

EXHIBIT 1

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

W. R. GRACE & CO.-CONN.,

Plaintiff,

v.

ELYSIUM HEALTH, INC.,

Defendant.

C.A. No. 20-1098-GBW-JLH

[GRACE'S PROPOSED] JUDGMENT

This ___ day of September 2023, the Court having held a jury trial, and the jury having rendered a verdict on August 25, 2023 (D.I. 312), IT IS HEREBY ORDERED that:

1. Claims 1, 2, and 21 (“the ’058 Asserted Claims”) of U.S. Patent No. 10,323,058 (“the ’058 Patent”) and claims 1, 6, and 15 (“the ’872 Asserted Claims”) of U.S. Patent No. 10,189,872 (“the ’872 Patent”) are directly infringed by Defendant Elysium Health Inc. (“Elysium”);
2. Elysium induced and contributed to the infringement of claim 21 of the ’058 Patent;
3. Elysium willfully infringed the ’058 Asserted Claims and the ’872 Asserted Claims;
4. The ’058 Asserted Claims and the ’872 Asserted Claims are not invalid;
5. Judgment is hereby entered in favor of Plaintiff W. R. Grace & Co.-Conn. (“Grace”), and against Elysium, in the amount of \$3,608,049, which consists of \$2,245,295 in damages for Elysium’s infringement from August 21, 2020 to March 31, 2023 and \$1,362,754 in damages for Elysium’s infringement from July 2017 to January 29, 2019;

6. This JUDGMENT starts the time for filing any post-trial motions or appeal.¹

Dated this _____ day of September, 2023.

UNITED STATES DISTRICT JUDGE

¹ Grace reserves the right to move for enhanced damages, pre-judgment interest, post-judgment interest, supplemental damages, attorneys' fees, costs, an ongoing royalty, and/or injunctive relief, and to seek to amend the judgment consistent with any of the Court's rulings on such.