

EXHIBIT D

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

ROCKSTAR CONSORTIUM US LP,
AND MOBILESTAR TECHNOLOGIES
LLC,

Plaintiffs,

vs.

ASUSTEK COMPUTER, INC. AND
ASUS COMPUTER INTERNATIONAL,

Defendants.

Civil Action No. 2:13-cv-894

**DECLARATION OF GODWIN YAN IN SUPPORT OF ASUSTEK COMPUTER INC.
AND ASUS COMPUTER INTERNATIONAL'S
MOTION TO TRANSFER**

I, Godwin Yan, declare as follows:

1. I have personal knowledge as to all facts set forth in this Declaration, except to the extent that they are expressly based on my information or belief, in which case, I believe them to be true. If called upon to testify in this Court as to those facts, my testimony would be as stated herein:
2. I am presently Senior Director of Operations of ASUS Computer International. In that role, I am generally familiar with ASUS Computer International operation in the United States.
3. ASUS Computer International ("ACI") is a distributor of computer products and systems. ACI distributes such products throughout the United States through a network of distributors and retailers.

4. ACI is a California corporation with its corporate headquarters and principle place of business in Fremont, California. I understand that Fremont is located within the Northern District of California.

5. ACI has approximately 323 employees in California.

6. I understand that Rockstar consortium US LP and Mobilestar Technologies LLC (“Rockstar”) has sued ACI for patent infringement in the Eastern District of Texas, and has alleged that certain Android-related products infringe the patents-in-suit. For purposes of this declaration, I will refer to those products as the “accused products.”

7. ACI is a distributor of Asus branded products, but ACI does not design, manufacture or assemble any accused products.

8. ACI maintains its documents and information regarding its sales at its headquarters in Fremont, California. I am the employee who would testify on behalf of ACI regarding its sales of the ACI accused products. I work at ACI’s headquarters in Fremont, California, and reside in Milpitas California.

9. Because ACI is only a distributor, who does not design, manufacture or assemble any product, it is my understanding and belief that ACI does not have any employees that are knowledgeable about the technical and design aspects of the accused products as implicated by the patents-in-suit, and ACI does not generate or maintain any documents or records that concern the technical aspects of that subject matter.

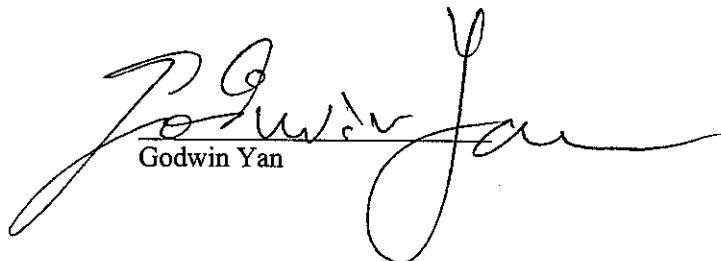
10. While ACI has not completed its investigation, based on its investigation so far, it is my understanding and belief that persons knowledgeable about the technical and design operation of the accused Android instrumentalities in the accused products as implicated by the asserted patents-in-suit are 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 Asus accused products are likely to be either with AsusTeK Computer Inc. employees in Taiwan, and/or employees of the third party manufacturers of the component parts at issue, all of which are located in Taiwan ROC, Japan, or China, PRC.

11. ACI does not have any offices or facilities in the Eastern District of Texas. ACI has two employees in Texas, one in North Richland Hills and one in Denton. Both employees perform local sales and marketing duties and work from their homes. I am informed and believe that these employees do not maintain and control information regarding ACI's total sales or relevant technical information regarding the accused products. Based on my knowledge, neither of these employees is in possession of non-duplicative knowledge or documents regarding the claims and defenses asserted in this lawsuit.

12. ACI does not maintain any documents or evidence in the Eastern District of Texas that 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 ~~20th~~ 2014, at Fremont California.


Godwin Yan