

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

AGIS SOFTWARE DEVELOPMENT LLC,

Plaintiff,

v.

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

Defendant.

CIVIL ACTION NO. 2:22-cv-263-JRG
(LEAD CASE)

JURY TRIAL DEMANDED

**ORDER DENYING PLAINTIFF AGIS SOFTWARE DEVELOPMENT LLC'S MOTION
TO DISMISS DEFENDANTS SAMSUNG ELECTRONICS CO., LTD. AND SAMSUNG
ELECTRONICS AMERICA, INC.'S NINTH COUNTERCLAIM AND TO STRIKE
DEFENDANTS' SIXTH AND SIXTEENTH AFFIRMATIVE DEFENSES**

Before the Court is Plaintiff AGIS Software Development LLC's Motion to Dismiss Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc.'s Ninth Counterclaim and to Strike Defendants' Sixth and Sixteenth Affirmative Defenses. After consideration of said motion, the Court hereby finds that Plaintiff's Motion shall be DENIED.

IT IS THEREFORE ORDERED that Plaintiff's Motion is DENIED, and Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. may pursue their inequitable conduct and unclean hands affirmative defenses and counterclaims as pled in their Answer.