UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

APPLE, INC., a California corporation,

Plaintiff,

v.

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.

Case No.: 11-CV-01846-LHK

TENTATIVE 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,

Counterclaim-Plaintiffs,

v.

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.

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 Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Captivate (JX 1011)			
Continuum (JX 1016)			
Droid Charge (JX 1025)			
Epic 4G (JX 1012)			
Exhibit 4G (JX 1028)			
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 Tab (JX 1036)			
Galaxy Tab 10.1 (WiFi and LTE) (JX 1037)			
Gem (JX 1020)			
Indulge (JX 1026)			
Infuse 4G (JX 1027)			
Mesmerize (JX 1015)			
Nexus S 4G (JX 1023)			
Replenish (JX 1024)			
Vibrant (JX 1010)			

2. 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 8 of the '915 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 Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Captivate (JX 1011)			
Continuum (JX 1016)			
Droid Charge (JX 1025)			
Epic 4G (JX 1012)			
Exhibit 4G (JX 1028)			
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)			
JX 1033 (Galaxy S II (T-Mobile))			
Galaxy Tab (JX 1036)			
Galaxy Tab 10.1 (WiFi and LTE) (JX 1037)			
Gem (JX 1020)			
Indulge (JX 1026)			
Infuse 4G (JX 1027)			
Intercept (JX 1009)			
Mesmerize (JX 1015)			
Nexus S 4G (JX 1023)			
Replenish (JX 1024)			
Transform (JX 1014)			
Vibrant (JX 1010)			

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.)

Accused Samsung Product	Samsung Electronics Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Captivate (JX 1011)			
Continuum (JX 1016)			
Droid Charge (JX 1025)			
Epic 4G (JX 1012)			
Exhibit 4G (JX 1028)			
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)			
JX 1033 (Galaxy S II (T-Mobile))			
Galaxy Tab (JX 1036)			
Galaxy Tab 10.1 (WiFi and LTE) (JX 1037)			
Gem (JX 1020)			
Indulge (JX 1026)			
Infuse 4G (JX 1027)			
Intercept (JX 1009)			
Mesmerize (JX 1015)			
Nexus S 4G (JX 1023)			
Replenish (JX 1024)			
Transform (JX 1014)			
Vibrant (JX 1010)			

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 ’381, ’915, or ’163 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)			
Continuum (JX 1016)			
Droid Charge (JX 1025)			
Epic 4G (JX 1012)			
Exhibit 4G (JX 1028)			
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)			
JX 1033 (Galaxy S II (T-Mobile))	[redacted]		
Galaxy Tab (JX 1036)			
Galaxy Tab 10.1 (WiFi and LTE) (JX 1037)			
Gem (JX 1020)			
Indulge (JX 1026)			
Infuse 4G (JX 1027)			
Intercept (JX 1009)	[redacted]		
Mesmerize (JX 1015)			
Nexus S 4G (JX 1023)			
Replenish (JX 1024)			
Transform (JX 1014)	[redacted]		
Vibrant (JX 1010)			

5. 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 D'677 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 Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Fascinate (JX 1013)			
Galaxy Ace (JX 1030)			
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 Showcase (i500) (JX 1017)			
Infuse 4G (JX 1027)			
Mesmerize (JX 1015)			
Vibrant (JX 1010)			

6. 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 D'087 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 Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
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 (Epic 4G Touch) (JX 1034)			
Galaxy S II (Skyrocket) (JX 1035)			
Infuse 4G (JX 1027)			
Vibrant (JX 1010)			

7. 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 D'305 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 Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Captivate (JX 1011)			
Continuum (JX 1016)			
Droid Charge (JX 1025)			
Epic 4G (JX 1012)			
Fascinate (JX 1013)			
Galaxy S (i9000) (JX 1007)			
Galaxy S 4G (JX 1019)			
Galaxy S Showcase (i500) (JX 1017)			
Gem (JX 1020)			
Indulge (JX 1026)			
Infuse 4G (JX 1027)			
Mesmerize (JX 1015)			
Vibrant (JX 1010)			

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 D'889 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 Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Galaxy Tab 10.1 (WiFi and LTE) (JX 1037)			
Galaxy Tab 10.1 (4G LTE) (JX 1038)			

If you did not answer "Yes" to any of Questions 1 through 8, please skip to Question 11, and do not answer Questions 9 and 10.

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 SEC to infringe the D'677, D'087, D'305, and/or D'889 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	D'677 Patent	D'087 Patent	D'305 Patent	D'889 Patent
Captivate (JX 1011)				
Continuum (JX 1016)				
Droid Charge (JX 1025)				
Epic 4G (JX 1012)				
Fascinate (JX 1013)				
Galaxy Ace (JX 1030)				
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 Showcase (i500) (JX 1017)				
Galaxy Tab 10.1 (WiFi and LTE) (JX 1037)				
Galaxy Tab 10.1 (4G LTE) (JX 1038)				
Gem (JX 1020)				
Indulge (JX 1026)				
Infuse 4G (JX 1027)				
Mesmerize (JX 1015)				
Vibrant (JX 1010)				

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 Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
'381 Patent (Claim 19)			
'915 Patent (Claim 8)			
'163 Patent (Claim 50)			
D'677 Patent			
D'087 Patent			
D'305 Patent			
D'889 Patent			

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 registered 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 unregistered 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 3 Trade Dress	
Unregistered Combination iPhone Trade Dress	
Unregistered iPad/iPad 2 Trade Dress	

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	
Unregistered iPhone 3 Trade Dress	
Unregistered Combination iPhone Trade Dress	
Unregistered iPad/iPad 2 Trade Dress	

If you did not find the registered iPhone trade dress protectable and famous, please skip to Question 16, and do not answer Question 15.

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), Samsung Electronics America (SEA), 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 Electronics America, Inc.	Samsung Telecommunications America, LLC
Captivate (JX 1011)			
Continuum (JX 1016)			
Droid Charge (JX 1025)			
Epic 4G (JX 1012)			
Fascinate (JX 1013)			
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)			

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

16. If you found the unregistered iPhone 3 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 iPhone 3 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 Electronics America, Inc.	Samsung Telecommunications America, LLC
Captivate (JX 1011)			
Continuum (JX 1016)			
Droid Charge (JX 1025)			
Epic 4G (JX 1012)			
Fascinate (JX 1013)			
Galaxy Prevail (JX 1022)			
Galaxy S (i9000) (JX 1007)		[redacted]	
Galaxy S 4G (JX 1019)			
Galaxy S II (AT&T) (JX 1031)			
Galaxy S II (i9100) (JX 1032)		[redacted]	
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)			

If you did not find the unregistered Combination iPhone trade dress protectable and famous, please skip to Question 18, and do not answer Question 17.

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), Samsung Electronics America (SEA), 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 Electronics America, Inc.	Samsung Telecommunications America, LLC
Captivate (JX 1011)			
Continuum (JX 1016)			
Droid Charge (JX 1025)			
Epic 4G (JX 1012)			
Fascinate (JX 1013)			
Galaxy Ace (JX 1030)		[redacted]	[redacted]
Galaxy Prevail (JX 1022)			
Galaxy S (i9000) (JX 1007)		[redacted]	[redacted]
Galaxy S 4G (JX 1019)			
Galaxy S II (AT&T) (JX 1031)			
Galaxy S II (i9100) (JX 1032)		[redacted]	[redacted]
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)			

If you did not find the unregistered iPad/iPad2 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	Samsung Electronics Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Galaxy Tab 10.1 (WiFi and LTE) (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 21, and do not answer Questions 19 and 20.

19. If you found that Samsung Electronics America (SEA) or Samsung Telecommunications America (STA) infringed in any of Questions 15 through 18, 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 SEA or STA to dilute any of the Apple trade dresses?

(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	Registered iPhone Trade Dress	Unregistered iPhone 3 Trade Dress	Unregistered Combination iPhone Trade Dress	Unregistered iPad/iPad 2 Trade Dress
Captivate (JX 1011)				
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)				
Galaxy Tab 10.1 (WiFi and LTE) (JX 1037)				
Galaxy Tab 10.1 (4G LTE) (JX 1038)				
Infuse 4G (JX 1027)				
Mesmerize (JX 1015)				

Vibrant (JX 1010)				

20. 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 clear and convincing 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			
Unregistered iPhone 3 Trade Dress			
Unregistered Combination iPhone Trade Dress			
Unregistered iPad/iPad 2 Trade Dress			

Trade Dress Infringement

If you did not find the unregistered iPad/iPad2 trade dress protectable, please skip to Question 24, and do not answer Questions 21 through 23.

21. If you found the unregistered iPad/iPad2 trade dress protectable, 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 unregistered iPad/iPad2 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	Samsung Electronics Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Galaxy Tab 10.1 (WiFi and LTE) (JX 1037)			
Galaxy Tab 10.1 (4G LTE) (JX 1038)			

If you did not answer "Yes" to any of Question 21, please skip to Question 24, and do not answer Questions 22 and 23.

22. If you found that Samsung Electronics America (SEA) or Samsung Telecommunications America (STA) infringed in any of Question 21, 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 SEA or STA to infringe Apple's 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	Unregistered iPad/iPad 2 Trade Dress
Galaxy Tab 10.1 (WiFi and LTE) (JX 1037)	
Galaxy Tab 10.1 (4G LTE) (JX 1038)	

If you did not answer "Yes" to any of Question 21 and 22, please skip to Question 24, and do not answer Question 23.

23. If you answered "Yes" to any of Questions 21-22, and thus found that any Samsung entity has infringed Apple's unregistered iPad/iPad 2 trade dress, 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).)

Asserted Trade Dress	Samsung Electronics Co., Ltd.	Samsung Electronics America, Inc.	Samsung Telecommunications America, LLC
Unregistered iPad/iPad 2 Trade Dress			

DAMAGES TO APPLE FROM SAMSUNG (IF APPLICABLE)

24. 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?

$_____.

25. For the total dollar amount in your answer to Question 24, please provide the dollar breakdown by product.

Accused Samsung Product	Amount
Captivate (JX 1011)	
Continuum (JX 1016)	
Droid Charge (JX 1025)	
Epic 4G (JX 1012)	
Exhibit 4G (JX 1028)	
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 Showcase (i500) (JX 1017)	
Galaxy Tab (JX 1036)	
Galaxy Tab 10.1 (WiFi and LTE) (JX 1037)	
Galaxy Tab 10.1 (4G LTE) (JX 1038)	
Gem (JX 1020)	
Indulge (JX 1026)	
Infuse 4G (JX 1027)	
Intercept (JX 1009)	
Mesmerize (JX 1015)	
Nexus S 4G (JX 1023)	
Replenish (JX 1024)	
Transform (JX 1014)	
Vibrant (JX 1010)	

SAMSUNG'S UTILITY PATENT CLAIMS AGAINST APPLE

26. For each of the following products, has Samsung proven by a preponderance of the evidence that Apple 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.)

Accused Apple Product	'516 Patent		'941 Patent		'711 Patent	'893 Patent	'460 Patent
	Claim 15	Claim 16	Claim 10	Claim 15	Claim 9	Claim 10	Claim 1
iPhone 3G (JX 1053)							
iPhone 3GS (JX 1054 and JX 1076)							
iPhone 4 (JX1055 and JX 1056)							
iPad2 3G (JX 1050 and JX 1051)							
iPod Touch 4th Gen. (JX 1057 and JX 1077)							

27. If in response to Question No. 26 you found that Apple has infringed any Samsung patent(s), has Samsung proven by clear and convincing evidence that Apple's infringement was willful?

'516 Patent
Claim 15: Yes _____ (for Samsung) No _____ (for Apple)
Claim 16: Yes _____ (for Samsung) No _____ (for Apple)

'914 Patent
Claim 10: Yes _____ (for Samsung) No _____ (for Apple)
Claim 15: Yes _____ (for Samsung) No _____ (for Apple)

'711 Patent
Claim 9: Yes _____ (for Samsung) No _____ (for Apple)

'893 Patent
Claim 10: Yes _____ (for Samsung) No _____ (for Apple)

'460 Patent
Claim 1: Yes _____ (for Samsung) No _____ (for Apple)

28. Has Apple proven by clear and convincing evidence that Samsung's asserted utility patent claims are invalid?

'516 Patent
Claim 15: Yes _____ (for Apple) No _____ (for Samsung)
Claim 16: Yes _____ (for Apple) No _____ (for Samsung)

'914 Patent
Claim 10: Yes _____ (for Apple) No _____ (for Samsung)
Claim 15: Yes _____ (for Apple) No _____ (for Samsung)

'711 Patent
Claim 9: Yes _____ (for Apple) No _____ (for Samsung)

'893 Patent
Claim 10: Yes _____ (for Apple) No _____ (for Samsung)

'460 Patent
Claim 1: Yes _____ (for Apple) No _____ (for Samsung)

DAMAGES TO SAMSUNG FROM APPLE (IF APPLICABLE)

29. What is the total dollar amount that Samsung is entitled to receive from Apple for Apple's utility patent infringement claims on the '516 and '941 patents?

$_____.

30. What is the total dollar amount that Samsung is entitled to receive from Apple for Apple's utility patent infringement claims on the '711, '893, and '460 patents?

$_____.

31. For the total dollar amounts in your answers to Question Nos. 29 and 30, please provide the breakdown by product.

Accused Samsung Product	Amount
iPhone 3G (JX 1053)	
iPhone 3GS (JX 1054 and JX 1076)	
iPhone 4 (JX1055 and JX 1056)	
iPad2 3G (JX 1050 and JX 1051)	
iPod Touch 4th Gen. (JX 1057 and JX 1077)	

BREACH OF CONTRACT CLAIMS AND ANTITRUST

32. 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?

Yes _____ (for Apple) No _____ (for Samsung)

33. 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?

Yes _____ (for Apple) No _____ (for Samsung)

34. If you answered "Yes" to Question No. 32 or Question No. 33, what is the dollar amount that Apple is entitled to receive from Samsung for Samsung's antitrust violation and/or breach of contract?

$_____.

PATENT EXHAUSTION

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

'516 Patent Yes _____ (for Apple) No _____ (for Samsung)

'914 Patent Yes _____ (for Apple) No _____ (for Samsung)

WAIVER

36. Has Apple proven by clear and convincing evidence that Samsung has waived its rights to enforce the following Samsung patents against Apple?

'516 Patent Yes _____ (for Apple) No _____ (for Samsung)

'914 Patent Yes _____ (for Apple) No _____ (for Samsung)

Have the presiding juror sign and date this form.

Signed:_____ Date:_____

PRESIDING JUROR