

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES**

In the Matter of

**Microsoft Corp.,
a corporation, and**

**Activision Blizzard, Inc.,
a corporation,**

Respondents.

DOCKET NO. 9412

**THIRD UNOPPOSED MOTION OF NON-PARTY CORNERSTONE RESEARCH
FOR EXTENSION OF TIME TO MOVE TO LIMIT OR QUASH OR OTHERWISE
RESPOND TO SUBPOENA**

Non-party Cornerstone Research (“Cornerstone Research”) hereby moves for a third extension of time to April 4, 2023, to move to limit or quash or otherwise respond to the subpoena served on Cornerstone Research by Activision Blizzard, Inc. (“Activision”) on March 3, 2023 (the “Subpoena”). Activision consents to the relief requested in this motion. This is Cornerstone Research’s third request for an extension.

Activision served Cornerstone Research with the Subpoena on March 3, 2023, with a production date of March 13, 2023. Cornerstone Research filed a timely agreed motion to extend its time to move to limit or quash or otherwise respond to the Subpoena, which Your Honor granted on March 15, 2023, extending Cornerstone Research’s deadline to March 23, 2023. Cornerstone Research filed a second timely agreed motion to extend its time to move to limit or quash or otherwise respond to the Subpoena, which Your Honor granted on March 24, 2023, extending Cornerstone Research’s deadline to March 30, 2023.

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Negotiations between Cornerstone Research and Activision as to the scope of Cornerstone Research's potential production are productive and ongoing. Activision and Cornerstone Research met and conferred again regarding the Subpoena on March 29, 2023, during which meeting Activision agreed to extend Cornerstone Research's time to respond to the Subpoena to April 4, 2023. Accordingly, Cornerstone Research requests an extension of the deadline for Cornerstone Research to move to limit or quash or otherwise respond to the Subpoena pursuant to 16 C.F.R. § 3.34(c) so that Cornerstone Research and Activision can continue their discussions and hopefully eliminate or narrow any issues that may need to be presented to the Court for resolution.

Pursuant to the January 4, 2023 Scheduling Order, Activision has until April 7, 2023 to complete fact discovery, and, therefore, Cornerstone Research does not believe the requested extension will delay the progress of these proceedings.

WHEREFORE, for good cause shown, Cornerstone Research respectfully requests that Your Honor grant the requested relief pursuant to 16 C.F.R. § 4.3(b).

Dated: March 30, 2023

Respectfully submitted,

/s/ Fernanda L. Schmid

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**Microsoft Corp.,
a corporation, and**

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**[PROPOSED] ORDER GRANTING THIRD UNOPPOSED MOTION FOR EXTENSION
OF TIME TO MOVE TO LIMIT OR QUASH OR OTHERWISE RESPOND TO
SUBPOENA**

On March 30, 2023, non-party Cornerstone Research filed a third motion to extend the time for it to file a motion to quash or limit or otherwise respond to a subpoena served on Cornerstone Research by Respondent Activision Blizzard, Inc. (“Activision”) (“Motion”). Cornerstone Research states that Activision and Cornerstone Research are engaged in ongoing negotiations and that further negotiations may narrow or eliminate areas of dispute. Cornerstone Research further states that Activision agrees to the extension requested in the Motion.

Upon review and consideration of the Motion, the Motion is GRANTED. It is hereby ORDERED that Cornerstone Research’s deadline to file a motion to quash or limit Activision’s subpoena is extended to April 4, 2023.

ORDERED:

Date: _____, 2023

D. Michael Chappell
Chief Administrative Law Judge

CERTIFICATE OF SERVICE

I hereby certify that on March 30, 2023, I filed the foregoing document electronically using the Federal Trade Commission's e-filing system, which will send notification of such filing to:

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The Honorable D. Michael Chappell
Administrative Law Judge
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I also certify that I caused the foregoing document to be served via email to:

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