

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

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| <p>RFCYBER CORP.,</p> <p style="text-align:right">Plaintiff,</p> <p>v.</p> <p>GOOGLE LLC,</p> <p style="text-align:right">Defendant.</p> | <p>Civil Action No. 2:20-cv-00274-JRG (Lead Case)</p> <p style="text-align:center"><u>Jury Trial Demanded</u></p> |
| <p>RFCYBER CORP.,</p> <p style="text-align:right">Plaintiff,</p> <p>v.</p> <p>SAMSUNG ELECTRONICS CO., LTD., and SAMSUNG ELECTRONICS AMERICA, INC.</p> <p style="text-align:right">Defendants.</p> | <p>Civil Action No. 2:20-cv-00335-JRG (Member Case)</p> <p style="text-align:center"><u>Jury Trial Demanded</u></p> |

**GOOGLE’S NOTICE OF INTENT TO SERVE SUBPOENAS
ON VISA 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 Visa Inc. (“Visa”).

The document subpoena requires Visa to produce documents on or before July 22, 2021, at the offices of Munger, Tolles & Olson LLP, 350 South Grand Avenue, 50th Floor, Los Angeles, California 90071, or at such other time and place as may be mutually agreed upon by counsel.

The deposition upon oral examination of Visa will occur on August 5, 2021, at 9:30 a.m. at the offices of Munger, Tolles & Olson LLP, 350 South Grand Avenue, 50th Floor, Los Angeles, California 90071, or at such other time and place as may be mutually agreed to by Google and Visa. The deposition will be taken before a court reporter or other person authorized by law to administer oaths, and it will be recorded by video, audio, and/or stenographic means. You are invited to attend the deposition.

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 ACTION

To: Attn: Registered Agent for Visa Inc., 1209 Orange St. Wilmington, DE 19801

(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 SCHEDULE A.

| | |
|--|---|
| Place: Munger, Tolles & Olson LLP 350 S. Grand Ave., 50th Fl. Los Angeles, CA 90071 Attn: Heather E. Takahashi | Date and Time: 07/22/2021 10:00 am |
|--|---|

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

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