

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

AGIS SOFTWARE DEVELOPMENT LLC,

Plaintiff,

v.

HUAWEI DEVICE USA, INC.,

Defendant.

Case No. 2:17-cv-513-JRG
LEAD CASE

AGIS SOFTWARE DEVELOPMENT LLC,

Plaintiff,

v.

APPLE INC.,

Defendant.

Case No. 2:17-cv-516-JRG

JOINT MOTION TO AMEND DOCKET CONTROL ORDER

Plaintiff AGIS Software Development LLC and Defendant Apple Inc. respectfully request that the Court extend the January 28, 2019 deadline to file Joint Proposed Jury Instructions and Joint Proposed Verdict Form up to and including February 11, 2019.

The extension is not for purposes of delay but to allow the parties more time to narrow disputes. The Parties have conferred and agreed upon all provisions of the Amended Docket Control Order and hereby jointly move that the Court approve and enter same, a copy of which is attached hereto for the Court's entry.

DATED: January 25, 2019

Respectfully submitted,

/s/ Melissa R. Smith

Melissa R. Smith
State Bar No. 24001351
GILLAM & SMITH
303 S. Washington Avenue
Marshall, Texas 75670
Telephone: (903) 934-8450
Facsimile: (903) 934-9257
Email: melissa@gillamsmithlaw.com

John M. Desmarais (admitted *pro hac vice*)
Paul A. Bondor(admitted *pro hac vice*)
Ameet A. Modi (admitted *pro hac vice*)
Cosmin Maier (admitted *pro hac vice*)
Kerri-Ann Limbeek (admitted *pro hac vice*)
Brian Matty (admitted *pro hac vice*)
Tom BenGera (admitted *pro hac vice*)
Kathryn Bi (admitted *pro hac vice*)
Francesco Silletta (admitted *pro hac vice*)
Joze Welsh (admitted *pro hac vice*)

DEMARAIS LLP
230 Park Avenue
New York, NY 10169
Telephone: (212) 351-3400
Facsimile: (212) 351-3401
Email: jdemarais@desmaraisllp.com
Email: pbondor@desmaraisllp.com
Email: amodi@desmaraisllp.com
Email: cmaier@desmaraisllp.com
Email: klimbeek@desmaraisllp.com
Email: bmatty@desmaraisllp.com
Email: tbengera@desmaraisllp.com
Email: kbi@desmaraisllp.com
Email: fsilletta@desmaraisllp.com
Email: jwelsh@desmaraisllp.com

**ATTORNEYS FOR DEFENDANT
APPLE INC.**

/s/ Alessandra C. Messing

Alfred R. Fabricant
NY Bar No. 2219392
Email: afabricant@brownrudnick.com
Lawrence C. Drucker

NY Bar No. 2303089
Email: ldrucker@brownrudnick.com
Peter Lambrianakos
NY Bar No. 2894392
Email: plambrianakos@brownrudnick.com
Vincent J. Rubino, III
NY Bar No. 4557435
Email: vrubino@brownrudnick.com
Alessandra C. Messing
NY Bar No. 5040019
Email: amessing@brownrudnick.com
Shahar Harel
NY Bar No. 4573192
Email: sharel@brownrudnick.com
John A. Rubino
NY Bar No. 5020797
Email: jrubino@brownrudnick.com
Enrique W. Iturralde
NY Bar No. 5526280
Email: eiturralde@brownrudnick.com
Daniel J. Shea, Jr.
NY Bar No. 5430558
Email: dshea@brownrudnick.com
Justine Minseon Park
NY Bar No. 5604483
Email: apark@brownrudnick.com
BROWN RUDNICK LLP
7 Times Square
New York, NY 10036
Telephone: 212-209-4800
Facsimile: 212-209-4801

Samuel F. Baxter
Texas State Bar No. 01938000
Email: sbaxter@mckoolsmith.com
Jennifer L. Truelove
Texas State Bar No. 24012906
Email: jtruelove@mckoolsmith.com
McKOOL SMITH, P.C.
104 East Houston Street, Suite 300
Marshall, Texas 75670
Telephone: 903-923-9000
Facsimile: 903-923-9099

**ATTORNEYS FOR PLAINTIFF, AGIS
SOFTWARE DEVELOPMENT LLC**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who have consented to electronic service, on this the 25th day of January, 2019.

/s/ Melissa R. Smith

Melissa R. Smith