

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

**AGIS SOFTWARE DEVELOPMENT
LLC,**

Plaintiff,

v.

HTC CORPORATION,

LG ELECTRONICS, INC.

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**Case No. 2:17-cv-00514-JRG
(LEAD CASE)**

**Case No. 2:17-cv-00515-JRG
(CONSOLIDATED CASE)**

JURY TRIAL DEMANDED

Defendants.

JOINT STATEMENT OF STIPULATION REGARDING CLAIM CONSTRUCTION

Plaintiff AGIS Software Development LLC (“AGIS”) and Defendants HTC Corporation (“HTC”) and LG Electronics Inc. (“LG”) (collectively the “Parties”) have conferred and do hereby stipulate to the following:

1. the Parties agree to rest on their respective briefing as filed in *AGIS Software Development LLC v. Huawei Device USA Inc.*, Case No. 2:17-cv-00513 (E.D. Tex.), including Plaintiff’s Opening Claim Construction Brief (Dkt. 165), Defendants’ Responsive Claim Construction Brief (Dkt. 175), and Plaintiff’s Reply Claim Construction Brief (Dkt. 186);
2. the Parties agree to adopt the stipulations set forth in the Defendants’ Responsive Claim Construction Brief (Dkt. 175, page 15, footnote 10);
3. the Parties agree to adopt the stipulated construction from the Claim Construction Memorandum and Order (Dkt. 205, page 57) in *AGIS Software Development LLC v. Huawei Device USA Inc.*, Case No. 2:17-cv-00513 (E.D. Tex.) for Term 17, *i.e.*, that

the term “the other symbol” receives its “plain meaning” with the agreement that “the other symbol” refers to the “another symbol” term recited in claims 2 and 42 (’055 Patent Claims 2, 42);

4. the Parties agree to forego the December 17, 2018 Claim Construction Hearing, without waiving their substantive positions and the right to appeal any construction entered by the Court in this action; and
5. the Parties agree that, for the purposes of P.R. 3-6(a)(1), the date of entry by the Court of this Stipulation shall be deemed the service date of the Court’s Claim Construction Ruling in this action.

Dated: December 8, 2018

Respectfully Submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on December 8, 2018, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

Vincent J. Rubino, III _____
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