

1 UNITED STATES DISTRICT COURT  
 2 NORTHERN DISTRICT OF CALIFORNIA  
 3 SAN FRANCISCO DIVISION

3 RAMBUS INC.,

4 Plaintiff,

5 v.

6 BROADCOM CORP.,

7 Defendant.

Case No. 3:10-cv-05437 RS

**[PROPOSED] ORDER REGARDING THE  
 PRODUCTION OF PRIVILEGED  
 DOCUMENTS PREVIOUSLY ORDERED  
 PRODUCED**

Judge: Hon. Richard Seeborg  
 Courtroom 3, 17th Floor

8 RAMBUS INC.,

9 Plaintiff,

10 v.

11 LSI CORPORATION,

12 Defendant.

Case No. 3:10-cv-05446 RS

13 RAMBUS INC.,

14 Plaintiff,

15 v.

16 MEDIATEK INC.,

17 Defendant.

Case No. 3:10-cv-05447 RS

18 RAMBUS INC.,

19 Plaintiff,

20 v.

21 STMICROELECTRONICS N.V.;  
 22 STMICROELECTRONICS INC.,

23 Defendants.

Case No. 3:10-cv-05449 RS

24  
 25 On December 6, 2011, Plaintiff Rambus Inc. and Defendants Broadcom Corporation,  
 26 LSI Corporation, Mediatek Inc., and STMicroelectronics N.V. and STMicroelectronics Inc.  
 27 submitted a Joint Proposed Form of Order Regarding the Production of Documents Previously  
 28 Produced.

1 WHEREAS Defendants desire the production of privileged documents and/or  
2 attorney work product previously ordered produced in ITC Investigation No. 337-TA-661, Order  
3 No. 15, Order Granting in Part NVIDIA's Motion to Compel Production of Materials Subject to  
4 Privilege Piercing Orders ("ITC Order No. 15");

5 WHEREAS Rambus has appealed ITC Order No. 15 and continues to object to the  
6 forced production of its privileged documents and/or attorney work product in ITC Investigation  
7 No. 337-TA-661 and all other litigation incorporating ITC Order No. 15;

8 WHEREAS on February 11, 2011, a privilege piercing order incorporating ITC  
9 Order No. 15 was entered in ITC Investigation No. 337-TA-753—the parallel ITC action in  
10 which all of the parties in the above-captioned cases are participating (*see* ITC Inv. No. 337-TA-  
11 753, Order No. 13, Order Regarding Piercing of Privilege);

12 WHEREAS on May 24, 2011, the Special Master in *Rambus Inc. v. NVIDIA*  
13 *Corporation*, Case No. 08-cv-03343 SI, D.N. 210, ordered that ITC Order No. 15 shall govern  
14 Rambus's production in that case of documents previously ordered produced in ITC Investigation  
15 No. 337-TA-661; and

16 WHEREAS it would be an inefficient use of judicial and party resources to  
17 re-litigate Rambus's claims of privilege and/or attorney work product protection related to  
18 documents ordered produced pursuant to ITC Order No. 15;

19 NOW THEREFORE, IT IS HEREBY ORDERED that, without prejudice to  
20 Rambus's continuing objections to the production of its privileged documents and/or attorney  
21 work product, ITC Order No. 15 shall govern Rambus's production in these cases of documents  
22 previously ordered produced pursuant to that order in ITC Investigation No. 337-TA-661.

23 DATED: December 7, 2011

24   
25 Honorable Richard Seeborg  
26 UNITED STATES DISTRICT JUDGE  
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