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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

APPLE INC., a California corporation,

Plaintiff,

vs.

SAMSUNG ELECTRONICS CO., LTD., a
Korean business entity; SAMSUNG
ELECTRONICS AMERICA, INC., a New
York corporation; SAMSUNG
TELECOMMUNICATIONS AMERICA,
LLC, a Delaware limited liability company,

Defendants.

CASE NO. 11-cv-01846-LHK-PSG

**[PROPOSED] ORDER GRANTING
SAMSUNG'S MOTION ON NON-JURY
CLAIMS, INCLUDING
INDEFINITENESS**

1 THE COURT, having considered Samsung's Motion on Non-Jury Claims, Including
2 Indefiniteness, HEREBY ORDERS that judgment in favor of Samsung is GRANTED inasmuch
3 as:

- 4 (i) Claim 50 of Apple's '163 patent is invalid because it is indefinite;
- 5 (ii) Apple's D'889, D'305, D'677 and D'087 are invalid because they are indefinite;
- 6 (iii) The record does not provide requisite objective proof of willful infringement by
7 Samsung; and
- 8 (iv) The asserted claims of Apple's design and utility patents are invalid as obvious.

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10 **IT IS SO ORDERED.**

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12 DATED: _____, 2012

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Honorable Lucy H. Koh
United States District Judge

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