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

AGIS SOFTWARE DEVELOPMENT LLC,	§ § § §	Case No. 2:21-cv-00072-JRG **(LEAD CASE)**
Plaintiff,	§ §	
v.	§ §	**JURY TRIAL DEMANDED**
T-MOBILE USA, INC. and T-MOBILE US, INC.,	§ § § §	
Defendants.	§ §	
AGIS SOFTWARE DEVELOPMENT LLC,	§ § §	Case No. 2:21-cv-00026-JRG **(MEMBER CASE)**
Plaintiff,	§ §	
v.	§ §	**JURY TRIAL DEMANDED**
UBER TECHNOLOGIES, INC., d/b/a UBER,	§ § §	
Defendant.	§	

**DECLARATION OF ALFRED R. FABRICANT IN SUPPORT OF
PLAINTIFF AGIS SOFTWARE DEVELOPMENT LLC'S RESPONSE
IN OPPOSITION TO DEFENDANT UBER TECHNOLOGIES, INC.,
D/B/A UBER'S MOTION TO STAY PENDING PATENT OFFICE
PROCEEDINGS REGARDING THE ASSERTED PATENTS (DKT. 180)**

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 an Amendment and Reply Under 37 C.F.R. 1.113 to a Final Office Action filed in the Reexam of U.S. Patent No. 8,213,970 (PTO Control Number 90/014,507), dated October 19, 2021.

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

Executed on November 8, 2021 in Rye, New York.

/s/ Alfred R. Fabricant
Alfred R. Fabricant