

Mobility LLC, Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Telecommunications America, LLC to Transfer to the Northern District of California (the “ContentGuard Transfer Motion”), filed on April 15, 2014 in *ContentGuard Holdings, Inc. v. Amazon.com, Inc et al.*, Case No. 2:13-cv-01112-JRG (E.D. Tex.) and the *Declaration of James Jiang* filed on April 15, 2014 in support of the ContentGuard Transfer Motion. *ContentGuard Holdings, Inc. v. Amazon.com, Inc et al.*, Case No. 2:13-cv-01112-JRG, D.I. 110, 110-17 (E.D. Tex. Apr. 15, 2014).

3. Attached hereto as Exhibit 2 are a true and correct copy of *Plaintiff ContentGuard Holdings, Inc.’s Response to Motion to Transfer to the Northern District of California (Dkt. 110)* and the *Declaration of Radu A. Lelutiu in Support of Plaintiff ContentGuard Holdings, Inc.’s Response to Defendant’s Motion to Transfer to the Northern District of California (Dkt. 110)*, filed on May 2, 2014 in opposition to the ContentGuard Transfer Motion. *ContentGuard Holdings, Inc. v. Amazon.com, Inc et al.*, Case No. 2:13-cv-01112-JRG, D.I. 125, 125-1 (E.D. Tex. May 2, 2014).

4. Attached hereto as Exhibit 3 is a true and correct copy of the *Memorandum Opinion and Order* denying the ContentGuard Transfer Motion, which was entered on March 31, 2015. *ContentGuard Holdings, Inc. v. Amazon.com, Inc et al.*, Case No. 2:13-cv-01112-JRG, D.I. 472 (E.D. Tex. March 31, 2015).

5. Attached hereto as Exhibit 4 is a true and correct copy of distances calculated “as the crow flies” using the website: <http://tjpeiffer.com/crowflies.html>, between: 1) 5700 Tennyson Parkway, Plano, Texas and 100 East Houston Street, Marshall, Texas; 2) 5700 Tennyson Parkway, Plano, Texas and San Francisco, California; 3) Lenexa, Kansas and 100 East Houston Street, Marshall, Texas; 4) Lenexa, Kansas and San Francisco, California; 5) Jupiter,

Florida and 100 East Houston Street, Marshall, Texas; 6) Jupiter, Florida and San Francisco, California; 7) Allen, Texas and San Francisco, California; 5) Jupiter, Florida and 100 East Houston Street, Marshall, Texas; 8) Allen, Texas and San Francisco; 9) Shenzhen, China to 100 East Houston Street, Marshall, Texas; 10) Shenzhen, China to San Francisco, California; 11) Dongguan, China to 100 East Houston Street, Marshall, Texas; 12) Dongguan, China to San Francisco, California; 13) Wuhan, China to 100 East Houston Street Marshall, Texas; 14) Wuhan, China to San Francisco, California; 15) Sydney, Australia to 100 East Houston Street, Marshall, Texas; 16) Sydney, Australia to San Francisco, California; 17) Austin, Texas to 100 East Houston Street, Marshall, Texas; and 18) Austin, Texas to San Francisco, California.

6. Attached hereto as Exhibit 5 is a true and correct copy of an article by Kate Weidaw for KXAN published on September 19, 2017, entitled “Google opens new downtown Austin office,” as accessed on December 12, 2017 at <http://kxan.com/2017/09/19/google-opening-new-downtown-austin-office/>.

7. Attached hereto as Exhibit 6 is a true and correct copy of an article by Cindy Widner for Curbed Austin published on September 25, 2017, entitled “Peek inside Google’s new Austin offices-now with more photos (and info)!” as accessed on December 12, 2017, at <https://austin.curbed.com/2017/9/21/16346740/google-austin-office-new-photos-downtown>.

8. Based on my personal knowledge as counsel to AGIS, AGIS has retained Joseph C. McAlexander to serve as an expert witness in support of this patent infringement action. Mr. McAlexander is located at McAlexander Sound, Inc., 101 W. Renner Road, Suite 350, Richardson, Texas 5082-2016.

9. Third-party cellular carriers including AT&T, Sprint, and Verizon are likely to possess information relating to the consumer demand and market value of the features enabled

by the patents-in-suit, as well as consumer surveys and marketing information regarding demand for particular software applications and features. According to AT&T's website, AT&T is headquartered in Dallas, Texas. *See e.g.*, <https://investors.att.com/resources/contacts>. According to Sprint's website, Sprint is headquartered in Overland Park, Kansas. *See e.g.*, <https://www.sprint.com/en/support/contact-us.html#tab-business>. According to Verizon's website, Verizon is headquartered in Basking Ridge, New Jersey. *See e.g.*, <http://www.verizon.com/about/our-company/verizon-corporate-headquarters>. AGIS plans to serve subpoenas on employees of least these three third-party companies.

10. Attached hereto as Exhibit 7 is a true and correct copy of the LinkedIn Profile of Bahadir 'Baha' Koseli available at <https://www.linkedin.com/in/bahadir-baha-%E2%80%8B-koseli-ms-53834118/>.

11. Attached hereto as Exhibit 8 is a true and correct copy of U.S. District Courts Median Time Intervals from Filing to Disposition of Civil Cases Terminated, by District and Method of Disposition, During 12 Month Period Ending March 31, 2017, and is currently available at http://www.uscourts.gov/sites/default/files/data_tables/fjcs_c5_0331.2017.pdf.

12. Attached hereto as Exhibit 9 a true and correct copy of the Memorandum Opinion and Order from *Core Wireless Licensing, S.A.R.L., v. Huawei, Inc.*, Civil Action No. 6:12-CV-100 LED-JDL, 2013 WL 682849 (E.D. Texas Feb. 22, 2013).

13. Attached hereto as Exhibit 10 is a true and correct copy of a LinkedIn Profile of Keith Gladhill available at <https://www.linkedin.com/in/keith-gladhill-0a002b89/>.

14. Attached hereto as Exhibit 11 is a true and correct copy of a Huawei Technologies job listing for a "Test Engineer" position at its Plano location, which is accessible at

https://www.glassdoor.com/job-listing/test-engineer-huawei-technologies-JV_IC1140045_KO0,13_KE14,33.htm?jl=2570660964.

15. Attached hereto as Exhibit 12 is a true and correct copy of an article by Bill Hethcock for Dallas Business Journal published on November 11, 2009, entitled “Huawei makes Plano expansion official” as accessed on December 12, 2017, available at <https://www.bizjournals.com/dallas/stories/2009/11/09/daily27.html>.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed on December 12, 2017.

/s/ Vincent J. Rubino, III
Vincent J. Rubino, III