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14 Attorneys for Defendant
 15 AGIS SOFTWARE DEVELOPMENT LLC

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18 OAKLAND DIVISION

19 Case No. 18-cv-06185-HSG

20 ZTE (USA) INC.,

21 Plaintiff,

22 v.

23 AGIS SOFTWARE DEVELOPMENT LLC, et
 24 al.

25 Defendants.

**NOTICE OF UNOPPOSED RENEWED
 MOTION AND UNOPPOSED RENEWED
 MOTION TO DISMISS SECOND AMENDED
 COMPLAINT; MEMORANDUM OF
 POINTS AND AUTHORITIES IN SUPPORT**

[Proposed Order filed concurrently herewith]

Hearing Date: January 16, 2020
 Time: 2:00 p.m. PST
 Trial Date: None set

1 **NOTICE OF UNOPPOSED RENEWED MOTION AND UNOPPOSED RENEWED**
2 **MOTION TO DISMISS**

3 **PLEASE TAKE NOTICE** that on January 16, 2020 at 2:00 p.m., or as soon thereafter
4 as the matter may be heard before the Honorable Judge Haywood S. Gilliam, Jr. in the United
5 States District Court for the Northern District of California, in the Ronald V. Dellums Federal
6 Building and United States Courthouse, Courtroom 2, 4th Floor, 1301 Clay Street, Oakland,
7 California 94612, Defendant AGIS Software Development LLC (“AGIS Software”) will and
8 hereby does move the Court, for an order dismissing the Second Amended Complaint (“SAC”)
9 filed by Plaintiff ZTE (USA) Inc. (“ZTE” or “Plaintiff”) pursuant to Rule 12(b)(2) of the
10 Federal Rules of Civil Procedure without leave to amend.

11 This Motion is made on the grounds that the Court lacks personal jurisdiction over AGIS
12 Software. The parties have agreed that ZTE will not oppose this Motion.
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1 Dated: November 4, 2019

Respectfully Submitted,

2 BROWN RUDNICK LLP

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4 By: /s/ Sarah G. Hartman

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28 AGIS SOFTWARE DEVELOPMENT LLC

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STATEMENT OF ISSUES TO BE DECIDED

1. Whether this Court lacks personal jurisdiction over AGIS Software in the instant declaratory judgment action.

MEMORANDUM OF POINTS AND AUTHORITIES

ZTE’s Second Amended Complaint, which seeks a determination that ZTE did not infringe several of AGIS Software’s patents, must be dismissed for lack of personal jurisdiction over AGIS Software.

The parties have agreed that ZTE will not oppose this Motion, that all claims for relief and causes of action asserted by the parties should be dismissed with prejudice, and that all attorneys’ fees, expenses, and costs incurred to date to be borne by the party that incurred them.

For the reasons described herein, the Court should dismiss ZTE’s Second Amended Complaint for lack of personal jurisdiction.

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2 Date: November 4, 2019

Respectfully submitted,

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6 By: /s/ Sarah G. Hartman

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