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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
EASTERN DIVISION

MATTEL, INC.,

Plaintiff,

vs.

MGA ENTERTAINMENT,

Defendant.

CASE NO. CV 04-9049 SGL (RNBx)

Consolidated with
Case No. CV 04-09059
Case No. CV 05-02727

Hon. Stephen G. Larson

FINAL VERDICT FORM AS GIVEN

AND CONSOLIDATED ACTIONS

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VERDICT FORM

We answer the questions submitted to us as follows:

Timing of Tangible Items

1. For each of the items listed below, has Mattel proven by a preponderance of the evidence that the item was "conceived or reduced to practice" — that is, created — by Carter Bryant, alone or jointly with others, during the period in which he was employed by Mattel (January 4, 1999, to October 19, 2000)?

Yes	No	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-52, 62-1, 624/5-74, 62-11, 10537, 15180/5-75, 62-12, 10538, 15181/5-111, 708/5-112, 62-13/5-113, 5-114/62-14/62-15, 1152-1, 1152-2, 10613/1328/10033-3/10033-4
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-88, 35-1, 35-3, 5-101, 1327, 10153-3, 10153-4
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-35, 757
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-36, 701, 702
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-37, 703
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-38, 762
<input type="checkbox"/>	<input type="checkbox"/>	TX 5-39, 523, 752
<input type="checkbox"/>	<input type="checkbox"/>	TX 5-40, 753, 754, 13583
<input type="checkbox"/>	<input type="checkbox"/>	TX 751-2, 751-3, 5-41, 755
<input type="checkbox"/>	<input type="checkbox"/>	TX 5-42, 756
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-43, 709
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-46, 710
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-49, 704
<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-50, 705

	Yes	No	
1			
2	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-53, 1152-5, 1152-6, 10534, 15175
3	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-54, 62-2, 620, 774, 775
4	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-55, 62-3, 785, 1152-9
5	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-56, 764, 15176
6	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-57, 776, 777
7	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-58, 765, 15177
8	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-59, 739, 740
9	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-60, 761
10	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-61, 62-4, 782, 796-1, 1748
11	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-62, 62-5, 621, 767, 768, 5-71, 62-10, 770, 1752-1
12	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-63, 758, 759, 760
13	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-64, 62-6, 795, 1152-14, 1750
14	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-65, 1152-7, 1152-8, 11789
15	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-66, 794, 1152-13
16	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-67, 62-7, 784, 1152-11, 1152-12, 10535
17	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-68, 62-8, 781, 786, 790, 1751-4
18	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-69, 11788, 5-70, 62-9, 623, 783
19	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-72, 1152-15, 1152-16, 10536, 15179
20	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-73, 741, 742
21	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-76, 706
22	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-77, 707
23	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-78, 10539, 18501
24	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-136, 711
25	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 10579, 18281
26	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 15172
27			
28			

1 2. For each of the items listed below, has Mattel proven by a
 2 preponderance of the evidence that the item was "conceived or reduced to practice"
 3 — that is, created — by Carter Bryant, alone or jointly with others, during the
 4 period in which he was employed by Mattel (January 4, 1999, to October 19, 2000)?
 5

6	Yes	No	
7	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-1, 779, 780, 1-1, 2-1, 778
8	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-2, 726, 727, 728, 1-4, 2-5
9	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-3, 1152-19, 1152-20, 11838, 15182, 1-6, 2-10, 5-104, 10544
10	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-5, 791, 1-8, 2-2
11	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-6, 11837, 15184, 1-7, 2-8, 743, 744, 5-107, 1152-17, 1152-18, 10547
12	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-8, 789, 1-11, 2-9, 734, 5-106, 10546
13	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-9, 788, 1-10, 2-6, 746, 5-103, 10543
14	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-10, 735, 736
15	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-12, 792, 1-3, 2-7, 5-102, 10542
16	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-13, 793, 1-5, 2-3, 10-3
17	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-79, 1-9, 2-4, 737, 10545, 5-105
18	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 1-2
19	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-11
20	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-26, 712
21	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-27, 713
22	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-81, 720
23	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-82, 715
24	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-83, 723
25	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-4, 5-84, 716, 717
26	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 3-7, 5-85, 718, 719, 10-2, 63-1
27	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-80, 721, 722, 5-86
28	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-87, 5-108, 724, 725
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-34

1 3. For each of the items listed below, has Mattel proven by a
 2 preponderance of the evidence that the item was "conceived or reduced to practice"
 3 — that is, created — by Carter Bryant, alone or jointly with others, during the
 4 period in which he was employed by Mattel (January 4, 1999, to October 19, 2000)?
 5

	Yes	No	
6			
7	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-89, 35-2, 323-32, 323-33
8	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 1107, 10638
9	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 1108, 10639
10	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 1109, 771
11	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 1110, 773
12	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-14, 10515
13	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-18, 10518
14	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-19, 10519
15	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-28, 10526
16	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-30
17	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-95
18	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-96
19	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 5-99
20	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 323-18
21	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 323-19
22	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TX 323-26
23			
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1 4. For each of the items listed below, has Mattel proven by a
2 preponderance of the evidence that the item was "conceived or reduced to practice"
3 — that is, created — by Carter Bryant, alone or jointly with others, during the
4 period in which he was employed by Mattel (January 4, 1999, to October 19, 2000)?
5

6	<u>Trial Exhibit No.</u>	YES	NO
7	The Three Dimensional Item Presented at Pitch Meeting	<u>X</u>	_____
10	Trial Exhibit 1136	<u>X</u>	_____

12 **Timing of Ideas**

14 5. Has Mattel proven by a preponderance of the evidence that Carter
15 Bryant conceived the "Bratz" characters while employed by Mattel?

16 Yes X
17 No _____

20 6. Has Mattel proven by a preponderance of the evidence that Carter
21 Bryant conceived the name "Bratz" while employed by Mattel?

22 Yes X
23 No _____

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Intentional Interference with Contractual Relations

7. Is MGA Entertainment, Inc. ("MGA") liable to Mattel for intentional interference with contractual relations?

Yes X
No

8. Is Isaac Larian liable to Mattel for intentional interference with contractual relations?

Yes X
No

Aiding and Abetting Breach of Fiduciary Duty

9. Is MGA liable to Mattel for aiding and abetting breach of fiduciary duty?

Yes X
No

10. Is Isaac Larian liable to Mattel for aiding and abetting breach of fiduciary duty?

Yes X
No

Aiding and Abetting Breach of the Duty of Loyalty

11. Is MGA liable to Mattel for aiding and abetting breach of the duty of loyalty?

Yes X
No

