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., Plaintiffs, vs. INTEL CORPORATION and INTEL KABUSHIKI KAISHA, Defendants.	))))))))))))))	C. A. No. 05-441-JJF DM No. __
PHIL PAUL, on behalf of himself and all others similarly situated, Plaintiffs, vs. INTEL CORPORATION, Defendant.	)))))))))))	C. A. No. 05-485-JJF Redacted - Public Version

**DECLARATION OF ADRIAN POLLNER IN SUPPORT OF
ADVANCED MICRO DEVICES, INC. AND
AMD INTERNATIONAL SALES & SERVICE, LTD.S' MOTION FOR AN ORDER
COMPELLING INTEL CORPORATION AND INTEL KABUSHIKI KAISHA'S
COMPLIANCE WITH THE COURT'S MARCH 16, 2007 ORDER REGARDING
INTEL'S EVIDENCE PRESERVATION ISSUES (D.I. 301), AND FOR SANCTIONS
AGAINST INTEL**

I, Adrian Pollner, declare and state as follows:

1.   I am an Associate with the law firm of O'Melveny & Myers LLP, and am one of

the attorneys responsible for representing plaintiff Advanced Micro Devices, Inc. ("AMD") in

this matter. I make this declaration in support of AMD's Motion for an Order compelling Intel

Corporation and Intel Kabushiki Kaisha's (collectively "Intel") compliance with the Court's

March 16, 2007 Order Regarding Intel's Evidence Preservation Issues (D.I. 301), and for

sanctions against Intel. If called as a witness in this matter, I could and would testify

competently to the following facts, which are within my personal knowledge.

2.   I reviewed the production made by Intel on June 9, 2008 and June 18, 2008 bearing

the Bates number range WEIL001827 – WEIL006511, which contained redacted Intel custodian

interview notes prepared by Weil Gotshal & Manges LLP ("Weil Gotshal notes"). Specifically, I

compared the information contained in the Weil Gotshal notes with Intel's updated Paragraph 8

Summaries filed with the Court on May 30, 2008 pursuant to the Court's March 16, 2007 Order

Regarding Intel's Evidence Preservation Issues (D.I. 301).

4.   To document my findings, I prepared the table attached at Exhibit A, which for 50

Intel custodians juxtaposes Intel's Paragraph 8 Summary for that custodian as filed on May 30,

2008 (and the previously filed March 24, 2008 amended Paragraph 8 Summaries, which were not

incorporated into the May 30, 2008 update, where applicable) with the relevant portions of the

Weil Gotshal interview notes for that custodian.

5.   In preparing Exhibit A, I used my best efforts to decipher any handwritten notes and

to maintain the formatting of the notes so as not to affect their meaning. For each custodian

identified in Exhibit A, I added bold font to the excerpt of the Weil Gotshal notes that contained

material preservation issues that were not disclosed at all or were not fully disclosed in the

corresponding Paragraph 8 Summary.

6.   On July 25, 2008, James Pearl of O'Melveny & Myers LLP sent a letter to Intel counsel, Kay Kochenderfer of Gibson Dunn & Crutcher, in an attempt to informally address AMD's concerns about Intel's Paragraph 8 Summaries. Attached hereto as Exhibit B is a true and correct copy of the July 25, 2008 letter.

7.   On August 1, 2008, Ms. Kochenderfer responded to AMD's July 25, 2008 letter, and refused to work with AMD on the informal resolution of AMD's issues with Intel's Paragraph 8 Summaries. Attached hereto as Exhibit C is a true and correct copy of the August 1, 2008 letter.
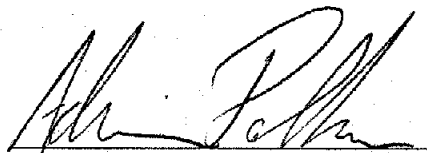
8.   Attached hereto as Exhibit D is a true and correct excerpt of the deposition transcript of Malcolm Harkins taken on June 29, 2007.

9.   Attached hereto as Exhibit E is a true and correct copy of a letter sent by Intel counsel, John Rosenthal of Howrey LLP to David Herron of O'Melveny & Myers LLP on October 14, 2005.

10.   Attached hereto as Exhibit F is a true and correct copy of a letter sent by David Herron of O'Melveny & Myers LLP to Intel's counsel, Richard Levy of Gibson Dunn & Crutcher, on March 19, 2008.

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

Dated: September 9, 2008

_____
Adrian Pollner

EXHIBIT A

SEALED DOCUMENT

EXHIBIT B

SEALED DOCUMENT

EXHIBIT C

Exhibit D

SEALED DOCUMENT

EXHIBIT E

SEALED
DOCUMENT

EXHIBIT F

SEALED DOCUMENT