

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION



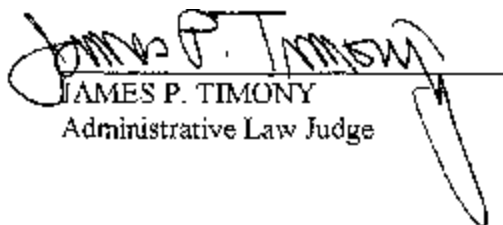
In the Matter of)
)
RAMBUS INC.,)
)
a corporation.)

Docket No. 9302

**ORDER DENYING COMPLAINT COUNSEL'S MOTION TO COMPEL
DISCOVERY RELATING TO RAMBUS'S DOCUMENT DESTRUCTION**

On January 31, 2003, Complaint Counsel filed a motion to compel discovery relating to Rambus's document destruction. Rambus filed its opposition on February 10, 2003. On February 14, 2003, Complaint Counsel filed a motion for leave to file a reply in support of its motion and its reply. Complaint Counsel's motion for leave to file a reply is GRANTED.

Complaint Counsel asserts that it is entitled to an order establishing that Rambus has waived its attorney client privilege and work product protection on subject matters of its document retention program and in anticipation of litigation. Because of the results reached in the Order on Complaint Counsel's Motion for Default Judgment and in the Order on Collateral Estoppel, issued herewith, the discovery Complaint Counsel seeks would not materially advance the dispositive issues in this case. Accordingly, Complaint Counsel's motion to compel discovery relating to Rambus's document destruction policy is DENIED.



JAMES P. TIMONY
Administrative Law Judge

Dated: February 26, 2003