

# EXHIBIT 28

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

AGIS SOFTWARE DEVELOPMENT LLC,	§	
	§	
	§	
	§	
	§	
Plaintiff,	§	Civil Action No. 2:17-CV-514-JRG
	§	(Lead Case)
v.	§	
	§	
	§	<u>JURY TRIAL DEMANDED</u>
HTC CORPORATION,	§	
	§	
	§	
Defendants.	§	
	§	

AGIS SOFTWARE DEVELOPMENT LLC,	§	
	§	
	§	
	§	
	§	
Plaintiff,	§	Civil Action No. 2:17-CV-515-JRG
	§	(Consolidated Case)
v.	§	
	§	
	§	<u>JURY TRIAL DEMANDED</u>
LG ELECTRONICS, INC.,	§	
	§	
	§	
Defendants.	§	
	§	

**PLAINTIFF’S DISCLOSURE OF ASSERTED CLAIMS  
AND INFRINGEMENT CONTENTIONS**

Plaintiff AGIS Software Development LLC (“AGIS”) hereby makes the following infringement disclosures under the Patent Local Rules with respect to United States Patent Nos. 9,467,838 (the “838 Patent”), 9,445,251 (the “251 Patent”), 9,408,055 (the “055 Patent”), and 8,213,970 (the “970 Patent”) (collectively, “patents-in-suit”). AGIS’s investigation is ongoing and discovery has not yet commenced. Accordingly, these disclosures are based on information available to AGIS at this time. AGIS reserves the right to supplement this disclosure after further

### **E. PRIORITY DATES**

Under P.R. 3-1(e), each of the asserted claims of the patents-in-suit are entitled to a priority date of at least as early as September 21, 2004.<sup>2</sup> AGIS reserves the right to establish an earlier date of invention based upon actions related to conception and reduction to practice of the claimed inventions.

### **F. AGIS'S OWN PRODUCTS**

At the present time, AGIS does not intend to rely on the assertion that its own apparatuses, products, devices, processes, methods, acts, or other instrumentalities practice the claimed inventions. AGIS reserves the right to amend this statement to identify covered products as discovery progresses.

## **II. PRODUCTION OF DOCUMENTS PURSUANT TO PATENT LOCAL RULE 3-2**

AGIS is producing or making available for inspection documents that are in AGIS'S possession, custody or control as set forth in Patent Local Rule 3-2. An AGIS 3-2 Production Index identifying these documents is attached hereto.

This preliminary identification of documents is for convenience and is not an admission that each document falls within any exemplary categories in the Patent Local Rules, or that any

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<sup>2</sup> AGIS continues to rely on interim priority dates identified in each of the Patents-in-Suit to establish priority prior to the actual filing date of the Patents-in-Suit (*e.g.*, interim priority date April 18, 2006 which corresponds to the filing date of U.S. Patent No. 7,630,724).