IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ALCATEL USA RESOURCES, INC. a Delaware Corporation, and ALCATEL INTERNETWORKING, INC., a California Corporation,	)	
Plaintiffs,	)	Civil Action No. 05-418-SLR
v.	)	(JURY TRIAL DEMANDED)
FOUNDRY NETWORKS, INC., a Delaware Corporation,	)	
Defendant.	)	

FOUNDRY NETWORKS, INC.'S NOTICE OF DEPOSITION OF JOHN M. MAY

PLEASE TAKE NOTICE that, pursuant to Rule 45 of the Federal Rules of Civil Procedure, defendant and counterclaimant Foundry Networks Inc. will take the deposition of John M. May, Fulbright and Jaworski LLP, 865 S. Figueroa Street, 29th Floor, Los Angeles, CA 90017 c/o Niro, Scavone, Haller & Niro. The deposition will be taken at the offices of Orrick, Herrington & Sutcliffe, LLP located at 777 South Figueroa Street, Suite 3200, Los Angeles, CA 90017-5855, commencing at 9:00 a.m. on October 2, 2006.

The deposition will be taken upon oral examination before an officer authorized by law to administer oaths, and will continue from day to day thereafter, excluding weekends and holidays, until it is completed. The deposition will be recorded stenographically, by video, and electronically, using LiveNote.

OF COUNSEL:

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(As to Count I of the Amended Complaint)

Dated: September 18, 2006
750935

POTTER ANDERSON & CORROON LLP

By: /s/ Philip A Rovner

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Attorneys for Defendant
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CERTIFICATE OF SERVICE

I, Philip A. Rovner, hereby certify that on September 18, 2006, the within document was filed with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following; that the document was served on the following counsel as indicated; and that the document is available for viewing and downloading from CM/ECF.

BY HAND DELIVERY AND E-MAIL

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I hereby certify that on September 18, 2006 I have sent by E-mail foregoing document to the following non-registered participants:

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/s/ Philip A. Rovner

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