

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

RFCYBER CORP.,

Plaintiff,

v.

GOOGLE LLC,

Defendant.

Civil Action No. 2:20-cv-00274-JRG  
(Lead Case)

**Jury Trial Demanded**

RFCYBER CORP.,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD.,  
and SAMSUNG ELECTRONICS  
AMERICA, INC.

Defendants.

Civil Action No. 2:20-cv-00335-JRG  
(Member Case)

**Jury Trial Demanded**

**GOOGLE'S NOTICE OF INTENT TO SERVE SUBPOENAS  
ON NXP USA, INC.**

**PLEASE TAKE NOTICE** that, pursuant to Rules 30(b)(6) and 45 of the Federal Rules of Civil Procedure, Defendant Google LLC will cause the subpoenas attached hereto as Exhibit 1 to be served on third party NXP USA, Inc. ("NXP").

The document subpoena requires NXP to produce documents on or before July 21, 2021, at the offices of Munger, Tolles & Olson LLP, 350 South Grand Avenue, 50<sup>th</sup> Floor, Los Angeles, California 90071, or at such other time and place as may be mutually agreed upon by counsel.

DATED: July 8, 2021

By: /s/ Heather E. Takahashi  
HEATHER E. TAKAHASHI

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**ATTORNEYS FOR  
DEFENDANT GOOGLE LLC**

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing document was served by email on counsel for all parties on July 8, 2021.

By: /s/ Heather E. Takahashi  
Heather E. Takahashi

# EXHIBIT 1

## UNITED STATES DISTRICT COURT

for the  
Eastern District of Texas

RFCYBER CORP.

*Plaintiff*

v.

GOOGLE LLC

*Defendant*

Civil Action No. 2:20-cv-00274-JRG

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS  
OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTIONTo: NXP USA, INC., 6501 William Cannon Drive West, Austin, TX 78735 USA  
c/o Corporation Service Company, 211 E. 7th Street, Suite 620, Austin, TX 78701-3218 USA*(Name of person to whom this subpoena is directed)*

☒ **Production:** **YOU ARE COMMANDED** to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material:

SEE ATTACHMENT A

Place: Munger, Tolles & Olson LLP  
350 S. Grand Ave., 50th Fl. Los Angeles, CA 90071  
Attn: Heather E. Takahashi

Date and Time:

07/21/2021 5:00 pm

☐ **Inspection of Premises:** **YOU ARE COMMANDED** to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:

Date and Time:

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 07/08/2021

CLERK OF COURT

OR

*Signature of Clerk or Deputy Clerk*

/s/ Heather E. Takahashi

*Attorney's signature*The name, address, e-mail address, and telephone number of the attorney representing *(name of party)*

Defendant GOOGLE LLC, who issues or requests this subpoena, are:

Heather E. Takahashi, 350 S. Grand Ave., 50th Fl., Los Angeles, CA 90071 Heather.takahashi@mto.com 213-638-9531

## Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the

Civil Action No. 2:20-cv-00274-JRG

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

I received this subpoena for *(name of individual and title, if any)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_.

☐ I served the subpoena by delivering a copy to the named person as follows: \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the subpoena unexecuted because: \_\_\_\_\_  
\_\_\_\_\_.

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also  
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of  
\$ \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_ 0.00 \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_  
\_\_\_\_\_ *Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

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