

AO 88 (Rev. 12/07) Subpoena in a Civil Case

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MASSACHUSETTS

TriQuint Semiconductor, Inc.,
 Plaintiff/Counterdefendant,
 v.
 Avago Technologies Limited; Avago
 Technologies U.S., Inc.; Avago Technologies
 Wireless IP (Singapore) Pte., Ltd.,
 Defendants/Counterclaimants.

SUBPOENA IN A CIVIL CASE

CASE NUMBER: 09-01531-PHX-JAT

**UNITED STATES DISTRICT COURT FOR
 THE DISTRICT OF ARIZONA**

TO: SKYWORKS SOLUTIONS, INC.
 c/o Corporation Service Company
 84 State Street
 Boston, MA 02109

YOU ARE COMMANDED to appear in the United States District Court at the place, date and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

YOU ARE COMMANDED to appear at the place, date and time specified below to testify at the taking of a deposition in the above case. Your testimony will be recorded *[stenographically]* *[and]* *[by sound recording]* *[by sound and videographic recording]*

PLACE OF DEPOSITION	DATE AND TIME
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YOU ARE COMMANDED to produce and permit inspection and copying of the documents or objects described in Exhibit A, attached hereto, at the place, date and time specified below:

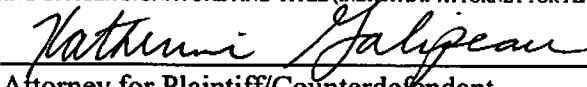
See Exhibit A hereto

PLACE National Video Reporters 7 Cedar Drive Woburn, MA 01801	DATE AND TIME October 18, 2010 by 5:00 p.m.
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YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
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Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure 30(b)(6).

ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)  Attorney for Plaintiff/Counterdefendant	DATE September 13, 2010
---	----------------------------

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
 Katherine G. Galipeau, Perkins Coie LLP, 1201 Third Ave., Ste. 4800, Seattle, WA 98101; (206) 359-8000

PROOF OF SERVICE

SERVED DATE PLACE

SERVED ON (PRINT NAME) MANNER OF SERVICE

SERVED BY (PRINT NAME) TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

Rule 45, Federal Rules of Civil Procedure, Subdivisions (c), and (d), as amended on December 1, 2007:

I Protecting a Person Subject to a Subpoena.

(1) Avoiding Undue Burden or Expense; Sanctions.

A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The issuing court must enforce this duty and impose an appropriate sanction — which may include lost earnings and reasonable attorney's fees — on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) Appearance Not Required. A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) Objections. A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing or sampling any or all of the materials or to inspecting the premises — or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

- (i) At any time, on notice to the commanded person, the serving party may move the issuing court for an order compelling production or inspection.
- (ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

(A) When Required. On timely motion, the issuing court must quash or modify a subpoena that:

- (i) fails to allow a reasonable time to comply;
- (ii) requires a person who is neither a party nor a party's officer to travel more than 100 miles from where that person resides, is employed, or regularly transacts business in person — except that, subject to Rule 45(c)(3)(B)(iii), the person may be commanded to attend a trial by traveling from any such place within the state where the trial is held;
- (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
- (iv) subjects a person to undue burden.

(B) When Permitted. To protect a person subject to or affected by a subpoena, the issuing court may, on motion, quash or modify the subpoena if it requires:

- (i) disclosing a trade secret or other confidential research, development, or commercial information;
- (ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party; or
- (iii) a person who is neither a party nor a party's officer to incur substantial expense to travel more than 100 miles to attend trial.

(C) Specifying Conditions as an Alternative. In the circumstances described in Rule 45(c)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

- (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
- (ii) ensures that the subpoenaed person will be reasonably compensated.

(d) Duties in Responding to Subpoena.

(1) Producing Documents or Electronically Stored Information.

These procedures apply to producing documents or electronically stored information:

(A) Documents. A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) Form for Producing Electronically Stored Information Not Specified. If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) Electronically Stored Information Produced in Only One Form. The person responding need not produce the same electronically stored information in more than one form.

(D) Inaccessible Electronically Stored Information. The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) Information Withheld. A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

- (i) expressly make the claim; and
- (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) Information Produced. If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information to the court under seal for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

EXHIBIT A

DEFINITIONS

As used herein, the following terms shall have the following meanings:

The terms "you," "your," or "Skyworks" mean Skyworks Solutions, Inc., and include without limitation each of its predecessors-in-interest, successors-in-interest, present or former parents, subsidiaries, divisions, branches, affiliated or controlled companies, joint ventures, and any entities acting or purporting to act for or on behalf of the foregoing or who are subject to the direction or control of the foregoing, including any present or former agents, employees, officers, directors, owners, insurance companies, attorneys, accountants, investigators, and consultants of the foregoing.

The term "Avago" means Avago Technologies Limited, Avago Technologies U.S., Inc., and Avago Technologies Wireless IP (Singapore) Pte., Ltd., and includes without limitation each of their predecessors-in-interest, successors-in-interest, present or former parents, subsidiaries, divisions, branches, affiliated or controlled companies, joint ventures, and any entities acting or purporting to act for or on behalf of the foregoing or who are subject to the direction or control of the foregoing (including but not limited to Agilent Technologies) and including any present or former agents, employees, officers, directors, owners, insurance companies, attorneys, accountants, investigators, and consultants of the foregoing.

The term "document" is used to refer to all things subject to requests for production under Rule 34 of the Federal Rules of Civil Procedure, and includes writings, recordings and photographs as defined in Rule 1001 of the Federal Rules of Evidence, including without limitation handwritings, typewritings, printings, photocopies, drawings, drafts, charts, photographs, e-mail, tape recordings, filming and every other form of recording upon any tangible thing, any form of communication or representation including letters, words, numbers, symbols, pictures, sounds, or combinations thereof, any stored information or databases, whether maintained on paper, magnetic or electronic media, or any other manner including the originals, or if the originals are unavailable, the duplicates of said documents, from which information can be obtained or translated.

The terms "refer," "relate," "related to" or "referring to" mean to refer to, discuss, reflect, deal with, consist of, represent, constitute, emanate from, be directed at, or in any way pertain, in whole or in part.

The term "communication" means the transmittal of information in the form of facts, ideas, inquiries, or otherwise.

The term "entity" means any form of business or person, and the acts and knowledge of an entity are defined to include the acts and knowledge of that entity's directors, officers, members, employees, representatives, agents, and attorneys.

The term "any" includes the collective as well as the singular and shall mean "each," "all," and "every" and these terms shall be interchangeable.

For purposes of this Subpoena only, the term "Barriers to Entry" refers to costs or other obstacles that prevent or make it difficult for new entities to enter a market, including but not limited to, patents, licenses, research and development, planning and design, production requirements, financing, distribution systems, sales and marketing activities, service requirements, and any necessary governmental or customer approvals.

For purposes of this Subpoena only, the term "BAW technology" means the technology or collection of technologies described or claimed in those patents and intellectual property, including all patents and patent applications acquired or licensed from third parties, that relate to RF (radio frequency) filters, dies and Duplexers for use in wireless communication products that incorporate bulk acoustic wave ("BAW") technology, including film bulk acoustic wave resonator ("FBAR") technology.

For purposes of this Subpoena only, the term "BAW products" means all products incorporating BAW technology that are being or have been manufactured, sold, offered for sale, or imported into the United States (directly or indirectly) since January 1, 1990, or which are or were under development at any time since January 1, 1990.

For purposes of this Subpoena only, the term "BAW Technology Market" means the technology market for BAW RF filters, consisting of that technology or collection of technologies claimed in those patents and intellectual property that are needed for the design, manufacture and use of BAW RF filters and/or BAW Duplexers for use in wireless communication products.

For purposes of this Subpoena only, the term "BAW Filter Die Market" means the product market for BAW filter dies.

For purposes of this Subpoena only, the term "PCS CDMA Duplexer" means Duplexers that are designed for use in and to meet the stringent technical and operational requirements of CDMA PCS Band applications.

For purposes of this Subpoena only, the term "PCS CDMA Duplexer Market" means the product market for Duplexers that are designed for use in and to meet the stringent technical and operational requirements of CDMA PCS Band applications.

For purposes of this Subpoena only, the term "Duplexer" includes discrete filters, multiples and duplexers packaged in modules.

For purposes of this Subpoena only, the term "Effective Resonator Surface" means the overlapping area of electrodes when two electrodes are projected onto a plane.

The term "identify," when used with respect to an individual, means state:

- (a) his or her full name;
- (b) his or her present or last known business and residence addresses (including county and state);

- (c) his or her present or last known occupation and position;
- (d) his or her present or last known employer or business affiliation; and
- (e) his or her occupation or position at the time in question as specified in the particular discovery request.

The term "identify," when used with respect to an oral communication, means:

- (a) to state the date of such communication;
- (b) to identify each person participating therein and each person who was present;
- (c) to state what was said by each participant in the course of such communication, or, if not known or recalled, the substance;
- (d) to state whether there are any documents which set forth, summarize, or refer to any portions of such oral communication; and
- (e) if such documents exist, to identify each such document and each person having custody of the document.

The term "identify," when used with respect to a fact or event, means to:

- (a) describe the fact or event with reasonable particularity;
- (b) identify each person believed to have knowledge with respect to the fact or event; and
- (c) identify each document that refers or relates to the fact or event.

The term "identify," when used with respect to a written communication or document (as defined above), means to:

- (a) state the date of such communication;
- (b) state the name of each person participating in its preparation;
- (c) state the name of each person to whom it was sent and who received a copy thereof;
- (d) briefly state the subject and summarize the content thereof; and
- (e) state the location of such document and identify each person having custody of the document.

INSTRUCTIONS

You are commanded to produce for examination and copying all of the documents and other tangible things requested below, including any stored by electronic means, that are within your possession, custody or control. Should you withhold any document or thing responsive to these requests, you are requested to state the basis for withholding the document or thing in a manner sufficient to enable TriQuint to determine the validity of your withholding, including, in the case of any document or thing withheld on the grounds of privilege or work product, the following information for each document or thing:

- (a) the title of the document;
- (b) the date appearing on the document, and if no date appears thereon, so state and give the date or approximate date on which the document was prepared;
- (c) the type or general nature of the document (i.e., whether it is a letter, memorandum, minutes of a meeting, presentation, etc.);
- (d) the name, title, and entity affiliation of the person who prepared the document;
- (e) the name, title and entity affiliation of the person who signed the document, if any;
- (f) the name, title, and entity affiliation of each person to whom the document was disclosed, including the person to whom it was addressed and the person to whom the document, or copies of the document, were sent;
- (g) the name, title and entity affiliation of the person who maintained custody of the document; and
- (h) the general subject matter of the document and the basis for withholding the document, in a manner sufficient for TriQuint to determine the validity of your claim of privilege and/or work product.

If any document described herein was, but no longer is, within your possession, custody, or control, please state in detail:

- (a) what disposition was made of the document;
- (b) the date of such disposition;
- (c) whether the original document or a copy of the document is within the possession, custody or control of any other person, corporation or entity; and
- (d) if the answer to subpart (c) is affirmative, the identity of that other person, corporation, or entity.

Should you find the meaning of any term to be unclear, you should assume a reasonable meaning, state what that assumed meaning is, and answer the request on the basis of that assumed meaning.

The connectives "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the document requests all responses that might otherwise be construed to be outside its scope.

The use of the singular form of any word includes the plural, and the plural form of a word shall be interpreted as singular, whenever appropriate to bring within the scope any documents or information that might otherwise be considered beyond the scope of the request.

Please produce documents in Tagged Image File Format ("TIFF"), single page, black and white, at 300 x 300 dpi resolution. If TriQuint believes that color is important to understand a particular document, it may request that the document be produced in color.

In producing electronic information, please include all the original formatting and all other metadata. Metadata should include the following: the Beginning Bates Number, Ending Bates Number, Beginning Attachment Number, Ending Attachment Number, Source/Custodian, Original File Name (if available), Original File Path (if available), File Hash (MD5, SHA-1, etc.), Date Created, Date Last Modified, Email Sent Date, Email Received Date, File Type/Application, Author, To, From, CC, BCC, and Subject.

Please produce the full extracted text of the document when extracted text is available as part of the native file. In addition, please provide scanned/paper documents in text-searchable or optical character recognition (OCR) format.

Please produce all images on CD-ROMs, DVDs, or portable hard drives. Please give the images a volume name, which should appear along with the date and contents on the storage media label. Each TIFF document should be produced with an image load file in Concordance delimited format (*.DAT) and Opticon (*.LOG) format, indicating (at a minimum) appropriate unitization of the documents, including beginning and ending production numbers for (a) each document set, and (b) each attachment or parent/child relationship within each document set. Along with the images, provide a standard Opticon format (aka ".OPT" or ".LOG") file. This file should have first page "Y" flags to identify the logical document breaks, as well as the volume name included in the file path.

DOCUMENTS

Competition and Barriers to Entry in the Markets

1. Documents sufficient to show the types and quantities of all products manufactured or produced by you at any time that compete with (or have, may have or may in the near future compete with) any Avago or TriQuint BAW product including:

- (a) a detailed description of each such product;
- (b) the quantities of each such product produced or to be produced;
- (c) the entity that manufactures, sells or has manufactured or sold such product;
- (d) the division, subsidiary, or affiliate of such entity that manufactures or sells or has manufactured or sold such product;
- (e) the target market for each such product; and
- (f) your customers for each such product.

For the purposes of this Subpoena only (Requests 1–26), products and technology that may compete with Avago or TriQuint BAW products and technology may include BAW technology and products, temperature compensated surface acoustic wave (“TcSAW”) technology and products, or other technologies and products.

- 2. Documents sufficient to show your capacity to produce or manufacture BAW products that could compete with any Avago or TriQuint BAW product, including but not limited to:
 - (a) the location of each facility that manufactures or sells, or has manufactured or sold, each type of product;
 - (b) whether the facility was leased, acquired, or built;
 - (c) the date of the facility's opening or acquisition, the length of time and cost in dollars required to open the facility from initial plan to full production, and its current estimated replacement cost and time necessary to replace it;
 - (d) any modifications to the facility (including any significant retooling) in order to increase, reduce or otherwise modify the facilities' capacity to manufacture such products, including the reason for such modifications;
 - (e) the current, historical and projected output, practical capacity, annual capacity and all other factors used to calculate capacity, including utilization rate, the number of shifts normally used at the facility, and the feasibility of increasing capacity, including the costs and time required.
- 3. All documents that refer or relate in any way to actual or potential competition in the PCS CDMA Duplexer Market, the BAW Filter Die Market, or the BAW Technology Market, including but not limited to competitive analyses, market studies, presentations, or other documents referencing historical, current or projected:
 - (a) market shares or competitive positions of actual or potential competitors;

- (b) relative strength or weakness of companies producing or selling any BAW product;
 - (c) the ability or inability of any actual or potential competitor to compete with any entity producing BAW products, including any such competitor's ability or inability to design, develop, promote, manufacture, or sell any BAW product, including any technical or performance analysis and/or reverse engineering of BAW products, including analysis relating to any such products' die layouts or layer composition and thickness;
 - (d) supply and demand conditions;
 - (e) actual or potential substitutes for any BAW product, including any new or potential entrants or new or potential product introductions;
 - (f) market projections or forecasts;
 - (g) new or potential entrants to the markets;
 - (h) barriers to entry into the markets; and
 - (i) any actual or potential effect on the supply, demand, cost or price of any BAW product as a result of competition from any other possible substitute product.
4. All documents that refer or relate in any way to actual or potential competitors, including but not limited to Avago and TriQuint, in the BAW Technology Market, the BAW Filter Die Market or the PCS CDMA Duplexer Market. Such documents include, but are not limited to, all communications with competitors or with customers regarding competition in BAW technology, such as all reports or other documents that refer or relate in any way to your analysis of a BAW product, sales call reports or BAW competitors' attempts to win customers.
5. Documents sufficient to identify:
- (a) the requirements for entry into the production or sale of any BAW product in the United States including but not limited to research and development, planning and design, production requirements, distribution systems, service requirements, patents, licenses, sales and marketing activities and any necessary governmental approvals and the time necessary to meet each such requirement;
 - (b) the total costs required for entry in the production or sale of any BAW product, the amount of such costs that would be recoverable if the entrant were unsuccessful or elected to exit the manufacture or sale of the product, the methods and amount of time necessary to recover such costs, and the total sunk costs entailed in satisfying the requirements for entry;
 - (c) possible new entrants into the manufacture and sale of any BAW product; and

- (d) the minimum viable scale, the minimum and optimum plant size, production line size, capacity utilization rate, production volume, requirements for multi-plant, multi-product or vertically integrated operations or other factors required to attain any available cost savings or other efficiencies necessary to compete profitably in the manufacture or sale of any BAW product.
- 6. Documents referring or relating to your decision to cease production of BAW filters, including but not limited to the reasons why you made this decision, the factors affecting your decision, the individuals involved in making the decision and customers who were cut off or otherwise affected as a result of your decision. You do not need to include documents that are otherwise unresponsive to this subpoena and reflect the actual implementation of your decision to cease production.
- 7. Documents sufficient to show the shape, size, and area of each Effective Resonator Surface in each BAW product evaluated, purchased, designed, developed, demonstrated, sold; offered for sale, publicly disclosed, or publicly used by or for you prior to November 24, 2000.
- 8. Documents sufficient to identify each BAW product evaluated, purchased, designed, developed, demonstrated, sold, offered for sale, publicly disclosed, or publicly used by or for you prior to July 1, 2005.
- 9. All documents relating to the sale, offer for sale, purchase, public use, public disclosure, and evaluation by or for you of BAW products prior to July 1, 2005.

Market Share in the Various Markets

- 10. Documents sufficient to identify all patents or licenses held by you related to BAW technology and the dates you acquired each patent or license.
- 11. Documents sufficient to show for each of your customers or potential customers of any BAW product:
 - (a) the type and quantity of each BAW product you offered or sold, in terms of units and dollars;
 - (b) the date each such product was offered and sold;
 - (c) the terms of any offer and sale; and
 - (d) the geographic area and address of each such customer or potential customer.
- 12. For each BAW product, one copy of each selling aid and promotional material used by you.
- 13. All documents that refer or relate in any way to your or any other entity's current or historical, or actual or potential, plans relating to any BAW product including but not

limited to, business plans, operational plans, marketing plans, short term and long range strategies and objectives, budgets and financial projections, expansion or retrenchment plans, research and development efforts and presentations to management committees, executive committees and boards of directors.

Sale or License of BAW Technology

14. Documents sufficient to identify all patents related to BAW technology sold or licensed by you to another entity, or which have been the subject of negotiations for sale or license by you to another entity, the dates of such sale or license agreements, the entities to whom you sold or licensed the patents, the amount charged by you, and the terms of the sale or license agreements.
15. All documents that refer or relate in any way to any actual or contemplated sale or license to Avago of patents, published patent applications, or other intellectual property rights related to BAW technology, including but not limited to the reasons for the sales, communications with Avago regarding the sales, the amounts paid by Avago for each patent, published patent application or other intellectual property right, the individuals involved in negotiating and agreeing to the sales, and your internal communications regarding the sales.

Anticompetitive Conduct by Avago

16. All documents that refer or relate in any way to allegations, evidence or concerns that any company that sells or manufactures any BAW product or otherwise participates in the BAW Technology Market, the BAW Filter Die Market or the PCS CDMA Duplexer Market is not behaving in a fair or competitive manner or is erecting barriers to entry, including but not limited to customer and competitor complaints, and threatened, pending or completed lawsuits.
17. All documents that refer or relate in any way to any anticompetitive request, demand, offer or threat made by Avago to you, to other actual or potential competitors in BAW technology, or to customers. Such requests, demands, offers or threats include but are not limited to threats to shut down or force out of business BAW product lines, threats not to compete with Avago's BAW products, threats of patent infringement, refusals by Avago to do business related to BAW technology, attempts to prevent entry into any market for BAW products, and communications relating to exclusivity, tying, bundling discounts or refusals not to deal.
18. All documents that refer or relate in any way to actual or potential nondisclosure agreements between you and Avago.
19. All documents that refer or relate in any way to requests by Avago to purchase, license or acquire patents or other intellectual property rights related to BAW technology from you or others.

20. All documents that refer or relate in any way to any agreement between you and Avago with respect to any of Avago's BAW technology patents, including but not limited to agreements related to ownership, claim of ownership, grant of rights, covenant not to sue, assignment, license, sublicense, security interest, settlement, acquisition, or divestiture of any right relating to any of Avago's patents, and including documents relating to any due diligence, investigation, valuation, or analysis relating to the subject matter of the agreement.
21. All documents that refer or relate in any way to communications between you and Avago relating to BAW technology or BAW products, including but not limited to communications regarding patents and licenses and documents sufficient to identify all persons with substantial knowledge regarding your communications and actual or potential business with Avago related to BAW technology.

BAW Patents/Products of the Parties

22. All documents that refer or relate in any way to statements or comments made by you, Avago, TriQuint or a third party, regarding the advantages, benefits or disadvantages of any BAW product produced by TriQuint or Avago or Infineon (prior to Avago's acquisition of the Infineon BAW business), or of any product that competes with (or has, may have or may in the near future compete with) any BAW product produced by TriQuint or Avago.
23. Documents sufficient to identify all patent or trade secret licenses, releases, covenants not to sue or settlements relating to Avago BAW technology or BAW products, Avago BAW patents, Infineon BAW technology, products or patents, or any product that competes with (or that has, may have or in the near future may compete with) Avago, Infineon or TriQuint BAW products, including without limitation any audits, reports, and royalties paid, payable, received or receivable under such agreements.
24. All communications between you and Infineon North America or Infineon AG regarding BAW technology, including but not limited to communications regarding patents or other intellectual property, BAW resonator trimming, BAW die designs and layouts, or layer composition and thickness.

General

25. One copy of each organization chart and personnel directory in effect since January 1, 1990 for your company as a whole and for any division or facility involved in the design, development, sales, marketing or manufacture of BAW filters, duplexers or other devices.
26. Documents sufficient to show your policies and procedures relating to the retention and destruction of documents.

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MASSACHUSETTS

TriQuint Semiconductor, Inc.,
 Plaintiff/Counterdefendant,
 v.
 Avago Technologies Limited; Avago
 Technologies U.S., Inc.; Avago Technologies
 Wireless IP (Singapore) Pte., Ltd.,
 Defendants/Counterclaimants.

SUBPOENA IN A CIVIL CASE

CASE NUMBER: 09-01531-PHX-JAT

**UNITED STATES DISTRICT COURT FOR
 THE DISTRICT OF ARIZONA**

TO: SKYWORKS SOLUTIONS, INC.
 c/o Corporation Service Company
 84 State Street
 Boston, MA 02109

YOU ARE COMMANDED to appear in the United States District Court at the place, date and time specified below to testify in the above case.

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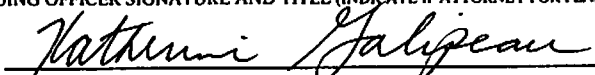
See Exhibit A hereto

PLACE	DATE AND TIME
National Video Reporters 7 Cedar Drive Woburn, MA 01801	October 18, 2010 by 5:00 p.m.

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ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
 Attorney for Plaintiff/Counterdefendant	September 13, 2010

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
 Katherine G. Galipeau, Perkins Coie LLP, 1201 Third Ave., Ste. 4800, Seattle, WA 98101; (206) 359-8000

PROOF OF SERVICE

SERVED	DATE 9/15/2010	PLACE 84 State Street, Boston, MA
SERVED ON (PRINT NAME) Bernardo Montanez	MANNER OF SERVICE In hand	
SERVED BY (PRINT NAME) Michael T. Cofield	TITLE Process Server	

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on 9/15/2010
DATE


SIGNATURE OF SERVER

2 Park Plaza, Boston, MA 02116
ADDRESS OF SERVER

[Faint blue stamp]



1201 Third Avenue, Suite 4800
Seattle, WA 98101-3099
PHONE: 206.359.8000
FAX: 206.359.9000
www.perkinscoie.com

Katherine G. Galipeau
PHONE (206) 359-8075
FAX: (206) 359-9075
EMAIL: KGalipeau@perkinscoie.com

September 13, 2010

Skyworks Solutions, Inc.
20 Sylvan Road
Woburn, MA 01801

**Re: *TriQuint Semiconductor, Inc. v. Avago Technologies, Limited, et al,*
USDC District of Arizona, Case No. 09-cv-1531 PHX JAT**

To Whom It May Concern:

Enclosed is a subpoena to Skyworks Solutions, Inc. issued on behalf of TriQuint Semiconductor, Inc. in the above-referenced matter. The subpoena compels you to produce documents on Monday, October 18, 2010. However, to avoid unnecessary inconvenience to you, you may arrange with us to deliver the documents requested in the subpoena prior to October 18, rather than make the records available for review at the specified place and time. Currently, we are requesting production of documents only, though we may in the future request a custodian of records or other deposition, unless we are able to avoid these by your submission of appropriate declarations.

A protective order has been entered in this action, and any production of documents should be made pursuant to the terms of the order. Under the order and subsequent agreements of the parties, the majority of documents in this matter will be considered highly confidential and for outside counsel's eyes only. A copy of the Stipulated Protective Order is enclosed for your review.

I look forward to discussing this with you. Please contact me at (206) 359-8075 with any questions about this subpoena. If you would like to provide the documents in lieu of appearing at the specified place and time, please contact me to coordinate the scope and manner of production.

Very truly yours,


Katherine G. Galipeau

KGG:acm
Enclosures

67024-0009/LEGAL19128535.1



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VIA OVERNIGHT MAIL

September 13, 2010

Eric B. Evans
Mayer Brown LLP
Two Palo Alto Square, Suite 300
3000 El Camino Real
Palo Alto, CA 94306-2112

Re: *TriQuint Semiconductor, Inc. v. Avago Technologies, Limited, et al.*
Case No. 09-cv-1531 PHX JAT

Dear Eric:

Pursuant to Federal Rule of Civil Procedure 45(b)(1) TriQuint hereby serves Defendants with the enclosed subpoena prior to service of the subpoenas on each of the entity named therein: Skyworks Solutions, Inc.

Very truly yours,

Katherine G. Galipeau

KGG:acm

Enclosure