

# EXHIBIT J

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

**DECLARATION OF JOSEPH C. MCALEXANDER III  
REGARDING CLAIM CONSTRUCTION**

**AGIS SOFTWARE DEVELOPMENT LLC**

**vs.**

**T-MOBILE USA, INC. AND T-MOBILE US, INC.**

**Case No. 2:21-cv-00072-JRG-RSP (LEAD CASE)**

**August 17, 2021**

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**I. QUALIFICATIONS AND BACKGROUND INFORMATION**

1. My name is Joseph C. M<sup>e</sup>Alexander III. I am over eighteen years of age and I would be competent to testify as to the matters set forth herein if I am called upon to do so.

2. I have been retained by Fabricant LLP, counsel for the Plaintiff AGIS Software Development LLC (hereinafter referred to as “AGIS”), in connection with this action to consider how one of ordinary skill in the art to which the Asserted Patents in this action are directed would have understood (at the time of the invention) the claim terms set forth in this Declaration. I may also be asked to rebut the proposed constructions and/or indefiniteness of the Asserted Patents that Defendants T-Mobile USA, Inc., T-Mobile US, Inc., Uber Technologies, Inc. d/b/a Uber, Lyft, Inc., and WhatsApp LLC (collectively, “Defendants”) have proposed in its claim construction disclosures.

3. This Declaration contains my opinions with respect to the subject matter of this proceeding and with the understandings as set forth herein. I specifically reserve the right to formulate and offer additional or supplemental opinions based on any additional information, discovery, or evidence that may be provided or derived, future court rulings, or agreements between the parties, to the extent permitted by the Court.

4. It is my understanding that AGIS is currently asserting the following claims against Defendants (collectively, the “Asserted Claims”):

<b>Defendant</b>	<b>U.S. Patent No.</b>	<b>Claim Nos.</b>
	7,630,724	9, 10, 12-16
T-Mobile USA, Inc.	7,031,728	7
T-Mobile US, Inc.	9,408,055	3, 4, 8-13, 16, 18-20, 26, 31, 35, 37, 38, 44, 46-48, 50-53
	9,445,251	1-35

<b>Defendant</b>	<b>U.S. Patent No.</b>	<b>Claim Nos.</b>
	9,467,838	1-84
	9,749,829	1-68
Uber Technologies, Inc. d/b/a Uber	8,213,970	2, 10-13
	7,630,724	9, 12-16
	7,031,728	7
	10,299,100	1-31
	10,341,838	1-26
Lyft, Inc.	8,213,970	2, 10-13
	7,630,724	9, 12-16
	7,031,728	7
	10,299,100	1-31
	10,341,838	1-26
WhatsApp LLC	7,630,724	9, 10, 12, 13, 15
	7,031,728	7
	9,408,055	3, 4, 8-13, 16, 18-20, 26, 31, 35, 38, 39, 44, 46-48, 50-53
	9,445,251	1-35
	9,467,838	1-43, 45, 46, 49-84
	9,749,829	1-7, 9, 11-26, 28-41, 43, 45-61, 63-68

5. I anticipate being called to provide expert testimony before the U.S. District Court for the Eastern District of Texas regarding my opinions formed, resulting from my review of the

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