

EXHIBIT K

From: Rubino, Vincent J.
Sent: Tuesday, November 13, 2018 7:28 PM
To: Ameet Modi
Cc: Iturralde, Enrique W.; Dangelmajer, Susan E.; Melissa Smith; Michael Stadnick; Jeffrey Seddon; Franco Silletta; John Desmarais; Brian Matty; Wesley White; Apple AGIS Service; AGIS-Lit
Subject: Re: [Ext] AGIS Software Development LLC v. Huawei Device USA Inc., et al. Case No. 2:17-cv-0513-JRG (Lead Case)

Ameet,

Thank you for confirming our discussion. As you pointed out, we served our subpoena before we knew that Dr. Siegel would be submitting an expert report. You further pointed out that you saw this issue as an expert issue, hence the seven hour limit. In view of our discussions, we hereby withdraw our subpoena on Dr. Siegel and we agree to proceed with Dr. Siegel's deposition pursuant to expert discovery within seven hours, with the caveat that, should Dr. Siegel submit additional opinions (either via his own report or the reports of others), we reserve the right to seek additional deposition time.

Regards,
Vincent

On Nov 10, 2018, at 11:28 AM, Ameet Modi <AModi@desmaraisllp.com> wrote:

Vincent,

I write to confirm our discussion from earlier this afternoon.

As we discussed on the call, barring unforeseen circumstances, AGIS intends and expects to conclude Dr. Siegel's deposition within seven hours. If anything unexpected arises at the deposition that causes AGIS to believe additional time is required, we can discuss how to proceed.

Regards,
Ameet

From: Rubino, Vincent J. [<mailto:VRubino@brownrudnick.com>]
Sent: Friday, November 9, 2018 8:29 PM
To: Ameet Modi <AModi@desmaraisllp.com>
Cc: Iturralde, Enrique W. <EIturralde@brownrudnick.com>; Dangelmajer, Susan E. <SDangelmajer@brownrudnick.com>; Melissa Smith <melissa@gillamsmithlaw.com>; Michael Stadnick <MStadnick@desmaraisllp.com>; Jeffrey Seddon <JSeddon@desmaraisllp.com>; Franco Silletta <FSilletta@desmaraisllp.com>; John Desmarais <JDesmarais@desmaraisllp.com>; Brian Matty <BMatty@desmaraisllp.com>; Wesley White <WWhite@desmaraisllp.com>; Apple AGIS Service <AppleAGISService@desmaraisllp.com>; AGIS-Lit <agislit@brownrudnick.com>
Subject: Re: [Ext] Re: AGIS Software Development LLC v. Huawei Device USA Inc., et al. Case No. 2:17-cv-0513-JRG (Lead Case)

Ameet - I am stil in the office you can give me a call at 212-209-4974.

On Nov 9, 2018, at 8:22 PM, Ameet Modi <AModi@desmaraisllp.com<<mailto:AModi@desmaraisllp.com>>> wrote:

Vincent,

I'm sorry we were not able to connect this afternoon. I'm not quite sure I understand your objection. As you know, the only primary reference in Mr. Siegel's expert report re: invalidity is the FBCB2 system. The relevant factual information sought by AGIS's subpoena topics—i.e., the operation, design, and development of the FBCB2 system; the dates and circumstances of the system's development; the public availability of the system; the documents that describe the operation of the system; etc.—is in the expert report. This is precisely why the procedure the parties agreed to—a single deposition after expert reports—made sense in the first place.

Under the circumstances, seven hours should be sufficient. Is there some specific reason you think it is not, or some specific issue for which you believe extra time is required? Please let me know; I'm happy to discuss. But also note that if it is your position that you need more than seven hours, which will therefore likely require a second day of testimony, we'll need to take the November 14 date off calendar and reschedule to early December while we negotiate a resolution.

So that we can make any necessary adjustment to travel plans, please let me know no later than Sunday morning if you believe you need more than seven hours, and if so, how much extra time and the specific issue(s) for which you believe extra time is needed. I am available to discuss this weekend if it would be helpful.

Regards,
Ameet

From: Ameet Modi

Sent: Friday, November 9, 2018 2:59 PM

To: Rubino, Vincent J. <VRubino@brownrudnick.com<<mailto:VRubino@brownrudnick.com>>>

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Subject: RE: [Ext] Re: AGIS Software Development LLC v. Huawei Device USA Inc., et al. Case No. 2:17-cv-0513-JRG (Lead Case)

Vincent

Do you have a few minutes this afternoon to discuss?

Thanks,
Ameet

From: Rubino, Vincent J. [<mailto:VRubino@brownrudnick.com>]
Sent: Thursday, November 8, 2018 11:03 PM
To: Ameet Modi <AModi@desmaraisllp.com<<mailto:AModi@desmaraisllp.com>>>
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Subject: Re: [Ext] Re: AGIS Software Development LLC v. Huawei Device USA Inc., et al. Case No. 2:17-cv-0513-JRG (Lead Case)

Ameet,

We will attend on Nov. 14. We also object to your limitation of the deposition to 7 hours as you appear to be proffering Mr. Siegel as both a fact and expert witness.

Regards,
Vincent

On Nov 8, 2018, at 5:17 PM, Ameet Modi <AModi@desmaraisllp.com<<mailto:AModi@desmaraisllp.com><<mailto:AModi@desmaraisllp.com>>>>> wrote:

Vincent,

Following up on my email below, Mr. Siegel will be made available for deposition on November 14 in the Pier 1 conference room at the Torrance Marriott Redondo Beach Hotel, 3635 Fashion Way, Torrance, CA 90503, beginning at 9 am. Please confirm that you intend to move forward.

Thanks,
Ameet

From: Ameet Modi
Sent: Tuesday, November 6, 2018 1:57 PM
To: Rubino, Vincent J

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Subject: RE: [Ext] Re: AGIS Software Development LLC v. Huawei Device USA Inc., et al. Case No. 2:17-cv-0513-JRG (Lead Case)

Vincent,

We were able to move things around to accommodate your request. Dr. Siegel will be available on November 14 at 9:00 am in Torrance, CA to testify for up to seven hours concerning the subpoena topics (subject to forthcoming objections), his personal knowledge, and his expert report. We are working on securing a location and will follow up with that information as soon as we have it.

-Ameet

From: Rubino, Vincent J.

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Sent: Monday, November 5, 2018 4:39 PM

To: Ameet Modi

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