

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 2003
New Bav Capital 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