

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

|                                |   |                                   |
|--------------------------------|---|-----------------------------------|
| AGIS SOFTWARE DEVELOPMENT LLC, | § | Case No. 2:17-CV-0513-JRG         |
|                                | § | (LEAD CASE)                       |
| Plaintiff,                     | § |                                   |
|                                | § |                                   |
| v.                             | § | <b><u>JURY TRIAL DEMANDED</u></b> |
|                                | § |                                   |
| HUAWEI DEVICE USA INC. ET AL., | § |                                   |
|                                | § |                                   |
| Defendants.                    | § |                                   |

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|--------------|---|-----------------------------------|
| APPLE, INC., | § | Case No. 2:17-CV-0516-JRG         |
|              | § | (CONSOLIDATED CASE)               |
| Defendant.   | § |                                   |
|              | § | <b><u>JURY TRIAL DEMANDED</u></b> |

**JOINT MOTION TO AMEND DOCKET CONTROL ORDER**

Plaintiff AGIS Software Development LLC (“AGIS”) and Defendant Apple Inc. (“Apple”) respectfully request that this Court further extend the January 28, 2019 deadline to file the Joint Pretrial Order, Updated Exhibit Lists, Updated Witness Lists, and Updated Deposition Designations up to and including February 11, 2019. The Amended Docket Control Order also corrects the date by which to notify the Court of agreements reached on motions *in limine* to February 18, 2019 (by 1:00 p.m. three (3) business days before the rescheduled pretrial conference).

The extension is not for purposes of delay but to allow the parties more time to narrow disputes. The parties are working diligently to reach compromises and to reach potential agreements. The parties will have filed all briefing for motions *in limine*. The Court’s Pretrial Conference was moved to February 21, 2019, and accordingly, there should not be any impact on the Court’s schedule in granting the extension. 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.

WHEREFORE, the parties respectfully request that the Court enter the proposed Order submitted with this joint motion as set forth above.

Dated: January 28, 2019

**BROWN RUDNICK LLP**

/s/ Vincent J. Rubino, III

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SOFTWARE DEVELOPMENT LLC**

*/s/ Cosmin Maier*

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**ATTORNEYS FOR DEFENDANT  
APPLE INC.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that, on January 28, 2019, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

*Vincent J. Rubino, III*

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Vincent J. Rubino, III