

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

SAMSUNG ELECTRONICS CO. LTD., et. al.,	)	
	)	
Plaintiff,	)	
	)	CIVIL ACTION NO. 3:14cv757-REP
v.	)	
	)	<b>JURY TRIAL DEMANDED</b>
NVIDIA CORPORATION, et. al.	)	
	)	
Defendant.	)	

**DEFENDANT OLD MICRO, INC.’S SECOND AMENDED  
ANSWER TO AMENDED COMPLAINT**

Defendant Old Micro, Inc. (“Defendant”), by and through its undersigned attorneys, hereby file this Second Amended Answer to Plaintiffs Samsung Electronics Company, Ltd. (“SEC”) and Samsung Electronics America, Inc.’s (“SEA”) (collectively “Plaintiffs” or “Samsung”) First Amended Complaint. Defendant states as follows:

**THE PARTIES**

1. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.
2. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.
3. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.
4. Defendant denies the allegations in this paragraph.
5. Defendant admits the allegations in this paragraph.

**SAMSUNG**

6. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

7. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

8. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

9. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

10. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

11. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

12. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

13. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

14. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

15. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

16. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

**NVIDIA**

17. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

18. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

19. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

20. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

21. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in this paragraph, and on that basis denies them.

**VELOCITY**

22. Defendant admits that Velocity Holdings, LLC produces custom high-performance computers designed for gaming, digital graphic design, home theater use, and common home and office use and that Velocity Holdings, LLC provides scientific workstations. Defendant denies the remaining allegations.

23. Defendant admits that the referenced documents About Velocity and Velocity Gaming and Enthusiast Laptops are copies of webpages from the website <http://www.velocitymicro.com> and state that it is “the premier high-performance innovator of consumer technology and electronics in North America,” that it is “100% based in the USA in Richmond, VA,” and that some computers are “[a]ssembled by our expert engineers in Richmond, VA.” Defendant admits that the referenced document Configure Your M17 includes the text “Careful custom integration and testing, final assembly by hand in Richmond, Virginia, USA” under the section “Support.” Defendant otherwise denies the allegations of this

paragraph, including all characterizations of the documents beyond the text of the document and distortions via selective excerpts.

24. Defendant admits that the referenced documents are copies of webpages from the website <http://www.velocitymicro.com> and state “the immediate availability of the NVIDIA GeForce GTX 750, GTX 750 Ti, and the amazing GTX TITAN Black in select Gaming/Enthusiast and Workstation desktops” and “‘Every evolution of the GeForce cards presents better and better choices for consumers, and these new products are no exception,’ said Randy Copeland, President and CEO of Velocity. ‘With the best-in-class performance of the TITAN Black and incredible price for performance of the GTX 750 and 750 Ti, NVIDIA has brought two great choices to market. We’re excited to offer them to our enthusiast customers.’” Defendant otherwise denies the allegations of this paragraph, including all characterizations of the documents beyond the text of the document and distortions via selective excerpts.

25. Defendant admits that the referenced documents are copies of webpages from the website <http://www.velocitymicro.com> and state “desktops powered by NVIDIA GeForce GTX 780” and “‘Since our first Editors’ Choice award in 2002, we’ve seen PC hardware come a long way. NVIDIA has always led the way in that innovation,’ said Randy Copeland, President and CEO of Velocity. ‘After spending a few days testing the GeForce GTX 780, all I can say is WOW – they’ve done it again. This is seriously fast hardware and a must have for enthusiasts.’” Defendant otherwise denies the allegations of this paragraph, including all characterizations of the documents beyond the text of the document and distortions via selective excerpts.

26. Defendant admits that the referenced documents are copies of webpages from the website <http://www.velocitymicro.com> and state “Raptor X17 Notebook Featuring NVIDIA® GeForce® GTX 480M Mobile Graphics” and “‘With the release of the NVIDIA GeForce GTX

480M, we're able to provide a new level of mobile gaming performance to our customers who demand the best hardware,' said Chip Lowell, VP of Sales for Velocity. 'This is more than just a desktop replacement. It's the ultimate mobile gaming system.'" Defendant otherwise denies the allegations of this paragraph, including all characterizations of the documents beyond the text of the document and distortions via selective excerpts.

27. Defendant admits that it issues press releases and that it has sold computers including NVIDIA graphics cards. The referenced document is a press release titled "Velocity Micro Announces the Immediate Availability of NVIDIA GeForce GTX 750, 750 Ti, and TITAN Black Graphics." Defendant otherwise denies the allegations of this paragraph, including all characterizations of the documents beyond the text of the document and distortions via selective excerpts.

28. Defendant admits that the referenced documents are copies of webpages from the website <http://www.velocitymicro.com> and state "Velocity Micro Partners With NVIDIA To Launch GeForce 6 Series of Graphics" and "'We're pleased to be able to launch such compelling technology in conjunction with a well-respected company like NVIDIA,' said Velocity founder and president Randall Copeland. 'This partnership is just one of the many reasons why Velocity Micro is able to offer premium products to meet the needs of all its customers.'" Defendant otherwise denies the allegations of this paragraph, including all characterizations of the documents beyond the text of the document and distortions via selective excerpts.

29. Defendant admits that Velocity Holdings, LLC sells computers, some of which may incorporate NVIDIA GPUs, and denies all remaining allegations in this paragraph.

30. The allegations in this paragraph contain subjective assessments from Plaintiffs and the accuracy of the allegations depends on context. Defendant lacks knowledge or

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