## **EXHIBIT C**

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

ROCKSTAR CONSORTIUM US LP, AND MOBILESTAR TECHNOLOGIES LLC,

Civil Action No. 2:13-cv-894

Plaintiffs,

vs.

ASUSTEK COMPUTER, INC. AND ASUS COMPUTER INTERNATIONAL,

Defendants.

## DECLARATION OF MARVIN HSU IN SUPPORT OF ASUSTEK COMPUTER INC. AND ASUS COMPUTER INTERNATIONAL'S MOTION TO TRANSFER

## I, Marvin Hsu, declare as follows:

- 1. I have personal knowledge as to all facts set forth in this Declaration. If called upon to testify in this Court as to those facts, my testimony would be as stated herein:
- 2. I am presently Division Director of ASUSTek Computer, Inc. ("ASUSTek"). In that role, I am generally familiar with ASUSTek's operations.
- 3. ASUSTek is a publicly traded Taiwan based corporation with its headquarters and principle place of business in Taipei, R.O.C.
- 4. ASUSTek has approximately 12905 employees worldwide, but no employees in Texas. ASUSTek does not have any offices or facilities in the Eastern District of Texas.
- 5. ASUS Computer International ("ACI") is a distributor of ASUS branded systems based in Freemont, California.

- 6. I understand that Rockstar consortium US LP and Mobilestar Technologies LLC ("Rockstar") have sued ASUSTek for patent infringement in the Eastern District of Texas, and have alleged that certain ASUSTek Android-related products infringe the patents-in-suit. For purposes of this declaration, I will refer to those products as the "accused products."
- 7. ASUSTek is responsible for the design of the Asus branded products, but the manufacture and assembly of such products are performed by third parties.
- 8. ASUSTek maintains its documents and information regarding sales and other technical documentation concerning the accused products at its headquarters in Taiwan. I am the employee who would testify on behalf of ASUSTek regarding its sales of the ASUSTek accused products. I work at ASUSTek's headquarters in Taipei, Taiwan, and reside in Taiwan.
- 9. ASUSTek has no yet completed its investigation, but it is my understanding and belief that persons knowledgeable about the technical and design operation of the accused Android instrumentalities in Asus accused products as implicated by the asserted patents-in-suit are likely to be employees of Google and located in Mountain View, California or other places outside of Texas. Further, knowledge of the general technical and design operation of AsusTek accused products are likely to be either with ASUSTek employees in Taiwan, and/or employees of the third party manufacturers of the component parts at issue, all of whom are located in Taiwan ROC, Japan, or China, PRC.
- 10. Specifically, Eric Chen, would have knowledge and likely serve as ASUSTek representatives to discuss the general implementation of the accused Android platform in Asus branded products and other general technical details concerning these accused products. Eric Chen is located in Taiwan, ROC. ASUSTek does not keep any documents or evidence in the

Eastern District of Texas that I believe would be relevant to the claims and defenses asserted in this lawsuit.

I declare under penalty of perjury, under the laws of the United States of America, that the foregoing is true and correct. Executed on March 2014, at Taipei, Taiwan.

Marvin Hsy [INSERT]