

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

AGIS SOFTWARE DEVELOPMENT LLC, <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> HTC CORPORATION, <p style="text-align: center;">Defendant.</p>	§ § § § § § § § § §	Case No. 2:17-CV-0514-JRG (LEAD CASE) <u>JURY TRIAL DEMANDED</u> <div style="background-color: black; width: 150px; height: 15px; margin: 5px auto;"></div>
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**DECLARATION OF ALRED R. FABRICANT IN SUPPORT OF PLAINTIFF
AGIS SOFTWARE DEVELOPMENT LLC’S DAUBERT MOTION TO EXCLUDE THE
OPINIONS OF W. CHRISTOPHER BAKEWELL REGARDING DAMAGES**

I, Alfred R. Fabricant, hereby declare as follows:

1. I am a member of Brown Rudnick LLP, lead counsel of record for Plaintiff AGIS Software Development LLC (“AGIS”). I am admitted to practice before this Court. I submit this declaration in support of AGIS Software Development LLC’s *Daubert* Motion to Exclude the Opinions of W. Christopher Bakewell Regarding Damages. I am familiar with the facts set forth herein.

2. The exhibits attached to this declaration may contain annotations and/or excerpts of the originals.

3. Attached hereto as Exhibit A is a true and correct copy of the Expert Report of W. Christopher Bakewell.

4. Attached hereto as Exhibit B is a true and correct copy of [REDACTED]

[REDACTED]

[REDACTED]

5. Attached hereto as Exhibit C is a true and correct copy of [REDACTED]

[REDACTED]

[REDACTED]

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed on January 25, 2019.

/s/ Alfred R. Fabricant
Alfred R. Fabricant