

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SPECIAL VERDICT

I. CLAIM NO. ONE: "Got to Give It Up" / "Blurred Lines":

Question No. 1: Do you find by a preponderance of the evidence that the Gaye Parties own a valid copyright in the musical composition, "Got to Give It Up"?

Answer: Yes X
 No

If your answer to Question No. 1 is "no," proceed to Question No. 9.

If your answer to Question No. 1 is "yes," please proceed to the next question.

Question No. 2: Do you find by a preponderance of the evidence that the Thicke Parties infringed the Gaye Parties' copyright in the musical composition "Got to Give It Up" in "Blurred Lines"?

Please answer "yes" or "no" for each of the following Thicke Parties:

Pharrell Williams and More Water From Nazareth Publishing, Inc. (the "Williams Parties")

Answer: Yes X
 No

Robin Thicke

Answer: Yes X
 No

Clifford Harris, Jr.

Answer: Yes
 No X

Interscope Records, UMG Recordings, Inc., Universal Music Distribution, and Star Trak Entertainment (the "Interscope Parties")

Answer: Yes
 No X

1 If you answered "no" for all Thicke Parties in your answer to Question No. 2,
2 please proceed to Question No. 9.

3 If you answered "yes" for any Thicke Party in your answer to Question No. 2,
4 please proceed to the next question.

5

6 **Question No. 3.: Please state the amount of actual damages, if any, that you**
7 **find by a preponderance of the evidence that the Gaye Parties suffered as a**
8 **result of the Thicke Parties' infringement of "Got to Give It Up":**

9 Answer: \$ 4,000,000.00

10 Please proceed to the next question.

11

12 **Question No. 4.: Please state the amount of profits, if any, that you find by a**
13 **preponderance of the evidence any Thicke Party received attributable to his**
14 **or its infringement of the copyright in "Got to Give It Up" and not taken**
15 **into account in calculating any damages you awarded in Question No. 3:**

16 Answer:

17	The Williams Parties	\$ <u>1,610,455.31</u>
18	Robin Thicke	\$ <u>1,768,191.88</u>
19	Clifford Harris, Jr.	\$ <u>0</u>
20	The Interscope Parties	\$ <u>0</u>

21 Please proceed to the next question.

22

23 **Question No. 5.: If you deducted overhead expenses due to willful**
24 **infringement in calculating profits of the Interscope Parties in your answer**
25 **to Question No. 4, please state the amount of overhead you deducted:**

26 Answer: \$ 0

27 Please proceed to the next question.

28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Question No. 6.: Do you find by a preponderance of the evidence that the Thicke Parties' infringement of the copyright in "Got to Give It Up" was willful? Please answer "yes" or "no" for each Thicke Party below:

The Williams Parties

Answer: Yes _____
No X

Robin Thicke

Answer: Yes _____
No X

Clifford Harris, Jr.

Answer: Yes _____
No X

The Interscope Parties

Answer: Yes _____
No X

Please proceed to the next question.

Question No. 7.: Do you find by a preponderance of the evidence that the Thicke Parties' infringement of the copyright in "Got to Give It Up" was innocent? Please answer "yes" or "no" for each Thicke Party below:

The Williams Parties

Answer: Yes X h
No X

Robin Thicke

Answer: Yes X h
No X

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Clifford Harris, Jr.

Answer: Yes X
No _____

The Interscope Parties

Answer: Yes X
No _____

Please proceed to the next question.

Question No. 8.: Please state the amount of statutory damages, if any, that you award to the Gaye Parties for the Thicke Parties' infringement of the copyright in the musical composition "Got to Give It Up":

Answer: \$ 9,375.00

Please proceed to the next question.

II. CLAIM NO. TWO: "After the Dance" / "Love After War":

Question No. 9.: Do you find by a preponderance of the evidence that the Gaye Parties own a valid copyright in the musical composition, "After the Dance"?

Answer: Yes X
No _____

If your answer to Question No. 9 is "no," Please have the Foreperson sign and date this form below and return it to the Court Clerk.

If your answer to Question No. 9 is "yes," please proceed to the next question.

Question No. 10.: Do you find by a preponderance of the evidence that the Thicke Parties infringed the Gaye Parties' copyright in the musical composition "After the Dance" in "Love After War"?

Please answer "yes" or "no" for each of the following Thicke Parties:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Robin Thicke

Answer: Yes _____
No X

Paula Maxine Patton

Answer: Yes _____
No X

Geffen Records, UMG Recordings, Inc., Universal Music Distribution,
and Star Trak Entertainment (the "Geffen Parties")

Answer: Yes _____
No X

If you answered "no" for all Thicke Parties in your answer to Question
No. 10, please have the Foreperson sign and date this form below and return it to the
Court Clerk.

If you answered "yes" for any Thicke Party in your answer to Question
No. 10, please proceed to the next question.

**Question No. 11: Please state the amount of actual damages, if any, that you
find by a preponderance of the evidence that the Gaye Parties suffered as a
result of the Thicke Parties' infringement of "After the Dance":**

Answer: \$ _____

Please proceed to the next question.

**Question No. 12: Please state the amount of profits, if any, that you find by
a preponderance of the evidence any Thicke Party received attributable to
his, her, or its infringement of the copyright in "After the Dance" and not
taken into account in calculating any damages you awarded in Question
No. 11:**

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Answer:

Robin Thicke \$ _____

Paula Maxine Patton \$ _____

The Geffen Parties \$ _____

Please proceed to the next question.

Question No. 13.: If you deducted overhead expenses due to willful infringement in calculating profits of the Geffen Parties in your answer to Question No. 12, please state the amount of overhead you deducted:

Answer: \$ _____

Please proceed to the next question.

Question No. 14.: Do you find by a preponderance of the evidence that the Thicke Parties' infringement of the copyright in "After the Dance" was willful? Please answer "yes" or "no" for each Thicke Party below:

Robin Thicke

Answer: Yes _____

No _____

Paula Maxine Patton

Answer: Yes _____

No _____

The Geffen Parties

Answer: Yes _____

No _____

Please proceed to the next question.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Question No. 15.: Do you find by a preponderance of the evidence that the Thicke Parties' infringement of the copyright in "After the Dance" was innocent? Please answer "yes" or "no" for each Thicke Party below:

Robin Thicke

Answer: Yes _____

No _____

Paula Maxine Patton

Answer: Yes _____

No _____

The Geffen Parties

Answer: Yes _____

No _____

Please proceed to the next question.

Question No. 16.: Please state the amount of statutory damages, if any, that you award to the Gaye Parties for the Thicke Parties' infringement of the copyright in the musical composition "After the Dance":

Answer: \$ _____

You have now completed this special verdict. Please have the Foreperson sign and date this form below and return it to the Court Clerk.

DATED: March 10, 2015

REDACTED FORM AS TO FOREPERSON SIGNATURE