

**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
DEVICE CO., LTD. AND HUAWEI DEVICE
(DONGGUAN) CO., LTD.

Defendants.

CIVIL ACTION NO. 2:17-cv-513-JRG

JURY TRIAL DEMANDED

**UNOPPOSED SECOND MOTION FOR FURTHER EXTENSION OF TIME
FOR DEFENDANTS TO ANSWER OR OTHERWISE RESPOND
TO PLAINTIFF'S FIRST AMENDED COMPLAINT**

Defendants Huawei Device USA, Inc., Huawei Device Co., Ltd., and Huawei Device (Dongguan) Co., Ltd. (collectively, "Defendants" or "Huawei") hereby file this unopposed second motion for a further extension of time to answer, move, or otherwise respond to Plaintiff AGIS Software Development, LLC's ("AGIS") First Amended Complaint. Huawei Device USA, Inc. was first served with the original complaint on July 17, 2017. (D.I. 6.) Then, on August 17, 2017, AGIS filed the First Amended Complaint to replace the foreign Huawei defendants identified in the original complaint with Huawei Device Co., Ltd. and Huawei Device (Dongguan) Co., Ltd. (D.I. 20.) On August 24, 2017, Huawei Device Co., Ltd. and Huawei Device (Dongguan) Co., Ltd. both agreed to waive service of the First Amended Complaint. (D.I. 22, 23.) On August 23, 2017, Defendants filed their unopposed first Motion for Extension of time (D.I. 21), which the Court granted on September 11, 2017 (D.I. 24), extending the time to answer to September 28, 2017. Defendants, therefore, request the court further extend the deadline an additional two weeks' time to October 12, 2017, in order to provide Defendants'

counsel the additional opportunity to investigate the relevant facts and evaluate the precedential law in a manner that allows Defendants to narrow the issues in dispute, to the extent possible, and to prepare a response that will focus the issues and arguments necessary to be addressed in this proceeding. This Motion is made for good cause, and not for delay or tactical advantage. Counsel for Huawei have conferred with counsel for AGIS, and AGIS does not oppose the requested extension.

Dated: September 25, 2017

Respectfully submitted by:

/s/ J. Mark Mann

J. Mark Mann

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DEVICE CO., LTD. AND HUAWEI
DEVICE (DONGGUAN) CO., LTD.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on September 25, 2017, a true and correct copy of the foregoing was served to the parties counsel of record via electronic mail pursuant to Local Rule CV-5(d).

/s/ J. Mark Mann

J. Mark Mann