

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

REALTIME DATA, LLC, d/b/a IXO,

*Plaintiff,*

v.

T-MOBILE U.S.A., INC.,

*Defendant.*

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CIVIL ACTION No. 6:10CV493

JUDGE RON CLARK

**VERDICT FORM**

**Question No. 1: Infringement ('506 Patent)**

Do you find by a preponderance of the evidence that T-Mobile's use of the T-Mobile system containing the Flash Harmony product infringes any of the following claims of the '506 Patent?

Answer "Yes" or "No" as to each claim:

Claim 93 NO

Claim 94 NO

**Please go on to Question No. 2.**

**Question No. 2: Infringement ('300 Patent)**

Do you find by a preponderance of the evidence that T-Mobile's use of the T-Mobile system containing the Flash Harmony product infringes any of the following claims of the '300 Patent?

Answer "Yes" or "No" as to each claim:

Claim 23 NO

Claim 36 NO

Claim 42 NO

Claim 46 NO

Claim 59 NO

**Please go on to Question No. 3.**

**Question No. 3: Infringement ('530 Patent)**

Do you find by a preponderance of the evidence that T-Mobile's system containing the Flash Harmony product infringes any of the following claims of the '530 Patent? Answer "Yes" or "No" as to each claim:

Claim 17 NO

Claim 19 NO

Claim 21 NO

Claim 23 NO

**Please go on to Question No. 4.**

**Question No. 4: Invalidity—Obviousness ('506 Patent)**

Do you find by clear and convincing evidence that any of the following claims of the '506 Patent is invalid because it would have been obvious to a person of ordinary skill in the art in light of the combinations of references listed below? Answer "Yes" or "No" as to each claim for each combination of references.

|          | Hoffman in combination with<br>Franaszek | Lafe in combination with<br>Franaszek |
|----------|--|---------------------------------------|
| Claim 93 | yes                                      | yes                                   |
| Claim 94 | yes                                      | yes                                   |

Please go on to Question No. 5.

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