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

AGIS SOFTWARE DEVELOPMENT LLC,

Case No. 2:22-cv-00263-JRG

Plaintiff,

JURY TRIAL DEMANDED

v.

SAMSUNG ELECTRONICS CO., LTD. AND SAMSUNG ELECTRONICS AMERICA, INC.,

Defendants.

DECLARATION OF VINCENT J. RUBINO, III IN SUPPORT OF PLAINTIFF AGIS SOFTWARE DEVELOPMENT LLC'S MOTION FOR LEAVE TO AMEND ITS DISCLOSURE OF ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS

- I, Vincent J. Rubino, III, 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 states, 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 AGIS Software's Amended Disclosure of Asserted Claims and Infringement Contentions.
- 5. Attached hereto as Exhibit B is a true and correct copy of Exhibit A to AGIS Software's Amended Disclosure of Asserted Claims and Infringement Contentions.



6. Attached hereto as Exhibit C is a true and correct copy of Exhibit B to AGIS Software's Amended Disclosure of Asserted Claims and Infringement Contentions.

7. Attached hereto as Exhibit D is a true and correct copy of Exhibit C1 to AGIS Software's Amended Disclosure of Asserted Claims and Infringement Contentions.

8. Attached hereto as Exhibit E is a true and correct copy of Exhibit C2 to AGIS Software's Amended Disclosure of Asserted Claims and Infringement Contentions.

9. Attached hereto as Exhibit F is a true and correct copy of Exhibit D1 to AGIS Software's Amended Disclosure of Asserted Claims and Infringement Contentions.

10. Attached hereto as Exhibit G is a true and correct copy of Exhibit D2 to AGIS Software's Amended Disclosure of Asserted Claims and Infringement Contentions.

11. Attached hereto as Exhibit H is a true and correct copy of a redlined copy comparing AGIS Software's Disclosure of Asserted Claims and Infringement Contentions, dated December 1, 2022, and AGIS Software's Amended Disclosure of Asserted Claims and Infringement Contentions, dated June 23, 2023.

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

Executed on June 28, 2023 in Short Hills, New Jersey.

/s/ Vincent J. Rubino, III Vincent J. Rubino, III

