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**\*E-FILED - 12/23/08\***

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

RAMBUS INC.,  
  
Plaintiff,  
  
v.  
  
HYNIX SEMICONDUCTOR INC.,  
HYNIXSEMICONDUCTOR AMERICA  
INC., HYNIX SEMICONDUCTOR  
MANUFACTURING AMERICA INC.,  
  
SAMSUNG ELECTRONICS CO., LTD.,  
SAMSUNG ELECTRONICS AMERICA,  
INC., SAMSUNG SEMICONDUCTOR,  
INC., SAMSUNG AUSTIN  
SEMICONDUCTOR, L.P.,  
  
NANYA TECHNOLOGY  
CORPORATION, NANYA  
TECHNOLOGY CORPORATION U.S.A.,  
  
Defendants.

Case No. C 05-00334 RMW

~~PROPOSED~~ ORDER GRANTING  
MISCELLANEOUS ADMINISTRATIVE  
REQUEST PURSUANT TO CIVIL LOCAL  
RULES 7-10 AND 79-5 TO SEAL:

1. CONFIDENTIAL VERSION OF MICRON, SAMSUNG AND HYNIX'S OPPOSITION TO RAMBUS INC.'S DAUBERT MOTION NO. 3 TO PRECLUDE THE MANUFACTURERS' EXPERTS FROM RELYING ON THE INFINEON SETTLEMENT AGREEMENT, CERTAIN AMENDED LICENSE AGREEMENTS, AND CERTAIN LICENSE RENEGOTIATIONS AND NOTICE OF CROSS-MOTION AND CROSS-MOTION TO PRECLUDE RAMBUS INC. AND DAVID J. TEECE FROM RELYING ON THE 2000 LICENSES;
2. EXHIBITS A, B, C, G, H, I, J, K, L & M TO THE DECLARATION OF DAVID J. LENDER IN SUPPORT THEREOF;
3. CONFIDENTIAL VERSION OF MICRON'S OPPOSITION TO RAMBUS'S MOTION FOR SUMMARY JUDGMENT;
4. EXHIBITS 1, 2, 3, 4, 6, 7, & 11 TO THE DECLARATION OF ELIZABETH STOTLAND WEISWASSER IN SUPPORT THEREOF

Honorable Ronald M. Whyte

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RAMBUS INC.,  
  
Plaintiff,  
  
v.  
  
SAMSUNG ELECTRONICS CO., LTD.,  
SAMSUNG ELECTRONICS AMERICA, INC.,  
SAMSUNG SEMICONDUCTOR, INC.,  
SAMSUNG AUSTIN SEMICONDUCTOR,  
L.P.,  
  
Defendants.

Case No. C 05-02298 RMW

RAMBUS INC.,  
  
Plaintiff,  
  
v.  
  
MICRON TECHNOLOGY, INC. and MICRON  
SEMICONDUCTOR PRODUCTS, INC.,  
  
Defendants.

Case No. C 06-00244 RMW

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8 SEMICONDUCTOR U.K. LTD., and  
HYNIX SEMICONDUCTOR DEUTSCHLAND GmbH  
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1 As set forth in defendants Micron Technology, Inc., Micron Semiconductor  
2 Products, Inc., Samsung Electronics Co., LTD., Samsung Electronics America, Inc., Samsung  
3 Semiconductor, Inc., Samsung Austin Semiconductor, L.P., Hynix Semiconductor Inc.,  
4 Hynixsemiconductor America Inc., and Hynix Semiconductor Manufacturing America Inc.,’s  
5 (collectively “Defendants”) Miscellaneous Administrative Request Pursuant To Civil Local Rules  
6 7-10 and 79-5 To Seal Documents, Defendants lodged with the Court the following documents in  
7 connection with their Opposition To Rambus Inc.’s *Daubert* Motion No. 3 To Preclude The  
8 Manufacturers’ Experts From Relying On The Infineon Settlement Agreement, Certain Amended  
9 License Agreements, And Certain License Renegotiations And Notice Of Cross-Motion And  
10 Cross-Motion To Preclude Rambus Inc. And David J. Teece From Relying On The 2000  
11 Licenses, and Micron’s Opposition to Rambus’s Motion for Summary Judgment on Micron’s  
12 License Defense and for Partial Summary Judgment on Micron’s Lack of Standing Defense:

13 • The Confidential version of Micron, Samsung, and Hynix’s Opposition To  
14 Rambus Inc.’s *Daubert* Motion No. 3 to Preclude the Manufacturers’ Experts From Relying on  
15 the Infineon Settlement Agreement, Certain Amended License Agreements, and Certain License  
16 Renegotiations And Notice of Cross-Motion and Cross-Motion to Preclude Rambus Inc. and  
17 David J. Teece From Relying on the 2000 Licenses.

18 • **Exhibit A** to the Declaration of David J. Lender in Support of Micron,  
19 Samsung, and Hynix’s Opposition to Rambus Inc.’s *Daubert* Motion No. 3. This exhibit is a true  
20 and correct copy of excerpts from the deposition of David J. Teece, dated 10/20/2008.

21 • **Exhibit B** to the Declaration of David J. Lender in Support of Micron,  
22 Samsung, and Hynix’s Opposition to Rambus Inc.’s *Daubert* Motion No. 3. This exhibit is a true  
23 and correct copy of excerpts from the deposition of David J. Teece, dated 10/21/2008.

24 • **Exhibit C** to the Declaration of David J. Lender in Support of Micron,  
25 Samsung, and Hynix’s Opposition to Rambus Inc.’s *Daubert* Motion No. 3. This exhibit is a true  
26 and correct copy of excerpts from the expert report of David J. Teece, from *Rambus Inc. v.*  
27 *Infineon Technologies AG*, Civ. No. 3:00CV524, dated 12/20/2000.

28 • **Exhibit G** to the Declaration of David J. Lender in Support of Micron,

1 Samsung, and Hynix's Opposition to Rambus Inc.'s *Daubert* Motion No. 3. This exhibit is a true  
2 and correct copy of a document bearing bates numbers R2060906-7.

3 • **Exhibit H** to the Declaration of David J. Lender in Support of Micron,  
4 Samsung, and Hynix's Opposition to Rambus Inc.'s *Daubert* Motion No. 3. This exhibit is a true  
5 and correct copy of excerpts from the deposition of John Danforth, dated 6/26/2008.

6 • **Exhibit I** to the Declaration of David J. Lender in Support of Micron,  
7 Samsung, and Hynix's Opposition to Rambus Inc.'s *Daubert* Motion No. 3. This exhibit is a true  
8 and correct copy of excerpts from the deposition of Stephen D. Prowse, Ph.D, dated 10/22/2008.

9 • **Exhibit J** to the Declaration of David J. Lender in Support of Micron,  
10 Samsung, and Hynix's Opposition to Rambus Inc.'s *Daubert* Motion No. 3. This exhibit is a true  
11 and correct copy of excerpts from the deposition of W. Christopher Bakewell, dated 10/15/2008.

12 • **Exhibit K** to the Declaration of David J. Lender in Support of Micron,  
13 Samsung, and Hynix's Opposition to Rambus Inc.'s *Daubert* Motion No. 3. This exhibit is a true  
14 and correct copy of excerpts from the deposition of Roy Weinstein, dated 10/16/2008.

15 • **Exhibit L** to the Declaration of David J. Lender in Support of Micron,  
16 Samsung, and Hynix's Opposition to Rambus Inc.'s *Daubert* Motion No. 3. This exhibit is a true  
17 and correct copy of excerpts from the expert report of David J. Teece towards Micron, dated  
18 9/05/2008.

19 • **Exhibit M** to the Declaration of David J. Lender in Support of Micron,  
20 Samsung, and Hynix's Opposition to Rambus Inc.'s *Daubert* Motion No. 3. This exhibit is a true  
21 and correct copy of excerpts from the expert report of David J. Teece towards Hynix, dated  
22 9/05/2008.

23 • The Confidential version of Micron's Opposition to Rambus's Motion for  
24 Summary Judgment on Micron's License Defense and for Partial Summary Judgment on  
25 Micron's Lack of Standing Defense ("Micron's Confidential Opposition to Rambus's Motion for  
26 Summary Judgment")

27 • **Exhibit 1** to the Declaration of Elizabeth Stotland Weiswasser in support  
28 of Micron's Opposition To Rambus's Motion For Summary Judgment On Micron's License

1 Defense And For Partial Summary Judgment On Micron's Lack Of Standing Defense. This  
2 exhibit is a true and correct copy of excerpts from various MIPS Computer Systems, Inc.  
3 ("MIPS") documents relating to the R6000.

4 • **Exhibit 2** to the Declaration of Elizabeth Stotland Weiswasser in support  
5 of Micron's Opposition To Rambus's Motion For Summary Judgment On Micron's License  
6 Defense And For Partial Summary Judgment On Micron's Lack Of Standing Defense. This  
7 exhibit is a true and correct copy of excerpts from the deposition of Paul Michael Farnwald,  
8 dated 7/25/2001 and 7/26/2001.

9 • **Exhibit 3** to the Declaration of Elizabeth Stotland Weiswasser in support  
10 of Micron's Opposition To Rambus's Motion For Summary Judgment On Micron's License  
11 Defense And For Partial Summary Judgment On Micron's Lack Of Standing Defense. This  
12 exhibit is a true and correct copy of excerpts from the deposition of Paul Michael Farnwald,  
13 dated 7/14/2006.

14 • **Exhibit 4** to the Declaration of Elizabeth Stotland Weiswasser in support  
15 of Micron's Opposition To Rambus's Motion For Summary Judgment On Micron's License  
16 Defense And For Partial Summary Judgment On Micron's Lack Of Standing Defense. This  
17 exhibit is a true and correct copy of excerpts from the deposition of Paul Michael Farnwald,  
18 dated 1/22/2001.

19 • **Exhibit 6** to the Declaration of Elizabeth Stotland Weiswasser in support  
20 of Micron's Opposition To Rambus's Motion For Summary Judgment On Micron's License  
21 Defense And For Partial Summary Judgment On Micron's Lack Of Standing Defense. This  
22 exhibit is a true and correct copy of an email from M. Farnwald to R. Crisp, dated 9/08/1995  
23 (Bates Nos. R2760342 – R2760343).

24 • **Exhibit 7** to the Declaration of Elizabeth Stotland Weiswasser in support  
25 of Micron's Opposition To Rambus's Motion For Summary Judgment On Micron's License  
26 Defense And For Partial Summary Judgment On Micron's Lack Of Standing Defense. This  
27 exhibit is a true and correct copy of handwritten notes, dated 5/15/1989 (Bates No. R114996).  
28

1 • **Exhibit 11** to the Declaration of Elizabeth Stotland Weiswasser in support  
2 of Micron's Opposition To Rambus's Motion For Summary Judgment On Micron's License  
3 Defense And For Partial Summary Judgment On Micron's Lack Of Standing Defense. This  
4 exhibit is a true and correct copy of excerpts from the deposition of Barry J. Weinert as Silicon  
5 Graphics Inc.'s 30(b)(6) witness, dated 9/17/2008.

6 Having considered Defendants' Miscellaneous Administrative Request, and good  
7 cause appearing,

8 IT IS HEREBY ORDERED that the Confidential version of Micron Technology,  
9 Inc., Micron Semiconductor Products, Inc., Samsung Electronics Co., LTD., Samsung Electronics  
10 America, Inc., Samsung Semiconductor, Inc., Samsung Austin Semiconductor, L.P., Hynix  
11 Semiconductor Inc., Hynix Semiconductor America Inc., and Hynix Semiconductor  
12 Manufacturing America Inc.,'s Opposition To Rambus Inc.'s *Daubert* Motion No. 3 to Preclude  
13 the Manufacturers' Experts From Relying on the Infineon Settlement Agreement, Certain  
14 Amended License Agreements, and Certain License Renegotiations And Notice of Cross-Motion  
15 and Cross-Motion to Preclude Rambus Inc. and David J. Teece From Relying on the 2000  
16 Licenses and Exhibits A, B, C, G, H, I, J, K, L & M to the Declaration of David J. Lender in  
17 Support thereof are to be filed under seal.

18 IT IS HEREBY ORDERED that the Confidential version of Micron's Opposition  
19 to Rambus's Motion for Summary Judgment on Micron's License Defense and for Partial  
20 Summary Judgment on Micron's Lack of Standing Defense, and Exhibits 1, 2, 3, 4, 6, 7 and 11  
21 are to be filed under seal.

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24 Dated: 12/23/08

  
The Honorable Ronald M. Whyte  
United States District Court Judge