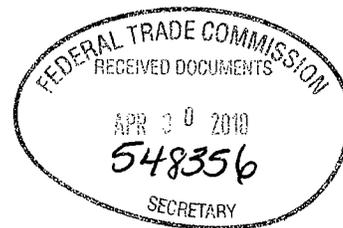


ORIGINAL



UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION

In the Matter of

INTEL CORPORATION,

Respondent.

PUBLIC

Docket No. 9341

**MICROSOFT CORPORATION'S UNOPPOSED MOTION FOR EXTENSION OF TIME  
TO FILE MOTION TO LIMIT OR QUASH SUBPOENAS *DUCES TECUM***

Non-party Microsoft Corporation ("Microsoft") files this unopposed Motion for Extension of Time to File Motion to Limit or Quash Subpoenas *Duces Tecum* received by Microsoft's agent for service of process from Intel Corporation ("Intel") on March 22, 2010 ("Intel's Subpoena"), Complaint Counsel on April 7, 2010 ("Complaint Counsel's April 7 Subpoena"), and Complaint Counsel on April 26, 2010 ("Complaint Counsel's April 26 Subpoena," collectively "Subpoenas").

Microsoft previously received extensions of time until May 3, 2010 to move to limit or quash Intel's Subpoena and Complaint Counsel's April 7 Subpoena in order for negotiations regarding the scope and burden of these subpoenas to continue effectively.<sup>1</sup> Pursuant to the FTC's Rules of Practice, 16 C.F.R. § 3.34(c), Microsoft has ten (10) days in which to file a motion to limit or quash Complaint Counsel's April 26 Subpoena, or until May 6, 2010.

---

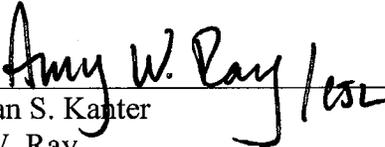
<sup>1</sup> See Order Granting Unopposed Motion of Non-Party Microsoft Corporation for Extension of Time to Move to Limit or Quash Subpoena *Duces Tecum*, March 31, 2010; Order Granting Unopposed Motion of Non-Party Microsoft Corporation for Extension of Time to Move to Limit or Quash Subpoena *Duces Tecum*, April 15, 2010.

Microsoft has made an initial production and has continued to work diligently with Intel's Counsel and Complaint Counsel to discuss the scope and burden of the Subpoenas and propose various modifications to the Subpoenas. Microsoft's Counsel, Intel's Counsel, and Complaint Counsel have agreed that Microsoft shall have until May 17, 2010 to file a motion to limit or quash the Subpoenas. The additional extension is necessary to complete negotiations among Microsoft's Counsel, Intel's Counsel, and Complaint Counsel effectively and to allow Microsoft to provide additional information in response to the Subpoenas.

Accordingly, Microsoft respectfully requests that this unopposed motion be granted and that Microsoft have until May 17, 2010 to file a motion to limit or quash the Subpoenas.<sup>2</sup> Further, during such time, Microsoft's obligations to otherwise respond to the Subpoenas shall be tolled, although Microsoft anticipates that it will continue negotiations as well as rolling productions of documents in the interim.

Undersigned counsel represents that they have conferred with both Intel's Counsel and Complaint Counsel and that both Intel's Counsel and Complaint Counsel do not object to the proposed extension.

Date: April 30, 2010

  
Jonathan S. Kanter  
Amy W. Ray  
CADWALADER, WICKERSHAM & TAFT LLP  
700 Sixth Street NW  
Washington, DC 20001  
Telephone: (202) 862-2200  
Facsimile: (202) 862-2400

*Counsel for Microsoft Corporation*

---

<sup>2</sup> Microsoft continues to work diligently to meet and confer to resolve the concerns arising from the Subpoenas but may need to request additional time in the future. Microsoft, therefore, reserves all of its rights and remedies.

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION



In the Matter of  
  
INTEL CORPORATION,  
  
Respondent.

**PUBLIC**

Docket No. 9341

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

On April 30, 2010, non-party Microsoft Corporation ("Microsoft") submitted an unopposed motion for extension of time to move to limit or quash Subpoenas *Duces Tecum* received from Intel Corporation ("Intel") on March 22, 2010, Complaint Counsel on April 7, 2010, and Complaint Counsel on April 26, 2010 (collectively "Subpoenas"). Microsoft requests an extension until May 17, 2010 and further requests that Microsoft's obligations to otherwise respond to the Subpoenas be tolled during the period of extension. Microsoft states that both Intel's Counsel and Complaint Counsel do not oppose the motion.

Microsoft states that it is negotiating with Intel's Counsel and Complaint Counsel to resolve issues regarding the scope of the Subpoenas and that additional time is needed to complete those negotiations. Microsoft further states that it is working to respond to the Subpoenas, has made an initial production of documents, and anticipates continuing its productions on a rolling basis. According to Microsoft, Intel's Counsel and Complaint Counsel agree that Microsoft may have an extension of time to move to limit or quash the Subpoenas until May 17, 2010.

Based on the foregoing, Microsoft's Unopposed Motion for Extension of Time to File Motion to Limit or Quash Subpoenas *Duces Tecum* is GRANTED, and it is hereby ORDERED that Microsoft shall have until May 17, 2010 to file a motion to limit or quash the subpoenas received from Intel Corporation on March 22, 2010, Complaint Counsel on April 7, 2010, and Complaint Counsel on April 26, 2010, and that Microsoft's obligations to otherwise respond to such subpoenas shall be tolled during the period of the extension.

ORDERED:

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

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

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION

In the Matter of  
INTEL CORPORATION,  
Respondent.

PUBLIC

Docket No. 9341

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

I, Amy W. Ray, hereby certify that on April 30, 2010, I served a copy of each of the documents listed below *by hand* on 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* on the following: The Honorable D. Michael Chappell ([oadj@ftc.gov](mailto:oadj@ftc.gov)), J. Robert Robertson ([rrobertson@ftc.gov](mailto:rrobertson@ftc.gov)), Kyle D. Andeer ([kandeer@ftc.gov](mailto:kandeer@ftc.gov)), Thomas H. Brock ([tbrock@ftc.gov](mailto:tbrock@ftc.gov)), Melanie Sabo ([msabo@ftc.gov](mailto:msabo@ftc.gov)), Teresa Martin ([tmartin@ftc.gov](mailto:tmartin@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@howrey.com](mailto:bernhardd@howrey.com)), and Thomas J. Dillickrath ([dillickratht@howrey.com](mailto:dillickratht@howrey.com)):

- MICROSOFT CORPORATION'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE MOTION TO LIMIT OR QUASH SUBPOENAS *DUCES TECUM*;
- [PROPOSED] ORDER GRANTING NON-PARTY MICROSOFT CORPORATION'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE MOTION TO LIMIT OR QUASH SUBPOENAS *DUCES TECUM*; and
- 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 the signed paper originals 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).

Date: April 30, 2010



A handwritten signature in black ink that reads "Amy W. Ray" followed by a stylized flourish. The signature is written over a horizontal line.

Amy W. Ray  
CADWALADER, WICKERSHAM & TAFT LLP  
700 Sixth Street NW  
Washington, DC 20001  
Telephone: (202) 862-2200  
Facsimile: (202) 862-2400

*Counsel for Microsoft Corporation*