

CONFIDENTIAL - FILED UNDER SEAL

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

AGIS SOFTWARE DEVELOPMENT LLC,

Plaintiff,

v.

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

Defendant.

CIVIL ACTION NO. 2:22-cv-263-JRG
(LEAD CASE)

JURY TRIAL DEMANDED

**DECLARATION OF BYEONG CHUL NAM IN
SUPPORT OF SAMSUNG'S MOTION TO TRANSFER VENUE**

I, Byeong Chul Nam, hereby declare as follows:

1. I am over 18 years of age and competent to make this declaration. If called to testify as a witness in this matter, I could and would testify truthfully to each of the statements in this declaration.
2. I am employed as a Principal Engineer at Samsung Electronics Co., Ltd. ("SEC") in Gumi-si, Republic of Korea. I have been employed by SEC since 2006.
3. I understand that AGIS Software Development LLC ("AGIS") filed on July 14, 2022, the above captioned patent infringement lawsuit against Samsung Electronics Co., Ltd. ("SEC") and Samsung Electronics America, Inc. ("SEA") (collectively, "Samsung") in the United States District Court for the Eastern District of Texas ("EDTX"). I provide this declaration in support of Samsung's Motion to Sever Claims Related to Find My Device and Transfer Them to the Northern District of California ("NDCA"). Unless otherwise indicated

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below, the statements in this declaration are based on my personal knowledge, my review of corporate records maintained by Samsung in the ordinary course of business, and/or my discussions with Samsung employees.

4. SEC is a Korean corporation with a principal place of business in Suwon, Republic of Korea. SEC manufactures a wide range of consumer and enterprise electronic equipment and products such as semiconductors, personal computers, peripherals, monitors, televisions, home appliances, smartphones, tablets, and smart watches.

5. SEC researches, designs, develops, and manufactures Samsung phones and tablets.

6. SEC employees responsible for managing the supply and commercial relationship with Google with respect to the Android Operating System and the accused Google Find My Device application are located in Korea.

7. SEC does not research, design, or develop the accused Google Find My Device application. This application is created and supplied to SEC by Google.

8. SEC does not have any employees (in the EDTX or elsewhere) who research, design, develop, or have access to any of Google's proprietary documentation or proprietary source code for the accused Google Find My Device application.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge. Executed in Gumi-si, Republic of Korea on July 21, 2023.

