



- (c) CVS's counterclaim for "Declaratory Judgment Of Invalidity Of The '908 Patent" against Lodsys;
- (d) Lodsys's claim for "Infringement Of U.S. Patent No. 5,999,908" against Sam's West, and any and all other claims for infringement against Sam's West, to the extent such claims relate to products and/or services provided to Sam's West by OpinionLab, Inc.;
- (e) Sam's West's counterclaim for "Declaratory Judgment Of Non-Infringement Of The '908 Patent" against Lodsys;
- (f) Sam's West's counterclaim for "Declaratory Judgment Of Invalidity Of The '908 Patent" against Lodsys;
- (g) Lodsys's claim for "Infringement Of U.S. Patent No. 5,999,908" against Container Store, and any and all other claims for infringement against Container Store, to the extent such claims relate to products and/or services provided to Container Store by OpinionLab;
- (h) Container Store's counterclaim for "Declaratory Judgment Of Non-Infringement Of The '908 Patent" against Lodsys;
- (i) Container Store's counterclaim for "Declaratory Judgment Of Invalidity Of The '908 Patent" against Lodsys;
- (j) Lodsys's claim for "Infringement Of U.S. Patent No. 5,999,908" against Vegas.com, and any and all other claims for infringement against Vegas.com, to the extent such claims relate to products and/or services provided to Vegas.com by OpinionLab;
- (k) Vegas.com's counterclaim for "Declaratory Judgment Of Non-Infringement Of The '908 Patent" against Lodsys; and
- (l) Vegas.com's counterclaim for "Declaratory Judgment Of Invalidity Of The '908 Patent" against Lodsys.

It is further ORDERED that all costs, expenses, and attorneys' fees related to the above-listed claims and counterclaims are to be borne by the party that incurred them.

So ORDERED.

**SIGNED this 20th day of October, 2011.**

A handwritten signature in black ink, appearing to read "David Folsom", written in a cursive style.

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DAVID FOLSOM  
UNITED STATES DISTRICT JUDGE