

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

FILED

OCT 11 2001

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY SA
DEPUTY CLERK

CROSSROADS SYSTEMS, (TEXAS), INC.,

Plaintiff,

-vs-

Case No. A-00-CA-217-SS

CHAPARRAL NETWORK STORAGE, INC.,

Defendant.

FINAL JUDGMENT

BE IT REMEMBERED on the 4th day of September 2001, the Court called the above-captioned matter, and all parties appeared through their appropriate representatives and counsel of record and announced ready for trial, and a jury composed of seven legally qualified jurors having been empaneled and this case proceeded to trial on September 4, 2001, and on September 6, 2001, the plaintiff rested its case and the defendant filed a motion for judgment pursuant to Rule 50 of the Federal Rules of Civil Procedure and the Court overruled said motion with the exception of the issue of "contributory inducement," and the trial proceeded until September 11, 2001, when the defendant rested, and thereafter the plaintiff filed its motion for judgment as a matter of law pursuant to Rule 50 of the Federal Rules of Civil Procedure and the defendant renewed its Rule 50 motion and the Court overruled all motions and the case proceeded with all parties closing on September 11, 2001, and all parties renewing their motions, and the Court overruling all Rule 50 motions, and after the Court had instructed the jury and all counsel had made their final arguments, the case was submitted

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to the jury on the 12th day of September 2001, and on that said day, the jury returned its verdict answering the questions as follows:

Question No. 1:	Yes		
		1-14	
Question 2:	Not answered		
Question 3:	Yes		
		July 14	
Question 4:	Yes		
		July 14	
Question 5:	Router	RAID	
	167,247	1,371,693	
	5%	3%	
	8365.00	41,150.79	49,515.79
Question 6:	Yes		
		1-14	
Question 7:	No		
Question 8:	No		
Question 9:	No		

Said verdict was signed by the presiding juror who advised in open court it was a unanimous verdict and the verdict was accepted by the Court and filed by the Clerk. Thereafter, the parties filed motions and on this date the Court has entered its orders disposing of all motions pending and, based upon the pleadings, trial record, and the law, enters this final judgment:

IT IS ORDERED, ADJUDGED and DECREED that the plaintiff Crossroads Systems (Texas), Inc., do have and recover judgment of and against the defendant Chaparral Network

Storage, Inc., for the total sum of \$148,547.37 with interest as of July 11, 2001, in the amount of 2.40 percent per annum until paid, plus all costs of suit.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that:

1. Chaparral Network Storage, Inc., has infringed claims 1-14 of the '972 patent in making, using, offering to sell, and selling certain routers and RAID controllers, including but not limited to the models listed in Exhibit I attached hereto and incorporated by reference and including any other products that provide access controls in a way that is substantially similar to any product listed in Exhibit I.

2. Claims 1-14 of the '972 patent are valid.

3. Pursuant to 35 U.S.C. § 154, Crossroads Systems (Texas), Inc., has the exclusive right in the United States to make, have made, use, sell, offer for sell, and import products covered by, or coming within the scope of any of claims 1-14 of the '972 patent.

4. Chaparral has infringed Crossroads' rights in making, offering to sell, and selling router and RAID controller products that use, embody, or perform the inventions of claims 1-14 of the '972 patent.

5. Chaparral has contributorily infringed and induced the infringement of claims 7-14 of the '972 patent by providing third parties with the means of infringing claims 7-14 of the '972 patent and by instructing third parties to infringe claims 7-14 of the '972 patent.

6. By reason of the infringement of the '972 patent, Chaparral Network Storage, Inc., its officers, directors, agents, servants, employees, attorneys, and all persons acting in concert or participation with them who receive actual notice of this order by personal service or otherwise, are enjoined as of this date from infringing any of claims 1-14 of Crossroads Systems (Texas), Inc.'s

'972 patent, including but not limited to the router and RAID controller models identified on Exhibit 1 and including any other router or RAID controllers that are substantially similar to any product listed in Exhibit 1.

7. Chaparral Network Storage, Inc., its officers, directors, agents, servants, employees, attorneys, and all persons acting in concert or participation with them who receive actual notice of this order by personal service or otherwise are enjoined as of this date from contributorily infringing or inducing the infringement of any of claims 7-14 of Crossroads Systems (Texas), Inc.'s '972 patent.

8. IT IS FURTHER ORDERED that Chaparral Network Storage, Inc., will, no later than 30 business days from the date of the entry of this injunction obtain from any dealers, distributors, or sales agents within the United States and take into Chaparral's possession all products which are owned by Chaparral but which are now or will be in the possession or under control of such dealers, distributors, or sales agents and which infringe any of the claims 1-14 of the '972 patent (including but not limited to the products identified in Exhibit 1 and any other router or RAID controllers that are substantially similar to any product listed in Exhibit 1).

9. The United States District Court for the Western District of Texas, Austin Division, retains jurisdiction to enforce the terms of this injunction.

IT IS SO ORDERED this the 11th day of October 2001.


UNITED STATES DISTRICT JUDGE

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CROSSROADS SYSTEMS, (TEXAS), INC.,

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Defendant.

EXHIBIT 1 TO PERMANENT INJUNCTION

Chaparral Router Products that Infringe U.S. Patent No. 5,941,972

FS 1220

FS 2620

Chaparral RAID Controller Products that Infringe U.S. Patent No. 5,941,972

G7313

G7324

G8324

K7313

K7413

A8526