

PUBLIC

UNITED STATES OF AMERICA

INTERNATIONAL TRADE COMMISSION

COMMISSIONERS: Deborah Platt Majoras, Chairman
Pamela Jones Harbour
Jon Leibowitz
William E. Kovacic
J. Thomas Rosch



more than 3,000 pages of proposed findings of fact and reply

almost 450 pages; the underlying factual issues are complex, and the record contains a large quantity of highly technical evidence relating to computer design memory architectures, memory

technologies, and patent questions; and the Initial Decision is 334 pages long and contains, *inter alia*, more than 1,650 findings of fact.”

Motions For Leave To File Briefs, Amici Curiae, And Scheduling Oral Argument

only in terms of its direct impact on those whose valuable trade secrets are taken but also through its chilling effect of diminishing future incentives to invest in innovation.”).

- There have been a number of federal court decisions that bear on the issues in this case, such as the Eleventh Circuit’s decision in *Schering-Plough Corp. v. Federal Trade Commission*, 402 F.3d 1056, 1070-71 (11th Cir. 2005), and, more recently, *United States v. Microsoft Corp.*, 431 F.3d 1181, 1191-92 (9th Cir. 2006).

Inc. et. al v. Rambus Inc., Case No. C-00-20905 RMW (N.D. Cal. Jan. 4, 2006),

pending before the Commission, it is reasonable to believe that the Commissioners might have questions about the case that were not addressed at the earlier argument and might benefit from an opportunity to hear from counsel for the parties

Conclusion

Because of the factors summarized above, Rambus believes that the Commission would find it useful to have an additional oral argument in this matter. An additional oral argument

BEFORE THE FEDERAL TRADE COMMISSION

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In the Matter of

RAMBUS INC.,

a corporation.

Docket No. 9302

CERTIFICATE OF SERVICE

I, Helena T. Doerr, hereby certify that on February 13, 2006, I caused a true and correct copy of *Motion of Respondent Rambus Inc. for Additional Oral Argument* to be served on the following persons by hand delivery: