

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

AGIS SOFTWARE DEVELOPMENT LLC,

Plaintiff,

v.

HUAWEI DEVICE USA INC. ET AL.,

Defendants.

§
§ Case No. 2:17-CV-0513-JRG
§ (LEAD CASE)
§

JURY TRIAL DEMANDED



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APPLE, INC.,

Defendant.

§ Case No. 2:17-CV-0516-JRG
§ (CONSOLIDATED CASE)
§

JURY TRIAL DEMANDED

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§

**DECLARATION OF ALFRED R. FABRICANT IN SUPPORT OF
PLAINTIFF AGIS SOFTWARE DEVELOPMENT, LLC’S RESPONSE IN OPPOSITION
TO APPLE INC.’S MOTION FOR SUMMARY JUDGMENT
THAT U.S. PATENT NO. 7,630,724 IS NOT INCORPORATED INTO
U.S. PATENT APPLICATION NO. 14/027,410 (DKT. 226)**

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 Response in Opposition to Apple Inc.’s Motion for Summary Judgment That U.S. Patent No. 7,630,724 is Not Incorporated Into U.S. Patent Application No. 14/027,410 (Dkt. 226). 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.



4. [REDACTED]

[REDACTED]

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed on January 4, 2019.

/s/ Alfred R. Fabricant

Alfred R. Fabricant