MILBANK, TWEED, HADLEY & MCCLOY LLP

1 CHASE MANHATTAN PLAZA

LOS ANGELES 213-892-4000 FAX: 213-629-5063

NEW YORK, N.Y. 10005-1413

BEIJING 8610-5123-5120 FAX: 8610-5123-5191

WASHINGTON, D.C. 202-835-7500 FAX: 202-835-7586

212-530-5000 FAX: 212-530-5219

HONG KONG 852-2971-4888 FAX: 852-2840-0792

LONDON 020-7615-3000 FAX: 020-7615-3100

MICHAEL M. MURRAY DIRECT DIAL NUMBER 212-530-5424

SINGAPORE 65-6428-2400 FAX: 65-6428-2500

FRANKFURT 49-69-71914-3400 FAX: 49-69-71914-3500 FAX: 212-822-5424

September 3, 2008

TOKYO 813-3504-1050 FAX: 813-3595-2790

MUNICH 49-89-25559-3600 FAX: 49-89-25559-3700

> Honorable Magistrate Judge Joseph C. Spero United States District Court San Francisco Division 450 Golden Gate Ave. 15th Floor, Courtroom A

San Francisco, CA 94102

Fujitsu Ltd., et al. v. Nanya Technology Corp. et al., No. C 06-CV-06613 Re: CW and KLA Tencor Corp v. Fujitsu Ltd. et al., No. C 08-01254 CW

Dear Judge Spero:

We represent Fujitsu Ltd. et al. ("Fujitsu") in the consolidated cases identified above and are writing to request cancellation of a discovery conference scheduled for September 5, 2008.

A settlement has recently been reached between Fujitsu and Nanya Technology Corp. ("Nanya"). Fujitsu expects that a stipulation of dismissal of the consolidated cases will be filed shortly. Accordingly, we believe it would be appropriate to cancel the upcoming discovery conference, which was to address the scope of discovery from third-party defendant KLA Tencor Corp. ("KLA"), as the issues have become moot. We have conferred with counsel for KLA concerning the cancellation of the discovery conference and KLA agrees that the conference should be cancelled.

We appreciate the Court's attention to this matter.

cc: Christopher E. Chalsen, Esq.

Robert Harkins, Esq. (counsel for KLA) Alfonso Chan, Esq. (counsel for Nanya)

MMM:smm

Dated: 9/3/08

IT IS SO ORDERED Judge Joseph C. Spero Dockets.Justia.jom