

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In Re DYNAMIC RANDOM ACCESS MEMORY
(DRAM) ANTITRUST LITIGATION

Master File No: M-02-1486 PJH (JCS)

MDL No. 1486

This Document Relates to:
ALL DIRECT PURCHASER ACTIONS

CLASS ACTION

To: ALL CLASS MEMBERS

**SUMMARY NOTICE OF PARTIAL CLASS ACTION SETTLEMENTS,
REQUEST FOR ATTORNEYS' FEES AND EXPENSES AND INCENTIVE BENEFITS**

Class Actions are pending in the above Court against certain manufacturers of DRAM. In the Class Actions, Plaintiffs allege that Defendants unlawfully agreed to fix, raise, maintain, and stabilize the prices of DRAM and/or to allocate among themselves, customers and accounts in violation of the federal antitrust laws during the period April 1, 1999 through June 30, 2002. Plaintiffs allege that, as a result of Defendants' unlawful conduct, they and Class Members paid more for DRAM than they would have in the absence of Defendants' wrongful conduct. Defendants deny Plaintiffs' allegations and have asserted numerous affirmative defenses.

This Notice is given pursuant to the Federal Rules of Civil Procedure and an Order of the United States District Court for the Northern District of California to inform Class Members that, in exchange for the release of claims by Class Members, three separate proposed settlements have been reached with defendants: Mosel Vitelic Corp. and Mosel-Vitelic, Inc. for cash payments totaling Fifteen Million U.S. Dollars (\$15,000,000); and Nanya Technology Corporation USA for a cash payment totaling Seven Million U.S. Dollars (\$7,000,000) (collectively referred to herein as the "Settling Defendants"). Each settlement also provides that a certain amount of the settlement fund may be used towards payment of costs of notice to the Class and for administration costs.

Prior settlements with Defendants Infineon Technologies AG and Infineon Technologies North America Corp.; Samsung Semiconductor, Inc.; and Hynix Semiconductor Inc. and Hynix Semiconductor America, Inc., totaling \$160,750,000, have been granted final approval by the Court and are now final. Also, prior settlements with Defendants Elpida Memory Inc., Elpida Memory USA, NEC Electronics America, Inc., Winbond Electronics Corporation, Winbond Electronics Corporation America and Micron Technology, Inc. and Micron Semiconductor Products, Inc., through its Crucial Technology Division, totaling \$143,247,000, have been granted final approval and are now final.

The Class includes:

All individuals and entities who, during the period from April 1, 1999 to June 30, 2002, purchased DRAM in the United States directly from the Defendants or their subsidiaries, and who did not request exclusion by October 3, 2006, settle or release their claims, and/or whose claims are not otherwise precluded ("Class Members"). Excluded from the Class are Defendants and their parents, subsidiaries, affiliates, all governmental entities, and co-conspirators.

A hearing will be held on August 1, 2007 at 9:00 a.m. before the Honorable Phyllis J. Hamilton, in Courtroom 3, on the 17th Floor of the United States District Courthouse, at 450 Golden Gate Avenue, San Francisco, California 94102, to determine whether each of the proposed settlements is fair, adequate, and reasonable to the Class, and whether, therefore, this litigation should be dismissed with prejudice against the Settling Defendants.

The settlement payments will be deposited into interest-bearing accounts for the benefit of the Class. The settlement fund will be distributed at a later date, and therefore no claim forms are to be submitted at this time.

Class Counsel will request attorneys' fees in an amount of 25% of the total settlement fund of \$325,997,000, plus interest and expenses and payment of incentive benefits to Plaintiffs' Class Representatives in an amount not to exceed \$10,000 per class representative. A hearing on Class Counsel's request for attorneys' fees and reimbursement of expenses and request for incentive benefits to the Class Representatives will be held on August 15, 2007 at 9 a.m. before the Honorable Phyllis J. Hamilton, in Courtroom 3, on the 17th Floor of the United States District Courthouse, at 450 Golden Gate Avenue, San Francisco, California 94102.

You do not need to do anything to remain in the Class, nor is there another opportunity to request exclusion from the Class. Class Members will be entitled to receive money from the settlement fund when it is ultimately distributed. At final approval, Class Counsel and Plaintiffs will ask the Court to approve a plan of allocation and distribution of the Net Settlement Fund on a *pro rata* basis among Class Members based on the dollar amount each Class Member paid to Defendants for direct purchases of DRAM from the Defendants during the period April 1, 1999 through June 30, 2002. If you wish to object to any of the settlements or Class Counsel's request for attorneys' fees, expenses and incentive benefits, you must file a written objection by July 6, 2007.

A more detailed description of this litigation and the proposed settlements is contained in the Notice of Partial Class Action Settlements and Request for Attorneys' Fees and Expenses and Incentive Benefits (the "Notice"). The Notice has been mailed to identifiable Class Members. If you are a Class Member and have not received a Notice, you may obtain a copy free of charge by writing to: In Re DRAM Antitrust Litigation, c/o Rust Consulting, Inc., P.O. Box 24657, West Palm Beach, Florida 33416. The Notice and the Settlement Agreements are also posted on this website: www.dramantitrustsettlement.com.

Questions concerning the matters contained in this Summary Notice should be directed to the following Class Counsel:

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PLEASE DO NOT TELEPHONE OR ADDRESS INQUIRIES TO THE COURT.

Dated: May 30, 2007

BY ORDER OF THE DISTRICT COURT
United States District Court
for the Northern District of California
San Francisco, California