

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

MOTION TO DISMISS PURSUANT TO RULE 41(a)(2) WITH PREJUDICE

Plaintiff AGIS Software Development LLC (“AGIS” or “Plaintiff”) and Defendant Uber Technologies, Inc., d/b/a Uber (“Uber” or “Defendant”) (collectively, the “Parties”) have settled their respective claims for relief asserted in this litigation. Accordingly, the Parties respectfully request that all claims for relief asserted against Defendant by AGIS herein are dismissed, with prejudice; that all counterclaims for relief asserted against Plaintiff by Uber herein are dismissed, with prejudice, and that the Parties further request that all attorneys’ fees, costs of court and expenses be borne by each Party incurring the same.

WHEREFORE, the parties respectfully request that the Court enter the proposed Order submitted with this motion as set forth above.

Dated: March 8, 2022

Respectfully submitted,

/s/ Alfred R. Fabricant

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***ATTORNEYS FOR DEFENDANT UBER
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on March 8, 2022, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ Alfred R. Fabricant
Alfred R. Fabricant

CERTIFICATE OF CONFERENCE

The undersigned hereby certifies that all counsel of record have met and conferred in accordance with Local Rule CV-7(h) and this Joint Motion is unopposed.

/s/ Alfred R. Fabricant
Alfred R. Fabricant