

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

AGIS SOFTWARE DEVELOPMENT LLC,	§	
	§	
Plaintiff,	§	
	§	
v.	§	
	§	
HUAWEI DEVICE USA INC., HUAWEI	§	Civil Action No. 2:17-CV-513-JRG
DEVICE CO., LTD. AND HUAWEI	§	(Lead Case)
DEVICE (DONGGUAN) CO., LTD.,	§	
HTC CORPORATION,	§	Civil Action No. 2:17-CV-514-JRG
LG ELECTRONICS INC.,	§	Civil Action No. 2:17-CV-515-JRG
APPLE INC.,	§	Civil Action No. 2:17-CV-516-JRG
ZTE CORPORATION, ZTE (USA), INC.,	§	Civil Action No. 2:17-CV-517-JRG
AND ZTE (TX), INC.,		
Defendants.		

DECLARATION OF JAMES BLACKBURN IN SUPPORT OF MOTION TO STAY

I, James Blackburn, declare as follows:

1. I am an attorney at the law firm of Arnold & Porter Kaye Scholer LLP, counsel for Defendants Huawei Device USA Inc. (“Huawei USA”), Huawei Device Co., Ltd. (“Huawei Device”), and Huawei Device (Dongguan) Co., Ltd. (“Huawei Dongguan”) (collectively, the “Huawei”) and LG Electronics Inc. (“LGEKR”). I am a member of the Bar of the State of California and have been admitted to practice in the United States District Court for the Eastern District of Texas. I provide this declaration in support of Huawei’s and LGEKR’s motion to stay. I have personal knowledge of the matters stated in this declaration and would testify competently and truthfully to them if called upon to do so.

2. I understand from counsel for Apple, HTC, and ZTE that none of the parties oppose the instant Motion to Stay.

3. On February 15, 2018, counsel for ZTE informed counsel for Apple, HTC, Huawei, and LGEKR that AGIS had requested that all Defendants agree to the same Docket Control Order. As a result, on February 21, 2018, AGIS, Huawei, and LGEKR jointly requested that the Court amend the existing Docket Control Order to align it with the schedule adopted in the HTC and ZTE litigations. Dkt. No. 87.

4. On January 8, 2018, AGIS served first sets of interrogatories on both Huawei and LGEKR. Huawei and LGEKR each answered on February 22, 2018, and are in the process of collecting documents for production in response to the interrogatories.

5. On January 16, 2018, AGIS served letters regarding “opening discovery” which identified more than fifty categories of documents it expected Huawei and LGEKR to produce. Huawei and LGEKR have completed their Patent L.R. 3-4 productions and are in the process of identifying additional relevant documents for collection and production.

6. On February 20, 2018, AGIS served notices of deposition pursuant to Rule 30(b)(6) on Huawei and LGEKR, which each identified at least sixty topics for deposition.

Huawei and LGEKR are in the process of reviewing and responding to their respective notices, and soon will need to identify and prepare appropriate witnesses for deposition, several of whom are located and will be deposed in Asia.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 22nd day of March 2018, in Los Angeles, California.

/s/ James Blackburn

James Blackburn