

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

AGIS SOFTWARE DEVELOPMENT LLC,

Plaintiff,

v.

T-MOBILE USA, INC. and T-MOBILE US.  
INC.,

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LYFT, INC.,

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UBER TECHNOLOGIES, INC., d/b/a UER,

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WHATSAPP, INC.,

Defendants.

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

**JURY TRIAL DEMANDED**

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§ Case No. 2:21-cv-00072-JRG  
§ (MEMBER CASE)  
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§ (MEMBER CASE)  
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**JURY TRIAL DEMANDED**  
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**DECLARATION OF MIGUEL J. BOMBACH IN SUPPORT OF DEFENDANTS'  
RESPONSIVE CLAIM CONSTRUCTION BRIEF**

I, Miguel J. Bombach, hereby declare as follows:

1. I am an attorney at law licensed to practice before the United States District Court for the Eastern District of Texas. I am an attorney for Defendants T-Mobile USA, Inc. and T-Mobile US, Inc. (“T-Mobile”). Unless otherwise stated, I have personal knowledge of the following facts and, if called and sworn as a witness, could and would competently testify thereto.

2. Attached hereto as Exhibit 1 is a true and correct copy of the Declaration of Dr. Shashi Shekhar, which was served on attorneys for AGIS on August 17, 2021.

3. Attached hereto as Exhibit 2 is a true and correct copy of the Sept. 21, 2009 Notice of Allowance in the prosecution of the ’724 Patent, App. No. 11/308648.

4. Attached hereto as Exhibit 3 is a true and correct copy of the Nov. 12, 2005 Applicant Amendment in the prosecution of the ’728 Patent, App. No. 10/711490.

5. Attached hereto as Exhibit 4 is a true and correct copy of printouts from <https://www.merriam-webster.com/dictionary/free> that I accessed and printed-to-PDF on September 28, 2021.

6. Attached hereto as Exhibit 5 is a true and correct copy of printouts from <https://dictionary.cambridge.org/dictionary/english/free> that I accessed and printed-to-PDF on September 28, 2021.

7. Attached hereto as Exhibit 6 is a true and correct copy of printouts from <https://encyclopedia2.thefreedictionary.com/message> that I accessed and printed-to-PDF on September 28, 2021.

8. Attached hereto as Exhibit 7 is a true and correct copy of the Sept. 9, 2011 Applicant Amendment in the prosecution of the ’970 Patent, App. No. 12/324122.

9. Attached hereto as Exhibit 8 is a true and correct copy of the Dec. 17, 2010 Applicant Amendment in the prosecution of the '970 Patent, App. No. 12/324122.

10. Attached hereto as Exhibit 9 is a true and correct copy of the Apr. 5, 2019 Applicant Amendment in the prosecution of the '1,838 Patent, App. No. 15/809102.

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

Executed on September 28, 2021, in San Diego County, California.

/s/ Miguel J. Bombach  
Miguel J. Bombach