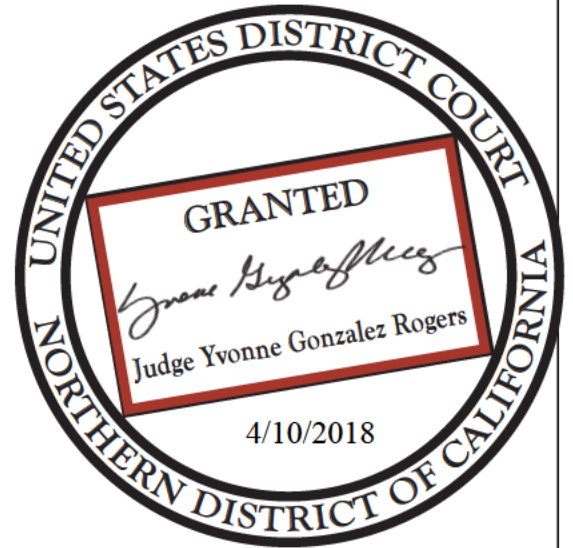


1 Rachael D. Lamkin (Cal Bar No. 246066)  
2 Lamkin IP Defense  
3 100 Pine St., Suite 1250  
4 San Francisco, CA 94111  
5 916.747.6091  
6 [RDL@LamkinIPDefense.com](mailto:RDL@LamkinIPDefense.com)

7 *Attorney for Defendants Garmin*  
8 *International, Inc., Garmin USA, Inc.*



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

12  
13 **CELLSPIN SOFT, INC.,**

14 Plaintiff,

15 v.

16  
17 **GARMIN INTERNATIONAL, INC.,**  
18 **GARMIN USA, INC.**

19 Defendants.  
20

CASE NO. 4:17-cv-05934-YGR

**~~PROPOSED FORM OF JUDGMENT~~**  
**PURSUANT TO ORDER RE: OMNIBUS**  
**MOTION TO DISMISS & GARMIN'S**  
**MOTION FOR JUDGMENT ON THE**  
**PLEADINGS**

Hon. Yvonne Gonzalez Rogers

21  
22 Pursuant to the Court's Order on April 3, 2018 (Dkt. No. 65) directing Defendants to  
23 file a proposed form of judgment based on the Court's Order finding the asserted claims of  
24 U.S. Patent Nos. 8,738,794 ("the '794 patent"); 8,892,752 ("the '752 patent"); 9,749,847  
25 ("the 847 patent") and 9,258,698 (the "'698 Patent") (collectively, "the Asserted Patents")  
26 invalid under 35 U.S.C. § 101, Defendants Garmin International, Inc. and Garmin USA, Inc.  
27 ("Garmin") respectfully submit the following proposed judgment, attached as Exhibit A, the  
28

1 form of which has been mostly approved by Plaintiff Cellspin Soft, Inc. It should be noted  
2 that Plaintiff Cellspin Soft, Inc. objected to a single sentence of the content of Garmin’s  
3 proposed order: “rendering Garmin the prevailing party in the above-captioned action”.  
4 Cellspin stated that it “does not dispute that Garmin will be the prevailing party” but says  
5 that the language is extraneous. Garmin disagrees and believes the statement is simply  
6 accurate. Other than that single sentence, the Parties agree on the form and content of the  
7 attached proposed order.

8  
9  
10 Respectfully submitted,

11  
12 *Rachael D. Lamkin*

---

13 Rachael D. Lamkin  
14 Lamkin IP Defense  
15 100 Pine St. Suite 1250  
16 San Francisco, CA 94111  
17 916.747.6091  
18 [RDL@LamkinIPDefense.com](mailto:RDL@LamkinIPDefense.com)

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*Attorney for Defendants*

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# EXHIBIT A

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA,  
OAKLAND DIVISION

**CELLSPIN SOFT, INC.,**

Plaintiff,

v.

**GARMIN INTERNATIONAL, INC.,  
GARMIN USA, INC.**

Defendants.

CASE NO. 4:17-cv-05934-YGR

**~~PROPOSED FORM OF JUDGMENT~~  
PURSUANT TO ORDER RE: OMNIBUS  
MOTION TO DISMISS & GARMIN'S  
MOTION FOR JUDGMENT ON THE  
PLEADINGS**

Hon. Yvonne Gonzalez Rogers

This action having come before the Court, and pursuant to the Court's Order (Dkt. No. 65) granting Garmin International, Inc. and Garmin, USA, Inc's ("Garmin's") Motion to Dismiss and Motion For Judgment On the Pleadings (Dkt. Nos. 27, 52) finding all asserted claims of U.S. Patent Nos. 8,738,794 (the "'794 Patent"), 8,892,752 (the "'752 Patent"), 9,749,847 (the "'847 Patent") and 9,258,698 (the "'698 Patent") directed to patent-ineligible

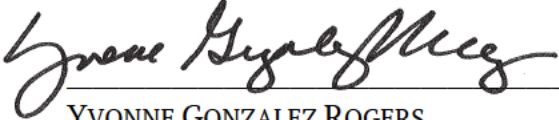
1 subject matter and therefore invalid pursuant to 35 U.S.C. § 101—IT IS HEREBY ADJUDGED  
2 AND ORDERED that:

3 For the reasons set forth in the Court’s Order on April 3, 2018 (Dkt. No. 65), claims 1–  
4 4, 7, 9, 16–18, and 20–21 from the ’794 Patent, claims 1, 2, 4, 5, and 12–14 from the ’752  
5 Patent, claims 1-3 from the ’847 Patent, and claims 1, 3–5, 7-8, 10–13, 15–20 from the ’698  
6 Patent are invalid pursuant to 35 U.S.C. § 101.

7 The foregoing claims of the ’794, ’752, ’847 and ’698 Patents represent all pending  
8 claims at issue in this case.

9 WHEREFORE JUDGMENT is entered in this case in favor of Defendant Garmin and  
10 against Plaintiff Cellspin Soft, Inc., rendering Garmin the prevailing party in the above-  
11 captioned action.  
12

13 Dated: April 10, 2018

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15 YVONNE GONZALEZ ROGERS  
16 UNITED STATES DISTRICT COURT JUDGE  
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