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



DECLARATION OF ALFRED R. FABRICANT IN SUPPORT OF PLAINTIFF AGIS SOFTWARE DEVELOPMENT, LLC'S RESPONSE IN OPPOSITION TO APPLE INC.'S SEALED MOTION FOR SUMMARY JUDGMENT OF INVALIDITY OF U.S. PATENT NOS. 9,467,838; 9,445,251; 9,408,055; AND 9,749,829 UNDER 35 U.S.C. § 101 (DKT. 229)

- I, Alfred R. Fabricant, hereby declare as follows:
- 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 Sealed Motion for Summary Judgment of Invalidity of U.S. Patent Nos. 9,467,838; 9,445,251; 9,408,055; and 9,749,829 Under 35 U.S.C. § 101 (Dkt. 229). 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.	

5. Attached hereto as Exhibit C is a true and correct copy of U.S. Patent No. 7,031,728.

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

