

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION**

In the Matter of INTEL CORPORATION, Respondent.)))))))	PUBLIC Docket No. 9341
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**UNOPPOSED MOTION FOR EXTENSION OF TIME FOR ORACLE CORPORATION
TO FILE MOTION TO QUASH OR TO LIMIT COMPLAINT COUNSEL’S
SUBPOENAS *DUCES TECUM***

COMES NOW ORACLE CORPORATION, BY AND THROUGH ITS COUNSEL
AND MOVES AS FOLLOWS:

1. On or about March 5, 2010, Counsel for Respondent served on Oracle Corporation (“Oracle”) a Subpoena *Duces Tecum* (the “Oracle Subpoena”). On or about March 9, 2010, Counsel for the Respondent served on Oracle a separate Subpoena *Duces Tecum*, which focuses on documents held by Sun Microsystems, Inc., which was acquired earlier this year by Oracle (the “Sun Subpoena”). The Oracle Subpoena and Sun Subpoena include forty-three (43) and thirty-six (36) specifications respectively. These subpoenas are separate from those subpoenas served on Oracle by Complaint Counsel that were the subject of this Court’s March 4 and March 9, 2010 Order[s] Granting Unopposed Motion[s] for Extension of Time to File Motion[s] to Quash or to Limit Subpoena *Duces Tecum*.


2. Pursuant to the Federal Trade Commission’s Rules of Practice, 16 C.F.R. §3.34(b), Oracle has thirty (30) days to respond to the Subpoenas and ten (10) days in which to file a motion to quash or to limit the Subpoenas, pursuant to 16 C.F.R. §3.34(c).

3. Oracle and Counsel for the Respondent are in discussions regarding the scope of the specifications, any objections by Oracle thereto, and the time required for Oracle to search for, process and produce responsive documents. To facilitate those discussions, Oracle has requested that Counsel for the Respondent agree that Oracle shall have an additional (20) days in which to file a motion to quash or a motion to limit should the parties be unable to resolve all issues regarding the scope of the subpoena and the time required for Oracle to produce responsive documents.

4. Therefore, Oracle requests that this Court grant it until April 8, 2010 to file a motion to quash or motion to limit, and that Oracle's obligation to otherwise respond to the Subpoenas shall be tolled during that period. This extension has been agreed upon in order to afford Oracle sufficient time to review the Subpoenas and to discuss with Counsel for the Respondent opportunities to limit the scope in order to avoid the necessity of filing a motion to quash or a motion to limit. The requested extension also has the benefit of aligning the deadlines associated with these four related subpoenas described herein, all of which have been served upon the same corporate entity and which overlap significantly with respect to several of the individual specifications.

5. Undersigned counsel represents that his partner and co-counsel in this matter, Clayton James, has conferred with Counsel for the Respondent and that Counsel for the Respondent does not object to the proposed extension.

Dated: March 15, 2010



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Counsel for Oracle Corporation

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION

_____)
In the Matter of)
)
INTEL CORPORATION,)
)
Respondent.)
_____)

PUBLIC

Docket No. 9341

**[PROPOSED] ORDER REGARDING ORACLE CORPORATION'S DEADLINE
TO FILE MOTIONS TO QUASH OR TO LIMIT COUNSEL FOR THE
RESPONDENT'S SUBPOENAS *DUCES TECUM***

Oracle Corporation proposes the entry of an Order regarding Oracle Corporation's Response to Counsel for the Respondent's Subpoenas *Duces Tecum*, extending Oracle Corporation's deadline to file a motion to quash, motion to limit or otherwise respond to the Subpoenas *Duces Tecum* until and including April 8, 2010.

Good cause having been shown,

IT IS SO ORDERED:

That the Unopposed Motion for Extension of Time for Oracle Corporation to File Motion to Quash or To Limit Counsel for the Respondent's Subpoenas *Duces Tecum* is GRANTED;
and

Oracle Corporation's deadline to file a motion to quash, motion to limit or otherwise respond to the Subpoena *Duces Tecum* is hereby extended until and including April 8, 2010.

D. Michael Chappell

Administrative Law Judge

DATED: _____

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION**

In the Matter of) INTEL CORPORATION,) Respondent.)) PUBLIC) Docket No. 9341
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**PROOF OF SERVICE OF PUBLIC FILING AND CERTIFICATION PURSUANT
TO 16 C.F.R. § 4.2**

I, Joseph G. Krauss, hereby certify that on this 15th day of March, 2010, I caused a copy of the documents listed below to be served *by hand* on each of the following: The Office of the Secretary of the Federal Trade Commission (original and two copies) and The Honorable D. Michael Chappell (two copies) and by *electronic mail* to The Honorable D. Michael Chappell (oyalj@ftc.gov), Melanie Sabo (msabo@ftc.gov), J. Robert Robertson (rrobertson@ftc.gov), Kyle D. Andeer (kandeer@ftc.gov), Teresa Martin (tmartin@ftc.gov); Thomas H. Brock (tbrock@ftc.gov), James C. Burling, james.burling@wilmerhale.com; Eric Mahr (eric.mahr@wilmerhale.com); Wendy A. Terry (wendy.terry@wilmerhale.com); Robert E. Cooper (rcooper@gibsondunn.com); Joseph Kattan PC (jkattan@gibsondunn.com); Daniel Floyd (dfloyd@gibsondunn.com); Darren B. Bernhard (BernhardD@howrey.com); and Thomas J. Dillickrath (DillickrathT@howrey.com):

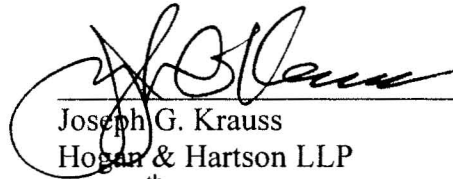
(1) UNOPPOSED MOTION FOR EXTENSION OF TIME IN WHICH TO FILE MOTION TO QUASH OR TO LIMIT ORACLE CORPORATION'S RESPONSE TO COUNSEL FOR THE RESPONDENT'S SUBPOENA ***DUCES TECUM*** ;

(2) [PROPOSED] ORDER REGARDING ORACLE CORPORATION'S RESPONSE TO COUNSEL FOR THE RESPONDENT'S SUBPOENA ***DUCES TECUM***; and

(3) this Proof of Service.

Pursuant to 16 C.F.R. § 4.2, I hereby certify that a paper copy of each of these documents with an original signature is being filed with the Secretary of the Commission today by hand, and a true and correct electronic copy of these documents is being sent to the Secretary by email to secretary@ftc.gov and dclark@ftc.gov.

HOGAN & HARTSON LLP

A handwritten signature in black ink, appearing to read "JG Krauss", is written over a horizontal line. The signature is stylized and cursive.

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