

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

AGIS SOFTWARE DEVELOPMENT, LLC	§	CASE NO. 2:17-cv-514-JRG
	§	(Lead Case)
Plaintiff,	§	
	§	
v.	§	<b>JURY TRIAL DEMANDED</b>
	§	
HTC CORPORATION, et al.	§	
	§	
Defendant.	§	

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AGIS SOFTWARE DEVELOPMENT, LLC	§	CASE NO. 2:17-CV-515-JRG
	§	(Member Case)
	§	
Plaintiff,	§	
	§	<b>JURY TRIAL DEMANDED</b>
v.	§	
	§	
LG ELECTRONICS INC.	§	
	§	
Defendant.	§	

**DECLARATION OF BONNIE PHAN IN SUPPORT OF  
LG ELECTRONICS INC.’S MOTION FOR SUMMARY JUDGMENT**

I, Bonnie Phan, state and declare as follows:

1. I am an attorney with Arnold & Porter Kaye Scholer LLP (“APKS”), counsel of record for Defendant LG Electronics Inc. (“LGEKR”). I am a member of the Bar of the State of California and have been admitted *pro hac vice* to practice in the United States District Court for the Eastern District of Texas. I provide this declaration in support of Defendant LGEKR’s motion for summary judgment. I have personal knowledge of the matters stated in this declaration and would testify competently and truthfully to them if called upon to do so.

2. Attached hereto as Exhibit 1 is a true and correct copy of AGIS's Infringement Contentions cover pleading, dated December 19, 2018.

3. Attached hereto as Exhibit 2 is a true and correct copy of excerpts of Exhibit A to AGIS's Infringement Contentions regarding U.S. Patent No. 8,213,970, dated December 19, 2018.

4. Attached hereto as Exhibit 3 is a true and correct copy of excerpts of Exhibit B to AGIS's Infringement Contentions regarding U.S. Patent No. 9,408,055, dated November 28, 2017.

5. Attached hereto as Exhibit 4 is a true and correct copy of excerpts of Exhibit C to AGIS's Infringement Contentions regarding U.S. Patent No. 9,445,251, dated November 28, 2017.

6. Attached hereto as Exhibit 5 is a true and correct copy of excerpts of Exhibit D to AGIS's Infringement Contentions regarding U.S. Patent No. 9,467,838, dated November 28, 2017.

7. Attached hereto as Exhibit 6 is a true and correct copy of excerpts of the Expert Report of Joseph C. McAlexander III Regarding Infringement of U.S. Patent Numbers: 8,213,970; 9,408,055; 9,445,251; and 9,467,838, dated December 14, 2018.

8. Attached hereto as Exhibit 7 is a true and correct copy of Commercial Invoice and Packing Lists produced by LGEKR in this litigation as LG\_00296721, LGE\_00296669, LGE\_00296670, LGE\_00296671, and LGE\_00296672.

9. Attached hereto as Exhibit 8 is a true and correct copy of excerpts of the transcript of the deposition of Cecelia Son, taken on December 5, 2018.

10. Attached hereto as Exhibit 9 is a true and correct copy of excerpts of LGEKR's Supplemental Objections and Responses to Plaintiff AGIS Software Development, LLC's First Set of Interrogatories (Nos. 1-10), served on December 27, 2018.

11. Attached hereto as Exhibit 10 is a true and correct copy of AGIS's Supplemental Objections and Responses to LGEKR's First Set of Interrogatories (Nos. 1-13), served on December 6, 2018.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 25th day of January 2019 in Palo Alto, California.

/s/ Bonnie Phan  
Bonnie Phan