

EXHIBIT D

Exhibit C for U.S. Patent No. 9,445,251 Against ZTE Accused Products

In these Infringement Contentions, AGIS Software Development LLC (“AGIS”) contends that at least the following claims of U.S. Patent No. 9,445,251 (the “’251 Patent”) identified below are infringed by the Accused Products (e.g., phones and tablets) which are manufactured, sold, offered for sale, and/or used by Defendants ZTE (TX) Inc., ZTE (USA) Inc., and ZTE Corporation (collectively, “ZTE”).

The Accused Products comprise ZTE products running the Android mobile operating system and manufactured, used, or sold during and after 2011. For example, the Accused Products comprise the following Android-based phones and tablets: Adamant, Agent, Anthem 4G, Aspect, Avail / Merit, Avid 4, Avid 4G, Avid Plus, Avid Plus / Avid 828, Avid Trio / ZFive 2, Awe / Emblem, Axon, Axon 7 Max, Axon 7 mini, Axon Elite, Axon Lux, Axon M, Axon Max, Axon Mini, Axon Pro / Axon, Blade A1, Blade A2, Blade A2 Plus, Blade A2S, Blade A3, Blade A910, Blade C, Blade D Lux, Blade D2, Blade D6, Blade E, Blade Force, Blade G2, Blade L, Blade L3, Blade L5 Plus, Blade Max 3, Blade Max 3 / Max Blue, Blade Q, Blade Q Maxi, Blade Q Mini, Blade Qlux 4G, Blade S6, Blade S6 Lux, Blade S6 Plus, Blade S7, Blade Spark, Blade V580, Blade V6, Blade V7, Blade V7 Lite, Blade V7 Max, Blade V7 Plus, Blade V8, Blade V8 Lite, Blade V8 Mini, Blade V8 Pro, Blade Vantage, Blade Vec 3G, Blade Vec 4G, Blade X, Blade X Max, Blade X3, Blade X5, Blade X9, Blade Z Max, C78, C79, C88, CAPTR II / A210, Chorus, Citrine, Compel, Concord / Midnight, Concord II, CYMBAL LTE, Cymbal LTE (Verizon), Cymbal Z-320, Cymbal Z-320 / Cymbal LTE, Cymbal-C LTE, Cymbal-G LTE, CYMBAL-T, Cymbal-T LTE, Engage, Engage LT / Engage MT, Engage MT, Essence C70, F160, Fanfare, Fanfare 2, Fanfare 3, Flash, Force, Fury / Director, Geek, Grand Memo II LTE, Grand S Flex, Grand S II, Grand S Pro, Grand S3, Grand X, Grand X 3, Grand X 4, Grand X 4, Grand X Max 2 / Imperial MAX, Grand X Max+, Grand X Quad Lite, Grand XMax, Groove, Hawkeye, Imperial, Imperial II, Jasper LTE, Kis 3 Max, Kis Flex, Majesty, Majesty Pro, Majesty Pro LTE, Majesty Pro Plus LTE, Maven 2, Maven 2 / Sonata 3, Maven 3 / Overture 3, Max, MAX Blue LTE, MAX XL, Max+, Memo, Midnight PRO LTE, MSGM8 II, N919D, Nubia M2, Nubia M2 Lite, Nubia M2 Play, Nubia My Prague, Nubia N1, Nubia N1 lite, Nubia N2, Nubia Prague S, Nubia X6, Nubia Z11, Nubia Z11 Max, Nubia Z11 mini, Nubia Z11 mini S, Nubia Z17, Nubia Z17 Lite, Nubia Z17 mini, Nubia Z17 miniS, Nubia Z17S, Nubia Z7, Nubia Z7 Max, Nubia Z7 mini, Nubia Z9 Classic, Nubia Z9 Elite, Nubia Z9 Exclusive, Nubia Z9 Max, Nubia Z9 mini, Obsidian, Open, Open C, Open II, Overture, Overture 2 / Maven, Prelude / Avail 2, Prelude+, Prestige, Prestige 2, Q519T, Quartz, R225, Reef, Render, Salute, Savvy, Score M / Score, Small Fresh 4, Small Fresh 5, Solar, Sonata / Radiant, Sonata 2 / Paragon, Sonata 3, Source, Speed, Star 1, Star 2, Tempo, Tempo X, TXXM8 3G, V3 Energy Edition, V3 Extreme Edition, V3 Youth Edition, V5, V870, Valet, Vital / Supreme, Warp, Warp 4G, Warp 7, Warp Elite, Warp Sequent, Warp Sync, Whirl, Z221, Z222 / Z223, Z331, Z431 / Altair, Z432 / Altair 2, Z667 / Zinger / Prelude 2 / Flame / Whirl 2, Z998 / Unico LTE, ZFive 2 LTE, ZFive L LTE, Zinger, ZMax, Zmax 2, ZMAX 2 (Unlocked), ZMAX Champ LTE, ZMAX Grand / Champ / Avid 916, ZMAX GRAND LTE,

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ZMax Pro, and any variants thereof. AGIS reserves the right to amend this list of Accused Products as discovery progresses. For example, AGIS reviewed Android-based products from Android-based handset manufacturers, including three ZTE phones (serial numbers 329F75623FA5; 329F7562388B; and 329F75624913) which are available for inspection at ZTE's request. For example, the Accused Products comprise ZTE products, including but not limited to the phones and tablets as described herein, running the following versions (and all intervening updates and sub-versions) of the Android mobile operating system: Android 2.3, 4.0, 4.1, 4.2, 4.3, 4.4, 5.0, 5.1, 6.0, 7.0, 7.1, 8.0, and 8.1. For example, the Accused Products comprise ZTE products, including but not limited to the phones and tablets as described herein, running any versions of the following Android-based applications and/or software: Android Device Manager, Find My Phone, Find My Device, Google Latitude, Google Plus, Google Hangouts, Google Maps, Google Assistant, Google Search, Google Messages, Android Messenger, Google Allo, Google Duo, Gmail, and Google Chrome. For example, the Accused Products comprise ZTE products, including but not limited to the phones and tablets described herein, participating in any networks and/or services related to the execution and/or use of the Android mobile operating system versions and Android-based applications and/or software described herein.

AGIS does not concede that any claims of the '251 Patent that are not listed below are not infringed by the identified products. Moreover, the citations to certain documents and other information below are intended to be exemplary only and in no way foreclose AGIS from citing or relying on additional documents, information, source code, and/or testimony at a later time. These contentions are preliminary in nature, and an analysis of ZTE's products, internal documentation, source code, and/or testimony from relevant witnesses may more fully and accurately describe the infringing features of its accused products. Accordingly, AGIS reserves the right to supplement, correct, modify, and/or amend these contentions once such additional information is made available to AGIS. Furthermore, AGIS reserves the right to supplement, correct, modify, and/or amend these contentions as discovery in this case progresses; in view of the Court's claim construction order(s); in view of any positions taken by ZTE, including but not limited to positions on claim construction, invalidity, and/or non-infringement; and in connection with the preparation and exchange of expert reports.

US9445251B2	ZTE
<p>1[P]. A computer-implemented method comprising:</p>	<p>ZTE infringes directly and/or indirectly by performing, inducing others to perform, and/or contributing to the performance of: a computer-implemented method [of claim 1].</p>
	<p>The Accused Products meet the claim limitations by providing device-location tracking features such as those features described below. For example, the Accused Products meet the claim limitations because they are pre-installed with Android mobile operating systems containing code for providing device-location tracking</p>

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<p>features as provided in the claims limitations herein. For example, the Accused Products run applications and/or software that run within the Android mobile operating system and that use components of the Android mobile operating system to provide device-location tracking features. Upon information and belief, in addition to the components and features of the Android mobile operating system itself, the following applications and/or software run within the Android mobile operating system and use components of the Android mobile operating system to provide device-location tracking features: Android Device Manager, Find My Device, Google Latitude, Google Plus, Google Hangouts (including Allo and Duo), Google Maps, Google Chrome, Google Messages, and Android Messenger.</p> <p><u>Find My Device (also known as “Android Device Manager”)</u></p> <p>Android Device Manager is the predecessor to Find My Device and has been available as a standard, pre-installed feature since 2013 and downloadable as a software application. The current iteration, Find My Device, often called the “new and improved Android Device Manager” or “rebranded Android Device Manager” is now part of the standard Google Play Protect suite, which is “built in and enabled on all devices,” <i>i.e.</i>, the Accused Products running Android OS. Upon information and belief, the Find My Device method also uses and/or works in conjunction with functionalities associated with Google Maps, Google Messages, Android Messenger, Google Chrome, Location Access, and other features, which come pre-installed on the Accused Products. For the purposes of avoiding needlessly presenting cumulative and duplicative evidence, AGIS sets forth the Find My Device feature of the Accused Products as representative of this first exemplary method. AGIS reserves the right to supplement these contentions to the extent that defendant requires additional information in accordance with P.R. 3-1 and for any other reason. In the cases where Find My Device may not be pre-installed as a stand-alone “app,” the functionality is available within the Google Chrome browser, which is preinstalled on all Android devices. Find My Device below refers to both the native app as well as the Chrome browser version, which appears to be identical to the native app.</p> <p><i>See, e.g.,</i> https://www.androidcentral.com/find-my-device; https://support.google.com/android/answer/6160491?hl=en; https://android.googleblog.com/2013/08/find-your-lost-phone-with-android.html; https://play.google.com/store/apps/details?id=com.google.android.apps.adm&hl=en; https://www.blog.google/products/android/google-play-protect/</p>	

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	<p><u>Google Maps Share Location</u></p> <p>Share Location is currently included as a standard feature on the Accused Devices operating as a feature of Google Maps. Google Maps is a pre-installed software application in Android OS. The Accused Devices have included the Share Location functionalities since 2009 as part of Google Latitude, which was an opt-in feature for Google Maps on Android OS-based mobile devices, such as the Accused Products. Share Location functionalities were briefly shifted from Latitude for Google Maps to Google Plus and Google Hangouts, until reappearing as a standard feature in Google Maps. Upon information and belief, the Share Location method also uses and/or works in conjunction with functionalities associated with Google Maps, Google Messages, Android Messenger, Location Access, and other features, which are pre-installed on the Accused Products. For the purposes of these contentions, AGIS sets forth Google Maps' Share Location feature of the Accused Products as representative of this exemplary software. AGIS reserves the right to supplement these contentions to the extent that defendant requires additional information in accordance with P.R. 3-1 and for any other reason.</p> <p>See, e.g., https://techcrunch.com/2017/03/22/google-maps-now-lets-you-share-your-location-with-friends-and-family-for-a-specific-period-of-time/; https://googleblog.blogspot.com/2009/02/see-where-your-friends-are-with-google.html; https://googleblog.blogspot.jp/2013/07/a-new-google-maps-app-for-smartphones.html; http://googleplusproject.blogspot.com/2013/05/google-for-android-42.html; https://googleblog.blogspot.com/2013/10/google-hangouts-and-photos-save-some.html</p> <p>Control within reach, even when your device isn't</p> <p>One of the biggest security risks you're likely to face is simply losing your phone. To help in these times of need, we're launching Find My Device as part of Google Play Protect. With Find My Device you can locate, ring, lock and erase your Android devices—phones, tablets, and even watches. This feature is built in and enabled on all devices; visit android.com/find or check out the app.</p> <p>See, e.g., https://www.blog.google/products/android/google-play-protect/</p>

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