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



DECLARATION OF ALFRED R. FABRICANT IN SUPPORT OF PLAINTIFF AGIS SOFTWARE DEVELOPMENT LLC'S OPPOSED MOTION TO COMPEL DEFENDANT LYFT, INC. TO PROVIDE DISCOVERY

- I, Alfred R. Fabricant, hereby declare as follows:
- 1. I have personal knowledge of the facts set forth in this declaration. I am competent to testify as to all matters stated, and I am not under any legal disability that would in any way preclude me from testifying.
- 2. I am a Partner at the law firm of Fabricant LLP and counsel of record for Plaintiff AGIS Software Development LLC, in this matter.



- 3. The exhibits attached to this declaration may contain annotations and/or excerpts of the originals.
- 4. Attached hereto as Exhibit A is a true and correct copy of excerpts from Lyft, Inc.'s Supplemental Objections and Responses to Plaintiff's First Set of Interrogatories to Lyft, Inc. (Nos. 1-9), dated November 2, 2021.
- 5. Attached hereto as Exhibit B is a true and correct copy of excerpts from Lyft, Inc.'s Supplemental Objections and Responses to Plaintiff's First Set of Interrogatories to Lyft, Inc. (Nos. 1-9), dated November 2, 2021.
- 6. Attached hereto as Exhibit C is a true and correct copy of excerpts from the rough draft of the deposition transcript of taken November 2, 2021.

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

Executed on November 3, 2021 in Rye, New York.

/s/ Alfred R. Fabricant
Alfred R. Fabricant

