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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 2

[Fraud or Deceit - Concealment]

VERDICT

Fraud or Deceit – Concealment

We answer the questions submitted to us as follows:

1. **Did DEFENDANTS fail to disclose to BECKMAN COULTER that it had paid the full amount of the agreed surcharge?**

Yes No

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

2. **Did DEFENDANTS intend to deceive BECKMAN COULTER by concealing this fact?**

Yes No

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

3. **Was BECKMAN COULTER unaware of the concealed fact?**

Yes No

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

4. Was DEFENDANTS' concealment a substantial factor in causing harm to BECKMAN COULTER?

Yes No

If your answer to question 4 is "yes," then answer question 5. If you answered "no" to question 4, stop here, answer no further questions, and have the presiding juror sign and date this form.

5. What are BECKMAN COULTER's damages from the concealment in excess of the \$300,000 surcharge?

\$ 355,212.00

If you entered an amount in response to question 5, then answer question 6. 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. Do you find by clear and convincing evidence that Steve Howard concealed or directed the concealment of the completion of the payment of the surcharge with malice, oppression or fraud?

Yes No

If your answer to question 6 is "yes," then answer question 7. If you answered "no," stop here, answer no further questions, and have the presiding juror sign and date this form.

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

Yes No

If your answer to question 7 is "yes," then answer question 9. If you answered "no," then answer question 8.

8. 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 8 is "yes," then answer question 9. If you answered both questions 7 and 8 "no," stop here, answer no further questions on this form and have the presiding juror sign and date this form.

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

\$ 1420548.00

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

Signed: 
Foreperson / Presiding Juror

Dated: Sept 19, 2003

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