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18	IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA				
19		OAKLAND 1			
20	CYNTEC COMPANY, LTD.,			18-cv-00939-PJH	
21	Plaintiff,		JOINT VERI		
22	v.		Trial Date: Au Time: 8:30 a.m		
23	CHILISIN ELECTRONICS CO CHILISIN AMERICA LTD.,	ORP.,		rtroom 3, 3rd Floor nyllis J. Hamilton	
24	Defendants.		Juage. Hom. 11		
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26					
27					
28					

**Instructions:** When answering the following questions and filling out this Verdict Form, please follow the directions provided throughout the form. Your answer to each question must be unanimous. Please refer to the Jury Instructions for guidance on the law applicable to the subject matter covered by each question.

### **QUESTIONS AND ANSWERS**

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:

# U.S. PATENT NO. 8,922,312 (THE '312 PATENT)

## FINDINGS ON INFRINGEMENT CLAIMS

# A. Direct Infringement

1. Has Cyntec proven that it is more likely than not that any Chilisin product infringes any of the following claims of the '312 Patent?

Answer the question regarding infringement of the following claims of the '312 Patent with a "Yes" or "No." "Yes" is a finding for Plaintiff

Cyntec. "No" is a finding for Defendant Chilisin.

Claim 1	Yes _X	No
Claim 2	YesX	No
Claim 5	Yes×	No
Claim 8	Yes <b>X</b>	No
Claim 10	Yes X	No
Claim 18	Yes X	No

### **B.** Inducing Infringement

2. Has Cyntec proven that it is more likely than not: (i) that a third party direct infringer infringed any of the following claims of the '312 Patent; (ii) that Chilisin took action that actually induced that infringement by the third party direct infringer; and (iii) that Chilisin was aware of the patent and believed that its actions would encourage

1	infringement of a valid patent, or alternatively that it was willfully blind as to whether			
2	its actions would encourage infringement of the patent?			
3	Answer the question regarding infringement of the following claims of the			
4	'312 Patent with a "Yes" or "No." "Yes" is a finding for Plaintiff			
5	Cyntec. "No" is a finding for Defendant Chilisin.			
6	Claim 1 Yes X No			
7	Claim 2 Yes X No			
8	Claim 5 Yes X No			
9	Claim 8 YesX No			
10	Claim 10 Yes X No No			
11	Claim 18 Yes No			
12	C. Willful Infringement			
13	3. Has Cyntec proven that it is more likely than not that to the extent Chilisin infringed,			
14	the infringement was willful?			
15	"Yes" is a finding for Plaintiff Cyntec. "No" is a finding for Defendant			
16	Chilisin.			
17	Yes No			
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## **U.S. PATENT NO. 9,481,037 (THE '037 PATENT)** 1 FINDINGS ON INFRINGEMENT CLAIMS 2 3 A. Direct Infringement 4. Has Cyntec proven that it is more likely than not that any Chilisin product infringes 4 any of the following claims of the '037 Patent? 5 Answer the question regarding infringement of the following claims of the 6 '312 Patent with a "Yes" or "No." "Yes" is a finding for Plaintiff 7 Cyntec. "No" is a finding for Defendant Chilisin. 8 Claim 9 Yes X 9 Claim 12 Yes X No \_\_\_\_\_ 10 **B.** Inducing Infringement 11 5. Has Cyntec proven that it is more likely than not: (i) that a third party direct infringer 12 infringed any of the following claims of the '037 Patent; (ii) that Chilisin took action 13 14 that actually induced that infringement by the third party direct infringer; and (iii) that Chilisin was aware of the patent and believed that its actions would encourage 15 infringement of a valid patent, or alternatively that it was willfully blind as to whether 16 its actions would encourage infringement of the patent? 17 Answer the question regarding infringement of the following claims of the 18 '037 Patent with a "Yes" or "No." "Yes" is a finding for Plaintiff 19 Cyntec. "No" is a finding for Defendant Chilisin. 20 Yes <u>X</u> No \_\_\_\_ 21 Claim 9 Claim 12 Yes X 22 C. Willful Infringement 23 24 6. Has Cyntec proven that it is more likely than not that to the extent Chilisin infringed, the infringement was willful?? 25 "Yes" is a finding for Plaintiff Cyntec. "No" is a finding for Defendant 26 Chilisin. 27 Yes \_\_X\_\_\_ 28 No \_\_\_\_

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VERDICT FORM

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2	FINDINGS ON DAMAGES (IF APPLICABLE)					
3	7. What lost profits, if any, did Cyntec prove it more likely than not suffered as a result					
4	of sales that it would with reasonable probability have made but for Chilisin's					
5	infringement?					
6	\$ <u>1,552,493</u>					
7						
8	8. For those infringing sales for which Cyntec has not proved its entitlement to lost					
9	profits, what has it proved it is entitled to as a reasonable royalty:					
10	Royalty Rate <u>6</u> % Damages \$ 320, 463					
11						
12						
13	You have now reached the end of the verdict form and should review it to ensure it accurately					
14	reflects your unanimous determinations. The Presiding Juror should then sign and date the					
15	verdict form in the spaces below and notify the court personnel that you have reached a verdict					
16	The Presiding Juror should retain possession of the verdict form and bring it when the jury is					
17	brought back into the courtroom.					
18						
19	DATE: <u>9/1/2021</u>					
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21	PRESIDING JUROR SIGNATURE:					
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