

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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**BLOOMBERG INC.;** BLOOMBERG L.P.;  
BLOOMBERG FINANCE L.P.;  
THE CHARLES SCHWAB CORPORATION;  
CHARLES SCHWAB & CO., INC.;  
E\*TRADE FINANCIAL CORPORATION; E\*TRADE SECURITIES LLC;  
E\*TRADE CLEARING LLC; OPTIONSXPRESS HOLDINGS INC.;  
OPTIONSXPRESS, INC.; TD AMERITRADE HOLDING CORP.;  
TD AMERITRADE, INC.; TD AMERITRADE IP COMPANY, INC.; and  
THINKORSWIM GROUP INC.  
Petitioners,

v.

**MARKETS-ALERT PTY LTD.**  
Patent Owner.

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Case CBM2013-00005 (JYC)  
Patent 7,941,357

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Before JAMESON LEE, SALLY C. MEDLEY, and JONI Y. CHANG,  
*Administrative Patent Judges.*

**PATENT OWNER MARKETS-ALERT  
LIST OF EXHIBIT**

Exhibit 2001. (corrected numbering for Exhibit 1)

U.S. Patent No. 7,941,357 (issued May 10, 2011)

Exhibit 2002. (corrected numbering for Exhibit 2)

Senate debate on Senate Bill 23, 157 Cong. Rec. S5402 (daily ed. Sep. 8, 2011), available at:

[http://www.uspto.gov/aia\\_implementation/20110908\\_debate\\_s23\\_s5402-s5443.pdf](http://www.uspto.gov/aia_implementation/20110908_debate_s23_s5402-s5443.pdf)

Exhibit 2003. (corrected numbering for Exhibit 3)

Declaration of Jeffrey Bruce McGeorge in Support of Responsive Brief of Plaintiff Markets Pty. Ltd. in Opposition to Defendants' Motion to Stay

Exhibit 2004. (corrected numbering for Exhibit 4)

Congressional Record containing Senator Schumer's remarks, 157 Cong. Rec. S1053 (daily ed. Mar. 1, 2011), available at:

[http://www.uspto.gov/aia\\_implementation/20110301-schumer\\_rmrks\\_s1053.pdf](http://www.uspto.gov/aia_implementation/20110301-schumer_rmrks_s1053.pdf).

Exhibit 2005. (corrected numbering for Exhibit 5)

U.S. Patent No. 7,941,357, *Notice of Allowability* (Dec. 8, 2010)

Exhibit 2006. (corrected numbering for Exhibit 6)

*Bloomberg's Foreign Exchange Professional Service*, available at:  
<http://www.bloomberg.com/professional/markets/foreign-exchange/>

Exhibit 2007. (corrected numbering for Exhibit 7)

U.S. Patent No. 7,941,357, *Office Action Response* (Jun. 10, 2010)

Exhibit 2008. (corrected numbering for Exhibit 8)

Senate debate on Senate Bill 23, 157 Cong. Rec. S5370 (daily ed. September 7, 2011), available at:

[http://www.uspto.gov/aia\\_implementation/20110907-debate\\_s23\\_s5370-s5378.pdf](http://www.uspto.gov/aia_implementation/20110907-debate_s23_s5370-s5378.pdf)

Exhibit 2009. (corrected numbering for Exhibit 9)

House debate on House Rule 1249, 157 Cong. Rec. H4420 (daily ed. June 22, 2011), available at:  
[http://www.uspto.gov/aia\\_implementation/20110622debate\\_on\\_the\\_rule\\_h4420-h4452.pdf](http://www.uspto.gov/aia_implementation/20110622debate_on_the_rule_h4420-h4452.pdf).

Exhibit 2010. (corrected numbering for Exhibit 10)

Wayback Machine FAQs, available at:  
[http://archive.org/about/faqs.php#The\\_Wayback\\_Machine](http://archive.org/about/faqs.php#The_Wayback_Machine)

Exhibit 2011. (corrected numbering for Exhibit 11)

Internet Archive's Policy for Responding to Information Requests, available at:  
<http://archive.org/legal/>

Exhibit 2012. (corrected numbering for Exhibit 12)

Internet Archive's Terms of Use, Privacy Policy, and Copyright Policy, available at:  
<http://archive.org/about/terms.php>

Exhibit 2013. (corrected numbering for Exhibit 13)

Internet Archive's Standard Affidavit, available at:  
<http://archive.org/legal/affidavit.php>

Exhibit 2014. (corrected numbering for Exhibit 14)

U.S. Patent No. 7,941,357, *Office Action* (Sept. 3, 2008)

Exhibit 2015. (corrected numbering for Exhibit 15)

U.S. Patent No. 7,941,357, *Office Action Response* (July 17, 2007)

Exhibit 2016. (corrected numbering for Exhibit 16)

U.S. Patent No. 7,941,357, *Office Action Response* (Feb. 27, 2008)

Exhibit 2017. (expunged)

Patent Owner Markets-Alert Motion for and to Compel Discovery

Exhibit 2018. (expunged)

Patent Owner Markets-Alert Request for Routine Discovery

Exhibit 2019. (expunged)

Patent Owner Markets-Alert Request for Additional Discovery

Exhibit 2020. (expunged)

Patent Owner Markets-Alert Request for Mandatory Initial Disclosures

Exhibit 2021.

Patent Owner Markets-Alert Request for Additional Discovery

Exhibit 2022.

Complaint for Patent Infringement

Exhibit 2023.

Declaration of Neal Goldstein

Exhibit 2024.

Declaration of Graham Maxwell Lindsay

Exhibit 2025.

Deposition Transcript of Steven R. Kursh

Exhibit 2026.

Declaration of Andrew Choung

Exhibit 2027.

John J. Murphy, *Technical Analysis of the Financial Markets: A Comprehensive Guide to Trading Methods and Applications*, pgs. i-22, (1999)

Exhibit 2028.

Company History webpage from Omega Research website (December 6, 2000)  
<http://web.archive.org/web/20001211213900/http://omegaresearch.com/>

Exhibit 2029.

Frequently Asked Questions webpage from Tradestation website (June 23, 2001)  
<http://web.archive.org/web/20010623200726/http://www.tradestation.com/>

Exhibit 2030.

Exhibit 11 from Deposition of Steven R. Kursh, AIQ Opening Bell Newsletter Vol. 12, Issue 10, September 2003.

Exhibit 2031.

Benefits webpage from Markets-Alert website, previously available at:  
<http://markets-alert.net/rta-benefits.php>

Exhibit 2032.

Products webpage from Markets-Alert website, previously available at:  
<http://markets-alert.net/>

Exhibit 2033.

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