#### IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

IN RE INTEL CORPORATION MICROPROCESSOR ANTITRUST LITIGATION	) ) ) MDL No. 05-1717-JJF )
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.	)
PHIL PAUL, on behalf of himself and all others similarly situated,	) C. A. No. 05-485-JJF
Plaintiffs,	
VS.	
INTEL CORPORATION,	)
Defendant.	)

## AMD'S MOTION FOR SANCTIONS FOR INTEL'S FAILURE TO PRESERVE EVIDENCE

Plaintiffs Advanced Micro Devices, Inc. and AMD International Sales & Service, Ltd. ("AMD"), by and through their undersigned counsel, hereby move this Court for entry of an order in the form attached hereto granting sanctions against Intel due to Intel's failure to preserve evidence. The grounds for this Motion are more fully set forth in the Opening Brief In Support of AMD's Motion for Sanctions for Intel's Failure to Preserve Evidence, and the Declarations of Roberta Vespremi, Shaun Simmons, Anthony Cardine and Sanjeev Srivastav filed contemporaneously herewith.

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Dated: October 14, 2009

### /s/ Frederick L. Cottrell, III\_

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## **CERTIFICATE OF SERVICE**

I hereby certify that on October 14, 2009, I electronically filed the foregoing document

with the Clerk of Court using CM/ECF and have sent by electronic mail to the following:

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I hereby certify that on October 14, 2009, I have sent by electronic mail the foregoing

document to the following non-registered participants:

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