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6 FOSSIL GROUP, INC. AND MISFIT INC.

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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **OAKLAND DIVISION**

11
12 CELLSPIN SOFT, INC.,

13 Plaintiff,

14 v.

15 FOSSIL GROUP, INC. and MISFIT INC.,

16 Defendant.

CASE NO. 17-cv-05933-YGR

**[PROPOSED ORDER OF] JUDGMENT
INVALIDATING ASSERTED PATENT
CLAIMS**

Judge: Hon. Yvonne Gonzalez Rogers

1 This action having come before the Court, and pursuant to the Court’s Order (Dkt. No. 85)
2 granting Defendants Fossil Group, Inc. and Misfit Inc.’s (collectively, “Fossil”) Motion to
3 Dismiss (Dkt. No. 52) finding all asserted claims of U.S. Patent Nos. 8,738,794 (the “’794
4 Patent”), 8,892,752 (the “’752 Patent”), and 9,749,847 (the “’847 Patent”) directed to patent-
5 ineligible subject matter and therefore invalid pursuant to 35 U.S.C. § 101—IT IS HEREBY
6 ADJUDGED AND ORDERED that:


7 For the reasons set forth in the Court’s Order on April 3, 2018 (Dkt. No. 85), claims 1–4,
8 7, 9, 16–18, and 20–21 from the ’794 Patent, claims 1, 2, 4, 5, and 12–14 from the ’752 Patent,
9 and claims 1-3 from the ’847 Patent are invalid pursuant to 35 U.S.C. § 101.

10 The foregoing claims of the ’794, ’752, and ’847 Patents represent all pending claims at
11 issue in this case.

12 WHEREFORE JUDGMENT is entered in this case in favor of Defendant Fossil and
13 against Plaintiff Cellspin Soft, Inc.

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Dated: April 10. 2018, 2018


YVONNE GONZALEZ ROGERS
United States District Court Judge