



IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

RODNEY JOFFE,)
)
Plaintiff,)
)
v.)
)
NEUSTAR, INC. and SECURITY)
SERVICES, LLC,)
)
Defendants.)
)
)
)
)
)

C.A. No. 2022-1041-KSJM

AMENDED SUBPOENA AD TESTIFICANDUM

TO: Jannol Law Group
c/o Martin Jannol
6240 Warner Drive
Los Angeles, CA 90048

This subpoena is issued pursuant to Court of Chancery Rule 45 and the Uniform Interstate Depositions and Discovery Act. Court of Chancery Rules 45(c) and (d), attached hereto, set forth the protections and duties with respect to this subpoena.

YOU ARE HEREBY COMMANDED to designate and produce for a videoconference deposition upon oral examination the person or persons most knowledgeable of the subjects in Schedule A hereto on May 26, 2023 at 9:00 a.m. P.T., which deposition will continue day to day until completed. The deposition shall be held before a notary public or other person authorized to admit or administer

oaths. The examination shall be conducted orally, under oath, and shall be subject to cross-examination and re-examination by counsel who have appeared in this action. The examination will be recorded stenographically and/or by videographic means.

A copy of the Stipulation and Order for the Production and Exchange of Confidential Information is attached as **Schedule B**.

YOUNG CONAWAY STARGATT &
TAYLOR, LLP

OF COUNSEL:

John M. McNichols (*pro hac vice*)
Stephen L. Wohlgemuth (*pro hac vice*
forthcoming)
Allison S. Eisen (*pro hac vice*)
Kathryn E. Garza (*pro hac vice*)
Peter S. Jorgensen (*pro hac vice*)
WILLIAMS & CONNOLLY LLP
680 Maine Avenue, S.W.
Washington, D.C. 20024
(202) 434-5000

/s/ Timothy J. Houseal
Timothy Jay Houseal (No. 2880)
William E. Gamgort (No. 5011)
Elise K. Wolpert (No. 6343)
Rodney Square
1000 North King Street
Wilmington, DE 19801
(302) 571-6662 / (302) 576-3267
thouseal@ycst.com
wgamgort@ycst.com
ewolpert@ycst.com

Dated: May 5, 2023

Counsel for Security Services, LLC

RULE 45. SUBPOENA

(c) Protection of persons subject to subpoenas.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and may impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

(2)(A) A person commanded to produce and permit inspection and copying of designated documents, electronically stored information, or tangible things or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3)(A) On timely motion, the court on behalf of which the subpoena was issued shall quash or modify the subpoena if it:

- (i) Fails to allow reasonable time for compliance;
- (ii) Requires disclosure of privileged or other protected matter and no exception or waiver applies; or
- (iii) Subjects a person to undue burden.

(B) If a subpoena:

- (i) Requires disclosure of a trade secret or other confidential research, development, or commercial information, or
- (ii) Requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, the court on behalf of which the subpoena was issued may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that

cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the Court may order appearance or production only upon specified conditions.

(d) Duty in responding to subpoena.

(1) If a subpoena does not specify a form for producing documents or electronically stored information, the person responding shall produce it in a form or forms in which it is ordinarily maintained, or in which it is reasonably usable. Absent a showing of good cause, the person responding need not produce the same documents or electronically stored information in more than one form. The person responding need not provide discovery of documents or electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On a motion to compel discovery or for a protective order, the person responding to a subpoena must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the Court nevertheless may order discovery from such sources if the requesting party shows good cause. The Court may specify the conditions for the discovery.(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, electronically stored information, or tangible things not produced that is sufficient to enable the demanding party to contest the claim.

ATTACHMENT 2

DEFINITIONS

The following Definitions apply to and should be considered as part of each Instruction and Request for Production (a “Request,” and collectively, the “Requests”) below without regard to capitalization:

1. The connectives “and” and “or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the applicable Request all responses that might otherwise be construed to be outside of the scope of the applicable Request.

2. The terms “any” and “all” shall mean “any and all.”

3. “Action” means the action captioned *Joffe v. Neustar, Inc. and Security Services, LLC*, C.A. No. 2022-1041-KSJM, which is pending in the Court of Chancery of the State of Delaware.

4. “Joffe Matters” refers to (1) a lawsuit captioned *Donald J. Trump v. Hillary R. Clinton, et al.*, C.A. No. 2:22-cv-14102-DMM (S.D. Fla.), and any related appeals; (2) lawsuits captioned *AO Alfa-Bank v. John Doe, et al.*, C.A. No. 50-2020-CA-006304-XXXX-MB (AK) (Fla. Palm Beach Cty. Cir. Ct.), *AO Alfa-Bank v. John Doe, et al.*, CI-20-04003 (Pa. Commw. Ct. June 20, 2020), and *AO Alfa-Bank v. John Doe, et al.*, 21-CV-14165 (Va. Cir. Ct. Nov. 12, 2021); and (3) an investigation by the Office of Special Counsel John Durham, including the

related criminal case *United States v. Michael Sussmann*, 21-cr-00582-CRC (D.D.C. Sept. 16, 2021).

5. “Communication” or “Communications” means and includes every manner or means of disclosure, transfer, or exchange, and every disclosure, transfer or exchange of information whether orally or by document or otherwise, face-to-face, by phone, telecopier, mail, personal delivery, or otherwise.

6. “Document” means any written, typed, electronic or electronically stored, recorded, or graphic matter, however produced or reproduced, of any kind or description, including originals, non-identical copies and drafts, and includes all materials within the scope of the Court of Chancery Rules, including, without limitation, books, papers, writings, drawings, graphs, charts, photographs, sound recordings, images, electronic documents, text messages, electronic mail and other data or data compilations from which information can be obtained, either directly or, if necessary, after conversion into a reasonably usable form.

7. “NSS” or “Defendant” means Security Services, LLC, including any predecessors or successors, and any of its respective consultants, advisors, representatives, agents, attorneys, accountants, employees, and all persons acting or purporting to act on behalf of the foregoing.

8. “Plaintiff” or “Mr. Joffe” means Plaintiff Rodney Joffe and his consultants, advisors, representatives, agents, attorneys, accountants,

employees, and all persons acting or purporting to act on behalf of any of the foregoing, and also including any businesses or entities owned or controlled, in whole or in part, by Plaintiff Rodney Joffe, including but not limited to Packet Forensics, LLC, CenterGate Research Group LLC, Vostrom Holdings, Inc. (formerly Main Nerve), Dissect Cyber Inc., Zetalytics LLC, BitVoyant, LLC, Littoral Ventures, LLC, and Dino Capital Group, LLC.

9. “You,” “Your,” or “Jannol” means Jannol Law Group and its representatives, agents, attorneys, accountants, employees, and all persons acting or purporting to act on behalf of any of the foregoing.

10. “Weil” means Weil, Gotshal & Manges LLP and its representatives, agents, attorneys, accountants, employees, and all persons acting or purporting to act on behalf of any of the foregoing.

11. “Weil Invoices” refers to invoices sent to You for legal services provided by Weil in connection with the Joffe Matters.

12. The verb “concern” and its variants encompass the terms “refer,” “reflect,” and “relate.”

13. “Relating to” means concerning, discussing, containing, constituting, showing, or relating or referring to in any way, directly or indirectly, and when used with reference to documents is meant to include, among other documents, documents underlying, supporting, now or previously attached or appended to, or

used in the preparation of any document called for by each document request.

14. The use of the singular form of any word includes the plural and vice versa.

15. The use of a verb in any tense shall be construed as the use of the verb in all other tenses whenever necessary to bring within the scope of the applicable Request all responses that might otherwise be construed to be outside of the scope of the applicable Request.

SUBJECTS OF TESTIMONY

1. Invoices received by You in connection with the Joffe Matters, including but not limited to the Weil Invoices.

2. The identity of any party that paid legal fees incurred by Mr. Joffe in the Joffe Matters.

3. All monetary transactions relating to legal fees incurred by Mr. Joffe in the Joffe Matters.

4. All disbursements You made relating to the Joffe Matters (including, but not limited to, all disbursements You made to Weil), and all bank records relating to any such disbursements.

5. Any payments relating to the Joffe Matters or the Weil Invoices that You received from Mr. Joffe, Packet Forensics, LLC, CenterGate Research Group LLC, Vostrom Holdings, Inc. (formerly Main Nerve), Dissect Cyber Inc.,

Zetalytics LLC, BitVoyant, LLC, Littoral Ventures, LLC, and Dino Capital Group, LLC, and all bank records relating to any such payments.

6. Communications with Mr. Joffe relating to the payment of legal fees incurred by Mr. Joffe in the Joffe Matters, and any documents reflecting the same.

7. Communications with any third party relating to the payment of legal fees incurred by Mr. Joffe in the Joffe Matters, and any documents reflecting the same.

8. Invoices sent by You to Mr. Joffe or his representatives in connection with the Joffe Matters.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Matthew Donald Umhofer (SBN 206607) UMHOFFER, MITCHELL & KING LLP 767 S. Alameda St., Suite 270, Los Angeles, CA 90021 TELEPHONE NO.: (213) 394-7979 FAX NO. (Optional): (213) 529-1027 E-MAIL ADDRESS (Optional): matthew@umklaw.com ATTORNEY FOR (Name): Security Services, LLC	FOR COURT USE ONLY
Court for county in which discovery is to be conducted: SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: 111 North Hill Street CITY AND ZIP CODE: Los Angeles, California 90012 BRANCH NAME: Stanley Mosk Courthouse	
Court in which action is pending: Name of Court: Court of Chancery of the State of Delaware STREET ADDRESS: 500 North King Street MAILING ADDRESS: 500 North King Street CITY, STATE, AND ZIP CODE: Wilmington, DE 19801 COUNTRY: United States	
PLAINTIFF/PETITIONER: RODNEY JOFFEE DEFENDANT/RESPONDENT: SECURITY SERVICES, LLC, et al.	CALIFORNIA CASE NUMBER (if any assigned by court):
DEPOSITION SUBPOENA FOR PERSONAL APPEARANCE IN ACTION PENDING OUTSIDE CALIFORNIA	CASE NUMBER (of action pending outside California): 2022-1041-KSJM

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name, address, and telephone number of deponent, if known):

Jannol Law Group c/o Martin Jannol, 6240 Warner Drive, Los Angeles, CA 90048, 310-788-3990

1. YOU ARE ORDERED TO APPEAR IN PERSON TO TESTIFY AS A WITNESS in the action specified above at the following date, time, and place:

Date: May 26, 2023	Time: 9:00am PT	Address: Video Teleconference (link to be provided)
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- a. As a deponent who is not a natural person, you are ordered to designate one or more persons to testify on your behalf as to the matters described in item 2. (Code Civ. Proc., § 2025.230.)
- b. This deposition will be recorded stenographically through the instant visual display of testimony and by audiotape videotape.
2. If the witness is a representative of a business or other entity, the matters upon which the witness is to be examined are as follows:

See Attachment 2

Continued on Attachment 2 (use form MC-025).

3. Attorneys of record in this action or parties without attorneys are (name, address, telephone number, and name of party represented):

See Attachment 3

Continued on Attachment 3 (use form MC-025).

PLAINTIFF/PETITIONER: RODNEY JOFFEE	CASE NUMBER (of action pending outside California):
DEFENDANT/RESPONDENT: SECURITY SERVICES, LLC, et al.	2022-1041-KSJM

4. Other terms or provisions from out-of-state subpoena, if any (specify):

See Attachment 4

Continued on Attachment 4 (use form MC-025).

5. At the deposition, you will be asked questions under oath. Questions and answers are recorded stenographically at the deposition; later they are transcribed for possible use at trial. You may read the written record and change any incorrect answers before you sign the deposition. You are entitled to receive witness fees and mileage actually traveled both ways. The money must be paid, at the option of the party giving notice of the deposition, either with service of this subpoena or at the time of the deposition. Unless the court orders or you agree otherwise, if you are being deposed as an individual, the deposition must take place within 75 miles of your residence. The location of the deposition for all deponents is governed by Code of Civil Procedure section 2025.250.

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF \$500 AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: May 5, 2023

Matthew Donald Umhofer

(TYPE OR PRINT NAME)


 (SIGNATURE OF PERSON ISSUING SUBPOENA)
 Counsel for Security Services, LLC
 (TITLE)

PROOF OF SERVICE OF DEPOSITION SUBPOENA FOR PERSONAL APPEARANCE

1. I served this *Deposition Subpoena for Personal Appearance in Action Pending Outside California* by personally delivering a copy to the person served as follows:

- a. Person served
- b. Address where served:

c. Date of delivery: d. Time of delivery:

e. Witness fees and mileage both ways (check one):

- (1) were paid. Amount: \$ _____
- (2) were not paid.
- (3) were tendered to the witness's public entity employer as required by Government Code section 68097.2. The amount tendered was (specify): \$ _____

f. Fee for service: \$ _____

2. I received this subpoena for service on (date):

3. Person serving:

- a. Not a registered California process server
- b. California sheriff or marshal
- c. Registered California process server
- d. Employee or independent contractor of a registered California process server
- e. Exempt from registration under Business and Professions Code section 22350(b)
- f. Name, address, telephone number, and, if applicable, county of registration and number:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:


(SIGNATURE)

(For California sheriff or marshal use only) I certify that the foregoing is true and correct.

Date:


(SIGNATURE)

ATTACHMENT 3

Rudolf Koch, Esq.
Robert L. Burns, Esq.
Richards Layton & Finger PA One
Rodney Square
920 North King Street Wilmington,
DE 19801

Joseph Christensen, Esq.
Christensen & Dougherty LLP
1000 N. West Street, Suite 1200
Wilmington, DE 19801

Counsel for Rodney Joffe

Geoffrey Grivner, Esq.
Kody Macgyver Sparks, Esq.
Buchanan Ingersoll & Rooney PC
919 North Market Street, Suite 1500
Wilmington, DE 19801

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Timothy Jay Houseal, Esq.
William E. Gamgort, Esq.
Elise K. Wolpert, Esq.
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Allison S. Eisen, Esq.
Kathryn E. Garza, Esq.
Peter S. Jorgensen, Esq.
Williams & Connolly LLP
680 Maine Avenue, S.W. Washington,
D.C. 20024

Counsel for Security Services, LLC

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

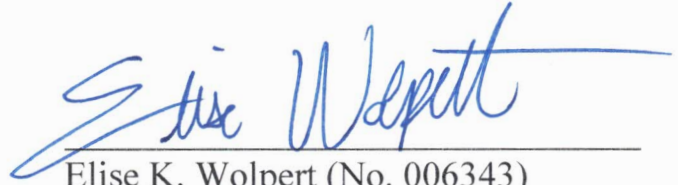
RODNEY JOFFE,)
)
) Plaintiff,)
)
 v.)
) C.A. No. 2022-1041-KSJM
 NEUSTAR, INC. and SECURITY)
 SERVICES, LLC,)
)
) Defendants.)

**AFFIDAVIT OF SERVICE OF AMENDED SUBPOENA UPON
JANNOL LAW GROUP**

I, Elise K. Wolpert, do hereby state as follows:

1. I am an attorney with the law firm of Young Conaway Stargatt & Taylor, LLP, and I represent Defendant Security Services, LLC in the above-captioned action. I am admitted to practice before and am in good standing with the Bar of the Supreme Court of the State of Delaware.
2. I am over 21 years of age and fully competent to make this Affidavit.
3. Counsel for Defendant Security Services caused to be served the attached subpoena *ad testificandum* upon non-party Jannol Law Group. The subpoena was served upon Craig Ferrere, Esq., counsel for Plaintiff, on May 5, 2023 by agreement.

4. I declare under penalty of perjury under the laws of Delaware that the foregoing is true and correct.



Elise K. Wolpert (No. 006343)
YOUNG CONAWAY STARGATT
& TAYLOR, LLP
Rodney Square
1000 North King Street
Wilmington, DE 19801
(302) 571-6623

SWORN TO and SUBSCRIBED before me

this 4 day of May, 2023



Notary Public *Alexander T. Carbin*

My Commission expires: *BAR ID 6145*