

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

In the Matter of)	
)	
RAMBUS INCORPORATED,)	Docket No. 9302
a corporation.)	
)	

RESPONSE OF RAMBUS, INC. TO MOSAID MOTION TO QUASH

MOSAID Technologies Inc. (“MOSAID”) has moved to quash a subpoena *duces tecum* served by Respondent Rambus, Inc. (“Rambus”). As set forth in MOSAID’s motion, it is a Canadian corporation that does not maintain a place of business in the United States. Not aware of MOSAID’s corporate structure, Rambus served its subpoena on a United States subsidiary of MOSAID. Accordingly, service of the subpoena was not properly effected pursuant to 16 C.F.R. § 3.36. Having been informed of this fact during a meet and confer between the parties, Rambus agreed to withdraw its subpoena and hereby does so. Accordingly, MOSAID’s motion to quash is moot, and the Court need not address it.

MOSAID also moves to limit the subpoena in the event that the subpoena is not withdrawn or quashed. Given that Rambus has withdrawn the subpoena, these arguments are irrelevant and need not be addressed. Rambus does respond, however, that the subpoena narrowly targets relevant documents and is tied to the allegations contained in the complaint in this matter. Mosaid’s bare assertions of burden and overbreadth are in any event an inadequate basis for the quashing of a subpoena.

Respectfully submitted,

A. Douglas Melamed
Wilmer, Cutler & Pickering
2445 M Street, NW

