

**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
	§	(CONSOLIDATED CASE)
Plaintiff,	§	
	§	
v.	§	<b>JURY TRIAL DEMANDED</b>
	§	
LG ELECTRONICS INC.	§	
	§	
Defendant.	§	

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**ORDER ON PLAINTIFF AGIS SOFTWARE DEVELOPMENT LLC’S  
MOTIONS IN LIMINE**

Before the Court are Plaintiff AGIS Software Development LLC’s Motions *in Limine*. The Court held a Pre-Trial Conference on March \_\_, 2019. For the reasons explained at the hearing, the Court rules as follows. A party must approach the bench before introducing evidence or argument in the presence of the jury about the subject matter of a Motion *in Limine* that has been granted.

**PLAINTIFF’S MOTIONS IN LIMINE**

1. **MOTION IN LIMINE to Preclude LG from Introducing Testimony or Evidence Related to AGIS’s Finances:**  
  
**DENIED**

2. **MOTION IN LIMINE to Preclude the Use of Derogatory, Disparaging, and/or Pejorative References About Non-Practicing Entities Including AGIS Software Development LLC and AGIS, Inc.:**

**DENIED**

3. **MOTION IN LIMINE to Preclude Disparaging the United States Patent and Trademark Office:**

**DENIED**

4. **MOTION IN LIMINE to Preclude LG from Referencing Pending Inter Partes Review Proceedings or Success Rates of Such Proceedings:**

**AGREED.** Both parties shall be precluded from referencing pending inter partes review proceedings or success rates of such proceedings.

5. **MOTION IN LIMINE to Preclude LG from Introducing Evidence or Testimony Regarding Unrelated Litigation Including Verdicts:**

**DENIED**

6. **MOTION IN LIMINE to Preclude LG from Introducing Testimony, Evidence, or Argument Related to Litigation Funding:**

**DENIED**

7. **MOTION IN LIMINE to Preclude LG from Introducing Testimony, Evidence, or Argument Related to Potential Targets for Litigation:**

**DENIED**

8. **MOTION IN LIMINE to Preclude LG from Introducing Testimony or Evidence Related to AGIS's Intellectual Property Monetization or Litigation Efforts Unrelated to the Current Lawsuit:**

**DENIED**

9. **MOTION IN LIMINE to Preclude Any References, Evidence, Suggestion, Testimony, or Elicitation of Any Testimony by LG Comparing Any Accused Product to Any Purported Prior Art Device, a Prior Art Patent, or Any Other Prior Art:**

**DENIED**

10. **MOTION IN LIMINE to Preclude Any Reference, Evidence, Suggestion, Testimony, or Elicitation of Any Testimony by LG Regarding AGIS's Election of Patent Claims to Streamline this Litigation:**

**AGREED.** LG Electronics Inc. shall be precluded from any reference, evidence, suggestion, testimony, or elicitation of any testimony regarding AGIS Software Development LLC's election of patent claims to streamline this litigation, and AGIS Software Development LLC shall be precluded from any reference, evidence, suggestion, testimony, or elicitation of any testimony regarding LG Electronics Inc.'s election of prior art to streamline this litigation.

11. **MOTION IN LIMINE to Preclude Any Reference, Evidence, Suggestion, Testimony, or Elicitation of Any Testimony by LG that Plaintiff Engaged in "Forum Shopping" or "Litigation Abuse," or that this District is a Popular Venue for Patent Holders:**

**DENIED**

12. **MOTION IN LIMINE to Preclude LG from Introducing Evidence of Prior Art Not Included in LG's Final Election of Prior Art:**

**DENIED**

13. **MOTION IN LIMINE to Preclude LG from Introducing Correspondence Related to Discovery Disputes**

**AGREED.** Both parties shall be precluded from introducing correspondence related to discovery disputes.

14. **MOTION IN LIMINE to Preclude LG Expert from Testifying Regarding Facts as to the FBCB2 System as Prior Art**

**DENIED**

15. **MOTION IN LIMINE to Exclude Testimony of LG's Late-Disclosed Witnesses**

**DENIED**