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UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

***************************************)
) Case No. 10 C 715
TRADING TECHNOLOGIES) (Consolidated with:
INTERNATIONAL, INC.) 10 C 716, 10 C 718,
) 10 C 720, 10 C 721,
	Plaintiff,) 10 C 726, 10 C 882,
v.) 10 C 883, 10 C 884,
) 10 C 885, 10 C 929)
BCG PARTNERS, INC.		j
·) Judge Virginia M. Kendall
	Defendant.)
		í
	*	Consolidated with:
TRADING TECHNOLOG	IES)
INTERNATIONAL, INC.) Case No. 10 C 931
)
	Plaintiff,)
v.) Judge Virginia M. Kendall
)
TRADEHELM, INC.)
)
	Defendant.)
		`

CONSENT JUDGMENT

As a result of settlement of this action by virtue of a settlement agreement between the parties dated April 18, 2011 ("Settlement Agreement") (attached as Exhibit 1 hereto) which shall become effective upon entry of this Consent Judgment and upon consent of Plaintiff, Trading Technologies International, Inc. ("TT") and Defendant, TradeHelm, Inc. ("TradeHelm"), judgment is hereby entered against TradeHelm upon TT's Complaint, and it is hereby ORDERED, ADJUDGED, and DECREED that:



- 1. TT commenced this action for patent infringement against TradeHelm on February 10, 2010. This action alleges infringement of U.S. Patent Nos. 6,766,304 ("304 patent"), 7,772,132 ("132 patent"), 7,212,999 ("1999 patent"), and 7,533,056 ("1056 patent"). The complaint was subsequently amended to add claims of infringement of U.S. Patent Nos. 7,676,411 ("1411 patent"), 7,693,768 ("1768 patent"), 7,725,382 ("382 patent") and 7,813,996 ("1996 patent"). TradeHelm has received and reviewed a copy of the Complaint and Amended Complaints filed by TT in this action.
- 2. This Court has jurisdiction over the parties to this action and over the subject matter of the Complaint.
- 3. TT is the sole and exclusive owner of the patents-in-suit asserted by TT, and has the right to sue upon, and recover damages for past infringement and enjoin future infringement of the patents-in-suit.
- 4. All claims of the '304, '132, '411, '768, '382 and '996 patents are valid and enforceable.
- 5. TradeHelm has infringed the '411, '768, '382 and '996 patents under 35 U.S.C. Section 271 by making, using, selling, offering for sale, importing and/or otherwise distributing electronic trading software referred to as ACtrader (a/k/a Professional Trader) and AMI (a/k/a Strategy Architect). Documentation describing the current version of ACtrader (a/k/a Professional Trader) and AMI (a/k/a Strategy Architect) is included in Exhibit 2.
- 6. Defendant TradeHelm, its officers, directors, partners, members, affiliates, subsidiaries, assigns, and successors-in-interest are hereby permanently enjoined (unless expressly permitted by TT during the terms of the '132, '304, '411, '768, '382 and '996



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patents from infringing the '132, '304, '411, '768, '382 and '996 patents, including,

without limitation, by the making, using, selling, offering for sale, importing, and

otherwise distributing in the United States the electronic trading software products

referred to in paragraph 5 above including, without limitation, for use in electronically

trading any item (e.g., futures, options, equities, fixed-income products, etc.).

7. Pursuant to the Settlement Agreement, TradeHelm shall pay to TT an amount in

settlement of TT's claims for past damages arising from the claims of infringement of the

patents-in-suit.

8. The Settlement Agreement resolves all claims in this action. Accordingly, TT's

claims of patent infringement of the '999 and '056 patents are hereby dismissed with

prejudice.

9. This Court shall retain jurisdiction over this case for purposes of enforcing the

Consent Judgment and the Settlement Agreement between the parties pursuant to which

the Consent Judgment is filed.

10. The right to enforce this Consent Judgment shall transfer to any successor-in-

interest to TT.

11. Each party shall bear its own costs and attorneys' fees.

[Signatures on Following Page]



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SO ORDERED

Virginia/M. Kendall

United States District Court Judge

Northern District of Illinois 4-26-11

Date:

AGREED TO:

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Exhibit 1

to Ex. I (Consent Judgment)



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