

ORIGINAL



UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of)
)
INTEL CORPORATION,)
a corporation)
)

DOCKET NO. 9341

PUBLIC DOCUMENT

**FIRST PROPOSED MODIFICATION TO THE ORDER REGARDING
RESPONDENT'S PRODUCTION OF DOCUMENTS AND ELECTRONICALLY
STORED INFORMATION IN RESPONSE TO COMPLAINT COUNSEL'S FIRST SET
OF REQUESTS FOR PRODUCTION**

WHEREAS, on January 29, 2010 Intel and Complaint Counsel reached an agreement in principle on production and e-discovery protocols to govern Intel's response to Complaint Counsel's First Requests for the Production of Documents dated January 18, 2010 ("First Production Stipulation").

WHEREAS, the First Production Stipulation was entered by the Court on February 2, 2010.

WHEREAS, Intel and Complaint Counsel have conferred as to the best practices for electronic document production and agree that paragraph 24 of the First Production Stipulation unduly burdens both Intel and Complaint Counsel.

NOW, THEREFORE, IT IS HEREBY STIPULATED BY AND AGREED TO BETWEEN COMPLAINT COUNSEL AND INTEL, BY AND THROUGH THEIR RESPECTIVE COUNSEL AND SUBJECT TO THE APPROVAL OF THE COURT, AS FOLLOWS:

1. The procedure for identification of documents specified in paragraph 24 of the First Production Stipulation is supplemented to allow for identification of documents to be utilized for any purpose by the procedure identified in this Modification.

PUBLIC

FTC Docket No. 9341
First Proposed Modification to the Order
Regarding Respondent's Production of Documents and
Electronically Stored Information In Response to
Complaint Counsel's First Set of Requests for Production

2. The parties stipulate that in all cases where native documents are utilized for any purpose without first being converted to TIFF format with an assigned Bates Number, the parties will identify such documents with the unique "Document Control Number" assigned to the document by the e-discovery vendor in the field entitled "Document Control Number."
3. When so identifying a document, the parties may either utilize the provisions of Paragraph 24 or, in the alternative, may mark the document with the "Document Control Number" at the bottom of each page of the document.
4. The parties stipulate that in such cases where the document is marked with a "Document Control Number" at the bottom of each page of the document, the use of a cover sheet denoting "Document Control Number" shall not be mandatory.
5. The parties reserve the right to challenge the authenticity of any document on the grounds that it was not accurately reproduced.

Dated: March 10, 2010

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PUBLIC

FTC Docket No. 9341
First Proposed Modification to the Order
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**[PROPOSED] ORDER REGARDING FIRST PROPOSED MODIFICATION TO THE
FEBRUARY 2, 2010, ORDER REGARDING RESPONDENT'S PRODUCTION OF
DOCUMENTS AND ELECTRONICALLY STORED INFORMATION**

On March 10, 2010, the parties submitted a joint stipulation between Intel and Complaint Counsel regarding their First Proposed Modification to the February 2, 2010, Order Regarding Respondent's Production of Documents and Electronically Stored Information In Response to Complaint Counsel's First Set of Requests for Production of Documents.

It is hereby ORDERED, that the stipulation of the parties, dated March 10, 2010, and filed with the Office of the Secretary, modifying the Order dated February 2, 2010, is approved.

ORDERED:

D. Michael Chappell
Chief Administrative Law Judge

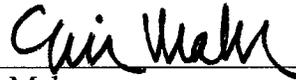
Dated March __, 2010

PUBLIC

FTC Docket No. 9341
[Proposed] Order Regarding First Proposed
Modification to the February 2, 2010, Order
Regarding Respondent's Production of
Documents and Electronically Stored Information

true and correct electronic copy of these documents is being sent to the Secretary by email to
secretary@ftc.gov and dclark@ftc.gov.

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Dated: March 10, 2010

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