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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ORANGE – CENTRAL JUSTICE CENTER**

**SOFTWARE FREEDOM CONSERVANCY,
INC., a New York Non-Profit Corporation,**

Plaintiff,

v.

**VIZIO, INC., a California Corporation; and
DOES 1 to 50, Inclusive,**

Defendants.

CASE NO.: 30-2021-01226723-CU-BC-CJC

[Hon. Sandy Leal / Dept. C33]

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF PLAINTIFF SOFTWARE
FREEDOM CONSERVANCY, INC.'S
MOTION FOR SUMMARY ADJUDICATION
OF ISSUES**

*[Notice of Motion and Motion; Memorandum of
Points and Authorities; Declarations of Bradley M.
Kuhn, Paul Visscher, Sa'id Vakili and Zoe
Kooyman; Proposed Order; and Appendix of Exhs.
submitted concurrently herewith]*

Date: October 16, 2025

Time: 10:00 a.m.

Dept.: C33

1 **TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that pursuant to California *Rules of Court*, Rules 3.1113(l),
3 3.1306(c) and California *Evidence Code* § 452, subds. (d), and (h), plaintiff Software Freedom
4 Conservancy, Inc. (“Plaintiff” or “SFC”), will and hereby does, request that the Court take judicial notice
5 of its own file in this matter, and in addition, specifically requests judicial notice of the following:

6 1. June 1991—GNU General Public License (the “GPLv2”), Version 2, June 1991, at
7 <https://www.gnu.org/licenses/old-licenses/gpl-2.0-standalone.html>, attached as **Exhibit “1”** to the
8 concurrently filed Appendix of Exhibits in support of SFC’s Motion for Summary Judgment or, in the
9 Alternative, for Summary Adjudication (the “Appendix”);

10 2. GNU Lesser General Public License (“LGPLv.2.1”), version 2.1, February 1999, at
11 <https://www.gnu.org/licenses/old-licenses/lgpl-2.1-standalone.html>, attached as **Exhibit “2”** to the
Appendix;

12 3. Exhibit 5 to the Declaration of Michael E. Williams in support of VIZIO, Inc.’s
13 Opposition to Software Freedom Conservancy, Inc.’s Motion to Remand, filed in *Software Freedom*
14 *Conservancy, Inc. v. VIZIO, Inc.*, United States District Court, Central District of California, Case No.
15 8:21-cv-01943 (the “USDC Removal Action”), attached as **Exhibit “3”** to the Appendix;

16 4. Declaration of Michael E. Williams, dated April 22, 2022, in support of VIZIO, Inc.’s
17 Opposition to Software Freedom Conservancy, Inc.’s Motion to Remand, filed in the USDC Removal
Action (without exhibits thereto), attached as **Exhibit “5”** to the Appendix;

18 5. Judge Josephine L. Staton’s Order in the USDC Removal Action, granting SFC’s Motion
19 to Remand and remanding this action to this Court, dated May 13, 2022, attached as **Exhibit “6”** to the
20 Appendix;

21 6. This Court’s Minute Order, dated December 29, 2023 (*Software Freedom Conservancy,*
22 *Inc. v. VIZIO, Inc.*, Orange County Superior Court, Case No. 30-2021-01226723-CU-BC-CJC), attached
23 as **Exhibit “7”** to the Appendix;

24 7. This Court’s Minute Order, dated March 26, 2024 (*Software Freedom Conservancy, Inc.*
25 *v. VIZIO, Inc.*, Orange County Superior Court, Case No. 30-2021-01226723-CU-BC-CJC), attached as
Exhibit “8” to the Appendix;

26 8. Printout of webpage at <https://www.vizio.com/en/tv/overview>, entitled “America’s
27 Smart TV”, attached as **Exhibit “9”** to the Appendix;
28

1 9. Printout of an article from Wikipedia entitled "Smart TV," at
2 https://en.wikipedia.org/wiki/Smart_TV, last visited July 6, 2023, attached as **Exhibit "10"** to the
3 Appendix;

4 10. Selected pages from a Form S-1 Registration Statement Under The Securities Act of
5 1933, filed by VIZIO Holding Corp. with the United States Securities and Exchange Commission on
6 March 1, 2021, attached as **Exhibit "11"** to the Appendix; and

7 11. "Frequently Asked Questions about the GNU Licenses," printed from
8 <https://www.gnu.org/licenses/gpl-faq.html#WhoHasThePower> on May 22, 2025, attached as **Exhibit**
9 **"12"** to the Appendix.

10 DATED: May 23, 2025

VAKILI & LEUS, LLP

11
12 By: 

13 Sa'id Vakili, Esq.

14 David N. Schultz, Esq.

15 *Attorneys for Plaintiff Software Freedom*
16 *Conservancy, Inc.*
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1 **PROOF OF SERVICE**

2 *Software Freedom Conservancy, Inc. v. VIZIO, Inc., et al.*
3 *OCSC Case No.: 30-2021-01226723-CU-BC-CJC*

4 I am employed in the County of Los Angeles, State of California. I am over the age of 18 and
5 not a party to the within action. My business address is 3701 Wilshire Boulevard, Suite 1135, Los
6 Angeles, California 90010.

7 On May 23, 2025, I served the foregoing document described as **REQUEST FOR JUDICIAL
8 NOTICE IN SUPPORT OF PLAINTIFF SOFTWARE FREEDOM CONSERVANCY, INC.'S
9 MOTION FOR SUMMARY ADJUDICATION OF ISSUES** on all interested parties in this action at
10 the addresses listed below, as follows:

11 **QUINN EMANUEL URQUHART & SULLIVAN, LLP**

12 Michael E. Williams, Esq. (michaelwilliams@quinnemanuel.com)

13 Daniel C. Posner, Esq. (danposner@quinnemanuel.com)

14 John Z. Yin, Esq. (johnyin@quinnemanuel.com)

15 Arian J. Koochesfahani, Esq. (ariankoochesfahani@quinnemanuel.com)

16 865 South Figueroa Street, 10th Floor

17 Los Angeles, California 90017-5003

18 **213/443-3000** | Fax: 213/443-3100

19 *Counsel for Defendant Vizio, Inc.*

20 () FOR COLLECTION. By placing true copies thereof enclosed in sealed envelopes,
21 addressed as above, and by placing said sealed envelopes for collection and mailing on that date
22 following ordinary business practices. I am "readily familiar" with the business' practice for collection
23 and processing of correspondence for mailing the U.S. Postal Service. Under that practice, the sealed
24 envelopes would be deposited with the U.S. Postal Service on that same day with postage thereon fully
25 prepaid at Los Angeles, California, in the ordinary course of business.

26 () OVERNIGHT DELIVERY (DROP-OFF) (CCP §1013(c)). By placing a true copy
27 thereof enclosed in a sealed envelope or package as designated by an overnight mail courier, addressed
28 as above, and depositing said envelope or package, with delivery fees provided for, in a box regularly
maintained by the overnight mail courier at 3701 Wilshire Boulevard, Los Angeles, California 90010.

(☒) VIA ELECTRONIC TRANSMISSION. I caused to be transmitted a true copy thereof
to the designated counsel listed above to his respective e-mail address, pursuant to California *Code of
Civil Procedure* § 1010.6. I did not receive, within a reasonable time after the transmission, any
electronic message or other indication that the transmission was unsuccessful.

() PERSONAL DELIVERY. I caused to be served by messenger for personal delivery that
same day the foregoing documents in a sealed envelope to the above persons at the address(es) listed in
the attached Service List.

I declare under penalty under the laws of the State of California that the above is true and correct.
Executed on May 23, 2025, at Los Angeles, California.

27 Jason C. Ming
28 (Printed Name)


(Signature)