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17 UNITED STATES DISTRICT COURT  
 18 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 19 SAN FRANCISCO DIVISION

20 FEDERAL TRADE COMMISSION,

21 Plaintiff,

22 v.

23 MICROSOFT CORPORATION and  
 24 ACTIVISION BLIZZARD, INC.,

25 Defendants.

Case No. 3:23-cv-02880-JSC

**DEFENDANTS’ FIRST AMENDED  
 STATEMENT OF WITNESSES AND  
 EVIDENCE FOR JUNE 22, 2023,  
 PURSUANT TO COURT ORDER (ECF NO.  
 170)**

Dept.: Courtroom 8—19th Floor  
 Judge: Honorable Jacqueline S. Corley

Pursuant to the Court's Order Following June 21, 2023 Status Conference (ECF No. 170) ("Order"), Defendants Microsoft Corp. ("Microsoft") and Activision Blizzard, Inc. ("Activision") file this First Amended Statement Of Witnesses And Evidence and write to inform the Court that Defendants will call Matt Booty and Sarah Bond as witnesses on Thursday, June 22, 2023. Defendants understand that Plaintiff Federal Trade Commission ("FTC") intends to call Pete Hines as a witness.

Defendants intend to use the following exhibits with these witnesses:

Witness	Exhibit	Declaration in Support of Sealing the Exhibit <sup>1</sup>	Cross-Reference
Matt Booty	RX5045	N/A	N/A
Sarah Bond	RX1184	ECF No. 150 at 45	N/A
	RX1196	N/A	ECF No. 111, Ex. 70
	RX1211	ECF No. 150 at 47	N/A
	RX1212	N/A	ECF No. 111, Ex. 37
	RX3019	ECF No. 150 at 46	ECF No. 111, Ex. 38
	RX1221 <sup>2</sup>	Amended declaration forthcoming	N/A
RX1222 <sup>3</sup>	Amended declaration forthcoming	N/A	

<sup>1</sup> Defendants do not seek to seal the exhibits that are listed here without citation to a supporting declaration.

<sup>2</sup> Defendants previously cited RX3024 in their Statement Of Witnesses And Evidence For June 22, 2023, Pursuant To Court Order (ECF No. 170), ECF No. 174. RX3024 is a duplicate version of RX1221, cited above. Confidential treatment was previously sought for this document. ECF No. 150 at 47 (citing RX1221).

<sup>3</sup> Defendants previously cited RX3025 in their Statement Of Witnesses And Evidence For June 22, 2023, Pursuant To Court Order (ECF No. 170), ECF No. 174. RX3025 is a duplicate version of RX1222, cited above. Confidential treatment was previously sought for this document. ECF No. 150 at 47 (citing RX1222).

	RX3027	ECF No. 150 at 48	N/A
	RX1245 <sup>4</sup>	Amended declaration forthcoming	N/A
	RX5044	N/A	N/A
Pete Hines	N/A	N/A	N/A

<sup>4</sup> Defendants previously cited RX3028 in their Statement Of Witnesses And Evidence For June 22, 2023, Pursuant To Court Order (ECF No. 170), ECF No. 174. RX3028 is a duplicate version of RX1245, cited above. Confidential treatment was previously sought for this document. ECF No. 150 at 50 (citing RX1245).

1 Dated: June 22, 2023

Respectfully submitted,

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