

1 DAVID J. VAN HAVERMAAT (Cal. Bar No. 175761)  
Email: vanhavermaatd@sec.gov  
2 DAVID S. BROWN (Cal. Bar No. 134569)  
Email: browndav@sec.gov

3 Attorneys for Plaintiff  
4 Securities and Exchange Commission

5 Joseph G. Sansone, Unit Chief (Market Abuse Unit)  
New York Regional Office  
6 200 Vesey Street, Suite 400  
New York, New York 10281

7 Robert A. Cohen, Unit Chief (Cyber Unit)  
8 Headquarters  
100 F Street, N.E.  
9 Washington, District of Columbia 20549

10 Michele Wein Layne, Regional Director  
Amy Jane Longo, Regional Trial Counsel  
11 444 S. Flower Street, Suite 900  
Los Angeles, California 90071  
12 Telephone: (323) 965-3998  
Facsimile: (213) 443-1904

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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.  
aka EHI-INSM, INC.; and MICHAEL  
25 ALAN STOLLERY aka MICHAEL  
STOLLAIRE,

26 Defendants.

Case No. CV18-4315-DSF(JPRx)  
27 **DECLARATION OF GENE D.**  
28 **LEVOFF**

**DECLARATION OF GENE D. LEVOFF**

I, Gene D. Levoff, declare, pursuant to 28 U.S.C. § 1746, as follows:

1. I am employed by Apple Inc. (“Apple”) as the Associate General Counsel, Corporate Law and Corporate Secretary. The facts stated below are personally known to me and, if called as a witness, I could and would testify to the truth of these facts under oath.

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

3. Apple designs, manufactures and markets mobile communication and media devices and personal computers, and sells a variety of related software, services, accessories, networking solutions and third-party digital content and applications. Apple’s products and services include iPhone<sup>®</sup>, iPad<sup>®</sup>, Mac<sup>®</sup>, Apple Watch<sup>®</sup>, Apple TV<sup>®</sup>, a portfolio of consumer and professional software applications, iOS, macOS<sup>®</sup>, watchOS<sup>®</sup> and tvOS<sup>™</sup> operating systems, iCloud<sup>®</sup>, Apple Pay<sup>®</sup> and a variety of accessory, service and support offerings. Apple sells and delivers digital content and applications through the iTunes Store<sup>®</sup>, App Store<sup>®</sup>, Mac App Store, TV App Store, iBooks Store<sup>®</sup> and Apple Music<sup>®</sup>. Apple sells its products worldwide through its retail stores, online stores and direct sales force, as well as through third-party cellular network carriers, wholesalers, retailers and value-added resellers. In addition, Apple sells a variety of third-party Apple-compatible products, including application software and various accessories through its retail and online stores. Apple sells to consumers, small and mid-sized businesses and education, enterprise and government customers.

4. On or about February 6, 2018, the SEC requested that Apple provide it with certain information concerning companies called Titanium Blockchain Infrastructure Services, Inc. (“TBIS”) and EHI Internetwork and Systems Management, Inc. (“EHI”), and an individual named Michael Stollaire aka Michael Stollery or Michael Stoller (“Stollaire”).

1           5.       In my capacity as the Associate General Counsel, Corporate Law and  
2 Corporate Secretary of Apple, I am required, periodically and as needed, to become  
3 familiar with the entities with which Apple has contracts, agreements, and/or other  
4 substantive business relationships, including alliances. In addition, in my capacity as  
5 the Associate General Counsel, Corporate Law and Corporate Secretary of Apple, I  
6 share responsibility with other members of Apple's legal department, intellectual  
7 property counsel, and others to protect Apple's trade name, trademarks, and service  
8 marks from infringement and other unauthorized uses by third parties.

9           6.       Apple keeps and maintains business records in the course of its  
10 transactions and regularly conducted activities as a regular practice. It is Apple's  
11 practice to prepare such records at or near the time of the occurrence of the matters  
12 set forth by, or from information transmitted by, a person with knowledge of those  
13 matters. Apple maintains books and records of entities and persons with which it has  
14 contracts, agreements, and/or other substantive business relationships, such as the  
15 purchase and sale of a product or service, making an investment, or entering into an  
16 alliance, including authorized uses by third parties of its trade name, trademarks, and  
17 service marks. Apple also maintains books and records of entities and persons with  
18 which it has engaged as an employee, vendor, contractor, or consultant. For the  
19 purposes of this declaration, as the Associate General Counsel, Corporate Law and  
20 Corporate Secretary of Apple, I am the custodian of those records or am otherwise  
21 qualified to testify about them. Apple's books and records are current as of the date  
22 of this declaration.

23           7.       In response to the SEC's request, and at my direction, certain of Apple's  
24 personnel reviewed certain of Apple's books, records, files, and computer systems  
25 that might reasonably be expected to have information related to any business  
26 relationship with TBIS or EHI or Stollaire including as a customer, client, vendor,  
27 employee, contractor, consultant, or other type of business relationship (the  
28 "Records").

