

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

STATE OF NEW YORK, BY ATTORNEY
GENERAL ERIC T. SCHNEIDERMAN,

Plaintiff,

v.

INTEL CORPORATION, a Delaware Corporation,

Defendant.

C. A. No. 09-827 (LPS)

**MOTION FOR PARTIAL SUMMARY JUDGMENT
ON STATUTE OF LIMITATIONS GROUNDS**

Pursuant to Fed. R. Civ. P. 56, Intel moves for summary judgment in its favor on New York's claims that fall outside the applicable limitations period. This Court should grant Intel summary judgment on (a) direct Sherman Act damages claims for microprocessor purchases occurring before November 4, 2005; (b) direct Donnelly Act and Executive Law damages and penalties claims for microprocessor purchases occurring before November 4, 2006; and (c) all indirect damages and penalties claims based on computer purchases occurring before November 4, 2006.

The grounds for this motion are set forth further in Intel's Memorandum of Law filed herewith.

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Dated: May 27, 2011

1011655v.1/29282

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, W. Harding Drane, Jr. hereby certify that on May 27, 2011, the attached document was electronically mailed to the following persons and was electronically filed with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following and the document is available for viewing and downloading from CM/ECF:

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