

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA,
RICHMOND DIVISION

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

Plaintiffs,

-vs.-

NVIDIA CORPORATION, VELOCITY
MICRO, INC. D/B/A VELOCITY MICRO
AND VELOCITY HOLDINGS, LLC,

Defendants.

Civil Action No. 3:14-cv-757-REP

**DECLARATION OF RANDALL COPELAND IN SUPPORT OF DEFENDANT NVIDIA
CORPORATION'S MOTION TO TRANSFER VENUE PURSUANT
TO 28 U.S.C. § 1404(a), SEVER, AND STAY**

I, Randall Copeland, declare:

1. I am a full-time employee of Velocity Holdings, LLC ("Velocity"), where I hold the position of Managing Director and Chief Executive Officer. Velocity is a limited liability corporation organized and existing under the laws of Virginia. I have personal knowledge of the matters stated herein, and I could and would testify competently to these matters if called upon to do so.

2. I work at Velocity's sole office, located at 835 Grove Rd. Midlothian, Virginia 23114. The office is located in Chesterfield County, Virginia. Velocity Micro, Inc. was a Virginia corporation. [REDACTED]

[REDACTED]

[REDACTED]

3. Velocity is an assembly company. It purchases components parts and then builds its products to order for its customers. Velocity is not an engineering or a design company. Velocity does not design memory controllers or do any semiconductor manufacturing. Velocity is not a foundry.

4. Velocity currently employs [REDACTED] employees. All of the Velocity employees work out of the Midlothian office.

5. Velocity's annual revenue is approximately [REDACTED].

6. Velocity sells its products across the United States.

7. Based on the Amended Complaint, it is my understanding that Samsung accuses NVIDIA Corporation of infringing U.S. Patent Nos. 5,860,158; 6,262,938; 6,287,902; 6,819,602; 8,252,675; and 6,804,724 based on NVIDIA's manufacture, use, sale, offer for sale, or importation of products, including without limitation Graphic Processing Units ("GPUs"), system-on-a-chip units ("SOCs"), and graphics cards that allegedly practice the inventions of the asserted patents. I also understand that Samsung has alleged that Velocity infringes those same six patents based on its alleged import, offer to sell, sale, or use of the NVIDIA products. Velocity does not design, develop, or manufacture any of the accused technology.

8. Velocity does not make any direct purchases from NVIDIA Corporation. Velocity purchases graphics cards from third parties, including EVGA Corporation, located in Brea, California. EVGA Corporation incorporates NVIDIA components into its graphics cards.

9. Samsung has accused Velocity of infringing U.S. Patent No. 5,860,158 based on its alleged sale of the Cruz Tablet L510 incorporating the NVIDIA Tegra 250 processor.

Velocity has never sold the Cruz Tablet L510 or any other Tegra product of any kind. Nor does Velocity know anything about the design of any Tegra processors.

10. Samsung has also accused Velocity of infringing U.S. Patent Nos. 5,860,158; 6,262,938; 6,819,602; 6,287,902; 8,252,675; and 6,804,724 based on its sales of computers allegedly incorporating NVIDIA graphics processors and graphics cards. Velocity purchases graphics cards for desktop computers from third parties, including EVGA Corporation. EVGA Corporation incorporates NVIDIA components into its graphics cards. Velocity purchases shells for laptops that have the graphics cards built into the shell from third parties, including Sager Midern Computer, Inc, located in City of Industry, California.

11. Velocity does not have any capability or expertise to design or manufacture graphics cards or graphics processors, nor does it advise, consult, or instruct any third parties on the design or manufacture of graphics cards and processors.

12. Samsung has also accused Velocity of infringing U.S. Patent No. 7,073,054 based on its alleged sale of computers, such as the NoteMagix M15 laptop, that include a hybrid hard disk drive incorporating a solid state storage unit. Velocity has never sold a single unit of the accused product with a hybrid hard drive.

13. Samsung has additionally accused Velocity of infringing U.S. Patent No. 5,777,854 based on its alleged sales of the Velocity Vector Z25, which incorporates the “SX” desktop computer chassis and based on its sales of computers that incorporate the “GX-2” chassis. Velocity has sold approximately [REDACTED] units of computers which incorporate the “SX” chassis. Velocity has sold approximately [REDACTED] units of computers which incorporate the “GX-2” chassis. Velocity does not design or manufacture the accused products. Rather, it purchases the accused “SX” computer chassis from a third party in Harrisburg, Pennsylvania. It purchases the

“GX-2” chassis from a third party in Keelung, Taiwan. Velocity lacks any information about the design or manufacture of the accused computer chassis.

14. In the last year, the accused products related to the two patents asserted solely against Velocity have generated less than [REDACTED] of revenue for Velocity.

I declare under the penalty of perjury that the forgoing is true and correct. Executed this 11th day of January, 2015 in Midlothian, Virginia.



Randall Copeland