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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LIMO HOSTING, INC., a	)	
Florida corporation, OLEG	)	
GRIDNEV, an individual,	)	No. C 08-2474 BZ
	)	
Plaintiff(s),	)	
	)	
v.	)	
	)	
MIKAIL FIKS (aka "Mike	)	<b>SPECIAL VERDICT</b>
Fiks") d/b/a	)	
"FIXEDSITES.COM", an	)	
individual, and DOES 1-10.	)	
	)	
	)	
Defendant(s).	)	
_____	)	

We, the jury, find the following special verdict on the questions submitted to us:

**I. Plaintiffs' Claims**

**A. Trademark Infringement**

1. Do plaintiffs own a valid trademark?

YES \_\_\_\_\_ NO \_\_\_\_\_

If you answered "yes" proceed to question 2.

If you answered "no" proceed to next section.

1 2. Did defendant infringe plaintiffs' trademark?

2 YES\_\_\_\_\_ NO\_\_\_\_\_

3 If you answered "yes" proceed to question 3.

4 If you answered "no" proceed to the next section.

5

6 3. What do you find to be the total amount of damages  
7 suffered by plaintiffs as a result of defendant's trademark  
8 infringement?

9 \$\_\_\_\_\_

10

11 Proceed to the next section.

12

13 **B. Common Law Trademark Infringement**

14 1. Do plaintiffs own a valid trademark?

15 YES \_\_\_\_\_ NO \_\_\_\_\_

16 If you answered "yes" proceed to question 2.

17 If you answered "no" proceed to next section.

18

19 2. Did defendant infringe plaintiffs' common law trademark?

20 YES\_\_\_\_\_ NO\_\_\_\_\_

21 If you answered "yes" proceed to question 3.

22 If you answered "no" proceed to the next section.

23

24 3. What do you find to be the total amount of damages  
25 suffered by plaintiffs as a result of defendant's common law  
26 trademark infringement?

27 \$\_\_\_\_\_

28

1 Proceed to the next section.

2

3 **C. Copyright Infringement**

4 1. Do plaintiffs own a valid copyright?

5 YES \_\_\_\_\_ NO \_\_\_\_\_

6 If you answered "yes" proceed to question 2.

7 If you answered "no" proceed to the next section.

8

9 2. Did defendant infringe plaintiffs' copyright?

10 YES \_\_\_\_\_ NO \_\_\_\_\_

11 If you answered "yes" proceed to question 3.

12 If you answered "no" proceed to the next section.

13

14 3. What do you find to be the total amount of actual damages  
15 suffered by plaintiffs as a result of defendant's copyright  
16 infringement?

17 \$ \_\_\_\_\_

18 Proceed to the next section.

19

20 **D. Trade Libel**

21 1. Did defendant commit trade libel against plaintiffs?

22 YES \_\_\_\_\_ NO \_\_\_\_\_

23 If you answered "yes" proceed to question 2.

24 If you answered "no" proceed to the next section.

25

26 2. What do you find to be the total amount of damages  
27 suffered by plaintiffs as a result of defendant's trade libel?

28 \$ \_\_\_\_\_

1 3. Are plaintiffs entitled to punitive damages?

2 YES\_\_\_\_\_ NO\_\_\_\_\_

3 If you answered "yes" please specify the amount of punitive  
4 damages to which plaintiffs are entitled.

5 \$\_\_\_\_\_

6 Proceed to next section.

7

8 **E. Interference with Contractual Relationship**

9 1. Did defendant interfere with plaintiffs' contract?

10 YES\_\_\_\_\_ NO\_\_\_\_\_

11 If you answered "yes" proceed to question 2.

12 If you answered "no" proceed to the next section.

13

14 2. Were the statements that constituted interference true?

15 YES\_\_\_\_\_ NO\_\_\_\_\_

16 If you answered "yes" proceed to the next section.

17 If you answered "no" proceed to question 3.

18

19

20 3. What do you find to be the total amount of damages  
21 suffered by plaintiffs as a result defendant's interference?

22 \$\_\_\_\_\_

23 Proceed to the next section.

24 **F. Interference with Business Relations**

25 1. Did defendant interfere with plaintiffs' business  
26 relations?

27 YES\_\_\_\_\_ NO\_\_\_\_\_

28 If you answered "yes" proceed to question 2.

1 If you answered "no" proceed to the next section.

2

3 **2.** Were the statements that constituted interference true?

4 YES\_\_\_\_\_ NO\_\_\_\_\_

5 If you answered "yes" proceed to the next section.

6 If you answered "no" proceed to question 3.

7

8 **3.** What do you find to be the total amount of damages  
9 suffered by plaintiffs as a result defendant's interference?

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1 **II. Defendant's Claims**

2 **A. Bane Act Violation**

3 **1.** Did plaintiffs intentionally interfere or attempt to  
4 interfere with defendant's constitutional or legal rights?

5 YES\_\_\_\_\_ NO\_\_\_\_\_

6 If you answered "yes" proceed to question 2.

7 If you answered "no" proceed to the next section.

8

9 **2.** What do you find to be the total amount of actual  
10 damages suffered by defendant as a result of the Bane Act  
11 violation?

12 \$\_\_\_\_\_

13

14 **3.** What do you find to be the total amount of statutory  
15 damages suffered by defendant as a result of any Bane Act  
16 violation? (The minimum is \$4,000 per violation and the  
17 maximum is three times the actual damages.)

18 \$\_\_\_\_\_

19

20 **4.** Is defendant entitled to punitive damages?

21 YES\_\_\_\_\_ NO\_\_\_\_\_

22 If you answered "yes" to what amount of punitive damages is  
23 defendant entitled?

24 \$\_\_\_\_\_

25 Proceed to next section.

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**B. Cybersquatting**

1. Did plaintiffs commit cybersquatting against defendant?

YES\_\_\_\_\_ NO\_\_\_\_\_

If you answered "yes" proceed to question 2.

If you answered "no" proceed to the next section.

2. What do you find to be the total amount of damages suffered by defendant as a result of plaintiffs' cybersquatting? (\$1,000 - \$100,000 per domain name)

\$\_\_\_\_\_

**C. Defamation**

1. Did plaintiffs defame defendant?

YES NO

If you answered "yes" proceed to question 2.

If you answered "no" please sign and date the verdict.

2. What do you find to be the total amount of damages suffered by defendant as a result of plaintiffs' defamation?

\$\_\_\_\_\_

3. Is defendant entitled to punitive damages?

YES\_\_\_\_\_ NO\_\_\_\_\_

If you answered "yes" to what amount of punitive damages is defendant entitled?

\$\_\_\_\_\_

1 Please sign and date the verdict.

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4 Dated: \_\_\_\_\_

\_\_\_\_\_ Presiding Juror

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