

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

AGIS SOFTWARE DEVELOPMENT, LLC,	:	
	:	Case No. 2:17-cv-517-JRG
Plaintiff,	:	
	:	
v.	:	
	:	
ZTE CORPORATION, ET AL.,	:	
	:	
Defendants.	:	
	:	

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**DECLARATION OF VINCENT J. RUBINO, III IN SUPPORT OF  
PLAINTIFF AGIS SOFTWARE DEVELOPMENT, LLC’S  
SUR-REPLY IN OPPOSITION TO DEFENDANTS’ MOTION (DKT. 38)  
TO DISMISS PLAINTIFF’S COMPLAINT FOR IMPROPER VENUE OR,  
IN THE ALTERNATIVE, TO TRANSFER VENUE**

I, Vincent J. Rubino III, being duly sworn, hereby deposes and states as follows:

1. I am a member of Brown Rudnick LLP, counsel of record for Plaintiff AGIS Software Development LLC (“AGIS”). I am a member of the Bar of the State of New York and have been admitted to practice in the United States District Court for the Eastern District of Texas. I make this declaration in support of AGIS Software Development, LLC’s Sur-Reply. The statements in this declaration are based upon my review of information obtained from public records.
  
2. Attached hereto as Exhibit 11 is a true and correct copy of the cover document of Plaintiff’s Disclosure of Asserted Claims and Infringement Contentions, dated November 28, 2017.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed on January 26, 2018.

/s/ Vincent J. Rubino, III  
Vincent J. Rubino, III