

EXHIBIT M

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

GESTURE TECHNOLOGY PARTNERS,
LLC,

Plaintiff

v.

HUAWEI DEVICE CO., LTD., AND
HUAWEI DEVICE USA, INC.,

Defendants.

JURY TRIAL DEMANDED

C.A. NO. 2:21-cv-00040-JRG

LEAD CONSOLIDATED CASE

SAMSUNG ELECTRONICS CO., LTD. AND
SAMSUNG ELECTRONICS AMERICA, INC.,

Defendants.

C.A. NO. 2:21-cv-00041-JRG

VERDICT FORM

In answering the following questions and completing this Verdict Form, you are to follow all the instructions I have given you in the Court's Final Jury Instructions. Your answers to each question must be unanimous. Some of the questions contain legal terms that are defined and explained in detail in the Final Jury Instructions. You should refer to and consider the Final Jury Instructions as you answer the questions in this Verdict Form.

As used herein, the following terms have the following meanings:

- “GTP” means Gesture Technology Partners, LLC.
- “Samsung” means Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc.
- The “’924 Patent” refers to U.S. Patent No. 8,194,924.
- The “’431 Patent” refers to U.S. Patent No. 7,933,431.
- The “’949 Patent” refers to U.S. Patent No. 8,878,949.
- The “’079 Patent” refers to U.S. Patent No. 8,553,079.
- The “Asserted Claims” refers collectively to Claims 1, 2, 3, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 25, 26, 27, 28 and 30 of the ’431 Patent; Claims 1, 2, 3, 4, 5, 6, 7, 10, 12 and 14 of the ’924 Patent; Claims 1, 2, 3, 4, 5, 6, 8, 9, 11, 14, 15, 19, 21, 22, 23, 24, 25 and 30 of the ’079 Patent; and Claims 13, 14, 16 and 18 of the ’949 Patent.

IT IS VERY IMPORTANT THAT YOU FOLLOW THE INSTRUCTIONS PROVIDED IN THIS VERDICT FORM.

READ THEM CAREFULLY AND ENSURE YOUR VERDICT COMPLIES WITH THEM.

QUESTION 1¹

Has GTP proven by a preponderance of the evidence that Samsung infringed any of the following Asserted Claims of the Patents-in-Suit?

For each Asserted Claim, answer either “Yes” (infringement) or “No” (no infringement).

'431 Patent

- Claim 1 _____
- Claim 2 _____
- Claim 3 _____
- Claim 6 _____
- Claim 7 _____
- Claim 8 _____
- Claim 9 _____
- Claim 11 _____
- Claim 12 _____
- Claim 13 _____

¹ Samsung opposes GTP’s proposed question on infringement given the complexity of this case and the number of Asserted Claims for each of the Patents-in-Suit. Samsung’s proposal will better assist the jury in reaching its verdict. Samsung’s proposal is also necessary for the Court, the parties, and the Federal Circuit to unpack the jury’s answers on the infringement question. Settled law requires breaking out the patents to obtain separate findings. *See Verizon Servs. Corp. v. Vonage Holdings Corp.*, 503 F.3d 1295, 1310 (Fed. Cir. 2007) (holding that in a situation--such as this one--where the jury rendered a single verdict on damages, without breaking down the damages attributable to each patent, the normal rule would require a new trial as to damages). Samsung’s proposal is routinely included in this Court’s verdict forms. *See, e.g., Intellectual Ventures II LLC v. FedEx Corp.*, No. 2:16-CV-00980-JRG, Dkt. 535 (verdict form breaking down each patent claim by claim); *Acorn Semi, LLC v. Samsung Elecs. Co., Ltd.*, No. 2:19-CV-00347-JRG, Dkt. 368 (same); *Genband U.S. LLC v. Metaswitch Networks*, No. 2:14-cv-33-JRG, Dkt. 465 (same).

Samsung further objects to GTP’s proposal that charges the jury with finding a verdict of willful infringement, as the Court dismissed with prejudice GTP’s willful infringement claims pursuant to the parties’ joint stipulation. Dkt. 201 at 2.

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