

ORIGINAL



UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION

\_\_\_\_\_  
In the Matter of )  
 )  
INTEL CORPORATION, )  
 )  
Respondent. )  
\_\_\_\_\_ )

PUBLIC

Docket No. 9341

**UNOPPOSED MOTION FOR EXTENSION OF TIME FOR ORACLE CORPORATION  
TO FILE MOTION TO QUASH OR TO LIMIT COMPLAINT COUNSEL'S SUBPOENA  
*DUCES TECUM***

COMES NOW ORACLE CORPORATION, BY AND THROUGH ITS COUNSEL  
AND MOVES AS FOLLOWS:

1. On or about February 24, 2010, Complaint Counsel served on Oracle Corporation ("Oracle") a Subpoena *Duces Tecum* (the "Subpoena"). The Subpoena includes twenty-three (23) specifications.

2. Pursuant to the Federal Trade Commission's Rules of Practice, 16 C.F.R. §3.34(b), Oracle has thirty (30) days to respond to the Subpoena and ten (10) days in which to file a motion to quash or to limit the Subpoena, pursuant to 16 C.F.R. §3.34(c).

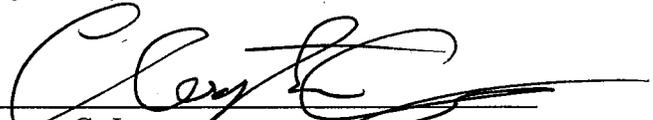
3. Oracle Corporation and Complaint Counsel are in discussions regarding the scope of Complaint Counsel's specifications, any objections by Oracle Corporation thereto, and the time required for Oracle Corporation to search for, process and produce responsive documents. To facilitate those discussions, Oracle Corporation has requested that Complaint Counsel agree that Oracle shall have an additional (20) days in which to file a motion to quash or a motion to limit should the parties be unable to resolve all issues regarding the scope of the subpoena and the time required for Oracle Corporation to produce responsive documents.

4. Therefore, Oracle Corporation requests that this Court grant it until March 24, 2010 to file a motion to quash or motion to limit, and that Oracle's obligation to otherwise respond to the Subpoena shall be tolled during that period. This extension has been agreed upon in order to afford Oracle sufficient time to review the Subpoena and to discuss with Complaint Counsel opportunities to limit the scope in order to avoid the necessity of filing a motion to quash or a motion to limit.

5. Undersigned counsel represents that he has conferred with Complaint Counsel and that Complaint Counsel does not object to the proposed extension.

Dated: March 2, 2010

Respectfully submitted,



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*Counsel for Oracle Corporation*

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION

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In the Matter of )  
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INTEL CORPORATION, )  
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PUBLIC

Docket No. 9341

**[PROPOSED] ORDER REGARDING ORACLE CORPORATION'S DEADLINE  
TO FILE MOTION TO QUASH OR TO LIMIT COMPLAINT COUNSEL'S SUBPOENA  
DUCES TECUM**

Oracle Corporation proposes the entry of an Order regarding Oracle Corporation's Response to Complaint Counsel's Subpoena *Duces Tecum*, extending Oracle Corporation's deadline to file a motion to quash, motion to limit or otherwise respond to the Subpoena *Duces Tecum* until and including March 24, 2010.

Good cause having been shown,

**IT IS SO ORDERED:**

That the Unopposed Motion for Extension of Time for Oracle Corporation to File Motion to Quash or To Limit to Complaint Counsel's Subpoena *Duces Tecum* is GRANTED; and

Oracle Corporation's deadline to file a motion to quash, motion to limit or otherwise respond to the Subpoena *Duces Tecum* is hereby extended until and including March 24, 2010.

\_\_\_\_\_  
D. Michael Chappell  
Administrative Law Judge

DATED: \_\_\_\_\_

**UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION**

In the Matter of	)	<b>PUBLIC</b>
INTEL CORPORATION,	)	
Respondent.	)	Docket No. 9341

**PROOF OF SERVICE OF PUBLIC FILING AND CERTIFICATION PURSUANT  
TO 16 C.F.R. § 4.2**

I, Clayton C. James, hereby certify that on this 2<sup>nd</sup> day of March, 2010, I caused a copy of the documents listed below to be served *by hand* on each of the following: The Office of the Secretary of the Federal Trade Commission (original and two copies) and The Honorable D. Michael Chappell (two copies),

and by *electronic mail* to The Honorable D. Michael Chappell ([oa1j@ftc.gov](mailto:oa1j@ftc.gov)); Melanie Sabo ([msabo@ftc.gov](mailto:msabo@ftc.gov)); J. Robert Robertson ([rrobertson@ftc.gov](mailto:rrobertson@ftc.gov)); Kyle D. Andeer ([kandeer@ftc.gov](mailto:kandeer@ftc.gov)); Teresa Martin ([tmartin@ftc.gov](mailto:tmartin@ftc.gov)); Thomas H. Brock ([tbrock@ftc.gov](mailto:tbrock@ftc.gov)); James C. Burling ([james.burling@wilmerhale.com](mailto:james.burling@wilmerhale.com)); Eric Mahr ([eric.mahr@wilmerhale.com](mailto:eric.mahr@wilmerhale.com)); Wendy A. Terry ([wendy.terry@wilmerhale.com](mailto:wendy.terry@wilmerhale.com)); Robert E. Cooper ([rcooper@gibsondunn.com](mailto:rcooper@gibsondunn.com)); Joseph Kattan PC ([jkattan@gibsondunn.com](mailto:jkattan@gibsondunn.com)); Daniel Floyd ([dfloyd@gibsondunn.com](mailto:dfloyd@gibsondunn.com)); Darren B. Bernhard ([BernhardD@howry.com](mailto:BernhardD@howry.com)); and Thomas J. Dillickrath ([DillickrathT@howry.com](mailto:DillickrathT@howry.com)).

- (1) UNOPPOSED MOTION FOR EXTENSION OF TIME IN WHICH TO FILE MOTION TO QUASH OR TO LIMIT ORACLE CORPORATION'S RESPONSE TO COMPLAINT COUNSEL'S SUBPOENA *DUCES TECUM*;
- (2) [PROPOSED] ORDER REGARDING ORACLE CORPORATION'S RESPONSE TO COMPLAINT COUNSEL'S SUBPOENA *DUCES TECUM*; and
- (3) this Proof of Service.

Pursuant to 16 C.F.R. § 4.2, I hereby certify that a paper copy of each of these documents with an original signature is being filed with the Secretary of the Commission today by hand, and a true and correct electronic copy of these documents is being sent to the Secretary by email to [secretary@ftc.gov](mailto:secretary@ftc.gov) and [dclark@ftc.gov](mailto:dclark@ftc.gov).



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*Counsel for Oracle Corporation*