McCUTCHEN, DOYLE, BROWN & ENERSEN
Thomas J. Rosch
Robert L. Ebe
Daniel M. Wall
Three Embarcadero Center
San Francisco, CA 94111
(415) 393-2000

NEUMAN, WILLIAMS, ANDERSON & OLSON
Theodore W. Anderson
James T. Williams
77 West Washington Street
Suite 2000
Chicago, Illinois 60602
(312) 346-1200

Attorneys for Plaintiffs
The Magnavox Company and
Sanders Associates, Inc.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

THE MAGNAVOX COMPANY, a Corporation, and SANDERS ASSOCIATES, INC., a Corporation, Plaintiffs, v. ACTIVISION, INC., a Corporation, Defendant.	Civil Action No. C-82-5270-CAL [PROPOSED] AMENDED JUDGMENT

McCUTCHEN, DOYLE, BROWN & ENERSEN
Thomas J. Rosch
Robert L. Ebe
Daniel M. Wall
Three Embarcadero Center
San Francisco, CA 94111
(415) 393-2000

NEUMAN, WILLIAMS, ANDERSON & OLSON
Theodore W. Anderson
James T. Williams
77 West Washington Street
Suite 2000
Chicago, Illinois 60602
(312) 346-1200

Attorneys for Plaintiffs
The Magnavox Company and
Sanders Associates, Inc.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

THE MAGNAVOX COMPANY, a Corporation, and SANDERS ASSOCIATES, INC., a Corporation, Plaintiffs, v. ACTIVISION, INC., a Corporation, Defendant.	Civil Action No. C-82-5270-CAL

AMENDED JUDGMENT

The issues in this action, other than damages, having been tried before this court sitting without a jury, and the court having considered the evidence introduced by the parties, having heard the arguments presented on their behalf, having duly considered the issues and the authorities, and having entered its Findings of Fact and Conclusions of Law,

IT IS HEREBY ORDERED, ADJUDGED and DECREED:

1. The court has jurisdiction over the parties and the subject matter of the action.

2. Plaintiff Sanders Associates, Inc. is the owner of the entire right, title and interest in and to United States Letters Patent Re. 28,507 entitled "Television Gaming Apparatus" asserted against the defendant in this action, and has been the owner thereof since the date of issuance.

3. Plaintiff The Magnavox Company is the exclusive licensee, with the right to grant sublicenses, under Letters Patent Re. 28,507.

4. Plaintiffs have the right to sue for and collect damages for past infringement of Letters Patent Re. 28,507 and have possessed such right continuously since the issuance of Letters Patent Re. 28,507.

5. The defendant has not sustained its burden of proving that any of the asserted claims of Letters Patent Re. 28,507 are invalid.

6. The defendant has contributed to the infringement of, and has induced infringement of, the claims of Letters Patent Re. 28,507 stated in the following table by the manufacture and

sale within the United States of the stated television game cartridges, and the defendant has directly infringed the stated claims of Letters Patent Re. 28,507 by the use and display of the stated television game cartridges:

Cartridges	Claims
Tennis	25, 26, 51, 52, 60, 61, 62
Ice Hockey	25, 26, 51, 52, 60, 61, 62
Boxing	25, 26, 51, 52, 60
Fishing Derby	25, 26, 51, 52, 60, 61
Stampede	25, 51, 60
Pressure Cooker	25, 26, 51, 52, 60
Grand Prix	60
Barnstorming	60
Sky Jink	60
Enduro	60
Decathlon	60

7. The defendant did not willfully infringe the Letters Patent Re. 28,507 and proceeded at all relevant times in the good faith belief that its cartridges did not infringe the patent.

8. Plaintiffs Sanders Associates, Inc. and The Magnavox Company are entitled to recover from defendant the damages which they have sustained by reason of the manufacture, use and sale of infringing cartridges, the damages to be no less than a reasonable royalty.

9. The defendant, Activision, Inc., its officers, employees, agents, successors, assigns, servants, and all persons in active concert and participation with it or controlled by it, shall be and hereby are permanently enjoined and restrained from and after the date hereof and until April 25, 1989 from infringing, contributorily infringing, or inducing the infringement of United States Letters Patent Re. 28,507 and from

manufacturing, using, or selling its Tennis, Ice Hockey, Boxing, Fishing Derby, Stampede, Pressure Cooker, Grand Prix, Barnstorming, Sky Jinks, Enduro and Decathlon television game cartridges.

10. The First and Third Counterclaims of the defendant against plaintiffs are dismissed with prejudice.

11. This judgment is final except for the accounting and award of damages.

Dated: _____

_____
CHARLES A. LEGGE
UNITED STATES DISTRICT JUDGE

McCUTCHEN, DOYLE, BROWN & ENERSEN
Thomas J. Rosch
Robert L. Ebe
Daniel M. Wall
Three Embarcadero Center
San Francisco, CA 94111
(415) 393-2000

NEUMAN, WILLIAMS, ANDERSON & OLSON
Theodore W. Anderson
James T. Williams
77 West Washington Street
Suite 2000
Chicago, Illinois 60602
(312) 346-1200

Attorneys for Plaintiffs
The Magnavox Company and
Sanders Associates, Inc.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

THE MAGNAVOX COMPANY, a Corporation, and SANDERS ASSOCIATES, INC., a Corporation, Plaintiffs, v. ACTIVISION, INC., a Corporation, Defendant.	Civil Action No. C-82-5270-CAL [PROPOSED] ORDER MODIFYING THE ORDER RE FURTHER PROCEEDINGS AND DIRECTING THE ENTRY OF A NEW AMENDED JUDGMENT

McCUTCHEN, DOYLE, BROWN & ENERSEN
Thomas J. Rosch
Robert L. Ebe
Daniel M. Wall
Three Embarcadero Center
San Francisco, CA 94111
(415) 393-2000

NEUMAN, WILLIAMS, ANDERSON & OLSON
Theodore W. Anderson
James T. Williams
77 West Washington Street
Suite 2000
Chicago, Illinois 60602
(312) 346-1200

Attorneys for Plaintiffs
The Magnavox Company and
Sanders Associates, Inc.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

THE MAGNAVOX COMPANY, a Corporation, and SANDERS ASSOCIATES, INC., a Corporation, Plaintiffs, v. ACTIVISION, INC., a Corporation, Defendant.	Civil Action No. C-82-5270-CAL

ORDER MODIFYING THE ORDER RE FURTHER PROCEEDINGS AND DIRECTING THE ENTRY OF A NEW AMENDED JUDGMENT

This matter came on regularly for hearing on April 25, 1985, the parties appearing through their respective attorneys of record. Based on the written and oral arguments presented, and for good cause shown,

IT IS ORDERED as follows:

1. Plaintiffs' Motion for Reconsideration of the Order re Further Proceedings of March 13, 1986 and Amendment of the Judgment is granted.

2. Upon reconsideration, the Order of March 13, 1986 is modified by deleting paragraph 3 thereof and the following paragraph is entered in its place and stead:

> Section 154 of the Patent Laws, Title 35 U.S. Code provides that "Every patent shall contain a short title of the invention and a grant to the patentee ... of the right to exclude others from making, using or selling the invention throughout the United States ...". Therefore, no sufficient cause having been shown for denying injunctive relief, plaintiffs' request is granted.

3. Pursuant to the foregoing, an AMENDED JUDGMENT, in the form attached hereto, is being entered as of this date.

Dated: _____

CHARLES A. LEGGE
UNITED STATES DISTRICT JUDGE

PROOF OF SERVICE BY HAND

I, Mary A. Buller hereby certify under penalty of perjury that:

I am employed in the City and County of San Francisco, California. I am over the age of 18 years and not a party to the within cause. My business address is 3 Embarcadero Center, 27th Floor, San Francisco, California, 94111.

On March 28, 1986 I served a copy of

PROPOSED AMENDED JUDGMENT; PROPOSED ORDER MODIFYING THE ORDER RE FURTHER PROCEEDINGS AND DIRECTING THE ENTRY OF A NEW AMENDED JUDGMENT; and Cover Letter

upon the following named persons by causing an envelope to be addressed as follows, a copy of the document described above to be enclosed and sealed in it, and to have the envelope delivered by hand to:

Martin R. Glick
H. Joseph Escher, III
Marla J. Miller
HOWARD, RICE, NEMEROVSKI, CANADY, ROBERTSON & FALK
Three Embarcadero Center, 7th Fl.
San Francisco, California 94111

Executed on March 28, 1986 at San Francisco, California.

Mary A. Buller