



## YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT

<b>SUBMIT A CLAIM FORM</b>	The only way to receive a payment.
<b>EXCLUDE YOURSELF</b>	Receive no payment. This is the only option that allows you to participate in another lawsuit against the Defendants relating to the legal claims in this case.
<b>OBJECT</b>	You may write to the Court if you do not like this settlement.
<b>GO TO A HEARING</b>	You may ask to speak in Court about the fairness of the settlement.
<b>DO NOTHING</b>	Receive no payment and be deemed to have released all Released Claims.

- These rights and options — **and the deadlines to exercise them** — are explained in this Notice.
- The Court in charge of this case must decide whether to approve the settlement.
- Payments will be made if the Court approves the settlement and, if there are any appeals, after appeals are resolved. Please be patient.

## BASIC INFORMATION

### 1. Why Did I Get This Notice Package?

You or someone in your family may have purchased shares of Micron securities between February 24, 2001 and September 18, 2002, inclusive.

The Court approved sending you this Notice because you have a right to know about a proposed settlement of a class action lawsuit, and about all of your options, before the Court decides whether to approve the settlement. If the Court approves it and after any objections or appeals are resolved, the Claims Administrator appointed by the Court will make the payments that the settlement allows.

This package explains the lawsuit, the settlement, your legal rights, what benefits are available, who is eligible for them, and how to get them.

The Court in charge of the case is the United States District Court for the District of Idaho, and the case is known as *In re Micron Technology, Inc. Securities Litigation*, Master File No. 1:06-cv-00085-S-WFD. The persons who sued are called the Lead Plaintiffs, and the company and the individuals they sued, Micron, Michael W. Sadler, Steven R. Appleton, and Wilbur G. Stover, Jr., are called the Defendants.

### 2. What Is This Lawsuit About?

This case was brought as a class action alleging that the Defendants participated in a price-fixing conspiracy to achieve higher Dynamic Random Access Memory (“DRAM”) prices than could be achieved through honest competition. Because DRAM is Micron’s only significant product, Micron’s stock price responds to changes in DRAM prices. As a result, the artificial inflation of DRAM prices due to the price-fixing conspiracy resulted in the artificial inflation of Micron’s stock price. Lead Plaintiffs assert that the artificial inflation of the price of Micron stock violated the federal securities laws, causing damage to Members of the Class. Defendants deny the allegations asserted by Lead Plaintiffs in the Litigation.

### 3. Why Is This a Class Action?

In a class action, one or more people called class representatives (in this case, the Court-appointed Lead Plaintiffs, International Union of Operating Engineers, Local 132 Pension Plan, and Chemical Valley Pension Fund of West Virginia) sue on behalf of people who have similar claims. Here, all these people are called a Class or Class Members. One court resolves the issues for all Class Members, except for those who exclude themselves from the Class. Chief Judge William F. Downes is in charge of this class action.

### 4. Why Is There a Settlement?

Rather than continue to litigate, both sides agreed to a settlement. That way, they avoid the cost of trial and eligible Class Members who make a valid claim will get compensation. The Lead Plaintiffs and their attorneys think the settlement is best for all Class Members.

## WHO IS IN THE SETTLEMENT

To see if you will get money from this settlement, you first have to determine if you are a Class Member.

### 5. How Do I Know if I Am Part of the Settlement?

The Class includes **all persons who purchased Micron’s publicly-traded securities on the open market between February 24, 2001 and September 18, 2002, inclusive, except those persons and entities that are excluded, as described below.**

## 6. What Are The Exceptions to Being Included?

You are not a Class Member if you are a Defendant or a director or officer of Micron, a Micron employee who participated in or had knowledge of the DRAM price-fixing conspiracy, or their families and affiliates. If you validly and timely request exclusion from the Class pursuant to this Notice, you are also excluded from the Class.

If you sold or held Micron securities between February 24, 2001 and September 18, 2002, inclusive, that alone does not make you a Class Member. You are a Class Member only if you purchased Micron securities on the open market between February 24, 2001 and September 18, 2002, inclusive.

## 7. I'm Still Not Sure if I Am Included.

If you are still not sure whether you are included, you can ask for free help. You can call Rick Nelson at 619/231-1058 for more information. Or you can fill out and return the claim form described in Question 10 and included with this Notice, to see if you qualify.

## THE SETTLEMENT BENEFITS — WHAT YOU GET

### 8. What Does the Settlement Provide?

Defendants have agreed to pay \$42 million in cash to be divided among eligible Class Members who send in valid claim forms, after payment of Court-approved attorneys' fees and expenses, and the costs of claims administration, including the costs of printing and mailing this Notice and the cost of publishing newspaper notice (the "Net Settlement Fund").

### 9. How Much Will My Payment Be?

Your share of the fund will depend on the number of valid claim forms that Class Members send in and how many shares of securities you purchased during the relevant period and when you bought and sold them. The allocation below is based on the following inflation per share amounts for Class Period common stock purchases and sales as well as the statutory PSLRA 90-day look-back amount of \$14.20.

Inflation Period	Inflation per Share
February 24, 2001 – June 18, 2002	\$3.61
June 19, 2002	\$1.75
June 20, 2002 – September 18, 2002	\$0.73

A claim will be calculated as follows:

### COMMON STOCK

(a) For shares of Micron common stock ***purchased on or between February 24, 2001 and June 18, 2002***, the recovery per share shall be as follows:

(i) If sold on or before June 18, 2002, the damage per share is \$0.

(ii) If sold on or between June 19, 2002 and September 18, 2002, the recovery per share shall be the lesser of (i) the inflation per share at the time of purchase less the inflation per share at the time of sale; or (ii) the difference between the purchase price and the selling price.

(iii) If held at the close of trading on September 18, 2002, and sold on or before December 19, 2002, the recovery per share shall be the least of (i) the inflation per share at the time of purchase; (ii) the difference between the purchase price and the selling price; or (iii) the difference between the purchase price per share and the average closing price per share up to the date of sale as set forth in the table below.

(iv) If retained, or sold, on or after December 20, 2002, the recovery per share shall be the lesser of (i) the inflation per share at the time of purchase; or (ii) the difference between the purchase price per share and \$14.20 per share.

(b) For shares of Micron common stock ***purchased on or between June 19, 2002 and September 18, 2002***, the recovery per share shall be as follows:

(i) If sold on or between June 19, 2002 and September 18, 2002, the recovery per share shall be the lesser of (i) the inflation per share at the time of purchase less the inflation per share at the time of sale; or (ii) the difference between the purchase price and the selling price.

(ii) If held at the close of trading on September 18, 2002, and sold on or before December 19, 2002, the recovery per share shall be the least of (i) the inflation per share at the time of purchase; (ii) the difference between the purchase price and the selling price; or (iii) the difference between the purchase price per share and the average closing price per share up to the date of sale as set forth in the table below.

(iii) If retained, or sold on or after December 20, 2002, the recovery per share shall be the lesser of (i) the inflation per share at the time of purchase; or (ii) the difference between the purchase price per share and \$14.20 per share.

### Inflation Table

<b>Date</b>	<b>Closing Price</b>	<b>Average Closing Price</b>
19-Sep-02	\$15.28	\$15.28
20-Sep-02	\$13.87	\$14.58
23-Sep-02	\$12.76	\$13.97
24-Sep-02	\$12.95	\$13.72
25-Sep-02	\$13.39	\$13.65
26-Sep-02	\$12.55	\$13.47
27-Sep-02	\$12.74	\$13.36
30-Sep-02	\$12.37	\$13.24
1-Oct-02	\$13.00	\$13.21
2-Oct-02	\$13.63	\$13.25
3-Oct-02	\$12.44	\$13.18
4-Oct-02	\$11.92	\$13.08
7-Oct-02	\$11.75	\$12.97
8-Oct-02	\$11.78	\$12.89
9-Oct-02	\$12.14	\$12.84
10-Oct-02	\$12.50	\$12.82
11-Oct-02	\$13.67	\$12.87
14-Oct-02	\$13.47	\$12.90
15-Oct-02	\$14.55	\$12.99
16-Oct-02	\$12.44	\$12.96
17-Oct-02	\$13.32	\$12.98
18-Oct-02	\$14.00	\$13.02
21-Oct-02	\$14.88	\$13.10
22-Oct-02	\$14.45	\$13.16
23-Oct-02	\$15.68	\$13.26
24-Oct-02	\$16.00	\$13.37
25-Oct-02	\$17.30	\$13.51
28-Oct-02	\$16.85	\$13.63
29-Oct-02	\$16.09	\$13.72
30-Oct-02	\$15.74	\$13.78
31-Oct-02	\$16.00	\$13.86
1-Nov-02	\$16.80	\$13.95
4-Nov-02	\$17.35	\$14.05
5-Nov-02	\$16.99	\$14.14
6-Nov-02	\$17.80	\$14.24
7-Nov-02	\$16.52	\$14.30
8-Nov-02	\$15.57	\$14.34
11-Nov-02	\$14.09	\$14.33
12-Nov-02	\$13.83	\$14.32
13-Nov-02	\$13.07	\$14.29
14-Nov-02	\$14.19	\$14.29
15-Nov-02	\$13.87	\$14.28
18-Nov-02	\$14.07	\$14.27
19-Nov-02	\$13.73	\$14.26
20-Nov-02	\$14.59	\$14.27
21-Nov-02	\$15.68	\$14.30
22-Nov-02	\$16.02	\$14.33
25-Nov-02	\$16.49	\$14.38
26-Nov-02	\$15.55	\$14.40
27-Nov-02	\$16.11	\$14.44

<b>Date</b>	<b>Closing Price</b>	<b>Average Closing Price</b>
29-Nov-02	\$15.81	\$14.46
2-Dec-02	\$15.74	\$14.49
3-Dec-02	\$14.60	\$14.49
4-Dec-02	\$13.95	\$14.48
5-Dec-02	\$13.72	\$14.47
6-Dec-02	\$13.34	\$14.45
9-Dec-02	\$12.88	\$14.42
10-Dec-02	\$13.86	\$14.41
11-Dec-02	\$13.67	\$14.40
12-Dec-02	\$13.57	\$14.38
13-Dec-02	\$12.99	\$14.36
16-Dec-02	\$13.49	\$14.35
17-Dec-02	\$13.28	\$14.33
18-Dec-02	\$10.22	\$14.26
19-Dec-02	\$10.19	\$14.20

### **CALL OPTIONS**

(a) For call options on Micron common stock ***purchased on February 24, 2001 through September 18, 2002***, and

(i) held at the close of trading on June 17, 2002, June 18, 2002, and/or September 18, 2002, the claim per call option is the difference between the price paid for the call option less the proceeds received upon the settlement of the call option contract;

(ii) not held at the close of trading on June 17, 2002, June 18, 2002, and/or September 18, 2002, the claim per call option is \$0.

(b) For call options on Micron common stock ***written on February 24, 2001 through September 18, 2002***, the claim per call option is \$0.

### **PUT OPTIONS**

(a) For put options on Micron common stock ***written on February 24, 2001 through September 18, 2002***, and

(i) held at the close of trading on June 17, 2002, June 18, 2002, and/or September 18, 2002, the claim per put option is the difference between the price paid upon settlement of the put option contract less the initial proceeds received upon the sale of the put option contract;

(ii) not held at the close of trading on June 17, 2002, June 18, 2002, and/or September 18, 2002, the claim per put option is \$0.

(b) For put options on Micron common stock ***purchased on February 24, 2001 through September 18, 2002***, the claim per put option is \$0.

Note: In the case the option was exercised for Micron common stock, the amount paid, or proceeds received, upon the settlement of the option contract equals the intrinsic value of the option using Micron common stock's closing price on the date the option was exercised.

Note: The combined recovery for the put/call options shall not exceed 3% of the Net Settlement Fund.

The payment you get will reflect your *pro rata* share of the Net Settlement Fund. Depending on the number of eligible shares that participate in the settlement and when those shares were purchased and sold, the estimated average payment will be approximately \$0.13 for each share before deduction of Court-approved fees and expenses. The number of claimants who send in claims varies widely from case to case. If fewer than anticipated Class Members send in a claim form, you could get more money.

The date of purchase or sale is the "contract" or "trade" date as distinguished from the "settlement" date.

For Class Members who held Micron securities at the beginning of the Class Period or made multiple purchases or sales during the Class Period, the first-in, first-out ("FIFO") method will be applied to such holdings, purchases, and sales for purposes of calculating a claim. Under the FIFO method, sales of shares during the Class Period will be matched, in chronological order, first against shares held at the beginning of the Class Period. The remaining sales of shares during the Class Period will then be matched, in chronological order, against shares purchased during the Class Period.

A Class Member will be eligible to receive a distribution from the Net Settlement Fund only if a Class Member had a net loss. All gains and losses (as calculated under the above plan) will be combined and thereafter netted against each other. In addition, no distributions will be made to a Class Member who would receive a net distribution of less than \$10.00.

## HOW YOU GET A PAYMENT — SUBMITTING A CLAIM FORM

### 10. How Will I Get a Payment?

To qualify for payment, you must be an eligible Class Member and you must send in a claim form. A claim form is enclosed with this Notice. Read the instructions carefully, fill out the form, include all the documents the form asks for, sign it, and mail it in the enclosed envelope postmarked no later than February 28, 2011.

### 11. When Will I Get My Payment?

The Court will hold a hearing on February 2, 2011, to decide whether to approve the settlement. If Judge Downes approves the settlement, there may be appeals. It is always uncertain whether these appeals can be resolved, and resolving them can take time, perhaps several years. Everyone who sends in a claim form will be informed of the determination with respect to their claim. Please be patient.

### 12. What Am I Giving Up to Get a Payment or Stay in the Class?

Unless you exclude yourself, you are staying in the Class, and that means that you cannot sue, continue to sue, or be part of any other lawsuit against the Defendants about the same 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 release your claims in this case against the Defendants. The terms of the release are included in the claim form that is enclosed.

## EXCLUDING YOURSELF FROM THE SETTLEMENT

If you do not want a payment from this settlement, but you want to keep the right to sue or continue to sue the Defendants on your own about the same legal issues in this case, then you must take steps to get out of the Class. This is called excluding yourself or is sometimes referred to as opting out of the Class.

### 13. How Do I Get Out of the Class?

To exclude yourself from the Class, you must send a letter by mail stating that you want to be excluded from *In re Micron Technology, Inc. Securities Litigation*, Master File No. 1:06-cv-00085-S-WFD. You must include your name, address, telephone number, your signature, and the number of shares of Micron securities you purchased between February 24, 2001 and September 18, 2002, inclusive, the number of shares sold during this time period, if any, and the dates of such purchases and sales. You must mail your exclusion request postmarked no later than January 19, 2011 to:

*Micron Securities Litigation*  
Claims Administrator  
c/o Gilardi & Co. LLC  
P.O. Box 8040  
San Rafael, CA 94912-8040

You **cannot** exclude yourself on the phone or by e-mail. If you ask to be excluded, you are not eligible to get any settlement payment, and you cannot object to the settlement. You will not be legally bound by anything that happens in this lawsuit.

### 14. If I Do Not Exclude Myself, Can I Sue the Defendants for the Same Thing Later?

No. Unless you exclude yourself, you give up any right to sue the Defendants for the claims resolved by this settlement. If you have a pending lawsuit against any of the Defendants, speak to your lawyer in that case immediately. Remember, the exclusion deadline is January 19, 2011.

### 15. If I Exclude Myself, Can I Get Money from This Settlement?

No. If you exclude yourself, do not send in a claim form. But, you may sue, continue to sue, or be part of a different lawsuit against the Defendants.

## THE LAWYERS REPRESENTING YOU

### 16. Do I Have a Lawyer in This Case?

The Court asked the law firm of Robbins Geller Rudman & Dowd LLP to represent you and other Class Members.

These lawyers are called Lead Counsel. You will not be charged directly 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?

Lead Counsel will ask the Court for attorneys' fees of 25% of the Settlement Fund (an average of \$0.033 per share of common stock) and for expenses up to \$1,400,000 (\$0.004 per share of common stock), which were advanced in connection with the Litigation. Such sums as may be approved by the Court will be paid from the Settlement Fund. Class Members are not personally liable for any such fees or expenses.

The attorneys' fees and expenses requested will be the only payment to Lead Counsel for their efforts in achieving this settlement and for their risk in undertaking this representation on a wholly contingent basis. To date, Lead Counsel have not

been paid for their services for conducting this Litigation on behalf of the Lead Plaintiffs and the Class or for their substantial out-of-pocket expenses. The fee requested will compensate Lead Counsel for their work in achieving the Settlement Fund and is well within the range of fees awarded to class counsel under similar circumstances in other cases of this type.

### **OBJECTING TO THE SETTLEMENT**

You can tell the Court that you do not agree with the settlement or some part of it.

#### **18. How Do I Tell the Court that I Do Not Like the Settlement?**

If you are a Class Member, you can object to the settlement if you do not 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 the settlement in *In re Micron Technology, Inc. Securities Litigation*, Master File No. 1:06-cv-00085-S-WFD. Be sure to include your name, address, telephone number, your signature, the number of shares of Micron securities purchased and sold between February 24, 2001 and September 18, 2002, inclusive, and the reasons you object to the settlement. Any objection to the settlement must be mailed or delivered such that it is received by each of the following no later than January 19, 2011:

<i>Court:</i>	<i>Lead Counsel for Lead Plaintiffs:</i>	<i>Counsel for Defendants:</i>
Clerk of the Court UNITED STATES DISTRICT COURT DISTRICT OF IDAHO James A. McClure Federal Building and United States Courthouse 550 West Fort Street, Room 400 Boise, ID 83724	Joy Ann Bull ROBBINS GELLER RUDMAN & DOWD LLP 655 West Broadway, Suite 1900 San Diego, CA 92101	David Lansky WILSON SONSINI GOODRICH & ROSATI, P.C. 650 Page Mill Road Palo Alto, CA 94304

#### **19. What's the Difference Between Objecting and Excluding?**

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

### **THE COURT'S FAIRNESS 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 and Where Will the Court Decide Whether to Approve the Settlement?**

The Court will hold a fairness hearing at 9:30 a.m., on February 2, 2011, at the James A. McClure Federal Building and United States Courthouse, 550 West Fort Street, Boise, Idaho. At this hearing the Court will consider whether the settlement is fair, reasonable, and adequate. If there are objections, the Court will consider them. Judge Downes will listen to people who have asked in a timely manner to speak at the hearing. The Court will also consider how much to pay to Lead Counsel out of the Settlement Fund. The Court may decide these issues at the hearing or take them under consideration. We do not know how long these decisions will take.

#### **21. Do I have to Attend the Hearing?**

No. Lead Counsel will answer questions Judge Downes may have. You are welcome to attend at your own expense. If you send an objection, you do not have to come to Court to talk about it. As long as you mailed your written objection on time, the Court will consider it. You may also pay your own lawyer to attend, but it is not necessary.

#### **22. May I Speak at the Hearing?**

You may ask the Court for permission to speak at the fairness hearing. To do so, you must send a letter saying that it is your intention to appear in *In re Micron Technology, Inc. Securities Litigation*, Master File No. 1:06-cv-00085-S-WFD. Be sure to include your name, address, telephone number, your signature, and the number of shares of Micron securities purchased between February 24, 2001 and September 18, 2002, inclusive. Your notice of intention to appear must be received no later than January 19, 2011, by the Clerk of the Court, Lead Counsel, and Defendants' counsel, at the three addresses listed in Question 18. You cannot speak at the hearing if you exclude yourself from the Class.

### **IF YOU DO NOTHING**

#### **23. What Happens if I Do Nothing at All?**

If you do nothing, you'll get no money from this settlement. But, unless you exclude yourself, you won't be able to start a lawsuit, continue with a lawsuit, or be part of any other lawsuit against the Defendants about the same legal issues in this case.

## GETTING MORE INFORMATION

### 24. Are There More Details About the Settlement?

This Notice summarizes the proposed settlement. More details are in the Stipulation of Settlement dated as of August 24, 2010. You can get a copy of the Stipulation of Settlement by writing to Rick Nelson, c/o Robbins Geller Rudman & Dowd LLP, 655 West Broadway, Suite 1900, San Diego, CA 92101 or from the Clerk's office at the United States District Court for the District of Idaho, James A. McClure Federal Building and United States Courthouse, 550 West Fort Street, Boise, Idaho during regular business hours.

### 25. How Do I Get More Information?

You can call 619/231-1058 or write to Rick Nelson, Shareholder Relations, Robbins Geller Rudman & Dowd LLP, 655 West Broadway, Suite 1900, San Diego, CA 92101, or visit the website at [www.gilardi.com](http://www.gilardi.com).

**PLEASE DO NOT TELEPHONE THE COURT REGARDING THIS NOTICE**

## SPECIAL NOTICE TO NOMINEES

If you held any shares of any Micron securities purchased between February 24, 2001 and September 18, 2002, inclusive, as nominee for a beneficial owner, then, within ten (10) days after you receive this Notice, you must either (1) send a copy of this Notice by First-Class Mail to all such Persons; or (2) provide a list of the names and addresses of such Persons to the Claims Administrator:

*Micron Securities Litigation*  
Claims Administrator  
c/o Gilardi & Co. LLC  
P.O. Box 8040  
San Rafael, CA 94912-8040

If you choose to mail the Notice and Proof of Claim yourself, you may obtain from the Claims Administrator (without cost to you) as many additional copies of these documents as you will need to complete the mailing.

Regardless of whether you choose to complete the mailing yourself or elect to have the mailing performed for you, you may obtain reimbursement for or advancement of reasonable administrative costs actually incurred or expected to be incurred in connection with forwarding the Notice and which would not have been incurred but for the obligation to forward the Notice, upon submission of appropriate documentation to the Claims Administrator.

DATED: November 18, 2010

BY ORDER OF THE COURT  
UNITED STATES DISTRICT COURT  
DISTRICT OF IDAHO