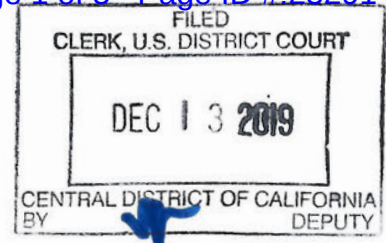


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CV 17-07639 SJO



JURY VERDICT FORM

When answering the following questions and filling out this Verdict Form, please follow the directions provided throughout the form. Please refer to the Jury Instructions if you are unsure about the meaning or usage of any legal term that appears in the questions below.

We, the jury, unanimously agree to the answers to the following questions and return them as our verdict in this case:

I. CERTIFICATE OF CORRECTION

1. Has Kite proven by clear and convincing evidence that the Certificate of Correction is invalid?

Yes _____
(in favor of Kite)

No ✓
(in favor of Sloan Kettering and Juno)

II. VALIDITY OF ASSERTED PATENT CLAIMS

A. ENABLEMENT

2. Has Kite proven by clear and convincing evidence that the following claims of the '190 Patent are invalid because the specification of the '190 Patent does not adequately enable the claims?

"Yes" means the claim is not adequately enabled by the specification, and
"No" means the claim is adequately enabled by the specification.

Asserted Patent Claims	Yes (in favor of Kite)	No (in favor of Sloan Kettering and Juno)
3, 9		✓
5, 11		✓

[continue to next page]

1 **B. WRITTEN DESCRIPTION**

2 3. Has Kite proven by clear and convincing evidence that the following claims
3 of the '190 Patent are invalid because the specification of the '190 Patent does not
4 contain an adequate written description of the claims?

5 **"Yes" means the claim does not contain adequate written description**
6 **support in the specification, and "No" means the claim does contain**
7 **adequate written description support in the specification.**

8

9

Asserted Patent Claims	Yes (in favor of Kite)	No (in favor of Sloan Kettering and Juno)
3, 9		✓
5, 11		✓

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14 *[continue to next page]*

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1 If you answered "no" to all of questions #1, #2, and #3, then answer the
2 next two questions. Otherwise, you should not answer the next two
3 questions.
4

5 **III. WILLFUL INFRINGEMENT**
6

7 4. Have Plaintiffs proven by a preponderance of the evidence that Kite's
8 infringement of the corrected claims of the '190 Patent was willful?

9 Yes ☒
10 (in favor of Sloan
11 Kettering and Juno)

No ☐
(in favor of Kite)

12
13 **IV. DAMAGES**
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15 5. What is the total amount of damages that you find Plaintiffs have proven
16 by a preponderance of the evidence?

17 a. Upfront Payment (dollars): \$ 585,000,000
18

19 and

20 b. Running Royalty (percentage): 27.6 %
21 (to be applied to Yescarta® revenues through trial)
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END

Please review your selections above to confirm that they accurately reflect your unanimous determinations. Your Foreperson should then sign and date below, and notify the U.S. Marshal that you have reached a verdict. Your Foreperson should bring this form when the jury is brought back into the courtroom.

Dated: Dec. 13, 2019

By
Foreperson

*Jury Foreperson's
Signature Redacted*