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## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA SAN JOSE DIVISION

APPLE INC., a California corporation, Case No.: 11-CV-01846-LHK Plaintiff, VERDICT FORM SAMSUNG ELECTRONICS CO., LTD., a Korean corporation; SAMSUNG ELECTRONICS AMERICA, INC., a New York corporation; SAMSUNG TELECOMMUNICATIONS AMERICA, LLC, a Delaware limited liability company, Defendants. SAMSUNG ELECTRONICS CO., LTD., a Korean corporation; SAMSUNG ELECTRONICS AMERICA, INC., a New York corporation; SAMSUNG TELECOMMUNICATIONS AMERICA, LLC, a Delaware limited liability company, Counterclaim-Plaintiffs, APPLE INC., a California corporation, Counterclaim-Defendant.

We, the jury, unanimously agree to the answers to the following questions and return them under the instructions of this Court as our verdict in this case.

Case No.: 11-CV-01846-LHK

# United States District Court For the Northern District of California

#### FINDINGS ON APPLE'S CLAIMS

### APPLE'S UTILITY AND DESIGN PATENT CLAIMS AGAINST SAMSUNG

1. For each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC), Samsung Electronics America (SEA), and/or Samsung Telecommunications America (STA) has infringed Claim 19 of the '381 Patent?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung). Do not provide an answer for any cell that is blacked out.)

Accused Samsung Product	Samsung Electronics	Samsung Electronics America, Inc.	Samsung Telecommunications *America, LLC
Captivate (JX 1011)	Co., Ltd.	ENTAILE MESSE AND COMME	Y
Continuum (JX 1016)	Y		Y
Droid Charge (JX 1025)	Y		y
Epic 4G (JX 1012)	Y		У
Exhibit 4G (JX 1028)	Y		<u> </u>
Fascinate (JX 1013)	Y		Y
Galaxy Ace (JX 1030)	У		
Galaxy Prevail (JX 1022)	У		Y
Galaxy S (i9000) (JX 1007)	Υ		
Galaxy S 4G (JX 1019)	Υ		Y
Galaxy S II (AT&T) (JX 1031)	Ý		Y
Galaxy S II (i9100) (JX 1032)	, Y		
Galaxy Tab (JX 1036)	Ý	Maringa dia kaominina	Y
Galaxy Tab 10.1 (WiFi) (JX 1037)	Y	Y	
Gem (JX 1020)	Y		У
Indulge (JX 1026)	Ý		Ý
Infuse 4G (JX 1027)	Υ		У
Mesmerize (JX 1015)	Ý		Ý
Nexus S 4G (JX 1023)	Υ		Ý
Replenish (JX 1024)	À		<u> </u>
Vibrant (JX 1010)	Y		Y

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17.

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung). Do not provide an answer for any cell that is blacked out.)

Accused Samsung Product ()	Samsung Electronics Co., Ltd.	Samsung Electronics America: Inc.	Samsung Felecommunications America, LLC
Captivate (JX 1011)	Y	and the state of the	Y
Continuum (JX 1016)	Y		Y
Droid Charge (JX 1025)	Ý		У
Epic 4G (JX 1012)	4		У
Exhibit 4G (JX 1028)	7		Y
Fascinate (JX 1013)	À		Ý
Galaxy Ace (JX 1030)	N		,
Galaxy Prevail (JX 1022)	Y		Y
Galaxy S (i9000) (JX 1007)	7		
Galaxy S 4G (JX 1019)	4		Y
Galaxy S II (AT&T) (JX 1031)	Y		y
Galaxy S II (i9100) (JX 1032)	4		
Galaxy S II (T-Mobile) (JX 1033)	7		γ
Galaxy Tab (JX 1036)	4		Ý
Galaxy Tab 10.1 (WiFi) (JX 1037)	Y	Y	
Gem (JX 1020)	Y		Y
Indulge (JX 1026)	Ý		Y
Infuse 4G (JX 1027)	Ý		<b>Y</b>
Intercept (JX 1009)	N		N
Mesmerize (JX 1015)	V		Y
Nexus S 4G (JX 1023)	Ý		4
Replenish (JX 1024)	N		N
Transform (JX 1014)	Y		V
Vibrant (JX 1010)	Ý		4

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3. For each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC), Samsung Electronics America (SEA), and/or Samsung Telecommunications America (STA) has infringed Claim 50 of the '163 Patent?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung). Do not provide an answer for any cell that is blacked out.)

			Samsung
Accused Samsung Product	Samsung Electronics	Samsung Electronics	Telecommunications
	Co., Ltd.	America, Inc.	America, LLC
Captivate (JX 1011)	N		N
Continuum (JX 1016)	N		<u>N</u>
Droid Charge (JX 1025)	7		У
Epic 4G (JX 1012)	7		У
Exhibit 4G (JX 1028)	У		У
Fascinate (JX 1013)	7		У
Galaxy Ace (JX 1030)	У		
Galaxy Prevail (JX 1022)	У		Y
Galaxy S (i9000) (JX 1007)	Y		
Galaxy S 4G (JX 1019)	У	_	<u> </u>
Galaxy S II (AT&T) (JX 1031)	Υ	·	Y
Galaxy S II (i9100) (JX 1032)	7		
Galaxy S II (T-Mobile) (JX 1033)	Ÿ		У
Galaxy Tab (JX 1036)	У		7
Galaxy Tab 10.1 (WiFi) (JX 1037)	4	Υ	and the second s
Gem (JX 1020)	N		N
Indulge (JX 1026)	Ν		N
Infuse 4G (JX 1027)	Y		<u> </u>
Intercept (JX 1009)/	M		N
Mesmerize (JX 1015)	4		У
Nexus S 4G (JX 1023)	N		N
Replenish (JX 1024)	Υ		<u> </u>
Transform (JX 1014)	N.		N
Vibrant (JX 1010)	M		N

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4. For each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC) took action that it knew or should have known would induce STA or SEA to infringe the <a href="2381">2381</a>, <a href="2915">2915</a>, or <a href="2163">163</a> Patents?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung). Do not provide an answer for any cell that is blacked out.)

Accused Samsung Product	381 Patent (Claim 19)	915 Patent (Claim 8)	163 Patent (Claim 50)
Captivate (JX 1011)	7	У	И
Continuum (JX 1016)	Y	Y	N
Droid Charge (JX 1025)	Ý	Ÿ	Ÿ
Epic 4G (JX 1012)	У	Ý	ý
Exhibit 4G (JX 1028)	У	Y	ý
Fascinate (JX 1013)	Ϋ́	4	Ý
Galaxy Prevail (JX 1022)	У	Ÿ	ý
Galaxy S 4G (JX 1019)	Ý	Y	Ý
Galaxy S II (AT&T) (JX 1031)	У	У	ý
Galaxy S II (T-Mobile) (JX 1033)		У	Ý
Galaxy Tab (JX 1036)	¥	γ	ý
Galaxy Tab 10.1 (WiFi) (JX 1037)	Y	У	У
Gem (JX 1020)	Ý	У	N
Indulge (JX 1026)	У	У	N
Infuse 4G (JX 1027)	Ÿ	У	Ϋ́
Intercept (JX 1009)		Y	N
Mesmerize (JX 1015)	γ	У	Y
Nexus S 4G (JX 1023)	ý	Y	N
Replenish (JX 1024)	Ý	И	Y
Transform (JX 1014)		Y	N
Vibrant (JX 1010)	Y	X	N

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5. For each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC) and/or Samsung Telecommunications America (STA) has infringed the <u>D'677 Patent</u>?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung). Do not provide an answer for any cell that is blacked out.)

- Accused Samsung Product	Samsung Electronics Co., Ltd.	Samsung Telecommunica tions America: LLC
Fascinate (JX 1013)	· Y	Υ
Galaxy Ace (JX 1030)	N	
Galaxy S (i9000) (JX 1007)	<u>Y</u>	
Galaxy S 4G (JX 1019)	Y_	У
Galaxy S II (AT&T) (JX 1031)	У	Υ
Galaxy S II (i9100) (JX 1032)	, <u> </u>	
Galaxy S II (T-Mobile) (JX 1033)	Y	Y
Galaxy S II (Epic 4G Touch) (JX 1034)	Υ	У
Galaxy S II (Skyrocket) (JX 1035)	<u> </u>	У
Galaxy S Showcase (i500) (JX 1017)	Ý	7
Infuse 4G (JX 1027)	У	У
Mesmerize (JX 1015)	У	У
Vibrant (JX 1010)	Υ	Y

6. For each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC) and/or Samsung Telecommunications America (STA) has infringed the <u>D'087 Patent?</u>

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung). Do not provide an answer for any cell that is blacked out.)

Accused Samsung Product	Samsung Electronics Co., Ltd.	Samsung Telecommunica tions America; (i) [1] [1]
Galaxy S (i9000) (JX 1007)	·	
Galaxy S 4G (JX 1019)	7	À
Galaxy S II (AT&T) (JX 1031)	N	И
Galaxy S II (i9100) (JX 1032)	N	
Galaxy S II (Epic 4G Touch) (JX 1034)	N	И
Galaxy S II (Skyrocket) (JX 1035)	N	N
Infuse 4G (JX 1027)	N	N
Vibrant (JX 1010)	Y	<u> </u>

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7. For each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC) and/or Samsung Telecommunications America (STA) has infringed the <u>D'305 Patent</u>?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung). Do not provide an answer for any cell that is blacked out.)

Accused Samsung Product	Samsung Electronics Co., Ltd.	Samsung Telecommunications America, LLC
Captivate (JX 1011)	· Y	Y
Continuum (JX 1016)	Y	Y
Droid Charge (JX 1025)	Ý	Υ
Epic 4G (JX 1012)	4	У
Fascinate (JX 1013)	Y	У
Galaxy S (i9000) (JX 1007)	Y	·
Galaxy S 4G (JX 1019)	У	У
Galaxy S Showcase (i500) (JX 1017)	Y	γ
Gem (JX 1020)	Y	\ \ \ \ \
Indulge (JX 1026)	γ	Y
Infuse 4G (JX 1027)	Y	Y
Mesmerize (JX 1015)	Y	Y
Vibrant (JX 1010)	Υ	У

8. For each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC), Samsung Electronics America (SEA), and/or Samsung Telecommunications America (STA) has infringed the <u>D'889 Patent</u>?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung). Do not provide an answer for any cell that is blacked out.)

Accused Samsung Product	Samsung Electronics Co., Ltd.	Electronics	Samsung Telecommunications America, LLC
Galaxy Tab 10.1 (WiFi) (JX 1037)	N	2	
Galaxy Tab 10.1 (4G LTE) (JX 1038)	N		N

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9. If you found that Samsung Electronics America (SEA) or Samsung Telecommunications America (STA) infringed in any of Questions 1 through 8, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC) took action that it knew or should have known would induce SEA or STA to infringe the <u>D'677</u>, <u>D'087</u>, <u>D'305</u>, and/or <u>D'889 Patents</u>?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung). Do not provide an answer for any cell that is blacked out.)

	D 677 Patent	D'2087/Patent	D'305 Patent	E D2889
Accused Samsung Product				Patent
Captivate (JX 1011)			, ,	
Continuum (JX 1016)			У	
Droid Charge (JX 1025)			Ÿ	
Epic 4G (JX 1012)			У	
Fascinate (JX 1013)	У		ΥΥ	
Galaxy S 4G (JX 1019)	À	Y	. Y	
Galaxy S II (AT&T) (JX 1031)	γ	14		
Galaxy S II (T-Mobile) (JX 1033)	У			
Galaxy S II (Epic 4G Touch) (JX 1034)	7	N		
Galaxy S II (Skyrocket) (JX 1035)	Y	N		
Galaxy S Showcase (i500) (JX 1017)	Y	w en la	Y	e gazet eta arabatzak arabatzak
Galaxy Tab 10.1 (WiFi) (JX 1037)				Ν
Galaxy Tab 10.1 (4G LTE) (JX 1038)				7
Gem (JX 1020)			¥	
Indulge (JX 1026)			Υ	
Infuse 4G (JX 1027)	У	N	Y	
Mesmerize (JX 1015)	Ý		Υ	
Vibrant (JX 1010)	1 4	Y	У	

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10.	If you answered "Yes" to any of Questions 1 through 9, and thus found that any
	Samsung entity has infringed any Apple patent(s), has Apple proven by clear and
	convincing evidence that the Samsung entity's infringement was willful?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung).)

Apple Utility and Design Patents	Samsung Electronics : «Go., Ltd.»	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
'381 Patent (Claim 19)	Y	Y	γ
'915 Patent (Claim 8)	У	У	Y
'163 Patent (Claim 50)	γ	Ý	Y
D'677 Patent	У		У
D'087 Patent	N		N
D'305 Patent	Υ		Y
D'889 Patent	7	7	N

## 11. Has Samsung proven by clear and convincing evidence that Apple's asserted utility and/or design patent claims are invalid?

'381 Patent (Claim 19)	Yes	_(for Samsung)	No (for Apple)
'915 Patent (Claim 8)	Yes	_(for Samsung)	No (for Apple)
'163 Patent (Claim 50)	Yes	_(for Samsung)	No (for Apple)
D'677 Patent	Yes	_(for Samsung)	No (for Apple)
D'087 Patent	Yes	_ (for Samsung)	No (for Apple)
D'305 Patent	Yes	_(for Samsung)	No (for Apple)
D'889 Patent	Yes	_ (for Samsung)	No (for Apple)
·			

#### APPLE'S TRADE DRESS CLAIMS AGAINST SAMSUNG

#### **Protectability**

12. Has Samsung proven by a preponderance of the evidence that Apple's <u>registered</u> iPhone trade dress '983 is not protectable?

Yes (not protectable – for Samsung) \_\_\_\_\_ No (protectable – for Apple) \_\_\_\_\_

13. Has Apple proven by a preponderance of the evidence that Apple's <u>unregistered</u> trade dresses are protectable?

(Please answer with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung).)

🚁 🤝 Apple Trade Dresses 👢 🔠 🗓	Protectable
Unregistered iPhone 3G Trade Dress	У
Unregistered Combination iPhone Trade Dress	N
Unregistered iPad/iPad 2 Trade Dress	N

#### **Trade Dress Dilution**

14. Has Apple proven by a preponderance of the evidence that Apple's trade dresses are famous?

(Please answer with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung).)

Apple Trade Dresses	Famous
Registered iPhone Trade Dress	Y
Unregistered iPhone 3G Trade Dress	У
Unregistered Combination iPhone Trade Dress	N
Unregistered iPad/iPad 2 Trade Dress	N

15. If you found the registered iPhone trade dress protectable and famous, for each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC) and/or Samsung Telecommunications America (STA) has diluted the registered iPhone trade dress?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung).)

Accused Samsung Product	Samsung Electronics Co., Ltd.	Samsung Telecommunications America, *** LLC
Captivate (JX 1011)	N	N
Continuum (JX 1016)	u	N
Droid Charge (JX 1025)	N	N.
Epic 4G (JX 1012)	9	N
Fascinate (JX 1013)	4	Y
Galaxy Prevail (JX 1022)	N	N
Galaxy S (i9000) (JX 1007)	À	
Galaxy S 4G (JX 1019)	Å	4
Galaxy S II (AT&T) (JX 1031)	И	W
Galaxy S II (i9100) (JX 1032)	N	
Galaxy S II (T-Mobile) (JX 1033)	N	N
Galaxy S II (Epic 4G Touch) (JX 1034)	И	N
Galaxy S II (Skyrocket) (JX 1035)	7	N
Galaxy S II Showcase (i500) (JX 1017)	Y	У
Infuse 4G (JX 1027)	N	N
Mesmerize (JX 1015)	У	4
Vibrant (JX 1010)	D Y	Υ

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If you did not find the unregistered iPhone 3G trade dress protectable and famous, please skip to Question 17, and do not answer Question 16.

16. If you found the unregistered iPhone 3G trade dress protectable and famous, for each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC) and/or Samsung Telecommunications America (STA) has diluted the unregistered iPhone 3G trade dress?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung).)

Accused Samsung Product	Samsung Electronies Co.; Etd.	Samsung Telecommunica tions America, SEEC
Captivate (JX 1011)	N	N
Continuum (JX 1016)	N	N
Droid Charge (JX 1025)	N	N
Epic 4G (JX 1012)	N	<u>N</u>
Fascinate (JX 1013)	7	Y
Galaxy Prevail (JX 1022)	N	N
Galaxy S (i9000) (JX 1007)	У	
Galaxy S 4G (JX 1019)	Y	Υ
Galaxy S II (AT&T) (JX 1031)	N	N
Galaxy S II (i9100) (JX 1032)	. N	to the second
Galaxy S II (T-Mobile) (JX 1033)	N	N
Galaxy S II (Epic 4G Touch) (JX 1034)	N	N
Galaxy S II (Skyrocket) (JX 1035)	N	N
Galaxy S II Showcase (i500) (JX 1017)	Y	Υ
Infuse 4G (JX 1027)	N	N
Mesmerize (JX 1015)	У.	4
Vibrant (JX 1010)	Y	

17. If you found the unregistered Combination iPhone trade dress protectable and famous, for each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC) and/or Samsung Telecommunications America (STA) has diluted the unregistered Combination iPhone trade dress?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung).)

Accused Samsung Product	Samsung Electronics Co., Ltd.	Samsung Telecommunica tions America, LLC
Captivate (JX 1011)		LEC
Continuum (JX 1016)		
Droid Charge (JX 1025)		
Epic 4G (JX 1012)		
Fascinate (JX 1013)		
Galaxy Ace (JX 1030)		
Galaxy Prevail (JX 1022)		
Galaxy S (i9000) (JX 1007)		
Galaxy S 4G (JX 1019)		
Galaxy S II (AT&T) (JX 1031)		
Galaxy S II (i9100) (JX 1032)		
Galaxy S II (T-Mobile) (JX 1033)		
Galaxy S II (Epic 4G Touch) (JX 1034)		
Galaxy S II (Skyrocket) (JX 1035)		
Galaxy S II Showcase (i500) (JX 1017)		
Infuse 4G (JX 1027)		
Mesmerize (JX 1015)		
Vibrant (JX 1010)		

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If you did not find the unregistered iPad/iPad 2 trade dress protectable and famous, please skip to Question 19, and do not answer Question 18.

18. If you found the unregistered iPad/iPad 2 trade dress protectable and famous, for each of the following products, has Apple proven by a preponderance of the evidence that Samsung Electronics Co. (SEC), Samsung Electronics America (SEA), and/or Samsung Telecommunications America (STA) has diluted the unregistered iPad/iPad 2 trade dress?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung).)

Accused Samsung Product	Electronics Co.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Galaxy Tab 10.1 (WiFi) (JX 1037)			
Galaxy Tab 10.1 (4G LTE) (JX 1038)			

If you did not answer "Yes" to any of Questions 15 through 18, please skip to Question 20, and do not answer Question 19.

19. If you answered "Yes" to any of Questions 15 through 18, and thus found that any Samsung entity has diluted any Apple trade dress(es), has Apple proven by a preponderance of the evidence that the Samsung entity's dilution was willful?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung).)

Asserted Trade Dress	Samsung Electronics Co., Ltd:	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Registered iPhone Trade Dress	Y		Y
Unregistered iPhone 3 Trade Dress	Υ		Y
Unregistered Combination iPhone Trade Dress	N		7
Unregistered iPad/iPad 2 Trade Dress	N	N	N

#### Trade Dress Infringement

If you did not find the unregistered iPad/iPad 2 trade dress protectable, please skip to Question 22, and do not answer Questions 20 and 21.

20. If you found the unregistered iPad/iPad 2 trade dress protectable, for each of the following products, has Apple proven by a preponderance of the evidence that Samsung

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Electronics Co. (SEC), Samsung Electronics America (SEA), and/or Samsung Telecommunications America (STA) has infringed the unregistered iPad/iPad 2 trade dress?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung).)

Asserted Trade Dress	<ul> <li>Electronics</li> </ul>	Samsung Telecommunications America, LEC
Galaxy Tab 10.1 (WiFi) (JX 1037)		
Galaxy Tab 10.1 (4G LTE) (JX 1038)		

If you did not answer "Yes" to any of Question 20, please skip to Question 22, and do not answer Question 21.

21. If you answered "Yes" to any of Question 20, and thus found that any Samsung entity has infringed Apple's unregistered iPad/iPad 2 trade dress, has Apple proven by a preponderance of the evidence that the Samsung entity's infringement was willful?

(Please answer in each cell with a "Y" for "yes" (for Apple), or with an "N" for "no" (for Samsung).)

Asserted Trade Dress	Samsung Electronics Co.; Ltd.	
Unregistered iPad/iPad 2 Trade Dress		

#### DAMAGES TO APPLE FROM SAMSUNG (IF APPLICABLE)

22. What is the total dollar amount that Apple is entitled to receive from Samsung on the claims on which you have ruled in favor of Apple?

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# 23. For the total dollar amount in your answer to Question 22, please provide the dollar breakdown by product.

Accused Samsung Product	Amount
Captivate (JX 1011)	80,840,162
Continuum (JX 1016)	16,399,117
Droid Charge (JX 1025)	50,672,869
Epic 4G (JX 1012)	130,180,894
Exhibit 4G (JX 1028)	1, 081, 820
Fascinate (JX 1013)	143,539,179
Galaxy Ace (JX 1030)	0
Galaxy Prevail (JX 1022)	\$7,867,383
Galaxy S (i9000) (JX 1007)	0-10-494,356
Galaxy S 4G (JX 1019) 73,344,60	8 +00,326,988/1
Galaxy S II (AT&T) (JX 1031)	40,494,356
Galaxy S II (i9100) (JX 1032)	0
Galaxy S II (T-Mobile) (JX 1033)	83,791,708
Galaxy S II (Epic 4G Touch) (JX 1034)	100,326,988
Galaxy S II (Skyrocket) (JX 1035)	32, 273, 558
Galaxy S Showcase (i500) (JX 1017)	22,002,146
Galaxy Tab (JX 1036)	1,966,691
Galaxy Tab 10.1 (WiFi) (JX 1037)	833,076
Galaxy Tab 10.1 (4G LTE) (JX 1038)	219,694
Gem (JX 1020)	4,075,585
Indulge (JX 1026)	16,011,184
Infuse 4G (JX 1027)	44, 792, 974
Intercept (JX 1009)	2,242,013
Mesmerize (JX 1015)	\$3,123,612
Nexus S 4G (JX 1023)	1,828,297
Replenish (JX 1024)	3,350,256
Transform (JX 1014)	953, 660
Vibrant (JX 1010)	89,673,957

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#### SAMSUNG'S UTILITY PATENT CLAIMS AGAINST APPLE

24. For each of the following products, has Samsung proven by a preponderance of the evidence that Apple has infringed the indicated Samsung utility patent claims?

(Please answer in each cell with a "Y" for "yes" (for Samsung), or with an "N" for "no" (for Apple). Do not provide an answer for any cell that is blacked out.)

ent	f e of ants					
460 Patent	Claim 1 Doctrine of Equivalents		ヹ	Z	Z	Z
7			, r-			
atent	Claim 1 Literal Infringement	-7	7			·
460 <u>P</u> atent	Claim 1 Literal nfringeme	<i>L</i>	Z	エ		7
-893 Patent	Claim 10		ヹ	Z	Z	· Z
- 1	1.9			2		Z
. 711. Patent	Claim 9.	Z	Z	, bur		
8	Claim IIS			Z	Z	
941 Patent				<del></del>		
7.941	Claim 110			Z	Z	
A series				Z	Z	
Silo Patent	Claim 16					
	Claim 15			Z	Z.	
		3) G	3.S	4 2	Ű0	ich JX 7
vecused Apple	Product	iPhone 3G (JX 1053)	iPhone 3GS (JX 1054 and JX 1076)	iPhone 4 (JX1055 and JX 1056)	iPad 2 3G (JX 1050 and JX 1051)	iPod Touch 4th Gen. (JX 1057 and JX 1077)
e de la company	E)	<u> </u>	di D		FI C)	H <sup>4</sup> ; ;

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1	25.	If in response to has Samsung prwillful?	O Question 24 you four roven by clear and cor	nd that Apple has avincing evidence	infringed any Samsung patent(s) that Apple's infringement was
2					
3		<u>'516 Patent</u> Claim 15:	Yes (for Same	sung) No	_ (for Apple)
4		Claim 16:	Yes (for Sam	sung) No	(for Apple)
5		<u>'941 Patent</u> Claim 10:	Yes (for Sam	suno) No	_ (for Apple)
6		Claim 15:	Yes (for Sam	sung) No	(for Apple)
7		'711 Patent Claim 9:	Yes (for Sam	sung) No	_ (for Apple)
9 10		'893 Patent Claim 10:	Yes (for Sam	sung) No	_ (for Apple)
11 12		'460 Patent Claim 1:	Yes (for Sam	sung) No	_(for Apple)
13 14	26.	Has Apple propatent claims a	ven by clear and convi re invalid?	ncing evidence th	at Samsung's asserted utility
15 16		'516 Patent Claim 15: Claim 16:	Yes (for App Yes (for App		_ (for Samsung) _ (for Samsung)
17 18		'941 Patent Claim 10: Claim 15:	Yes (for App Yes (for App		(for Samsung) (for Samsung)
19 20		'711 Patent Claim 9:	Yes (for App	le) No. 🗸	_ (for Samsung)
21 22	2. *	'893 Patent Claim 10:	Yes (for App	le) No V	_ (for Samsung)
23		'460 Patent Claim 1:	Yes (for App	de) No 1/	_ (for Samsung)
24		Claim 1.	ies(ioi rxpp	10 <u> </u>	_ (101 2411124119)
25					
26			•		
27					
28					
				18	

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1	DAMAGES TO SAMSUNG FROM APPLE (IF APPLICABLE)
2	27. What is the total dollar amount that Samsung is entitled to receive from Apple for Samsung's utility patent infringement claims on the '516 and '941 patents?
3	\$ <b>(</b> )
4	
5	28. What is the total dollar amount that Samsung is entitled to receive from Apple for
6	Samsung's utility patent infringement claims on the '711, '893, and '460 patents?
7	\$ <u></u>
8 9	29. For the total dollar amounts in your answers to Questions 27 and 28, please provide the breakdown by product.
0	Accused Samsung Product Amount
1	iPhone 3G (JX 1053)
L	iPhone 3GS (JX 1054 and JX 1076)
2	iPhone 4 (JX1055 and JX 1056)
3	iPad 2 3G (JX 1050 and JX 1051)
ر.	iPod Touch 4 <sup>th</sup> Gen. (JX 1057 and JX 1077)
5	BREACH OF CONTRACT CLAIMS AND ANTITRUST
16 17 18	30. Has Apple proven by a preponderance of the evidence that Samsung breached its contractual obligations by failing to timely disclose its intellectual property rights ("IPR") during the creation of the UMTS standard or by failing to license its "declared essential" patents on fair, reasonable, and non-discriminatory ("FRAND") terms?
9	Yes (for Apple) No (for Samsung)
20 21.	31. Has Apple proven by a preponderance of the evidence that Samsung has violated Section 2 of the Sherman Antitrust Act by monopolizing one or more technology markets related to the UMTS standard?
22 23	Yes (for Apple) No \( \square \square \) (for Samsung)
24 25	32. If you answered "Yes" to Question 30 or Question 31, what is the dollar amount that Apple is entitled to receive from Samsung for Samsung's antitrust violation and/or breach of contract?
26	© D

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VERDICT FORM

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#### PATENT EXHAUSTION

33.	Has Apple proven by a preponderance of the evidence that Samsung is barred by paten
	exhaustion from enforcing the following Samsung patents against Apple?

'516 Patent

Yes \_\_\_\_ (for Apple)

No \_\_\_\_\_ (for Samsung)

'941 Patent

Yes \_\_\_\_ (for Apple)

No \_\_\_\_\_ (for Samsung)

Have the presiding juror sign and date this form.

Signed:

Date

PRESIDING JUROR

United States District Court the Northern District of Califo

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