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TABLE OF EXHIBITS

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Plaintiff's Exhibits Filed With Plaintiff's Opening Brief (Dkt. 163)	
A	Joint Stipulation and Order Regarding Deadlines for Supplemental <i>Markman</i> Proceedings **As Modified by the Court** in <i>AGIS Software Dev. LLC v. Google LLC</i> (" <i>AGIS v. Google</i> "), No. 5:22-cv-04826-BLF (N.D. Cal.)
B	Defendants' Patent L.R. 4-2 Disclosure of Preliminary Claim Constructions and Evidence in <i>AGIS v. Google</i>
C	Plaintiff's Supplemental Preliminary Claim Constructions and Extrinsic Evidence Under Local Patent Rule 4-2 in <i>AGIS v. Google</i>
D	December 6, 2023 Email from Mark Liang to Enrique Iturralde in <i>AGIS v. Google</i>
Defendants' Additional Exhibits Filed With This Brief	
1	Defendants' Notice of Motion and Motion for Summary Judgment, filed as Dkt. 434 in <i>AGIS Software Dev. LLC v. Google LLC</i> (" <i>AGIS v. Google</i> "), No. 5:22-cv-04826-BLF (N.D. Cal.)
2	Order Granting In Part and Denying In Part Defendants' Motion for Summary Judgment, filed as Dkt. 470 in <i>AGIS v. Google</i>
3	Transcript of November 6, 2023 Case Management Conference in <i>AGIS v. Google</i>
4	November 7, 2023 Email from Mark Liang to Enrique Iturralde in <i>AGIS v. Google</i>
5	November 17, 2023 Email from Enrique Iturralde to Mark Liang, with attachment, in <i>AGIS v. Google</i>
6	AGIS's Disclosure of Asserted Claims and Infringement Contentions
7	AGIS's Amended Disclosure of Asserted Claims and Infringement Contentions
8	AGIS's Second Amended Disclosure of Asserted Claims and Infringement Contentions
9	AGIS's Third Amended Disclosure of Asserted Claims and Infringement Contentions
10	Excerpts from AGIS's Exhibit B for U.S. Patent No. 9,749,829 to its Third Amended Disclosure of Asserted Claims and Infringement Contentions
11	December 2, 2023 Email from Enrique Iturralde to Mark Liang

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I. INTRODUCTION

AGIS's belated attempt—over a year and half into the case—to inject a new claim construction dispute over the term “remote control” should be denied because the dispute has no relevance to this case. AGIS's sole identified basis for seeking construction of “remote control”—a term that appears only in the '829 Patent—is that the term is being construed in AGIS's case against Google LLC in the Northern District of California (“NDCA”). What AGIS fails to explain, however, is that the NDCA court is only construing “remote control” because the term's meaning is relevant to resolving AGIS's allegations in that case against *Google Maps*—a product that is *not* accused in this case. In *this* case against Samsung, the meaning of “remote control” is not relevant to any of AGIS's allegations regarding any of the products accused of infringing the '829 Patent (or any other claim or defense in this case), and AGIS does not argue otherwise in its motion. AGIS's request for an improper advisory opinion should be rejected.

AGIS's request should also be rejected as improper gamesmanship. AGIS is, in effect, seeking to use this Court as a vehicle through which to litigate an issue, the meaning of “remote control,” that is material only to the NDCA case and to do so before the NDCA court has a chance to decide the issue. Indeed, in negotiating the schedule for supplemental claim construction proceedings in the NDCA for “remote control,” AGIS rejected Google's request to set a deadline to complete briefing by the end of January 2024, instead seeking to prolong the schedule by demanding additional deadlines for claim construction discovery and expert reports (which AGIS does not propose here), such that the NDCA proceedings would not end until after March 2024. Then, just days after AGIS secured a protracted schedule in the NDCA, AGIS informed Samsung for the first time of its position that “remote control” requires a construction in this case too, despite it having no relevance to this case, and proposed a schedule with claim construction briefing in this case being completed by January 12, 2024—two months before briefing ends in the NDCA

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