

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

**AGIS SOFTWARE DEVELOPMENT
LLC,**

Plaintiff,

v.

**PANASONIC CORPORATION and
PANASONIC CORPORATION OF
NORTH AMERICA,**

Defendants.

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Case No. 2:22-cv-447-JRG

DEFENDANTS' NOTICE REGARDING ITC DETERMINATION

Pursuant to the Court's Order Granting Defendants' Unopposed Motion to Stay Pending ITC Determination (Dkt. No. 13), Defendants, Panasonic Corporation and Panasonic Corporation of North America (collectively "Panasonic"), respectfully submit this notice regarding the termination of Plaintiff AGIS Software Development LLC's ("AGIS") ITC investigation against Panasonic.¹

On June 15, 2023, AGIS withdrew its complaint and moved to terminate its ITC investigation against Panasonic and other respondents. On June 20, 2023, Administrative Law Judge ("ALJ") Moore issued an Initial Determination that AGIS's motion to terminate be granted. On July 10, 2023, the ITC decided not to review ALJ Moore's Initial Determination and terminated AGIS's ITC investigation in its entirety. On July 13, 2023, a notice of the ITC's decision was published in the Federal Register. Certain Location-Sharing Systems, 88 Fed. Reg. 44,840 (July 13, 2023). A copy of the notice is attached hereto as Exhibit A.

¹ Panasonic requested AGIS's position on this notice regarding ITC determination so that the parties could submit a joint notice pursuant to the Court's stay Order; however, AGIS has not responded to this request.

Panasonic appears specially to file this notice because AGIS has not yet served process on Panasonic.

Panasonic's special appearance does not waive any of its objections and defenses to AGIS's Complaint, including, but not limited to, any defenses based on lack of jurisdiction, improper venue, inconvenient venue, insufficiency of process, and insufficiency of service of process, and does not waive Panasonic's right to seek appropriate relief, including dismissal of the Complaint or venue transfer. Panasonic expressly reserves all objections, defenses, and other rights in response to AGIS's Complaint.

Date: October 11, 2023

Respectfully submitted,

/s/ Trey Yarbrough

Trey Yarbrough

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ATTORNEY FOR DEFENDANTS

CERTIFICATE OF SERVICE

The undersigned hereby certifies that 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) on October 11, 2023.

/s/ Trey Yarbrough

Trey Yarbrough