

EXHIBIT A



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OUR FILE NUMBER
008,346-163

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December 5, 2008

VIA E-MAIL AND U.S. MAIL

Sogoi K. Pirnazar, Esq.
Gibson Dunn & Crutcher
333 South Grand Avenue
Los Angeles, California 90071

Re: AMD v. Intel

Dear Sogoi:

Consistent **with** our agreed-upon protocols regarding deposition logistics, I am providing notice of the Intel and third party depositions that AMD and the Class intend to take in January. These are in addition to the Intel and third party witness depositions already noticed **and/or confirmed** for January and February. Additionally, I am providing notice of certain Intel depositions that we intend to take in February and March to give Intel ample time to make arrangements to **make** the witnesses available **during the** weeks requested.

A. Intel Witnesses

1. Individuals

AMD and the Class intend to take the depositions of Andy Grove, John Wong, Louis Bums, Hiroki Ohinata, William Eric Mentzer, Tammy Cyphert, Ernst Kunerth, Shuichi Kako, Takehiro Yoshii, and Babak Sabi in January, Erik Steeb, Eric Kim, Patrick Bliemer, Abhi Talwalkar, Terence Finley, Sophia **Chew**, Robert Adano, Jeff **McCrea**, Greg O'Keefe, David Stitzenberg, and Jean-Marc Dubreuil in February, and Pat Gelsinger and Jason Chen in March.

a. January Depositions

- We would like to take Mr. Grove's deposition on January 12, 2009. We estimate the examination will take approximately seven hours.
- We would like to take Mr. Wong's deposition beginning on January 13, 2009. We estimate the examination **will** take approximately fourteen hours.

- We would like to **take** Ms. Burns's deposition **beginning** on January 19, 2009. We estimate the **examination** will take approximately twenty-one hours.
- We would like to take Mr. Ohinata's deposition **beginning** on January 21, 2009. We estimate the **examination** will take approximately fourteen hours.
- We would like to take Mr. Mentzer's deposition on January 22 or 23, 2009. We estimate the examination will take approximately seven hours.
- We would like to take Ms. Cyphert's deposition **beginning** on January 26, 2009. We estimate the examination will take approximately seven hours.
- We would like to take Mr. Kunerth's deposition beginning on January 26, 2009. We estimate the examination will take approximately seven hours.
- We would like to **take** Mr. Kako's deposition beginning on **January** 27, 2009. We estimate the **examination** will take approximately fourteen hours.
- We would like to take Mr. Yoshii's deposition beginning on January 29, 2009. We estimate the examination will take approximately fourteen hours.
- We would like to take Mr. Sabi's deposition on either January 29 or 30, 2009. We estimate the examination will take approximately seven hours.

b. February Depositions

- We would like to take Mr. Steeb's deposition beginning on February 2, 2009. We estimate the examination will take approximately twelve hours.
- We would like to take Mr. Kim's deposition beginning on February 2, 2009. We estimate the examination will take approximately twenty-one hours.
- We would like to take Mr. Bliemer's deposition during the week of February 2, 2009. We estimate the **examination** will take approximately nine hours.
- We would like to take Mr. Talwalkar's deposition beginning on February 16, 2009. We estimate the examination will take approximately twenty-one hours.
- We would like to take Mr. Finley's deposition beginning on February 23, 2009. We estimate the **examination** will take approximately eight hours.
- We would like to take Ms. Chew's deposition beginning on February 23, 2009. We estimate the **examination** will take approximately ten hours.

- We would like to take Mr. Adano's deposition beginning on February 23, 2009. We estimate the examination will take approximately 14 hours.
- We would like to take Mr. McCrea's deposition beginning on February 23, 2009. We estimate the examination will take approximately twenty-eight hours.
- We would like to take Mr. O'Keefe's deposition beginning on February 24, 2009. We estimate the examination will take approximately nine hours.
- We would like to take Mr. Stitzenberg's deposition during the week of February 23, 2009. We estimate the examination will take approximately seventeen hours.
- We would like to take Mr. Dubreuil's deposition on February 26, 2009. We estimate the examination will take approximately seven hours.

In addition, as I notified you by email today, we would like to take the deposition of Navin Shenoy during the week of February 9, 2009. As you know, we previously had requested Mr. Shenoy's deposition during the week of January 19. We estimate the examination will take approximately twenty-one hours.

c. March Depositions

- We would like to take Mr. Gelsinger's deposition during the week of March 2, 2009. We estimate the examination will take approximately twenty-eight hours.
- We would like to take Mr. Chen's deposition during the week of March 9, 2009. We estimate the examination will take approximately twenty-eight hours.

2. 30(b)(6) Deposition

AMD and the Class intend to take a 30(b)(6) deposition of Intel in January regarding pricing and data related issues. We will provide more specifics regarding the particular topics next week. We would like to conduct the examination on January 30, 2009; we estimate the examination will take approximately seven hours.

I assume that you will accept service of a subpoena for any of the foregoing deponents if any subpoena is required, but please let me know immediately if that is mistaken.

Please confirm the dates and appropriate locations for these depositions as soon as possible. Please bear in mind that the above estimates are good-faith estimates of the time we anticipate the examinations will require, but the actual time needed for the examinations may be greater, and the depositions will continue from day to day until completed. **Thus**, when providing dates for these depositions, please make sure you provide start dates on which the witnesses will be available the following day. Also, if the dates we propose are not acceptable, rather than proposing a single alternate date, please propose several alternate date ranges that work for Intel and the witness.

B. Third Party Witnesses

We intend to take the depositions of the following third party witnesses in January; estimates of the length of our examination of each are in parentheses:

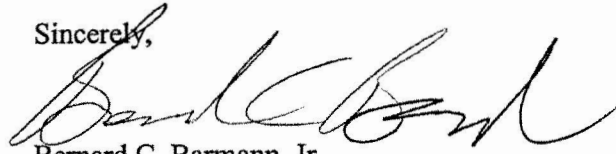
- Tau Leng of **Supermicro** (seven hours);
- Louis **Kim** of **HP** (ten hours);
- John Romano of **HP** (seven hours);
- Bruce Paterson of **ASI** (six hours);
- Michael **Adkins** of **MPC** (three hours);
- Todd Ford of **Rackable** (seven hours);
- Pat **Cathey** of **Avnet** (seven hours);
- Bret Stouder of **Atipa** (three hours);
- Daniel Kim and Maria **McLaughlin** of **Appro** (three hours each);
- Saveed **Shahbazi** of **Averatec** (three hours).

C. Translated Depositions

We expect to begin noticing foreign depositions for February. In that regard, we *think* a different rule should apply to the calculation of expended time for depositions that proceed through a translator. In our experience, borne out by the deposition of Ian Yang in Hong Kong, the use of **an** interpreter typically at least doubles the length of a deposition; if exhibits need to be translated (or just read silently by a non-English speaker), the length can triple. For this reason, we would propose as a matter of convenience that we agree to count against our respective

allotments of deposition hours **only** 40% of the time we spend deposing foreign-speaking witnesses where translation is required. Please let us know if you disagree.

Sincerely,

A handwritten signature in black ink, appearing to read "Bernard C. Barmann, Jr.", written in a cursive style.

Bernard C. Barmann, Jr.
for O'MELVENY & MYERS LLP

cc: Daniel S. Floyd, Esq.
Mindy G. Davis, Esq.
Steve Fimmel, Esq.