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 14 SAMSUNG SEMICONDUCTOR, INC., SAMSUNG AUSTIN SEMICONDUCTOR, LLC,
 SAMSUNG ELECTRONICS AMERICA, INC., SAMSUNG TELECOMMUNICATIONS
 15 AMERICA, LLC, SAMSUNG TECHWIN CO., LTD., and SAMSUNG OPTO-ELECTRONICS
 AMERICA, INC.

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA

18
 19 ADVANCED MICRO DEVICES, INC., et al.,
 20 Plaintiffs and Counterdefendants,
 21 v.
 22 SAMSUNG ELECTRONICS CO., LTD., et al.,
 23 Defendants and Counterclaimants.
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Case No. 3:08-CV-0986-SI

**[PROPOSED] ORDER GRANTING
 SAMSUNG’S MOTION FOR
 SUMMARY JUDGMENT OF
 INVALIDITY OF U.S. PATENT NO.
 5,545,592**

1 Defendants and Counterclaimants Samsung Electronics Co., Ltd., Samsung Semiconductor,
2 Inc., Samsung Austin Semiconductor, LLC, Samsung Electronics America, Inc., Samsung
3 Telecommunications America, LLC, Samsung Techwin Co., Ltd., and Samsung Opto-Electronics
4 America, Inc. (“Samsung”) have moved the Court for summary judgment of invalidity of U.S.
5 Patent No. 5,545,592 (“the ’592 patent”) under Rule 56 of the Federal Rules of Civil Procedure and
6 35 U.S.C. §§ 102 and/or 103.
7

8 Having considered that motion and its supporting papers, any oppositions to that motion,
9 and any further proceedings, and finding good cause supporting it, the Court finds that:

- 10 ▪ U.S. Patent No. 5,975,912 (“the Hillman patent”) is prior art to the ’592 patent under
11 at least 35 U.S.C. § 102(e) because the Hillman patent was filed before the
12 conception of the ’592 patent;
- 13 ▪ every limitation of claims 1 and 4 of the ’592 patent is disclosed by U.S. Patent No.
14 5,975,912 (“the Hillman patent”), and in particular, at least by the Hillman patent at
15 1:11-21 and 15:29-37;
- 16 ▪ claims 1 and 4 of the ’592 patent are anticipated by the Hillman patent.
17

18 IT IS THEREFORE ORDERED that Samsung’s Motion for Summary Judgment of
19 Invalidation of U.S. Patent No. 5,545,592 is GRANTED.
20

21 **IT IS SO ORDERED.**
22

23 Date: _____
24 _____
25 Honorable Susan Illston
26 United States District Judge
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