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SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

BECKMAN COULTER, INC.,
a Delaware corporation,

Plaintiff,

v.

DOVATRON INTERNATIONAL, INC.,
Colorado corporation; FLEXTRONICS
INTERNATIONAL, LTD, a Singapore
corporation; FLEXTRONICS
INTERNATIONAL HOLDING CORP., a
Delaware corporation; FLEXTRONICS
INTERNATIONAL USA, INC., a California
corporation; FLEXTRONICS HOLDING USA,
INC., a Colorado corporation; FLEXTRONICS
USA, INC., a Delaware corporation; and DOES
1 through 50, inclusive,

Defendants.

CASE NO. 01CC08395

VERDICT FORM 3

[Economic Duress]
(Howard Surcharge)

VERDICT

Economic Duress
(Howard - Surcharge)

We answer the questions submitted to us as follows:

1. **Did Defendants employ wrongful conduct by threatening to stop manufacturing the printed circuit board assemblies needed by BECKMAN COULTER?**

Yes No

If your answer to question 1 is "yes," then answer question 2. If you answered "no," stop here, answer no further questions on this form, and have the presiding juror sign and date this form.

2. **By reason of the Defendants' conduct, did Beckman Coulter have no reasonable alternative but to succumb to Defendants' pressure?**

Yes No

If your answer to question 2 is "yes," then answer question 3. If you answered "no," stop here, answer no further questions on this form, and have the presiding juror sign and date this form.

3. **Was the conduct sufficiently coercive to cause Beckman Coulter to pay a surcharge that it otherwise would not have paid?**

X Yes ___ No

If your answer to question 3 is "yes," then answer question 4. If you answered "no," stop here, answer no further questions on this form, and have the presiding juror sign and date this form.

4. **Did you award damages to BECKMAN COULTER in Question No. 5 of VERDICT FORM 2 (Concealment)?**

X Yes ___ No

If your answer to question 4 is "yes," then answer question 5. If you answered "no," then answer question 6.

5. **What amount of damages do you award BECKMAN COULTER for this economic duress claim other than the award of damages made to BECKMAN COULTER in Question 5 of VERDICT FORM 2 (Concealment)?**

\$ 300,000.00

If you entered an amount in response to question 5, then answer question 7. If you did not make an award in response to question 5, stop here, answer no further questions to this form, and have the presiding juror sign and date this form.

6. **What is the amount of compensatory damages for economic duress arising from the imposition of the surcharge that you award to BECKMAN COULTER?**

\$ 1

If you entered an amount in response to question 6, then answer question 7. If you did not make an award in response to question 6, stop here, answer no further questions to this form, and have the presiding juror sign and date this form.

7. **Do you find by clear and convincing evidence that Steve Howard employed economic duress in imposing a surcharge in 1998 with malice, oppression, or fraud?**

Yes No

If your answer to question 7 is "yes," then answer question 8. If you answered "no," stop here, answer no further questions, and have the presiding juror sign and date this form.

8. **Was Steve Howard an officer, director, or managing agent of DOVATRON and acting in an employment capacity?**

Yes No

If your answer to question 8 is "yes," then answer question 10. If you answered "no," then answer question 9.

9. **Did Dermott O'Flanagan, President of Dovatron know of this conduct and adopt or approve it after it occurred?**

Yes No

If your answer to question 9 is "yes," then answer question 10. If you answered both questions 8 and 9 "no," stop here, answer no further questions on this form and have the presiding juror sign and date this form.

10. **If Beckman refused to pay the surcharge amount in 1998 did it risk incurring potential damages from a stoppage or delay in obtaining printed circuit boards?**

Yes No

If your answer to question 10 is "yes," then answer question 11. If you answered "no," then proceed to question 12.

11. How much potential economic damages did Beckman Coulter face?

\$ 45,000,000.00


(The answer to question 11 is not a statement that those damages actually occurred nor is it an award in that amount.)

12. What amount of punitive damages, if any, do you award BECKMAN COULTER?

\$ 180,000,000.00

(For example: an amount equaling 0, 1/4, 1/2, 1, 2 or 4 times the amount of potential and/or actual damages.)

Signed:


Foreperson / Presiding Juror

Dated: 9-23-03

When all verdict forms have been signed, they must be delivered to the clerk.