

ORIGINAL



UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Jon Leibowitz, Chairman
Pamela Jones Harbour
William E. Kovacic (recused)
J. Thomas Rosch

In the Matter of)
) DOCKET NO. 9341
INTEL CORPORATION,)
)
a corporation)
_____)

**NON-PARTY NVIDIA CORPORATION'S UNOPPOSED MOTION FOR
EXTENSION OF TIME TO FILE MOTION TO QUASH OR LIMIT
SUBPOENAS AD TESTIFICANDUM**

Non-Party NVIDIA Corporation ("NVIDIA") files this motion to extend the time permitted for NVIDIA to move to quash or limit a total of twenty-five (25) Subpoenas *Ad Testificandum* (the "Subpoenas") served on NVIDIA by Intel Corporation ("Intel").

Intel first served twenty-three (23) of the Subpoenas on NVIDIA's counsel by mail on Friday, April 23, 2010. Under the applicable procedures of the Federal Trade Commission Rules of Practice, including 16 C.F.R. § 3.34(c) and 16 C.F.R. § 4.3(c), the time to file a motion to quash or limit the Subpoenas is on or before May 6, 2010.

Intel and NVIDIA are still in the process of negotiating in an attempt to resolve NVIDIA's concerns regarding the duplication and burden of the Subpoenas, and have agreed to an extension of time for NVIDIA to file a Motion to Quash or Limit all twenty-five (25) of the Subpoena *Duces Tecum* to May 10, 2010 in an attempt to resolve these issues without litigation. Counsel for Intel does not oppose this extension.

Accordingly, NVIDIA respectfully requests that this unopposed motion be granted and that NVIDIA be given until May 10, 2010 to file a Motion to Quash or Limit the Subpoenas.

Further, during such time, NVIDIA's obligations to otherwise respond to the Subpoenas shall be tolled.

Dated: May 6, 2010

JONES DAY

By: Craig Waldman *cmw*
Craig A. Waldman
555 California Street, 26th Floor
San Francisco, CA 94104-1500
Telephone: (415) 626-3939
Fax: (415) 875-5700

Counsel for NVIDIA Corporation

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

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| In the Matter of |) | |
| |) | DOCKET NO. 9341 |
| INTEL CORPORATION, |) | |
| a corporation |) | |
| |) | |

**[PROPOSED] ORDER GRANTING NON-PARTY NVIDIA CORPORATION'S
UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE MOTION TO
QUASH OR LIMIT SUBPOENAS AD TESTIFICANDUM**

On May 6, 2010, Non-Party NVIDIA Corporation ("NVIDIA") filed an unopposed motion for extension of time in which to file a Motion to Quash or Limit certain Subpoenas *Ad Testificandum* served upon NVIDIA by Intel Corporation ("Intel") on April 23, 2010. Intel has agreed to the request for an extension of time.

Having considered the motion, it is hereby ORDERED that:

1. Non-Party NVIDIA Corporation's Unopposed Motion for Extension of Time to File Motion To Quash or Limit such Subpoenas *Ad Testificandum* is GRANTED;
2. The time in which NVIDIA may file a Motion to Quash or Limit such Subpoenas *Ad Testificandum* is hereby extended until and including May 10, 2010; and
3. NVIDIA's obligations to otherwise respond to Intel's Subpoenas *Ad Testificandum* shall be tolled during the period of the extension.

ORDERED:

The Honorable D. Michael Chappell
CHIEF ADMINISTRATIVE LAW JUDGE
Federal Trade Commission

Dated: May _____, 2010

CERTIFICATE OF SERVICE

I hereby certify that on May 6, 2010, I caused to be filed via hand delivery and electronic mail delivery an original and two copies of the foregoing ***Non-Party NVIDIA Corporation's Motion for Extension of Time to File Motion to Quash or Limit Subpoenas Ad Testificandum and Proposed Order Granting Same***, and that the electronic copy is a true and correct copy of the paper original and that a paper copy with an original signature is being filed with:

Donald S. Clark, Secretary
Office of the Secretary
Federal Trade Commission
600 Pennsylvania Avenue NW, Rm. H-135
Washington, DC 20590
secretary@ftc.gov

I hereby certify that on May 6, 2010, I caused to be served one electronic copy via electronic mail delivery and two copies via hand delivery of the foregoing ***Non-Party NVIDIA Corporation's Motion for Extension of Time to File Motion to Quash or Limit Subpoenas Ad Testificandum and Proposed Order Granting Same*** upon:

The Honorable Michael D. Chappell
Administrative Law Judge
Federal Trade Commission
600 Pennsylvania Avenue NW
Washington, DC 20580
oalj@ftc.gov

I hereby certify that on May 6, 2010, I caused to be served via electronic mail delivery a copy of the foregoing ***Non-Party NVIDIA Corporation's Motion for Extension of Time to File Motion to Quash or Limit Subpoenas Ad Testificandum and Proposed Order Granting Same*** upon:

Thomas H. Brock
Federal Trade Commission
601 New Jersey Avenue NW
Washington, DC 20001
tbrock@ftc.gov
Complaint Counsel

Brendan McNamara
Federal Trade Commission
601 New Jersey Avenue NW
Washington, DC 20001
bmcnamara@ftc.gov
Complaint Counsel

James C. Burling
Eric Mahr
Wendy A. Terry
Wilmer Cutler Pickering Hale & Dorr
1875 Pennsylvania Avenue NW
Washington, DC 20006
James.Burling@wilmerhale.com

Robert E. Cooper
Joseph Kattan
Daniel Floyd
Gibson Dunn & Crutcher
1050 Connecticut Avenue NW
Washington, DC 20036
rcooper@gibsondunn.com

Eric.Mahr@wilmerhale.com
Wendy.Terry@wilmerhale.com
Counsel for Defendant Intel Corp.
Darren B. Bernhard

jkattan@gibsondunn.com
dfloyd@gibsondunn.com
Counsel for Defendant Intel Corp.

Thomas J. Dillickrath
Howrey LLP
1299 Pennsylvania Avenue NW
Washington, DC 20004
BernhardD@howrey.com
DillickrathT@howrey.com
Counsel for Defendant Intel Corp.

Dated: May 6, 2010

JONES DAY

By: Craig Waldman /emv
Craig A. Waldman
555 California Street, 26th Floor
San Francisco, CA 94104-1500
Telephone: (415) 626-3939
Fax: (415) 875-5700

Counsel for NVIDIA Corporation