

1 Sarah G. Hartman (Cal. Bar No. 281751)
 2 shartman@brownrudnick.com
 Peter Lambrianakos (*pro hac vice*)
 3 plambrianakos@brownrudnick.com
 Vincent J. Rubino, III (*pro hac vice*)
 4 vrubino@brownrudnick.com
 Brown Rudnick LLP
 5 7 Times Square
 New York, NY 10036
 6 Telephone: (212) 209-4800
 7 Facsimile: (212) 209-4801

8 Arjun Sivakumar (Cal. Bar No. 297787)
 asivakumar@brownrudnick.com
 9 Brown Rudnick LLP
 2211 Michelson Drive, Seventh Floor
 10 Irvine, California 92612
 11 Telephone: (949) 752-7100
 12 Facsimile:(949) 252-1514

13 Attorneys for Defendant
 AGIS Software Development LLC.

15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

18 ZTE (USA) INC.,

20 Plaintiff,

21 v.

22 AGIS SOFTWARE DEVELOPMENT LLC, et
 23 al,

24 Defendant.

Case No. 18-cv-06185-HSG

**DEFENDANT’S NOTICE OF MOTION AND
 MOTION FOR SANCTIONS;
 MEMORANDUM OF POINTS AND
 AUTHORITIES IN SUPPORT THEREOF**

*[Declaration of Malcolm K. Beyer, Jr.; and
 Declaration of Vincent J. Rubino, III, and exhibits
 filed concurrently herewith; Proposed Order]*

Hearing Date: May 9, 2019
 Time: 2:00 p.m.
 Trial Date: None set

1 herein, as well as upon such other and further matters, papers, and arguments as may be
2 submitted to the Court.

3
4 Dated: February 20, 2019

Respectfully Submitted,

5 BROWN RUDNICK LLP

6 By: /s/ Peter Lambrianakos

7 Peter Lambrianakos
8 NY Bar No. 2894392
9 Email: plambrianakos@brownrudnick.com
10 Vincent J. Rubino, III
11 NY Bar No. 4557435
12 Email: vrubino@brownrudnick.com
13 Sarah G. Hartman
14 CA Bar No. 281751
15 Email: shartman@brownrudnick.com
16 BROWN RUDNICK LLP
17 7 Times Square
18 New York, NY 10036
19 Telephone: 212-209-4800
20 Facsimile: 212-209-4801

21 Arjun Sivakumar
22 CA Bar No. 297787
23 BROWN RUDNICK LLP
24 2211 Michelson Drive, Seventh Floor
25 Irvine, CA 92612

26 Attorneys for Defendant
27 AGIS Software Development LLC
28

STATEMENT OF ISSUES TO BE DECIDED

1. Did ZTE (USA), Inc.’s (“ZTE”) counsel violate Rule 11(b) of the Federal Rules of Civil Procedure (“FRCP”) by filing a complaint that it should have known, after a reasonable inquiry, lacks a basis for the exercise of personal jurisdiction over Defendant AGIS Software Development, LLC?
2. Should ZTE’s counsel be subject to sanctions under FRCP Rule 11(c) for violating FRCP Rule 11(b)?

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