IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

VB ASSETS, LLC, Plaintiff, v. SAMSUNG ELECTRONICS CO., LTD. and SAMSUNG ELECTRONICS AMERICA, INC, Defendants.	C.A. No. 2:24-cv-828 **JURY TRIAL DEMANDED**

NOTICE OF SUBPOENA TO CARNEGIE MELLON UNIVERSITY

PLEASE TAKE NOTICE THAT, pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, Defendants Samsung Electronics America, Inc. and Samsung Electronics Co., Ltd., by and through their undersigned counsel, will serve the attached deposition subpoena on Carnegie Mellon University.

The deposition(s) will be taken before a Notary Public or other person authorized to administer oaths and will be recorded stenographically and by video. Testimony derived pursuant to this Notice of Subpoena shall be used for any and all appropriate purposes permitted by the Federal Rules of Civil Procedures, the Federal Rules of Evidence, and the Local Rules of the District Court for the Eastern District of Texas.

Dated: May 14, 2025

By: */s/ Lora Krsulich*

Melissa R. Smith
Texas Bar No. 24001351
GILLIAM & SMITH, LLP
303 South Washington Avenue
Marshall, Texas 75670
Telephone: (903) 934-8450
Facsimile: (903) 934-9257
melissa@gilliamsmithlaw.com

Douglas J. Kline
Srikanth K. Reddy
Brian T. Drummond
GOODWIN PROCTER LLP
100 Northern Avenue
Boston, Massachusetts 02210
Telephone: (617) 570-1000
Facsimile: (617) 523-1231
dkline@goodwinlaw.com
sreddy@goodwinlaw.com
bdrummond@goodwinlaw.com

Darryl M. Woo
GOODWIN PROCTER LLP
525 Market Street, 32nd Floor
San Francisco, California 94105
Telephone: (415) 733-6000
Facsimile: (415) 677-9041
dwoo@goodwinlaw.com

Patrick J. McCarthy
Matthew Ginther
GOODWIN PROCTER LLP
1900 N Street, NW
Washington, DC 20036
Telephone: (202) 346-4000
Facsimile: (202) 346-4444
pmccarthy@goodwinlaw.com
mginther@goodwinlaw.com

Naomi Birbach
GOODWIN PROCTER LLP
The New York Times Building
620 Eighth Avenue
New York, New York 10018
Telephone: (212) 813-8800

Facsimile: (212) 355-3333
nbirbach@goodwinlaw.com

Jesse Cheng
GOODWIN PROCTER LLP
601 Marshall Street
Redwood City, California 94063
Telephone: (650) 752-3100
Facsimile: (650) 853-1038
jessecheng@goodwinlaw.com

Lora Krsulich
GOODWIN PROCTER LLP
601 South Figueroa Street, Suite 4200
Los Angeles, California 90017
Telephone: (213) 426-2500
Facsimile: (213) 623-1673
lkrsulich@goodwinlaw.com

Attorneys for Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on May 14, 2025 a true and correct copy of the foregoing document was served on all counsel of record.

/s/ Lora J. Krsulich

UNITED STATES DISTRICT COURT

for the

Eastern District of Texas

VB ASSETS, LLC, *Plaintiff* v. SAMSUNG ELECTRONICS CO., LTD., and SAMSUNG ELECTRONICS AMERICA, INC., *Defendant*	))))))	Civil Action No. 2:24-cv-828

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To: CARNEGIE MELLON UNIVERSITY
5000 Forbes Ave. Pittsburgh, PA 15213
(Name of person to whom this subpoena is directed)

☑ Testimony: YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization, you must promptly confer in good faith with the party serving this subpoena about the following matters, or those set forth in an attachment, and you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about these matters: SEE ATTACHED SCHEDULE A

Place: By video or other mutually agreed-upon location	Date and Time: 06/03/2025 9:00 am

The deposition will be recorded by this method: stenographically, videographically, and/or remote deposition

☐ *Production:* You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and must permit inspection, copying, testing, or sampling of the material:

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 05/13/2025

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk	/s/ Srikanth K. Reddy *Attorney's signature*

The name, address, e-mail address, and telephone number of the attorney representing *(name of party)* Samsung Elec. Co. and Samsung Electronics America, Inc., who issues or requests this subpoena, are:
Srikanth K. Reddy, 100 Northern Ave. Boston, MA 02210, sreddy@goodwinlaw.com, 617-570-1465

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No. 2:24-cv-828

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for *(name of individual and title, if any)* _____ on *(date)* _____ .

❒ I served the subpoena by delivering a copy to the named individual as follows: _____

_____ on *(date)* _____ ; or

❒ I returned the subpoena unexecuted because: _____ .

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of $ _____ .

My fees are $ _____ for travel and $ _____ for services, for a total of $ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

_____
Server's signature

_____
Printed name and title

_____
Server's address

Additional information regarding attempted service, etc.:

Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)

(c) Place of Compliance.

(1) ***For a Trial, Hearing, or Deposition.*** A subpoena may command a person to attend a trial, hearing, or deposition only as follows:
(A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or
(B) within the state where the person resides, is employed, or regularly transacts business in person, if the person
(i) is a party or a party's officer; or
(ii) is commanded to attend a trial and would not incur substantial expense.

(2) ***For Other Discovery.*** A subpoena may command:
(A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
(B) inspection of premises at the premises to be inspected.

(d) Protecting a Person Subject to a Subpoena; Enforcement.

(1) ***Avoiding Undue Burden or Expense; Sanctions.*** A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

(2) ***Command to Produce Materials or Permit Inspection.***
(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.
(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:
(i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.
(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) ***Quashing or Modifying a Subpoena.***

(A) *When Required.* On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;
(ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
(iv) subjects a person to undue burden.
(B) *When Permitted.* To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:
(i) disclosing a trade secret or other confidential research, development, or commercial information; or
(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.
(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:
(i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
(ii) ensures that the subpoenaed person will be reasonably compensated.

(e) Duties in Responding to a Subpoena.

(1) ***Producing Documents or Electronically Stored Information.*** These procedures apply to producing documents or electronically stored information:
(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.
(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.
(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.
(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) ***Claiming Privilege or Protection.***
(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:
(i) expressly make the claim; and
(ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.
(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(g) Contempt.
The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

For access to subpoena materials, see Fed. R. Civ. P. 45(a) Committee Note (2013).

SCHEDULE A

DEFINITIONS

The following definitions shall apply to each deposition Topic unless otherwise explicitly stated:

1. "You," "Your," and "CMU" means Carnegie Mellon University and all persons or entities acting or purporting to active or that have acted or purported to have acted on behalf of Carnegie Mellon University.

2. "Defendants" and "Samsung" mean Defendants Samsung Electronics America, Inc., and Samsung Electronics Co., Ltd., collectively.

3. "Regarding" shall mean in whole or in part constituting, containing, embodying, reflecting, describing, analyzing, identifying, mentioning, stating, referring directly or indirectly to, dealing with, or in any way pertaining to.

INSTRUCTIONS

1. If any Topic is deemed to call for disclosure of proprietary or other confidential information, Samsung's counsel is prepared to receive such information pursuant to the Protective Order (Dkt. 39), which has been entered in this case and attached for your convenience.

2. The Topics set forth below call for information that is known or reasonably available to CMU. If You know of the existence, past or present, of any information, requested below, but are unable to testify to such information because it is not known by You or reasonably available to CMU, You shall identify such information and the person to which the information is known or reasonably available.

3. In the event that You object to any Topic on the ground that it is overbroad and/or unduly burdensome for any reason, testify to that Topic as narrowed to the least extent necessary,

in Your judgment, to render it not overbroad/unduly burdensome, state specifically the extent to which You have narrowed that Topic for purposes of Your testimony, and describe in detail Your justification for so narrowing the Topic.

4. In the event that You object to any Topic on the ground that it is vague and/or ambiguous, identify the particular words, terms or phrases that are asserted to make such Topic vague and/or ambiguous and specify the meaning actually attributed by You to such words for purposes of Your testimony thereto.

5. These Topics should be read in the most inclusive manner possible. Accordingly: (1) the singular shall include the plural and the plural shall include the singular whenever necessary to bring within the scope of these Topics information that might otherwise be outside their scope; (2) "and" as well as "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of these Topics information and documents that might otherwise be construed to be outside their scope; (3) "each" shall be construed to include the word "every" and "every" shall be construed to include the word "each"; (4) "any" shall be construed to include the word "all" and "all" shall be construed to include the word "any"; (5) "include" or "including" means including but not limited to, and should not be read to limit the scope of any particular Topic, but merely as illustrative of some information that would be responsive; (6) all tenses include the past, present, and future tenses; and (7) any pronoun shall be construed to refer to the masculine, feminine, or neuter gender as in each case is most appropriate.

6. If the meaning of any term in these Topics is unclear, You should assume a reasonable meaning, state what the assumed meaning is, and testify on the basis of that assumed meaning.

TOPICS

1. Information related to the "Verbmobil" system, including:

    a. the architecture, design, and specifications of the system;

    b. the date of first sale, use, offer for sale, and/or demonstration of the system;

    c. all versions of the system provided to customers;

    d. source code for all versions of the system;

    e. the development of the system;

    f. licensing agreements, end-user license agreements (EULAs), and/or reseller agreements related to the system;

    g. public deployments, demonstrations, and/or public distribution of the system; and

    h. the person or persons most knowledgeable about the system.

2. Information related to the "Let's Go" system, including:

    a. the architecture, design, and specifications of the system;

    b. the date of first sale, use, offer for sale, and/or demonstration of the system;

    c. all versions of the system provided to customers;

    d. source code for all versions of the system;

    e. the development of the system;

    f. licensing agreements, end-user license agreements (EULAs), and/or reseller agreements related to the system;

    g. public deployments, demonstrations, and/or public distribution of the system; and

    h. the person or persons most knowledgeable about the system.

3. Information related to the "Olympus" system, including:

    a. the architecture, design, and specifications of the system;

b. the date of first sale, use, offer for sale, and/or demonstration of the system;

c. all versions of the system provided to customers;

d. source code for all versions of the system;

e. the development of the system;

f. licensing agreements, end-user license agreements (EULAs), and/or reseller agreements related to the system;

g. public deployments, demonstrations, and/or public distribution of the system; and

h. the person or persons most knowledgeable about the system.