

**PaulHastings**

ATTORNEYS

Paul, Hastings, Janofsky & Walker LLP  
Five Palo Alto Square • Sixth Floor • Palo Alto, CA 94306-2155  
telephone 650 320 1800 • facsimile 650 320 1900 • www.paulhastings.com

Atlanta  
Beijing  
Brussels  
Hong Kong  
London  
Los Angeles  
Milan  
New York  
Orange County  
Palo Alto  
Paris  
San Diego  
San Francisco  
Shanghai  
Stamford  
Tokyo  
Washington, DC

650-320-1823  
robertmatz@paulhastings.com

October 20, 2006

58785.00010

VIA E-MAIL AND FACSIMILE

The Honorable Vincent J. Poppiti  
Blank Rome LLP  
Chase Manhattan Centre, Suite 800  
Wilmington, DE 19801-4226

Re: *Advanced Micro Devices, Inc. et al. v. Intel Corporation, et al.*, Civil Case No. 05-441-JJF;  
MDL Case No. 05-1717-JJF (U.S.D.C. Delaware)

Dear Special Master Poppiti:

I write in response to an October 6, 2006 letter to you from Chad Shandler in the above-referenced matter. Attached to Mr. Shandler's letter was a chart purporting to reflect outstanding third party corporate subpoenas by category. Under the category of "ODMs/Motherboards/Chipsets," the chart lists "Asus (including subsidiary and affiliated companies)" as a "served company," with no information included as to the "status" of this discovery.

Our firm represents Asus Computer International, Inc. ("ACI") in connection with third party subpoenas that were served on it by Advanced Micro Devices and Intel in the above-referenced matter. Only ACI was served with these third party subpoenas; to my knowledge, no subpoenas have been served on ACI's "parent" or "subsidiary and affiliated companies."

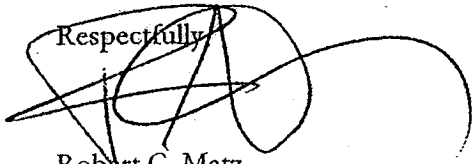
In response to these subpoenas, ACI produced documents bearing Bates numbers ASUSCI00001-ASUSCI02479 to both Intel and AMD, which were the only documents in ACI's possession, custody, or control that were responsive to Intel and AMD's subpoenas.

ACI does not believe that the service of these third party subpoenas on ACI in any way compels ACI's non-U.S. "parents," "predecessor or successor companies," or "affiliated companies" to produce documents in response to these subpoenas given that these entities, to the extent they exist, are not under the control of ACI. ACI included this objection in response to both subpoenas.

The Honorable Vincent J. Poppiti  
October 20, 2006  
Page 2

Given these facts, ACI believes that the chart which purports to reflect outstanding third party corporate subpoenas by category should be amended to make it clear that only ACI was “served” with subpoenas from AMD and Intel – not its “subsidiary and affiliated companies” as the chart represents – and that ACI has already produced all documents in its possession, custody, or control that were responsive to AMD and Intel’s subpoenas.

If you have any questions concerning the contents of this letter, please do not hesitate to contact me.

Respectfully,  


Robert C. Matz  
for PAUL, HASTINGS, JANOFSKY & WALKER LLP

**OUTSTANDING THIRD PARTY CORPORATE SUBPOENAS**

**I. OEMS**

<b>SERVED COMPANY</b>		<b>STATUS</b>
1.	Acer (including subsidiary and affiliated companies)	
2.	Alienware	
3.	Apple Computers	
4.	Appro International	
5.	Atipa	
6.	Averatec (including subsidiary and affiliated companies)	
7.	Dell	
8.	Egenera	
9.	Fujitsu (including subsidiary and affiliated companies)	
10.	Gateway	
11.	Hitachi (including subsidiary and affiliated companies)	
12.	Hewlett Packard	
13.	IBM	
14.	Lenovo (including subsidiary and affiliated companies)	
15.	LG Electronics (including subsidiary and affiliated companies)	
16.	MPC Computers	
17.	NEC Corporation (including subsidiary and affiliated companies)	
18.	Network Appliance	
19.	Rackable	
20.	Samsung (including subsidiary and affiliated companies)	
21.	Sony Corporation (including subsidiary and affiliated companies)	
22.	Sun Microsystems	
23.	Supermicro	
24.	Toshiba (including subsidiary and affiliated companies)	
25.	Trigem (including subsidiary and affiliated companies)	

**II. RETAILERS**

<b>SERVED COMPANY</b>		<b>STATUS</b>
26.	Best Buy (including subsidiary and affiliated companies)	
27.	Circuit City	
28.	CompUSA	
29.	Costco	
30.	Fry's	
31.	Micro Center	

32.	Office Depot	
33.	Office Max	
34.	Staples	
35.	Toys R Us	
36.	Wal-Mart (including subsidiary and affiliated companies)	

### III. DISTRIBUTORS

SERVED COMPANY		STATUS
37.	Abboud Trading	
38.	ASI	
39.	Avnet	
40.	Bell Microproducts	
41.	D&H Distributing	
42.	Ingram Micro	
43.	Intcomex	
44.	Synnex	
45.	Tech Data	

### IV. SOFTWARE COMPANIES

SERVED COMPANY		STATUS
46.	Adobe	
47.	Bea	
48.	DivX	
49.	Microsoft	
50.	Pathscale	
51.	Phoenix Technologies	
52.	Pinnacle	
53.	Skype	
54.	UGS	

### V. ODMs/MOTHERBOARDS/CHIPSETS

SERVED COMPANY		STATUS
55.	Asus (including subsidiary and affiliated companies)	
56.	ATI	
57.	Epox (including subsidiary and affiliated companies)	
58.	FoxConn (including subsidiary and affiliated companies)	

59.	Micro-Star (including subsidiary and affiliated companies)	
60.	Mitac	
61.	Solectron	
62.	Tyan (including subsidiary and affiliated companies)	
63.	Uniwill	

**VI. STANDARD SETTING ENTITIES**

SERVED COMPANY		STATUS
64.	JEDEC	

**VII. ADDITIONAL SUBPOENAED PARTIES**

SERVED COMPANY		STATUS
65.	United Microelectronics Corporation (UMC)	
66.	Chartered Semiconductor	
67.	McKinsey & Co.	