

EXHIBIT

21

Monday, August 17, 2026 at 6:52:05 AM Pacific Daylight Time

Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla
Date: Tuesday, August 11, 2026 at 4:18:05 PM Pacific Daylight Time
From: Tanner Laiche
To: Jun Zheng, Rocco Magni, Gina Cremona
CC: Emily Portuguese, Tamar Lusztig, Brian Melton, Max Tribble, Samuel Drezdson, Richard Wojtczak, Rachel Hanna, Ashraf Fawzy
Attachments: Outlook-6C509A71.png, Outlook-6C509A71.png

Counsel,

We have reviewed the declaration. Neural AI does not consider this matter concluded. The declaration is materially insufficient in several respects:

1. The declaration addresses only GPU and partial software identification. It omits entirely the paragraphs addressing unmodified use of NVIDIA software (draft ¶ 7), hardware/software functioning as designed by NVIDIA (draft ¶ 8), use of NVIDIA-distributed pretrained models (draft ¶ 9), CPU/GPU memory architecture (draft ¶¶ 10–11), standard data flow from CPU memory to GPU memory including the use of GPUDirect (draft ¶¶ 12–13), U.S. operations (draft ¶ 14), and frequency of use (draft ¶ 15). These are key issues within the scope of the subpoena that you unilaterally refused to address.
2. The draft declaration organized software into three categories (draft ¶¶ 4, 5, 6) reflecting distinct layers of the accused stack. Tesla collapsed these into a single undifferentiated list and did not address application-layer platforms.
3. The declaration states that PyTorch and Triton are not NVIDIA-provided without confirming whether Tesla uses them on NVIDIA GPUs. NVIDIA distributes and optimizes PyTorch for use within its GPU-accelerated ecosystem, and Neural AI's infringement contentions identify PyTorch as part of the accused software stack. Additionally, "Triton" refers to NVIDIA Triton Inference Server—not the Triton compiler language—which the declaration does not address.

Neural AI's offer to accept a declaration was expressly "subject to resolving any material gaps." The gaps identified above are material.

Given these deficiencies, Neural AI intends to pursue (1) document production responsive to the outstanding requests, and (2) deposition testimony from a Tesla Rule 30(b)(6) designee. The testimony subpoena noticed for September 14, 2026 remains in effect.

We are available to meet and confer this week to resolve these issues short of motion practice. Please provide available times.

Regards,

Tanner Laiche

Susman Godfrey LLP

206.505.3816 | tlaiche@susmangodfrey.com

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This e-mail contains privileged and confidential information, which may be subject to the attorney-client privilege and/or attorney work product protection. If you received this message in error, please notify the sender and delete it immediately.

From: Jun Zheng <zhengjun@tesla.com>

Date: Monday, August 10, 2026 at 11:57 PM

To: Tanner Laiche <TLaiche@susmangodfrey.com>; Rocco Magni <RMagni@susmangodfrey.com>; Gina Cremona <gcremona@tesla.com>

Cc: Emily Portuguese <EPortuguese@susmangodfrey.com>; Tamar Lusztig <TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdron <SDrezdron@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>; Ashraf Fawzy <afawzy@tesla.com>

Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

EXTERNAL Email

Counsel,

As discussed during the meet-and-confers on July 28 and Aug. 7, and in view of Tesla's objections served on July 21, Neural AI stated it would accept a declaration in lieu of document production and deposition testimony. Accordingly, Tesla conducted a reasonable investigation into which NVIDIA GPUs and software identified in Neural AI's subpoena Tesla uses and whether Tesla uses that software off the shelf. The attached declaration provides that information. Tesla considers this matter concluded.

Regards,

Jun Zheng

Sr. Counsel, IP Litigation

1 Tesla Road, Austin, TX 78725

✉ zhengjun@tesla.com

T E S L A

From: Tanner Laiche <TLaiche@susmangodfrey.com>

Sent: Thursday, August 6, 2026 12:14 PM

To: Jun Zheng <zhengjun@tesla.com>; Rocco Magni <RMagni@susmangodfrey.com>; Gina Cremona <gcremona@tesla.com>

Cc: Emily Portuguese <EPortuguese@susmangodfrey.com>; Tamar Lusztig

<TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdzon <SDrezdzon@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>; Ashraf Fawzy <afawzy@tesla.com>

Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

Counsel,

I am available tomorrow at 9:30 am CT. I will circulate a calendar invite.

Regards,

Tanner Laiche

Susman Godfrey LLP

206.505.3816 | tlaiche@susmangodfrey.com

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From: Jun Zheng <zhengjun@tesla.com>

Date: Wednesday, August 5, 2026 at 1:31 PM

To: Tanner Laiche <TLaiche@susmangodfrey.com>; Rocco Magni <RMagni@susmangodfrey.com>; Gina Cremona <gcremona@tesla.com>

Cc: Emily Portuguese <EPortuguese@susmangodfrey.com>; Tamar Lusztig <TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdzon <SDrezdzon@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>; Ashraf Fawzy <afawzy@tesla.com>

Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

EXTERNAL Email

Tanner,

We are available to meet and confer this Friday between 9-10 AM CT. Please let us know if that works for your team.

Thanks,

Jun Zheng

Sr. Counsel, IP Litigation

1 Tesla Road, Austin, TX 78725

zhengjun@tesla.com

T E S L A

From: Tanner Laiche <TLaiche@susmangodfrey.com>
Sent: Tuesday, August 4, 2026 1:28 PM
To: Rocco Magni <RMagni@susmangodfrey.com>; Gina Cremona <gcremona@tesla.com>
Cc: Jun Zheng <zhengjun@tesla.com>; Emily Portuguese <EPortuguese@susmangodfrey.com>; Tamar Lusztig <TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdzon <SDrezdzon@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>; Ashraf Fawzy <afawzy@tesla.com>
Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

Counsel,

I am following up on Rocco's email.

Despite the parties' prior meet-and-confers, document discovery in the underlying action closes on August 11. Unless the parties can promptly reach a resolution, that deadline leaves Neural AI no practical alternative but to move to compel by the end of this week or, at the latest, August 10, to preserve its rights.

To reduce burden and potentially avoid motion practice, I am attaching a short set of questions intended to guide your investigation and help identify the responsive information, and also recirculating the draft declaration we previously shared, and that Tesla may revise to ensure its accuracy.

If Tesla commits to provide an executed declaration, Neural AI is willing to consider accepting the declaration in lieu of further document production and/or deposition testimony, subject to resolving any material gaps. Otherwise, the discovery deadline will force Neural AI to move to compel by or before August 10 to preserve its rights. Even if a motion becomes necessary, we remain open to resolving the issues promptly and mooted or withdrawing the motion through compliance.

We are available this week to further meet and confer as necessary.

Regards,

Tanner Laiche
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401 Union Street | Suite 3000 | Seattle, WA 98101
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From: Rocco Magni <RMagni@susmangodfrey.com>
Date: Sunday, August 2, 2026 at 6:57 PM
To: Gina Cremona <gcremona@tesla.com>
Cc: Jun Zheng <zhengjun@tesla.com>; Tanner Laiche <TLaiche@susmangodfrey.com>; Emily Portuguese <EPortuguese@susmangodfrey.com>; Tamar Lusztig <TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdson <SDrezdson@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>; Ashraf Fawzy <afawzy@tesla.com>
Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

Gina and Ashraf,

Our discovery deadline is approaching soon. Please let us know when you can confer again this upcoming week. Thanks.

--

Rocco F. Magni
Partner | **Susman Godfrey LLP**
Office: 713.653.7861
Cell: 512.514.3519

Firm Bio

This e-mail may contain privileged and confidential information. If you received this message in error, please notify the sender and delete it immediately.

From: Rocco Magni <RMagni@susmangodfrey.com>
Date: Tuesday, July 28, 2026 at 6:52 PM
To: Gina Cremona <gcremona@tesla.com>
Cc: Jun Zheng <zhengjun@tesla.com>; Tanner Laiche <TLaiche@susmangodfrey.com>; Emily Portuguese <EPortuguese@susmangodfrey.com>; Tamar Lusztig <TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdson <SDrezdson@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>; Ashraf Fawzy <afawzy@tesla.com>
Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

Gina and Ashraf,

Thanks for speaking today. Attached is a draft of the declaration I referred to on our call.

Best,

Rocco

--

Rocco F. Magni
Partner | **Susman Godfrey LLP**
Office: 713.653.7861
Cell: 512.514.3519

Firm Bio

This e-mail may contain privileged and confidential information. If you received this message in error, please notify the sender and delete it immediately.

From: Gina Cremona <gcremona@tesla.com>

Date: Thursday, July 23, 2026 at 9:45 AM

To: Rocco Magni <RMagni@susmangodfrey.com>

Cc: Jun Zheng <zhengjun@tesla.com>; Tanner Laiche <TLaiche@susmangodfrey.com>;

Emily Portuguese <EPortuguese@susmangodfrey.com>; Tamar Lusztig

<TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max

Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdson

<SDrezdson@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>;

Rachel Hanna <RHanna@susmangodfrey.com>; Ashraf Fawzy <afawzy@tesla.com>

Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

EXTERNAL Email

Hi Rocco, we are not available today.

From: Rocco Magni <RMagni@susmangodfrey.com>

Sent: Wednesday, July 22, 2026 12:01 PM

To: Gina Cremona <gcremona@tesla.com>

Cc: Jun Zheng <zhengjun@tesla.com>; Tanner Laiche

<TLaiche@susmangodfrey.com>; Emily Portuguese

<EPortuguese@susmangodfrey.com>; Tamar Lusztig

<TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max

Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdson

<SDrezdson@susmangodfrey.com>; Richard Wojtczak

<rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>;

Ashraf Fawzy <afawzy@tesla.com>

Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

Would tomorrow work?

--

Rocco F. Magni
Partner | Susman Godfrey LLP

Office: 713.653.7861
Cell: 512.514.3519

Firm Bio

This e-mail may contain privileged and confidential information. If you received this message in error, please notify the sender and delete it immediately.

On Jul 22, 2026, at 2:54 PM, Gina Cremona <gcremona@tesla.com> wrote:

EXTERNAL Email

Hi Rocco,

We are not available on Friday, but can meet on Tuesday, July 28 between 8-10 am PT.

Thanks,
Gina

From: Rocco Magni <RMagni@susmangodfrey.com>
Sent: Wednesday, July 22, 2026 6:54 AM
To: Jun Zheng <zhengjun@tesla.com>; Gina Cremona <gcremona@tesla.com>
Cc: Tanner Laiche <TLaiche@susmangodfrey.com>; Emily Portuguese <EPortuguese@susmangodfrey.com>; Tamar Lusztig <TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdzon <SDrezdzon@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>; Ashraf Fawzy <afawzy@tesla.com>; Jun Zheng <zhengjun@tesla.com>
Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

Jun,

Please provide times to meet and confer on Friday 7/24. Thanks.

--

Rocco F. Magni

Partner | **Susman Godfrey LLP**

Office: 713.653.7861

Cell: 512.514.3519

Firm Bio

This e-mail may contain privileged and confidential information. If you received this message in error, please notify the sender and delete it immediately.

From: Jun Zheng <zhengjun@tesla.com>

Date: Tuesday, July 21, 2026 at 7:37 PM

To: Rocco Magni <RMagni@susmangodfrey.com>; Gina Cremona <gcremona@tesla.com>

Cc: Tanner Laiche <TLaiche@susmangodfrey.com>; Emily Portuguese <EPortuguese@susmangodfrey.com>; Tamar Lusztig <TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdson <SDrezdson@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>; Ashraf Fawzy <afawzy@tesla.com>; Jun Zheng <zhengjun@tesla.com>

Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

EXTERNAL Email
Rocco,

We understand from the email exchange below that the noticed date for testimony subpoena is now Sept. 14, 2026. In the meantime, attached please find Tesla's objections and responses to Neural AI's subpoena.

Thanks!

Jun Zheng

Sr. Counsel, IP Litigation

1 Tesla Road, Austin, TX 78725

E zhengjun@tesla.com

<Outlook-6C509A71.png>

From: Gina Cremona <gcremona@tesla.com>

Sent: Monday, July 20, 2026 1:07 PM

To: Rocco Magni <RMagni@susmangodfrey.com>

Cc: Tanner Laiche <TLaiche@susmangodfrey.com>; Emily Portuguese <EPortuguese@susmangodfrey.com>; Tamar Lusztig

<TLusztig@susmangodfrey.com>; Brian Melton
<BMelton@SusmanGodfrey.com>; Max Tribble
<MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdzon
<SDrezdzon@susmangodfrey.com>; Richard Wojtczak
<rwojtczak@susmangodfrey.com>; Rachel Hanna
<RHanna@susmangodfrey.com>; Ashraf Fawzy <afawzy@tesla.com>; Jun
Zheng <zhengjun@tesla.com>
Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) -
Subpoena to Tesla

Hi Rocco,

Tesla cannot provide an agreed date for deposition until we have reviewed and responded to the subpoenas. However, we can agree to Sept. 14 as the noticed date for testimony subpoena for now, subject to modification once we have responded to the document subpoena.

Regards,
Gina

From: Rocco Magni <RMagni@susmangodfrey.com>
Sent: Wednesday, July 15, 2026 12:58 PM
To: Gina Cremona <gcremona@tesla.com>
Cc: Tanner Laiche <TLaiche@susmangodfrey.com>; Emily Portuguese
<EPortuguese@susmangodfrey.com>; Tamar Lusztig
<TLusztig@susmangodfrey.com>; Brian Melton
<BMelton@SusmanGodfrey.com>; Max Tribble
<MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdzon
<SDrezdzon@susmangodfrey.com>; Richard Wojtczak
<rwojtczak@susmangodfrey.com>; Rachel Hanna
<RHanna@susmangodfrey.com>
Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) -
Subpoena to Tesla

Gina,

We'll agree to pull down the July 28 date once we have an agreed replacement date.
Let us know what date works for you and we'll withdraw the current notice.
Thanks.

--

Rocco F. Magni
Partner | Susman Godfrey LLP
Office: 713.653.7861
Cell: 512.514.3519

[Firm Bio](#)

This e-mail may contain privileged and confidential information. If you received this message in error, please notify the sender and delete it immediately.

On Jul 15, 2026, at 3:54 PM, Gina Cremona <gcremona@tesla.com> wrote:

EXTERNAL Email

Hi Rocco,

Understood. To confirm, the deposition date of July 28 is off calendar, and we will work on agreeing to a new date.

Regards,
Gina

From: Rocco Magni <RMagni@susmangodfrey.com>
Sent: Tuesday, July 14, 2026 5:28 PM
To: Gina Cremona <gcremona@tesla.com>; Tanner Laiche <TLaiche@susmangodfrey.com>; Emily Portuguese <EPortuguese@susmangodfrey.com>
Cc: Tamar Lusztig <TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdzon <SDrezdzon@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>
Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

Ms. Cremona,

Discovery has not been extended; only depositions. Written discovery will still close on August 11.

We can work with you on a deposition date between now and September 14. But we do not have flexibility on the timing of your RFP responses and document production beyond the 1 week extension we noted below.

Best,

Rocco

--

Rocco F. Magni

Partner | **Susman Godfrey LLP**

Office: 713.653.7861

Cell: 512.514.3519

Firm Bio

This e-mail may contain privileged and confidential information. If you received this message in error, please notify the sender and delete it immediately.

From: Gina Cremona <gcremona@tesla.com>

Date: Tuesday, July 14, 2026 at 8:19 PM

To: Tanner Laiche <TLaiche@susmangodfrey.com>; Emily Portuguese <EPortuguese@susmangodfrey.com>

Cc: Rocco Magni <RMagni@susmangodfrey.com>; Tamar Lusztig <TLusztig@susmangodfrey.com>; Brian Melton <BMelton@SusmanGodfrey.com>; Max Tribble <MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdzon <SDrezdzon@susmangodfrey.com>; Richard Wojtczak <rwojtczak@susmangodfrey.com>; Rachel Hanna <RHanna@susmangodfrey.com>

Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

EXTERNAL Email
Counsel,

It has come to our attention that the discovery deadline in this case has been extended. Due to summer vacations and people being out of the office, we renew our request for an additional 2-week extension such that our deadlines will be Aug. 4 and Aug. 11.

Regards,
Gina

From: Tanner Laiche <TLaiche@susmangodfrey.com>

Sent: Monday, July 6, 2026 5:20 PM

To: Gina Cremona <gcremona@tesla.com>; Emily Portuguese <EPortuguese@susmangodfrey.com>

Cc: Rocco Magni <RMagni@susmangodfrey.com>; Tamar Lusztig <TLusztig@susmangodfrey.com>; Brian Melton

<BMelton@SusmanGodfrey.com>; Max Tribble
<MTRIBBLE@SusmanGodfrey.com>; Samuel Drezdson
<SDrezdson@susmangodfrey.com>; Richard Wojtczak
<rwojtczak@susmangodfrey.com>; Rachel Hanna
<RHanna@susmangodfrey.com>
Subject: Re: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221
(W.D. Tex.) - Subpoena to Tesla

Counsel,

Thanks for reaching out. Given the upcoming close of fact discovery, Neural AI is not able to agree to a three-week extension. That said, we can agree to a one-week extension for Tesla's written objections/responses to the subpoena(s). A copy of the Protective Order is attached.

Regards,

Tanner Laiche
Susman Godfrey LLP
206.505.3816 | tlaiche@susmangodfrey.com
401 Union Street | Suite 3000 | Seattle, WA 98101
HOUSTON • LOS ANGELES • SEATTLE • NEW YORK

From: Gina Cremona <gcremona@tesla.com>
Date: Thursday, July 2, 2026 at 7:21 PM
To: Emily Portuguese <EPortuguese@susmangodfrey.com>
Subject: Neural AI, LLC v. Nvidia Corp., 7:24-cv-00221 (W.D. Tex.) - Subpoena to Tesla

EXTERNAL Email
Counsel,

We are in receipt of your Subpoena to Produce Documents and Subpoena for Testimony. Due to the holiday weekend and vacation schedules, we request a three-week extension to respond such that our deadlines will be Aug. 4 and Aug. 11.

Additionally, please provide us with a copy of the protective order.

Regards,
Gina

Gina H. Cremona
Senior Counsel, IP Litigation
1501 Page Mill Rd., Palo Alto, CA 94304
E gcremona@tesla.com T 650.647.0015

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