

**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,	§	
	§	
v.	§	<b>JURY TRIAL DEMANDED</b>
	§	
LG ELECTRONICS INC.	§	
	§	
Defendant.	§	

**DECLARATION OF MICHAEL A. BERTA IN SUPPORT OF DEFENDANT LG  
ELECTRONICS INC.’S REPLY IN SUPPORT OF ITS MOTION FOR SUMMARY  
JUDGMENT OF NON-INFRINGEMENT**

I, Michael A. Berta, state and declare as follows:

1. I am a partner of Arnold & Porter Kaye Scholer LLP (“Arnold & Porter”), counsel of record for Defendant LG Electronics Inc. (“LG Korea”). I am a member of the Bar of the State of California and have been admitted to practice in the United States District Court for the Eastern District of Texas (“EDTX”). I provide this declaration in support of Defendant LG Korea’s Reply In Support of Its Motion For Summary Judgment of Non-Infringement. 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 highlighted copy of excerpts of the transcript of the evidentiary hearing in the case *AGIS Software Development v. Huawei, et al.*, Civil Case No. 2:17-CV-513, in relation to LG Korea's motion to dismiss for lack of personal jurisdiction, held on August 8, 2018.

I declare under penalty of perjury that the foregoing is true and correct. Executed in San Francisco, California on February 27, 2019.

/s/ Michael A. Berta

Michael A. Berta

Attorney for Defendant LG Electronics Inc.