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

AGIS SOFTWARE DEVELOPMENT LLC,

Plaintiff,

Civil Action No. 2:17-CV-516-JRG

v.

APPLE INC.,

Defendant.

JOINT MOTION FOR EXTENSION OF TIME TO FILE PROTECTIVE ORDER

Plaintiff AGIS Software Development LLC, ("AGIS") and Defendant Apple Inc. ("Apple"), jointly and respectfully request the Court to extend the time within which the parties are required to submit a proposed protective order and show the Court as follows:

Pursuant to this Court's Sample Docket Control Order, the deadline to file a Protective Order is October 11, 2017. The parties are working to finalize a filing for the protective order, and respectfully request that this deadline be extended one week up to and through to October 18, 2017. This request is supported by good cause because the parties have been, and wish to continue discussing each side's proposals with respect to the proposed order, with the hope of resolving disputes and narrowing the issues that may need to be presented to the Court.



Dated: October 4, 2017

Respectfully Submitted,

/s/ Melissa R. Smith

Melissa Richards Smith State Bar No. 24001351 GILLAM & SMITH, LLP 303 South Washington Ave.

Marshall, TX 75670 Tel: (903) 934-8450 Fax: (903) 934-9257

Email: melissa@gillamsmithlaw.com

John M. Desmarais (pro hac vice pending) Michael P. Stadnick (pro hac vice pending) Ameet A. Modi (pro hac vice pending) Kerri-Ann Limbeek (pro hac vice pending) Brian Matty (pro hac vice pending) **DESMARAIS LLP** 230 Park Avenue

New York, NY 10169 Tel: (212) 351-3400 Fax: (212) 351-3401

Email: jdesmarais@desmaraisllp.com Email: mstadnick@desmaraisllp.com Email: amodi@desmaraisllp.com Email: klimbeek@desmaraisllp.com Email: bmatty@desmaraisllp.com

Attorneys for Defendant Apple Inc.

/s/ Jennifer L. Truelove

Samuel F. Baxter Texas State Bar No. 01938000 sbaxter@mckoolsmith.com Jennifer L. Truelove Texas State Bar No. 24012906 jtruelove@mckoolsmith.com

MCKOOL SMITH, P.C.

104 E. Houston Street, Suite 300 Marshall, Texas 75670 Telephone: (903) 923-9000

Facsimile: (903) 923-9099

Alfred R. Fabricant NY Bar No. 2219392



Email: afabricant@brownrudnick.com

Peter Lambrianakos NY Bar No. 2894392

Email: plambrianakos@brownrudnick.com

Vincent J. Rubino, III NY Bar No. 4557435

Email: vrubino@brownrudnick.com

Alessandra C. Messing NY Bar No. 5040019

Email: amessing@brownrudnick.com

John A. Rubino NY Bar No. 5020797

Email: jrubino@brownrudnick.com

BROWN RUDNICK LLP

7 Times Square New York, NY 10036

Telephone: (212) 209-4800 Facsimile: (212) 209-4801

ATTORNEYS FOR PLAINTIFF, AGIS SOFTWARE DEVELOPMENT LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that counsel of record who are deemed to have consented to electronic services are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 4th day of October, 2017.

/s/ Melissa R. Smith

Melissa R. Smith

