 2002

FROM: STEVE PERRY, ESQ.

RE:

REF NO.: 22076-00006

*VP* PAGES: 6

MESSAGE:

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*KS*

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DARREN BERNHARD, ESQ.	HOWREY SIMON ARNOLD & WHITE LLP	202-383-6610	202-383-6774

DATE: December 30, 2002  
FROM: STEVEN M. PERRY, ESQ.  
RE:  
REF. NO.: 22076-00006  
*VE* PAGES: 6  
MESSAGE:

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\*\*\* TX REPORT \*\*\*  
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JARED B. BOBROW, ESQ.	WEIL, GOTSHAL & MANGES LLP	650-802-3100	650-802-3000

DATE: December 30, 2002  
FROM: STEVE PERRY, ESQ.  
RE:  
REF NO.: 22076-00006  
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MESSAGE:

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DATE: December 30, 2002

FROM: STEVE PERRY, ESQ.

RE:

REF NO.: 22076-00006

*JP* PAGES: 6

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JE

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CLIFFORD E. WILKINS, JR., ESQ.	KIRKLAND & ELLIS	212-446-4900	212-446-4800

DATE: December 30, 2002

FROM: STEVE PERRY, ESQ.

RE:

REF NO.: 22076-00006

PAGES: 6

MESSAGE:

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PUBLIC

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION

\_\_\_\_\_  
In the Matter of )  
)

RAMBUS INC., )  
a corporation, )  
\_\_\_\_\_ )

Docket No. 9302

**CERTIFICATION**

I, Steven M. Perry, hereby certify that the electronic copy of NOTICE OF FILING OF REVISED PROPOSED ORDER 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 31, 2002 by other means.

Dated: December 30, 2002

/s/  
Steven M. Perry