

PLAINTIFF LODSYS GROUP, LLC'S PROPOSED VERDICT FORM

In answering these questions, you are to follow all of the instructions I have given you in the Court's charge. As used herein, "Lodsys" means Lodsys Group, LLC. As used herein, "Kaspersky" means Kaspersky Lab, Inc.

Question No. 1

Did Lodsys prove by a preponderance of the evidence that Kaspersky directly infringed the following asserted claims of each of the patents in suit? **Answer YES or NO.**

'078 Patent Claims

Claim 1: _____

Claim 2: _____

Claim 5: _____

Claim 15: _____

Claim 18: _____

Claim 24: _____

Claim 69: _____

'565 Patent Claims

Claim 1: _____

Claim 3: _____

Claim 5: _____

Claim 15: _____

Claim 27: _____

Question No. 2

Did Lodsys prove by a preponderance of the evidence that Kaspersky induced infringement of the following asserted claims of the patents in suit? **Answer YES or NO.**

'078 Patent Claims

Claim 1: _____

Claim 2: _____

Claim 5: _____

Claim 15: _____

Claim 18: _____

Claim 24: _____

Claim 69: _____

'565 Patent Claims

Claim 1: _____

Claim 3: _____

Claim 5: _____

Claim 15: _____

Claim 27: _____

Question No. 3

Did Lodsys prove by a preponderance of the evidence that Kaspersky contributorily infringed the following asserted claims of the patents in suit? **Answer YES or NO.**

'078 Patent Claims

Claim 1: _____

Claim 2: _____

Claim 5: _____

Claim 15: _____

Claim 18: _____

Claim 24: _____

Claim 69: _____

'565 Patent Claims

Claim 1: _____

Claim 3: _____

Claim 5: _____

Claim 15: _____

Claim 27: _____

Question No. 4

ANSWER QUESTION 4 ONLY IF YOU ANSWERED “YES” FOR ANY OF THE CLAIMS LISTED IN QUESTIONS 1, 2 OR 3. OTHERWISE, DO NOT ANSWER QUESTION 4.

If you have found any of the claims infringed, did Lodsys prove by clear and convincing evidence that Kaspersky’s infringement was willful? **Answer YES or NO.**

‘078 Patent: _____

‘565 Patent: _____

Question No. 5

Do you find that Kaspersky has proven by clear and convincing evidence that any of the following claims are invalid as being anticipated or obvious? **Answer YES or NO** for both “Anticipation” and “Obviousness.”

	Anticipation	Obviousness
'078 Patent, Claim 1		
'078 Patent, Claim 2		
'078 Patent, Claim 5		
'078 Patent, Claim 15		
'078 Patent, Claim 18		
'078 Patent, Claim 24		
'078 Patent, Claim 69		
'565 Patent, Claim 1		
'565 Patent, Claim 3		
'565 Patent, Claim 5		
'565 Patent, Claim 15		
'565 Patent, Claim 27		

Question No. 6

ANSWER QUESTION 7 ONLY IF YOU ANSWERED “YES” FOR ANY OF THE CLAIMS LISTED IN QUESTIONS 1, 2 OR 3. OTHERWISE, DO NOT ANSWER QUESTION 7.

What sum of money, if paid now in cash, do you find from a preponderance of the evidence would fairly and reasonably compensate Lodsys for Kaspersky’s infringement through [Lodsys: the time of trial] [Kaspersky: the expiration of the patents in suit on August 6, 2012]?

\$ _____

Signed this _____ day of October, 2013.