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

	§	
AGIS SOFTWARE DEVELOPMENT LLC,	§	Case No. 2:17-CV-0513-JRG
	§	(LEAD CASE)
	§	
Plaintiff,	§	
	§	**JURY TRIAL DEMANDED**
v.	§	
	§	
HUAWEI DEVICE USA INC. ET AL.,	§	
	§	
Defendants.	§	
	§	
APPLE, INC.,	§	Case No. 2:17-CV-0516-JRG
	§	(CONSOLIDATED CASE)
Defendant.	§	
	§	**JURY TRIAL DEMANDED**

**DECLARATION OF ALFRED R. FABRICANT IN SUPPORT OF
PLAINTIFF AGIS SOFTWARE DEVELOPMENT, LLC'S MOTION TO
STRIKE THE EXPERT REPORT OF NEIL SIEGEL FOR FAILURE TO
DISCLOSE OBVIOUSNESS COMBINATIONS BASED ON THE SIEGEL PATENTS**

I, Alfred R. Fabricant, hereby declare as follows:

1.   I am a member of Brown Rudnick LLP, lead counsel of record for Plaintiff AGIS

Software Development LLC ("AGIS"). I am admitted to practice before this Court. I submit this

declaration in support of AGIS Software Development LLC's Motion to Strike the Expert Report

of Neil Siegel for Failure to Disclose Obviousness Combinations Based on the Siegel Patents. I

am familiar with the facts set forth herein.

2.   The exhibits attached to this declaration may contain annotations and/or excerpts

of the originals.

3.   Attached hereto as Exhibit A is a true and correct copy of Apple Inc.'s Final

Election of Prior Art References, dated August 29, 2018.

4.   Attached hereto as Exhibit B is a true and correct copy of excerpts of the Expert Report of Neil G. Siegel Regarding the Invalidity of U.S. Patent Nos. 9,467,838; 9,749,829; 9,408,055; and 9,445,251, dated October 29, 2018.

5.   Attached hereto as Exhibit C is a true and correct copy of excerpts of the Transcript of the November 14, 2018 Deposition of Neil Siegel.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed on December 14, 2018.

/s/ Alfred R. Fabricant
Alfred R. Fabricant