

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

ANCORA TECHNOLOGIES, INC.,

Plaintiff,

vs.

GOOGLE LLC,

Defendant.

CIVIL ACTION NO. 6:21-cv-735-ADA

JURY TRIAL DEMANDED

DEFENDANT GOOGLE LLC'S OPPOSED MOTION TO TRANSFER

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I. INTRODUCTION

Ancora Technologies Inc. filed this case in the Western District of Texas even though there are no relevant witnesses or evidence here. In contrast, a substantial amount of evidence and witnesses is located in the Northern District of California where Google LLC has been headquartered since its founding in 1998. In addition, Ancora concedes that many of its witnesses and much of its evidence are located in California. Thus, considering the convenience of the witnesses leads to only one conclusion: NDCA is significantly more convenient than this district. Nothing favors keeping this case here. Therefore, transfer of this case to the NDCA pursuant to 28 U.S.C. § 1404(a) is appropriate.

II. STATEMENT OF FACTS

A. The Vast Majority of Google's Witnesses and Documents Are in the NDCA

Google's Mountain View headquarters, which includes offices in neighboring Sunnyvale, (collectively referred to as "Mountain View") is the strategic center of Google's business. Declaration of Google Senior Legal Project Manager ("Project Manager Decl.") ¶ 2. As of June 2021, the Mountain View headquarters employed approximately 39,887 employees, which is approximately 45.3% of Google's U.S. employees. *Id.* As of June 2021, Google also had approximately 10,932 other employees in offices in San Francisco, California and other smaller offices also within the NDCA. *Id.* As of June 2021, approximately 57.7% of Google's 88,023 total U.S. employees, including engineers, product managers, marketers, executives, and staff were employed out of Google's offices located in the NDCA. *Id.* Although Google has an office in Austin, Texas, it houses only a very small fraction of Google's U.S. employees (2%). *Id.* ¶ 3. And neither Google nor Ancora have identified any employees in Texas who are knowledgeable about the accused functionalities.



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