

UNITED STATES DISTRICT COURT
for the
Western District of Texas

COLLABO INNOVATIONS, INC., a Delaware
Corporation

Plaintiff,

v.

QUALCOMM INCORPORATED and
QUALCOMM TECHNOLOGIES, INC., both
Delaware Corporations,

Defendants.

Civil Action No. 6:24-cv-00472-ADA

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To: Intel Corporation, 2200 Mission College Blvd., Santa Clara, California 95054
c/o CT Corporation 330 N Brand Blvd, Glendale, CA

(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 Attachment A.

Place: Covington & Burling LLP, 5 Palo Alto Sq, 3000 El Camino Real, Palo Alto, CA 94306 (or a mutually agreeable alternative)

Date and Time: July 30, 2025 - 10:00am

The deposition will be recorded by this method: Stenography

☒ **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: See Attachment A.

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: July 15, 2025

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk

/s/ Anupam Sharma

Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing Defendants, who issues or requests this subpoena are: Anupam Sharma, 5 Palo Alto Sq, 3000 El Camino Real, Palo Alto, CA – asharma@cov.com, 650.632.4709

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises 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. 24-00472-ADA

**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 person 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 \$ _____.

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)

ATTACHMENT A (INTEL CORPORATION)

The following definitions and instructions apply to all of the subsequent Document Requests and Deposition Topics.

DEFINITIONS AND INSTRUCTIONS

1. The terms “You,” “Your,” And “Intel” refer to Intel Corporation, and its predecessors and any past or present parent, subsidiary, and/or affiliated entities and any person or entity acting or that has acted on behalf of Intel, including but not limited to Intel’s present and former officers, executives, partners, directors, employees, attorneys, agents, investigators, and/or representatives.

2. The term “Defendants” means Qualcomm Incorporated and Qualcomm Technologies, Inc.

3. The term “Document” shall be interpreted in the broadest sense possible, and shall include, by way of example and without limitation, originals and copies of letters, memoranda, notes, records, investigations, studies, minutes, reports, notebooks, messages, e-mails, telegrams, ledgers, legal instruments, legal opinions to the extent that they are not protected by the attorney-client privilege or attorney work product doctrines, agreements, paper and electronic drawings, specifications, purchase orders, circuit schematics, block diagrams, manuals, test procedures, sketches, graphs, prints, rough drafts, secretarial notes, work pads, films, tapes, photographs, computer disks and other electronic media, books, publications, advertisements, literature, brochures, price list, announcements, computer-based simulation tool input and output files, or other writings, tangible objects, or things, whether stored, produced or reproduced on paper, mechanically, electrically, electronically, photographically or chemically.

4. The terms “Communication” or “Communications” mean any disclosure, transfer or exchange of information between two or more persons, whether orally or in writing,

including, without limitation, any conversation or discussion by means of meeting, letter, telephone, note, memorandum, electronic mail, text message, instant message, or any electronic or other medium, whether written, audio, or video..

5. The terms “Identify,” “Identity,” or “Identification,” when applicable to a Person that is not an Individual, shall mean to provide at least the following information:

- a. the entity’s full name, including the form of the entity (i.e., partnership, joint venture, limited liability company, corporation, etc.); and
- b. the present or last known address of the entity’s principal place of business.

6. The terms “Identify,” “Identity,” or “Identification,” when applicable to an Individual, shall mean to provide at least the following information:

- a. the Individual’s full name;
- b. the Individual’s present or last known address;
- c. the Individual’s present or last known telephone number; and
- d. the Individual’s present or last known employer, along with that employer’s address, and the Individual’s present or last known job title.

7. The terms “Identify,” “Identity,” or “Identification,” when applicable to a Document, shall mean to provide at least the following information:

- a. the type of Document;
- b. the title or identifying symbol;
- c. the general subject matter;
- d. the date of the Document;
- e. the names and addresses of any author(s), address(es), and recipients(s) of the Document;

- f. the location of the Document;
 - g. the present custodian of the Document; and
 - h. if or when produced, the production number of the Document.
8. The terms “Identify,” “Identity,” or “Identification,” when applicable to a Communication, shall mean to provide at least the following information:
- a. the date and time of the Communication;
 - b. the place of the Communication;
 - c. the manner of the Communication;
 - d. the general subject matter of the Communication;
 - e. the names of all Persons who participated in, read, or listened to the Communication, or had access to transcripts, recordings, or summaries of the Communication or memoranda or notes regarding the Communication; and
 - f. the identity of all Documents that memorialize, commemorate, summarize, record, transcribe, refer to, or evidence the Communication, in whole or in part.
9. The term “Individual” means a natural person.
10. The term “Person” means any Individual or any business, legal, or governmental entity or association.
11. The terms “Relates to,” “Relating to,” or “Related to,” when referring to any given subject matter means constituting, comprising, involving, containing, concerning, embodying, evidencing, reflecting, identifying, stating, referring directly or indirectly to, or in any way pertaining to the particular subject matter identified.
12. The term “concerning” means relating or referring to, evidencing, constituting, recounting, reflecting, reporting, describing, discussing, summarizing, explaining, or modifying.

13. The terms “and,” “or,” and “and/or” shall be construed in the conjunctive or the disjunctive, whichever makes the request more inclusive.

14. The terms “all,” “any,” and “each” shall each be construed as encompassing any and all.

15. The term “PXA 250” refers to the application processor products designed and sold by You, including at least the Intel XScale PXA250 and PXA210 models, as depicted in at least the following manuals, reports, and documents:

<https://web.archive.org/web/20020214182843/http://developer.intel.com/design/pca/applicationsprocessors/index.htm>;

<https://web.archive.org/web/20020215223335/http://developer.intel.com/design/pca/applicationsprocessors/manuals/index.htm>;

<https://web.archive.org/web/20020214181907/http://developer.intel.com:80/pressroom/archive/releases/20020212net.htm>; https://www.eetimes.com/document.asp?doc_id=1200054;

<https://www.intel.cn/content/dam/doc/report/history-2002-annual-report.pdf>;

<https://web.archive.org/web/20020314041910/http://lwn.net/2002/0228/a/mv-pxa250.php3>;

<https://web.archive.org/web/20020222235105/http://developer.intel.com/design/pca/applicationsprocessors/manuals/278525-001.htm>;

<https://web.archive.org/web/20030612021658/http://developer.intel.com/design/pca/applicationsprocessors/manuals/278522-001.pdf>.

16. The term “SA-1110” refers to the application processor products designed and sold by You, including at least the Intel StrongArm SA-1110 model, as depicted in at least the following manuals, reports, and documents:

<https://web.archive.org/web/20020204060141/http://www.intel.com:80/design/strong/manuals/27>

8240.htm;

https://web.archive.org/web/20010204001900/http://www.intel.com:80/design/strong/1110_br.htm; “Energy Efficient Operating Systems and Software,” Sinha, Massachusetts Institute of Technology, August 2001; Intel StrongArm SA-1110 Microprocessor, Specification Update, Intel Corp., Jan. 2000.

17. The term “Intel Products” refers to PXA 250 and SA-1110.
18. All pronouns shall be construed to refer to the masculine, feminine, or neuter gender, in singular or plural, as in each case makes the request more inclusive.
19. The use of the singular form of any word includes the plural and vice versa.
20. If You object to any portion of the subpoena, please state the grounds for the objection and the categories of information to which the objection applies. Please provide a response to the request to the extent that it is not deemed objectionable.
21. If You have no documents responsive to a particular subpoena request, please state that You have no such responsive documents.
22. Please produce documents (1) as they are kept in the ordinary course of business, complete with the original file folders, binders or other containers in which they are stored (or legible copies of the labels from those folders, binders, or containers) or (2) organized according to document requests to which they are responsive.
23. Please affix production numbers to each page that You produce.
24. Please affix confidentiality labels in accordance with Paragraph 35 of the protective order (see Attachment B).
25. If any Documents responsive to these Requests are withheld by reason of a claim of privilege and/or protection, You are to furnish a list at the time of withholding, identifying

sufficient information to establish the basis for the asserted privilege, including but not limited to the following information: (1) author; (2) sender; (3) recipient; (4) indicated or blind copies; (5) date; (6) privilege and/or protection claimed; and (7) subject matter sufficient to support the asserted privilege or protection.

DOCUMENT REQUESTS

1. All Documents relating to the structure, function, and operation of the Intel Products regarding any power shutdown feature of a CPU, including without limitation product manuals, data sheets, product specifications, technical manuals, training manuals, support information, drawings, schematics, and diagrams.

2. All Documents relating to the structure, function, and operation of the Intel Products regarding any feature wherein a CPU saves its context in response to a shutdown request, and restores the context in response to a restoration request, including without limitation product manuals, data sheets, product specifications, technical manuals, training manuals, support information, drawings, schematics, and diagrams.

3. All documents relating to the first manufacture of the Intel Products; the first use of the Intel Products in the United States; the first public use of the Intel Products in the United States; the first offer for sale of the Intel Products in the United States; the first sale of the Intel Products in the United States; the first public disclosure of the Intel Products in the United States; and the first disclosure by a named inventor to any other person.

DEPOSITION TOPICS

1. The source and authenticity of the documents produced by You pursuant to the document requests served herewith, including without limitation the process, system, persons and locations that may be involved in maintaining any of the documents as business records.

2. The structure, function, and operation of the Intel Products, including in regards to any power shutdown feature of a CPU or any feature wherein a CPU saves its context in response to a shutdown request, and restores the context in response to a restoration request.

3. The first manufacture of the Intel Products; the first use of the Intel Products in the United States; the first public use of the Intel Products in the United States; the first offer for sale of the Intel Products in the United States; the first sale of the Intel Products in the United States; the first public disclosure of the Intel Products in the United States; and the first disclosure by a named inventor to any other person.