

EXHIBIT C

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

EOLAS TECHNOLOGIES
INCORPORATED,

Plaintiff,

v.

ADOBE SYSTEMS INC., ET AL.,

Defendants.

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CIVIL ACTION NO. 6:09-CV-00446-LED

JURY TRIAL

PLAINTIFF'S PROPOSED VERDICT FORM

1. Do you find by a preponderance of the evidence that Defendant Adobe has directly infringed, induced the infringement of, or contributorily infringed the asserted claims of the following patents?

A. Patent '985

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

Claim 20 _____

Claim 22 _____

Claim 36 _____

Claim 38 _____

Claim 40 _____

Claim 42 _____

B. Patent '906

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 6 _____

2. Do you find by a preponderance of the evidence that Defendant Amazon.com has directly infringed, induced the infringement of, or contributorily infringed the asserted claims of the following patents?

A. Patent '985

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

Claim 20 _____

Claim 22 _____

Claim 36 _____

Claim 38 _____

Claim 40 _____

Claim 42 _____

B. Patent '906

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 6 _____

3. Do you find by a preponderance of the evidence that Defendant CDW Corporation has directly infringed, induced the infringement of, or contributorily infringed the asserted claims of the following patents?

A. Patent '985

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

Claim 20 _____

Claim 22 _____

Claim 36 _____

Claim 38 _____

Claim 40 _____

Claim 42 _____

B. Patent '906

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 6 _____

4. Do you find by a preponderance of the evidence that Defendant Citigroup has directly infringed, induced the infringement of, or contributorily infringed the asserted claims of the following patents?

A. Patent '985

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

Claim 20 _____

Claim 22 _____

B. Patent '906

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 6 _____

5. Do you find by a preponderance of the evidence that Defendant Go Daddy has directly infringed, induced the infringement of, or contributorily infringed the asserted claims of the following patents?

A. Patent '985

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

B. Patent '906

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 6 _____

6. Do you find by a preponderance of the evidence that Defendant Google has directly infringed, induced the infringement of or contributorily infringed the asserted claims of the following patents?

A. Patent '985

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

Claim 20 _____

Claim 22 _____

Claim 36 _____

Claim 38 _____

Claim 40 _____

Claim 42 _____

B. Patent '906

Claim 1 _____

Claim 6 _____

7. Do you find by a preponderance of the evidence that Defendant J.C. Penney has directly infringed, induced the infringement of or contributorily infringed the asserted claims of the following patents?

A. Patent '985

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

Claim 20 _____

Claim 22 _____

Claim 36 _____

Claim 38 _____

Claim 40 _____

Claim 42 _____

B. Patent '906

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 6 _____

8. Do you find by a preponderance of the evidence that Defendant Staples has directly infringed, induced the infringement of or contributorily infringed the asserted claims of the following patents?

A. Patent '985

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

Claim 20 _____

Claim 22 _____

Claim 36 _____

Claim 38 _____

Claim 40 _____

Claim 42 _____

B. Patent '906

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 6 _____

9. Do you find by a preponderance of the evidence that Defendant Yahoo! has directly infringed, induced the infringement of, or contributorily infringed the asserted claims of the following patents?

A. Patent '985

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

Claim 20 _____

Claim 22 _____

Claim 36 _____

Claim 38 _____

Claim 40 _____

Claim 42 _____

B. Patent '906

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 6 _____

10. Do you find by a preponderance of the evidence that Defendant YouTube has directly infringed, induced the infringement of, or contributorily infringed the asserted claims of the following patents?

A. Patent '985

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

Claim 20 _____

Claim 22 _____

Claim 36 _____

Claim 38 _____

Claim 40 _____

Claim 42 _____

B. Patent '906

Answer "Yes" or "No" for each asserted claim.

Claim 1 _____

Claim 6 _____

If in answer to Question Nos. 1, 2, 4, 6 and 9 you answered “Yes” for one or more patent claims with respect to any of the following Defendants, answer the question as to each such Defendant.

11. Did Eolas prove by clear and convincing evidence that the following Defendants’ infringement was willful?

Answer “Yes” or No” for each Defendant that you found to infringe.

Adobe _____

Amazon _____

Citigroup _____

Google _____

Yahoo _____

12. Did Defendants prove by clear and convincing evidence that any of the following asserted claims of the '985 Patent or '906 Patent are invalid?

Answer "Yes" or "No" for each listed claim.

Patent '985

Claim 1 _____

Claim 3 _____

Claim 10 _____

Claim 16 _____

Claim 18 _____

Claim 20 _____

Claim 22 _____

Claim 36 _____

Claim 38 _____

Claim 40 _____

Claim 42 _____

Patent '906

Claim 1 _____

Claim 6 _____

If you have found that one or more Defendants have infringed a valid claim, answer the following question for such Defendant or Defendants.

13. What sum of money, if paid now in cash, do you find from a preponderance of the evidence would fairly and reasonably compensate Eolas for the infringement you have found.

Answer with the amount for each Defendant listed below that you have found to infringe.

Adobe \$ _____

Amazon \$ _____

CDW \$ _____

Citigroup \$ _____

Go Daddy \$ _____

Google \$ _____

J.C. Penney \$ _____

Staples \$ _____

Yahoo \$ _____

YouTube \$ _____