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

AFFINITY LABS OF TEXAS, LLC,	§	
Plaintiff,	Ş Ş S	CIVIL ACTION No. 9:08CV164
v.	8 § 8	CIVIL ACTION NO. 9.08CV104
HYUNDAI MOTOR AMERICA, INC.; HYUNDAI MOTOR MANUFACTURING	8 § §	JUDGE RON CLARK
ALABAMA LLC; VOLKSWAGEN GROUP OF AMERICA, INC.; and KIA MOTORS	§ §	
AMERICA, INC.,	Ş 8	
Defendants.	s Š	
	8	

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Question No. 1: Direct Infringement-Hyundai

Do you find by a preponderance of the evidence that Hyundai Motor America, Inc. and Hyundai Motor Manufacturing Alabama LLC directly infringe any of the following claims of the patents-in-suit?

Answer "YES" or "NO" as to each claim for each representative product.

	<u>2010 Hyundai Sonata</u>
Claim 28 of the '833 patent	yes
Claim 35 of the '833 patent	yes
Claim 3 of the '228 patent	<u>yes</u>
Claim 22 of the '228 patent	Ges.
Claim 28 of the '228 patent	Ges
	/

Please go on to Question No. 2.

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Question No. 2: Indirect Infringement (Induced)-Hyundai

Do you find by a preponderance of the evidence that Hyundai Motor America, Inc. and Hyundai Motor Manufacturing Alabama LLC induce infringement of any of the following claims of the patents-in-suit?

Answer "YES" or "NO" as to each claim for each representative product.

2010 Hyundai Sonata

Claim 28 of the '833 patent425Claim 35 of the '833 patent425Claim 3 of the '228 patent425Claim 22 of the '228 patent425Claim 28 of the '228 patent425

Please go on to Question No. 3.

Question No. 3: Indirect Infringement (Contributory)-Hyundai

Do you find by a preponderance of the evidence that Hyundai Motor America, Inc. and Hyundai Motor Manufacturing Alabama LLC contributorily infringe any of the following claims of the patents-in-suit?

Answer "YES" or "NO" as to each claim for each representative product.

2010 Hyundai Sonata

Claim 28 of the '833 patent

Claim 35 of the '833 patent

yes

Claim 3 of the '228 patent

Claim 22 of the '228 patent

Claim 28 of the '228 patent

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425 425 428

Please go on to Question No. 4.

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Question No. 4: Direct Infringement—Kia

Do you find by a preponderance of the evidence that Kia Motors America, Inc. directly infringes any of the following claims of the patents-in-suit?

Answer "YES" or "NO" as to each claim for each representative product.

2010 Kia Optima

Claim 3 of the '228 patent

Claim 22 of the '228 patent

Claim 28 of the '228 patent

Please go on to Question No. 5.

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