

EXHIBIT C

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7 **UNITED STATES DISTRICT COURT**
8 **NORTHERN DISTRICT OF CALIFORNIA**

9 OCEAN SEMICONDUCTOR LLC,
10 Plaintiff,

11 v.

12 MEDIATEK INC. AND MEDIATEK USA
13 INC.,
14 Defendants.

Case No. 6:20-cv-1210-ADA
(Pending in W.D. Tex.)

**NON-PARTY UMC GROUP (USA)'S
OBJECTIONS AND RESPONSES TO
OCEAN SEMICONDUCTOR LLC'S
SUBPOENA TO TESTIFY AT A
DEPOSITION IN A CIVIL ACTION**

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16 Pursuant to Rules 26, 30, 34 and 45 of the Federal Rules of Civil Procedure, non-party
17 UMC Group (USA) hereby responds and objects to the Subpoena to Testify at a Deposition in a
18 Civil Action (“Subpoena”) which was issued by Plaintiff Ocean Semiconductor LLC (“Ocean”
19 or “Plaintiff”) in the above-captioned action and served on UMC Group (USA) at its offices in
20 Sunnyvale, California on December 22, 2021. The Subpoena seeks deposition testimony from
21 UMC Group (USA) on eleven Deposition Topics (each a “Topic” and collectively the “Topics”)
22 listed in Attachment A to the Subpoena, and production by UMC Group (USA) of documents,
23 electronically stored information (“ESI”), or objects described in forty-five Requests for
24 Production of Documents (each a “Request” and collectively the “Requests”) also listed in
25 Attachment A.
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PRELIMINARY STATEMENT

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2 A. The following objections and responses are based on UMC Group (USA)'s
3 current knowledge, information and belief after making a reasonable inquiry within the time
4 allotted by the Subpoena. UMC Group (USA)'s investigation into this matter is ongoing, and
5 UMC Group (USA) is willing to meet and confer with Ocean regarding the scope of the
6 documents and deposition testimony sought. UMC Group (USA) reserves the right to
7 supplement its objections and responses to the Subpoena to the extent additional or different
8 information becomes available.

9 B. UMC Group (USA)'s objections and response to a particular Request or Topic
10 shall not be interpreted as implying that documents responsive to the Request exist or that
11 information covered by the Topic is known or reasonably available to UMC Group (USA), or
12 that UMC Group (USA) acknowledges the appropriateness of the Request or Topic. Nothing in
13 these objections or responses should be construed as a waiver of any rights of UMC Group
14 (USA) under applicable rules and governing laws.

15 C. Any production of information by UMC Group (USA) in response to the
16 Subpoena will be made pursuant to the Protective Order governing the disclosure of confidential
17 information in the underlying action. UMC Group (USA) reserves the right to insist upon
18 supplemental protections.

19 D. UMC Group (USA)'s offices are located within the Northern District of
20 California, not within the Western District of Texas where the underlying action is pending.
21 Pursuant to Federal Rule of Civil Procedure 45, the United States District Court for the Northern
22 District of California is the governing district for purposes of the Subpoena and any related
23 motions. Nothing in these objections and responses, and no request by UMC Group (USA) for
24 additional protections through entry of a supplemental protective order, should be construed as a
25 waiver of the jurisdiction of the Northern District of California.

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GENERAL OBJECTIONS

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2 1. UMC Group (USA) objects to the time, place, and manner specified in the
3 Subpoena for appearing for a deposition and producing documents to the extent they are
4 inconvenient and unduly burdensome to UMC Group (USA). UMC Group (USA) will appear
5 for a deposition and produce documents, if at all, at a time and location, and in a manner, to be
6 agreed upon by UMC Group (USA) and Ocean.

7 2. UMC Group (USA) objects to each Request and Topic to the extent it seeks to
8 impose duties or obligations beyond or inconsistent with those set forth in the Federal Rules of
9 Civil Procedure, the Civil Local Rules of the United States District Court for the Northern
10 District of California, or any other applicable rule or law.

11 3. UMC Group (USA) objects to each Request and Topic the extent it seeks
12 information that is protected from discovery by the attorney-client privilege, the attorney work-
13 product doctrine, or any other applicable privilege or immunity.

14 4. UMC Group (USA) objects to each Request and Topic to the extent it seeks trade
15 secret and/or other confidential research, development, or commercial information. Any
16 production of information by UMC Group (USA) in response to the Subpoena will made
17 pursuant to the Protective Order governing the disclosure of confidential information in the
18 underlying action. UMC Group (USA) reserves the right to insist upon supplemental
19 protections.

20 5. UMC Group (USA) objects to each Request and Topic to the extent it seeks
21 information not in UMC Group (USA)'s possession, custody or control.

22 6. UMC Group (USA) objects to each Request and Topic to the extent it seeks
23 information that is available from one or more parties to the underlying action and/or from public
24 sources.

25 7. UMC Group (USA) objects to each Request and Topic to the extent it seeks
26 information that is more readily and/or appropriately available from, or confidential to, another
27 non-party.
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1 8. UMC Group (USA) objects to each Request and Topic to the extent it is
2 duplicative of other discovery already taken or requested in the underlying action.

3 9. UMC Group (USA) objects to each Request and Topic to the extent it seeks
4 information that is not relevant to any party’s claim or defense and proportional to the needs of
5 the case.

6 10. UMC Group (USA) objects to each Request and Topic to the extent it is
7 overbroad, vague and ambiguous, and/or imposes undue burden or expense upon UMC Group
8 (USA).

9 11. UMC Group (USA) objects to each Request and Topic to the extent it is not
10 reasonably limited in time and scope.

11 12. UMC Group (USA) objects to each Request and Topic to the extent that
12 responding or providing testimony would require subjective judgment and/or speculation on the
13 part of UMC Group (USA).

14 13. UMC Group (USA) objects to each Request and Topic to the extent that it calls
15 for a legal conclusion.

16 **OBJECTIONS TO DEFINITIONS**

17 1. UMC Group (USA) objects to the definition of “UMC,” “You,” and “Your” as
18 overbroad, vague and ambiguous, calling for a legal conclusion, and seeking to impose duties or
19 obligations beyond or inconsistent with those set forth in the Federal Rules of Civil Procedure, at
20 least to the extent it covers entities and persons other than UMC Group (USA). For purposes of
21 these objections and responses, UMC Group (USA) will interpret these terms to mean only UMC
22 Group (USA).

23 2. UMC Group (USA) objects to the definition of “Plaintiff,” “Ocean
24 Semiconductor,” and “Ocean” as overbroad, vague and ambiguous, calling for a legal
25 conclusion, providing insufficient identification and specificity, requiring subjective judgment
26 and speculation, and seeking to impose duties or obligations beyond or inconsistent with those
27 set forth in the Federal Rules of Civil Procedure, at least to the extent it covers entities and
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