


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

AGIS SOFTWARE DEVELOPMENT LLC,	§	
	§	Case No. 2:17-CV-0514-JRG
Plaintiff,	§	(LEAD CASE)
	§	
v.	§	<b><u>JURY TRIAL DEMANDED</u></b>
	§	
HTC CORPORATION,	§	
	§	
Defendant.	§	

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LG ELECTRONICS INC.,	§	Case No. 2:17-CV-0515-JRG
	§	(CONSOLIDATED CASE)
Defendant.	§	
	§	<b><u>JURY TRIAL DEMANDED</u></b>

**DECLARATION OF ALFRED R. FABRICANT IN SUPPORT OF  
PLAINTIFF AGIS SOFTWARE DEVELOPMENT, LLC'S  
RESPONSE IN OPPOSITION TO LG ELECTRONICS INC.'S  
SEALED MOTION FOR SUMMARY JUDGMENT  
OF NON-INFRINGEMENT OF U.S. PATENT NO. 8,213,970 (DKT. 112)**

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 Response in Opposition to LG Electronics Inc.'s Sealed Motion for Summary Judgment of Non-Infringement of U.S. Patent No. 8,213,970 (Dkt. 112). 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 



4. Attached hereto as Exhibit B is a true and correct copy of Attachment A to the Expert Report of Joseph McAlexander, dated December 14, 2018.
5. Attached hereto as Exhibit C is a true and correct copy of annotated excerpts of the Expert Report of Joseph McAlexander, dated December 14, 2018.
6. Attached hereto as Exhibit D is a true and correct copy of Exhibit 7 to the February 15, 2019 Deposition of Edward Tittel.
7. Attached hereto as Exhibit E is a true and correct copy of Exhibit 8 to the February 15, 2019 Deposition of Edward Tittel.
8. Attached hereto as Exhibit F is a true and correct copy of Exhibit 9 to the February 15, 2019 Deposition of Edward Tittel.
9. Attached hereto as Exhibit G is a true and correct copy of Exhibit 10 to the February 15, 2019 Deposition of Edward Tittel.
10. Attached hereto as Exhibit H is a true and correct copy of Exhibit 11 to the February 15, 2019 Deposition of Edward Tittel.
11. Attached hereto as Exhibit I is a true and correct copy of Exhibit 6 to the February 15, 2019 Deposition of Edward Tittel.
12. Attached hereto as Exhibit J is a true and correct copy of [REDACTED]  
[REDACTED]
13. Attached hereto as Exhibit K is a true and correct copy of [REDACTED]  
[REDACTED]
14. Attached hereto as Exhibit L is a true and correct copy of Exhibit 2 to the February 15, 2019 Deposition of Edward Tittel.

15. Attached hereto as Exhibit M is a true and correct copy of Exhibit 3 to the February 15, 2019 Deposition of Edward Tittel.

16. Attached hereto as Exhibit N is a true and correct copy of annotated excerpts of the Rebuttal Expert Report of Edward Tittel, dated January 11, 2019.

17. Attached hereto as Exhibit O (Parts I - III) is a true and correct copy of [REDACTED]

[REDACTED]

18. Attached hereto as Exhibit P is a true and correct copy of [REDACTED]

[REDACTED]

19. Attached hereto as Exhibit Q is a true and correct copy of [REDACTED]

[REDACTED]

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed on February 19, 2019.

/s/ Alfred R. Fabricant  
Alfred R. Fabricant