

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

DEMARAY LLC,

Plaintiff

v.

INTEL CORPORATION,

Defendant.

Case No. 6:20-cv-00634-ADA

JURY TRIAL DEMANDED

PUBLIC VERSION

DEMARAY LLC,

Plaintiff

v.

**SAMSUNG ELECTRONICS CO., LTD (A
KOREAN COMPANY), SAMSUNG
ELECTRONICS AMERICA, INC.,
SAMSUNG SEMICONDUCTOR, INC.,
and SAMSUNG AUSTIN
SEMICONDUCTOR, LLC,**

Defendants.

Case No. 6:20-cv-00636-ADA

JURY TRIAL DEMANDED

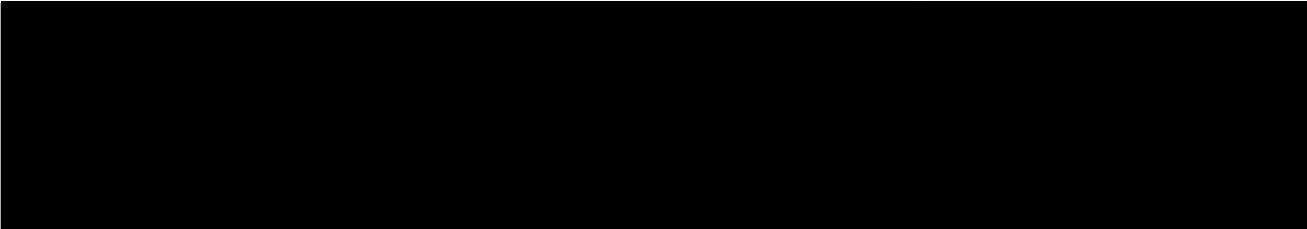
PUBLIC VERSION

**DECLARATION OF BRIAN MARCUCCI IN SUPPORT OF PLAINTIFF DEMARAY
LLC'S OPPOSITIONS TO INTEL'S AND SAMSUNG'S MOTION TO TRANSFER
VENUE**

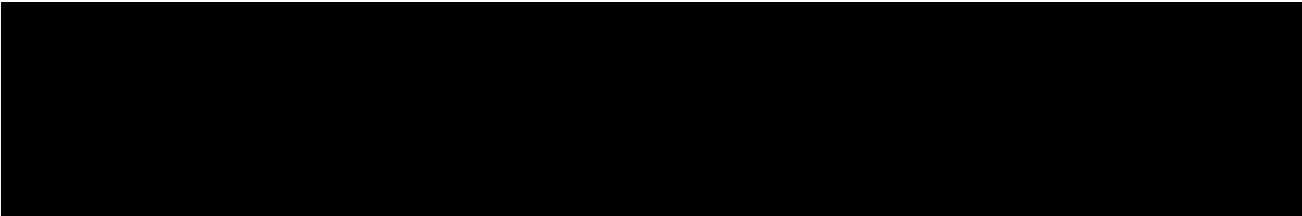
DECLARATION OF BRIAN MARCUCCI

I, Brian Marcucci, declare as follows:

1. I am President of Prncipl Advisors, a consulting company working with Demaray LLC (“Demaray”). I submit this declaration in support of Demaray’s Oppositions to Intel’s and Samsung’s Motion to Transfer Venue. I have personal knowledge of the matters set forth in this declaration and, if called as a witness, could testify to its contents.



3. Before Prncipl Advisors, I have held various roles at companies associated with the semiconductor industry including Allied Inventors LLC, Intermolecular Inc., IPValue Management, Inc., Future Link Systems, LLC, Tessera, Inc., and Amkor Technology Inc. I have worked in and around the semiconductor industry for decades. Through my current and prior roles, I have extensive experience with intellectual property licensing and corporate development.



5. I am one of the principal persons working with Demaray in its various endeavors and have personal knowledge regarding those matters, including the persons and the documents related thereto.

6. During my work with Demaray, we discovered that Intel and Samsung were using the patented technology in the Demaray patents at issue, without authorization, to manufacture thin films in electronic devices. Intel and Samsung semiconductor products consist largely of

layer-upon-layer of thin films engineered and processed to create a very large number of interconnected transistors that together form microprocessors, memories or other semiconductor devices.

7. The named inventors on the Demaray patents at issue are Dr. Hongmei Zhang, Mukundan Narasimhan, Dr. Ravi B. Mullapudi, and Dr. Richard E. Demaray. Dr. Demaray is Managing Member of Demaray LLC. Dr. Zhang and Mr. Narasimhan are consulting for Demaray LLC with regards to this litigation. Dr. Zhang is located in Boston, Massachusetts. Mr. Narasimhan is located in Bangalore, India.

8. Further, I understand that both Dr. Demaray and Dr. Zhang are knowledgeable regarding the conception and reduction to practice of the inventions described in the Demaray patents at issue. While Dr. Demaray lives in Portola Valley, CA, he has confirmed that he is willing and able to travel to Waco, TX, to attend trial in this matter. In addition, the Western District of Texas is closer to Boston than the Northern District of California, making the cost and convenience of travel to the Western District of Texas more favorable for Dr. Zhang.

9. Demaray has used electronic document storage systems (*e.g.*, Google Cloud and dropbox.com) to maintain its documents for many years. Currently, I maintain the most complete repository of information regarding Demaray, the Demaray patents at issue, Demaray's predecessor in the Demaray patents at issue (Symmorphix Inc.), and this litigation at my residence in Phoenix, AZ. Many of these materials are also stored electronically on Google Cloud and dropbox.com and are accessible across the country.

Executed on February 23, 2021 in Phoenix, AZ. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

By: 
Brian Marcucci