

1 Ademia Multimedia LLC, Audio Communications Inc., Cyber Trend Inc., Innovative Ideas
2 International, Adult Revenue Service, Lightspeed Media Group Inc., New Destiny Internet Group
3 LLC, VS Media Inc., Offendale Commercial Limited BV, AskCS.com, Inc., and International Web
4 Innovations Inc. (collectively referred to in this Judgment as “Defendants”).

5 First, for the reasons set forth in the October 23 Order, with respect to Defendants’
6 counterclaims of invalidity under 35 U.S.C. § 112, ¶ 2 as to U.S. Patent Nos. 5,132,992 (“‘992
7 Patent”), 5,550,863 (“‘863 Patent”), 6,002,720 (“‘720 Patent”), and 6,144,702 (“‘702 Patent”),
8 respectively, judgment is entered in favor of Defendants and against Acacia. The Court declares
9 U.S. Patent Nos. ‘992, ‘863, ‘720, and ‘702 invalid.

10 Second, for the reasons set forth in the October 23 Order, with respect to Acacia’s claims for
11 infringement and Defendants’ counterclaims for a declaration of non-infringement of the ‘992, the
12 ‘863, the ‘720, and the ‘702 Patents, judgment is entered in favor of Defendants against Acacia. The
13 Court declares that U.S. Patent Nos. ‘992, ‘863, ‘720, and ‘702 not infringed by Defendants.

14 Third, for the reasons set forth in the October 23 Order, with respect to Acacia’s claims for
15 infringement and Defendants’ counterclaims for a declaration of non-infringement of U.S. Patent
16 No. 5,253,275 (“‘275 Patent”) and with respect to Acacia’s state law claims, because Acacia has
17 voluntarily withdrawn all asserted claims of the ‘275 Patent and all state law claims, those claims are
18 dismissed without prejudice.

19 The Court declares that Defendants are the prevailing parties and are entitled to recover costs
20 of suit.

21 Accordingly, the Court finds that there is no just reason for delay of entry of final judgment
22 in favor of Defendants and against Plaintiff Acacia. This is a full and final adjudication of all issues
23 before this Court.


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25 Dated: October 23, 2009

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JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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Dated: October 23, 2009

Richard W. Wieking, Clerk

By: /s/ JW Chambers
Elizabeth Garcia
Courtroom Deputy