

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

AGIS SOFTWARE DEVELOPMENT, LLC,	§	
	§	
Plaintiff,	§	Case No. 2:17-cv-00517-JRG
	§	
v.	§	<u>JURY TRIAL DEMANDED</u>
	§	
ZTE CORPORATION, ET AL.,	§	
	§	
Defendants.	§	

**DECLARATION OF VINCENT J. RUBINO, III IN SUPPORT OF PLAINTIFF
AGIS SOFTWARE DEVELOPMENT, LLC’S SUPPLEMENTAL BRIEF IN
SUPPORT OF ITS OPPOSITION TO DEFENDANTS’ MOTION TO DISMISS
PLAINTIFF’S AMENDED COMPLAINT FOR IMPROPER VENUE OR, IN THE
ALTERNATIVE, TO TRANSFER**

I, Vincent J. Rubino, III, being duly sworn, hereby depose and state 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’s Supplemental Brief in Support of its Opposition to Defendants’ Motion to Dismiss Plaintiff’s Amended Complaint for Improper Venue or, in the alternative, to Transfer.

2. Attached hereto as Exhibit 12 is a true and correct copy of the geographic boundaries of the United States Courts of Appeals and United States District Courts provided by the official United States Courts website, located at <http://www.uscourts.gov/about-federal-courts/federal-courts-public/court-website-links> (last accessed June 8, 2018).

3. Attached hereto as Exhibit 13 is a true and correct copy of the publicly available Franchise Tax Account Status for ZTE (TX) Inc. on the Texas Comptroller of Public Accounts website, located at <https://mycpa.cpa.state.tx.us/coa/coaSearchBtn> (last accessed June 8, 2018).

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 8, 2018 in New York, N.Y.

/s/ Vincent J. Rubino, III

Vincent J. Rubino, III