

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

VIRNETX INC.

Plaintiff,

vs.

CISCO SYSTEMS, INC.,

Defendant.

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§

Civil Action No. 6:10-cv-417

**VERDICT FORM**

In answering these questions, you are to follow all of the instructions I have given you in the Court's Charge.

1. Did VirnetX Inc. prove by a preponderance of the evidence that Cisco Systems, Inc. infringes any of the following claims of the following patents?

**Answer "Yes" or "No" for each Claim.**

'135 Patent

Claim 10

No

Claim 12

No

'759 Patent

Claim 2

No

Claim 17

No

'211 Patent

Claim 1

No

Claim 8

No

Claim 23

No

Claim 27

No

Claim 31

No

'504 Patent

Claim 36

No

Claim 47

No

Claim 51

No

**VIRNETX EXHIBIT 2008**  
**Apple v. Virnetx**

For each patent you have found to be infringed, if any, answer Question 2:

- 2. Did VirnetX Inc. prove by clear and convincing evidence that Cisco Systems, Inc.'s infringement was willful?

Answer "Yes" or "No" for each patent below.

'135 Patent \_\_\_\_\_ '759 Patent \_\_\_\_\_  
 '211 Patent \_\_\_\_\_ '504 Patent \_\_\_\_\_

- 3. Did Cisco Systems, Inc. prove by clear and convincing evidence that any of the listed claims of the following patents are invalid?

If you find the claim invalid, answer "Yes;" otherwise, answer "No."

'135 Patent

Claim 10 No  
 Claim 12 No

'504 Patent

Claim 36 No  
 Claim 47 No  
 Claim 51 No

'211 Patent

Claim 1 No  
 Claim 8 No  
 Claim 23 No  
 Claim 27 No  
 Claim 31 No

- 4. What sum of money, if any, if paid now in cash, do you find from a preponderance of the evidence would fairly and reasonably compensate VirnetX Inc. for Cisco System, Inc.'s infringement of the patents up to the time of trial?

Answer with the Amount: \$ 0



JURY FOREPERSON