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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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8 ADVANCED MICRO DEVICES, INC., et al., No. C 08-00986 SI

9 Plaintiffs and Counterdefendants, **ORDER RE: DISCOVERY DISPUTES**

10 v.

11 SAMSUNG ELECTRONICS CO., et al.,

12 Defendants and Counterclaimants.
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14 Now before the Court are two discovery disputes. The first dispute concerns discovery relating
15 to U.S. Patent No. 5,545,592 (“the ’592 patent”). Samsung has moved for a protective order barring
16 AMD from taking discovery “regarding Samsung processors in connection with” the ’592 patent.
17 Samsung Letter Br., at 1. AMD opposes the motion and seeks an order compelling Samsung to produce
18 “technical reports, process flows, and recipes sufficient to show the process for making Samsung
19 processor contacts.” AMD Letter Br. at 1. A hearing on Samsung’s motion for summary judgment of
20 invalidity of the ’592 patent is scheduled for May 8, 2009. AMD has already filed its opposition to
21 Samsung’s motion [Docket No. 196] and does not argue that the discovery it seeks is necessary in order
22 to oppose this motion. The Court will resolve this dispute when it decides Samsung’s summary
23 judgment motion.


24 The second dispute concerns Samsung’s request for an order making Dr. Alexander Glew
25 available for deposition and for a continuance of the May 8 hearing on Samsung’s motion for summary
26 judgment of invalidity of the ’592 patent. On April 17, AMD filed a declaration by Dr. Glew in support
27 of its opposition to Samsung’s summary judgment motion. On April 20, Samsung requested that AMD
28 make Dr. Glew available for a deposition of no more than three hours before Samsung files its reply

1 brief, which is due tomorrow (April 24). AMD opposes Samsung's request, arguing that Samsung has
2 moved for summary judgment prematurely.

3 The Court finds that Samsung's deposition of Dr. Glew may produce relevant evidence. The
4 Court rules as follows: AMD shall make Dr. Glew available for a deposition of no more than three hours
5 before **5:00 p.m. on Wednesday, April 29**. Samsung shall file its reply by **Friday, May 1**. The
6 hearing on Samsung's motion for summary judgment of invalidity shall be continued by one week and
7 heard at **9:00 a.m. on Friday, May 15**.

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9 **IT IS SO ORDERED.**

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11 Dated: April 23, 2009



SUSAN ILLSTON
United States District Judge