

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

OMEGA PATENTS, LLC,

Plaintiff,

vs.

Case No. 6:13-cv-1950-Orl 40DCI

CALAMP CORP.,

Defendant.

AMENDED FINAL JUDGMENT

This case was tried to a jury which returned a verdict in favor of plaintiff on February 24, 2016. On April 5, 2017, this Court granted in part and denied in part plaintiff's motion for entry of judgment but did not enter a form of judgment specifying its terms. A Final Judgment reflecting the substance of that ruling was entered on April 24, 2017, leaving open the issues of damages from February 24, 2016, to April 5, 2017 (supplemental damages), and future damages (on-going royalties). Based upon the stipulation of the parties, the Court enters this Amended Final Judgment.

Pursuant to Rule 58 of the Federal Rules of Civil Procedure, in accordance with the jury verdict delivered on February 24, 2016, and this Court's Orders, Final Judgment is hereby entered in favor of Plaintiff, OMEGA PATENTS, LLC, and against CALAMP CORP., as follows:

a. CALAMP CORP. willfully infringed OMEGA PATENTS, LLC's U.S. Patent No. 6,346,876, Claims 1, 3, 4, 5, 12, 14, and 16; U.S. Patent No. 6,756,885, Claims 1, 2, 3, 12, and 14; U.S. Patent No. 7,671,727, Claims 1, 10, and 11; and U.S. Patent No. 8,032,278, Claims 1, 2, 3, 4, 5, 6, 8, 11, 12, 13, 14, 16, 18, 19, and 21 (collectively, the claims of patents-in-suit);

b. The claims of the patents-in-suit have not been proven invalid or unenforceable;

c. The Court finds this to be an exceptional case and the amount of the damages awarded by the jury shall be trebled;

d. OMEGA PATENTS, LLC, shall be entitled to recover its reasonable attorneys' fees; and

e. The Court will not issue an injunction against further infringement.

Accordingly, **IT IS HEREBY ORDERED** and **ADJUDGED**:

1. Defendant CALAMP CORP. shall pay damages to OMEGA PATENTS, LLC, in the amount of \$2,975,200.00, which shall be trebled, for a total amount of **\$8,925,600.00**;

2. By stipulation of the parties, Defendant CALAMP CORP. shall pay supplemental damages to OMEGA PATENTS, LLC, for sales from February 24, 2016, to April 5, 2017, in the amount of \$1,620,003.22, which shall be trebled, for a total amount of **\$4,860,009.66**, provided, however, that CalAmp Corp.'s post-trial and appellate challenges to the jury verdict, award of enhanced damages, and Amended Final Judgment shall apply equally to the supplemental damages award.

CalAmp Corp. reserves the right to contest the amount of supplemental damages in the event the Amended Final Judgment is modified or overturned.

3. OMEGA PATENTS, LLC, shall be awarded prejudgment interest in the amount of \$302.00 *per diem*, from the date of the verdict on February 24, 2016, (393 days) for the total amount of **\$118,686.00**;

4. By stipulation of the parties, the Court awards Reasonable Attorney's Fees and Costs to OMEGA PATENTS, LLC, in the amount of **\$1,100,000.00**. CalAmp Corp. reserves the right to contest the amount of and/or entitlement to fees in the event that this Amended Final Judgment is modified or overturned as a result of CalAmp Corp.'s motions for judgment as a matter of law and for a new trial, or on appeal.

5. The Court determines, by stipulation of the parties, the reasonable ongoing royalty for sales of products found by the jury to infringe, and products not colorably different from those products, after April 6, 2017, to be \$12.76 per unit. The Court reserves jurisdiction to enforce the terms of this imposed on-going royalty. CalAmp Corp.'s post-trial and appellate challenges to the jury verdict, award of enhanced damages, and the Amended Final Judgment shall apply equally to the ongoing royalty rate. CalAmp Corp. reserves the right to contest the on-going royalty in the event the Amended Final Judgment is modified or overturned.

6. This Amended Final Judgment incorporates all previous orders in the case. CalAmp Corp.'s agreement to the form of this Amended Final Judgment shall not be construed as a waiver of CalAmp Corp.'s right to appeal, or to file a renewed

motion for judgment as a matter of law pursuant to Fed. R. Civ. P. 50 or a motion for new trial pursuant to Fed. R. Civ. P. 59.

Plaintiff OMEGA PATENTS, LLC, shall be awarded Final Judgment in its favor, against Defendant CALAMP CORP., in the amount of **\$15,004,295.66**.

FOR WHICH SUM, LET EXECUTION ISSUE.

Done and Ordered in Orlando, Florida on July 19, 2017.



PAUL G. BYRON
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Counsel of Record
Unrepresented Parties