

# **EXHIBIT 17**

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

ROCKSTAR CONSORTIUM US LP, INC. and  
MOBILESTAR TECHNOLOGIES, LLC,

Plaintiffs,

v.

PANTECH CO., LTD. AND  
PANTECH WIRELESS, INC.,

Defendants.

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Civil Action No. 2:13-cv-00899

**DECLARATION OF YONGJIN KIM IN SUPPORT OF PANTECH CO., LTD. AND  
PANTECH WIRELESS, INC.’S MOTION TO STAY, OR IN THE ALTERNATIVE, TO  
TRANSFER THIS ACTION TO THE NORTHERN DISTRICT OF CALIFORNIA**

I, YongJin Kim, make the following declaration in support of Defendants Pantech Co., Ltd. and Pantech Wireless, Inc.’s (collectively, “Pantech”) Motion to Stay, or in the alternative, to Transfer This Action to the Northern District of California. I make this declaration based upon my own personal knowledge, or on information from someone with knowledge, and if called upon to testify before the Court, would testify as follows:

1. I am a current employee of Pantech Wireless, Inc. (“PWI”). I have worked for PWI since July 5, 2011, and my current title is Chief Financial Officer. Unless otherwise indicated below, the statements in this declaration are based upon my personal knowledge or corporate records maintained by PWI in the ordinary course of business.

2. PWI is a Georgia corporation with its principal place of business in Atlanta, Georgia. Pantech Co., Ltd. (“PCT”) is a parent company of PWI and is headquartered in South Korea.

3. I understand that Rockstar Consortium US LP, Inc. and MobileStar Technologies, LLC ("Plaintiffs") have brought a patent infringement action against Pantech. I further understand that Plaintiffs have accused certain Pantech-branded communication devices having an Android operating system ("Android OS") of infringing Plaintiff's patents ("Pantech-branded Android Products"). Pantech also sells communication devices in the U.S. that do not use the Android OS.

4. The Android OS is an open-source operating system for communication devices that was developed and is provided by Google Inc. ("Google").

5. PCT manufactures Pantech-branded Android Products. To the extent PCT has relevant witnesses including research and development engineers, those employees reside in South Korea. It would be more convenient and less burdensome for those witnesses to travel to the Northern District of California than Marshall, Texas. PWI is involved in marketing of and selling some of the Pantech-branded Android Products. For PWI employees residing in Atlanta, Georgia, it will also be more cost effective and less burdensome for them to travel to the Northern District of California than Marshall, Texas.

6. PWI has no facilities or engineers relating to the research and development of the Pantech-branded Android Products located in the Eastern District of Texas or within 100 miles of Marshall, Texas.

7. Pantech-branded Android Products are sold in the Northern District of California.

I declare under penalty of perjury under the law of the State of Texas that the foregoing is true and correct to the best of my knowledge.

**Executed this 7th day of April, 2014 in Atlanta, Georgia.**

A handwritten signature in black ink, appearing to read 'Kim', written over a horizontal line.

**YongJin Kim**