

Exhibit 1

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

IN RE INTEL CORPORATION MICROPROCESSOR ANTITRUST LITIGATION))))	MDL No. 05-1717-JJF
<hr/>		
ADVANCED MICRO DEVICES, INC. and AMD INTERNATIONAL SALES & SERVICE, LTD.,))))))))))	C. A. No. 05-441-JJF DM No. ____
Plaintiffs,)	
vs.)	
INTEL CORPORATION and INTEL KABUSHIKI KAISHA,))))))))))	
Defendants.)	
<hr/>		
PHIL PAUL, on behalf of himself and all others similarly situated,))))))))))	C. A. No. 05-485-JJF
Plaintiffs,)	
vs.)	
INTEL CORPORATION,))))))))))	
Defendant.)	

DECLARATION OF ROBERT E. POSTAWKO IN SUPPORT OF
ADVANCED MICRO DEVICES, INC.'S AND
AMD INTERNATIONAL SALES & SERVICE, LTD.'S
MOTION TO COMPEL HEWLETT-PACKARD TO PRODUCE
CUSTODIAN DOCUMENT COLLECTIONS

I, Robert E. Postawko, hereby declare as follows:

1. I am a counsel at the law firm of O'Melveny & Myers LLP, and an attorney licensed to practice before all courts of the State of California. O'Melveny & Myers LLP is the attorney of record for plaintiffs Advanced Micro Devices, Inc. and AMD International Sales & Services, Ltd. (collectively, "AMD"). I provide this declaration in support of AMD's Motion to Compel Hewlett-Packard ("HP") to Produce Custodian Document Collections. I have personal

knowledge of the matters recited herein and, if called to do so, could and would competently testify thereto.

2. Attached hereto as Exhibit A is a true and correct copy of the preservation letter that AMD sent to HP on June 27, 2005.

3. Attached hereto as Exhibit B is a true and correct copy of the production subpoena that AMD served on HP on October 4, 2005.

4. AMD, Class, Intel and HP entered into a custodian-based production agreement. In the first instance, AMD, Class and Intel jointly selected 32 custodians whose files would be collected and produced. Fourteen of those custodians were "self-selecting," meaning that they identified and set aside documents that they determined were potentially responsive to the subpoena for HP's counsel to review. The remaining eighteen custodians were "non-self-selecting," meaning that their hard drives were searched for "hits" from keywords jointly proposed by AMD, Class and Intel. The production cut-off date for twenty custodians was June 27, 2005; the production cut-off date for the remaining twelve custodians was June 27, 2006. HP represented to the parties that it collected and reviewed approximately 105,000 documents from "self-selecting" custodians and another approximately 200,000 documents from the "non-self-selecting" custodians. HP informed the parties that it had completed its production on September 12, 2008. HP ultimately produced approximately 20,856 files from these 32 custodians, including documents produced in two supplementary productions in December 2008 described below.

5. On November 3, 2008, November 5, 2008 and November 11, 2008, Michael McGuinness, a partner at O'Melveny & Myers, and I spoke with Paul Weller and Amanda Bruno, outside counsel for HP, about several issues relating to HP's production,

including the general insufficiencies of HP's production and possible ways to address them. In light of the large discrepancy between the number of documents HP claimed to have collected and reviewed, and the number of documents it actually produced, AMD proposed that HP produce all of the files it had collected for ten representative custodians, except for documents protected from disclosure by the attorney-client privilege or attorney work product doctrine, without consideration of "responsiveness," so that AMD could make its own determination. To that end, on November 3, 2008, Mr. McGuinness forwarded a list of the names of ten HP custodians to Mr. Weller. In a telephonic meet and confer on November 20, 2008, Mr. Weller confirmed that HP would not produce the custodian files that AMD had requested, but would instead conduct a "re-review" of the documents it had originally determined were non-responsive in the files of select custodians. A true and correct copy of Mr. McGuinness's November 3, 2008 e-mail to Mr. Weller is attached hereto as Exhibit C.

6. On December 11, 2008, HP produced 18 files, each containing a specific individual contract that AMD had identified and requested. A true and correct copy of Amanda Bruno's letter dated December 11, 2008 to Michael McGuinness and me is attached hereto as Exhibit D.

7. On December 13, 2008, HP produced 2,066 files from seven custodians as a result of its "re-review." A true and correct copy of Amanda Bruno's December 13, 2008 letter to Michael McGuinness, Judith Zahid and Joseph Ostoyich is attached hereto as Exhibit E.

8. Several Tier One and Tier Two OEMs have produced substantially more documents than HP. Dell and Rackable each produced upwards of 450,000 files. Gateway and Egenera each produced approximately 230,000 files. Acer produced over 176,000 files from just four custodians.

9. I asked AMD's electronic document vendor, FCS, to conduct searches across Intel's production for documents bearing the e-mail addresses of the twelve HP custodians whose production cut-off date was June 27, 2006 that were dated between October 4, 2005 (the day AMD served a production subpoena on HP) and the agreed-upon production cut-off date for these twelve custodians of June 27, 2006, inclusive. The results of FCS's searches are reflected in the last column titled "# Hits for HP E-mail Address in Intel Production" in the chart in Paragraph 10 below.

10. In addition, I ran two kinds of searches against HP's production to determine the number of e-mails HP produced with a parent date between October 4, 2005 and June 27, 2006, inclusive, from the twelve HP custodians with a production cut-off date of June 27, 2006. The first search, the results of which are reflected in the column titled "#HP Custodian Files" in the chart below, looked for e-mails dated between October 4, 2005 and June 27, 2006, inclusive, in each of the twelve HP custodians' own productions. The second search, the results of which are reflected in the column titled "#HP Custodian Sender/Recipient/CC" in the chart below, looked for each of the twelve custodians' names in either the Sender ("from"), Recipient ("to"), or Copyee ("CC") e-mail fields throughout the entire HP production, irrespective of the custodian who actually produced the document. In a handful of instances, there were more e-mails in an HP custodian's production than were captured by a search for the custodian's name in the Sender, Recipient, or Copyee field. This was largely due to the presence of distribution list e-mails in the custodian's production. In most instances, however, more results were generated using the Sender, Recipient, Copyee search. These totals do not reflect the supplemental "re-review" production of December 13, 2008, which were unavailable to me at the time this data was generated. The only custodian whose production totals might be increased by that

supplemental production is Duane Zitzner, although it is unlikely that any of the 82 documents produced from Mr. Zitzner's files in the supplemental "re-review" production were dated between October 4, 2005 and June 27, 2006 due to his departure from HP in early 2005. The other custodians in the December 13, 2008 supplemental "re-review" production had production cut-off dates of June 27, 2005 and so are unlikely to have produced documents that would affect the results tabulated below.

No.	Name	Title	# HP Custodian Files	# HP Custodian Sender/Recipient/CC	# Hits for HP E-mail Address in Intel Production
1.	Bradley, Todd	GM, Personal Systems Group	00000	00087	01056
2.	Clark, Ted	SVP/GM, Mobile Computing, Personal Systems Group	00043	00070	00112
3.	Frost, Kevin	SVP/GM, Mobile Computing, Personal Systems Group	00122	00125	00103
4.	Hurd, Mark	President and CEO	00136	00097	00234
5.	Koch, Adrian	SVP Asia-Pacific Region, Personal Systems Group	00123	00117	00184
6.	Livermore, Ann	EVP, Technology Solutions Group	00019	00054	00000
7.	Marcello, Richard	Business Critical Servers, Enterprise Storage and Servers, Technology Solutions Group	00000	00017	00721
8.	Mouton, James	Senior VP/GM, Industry Standard Servers, Enterprise Storage and Servers, Technology Solutions Group	00000	00044	00274
9.	Robison, Shane	EVP, Chief Strategy & Technology Officer	00091	00129	00138
10.	Romano, John	SVP/GM, Consumer PC, Personal Systems Group	00024	00057	00013
11.	Walker, Richard	SVP, Consumer PC, Personal Systems Group	00031	00048	00006

No.	Name	Title	# HP Custodian Files	# HP Custodian Sender/ Recipient/ CC	# Hits for HP E-mail Address in Intel Production
12.	Zitzner, Duane	EVP, Personal Systems Group	00000	00001	00000

11. The following chart compares the number of documents in the Intel production with hits for the same twelve custodians' HP e-mail addresses dated between October 4, 2005 and June 27, 2006 before and after applying the search term filter that HP was asked to apply to the non-self-selecting custodians' hard drives. If a search term hit a "parent" e-mail or its "child" attachment, the e-mail and its attachment should have been produced. The column entitled "# Hits Pre-Filter for HP E-mail Address in Intel Production" reflects the number of documents in the Intel production dated between October 4, 2005 and June 27, 2006 with a hit for the named HP custodian's e-mail address. The column entitled "# Pre-Filter Hits, with Attachments" reflects the number of documents in the Intel production dated between October 4, 2005 and June 27, 2006 with a hit for the named HP custodian's e-mail address, and any "child" documents related to those documents, whether or not the attachment contained an HP custodian e-mail address. Finally, the column entitled "# Hits Post-Filter for HP E-mail addresses in Intel Production" reflects the number of "parent" and "child" documents in the Intel production dated between October 4, 2005 and June 27, 2006 with a hit for the named HP custodian's e-mail address after the application of the search terms that HP was required to apply to the non-self-selecting custodians' hard drives. Todd Bradley, Richard Walker and Duane Zitzner were self-selecting custodians; therefore, search terms were not used to collect their documents. They are included here for illustrative purposes only.

No.	Custodian	Title	# Hits Pre-Filter for HP E-mail Address in Intel Production	# Pre-Filter Hits, with Attachments	# Hits Post-Filter for HP E-mail addresses in Intel Production
1.	Bradley, Todd*	GM, Personal Systems Group	01056	01207	00976
2.	Clark, Ted	SVP/GM, Mobile Computing, Personal Systems Group	00112	00144	00081
3.	Frost, Kevin	SVP/GM, Mobile Computing, Personal Systems Group	00103	00117	00075
4.	Hurd, Mark	President and CEO	00234	00298	00257
5.	Koch, Adrian	SVP Asia-Pacific Region, Personal Systems Group	00184	00211	00155
6.	Livermore, Ann	EVP, Technology Solutions Group	00000	00000	00000
7.	Marcello, Richard	Business Critical Servers, Enterprise Storage and Servers, Technology Solutions Group	00721	00918	00565
8.	Mouton, James	Senior VP/GM, Industry Standard Servers, Enterprise Storage and Servers, Technology Solutions Group	00274	00362	00296
9.	Robison, Shane	EVP, Chief Strategy & Technology Officer	00138	00209	00096
10.	Romano, John	SVP/GM, Consumer PC, Personal Systems Group	00013	00016	00008
11.	Walker, Richard*	SVP, Consumer PC, Personal Systems Group	00006	00012	00005
12.	Zitzner, Duane*	EVP, Personal Systems Group	00000	00000	00000

12. The following chart reflects the number of documents that HP produced from each of the following custodians' files without respect to date, including documents from the supplemental "re-review" production on December 13, 2008. In some instances, the document total exaggerates the number of actual documents produced, as some custodians' productions

included a large number of “.gif” files that may contain nothing but an “HP” logo but appear as a separate “document” in HP’s electronic production. The chart is sorted from smallest number of documents produced to largest.

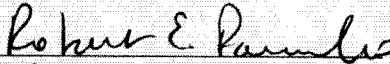
No.	Name	Title	Production Type	Prod Cut Off Date	# Docs
1.	Bradley, Todd	GM, Personal Systems Group	Self-selecting	06-27-06	00000
2.	Larson, Mike	SVP, Americas Region, Personal Systems Group	Self-selecting	06-27-05	00000
3.	Marcello, Richard	Business Critical Servers, Enterprise Storage and Servers, Technology Solutions Group	Search term	06-27-06	00000
4.	Mouton, James	Senior VP/GM, Industry Standard Servers, Enterprise Storage and Servers, Technology Solutions Group	Search term	06-27-06	00000
5.	Sanchez, Mark	VP/GM, Consumer PC, Personal Systems Group	Self-selecting	06-27-05	00000
6.	Wuerz, Larry	VP, Manufacturing & Supply Chain, for Desktop Personal Computer Organization in Personal Systems Group	Self-selecting	06-27-05	00000
7.	Christopher, Chris	SVP/GM, Business PC & Workstation, Personal Systems Group	Search term	06-27-05	00003
8.	Fiorina, Carly	President and CEO	Search term	06-27-05	00003
9.	Livermore, Ann	EVP, Technology Solutions Group	Search term	06-27-06	00023
10.	Iversen, Jan	EMEA Small and Medium Business Marketing Manager, Customer Solutions Group	Search term	06-27-05	00035
11.	Walker, Richard	SVP, Consumer PC, Personal Systems Group	Self-selecting	06-27-06	00068
12.	Cador, Eric	SVP, EMEA, Personal Systems Group	Self-selecting	06-27-05	00084

No.	Name	Title	Production Type	Prod Cut Off Date	# Docs
13.	Grote, Dick	Research & Development, Consumer PC, Personal Systems Group	Search term	06-27-05	00126
14.	Robinson, Jim	Director of Procurement	Self-selecting	06-27-05	00153
15.	Zitzner, Duane	EVP, Personal Systems Group	Self-selecting	06-27-06	00155
16.	Nunoz, Luis Felipe	Latin America Marketing, Personal Systems Group	Self-selecting	06-27-05	00160
17.	Callaway, Jeri	Americas Region, Personal Systems Group – Commercial Desktop	Search term	06-27-05	00168
18.	Baudon, Veronique	PSG	Self-selecting	06-27-05	00211
19.	Stallard, Scott	SVP/GM, Enterprise Storage & Servers, Technology Systems Group	Search term	06-27-05	00216
20.	Robison, Shane	EVP, Chief Strategy & Technology Officer	Search term	06-27-06	00265
21.	Koch, Adrian	SVP Asia-Pacific Region, Personal Systems Group	Search term	06-27-06	00273
22.	Clark, Ted	SVP/GM, Mobile Computing, Personal Systems Group	Search term	06-27-06	00323
23.	Romano, John	SVP/GM, Consumer PC, Personal Systems Group	Search term	06-27-06	00518
24.	Frost, Kevin	SVP/GM, Mobile Computing, Personal Systems Group	Search term	06-27-06	00621
25.	La, Thi	Director of Marketing, North America, Consumer PC, Personal Systems Group	Self-selecting	06-27-05	00759
26.	Hurd, Mark	President and CEO	Search term	06-27-06	00832
27.	Sutter, Chris	Small/Medium Business, Personal Systems Group	Self-selecting	06-27-05	00978
28.	Groudan, Jeff	VP of Business PC and Workstation, Personal Systems Group	Search term	06-27-05	01123

No.	Name	Title	Production Type	Prod Cut Off Date	# Docs
29.	Greenwood, Bruce	VP, North American Sales HP Notebooks & Channel Sales, Personal Systems Group	Self-selecting	06-27-05	01749
30.	Kim, Louis	Director of Marketing, HP Business PC Desktop Products, Personal Systems Group	Search term	06-27-05	02037
31.	Beyers, Joe	VP Licensing; former VP Strategic Planning	Search term	06-27-05	02496
32.	Callahan, Ted	Director, Commercial Procurement (Compaq)	Self-selecting	06-27-05	06979

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on this 19th day of December, 2008, in Los Angeles, California.


Robert E. Postawko

LA2:874864.3

EXHIBIT A



O'MELVENY & MYERS LLP

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LONDON
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SAN FRANCISCO
SHANGHAI
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TOKYO
WASHINGTON, D.C.

June 27, 2005

BY FAX AND OVERNIGHT DELIVERY

Ann O. Baskins, Esq.
Senior Vice President, General Counsel
Hewlett-Packard Company
3000 Hanover Street
Palo Alto, California 94304

OUR FILE NUMBER
008.346.163

WRITER'S DIRECT DIAL
(310) 246-6789

WRITER'S E-MAIL ADDRESS
cdiamond@ommm.com

Re: **AMD v. Intel -- Evidence Preservation Demand**

Dear Ms. Baskins:

We are writing to advise you that our clients, Advanced Micro Devices, Inc. and AMD International Sales & Service, Ltd. (collectively, "AMD"), initiated antitrust litigation today against Intel Corporation and Intel Kabushiki Kaisha (collectively, "Intel") in the United States District Court for the District of Delaware. A copy of the complaint is enclosed for your reference.

Based on information we collected during our pre-filing investigation, we believe that your Company possesses important information relevant to AMD's claims against Intel. Accordingly, at the earliest possible time the District Court allows us to do so, we intend to serve on your Company a subpoena for the production of certain categories of documents bearing upon matters that AMD's complaint puts at issue.

In the meantime, however, this letter will put you on notice of the litigation, your likely involvement as a third-party witness, and your consequent obligation to take reasonable steps to preserve relevant evidence. To assist you in doing so, we have attached as Schedule A a list of document categories that we expect to ask you to produce. To make document retention manageable, except for records necessary to respond to the "Purchase History" category, we are only asking that you retain these documents for the custodians listed on Schedule B, or documents stored on their behalf or accessible by them in the normal course wherever located. This, of course, includes documents stored in electronic format, whether in active files or on back-up media and whether in personal folders or shared files.

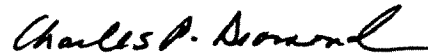
Preservation of relevant evidence will require adequate notice to and follow-up with the listed custodians, and we suspect it may require the suspension of certain routine document

retention procedures. To the extent this threatens to disrupt unduly any normal business operations, we invite you to contact us to discuss procedures or limitations that might address and alleviate the burdens on your Company. My partner, David Herron, will be available this week to assist. He can be reached at (213) 430-6230 and by email at dherron@omm.com. In his absence, please contact James Pearl at (310) 246-8434, email jpearl@omm.com.

We encourage you to take your preservation obligations seriously. Once on notice of pending federal-court litigation, document destruction by a nonparty could lead to criminal and/or civil liability. See 18 U.S.C. § 1503; 18 U.S.C. § 1519; 18 U.S.C. § 1512(b) & (c); *Hannah v. Heeter*, 584 S.E.2d 560 (W.Va. 2003) (recognizing tort against third-party spoliators). As I am sure you understand, the laws and rules prohibiting destruction of tangible evidence apply equally to electronically-stored information. *Zubalake v. UBS Warburg LLC*, 217 F.R.D. 309, 317 (S.D.N.Y. 2003).

Please kindly acknowledge receipt of this letter and of your Company's commitment to preserve the materials we have identified by signing and returning (by fax to (310) 246-6779 or email) the enclosed copy. We recognize that it is short notice, but would ask that you do so by noon PDT on Thursday, June 30, 2005, since we anticipate reporting to the Court before the week's end any instances of non-cooperation.

Sincerely,



Charles P. Diamond
of O'MELVENY & MYERS LLP

Enclosures

We hereby acknowledge receipt and our agreement to retain and preserve the documents described in the attachments to this letter.

[Company]

By _____

Its _____

Dated: _____

Schedule A

Definitions

For purposes of this preservation request, "DOCUMENT" includes, without limitation, any hard copy writings and documents as well as electronically stored data-files including e-mail and instant messaging, created or dated on or after January 1, 2000.

With respect to electronically stored data, "DOCUMENT" also includes, without limitation, any data on magnetic or optical storage media stored as an "active" file or backup file, in its native format.

For purposes of this preservation request, "MICROPROCESSOR" means general purpose microprocessors using the x86 instruction set (e.g., Sempron, Athlon, Turion, Opteron, Celeron, Pentium, and Xeon).

For purposes of this preservation request, "FINANCIAL INDUCEMENT" means any payment, subsidy, rebate, discount (on MICROPROCESSORS or on any other INTEL product), Intel Inside funds, e-CAP funds, MDF, "meeting competition" or "meet comp" payments, "depo" payments, program monies, or any advertising or pricing support.

For purposes of this preservation request, "your Company" refers to Hewlett-Packard Company and any of its present or former subsidiaries, joint-ventures, affiliates, parents, assigns, predecessor or successor companies and divisions thereof. "INTEL" refers to Intel Corporation and any of its present or former subsidiaries, affiliates, parents, assigns, predecessor or successor companies and divisions thereof.

For purposes of this preservation request, "MDF" refers to market development funds.

Purchase Terms

1. All DOCUMENTS constituting or reflecting communications with INTEL concerning actual or proposed terms and conditions of the sale of MICROPROCESSORS, including without limitation pricing, quantities, discounts, rebates, Intel Inside funds, E-Cap funds and MDF.
2. All DOCUMENTS constituting or reflecting internal discussions or other communications within your Company concerning actual or proposed terms and conditions of sale of INTEL or AMD MICROPROCESSORS.
3. All DOCUMENTS constituting, reflecting, or discussing any offer of a FINANCIAL INDUCEMENT by INTEL conditioned upon the exclusive purchase of INTEL MICROPROCESSORS, or upon the purchase of a minimum volume of INTEL

MICROPROCESSORS, or upon the purchase of a minimum percentage of your Company's MICROPROCESSOR requirements.

4. All DOCUMENTS reflecting or discussing any offer of a FINANCIAL INDUCEMENT by INTEL conditioned upon your Company's agreement to use only INTEL MICROPROCESSORS in a particular computer platform, computer model or computer type.

5. All DOCUMENTS reflecting or discussing any offer of a FINANCIAL INDUCEMENT by INTEL conditioned upon your Company's agreement to use only INTEL MICROPROCESSORS in computers sold in a particular geographic region.

6. All DOCUMENTS constituting or reflecting analyses, summaries, reports, studies or other writings pertaining to INTEL's pricing of MICROPROCESSORS including without limitation any FINANCIAL INDUCEMENT.

7. All DOCUMENTS constituting, reflecting, or discussing any offer of a FINANCIAL INDUCEMENT by INTEL conditioned upon any restriction or limitation of your Company's purchases of AMD MICROPROCESSORS or conditioned upon any restriction or limitation of the sale or promotion of products containing AMD MICROPROCESSORS.

8. All DOCUMENTS constituting, reflecting, or discussing any threat by INTEL to withdraw or withhold a FINANCIAL INDUCEMENT as a result of your Company's sale of products containing AMD MICROPROCESSORS, its purchases of AMD MICROPROCESSORS, or its plan to develop, release or promote a product containing an AMD MICROPROCESSOR.

9. All DOCUMENTS constituting, reflecting, or discussing any offer by INTEL to provide discounted or free chipsets, motherboards, or other components in connection with the purchase of, or as part of a package or bundle with, INTEL MICROPROCESSORS.

10. All DOCUMENTS constituting, reflecting, or discussing any offer by INTEL to discount or subsidize or provide marketing support in connection with the sale of servers containing INTEL MICROPROCESSORS for the purpose of competing against servers containing AMD MICROPROCESSORS.

Purchase History

11. DOCUMENTS sufficient to show:

- a) the prices paid by your Company to INTEL for all MICROPROCESSORS since January 1, 2000.
- b) the aggregate amount by quarter of any payment, subsidy, rebate, discount, Intel Inside funds, E-Cap funds, MDF, "meeting competition"

payments, or any advertising or pricing support provided to your Company in connection with its purchase of MICROPROCESSORS (by quarter) since January 2000.

- c) Historical MICROPROCESSOR purchase volumes (by quarter) from INTEL and AMD since January 1 2000.
- d) Product road maps for product lines and MICROPROCESSORS (by quarter or cycle) since January 1, 2000.
- e) Analysis of expected and realized revenue, cost, and profitability of product lines (by quarter) since January 1, 2000.
- f) The use or disposition of any discount, subsidy, or marketing support provided by INTEL in connection with the sale of servers containing INTEL MICROPROCESSORS for the purpose of competing against servers containing AMD MICROPROCESSORS.

Comparisons of INTEL and AMD MICROPROCESSORS

12. All DOCUMENTS constituting or reflecting analyses, summaries, reports or studies prepared in connection with the consideration of the purchase or use of AMD and/or INTEL MICROPROCESSORS.

13. All DOCUMENTS constituting or reflecting analyses, summaries, reports, studies or other writings prepared comparing INTEL and AMD MICROPROCESSORS whether from a price, quality or other standpoint.

Miscellaneous

14. All DOCUMENTS constituting, reflecting, or discussing communications with INTEL concerning your Company's participation in or support of any AMD product launch or promotion.

15. All DOCUMENTS constituting, reflecting, or discussing communications with INTEL concerning the allocation of microprocessors or other INTEL components.

16. All DOCUMENTS constituting or reflecting discussions within your Company about unfair or discriminatory allocations of INTEL products or the fear of such unfair or discriminatory allocations.

Schedule B

Document Custodians

Please preserve documents described in Schedule A belonging to, stored on behalf of, or accessible in the normal course by the following named individuals, and their predecessors (since January 1, 2000) and successors, to the extent those predecessors and successors are or were also involved in the procurement of x86 microprocessors or in decision-making regarding x86 microprocessor selection for particular platforms. As to each of the foregoing, we also request that you preserve documents described in Schedule A of or accessible by (1) their administrative assistants; (2) any direct reports also involved in the procurement of x86 microprocessors; (3) any employees and officers in the corporate reporting chain above them up to your highest ranking officer; and (4) members of your Board of Directors.

Anderson, Brad
Barre, Antoine
Baskins, Ann O.
Becker, Rick
Beyers, Joe
Bozzo, Alberto
Cador, Eric
Callahan, Ted
Calloway, Jeri
Capellas, Michael
Chris, Todd
Christopher, Chris
Clark, Ted
Dam, Truc
Decker, Steve
Dodd, Paul
Edwards, Scott
Fiorina, Carly
Forlenza, Dan
Faulk, Brett
Frost, Kevin
Gassmann, Ingo
Ghilardi, Emilio
Grote, Dick
Groudan, Jeff
Gruzen, Alex
Hurd, Mark
Idink, Rob
Iversen, Jan
Joshi, Vyomesh

Kamiya, Peter
Kim, Louis
Koch, Adrian
La, Thi
Larson, Mike
Livermore, Ann
Martens, Andreas
McDonough, James
McDowell, Mary
Mitchell, Tom
Mouton, James
Nunoz, Louis Felipe
Pager, Joe
Pascal, Jim
Reed, Alan
Robison, Shane
Romano, John
Sanchez, Mark
Schmitz, Brian
Sutter, Chris
Szteinbaum, Sam
Tondreau, Pamela
Wayman, Robert
Weiskopf, Paul
Zafarana, Jin
Zitzner, Duane

Any other employee, or since January 1, 2000, any former employee, whose responsibilities include(d) the procurement of x86 microprocessors or decision-making regarding x86 microprocessor selection for particular platforms.



O'MELVENY & MYERS LLP

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FACSIMILE (310) 246-6779

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Hewlett Packard Company

FAX NUMBER:
(650) 857-5518

TELEPHONE NUMBER:

FROM:
Charles P. Diamond, Esq.

RETURN FAX NUMBER:
(310) 246-6779

TELEPHONE NUMBER:
(310) 246-6789

MESSAGE

Please See Attached.

TRANSMISSION VERIFICATION REPORT

TIME : 06/28/2005 02:58
NAME : COMPEX DTLA
FAX : 2132441442
TEL :

DATE, TIME	06/28 02:58
FAX NO./NAME	16508575518
DURATION	00:08:19
PAGE(S)	29
RESULT	OK
MODE	STANDARD ECM

that exclusivity, according to IBM executive Ed Thum, Intel paid IBM "millions of dollars in market development funds"

52 Intel also acted to thwart AMD efforts to partner with IBM on servers. Although IBM joined AMD as a launch partner when it introduced its Opteron 64-bit server chip in April 2003 – signaling to the industry and IT professionals its confidence in the product – Intel soon dissuaded IBM from aggressively marketing Opteron servers. After investing heavily in its design, IBM consigned its one Opteron computer model to a single target market segment (High Performance and Technical Computing). This was done, according to an industry report (confirmed by an IBM executive), because Intel paid IBM to shelve any further Opteron development. IBM also took Intel money in 2004 to scrap plans for a multiple-microprocessor Opteron server it had already designed and previewed with customers.

53 Intel has also purchased IBM exclusivity in its "ThinkCentre" line of commercial desktops. When AMD pressed IBM to add an Athlon 64 model to its "ThinkCentre" roadmap, IBM executives explained that the move would cost them important Intel subsidies, and they declined.

54 Fujitsu In 2002, Fujitsu and AMD formed an alliance to develop a low-power commercial notebook (FMV Lifebook MG Series) scheduled to go to market in the first quarter of 2003, which AMD spent over 20 million yen designing. Shortly before the launch, Fujitsu told AMD that Intel would not allow it to launch an AMD-powered commercial

EXHIBIT B

Issued by the
UNITED STATES DISTRICT COURT
 DISTRICT OF DELAWARE

Advanced Micro Devices, Inc., and
 AMD International Sales & Services, Ltd.

SUBPOENA IN A CIVIL CASE

Case Number:¹ 05-441-JJF

v.

Intel Corporation and Intel Kabushiki Kaisha

TO: Hewlett-Packard Company
 c/o Corporation Trust Company
 Corporation Trust Center
 1209 Orange Street
 Wilmington, DE 19801

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.

PLACE OF DEPOSITION	DATE AND TIME
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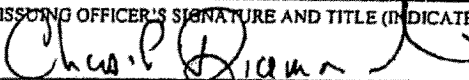
YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):
See Attached Schedule A

PLACE Richards, Layton & Finger, PA One Rodney Square, P.O. Box 551 Wilmington, Delaware 19899	DATE AND TIME November 1, 2005 5 p m. (Eastern Standard Time)
---	---

YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
----------	---------------

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'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)  Attorney For Plaintiffs	DATE October 4, 2005
---	-------------------------

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
 Charles P. Diamond
 O'Melveny & Myers LLP
 1999 Avenue of the Stars, Suite 700
 Los Angeles, CA 90067
 (310) 553-6700

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D on next page)

¹ If action is pending in district other than district of issuance, state district under case number.

PROOF OF SERVICE

DATE		PLACE	
SERVED			
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, Parts C & D:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to comply production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

- (i) fails to allow reasonable time for compliance,
- (ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to

the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

- (iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or
- (iv) subjects a person to undue burden

(B) If a subpoena

- (i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
- (ii) requires disclosure of an untrained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or
- (iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions

(d) DUTIES IN RESPONDING TO SUBPOENA

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

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim

Schedule A

Definitions

1. For purposes of this document request, "DOCUMENT" includes, without limitation, any hard copy writings and documents as well as electronically stored data-files including email, instant messaging, shared network files, and databases created, accessed, modified or dated on or after January 1, 2000.

2. With respect to electronically stored data, "DOCUMENT" also includes, without limitation, any data on magnetic or optical storage media (e.g., servers, storage area networks, hard drives, backup tapes, CDs, DVDs, thumb/flash drives, floppy disks, or any other type of portable storage device, etc.) stored as an "active" or backup file, in its native format.

3. For purposes of this document request, "MICROPROCESSOR" means general purpose microprocessors using the x86 instruction set (e.g., Sempron, Athlon, Turion, Opteron, Celeron, Pentium, and Xeon).

4. For purposes of this document request, "FINANCIAL INDUCEMENT" means any payment, subsidy, rebate, discount (on MICROPROCESSORS or on any other INTEL product), Intel Inside funds, E-CAP (exceptions to corporate approved pricing), MDF, "meeting competition" or "meet comp" payments, "depo" payments, program monies, or any advertising or pricing support.

5. For purposes of this document request, "COMPANY" refers to Hewlett-Packard Company and any of its controlled present or former subsidiaries, joint-ventures, affiliates, parents, assigns, predecessor or successor companies and divisions thereof. "INTEL" refers to Intel Corporation, Intel Kabushiki Kaisha, and any of their present or former subsidiaries, affiliates, parents, assigns, predecessor or successor companies and divisions thereof. "AMD" refers to Advanced Micro Devices, Inc., AMD International Sales and Service Ltd., and any of their present or former subsidiaries, affiliates, parents, assigns, predecessor or successor companies and divisions thereof.

6. For purposes of this document request, "MDF" refers to market development funds.

Instructions

1. The time period, unless otherwise specified, covered by each request set forth below is from January 1, 2000 up to and including the present.

2. In responding to each request set forth below, please set forth each request in full before each response.

3. If any DOCUMENT covered by these requests is withheld by reason of a claim of privilege, please furnish a list at the time the DOCUMENTS are produced identifying any such DOCUMENT for which the privilege is claimed, together with the following information with respect to any such DOCUMENT withheld: author; recipient; sender; indicated or blind copies;

date; general subject matter; basis upon which privilege is claimed and the paragraph of these requests to which such DOCUMENT relates. For each DOCUMENT withheld under a claim that it constitutes or contains attorney work product, also state whether COMPANY asserts that the DOCUMENT was prepared in anticipation of litigation or for trial.

4. If COMPANY objects to a request in part, please state specifically which part of the request COMPANY objects to and produce all DOCUMENTS responsive to all other parts of the request.

5. With respect to any DOCUMENT maintained or stored electronically, please harvest it in a manner that maintains the integrity and readability of all data, including all metadata.

6. Please produce all DOCUMENTS maintained or stored electronically in native, electronic format with all relevant metadata intact and in an appropriate and useable manner (e.g., by copying such data onto a USB 2.0 external hard drive). Encrypted or password-protected DOCUMENTS should be produced in a form permitting them to be reviewed.

7. Please organize electronic DOCUMENTS produced for inspection in the same manner that the COMPANY stores them (e.g., if maintained by a custodian, such as email residing on an email server, please organize DOCUMENTS for production by custodian; if maintained in a subfolder of "My Documents" on a custodian's hard drive, please organize DOCUMENTS for production by custodian with path information preserved, etc.).

8. To the extent responsive DOCUMENTS reside on databases and other such systems and files, COMPANY shall either produce the relevant database in useable form and/or shall permit access for inspection, review, and extraction of responsive information.

9. At COMPANY'S election, DOCUMENTS maintained or stored in paper, hard-copy form can be produced as searchable .PDF (i.e., portable document format files with embedded text) and in an appropriate and useable manner (e.g., by copying such data onto a USB 2.0 external hard drive).

DOCUMENTS TO BE PRODUCED

Purchase Terms

1. All DOCUMENTS constituting or reflecting communications with INTEL concerning actual or proposed terms and conditions of the sale of MICROPROCESSORS, including without limitation pricing, quantities, discounts, rebates, Intel Inside funds, E-CAP and MDF.

2. All DOCUMENTS constituting or reflecting internal discussions or other communications within COMPANY concerning actual or proposed terms and conditions of sale of INTEL or AMD MICROPROCESSORS.

3. All DOCUMENTS constituting, reflecting, or discussing any offer of a FINANCIAL INDUCEMENT by INTEL related to the exclusive purchase of INTEL MICROPROCESSORS,

or the purchase of a minimum volume of INTEL MICROPROCESSORS, or the purchase of a minimum percentage of INTEL MICROPROCESSORS, whether of COMPANY's total MICROPROCESSOR requirements or requirements for certain processor types or end uses.

4. All DOCUMENTS reflecting or discussing any offer of a FINANCIAL INDUCEMENT by INTEL related to COMPANY's representation or agreement that it will use only INTEL MICROPROCESSORS, or a defined number or percentage of INTEL MICROPROCESSORS, in a particular computer platform, computer model or computer type.

5. All DOCUMENTS reflecting or discussing any offer of a FINANCIAL INDUCEMENT by INTEL related to COMPANY's representation or agreement that it will use only INTEL MICROPROCESSORS, or a defined number or percentage of INTEL MICROPROCESSORS, in computers sold in a particular geographic region.

6. All DOCUMENTS constituting or reflecting analyses, summaries, reports, studies or other writings pertaining to INTEL's pricing of MICROPROCESSORS including without limitation any FINANCIAL INDUCEMENT.

7. All DOCUMENTS constituting, reflecting, or discussing any offer of a FINANCIAL INDUCEMENT by INTEL related to any restriction or limitation of COMPANY's purchases or promotion of AMD MICROPROCESSORS or related to any restriction or limitation of the sale of products containing AMD MICROPROCESSORS.

8. All DOCUMENTS constituting, reflecting, or discussing any suggestion by INTEL that it will or might withdraw or withhold a FINANCIAL INDUCEMENT as a result of COMPANY's sale of products containing AMD MICROPROCESSORS, its purchases of AMD MICROPROCESSORS, or its plan to develop, release or promote a product containing an AMD MICROPROCESSOR.

9. All DOCUMENTS constituting, reflecting, or discussing any offer by INTEL to provide discounted or free chipsets, motherboards, or other components in connection with the purchase of, or as part of a package or bundle with, INTEL MICROPROCESSORS.

10. All DOCUMENTS constituting, reflecting, or discussing any offer by INTEL to discount or subsidize or provide marketing support in connection with the sale of servers containing INTEL MICROPROCESSORS for the purpose of competing against servers containing AMD MICROPROCESSORS.

11. All DOCUMENTS constituting, reflecting, or discussing any communications with retailers concerning any FINANCIAL INDUCEMENT provided by INTEL to COMPANY or to retailers in connection with the purchase or resale of computer systems containing INTEL MICROPROCESSORS.

12. All DOCUMENTS constituting, reflecting, or discussing any non-financial inducement, including without limitation any allocation preference, access to technical or roadmap information, personnel support (engineering/technical/training) or any other non-cash benefit, perquisite or other consideration offered by INTEL related to the purchase of INTEL MICROPROCESSORS, or any suggestion by INTEL that it will or might withdraw or withhold

any non-financial inducement as a result of COMPANY's purchase, sale or plans to develop, release or promote AMD MICROPROCESSORS or products containing AMD MICROPROCESSORS.

Purchase History

13. DOCUMENTS sufficient to show:

- a) the prices paid by COMPANY to INTEL for all MICROPROCESSORS since January 1, 2000.
- b) the aggregate amount by quarter of any payment, subsidy, rebate, discount, Intel Inside funds, E-CAP, MDF, "meeting competition" payments, or any advertising or pricing support provided to COMPANY in connection with its purchase of MICROPROCESSORS (by quarter) since January 2000.
- c) Historical MICROPROCESSOR purchase volumes (by quarter) from INTEL and AMD since January 1, 2000.
- d) Product road maps for product lines and MICROPROCESSORS (by quarter or cycle) since January 1, 2000.
- e) Expected and realized revenue, cost, and profitability of product lines (by quarter) since January 1, 2000.
- f) The use or disposition of any discount, subsidy, or marketing support provided by INTEL in connection with the sale of servers containing INTEL MICROPROCESSORS for the purpose of competing against servers containing AMD MICROPROCESSORS.

Comparisons of INTEL and AMD MICROPROCESSORS

14. All DOCUMENTS constituting or reflecting analyses, summaries, reports or studies prepared in connection with the consideration of the purchase or use of AMD and/or INTEL MICROPROCESSORS.

15. All DOCUMENTS constituting or reflecting analyses, summaries, reports, studies or other writings prepared comparing INTEL and AMD MICROPROCESSORS whether from a price, quality or other standpoint.

Miscellaneous

16. All DOCUMENTS constituting, reflecting, or discussing communications with INTEL concerning COMPANY's participation in or support of any AMD product launch or promotion.

17. All DOCUMENTS constituting, reflecting, or discussing communications with INTEL concerning the allocation of microprocessors or other INTEL components.

18. All DOCUMENTS constituting or reflecting discussions within COMPANY about unfair or discriminatory allocations of INTEL products or the fear of such unfair or discriminatory allocations.

19. All DOCUMENTS constituting or reflecting consumer or customer feedback regarding (a) COMPANY's selection of AMD or INTEL MICROPROCESSORS or products containing AMD or INTEL MICROPROCESSORS, or (b) COMPANY's advertising, marketing, promotion, or sale of products containing AMD and/or INTEL MICROPROCESSORS.

20. All DOCUMENTS constituting, reflecting, or discussing the destruction or disposal of documents related to INTEL, AMD, or MICROPROCESSOR procurement.

21. All DOCUMENTS sufficient to show the steps taken by COMPANY to preserve documents with respect to this litigation or related litigation or proceedings including, without limitation, all DOCUMENTS that constitute, reflect or discuss the COMPANY'S DOCUMENT retention policy or policies from January 1, 2000, to the present.

EXHIBIT C

Postawko, Robert

From: McGuinness, Mike
Sent: Monday, November 03, 2008 6:02 PM
To: 'pweller@morganlewis.com'
Cc: 'abruno@morganlewis.com'; Postawko, Robert; 'Judith Zahid'
Subject: HP Production

Paul, thank you for your time this morning. I am hopeful that we will be able to work through the production issues and resolve them amicably.

As we mentioned on the phone, one possible method of moving the discussions along would be for HP to make available to AMD for review the entire document collection for several custodians. By this we mean that HP would provided us with all of the documents identified by all self-selecting custodians, as well as all documents identified as a result of the search term protocol for non self-selecting custodians, without removing any documents because they are non-responsive. The custodians we request access to are the following:

Joe Beyers
Todd Bradley
Eric Cador
Jeri Callaway
Chris Christopher
Jeff Groudan
Louis Kim
Mike Larson
Shane Robison
Duane Zitzner

Of course, we expect you to remove any privileged documents from the collection. Also, after reviewing the collection of the 10 custodians identified above, and depending on the results of our review, we would discuss whether or not a review of additional custodians is warranted.

We look forward to the call on Wednesday.

Best,

Mike

12/16/2008

EXHIBIT D

Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103-2921
Tel: 215.963.5000
Fax: 215.963.5001
www.morganlewis.com

Morgan Lewis
C O U N S E L O R S A T L A W

Amanda M. Bruno
215.963.5240
abruno@morganlewis.com

December 11, 2008

VIA UPS OVERNIGHT

Michael McGuinness
Robert Postawko
O'Melveny & Myers LLP
400 South Hope Street
Los Angeles, CA 90071

Re: AMD v. Intel Investigation

Dear Mike:

Per AMD's request we have enclosed copies of HP/Intel contracts. Pursuant to our agreement these documents are afforded the highest level of confidentiality and are therefore for Attorneys' Eyes Only and shall not be viewed by expert witnesses who work for any of HP's competitors.

Please do not hesitate to contact me if you have any questions.

Sincerely,

/s/
Amanda M. Bruno

Enclosures

cc: Paul D. Weller (w/o encl.)
John J. Franchini (w/o encl.)

EXHIBIT E

Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103-2921
Tel: 215.963.5000
Fax: 215.963.5001
www.morganlewis.com

Morgan Lewis
C O U N S E L O R S A T L A W

Amanda M. Bruno
215.963.5240
abruno@morganlewis.com

December 13, 2008

VIA E-MAIL AND FEDERAL EXPRESS OVERNIGHT

Michael McGuinness
Robert Postawko
O'Melveny & Myers LLP
400 South Hope Street
Los Angeles, CA 90071

Judith Zahid
Zelle, Hofmann, Voelbel, Mason & Gete, LLP
44 Montgomery Street – Suite 3400
San Francisco, CA 94104

Joseph Ostoyich
Howrey, LLP
1299 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

Re: Intel Litigation

Dear Counsel:

Enclosed please find Hewlett-Packard Company's seventh production of documents. The documents are in native file format, consistent with the previous productions and the August 2, 2007, agreement.

In the event your client uses any of the documents at a deposition, witness interview, trial or other legal proceeding, please make sure each document used is branded with the Confidentiality Marking as well as the Document Control Number. Pursuant to our agreement these documents are afforded the highest level of confidentiality and are therefore for Attorneys' Eyes Only and shall not be viewed by expert witnesses who work for any of HP's competitors.

Michael McGuinness
Judith Zahid
Joseph Ostoyich

December 13, 2008
Page 2

Please do not hesitate to contact me if you have any questions.

Sincerely,



Amanda M. Bruno

Enclosures

cc: Barry McCoy (w/o encl.)
Paul D. Weller (w/o encl.)