

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ADVANCED MICRO DEVICES, INC. and)
AMD INTERNATIONAL SALES & SERVICE,)
LTD.,)

Plaintiffs,)

v.)

INTEL CORPORATION and)
INTEL KABUSHIKI KAISHA,)

Defendants.)

) C. A. No. 05-441 (JJF)

IN RE:)

INTEL CORP. MICROPROCESSOR)
ANTITRUST LITIGATION)

) MDL Docket No. 05-1717 (JJF)

**CERTIFICATION OF DANIEL S. FLOYD IN SUPPORT OF
INTEL CORPORATION’S AND INTEL KABUSHIKI KAISHA’S
REQUEST TO COMPEL ADVANCED MICRO DEVICES, INC.,
AMD INTERNATIONAL SALES & SERVICE, LTD. AND ERS
GROUP TO PRODUCE DOCUMENTS PURSUANT TO THE ERS SUBPOENA**

I, Daniel S. Floyd, make this certification pursuant to Local Rule 7.1.1 and state that the following efforts and exchanges have been made by Intel Corporation and Intel Kabushiki Kaisha (collectively “Intel”) to reach agreement with Advanced Micro Devices, Inc. and AMD International Sales & Service, Ltd. (collectively “AMD”) on the subject of the accompanying letter brief:

1. On September 14, 2007, I wrote to Linda Smith, counsel for AMD, to ask that AMD and ERS Group (“ERS”) reconsider their objections to the subpoena served on ERS on August 3, 2007. Attached as Exhibit A is a true and correct copy of that letter.

2. On September 27, 2007, Ms. Smith responded to my 9/14/07 letter, stating that AMD and ERS would stand on their objections. Attached as Exhibit B is a true and correct copy of that letter.

3. Thereafter, on October 8, 2007, Ms. Smith and I attended a face-to-face meeting to address a number of discovery issues between the parties. During that meeting, Ms. Smith confirmed that AMD and ERS were standing on their objections to the 8/3/07 subpoena served on ERS.

Dated: November 2, 2007

Respectfully submitted,

By: /s/ Daniel S. Floyd
Daniel S. Floyd
GIBSON, DUNN & CRUTCHER LLP

Attorneys for Defendants
INTEL CORPORATION and
INTEL KABUSHIKI KAISHA

#829540/29282

**IN THE UNITED STATES DISTRICT COURT
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CERTIFICATE OF SERVICE

I, W. Harding Drane, hereby certify that on November 2, 2007, the attached document was hand delivered to the following persons and was electronically filed with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following and the document is available for viewing and downloading from CM/ECF:

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I hereby certify that on November 2, 2007, I have Electronically Mailed the documents to the following non-registered participants:

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