

EXHIBIT AA

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MPHASIC CORPORATION,

Plaintiff,

-against-

ALBERT ROJAS,

Defendants.

**DECLARATION OF
BRAD D. KELLY, L.P.I.**

25-cv-03175 (JMF)

Now comes Brad D. Kelly, L.P.I. and being first duly cautioned and sworn states as follows:

- 1) I am not a party to the above-styled action.
- 2) I am competent to testify and have personal knowledge of all the facts set forth in this Affidavit. All facts set forth herein are true to the best of my knowledge and belief.
- 3) I am a licensed private investigator and a 31-year veteran of the law enforcement industry. I also have an associate's degree in criminal justice and various other Ohio Certifications.
- 4) I have been retained by Mphasis Corporation ("Mphasis") to assist in the location of their former employee Albert Rodrigo Rojas and to facilitate the return of a company provided laptop with sensitive data and data access. I was also asked to personally serve Mr. Rojas with a copy of the complaint filed in this matter.
- 5) Mr. Rojas, is a 62 year old male born in Florida, raised in California and currently residing in New York City, at Chelsea Arms, 319 West 18th Street, Apartment 3F, New York NY, 10011.

- 6) On April 11, 2025, I called Mr. Rojas on his cell phone and informed him that I was tasked with picking up company laptop provided to him. Mr. Rojas informed me that he was currently in France, that the laptop provided to him by Mphasis was in his New York City apartment and that he would be returning to his apartment in New York City the following week. As a result, Mr. Rojas made arraignments for me to pick up the laptop provided by Mphasis on Thursday, April 17, 2025.

- 7) On Thursday, April 17, 2025, I traveled to Mr. Rojas' apartment located at Chelsea Arms in order to pick up the laptop computer as agreed and to provide Mr. Rojas with a copy of the complaint filed in this matter. When I arrived at his apartment around noon, no one answered the door. As a result, I spoke with both the superintendent of the building and the Mr. Rojas' next door neighbor who both indicated that Mr. Rojas had yet to return to his apartment and had been away for some time.

- 8) While still at his apartment building, I next called Mr. Rojas using his cell number and Mr. Rojas answered. Mr. Rojas told me that he was still in France. I asked him if he would allow the building superintendent to enter his apartment and retrieve the laptop. He refused. He also refused to tell me when he would be returning to New York and said that even if he was at his apartment, he would not return the laptop to me or to Mphasis. Mr. Rojas also said he was aware that Mphasis had filed the complaint in this matter against him and had reviewed it.

- 9) As a result of this refusal, I left Mr. Rojas apartment building without the laptop provided to Mr. Rojas by Mphasis, which is still in his possession and control.

DECLARATION PURSUANT TO 28 U.S.C. § 1746

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing information contained in this Declaration is true and correct.

Executed this 21st day of April, 2025.


Brad D. Kelly, L.P.I.