EXHIBIT 2

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

AGIS SOFTWARE DEVELOPMENT, LLC, **Plaintiff,** **v.** **HTC CORPORATION,** **Defendant.**	**CASE NO. 2:17-CV-0514-JRG** (LEAD CASE) **JURY TRIAL DEMANDED**

DEFENDANT HTC CORPORATION'S SECOND SET OF INTERROGATORIES TO PLAINTIFF AGIS SOFTWARE DEVELOPMENT, LLC (NOS. 16-25)

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure, Defendant HTC Corporation, ("HTC") through its counsel, hereby requests that Plaintiff AGIS Software Development, LLC ("AGIS") fully answer the following interrogatories within thirty (30) days in writing, under oath, and in conformity with the Definitions and Instructions set forth below, and afterwards supplement such interrogatory answers as may become necessary to comply with the requirements of Rule 26(e) of the Federal Rules of Civil Procedure.

DEFINITIONS

The following definitions shall apply throughout these interrogatories, regardless of whether upper or lower-case letters are used:

1. "AGIS Software Development, LLC," "AGIS," "You," or "Your" refers to Plaintiff AGIS Software Development, LLC, including without limitation all subsidiaries, parents, affiliates, and all past or present directors, officers, attorneys, agents, representatives, employees, and consultants.

file provisions of the patent laws. See MPEP 2159.02 (March 2014).”). AGIS’s Supplemental Responses to HTC’s 1st Set of Interrogatories, served on August 17, 2018, state that AGIS will rely upon an invention date prior to September 21, 2004 for the ’838, ’055, and ’251 patents but patents subject to the First-to-File provisions of the America Invents Act cannot claim earlier invention dates. State AGIS’s basis for claiming a pre-filing invention date for the ’838, ’055, and ’251 patents in view of AGIS’s representation to the USPTO that the ’838, ’055, and ’251 patents are subject to the First-to-File provisions of the America Invents Act, which forbids claiming a pre-filing invention date.

INTERROGATORY NO. 17:

Identify all communications made by any representative or individual associated with any AGIS Company to any representative or individual associated with HTC Corporation or HTC America, Inc. that pre-date June 21, 2017.

INTERROGATORY NO. 18:

Describe, in full, the date on which AGIS contends that HTC Corporation received notice of each of the ’055, ’251, ’838, and ’970 patents, including: (a) the date of the notice; (b) the form that the notice was in (*e.g.*, whether it was a hand-delivered letter, an e-mail, or was made verbally, etc.); (c) all documents reflecting the notice; (d) the person who received the notice; (e) the person who sent the notice; (f) the patent identified in the notice; and (g) how the notice put HTC Corporation on notice of an allegedly infringing act.

INTERROGATORY NO. 19:

AGIS has accused Find My Device and Device Manager (Find My Device’s predecessor) of infringing the ’970 patent. Find My Device is not installed on any HTC Corporation-made phone and Device Manager (Find My Device’s predecessor) and was only available from a

Google owned and operated website accessible only via a web browser. Explain AGIS's basis, and identify all documents in support of AGIS's basis, for alleging that HTC Corporation directly infringes the '970 patent.

INTERROGATORY NO. 20:

HTC Corporation does not make, use, offer to sell, or sell smartphones in the United States or import smartphones into the United States. For each of the asserted claims of the '055, '251, '838, and '970 patents, separately identify the party or parties that AGIS contends directly infringe each patent, and which activity or activities from 35 U.S.C. § 271(a) (*i.e.*, "makes . . . within the United States", "uses . . . within the United States," "offers to sell . . . within the United States," "sells . . . within the United States," or "imports into the United States") constitute the infringing acts. Identify the documents that demonstrate these activities.

INTERROGATORY NO. 21:

Explain AGIS's basis, and identify all documents in support of AGIS's basis, for contending that HTC Corporation induces others to infringe each of the '055, '251, '838, and '970 patents under 35 U.S.C. § 271(b), including an identification of the party or parties that perform the alleged direct infringement and an identification of the activities conducted by HTC Corporation that you claim demonstrate a specific intent of HTC Corporation to encourage direct infringement, including HTC Corporation's knowledge of the '055, '251, '838, and '970 patents, knowledge that the induced acts constitute direct infringement of the '055, '251, '838, and '970 patents, and the affirmative steps taken by HTC Corporation to bring about direct infringement.

INTERROGATORY NO. 22:

Claims 1 and 54 of the '838 patent require the following claim limitations:

> "participating in the group, wherein participating in the group includes sending first location information to a first server and receiving second location information from the first server"
>
> and
>
> "sending, to a second server, a request for second georeferenced map data different from the first georeferenced map data"

Identify: (a) whether AGIS alleges that an HTC Corporation-made phone or a server performs the "sending, to a second sever;" (b) what accused instrumentality AGIS contends is the claimed "first server;" and (c) what accused instrumentality AGIS contends is the claimed "second server."

INTERROGATORY NO. 23:

Explain AGIS's basis, and identify all documents in support of AGIS's basis, for stating that consumers attribute value to those features of Find My Device and Google Maps that allegedly infringe the '055, '251, '838, and '970 patents when the consumers purchase or determine to purchase an HTC Corporation-made phone and a quantifiable value attributable to said allegedly infringing features for each of the '055, '251, '838, and '970 patents.

INTERROGATORY NO. 24:

State the basis for AGIS's contention that it is entitled to an injunction, including without limitation (1) how AGIS has suffered irreparable injury as a result of HTC Corporation's alleged infringement, including an identification of the relevant market and the presence or absence of other competitors in the relevant market; (2) why monetary damages are inadequate to compensate for such injury; (3) the hardship AGIS would suffer were an injunction to be denied and why it is greater than the hardship HTC would suffer should an injunction be granted; and (4) how the public interest would be served by such an injunction. Identify all documents supporting AGIS's contention that it is entitled to an injunction.

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