

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

AGIS SOFTWARE DEVELOPMENT LLC, v. HMD GLOBAL, et al.	Case No. 2:22-cv-00443-JRG (Lead Case)
AGIS SOFTWARE DEVELOPMENT LLC, v. ASUSTEK COMPUTER INC., et al.	Case No. 2:22-cv-00440-JRG (Member Case)
AGIS SOFTWARE DEVELOPMENT LLC, v. PANASONIC CORPORATION, et al.	Case No. 2:22-cv-00447-JRG (Member Case)
AGIS SOFTWARE DEVELOPMENT LLC, v. SONY CORPORATION, et al.	Case No. 2:22-cv-00448-JRG (Member Case)

UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND TO COMPLAINT

Defendants HMD Global Oy and HMD America, Inc. (“HMD”)¹ hereby move for an extension of time for HMD to respond to the Complaint filed by AGIS on November 18, 2022 (Dkt. No. 1).²

¹ While AGIS’s complaint identifies “HMD Global” as a separate third defendant, it is not included in this stipulation as HMD is unaware of any such distinct corporation with that name.

² HMD understands that corresponding motions are being filed in Civil Action Nos. 2-22-cv-00440 (*AGIS Software Development LLC v. ASUStek Computer Inc. et al*); 2-22-cv-00447 (*AGIS Software Development LLC v. Panasonic Corporation et al*); and 22-cv-00448 (*Sony Corporation v. HMD Global et al*). These cases involve the same asserted patents and, as with the case against HMD, had been stayed pending the ITC investigation. If granted, the motions would result in the

On January 25, 2023, the case was stayed pending a final determination in *In the Matter of Certain Location-Sharing Systems, Related Software Components Thereof, and Products Containing Same* (ITC Inv. No. 337-TA-1347) (Dkt. No. 12). On October 12, 2023, the parties filed a joint notice informing the Court of the termination of that investigation (Dkt. No. 13). On October 17, 2023, this Court lifted the stay and ordered HMD to answer or otherwise respond to the Complaint by November 16, 2023 (Dkt. No. 14).

HMD Global Oy—a foreign corporation organized under the laws of Finland—has not been served with AGIS’s Complaint, nor has HMD America, Inc. However, pursuant to an agreement between the parties, HMD Global Oy and HMD America, Inc. agreed on October 31, 2023 to waive service in exchange for a 60-day extension of time for HMD Global Oy and HMD America, Inc. to respond from the November 16, 2023 date originally set by the Court. Accordingly, HMD respectfully requests that the Court move HMD’s deadline to answer or otherwise respond to the Complaint to January 16, 2024. Counsel for AGIS confirmed that they do not oppose the requested relief.

Sony, ASUSTek, HMD, and Panasonic defendants all having response deadlines at approximately the same time in January.

Dated: November 10, 2023

Respectfully submitted,

/s/ Matthew J. Moffa _____

MATTHEW J. MOFFA

NY Bar No. 5045067

mmoffa@perkinscoie.com

WILLIAM J. MCCABE

NY Bar No. 2258085

wmccabe@perkinscoie.com

PERKINS COIE LLP

1155 Avenue of the Americas, 22nd Floor

New York, NY 11036

Telephone: (212) 262-6900

Facsimile: (212) 977-1649

*Counsel for Defendants HMD Global Oy and
HMD America, Inc.*

CERTIFICATE OF CONFERENCE

I hereby certify that on November 10, 2023, counsel for HMD conferred via email with counsel for AGIS regarding the Motion. Based on that conference, the relief requested herein is unopposed.

/s/ Matthew J. Moffa

Matthew J. Moffa

CERTIFICATE OF SERVICE

Pursuant to the Federal Rules of Civil Procedure and Local Rule CV-5, I hereby certify that, on November 10, 2023 all counsel of record who have appeared in this case are being served with a copy of the foregoing via the Court's CM/ECF system.

/s/ Matthew J. Moffa

Matthew J. Moffa