

EXHIBIT B

**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
v.	§	(Lead Case)
	§	
T-MOBILE USA, INC., and T-MOBILE US, INC.	§	
	§	
	§	
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AGIS SOFTWARE DEVELOPMENT LLC	§	
	§	CASE NO. 2:21-cv-00024-JRG
v.	§	(Member Case)
	§	
LYFT, INC.	§	
	§	
	§	

**DEFENDANT LYFT, INC.’S NOTICE OF RULE 30(b)(6) DEPOSITION
OF AGIS SOFTWARE DEVELOPMENT LLC**

PLEASE TAKE NOTICE that, pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, counsel for Defendant Lyft, Inc. (“Lyft”), will take the video deposition of Plaintiff AGIS Software Development LLC (“AGIS”).

The deposition will take place on October 21, 2021 beginning at 9:00 a.m. and continuing thereafter until completed, remotely by video teleconference through web-based software, or at another time mutually agreed to by the parties. The deposition shall be taken before a court reporter or other person qualified to administer the oath and shall be recorded by videotape and stenographic means.

Pursuant to Fed. R. Civ. P. 30(b)(6), AGIS is required to produce one or more officers, directors, managing agents, or other persons who are designated and consent to testify on its behalf as to each of the subject matters set forth below. The deposition will proceed in accordance with the Federal Rules of Civil Procedure and the Court’s Discovery Order (Dkt. No. 79), unless otherwise agreed. AGIS is requested to identify in writing to Lyft sufficiently in advance of the

TOPICS

1. The alleged invention(s) claimed in the Asserted Patents, the state of the art at the time the Asserted Patents were filed, and the alleged points of novelty and alleged advantages of each Asserted Claim over the prior art or non-infringing alternatives.

2. The factual basis for each allegation in the complaint.

3. Facts and circumstances related to the alleged priority dates, conception, reduction to practice, and diligence associated with the reduction to practice of each Asserted Claim in the Asserted Patents.

4. The inventorship of each Asserted Claim of the Asserted Patents, including identification of all individuals involved in research or work that relates to the subject matter of the Asserted Claims and the respective contributions of each individual involved in the research or work that relates to the subject matter of the Asserted Claims.

5. The identification of any product made, used, sold or offered for sale by AGIS that You believe practices any claim of the Asserted Patents and the factual basis for that belief and the date of first offer for sale and sale of that product.

6. Development of AGIS's LifeRing System product, including information related to prototypes.

7. Your contention that AGIS's products practice any claim of any of the Asserted Patents, including AGIS's LifeRing products and facts and materials supporting AGIS's statement that AGIS's LifeRing products "are covered by at least one of claim 7 of the '728 Patent, claims 9, 12-16 of the '724 Patent, claims 2, 10-13 of the '970 Patent, claims 1-31 of the '100 Patent, and claims 1-26 of the '838 Patent." *See* Plaintiff's Disclosure of Asserted Claims and Infringement Contentions, dated May 19, 2021.

8. The identification of the specific lines and modules of source code that supports your allegation that AGIS's LifeRing products "are covered by at least one of claim 7 of the '728 Patent, claims 9, 12-16 of the '724 Patent, claims 2, 10-13 of the '970 Patent, claims 1-31 of the '100 Patent, and claims 1-26 of the '838 Patent." Plaintiff's Disclosure of Asserted Claims and Infringement Contentions, dated May 19, 2021.

9. The total number of units sold, gross revenue, net profits, profit margins, costs and pricing associated with any AGIS product identified to practice any claim of any of the Asserted Patents.

10. The correlation of internal and external name(s) and internal and external model number(s) of each AGIS product identified to practice any claim of any of the Asserted Patents with the yearly quarterly sales, revenue, cost, profit and pricing for each such product dating back to the first sale of each such product.

11. Any market surveys or studies regarding each AGIS product identified to practice any claim of any of the Asserted Patents, including, but not limited to, market surveys or studies regarding consumer preferences or demand in purchasing each such AGIS product.

12. Identification of the market in which each AGIS product identified to practice any claim of any of the Asserted Patents competes.

13. Any advertisements and marketing, including posts made on social media, related to each AGIS product identified to practice any claim of any of the Asserted Patents.

14. The pricing and/or discounting of each AGIS product identified to practice any claim of any of the Asserted Patents, including any research, analysis, and other materials involved in the determination of such pricing and discounting.

15. All facts, studies, investigations, and analyses relating to the validity, enforceability, or infringement of the Asserted Patents, including any Communications with Third Parties relating to the foregoing.

16. All analyses prepared by, for, or under the direction of the Named Inventors of the Asserted Patents, and all patent analyses provided to AGIS.

17. All Prior Art to the Asserted Patents of which AGIS was aware prior to suit and the dates of first awareness.

18. All Prior Art to the Asserted Patents of which the Named Inventors, AGIS, or any attorney or patent agent responsible for prosecuting the Asserted Patents was aware prior to the filing of the application for the Asserted Patents.

19. The preparation and prosecution of the applications relating to the Asserted Patents and any Related Patents (including opposition proceedings), and any Certificates of Correction.

20. For each patent application that was filed as a continuation in part application and is in the chain of applications that led to the issuance of one or more of the Asserted Patents, identify all new matter that was added in the continuation in part application.

21. The circumstances concerning any first disclosure, demonstration, sale, or offer for sale of any prototype or commercial embodiment of any of the alleged inventions claimed in the Asserted Patents.

22. All of Your contacts with, or efforts to contact, the Named Inventors, including all communications, agreements, or understandings with the Named Inventors and any compensation or other benefits paid or provided to the Named Inventors, and all Communications by or on behalf of AGIS with the Named Inventors concerning the Asserted Patents, Lyft, or this action.

23. All communications between AGIS, on one hand, and any other Third Party, on the other, regarding the Asserted Patents, Accused Products, Asserted Claims, Lyft, or this action.

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