

If you purchased an ATI graphics card, you may be entitled to benefits under a proposed class action settlement.

- You may be affected by a proposed settlement of a class action lawsuit if you purchased an ATI graphics card (that means a card built by or for ATI, not by or for another company such as Asus, Diamond, Gigabyte, Palit, Sapphire, or VisionTek) from one of the following series: Radeon® 9550; Radeon® 9800; Radeon® x700; Radeon® x800; Radeon® x850; Radeon® x1300; Radeon® x1600; Radeon® x1800; Radeon® x1900; All-in-Wonder® 9800; All-in-Wonder® 2006; All-in-Wonder® x600; All-in-Wonder® x800; All-in-Wonder® x1800; All-in-Wonder® x1900; or any FireGL® or FireMV® series of graphics cards.
- You are a potential settlement class member if, while residing in the United States, you purchased for your own personal use and not for resale a graphics card from one of the series listed above. You must have made your purchase during the period from January 1, 2003 to March 31, 2006.
- Depending on the number of authorized claims, you may be eligible to receive a new ATI graphics card. If 55,500 or fewer authorized claims are submitted, each authorized claimant will receive one Radeon® 4650 512MB PCI express graphics card for each authorized claim he or she submits. If greater than 55,500, but less than 71,501, authorized claims are submitted, each authorized claimant will receive one Radeon® 2400 256MB PCI express graphics card for each authorized claim he or she submits. If greater than 71,500 authorized claims are submitted, each authorized claimant will receive a cash payment in the amount of his or her pro rata share of three million dollars (\$3,000,000). Question 9 contains further information on what you may receive in this settlement.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT:

SUBMIT A CLAIM	The only way to receive anything as part of this settlement.
OPT OUT	If you select this option, you will not be allowed to participate in the settlement. You may be allowed to sue ATI at some later date about the legal claims in this case.
OBJECT	Write to the Court or ask to speak in Court about why you don't like the settlement.
DO NOTHING	If you do nothing, you will still be bound by the terms of the proposed settlement. Unless you submit a claim by the claim deadline, however, you will not receive a new ATI graphics card or cash.

- This Notice – which the Court authorized – more fully explains your rights and options and the deadlines to exercise them. You also may obtain more information on the proposed settlement and a copy of the Settlement Agreement by calling 1-888-309-9567 or going to www.ATIClassAction.com.

Please read this entire Notice completely as it affects your legal rights.

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BASIC INFORMATION

1. Why did I get this Notice package?

You may be a United States resident who purchased for your own use and not for resale during the period from January 1, 2003 to March 31, 2006 an ATI graphics card (that means a card built by or for ATI, not by or for another company such as Asus, Diamond, Gigabyte, Palit, Sapphire, or VisionTek) from one of the following series: Radeon® 9550; Radeon® 9800; Radeon® x700; Radeon® x800; Radeon® x850; Radeon® x1300; Radeon® x1600; Radeon® x1800; Radeon® x1900; All-in-Wonder® 9800; All-in-Wonder® 2006; All-in-Wonder® x600; All-in-Wonder® x800; All-in-Wonder® x1800; All-in-Wonder® x1900; or any FireGL® or FireMV® series of graphics cards.

The Court in charge of this case is the United States District Court for the Northern District of California, and the case is known as *In re ATI Tech. HDCP Litigation*, Case No. 5:06-CV-01303-JW. The people who sued are called Plaintiffs, and the companies they sued, ATI Technologies, Inc. (now known as ATI Technologies ULC), ATI Technologies Systems Corp., ATI Research Silicon Valley Inc., and ATI Research, Inc. are called the Defendants. Plaintiffs claim that the graphics cards listed above were marketed as “HDCP ready,” “HDCP compliant,” or “HDCP capable,” or otherwise conforming to High-bandwidth Digital Content Protection (“HDCP”) specifications for the transmission of HDCP content.

The Court ordered this Notice to be sent to you because you have a right to know about a proposed settlement of a class action lawsuit, and about your options, before the Court decides whether to approve the proposed settlement. If the Court approves the proposed settlement, you may be eligible to receive a new ATI graphics card. This package explains the lawsuit, the proposed settlement, your legal rights, what benefits are available, who is eligible to receive them, and how to get them.

2. What is this lawsuit about?

The Plaintiffs in the lawsuit claim that ATI advertised or marketed the graphics cards listed above as being “HDCP ready,” “HDCP compliant,” or “HDCP capable,” or otherwise conforming to specifications for transmission of HDCP content, an attribute they claim the cards did not or could not have possessed. Defendants deny the allegations and have asserted many defenses. The Court has not made any findings on this issue, and the settlement is not an admission of wrongdoing by any party.

3. Why is this a class action?

In a class action, one or more people called class representatives sue on behalf of a larger number of people who they believe have similar claims. Each person who is part of a class is called a class member. A single court resolves the issues for all class members at the same time.

4. Why is there a settlement?

The parties agreed to the proposed settlement to avoid the cost and risk of continued litigation. The class representatives and their attorneys think the settlement is in the best interests of the class members.

WHO IS IN THE SETTLEMENT

To see if you are eligible to participate in this settlement, you first have to determine whether you are a class member.

5. How do I know if I am a class member?

You are a class member if, while residing in the United States, you purchased for your own personal use and not for resale an ATI graphics card (that means a card built by or for ATI, not by or for another company such as Asus, Diamond, Gigabyte, Palit, Sapphire, or VisionTek) from one of the following series: Radeon® 9550; Radeon® 9800; Radeon® x700; Radeon® x800; Radeon® x850; Radeon® x1300; Radeon® x1600; Radeon® x1800; Radeon® x1900; All-in-Wonder® 9800; All-in-Wonder® 2006; All-in-Wonder® x600; All-in-Wonder® x800; All-in-Wonder® x1800; All-in-Wonder® x1900; or any FireGL® or FireMV® series of graphics cards. You must have made your purchase during the period from January 1, 2003 to March 31, 2006.

6. Are there exceptions to being included?

The proposed settlement class does *not* include any of the Defendants; any of their officers, directors, or employees; any federal, state, or local government entity; or any judge, justice or judicial officer presiding over this matter and the members of their immediate families and judicial staffs. So, in other words, you are *not* a class member if you are a current employee of Advanced Micro Devices, Inc. (“AMD”) or ATI Technologies ULC.

7. I'm still not sure if I am included.

If you are still not sure whether you are included in the proposed settlement, you can call the toll free settlement telephone number at 1-888-309-9567 or visit the settlement website at www.ATIClassAction.com for more information.

THE SETTLEMENT BENEFITS—WHAT YOU GET

8. What does the settlement provide?

If 55,500 or fewer authorized claims are submitted, each authorized claimant will receive one Radeon® 4650 512MB PCI express graphics card for each authorized claim they submit. If greater than 55,500, but less than 71,501, authorized claims are submitted, each authorized claimant will receive one Radeon® 2400 256MB PCI express graphics card for each authorized claim he or she submits.

9. What happens if there are more than 71,500 authorized claims?

If greater than 71,500 authorized claims are submitted, each authorized claimant will receive a cash payment in the amount of his or her pro rata share of three million dollars (\$3,000,000). For example, if the total number of authorized claims is 71,501, each authorized claimant will receive a check in the amount of forty-one dollars and ninety-five cents (\$41.95) for each authorized claim he or she submits. The amount of any potential cash payment thus will vary depending on the number of authorized claims.

HOW YOU GET A NEW ATI GRAPHICS CARD OR CASH PAYMENT—SUBMITTING A CLAIM

10. How do I submit a claim?

A Claim Form, including instructions on how to submit a claim, is included in the package with this Notice. You also can get a Claim Form on the internet at www.ATIClassAction.com or by calling 1-888-309-9567.

You must read the instructions carefully, answer the questions and fill out the form as directed in the instructions, include all the documents the form asks for, and sign the Claim Form under penalty of perjury. You must mail the Claim Form postmarked on or before **November 9, 2009**. **If you fail to mail your Claim Form by the required date, your claim will be rejected, and you will be deemed to have waived all rights to receive any benefits under this settlement.**

Follow all the instructions on the Claim Form.

11. When would I get my new ATI graphics card or cash payment?

The Court will hold a Settlement Hearing on August 31, 2009 at 9:00 a.m., to decide whether to approve the settlement. If the Court approves the settlement, there may be appeals. The appeal process can take time, perhaps more than a year. Please be patient. You should receive your award within 150 days after the resolution of any appeals, or within 150 days after the Court approves the settlement if there are no appeals.

12. What am I giving up to participate in the proposed settlement?

If you remain in the class, you will be eligible to participate in the settlement and receive either a new ATI graphics card or cash as discussed in this Notice. If you remain in the class, that also means that you can't sue or be part of any other lawsuit against ATI about the legal issues in this case. It also means that all of the Court's orders will apply to you and legally bind you and you will be deemed to release Defendants and certain other persons and entities from any future claims concerning the issues in this lawsuit.

EXCLUDING YOURSELF FROM THE SETTLEMENT

If you don't want to be included in the proposed settlement, but you want to keep the right to sue Defendants on your own about the legal issues in this case, then you must take affirmative steps to exclude yourself from the settlement class. This is sometimes referred to as opting out of the settlement class.

13. How do I opt out of the settlement class?

To opt out from the proposed settlement, you must send a letter by either (a) hand delivery; (b) registered or certified mail, return-receipt requested, postage pre-paid; (c) federal express or similar overnight courier; or (d) First-Class Mail, postage pre-paid saying that you want to be excluded from *In re ATI Tech. HDCP Litigation*, Case No. 5:06-CV-01303-JW. Be sure to include your name, address, telephone number, and your signature. Your request to be excluded from the settlement must be postmarked no later than **August 10, 2009**. Please mail your letter to:

Scott A. Kamber
KAMBEREDELSON, LLC
11 Broadway, 22nd Floor
New York, NY 10004

David C. Parisi
Parisi & Havens LLP
15233 Valleyheart Drive
Sherman Oaks, CA 91403

You can't exclude yourself by phone. If you ask to be excluded, you will not participate in the settlement and cannot object to its terms. You also will not be legally bound by anything that happens in this lawsuit.

14. If I remain in the case, can I still sue ATI for the same thing?

No. If you remain in the case, you will give up any right to sue ATI for the claims that this settlement resolves. You must exclude yourself from the settlement class to pursue your own lawsuit. Remember, your exclusion must be postmarked on or before **August 10, 2009**.

15. If I opt out from the settlement, can I still get a new ATI graphics card?

No. If you opt out from this settlement, please do not send in a Claim Form as you will not be eligible to participate in the settlement of this dispute.

THE LAWYERS REPRESENTING YOU

16. Do I have a lawyer in the case?

The class is represented in this case by Scott A. Kamber and Michael J. Aschenbrenner of KamberEdelson, LLC; and David C. Parisi and Suzanne Havens Beckman of Parisi & Havens LLP. These lawyers are called class counsel. You will not be charged for these lawyers. If you want to be represented by your own lawyer, you may hire one at your own expense.

17. How will the lawyers be paid?

Class counsel will ask the Court to award attorneys' fees and expenses in an amount not to exceed \$3,500,000. These amounts will come from the amounts that ATI has agreed to pay to resolve this dispute. Please see the Settlement Agreement for further information on any attorneys' fees or expense award that may be sought by class counsel.

OBJECTING TO THE SETTLEMENT

You can tell the Court that you don't agree with the settlement or some part of it.

18. How do I tell the Court that I don't like the settlement?

If you are a class member, you can object to the proposed settlement if you don't like any part of it. You can give reasons why you think the Court should not approve it. The Court will consider your views. To object, you must send a letter saying that you object to *In re ATI Tech. HDCP Litigation*, Case No. 5:06-CV-01303-JW. Be sure to include your name, address, telephone number, your signature, and the reasons you object to the settlement. The objection and any supporting papers must be mailed to and *actually received by* all of the following addressees no later than **August 10, 2009**.

COURT	CLASS COUNSEL	DEFENSE COUNSEL
Clerk of the Court United States District Court Northern District of California San Jose Division 280 South 1st Street San Jose, CA 95113	Scott A. Kamber KAMBEREDELSON, LLC 11 Broadway, 22nd Floor New York, NY 10004 and David C. Parisi Parisi & Havens LLP 15233 Valleyheart Drive Sherman Oaks, CA 91403	Margaret M. Zwisler Latham & Watkins LLP 555 Eleventh Street, N.W. Suite 1000 Washington, D.C. 20004 and Charles H. Samel Latham & Watkins LLP 355 South Grand Avenue Los Angeles, CA 90071

19. What's the difference between objecting to the proposed settlement and opting out?

Objecting to the proposed settlement is simply telling the Court that you don't like something about the settlement. You can object only if you remain in the class. Opting out is telling the Court that you don't want to be part of the settlement class. If you exclude yourself, you have no basis to object because the case no longer affects you.

THE SETTLEMENT HEARING

The Court will hold a hearing to decide whether to approve the settlement. You may attend and you may ask to speak, but you don't have to.

20. When will the Court decide whether to approve the proposed settlement?

The Court will hold a Settlement Hearing at 9:00 a.m. on August 31, 2009 at the United States District Court for the Northern District of California, San Jose Division, in Courtroom 8 (4th Floor) located at 280 South 1st Street, San Jose, CA 95113. At this hearing the Court will consider whether the settlement, including the proposed distribution plan is fair, reasonable, and adequate. If there are objections, the Court will consider them. The Court will listen to people who have asked to speak at the hearing. The Court may also consider how much to pay to class counsel. After the hearing, the Court will decide whether to approve the proposed settlement. We do not know how long these decisions will take.

21. Do I have to come to the hearing?

No. Class counsel will answer any questions that the Court may have about the proposed settlement. You are welcome to come to the hearing at your own expense. If you send an objection, you don't have to come to Court to talk about it. As long as your written objection was received on time, the Court will consider it. You may also pay your own lawyer to attend, but it's not necessary. Finally, you may seek to intervene in the action, but you need not do so.

22. May I speak at the hearing?

You may ask the Court for permission to speak at the Settlement Hearing. To do so, you must send a letter saying that it is your "Notice of Intention to Appear" in "*In re ATI Tech. HDCP Litigation*, Case No. 5:06-CV-01303-JW." Be sure to include your name, address, telephone number, and your signature. Your Notice of Intention to Appear must be received by all of the individuals listed in question 18 above, no later than **August 10, 2009**. You cannot speak at the hearing if you have opted out of the settlement class.

IF YOU DO NOTHING

23. What happens if I do nothing at all?

If you do nothing, you will not receive a new ATI graphics card or money from this proposed settlement. But, unless you opt out, you won't be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against ATI about the legal issues in this case.

GETTING MORE INFORMATION

24. Are there more details about the proposed settlement?

This Notice summarizes the proposed settlement. More details are contained in the Settlement Agreement. Copies of the Settlement Agreement and the pleadings and other documents relating to the case are on file at the United States District Court for the Northern District of California, San Jose Division, and may be examined and copied at any time during regular office hours at the Office of the Clerk, 280 South 1st Street, San Jose, CA 95113. You may also obtain a copy of the Settlement Agreement from the settlement website at www.ATIClassAction.com.

25. How do I get more information?

To obtain more information on the proposed settlement, you also can call the toll free settlement number at 1-888-309-9567 or visit the settlement website at www.ATIClassAction.com. You may also write to Scott A. Kamber, KamberEdelson, LLC, 11 Broadway, 22nd Floor, New York, NY 10004 or David C. Parisi, Parisi & Havens LLP, 15233 Valleyheart Drive, Sherman Oaks, CA 91403.

Questions about the proposed settlement should not be directed to the Court or its staff.