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CLERK, U.S. DISTRICT COURT
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CENTRAL DISTRICT OF CALIFORNIA
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14 **UNITED STATES DISTRICT COURT**
15 **CENTRAL DISTRICT OF CALIFORNIA**
16 **WESTERN DIVISION**

17 **SECURITIES AND EXCHANGE**
18 **COMMISSION,**

19 **Plaintiff,**

20 **vs.**

21 **TITANIUM BLOCKCHAIN**
22 **INFRASTRUCTURE SERVICES,**
23 **INC.; EHI INTERNETWORK AND**
24 **SYSTEMS MANAGEMENT, INC.**
25 **aka EHI-INSM, INC.; and MICHAEL**
26 **ALAN STOLLERY aka MICHAEL**
27 **STOLLAIRE,**

28 **Defendants.**

Case No. **CV18-4315-DSF(JPRx)**
DECLARATION OF JOSEPH J.
CATALANO

DECLARATION OF JOSEPH J. CATALANO

I, Joseph J. Catalano, declare, pursuant to 28 U.S.C. § 1746, as follows:

1. I am employed by MUFG Union Bank, N.A. (“Union Bank”) as Deputy General Counsel and Managing Director Litigation, Governmental Investigations, Human Resources, in the MUFG Americas Legal Department. I have personal knowledge of the matters set forth below and, if called as a witness, would testify to these facts under oath.

2. I make this declaration at the request of the United States Securities and Exchange Commission (“SEC”).

3. Union Bank is a subsidiary of MUFG Americas Holdings Corporation, which is a financial holding company, bank holding company and intermediate holding company with total assets of \$154.9 billion at September 30, 2017. Union Bank provides an array of financial services to individuals, small businesses, middle-market companies, and major corporations. As of September 30, 2017, Union Bank operated 361 branches, comprised primarily of retail banking branches in the West Coast states, along with commercial branches in Texas, Illinois, New York and Georgia.

4. In my capacity as Deputy General Counsel and Managing Director Litigation, Governmental Investigations, Human Resources of Union Bank, I am aware that on or about December 1, 2012, Union Bank announced publicly that it completed its purchase of Pacific Capital Bancorp, a bank holding company headquartered in Santa Barbara, California, and that as part of the transaction, Santa Barbara Bank & Trust, N.A. (“SBB&T”) would be merged with and into Union Bank. I am also aware that on or about December 3, 2012, the United States Comptroller of the Currency officially certified the merger of SBB&T into Union Bank.

5. On or about February 12, 2018, the SEC requested that Union Bank

1 provide it with certain information concerning companies called Titanium Blockchain
2 Infrastructure Services, Inc. ("TBIS") and EHI Internetwork and Systems
3 Management, Inc. ("EHI"), and an individual named Michael Stollaire aka Michael
4 Stollery or Michael Stoller ("Stollaire").

5 6. In my capacity as Deputy General Counsel and Managing Director
6 Litigation, Governmental Investigations, Human Resources of Union Bank, I am
7 required, periodically and as needed, to become familiar with the entities with which
8 Union Bank has contracts, agreements, and/or business relationships as a vendor. In
9 addition, in my capacity as Deputy General Counsel and Managing Director
10 Litigation, Governmental Investigations, Human Resources of Union Bank, I share
11 responsibility with other members of the MUFG Americas Legal Department and
12 others to protect Union Bank's trade name, trademarks, and service marks from
13 infringement and other unauthorized uses by third parties. In response to the SEC's
14 request, and at my direction, Union Bank personnel reviewed the books, records,
15 files, and computer systems of the business units within Union Bank that might
16 reasonably be expected to have or to have had any type of business relationship with
17 TBIS or EHI or Stollaire as a vendor.

18 7. Union Bank keeps and maintains business records in the course of its
19 transactions and regularly conducted activities as a regular practice. It is Union
20 Bank's practice to prepare such records at or near the time of the occurrence of the
21 matters set forth by, or from information transmitted by, a person with knowledge of
22 those matters. Union Bank maintains books and records of entities and persons with
23 which it has contracts, agreements, and/or business relationships as vendor, as well as
24 authorized uses by third parties of its trade name, trademarks, and service marks.
25 Union Bank also maintains books and records of entities and persons with which it
26 has engaged as a vendor, contractor, or consultant. For the purposes of this
27 declaration, as Deputy General Counsel and Managing Director Litigation,
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1 Governmental Investigations, Human Resources of Union Bank, I am the custodian
2 of those records or am otherwise qualified to testify about them.

3 8. Union Bank's books and records are current as of the date of this
4 declaration. The search of these materials has not disclosed any current or past
5 relationship between SBB&T and TBIS or EHI or Stollaire as vendor for SBB&T.
6 These materials have not disclosed that Stollaire was an employee of SBB&T as of
7 August 28, 2012.

8 9. The search of these materials has not disclosed that SBB&T has
9 authorized TBIS or EHI or Stollaire to use SBB&T's name or logo in their marketing
10 or advertising or for any other purpose.

11 10. The SEC provided Union Bank with a purported testimonial attributed to
12 "Shawn Duex, Director of Enterprise Technology, Santa Barbara Bank & Trust" that
13 appeared on the TBIS website. The search of Union Bank's books and records has
14 not disclosed that anyone with the name Shawn Duex was an employee of SBB&T as
15 of August 28, 2012.

16 11. The SEC provided Union Bank with a purported testimonial attributed to
17 "Eran Jenkins, Senior Linux/UNIX/Windows Administrator, Santa Barbara Bank &
18 Trust" that appeared on the TBIS website, and a similar testimonial attributed to Mr.
19 Jenkins appeared on the EHI website. The search of Union Bank's books and records
20 has not disclosed that anyone with the name Eran Jenkins was an employee of
21 SBB&T as of August 28, 2012.


22 12. The search of these materials has not disclosed that the publication of
23 these purported testimonials on the TBIS and EHI websites were authorized by Union
24 Bank.

25 13. Union Bank acquired all of SBB&T's rights to its name and logo in the
26 merger of SBB&T into Union Bank on or about December 1, 2012. The search of
27 Union Bank's books and records has not disclosed that Union Bank ever authorized
28 TBIS or

1 EHI or Stollaire to use SBB&T's name or logo in their marketing or advertising.
2 Union Bank considers a third-party's unauthorized use of the "SBB&T" name or logo
3 in marketing or advertising as an infringement of its intellectual property.

4 I declare under penalty of perjury under the laws of the United States of
5 America that the foregoing is true and correct.

6 Executed this 14th day of March, 2018 at San Francisco, California.

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9 Joseph J. Catalano

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