

EXHIBIT D

Attachment C for US Patent No. 10,299,100 Against Lyft Accused Products

Based on information presently available,¹ Defendant AGIS Software Development LLC (“AGIS Software”) Plaintiff Lyft Inc. (“Lyft” or “Plaintiff”) infringes claims 1-31 (the “Asserted Claims”) of U.S. Patent No. 10,299,100 through the Accused Products which are manufactured, sold, offered for sale, and/or used by Lyft.

The Accused Products comprise the Lyft and Lyft Driver applications, servers, and services manufactured and sold by Lyft Inc. during and after 2016. AGIS Software reserves the right to seek leave of court to amend this list of Accused Products upon filing of an amended complaint or as discovery progresses.

Lyft directly infringes each of the Asserted Claims by making, using, importing, testing, distributing, selling, offering for sale the Accused Products in violation of 35 U.S.C. § 271(a).

Lyft indirectly infringes the Asserted Claims in violation of 35 U.S.C. § 271(b) by inducing third parties, including and/or customers, to directly infringe through their operation and use of the Accused Products. Lyft has knowingly induced this direct infringement by, *inter alia*, (i) selling, importing, or otherwise providing the Accused Products to third parties with the intent that the Accused Products will be operated and used in a manner that practices the Asserted Claims; (ii) advertising the Accused Products. Lyft’s marketing and promotional materials for the Accused Products are found on Lyft’s website, and in App stores of operating systems for which the Accused Products are made available. For example, Lyft offers customers instructions and/or manuals for the Accused Products that instruct customers to, among other things, use the services in the Accused Products. Lyft’s website also offers support to customers, including instruction to, among other things, use the Accused Products share location information with a group of users. Lyft knows, or should have known, that its actions constitute infringement of the Asserted Claims, or subjectively believes that there is a high probability that its actions will constitute infringement of the Asserted Claims but has taken deliberate actions to avoid learning these facts.

Lyft also contributorily infringes each of the Asserted Claims in violation of 35 U.S.C. § 271(c) by selling, offering for sale, and otherwise providing the Accused Products, which when used directly infringe the Asserted Claims. These actions constitute a material part of the Asserted Claims.

¹ There is no operative complaint asserting non-infringement of any patent claim in this action at this time. AGIS Software reserves the right to update its contentions upon receipt of any future amended complaint.

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The following chart identifies specifically where each limitation of each Asserted Claim is found within the Lyft and Lyft Driver applications, and in particular, the corresponding elements that meet the limitations in the Lyft and Lyft Driver applications. On information and belief, each charted version of the Lyft and Lyft Driver Apps are representative of all versions of the Accused Products, including all variants of the Accused Products made, sold, offered for sale, or used on any version of the operating systems.

AGIS Software does not concede that any claims of the '100 Patent that are not listed below are not infringed by the Accused Products. Moreover, the citations to certain documents and other information below are intended to be illustrative and in no way foreclose AGIS from citing or relying on additional documents, information, source code, and/or testimony. These contentions are preliminary in nature and an analysis of Lyft's products, internal documentation, source code, and other relevant witnesses may more fully and accurately describe the infringing features of its accused products. AGIS Software reserves the right to seek leave of court to supplement, correct, modify, and/or amend these contentions once such information is made available to AGIS Software. Furthermore, AGIS Software reserves the right to seek leave of court to supplement, modify, and/or amend these contentions as discovery in this case progresses; in view of the Court's claim construction order and any positions taken by Lyft, including but not limited to positions on claim construction, invalidity, and/or non-infringement in connection with the preparation and exchange of expert reports.

The contents of each claim cell below on which another claim cell depends are expressly incorporated by reference into the dependent cell, as if set forth in their entirety therein.

² The construction of claim terms herein is consistent with the constructions in *AGIS Software Dev. LLC v. Huawei Technologies Co., Ltd.*, No. 2:17-cv-00513-JRG, Dkt. 205 (E.D. Tex. Oct. 10, 2018); *AGIS Software Dev. LLC v. Google LLC*, No. 2:19-cv-00147 (E.D. Tex. Dec. 8, 2020); *AGIS Software Dev. LLC v. T-Mobile USA, Inc., et al.*, No. 2:21-cv-00072-JRG, Dkt. 1 (E.D. Tex. Nov. 10, 2021). AGIS Software reserves the right to update its constructions and contentions in view of this Court's claim construction order.

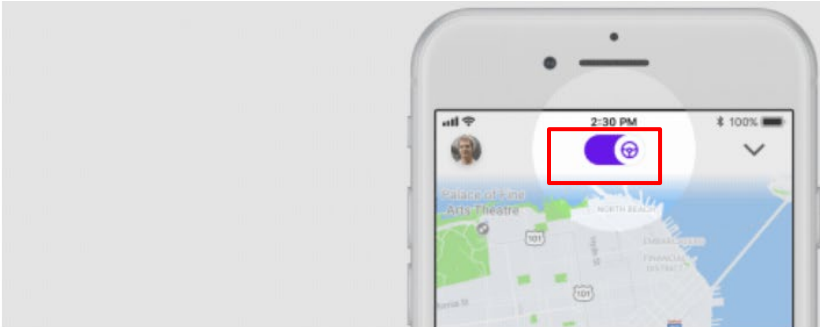
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Claim 10,299,100 -	Lyft's Accused Products
1[P]. A method performed by a mobile device having a display and one or more processors, the method comprising:	<p>The Lyft Accused Products perform a computer implemented method as set forth below. directly and/or indirectly by performing, inducing others to perform, and/or contributing to method performed by a mobile device having a display and one or more processors.</p> <p>For example, Lyft provides Lyft Rider app for passengers and Lyft Driver app for drivers. TH and drivers, in conjunction with Lyft's servers and services, provide users with interactive view, and track locations of passengers/riders using real-time maps and communications. T their services communicate with the Lyft apps for riders and drivers. The Lyft server(s) a information related to and instructions for processing user/device/vehicle accounts, location The claimed methods are distributed by Lyft in the Lyft apps. The claimed methods are usec the Lyft apps. The claimed methods are downloaded and installed by Lyft's customers ((drivers, personnel) at the direction/encouragement of Lyft and used by Lyft's customers an</p> <h2>Lyft Driver app</h2> <p>We've separated the passenger and driver experiences into two separate mobile apps — one exclusive passengers (named the Lyft app) and the other exclusively for drivers (named the Lyft Driver app).</p> <p>The Lyft Driver app will eventually be standard for all drivers and required for driving. At this time, drive keep using the Lyft app to give rides. Don't worry! While we have some planned improvements to the L app, we've kept its features the same.</p> <p>https://help.lyft.com/hc/en-ca/articles/115013079208-Lyft-Driver-app</p>

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Claim 10,299,100	- Lyft's Accused Products
	<h2 data-bbox="467 806 769 856">What is Lyft?</h2> <p data-bbox="467 907 1539 978">Lyft is a platform that connects drivers with individuals and organizations that need rides.</p> <p data-bbox="467 1005 933 1039">https://www.lyft.com/drive-with-lyft</p>  <p data-bbox="461 1472 583 1499">Go online</p> <p data-bbox="461 1537 1624 1646">Open your Lyft Driver app and tap the steering wheel icon. Lyft will now find the closest passenger to your location requesting a ride. Turn on some music and get comfortable: that first ride request may come quickly or may take a while, depending on the number of current passenger requests.</p> <p data-bbox="461 1650 1117 1684">https://www.lyft.com/hub/posts/how-to-give-a-ride</p>

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