

Exhibit D

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

AGIS SOFTWARE DEVELOPMENT LLC,	§	
	§	
Plaintiff,	§	
	§	
v.	§	
	§	
HTC CORPORATION,	§	Civil Action No. 2:17-CV-514-JRG
LG ELECTRONICS, INC.,	§	(Lead Case)
	§	
Defendants.	§	Civil Action No. 2:17-CV-515-JRG

DEFENDANT LG ELECTRONICS, INC.’S SUPPLEMENTAL INITIAL DISCLOSURES

Pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedure Defendant LG Electronics, Inc., by and through their undersigned counsel, hereby make the following supplemental initial disclosures to Plaintiff AGIS Software Development, LLC (“AGIS”):

A. The Correct Names Of The Parties To The Lawsuit

Based upon the information reasonably available to LG at the present time, the following list contains the correct names of the current parties to this lawsuit:

AGIS Software Development, LLC

LG Electronics, Inc.

B. The Name, Address, And Telephone Number Of Any Potential Parties

Based upon the information reasonably available to LG at the present time, LG is unaware of any other persons or entities that should be named as potential parties to this lawsuit.

LG reserves the right to supplement this disclosure as the case and discovery proceed.

C. The Legal Theories And, In General, The Factual Bases Of LG's Claims Or Defenses

Below are preliminary summaries of the legal theories and factual bases for LG's defenses. These preliminary summaries should not be construed as final disclosures, as LG will address its non-infringement and invalidity defenses, and other affirmative defenses, in the time provided by the Docket Control Order, and as permitted under the Federal Rules of Civil Procedure, the Local Rules, and the Patent Local Rules. In addition, because discovery is ongoing, many of the required disclosures in the case have yet to occur, claim construction is ongoing, and the subject matter of these preliminary summaries is properly the subject of expert opinion, it would be premature to set forth in detail the legal theories and factual bases for LG's defenses and counterclaims. LG reserves the right to update these legal theories and factual bases as new information becomes available.

Based on the present state of the record and the discovery to date, LG asserts at least the following defenses:

1. LG is not subject to personal jurisdiction in the Eastern District of Texas and, in the alternative, this action should be transferred to the Northern District of California pursuant to 28 U.S.C. § 1404(a).
2. LG has not infringed and does not infringe any valid and enforceable claim of U.S. Patent Nos. 8,213,970 (the "970 Patent"), 9,408,055 (the "055 Patent"), 9,445,251 (the "251 Patent"), and 9,467,838 (the "838 Patent") (collectively, "Asserted Patents") under any theory of infringement.
3. Each asserted claim of the Asserted Patents is invalid because the alleged invention(s) therein fail to satisfy the conditions for patentability specified in one or more of 35 U.S.C. §§ 101, 102, 103, 112, and/or 113.

4. By reason of the prior art and/or statements and representations made to the U.S. Patent and Trademark Office during prosecution of the application(s) that led to the issuance of the Asserted Patent, the claims are so limited that they cannot properly be construed as covering any activity or product of LG.
5. AGIS's claims for relief are barred or limited in whole or in part by equitable defenses, including laches, waiver, estoppel, and/or unclean hands.
6. AGIS's claim for injunctive relief is barred because there exists an adequate remedy at law for AGIS's allegations, and AGIS's claims otherwise fail to meet the requirements for such relief.
7. AGIS is not entitled to a finding that this case is exceptional or to attorneys' fees under 35 U.S.C. § 285, or pursuant to the Court's inherent power.
8. LG reserves the right to supplement this disclosure and add more claims and defenses as the case and discovery proceed.

D. The Name, Address, And Telephone Number Of Persons Having Knowledge Of Relevant Facts, A Brief Statement Of Each Identified Person's Connection With The Case, And A Brief, Fair Summary Of The Substance Of The Information Known By Any Such Person

The persons identified by LG as persons likely to have knowledge of relevant facts based on the present state of the record and the discovery to date:

Name, Location, and Contact Information	Title	Summary of Relevant Facts Likely to be Known
LG Electronics MobileComm U.S.A., Inc. ("LGEMU")		Witnesses from LGEMU have knowledge regarding the importation, testing, quality management, marketing, and sales of the accused LG devices in the

		United States.
Cecilia Son	Director, Partner Engineering, LG Electronics Mobile Research U.S.A., Inc. (“LGEMR”)	Ms. Son and her team have knowledge regarding Android OS certification for the accused LG devices, and communications with Google LLC regarding that certification.
Jaehong Pak	Chief Research Engineer	Has knowledge regarding the installation of the accused Google applications on the accused LG devices; the technical operation of the accused Google applications on the accused LG devices.
Jaeyoung Jang	Senior Manager	Has knowledge regarding financials and sales for the accused LG devices in the U.S.; location where the accused LG devices are manufactured
Sunho Ji	Research Engineer	Has knowledge regarding installation and testing of the accused Google applications on the accused LG devices; general knowledge regarding the manufacture of the accused LG devices
Taekyung Hwang	Manager	Has knowledge regarding agreements with Google for Android and Google Mobile Services; licenses produced by LGEKR; LGEKR’s interrogatory responses; applicable document retention policies
Malcolm K. Beyer Jr.	Unknown	May have knowledge related at least to the claimed invention, inventorship, and assignment of the Asserted Patents and to AGIS and its predecessor entities.
Christopher R. Rice	Unknown	May have knowledge related at least to the claimed invention,

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