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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

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2008

TRADING TECHNOLOGIES INTERNATIONAL,)
INC.,)

Plaintiff,)

v.)

No. 04 C 5312

eSPEED, INC., eSPEED INTERNATIONAL,)
LTD., ECCO LLC, and ECCOWARE, LTD.,)

Defendants.)

Chicago, Illinois
September 27, 2007
9:45 o'clock a.m.

VOLUME 12-A
TRIAL TRANSCRIPT OF PROCEEDINGS
BEFORE THE HONORABLE JAMES B. MORAN, and a JURY

APPEARANCES:

Trading Technologies
International, Inc., by:

TRADING TECHNOLOGIES
INTERNATIONAL, INC.,
MR. STEVEN F. BORSAND
222 South Riverside Drive
Chicago, Illinois 60606
312-476-1000
steve.borsand@
tradingtechnologies.com

and

McDONNELL, BOEHNEN, HULBERT &
BERGHOFF, LTD.
MR. PAUL H. BERGHOFF
MR. S. RICHARD CARDEN
MR. CHRISTOPHER M. CAVAN
MR. MICHAEL D. GANNON
MS. JENNIFER M. KURCZ
MR. MATTHEW J. SAMPSON
MR. LEIF R. SIGMOND
300 South Wacker Drive
Chicago, Illinois 60606
312-913-0001
berghoff@mbhb.com
kurcz@mbhb.com

FILED

MAY 30 2008 TC

MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

TDA 1026

2-12

1 eSpeed, Inc., eSpeed
2 International, Inc.,
3 Ecco LLC, Eccoware,
4 LTD., by:

WINSTON & STRAWN
MR. GEORGE C. LOMBARDI
MR. RAYMOND C. PERKINS
MR. IMRON T. ALY
MR. KEVIN BANASIK
MS. ELIZABETH HARTFORD ERICKSON
MR. ANDREW M. JOHNSTONE
MS. TRACEY J. ALLEN
MR. JAMES M. HILMERT
35 West Wacker Drive
Chicago, Illinois 60601
312-558-5600
glombardi@winston.com
rperkins@winston.com

8
9 LAW OFFICES OF
10 GARY A. ROSEN, P.C.
11 MR. GARY A. ROSEN
12 1831 Chestnut Street, Suite 802
13 Philadelphia, Pennsylvania 19101
14 215-972-0600

15 Rosenthal Collins Group,
16 LLC, by:

DOWELL BAKER
MR. GEOFFREY A. BAKER
201 Main Street
Lafayette, IN 47901
765-429-4004
gabaker@dowellbaker.com

17
18
19
20
21
22
23 Court Reporter:

MS. CAROLYN COX, CSR, RPR, CRR
Official Court Reporter
219 S. Dearborn Street, Suite 1854-B
Chicago, Illinois 60604
(312) 435-5639

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15:09:18 1 screen?

15:09:18 2 A. Yes.

15:09:19 3 Q. And what is your opinion on that?

15:09:20 4 A. Yes, it would be obvious to add single-action to
15:09:23 5 any trading screen based on what the practitioners knew
15:09:28 6 at the time, and the many examples in the prior art that
15:09:30 7 already show single-action with a variety of trading
15:09:33 8 screens.

15:09:33 9 Q. Okay.

15:09:33 10 Now, have we actually asked you to look at one
15:09:36 11 trading screen in particular as part of your work in
15:09:39 12 this case?

15:09:39 13 A. Yes.

15:09:39 14 Q. And which trading screen is that that we have
15:09:41 15 asked to you look at?

15:09:42 16 A. Tokyo Stock Exchange system.

15:09:46 17 Q. What is the source of your information about the
15:09:49 18 Tokyo Stock Exchange system?

15:09:53 19 A. I was given a set of translations of the user
15:09:59 20 system for the Tokyo Stock Exchange.

15:09:59 21 The original is in Japanese and I don't read
15:10:03 22 Japanese, so I used a set of translations. Some were
15:10:07 23 prepared by Trading Technologies, some were prepared by
15:10:10 24 eSpeed translators, and I used all of those documents
15:10:15 25 and compared them to arrive at an understanding of what

15:10:18 1 the document meant.

15:10:18 2 Q. And just for the record, with your binder, just
15:10:21 3 so we have this, would you identify the Japanese version
15:10:24 4 of the manual so we have that?

15:10:26 5 A. Sure.

15:10:32 6 The Japanese version of the manual is DTX 179.

15:10:38 7 Q. Okay.

15:10:39 8 And then the translation we are going to use
15:10:44 9 today is the one that you obtained from eSpeed; is that
15:10:48 10 right?

15:10:48 11 A. That is correct.

15:10:48 12 Q. If we can put up on the screen, DTX 2101, please.
15:10:57 13 And if we can blow that up.

15:10:59 14 Can you either see the screen or have it in front
15:11:03 15 you?

15:11:03 16 A. I have it.

15:11:04 17 Q. What is that first page?

15:11:05 18 A. The first page of this translation is a
15:11:09 19 certification by the company that performed the
15:11:12 20 translation. They are listing -- well it states, This
15:11:16 21 is to certify that the attached translation is, to the
15:11:19 22 best of my knowledge and belief, a true and accurate
15:11:22 23 translation from Japanese into English of the following
15:11:25 24 pages of the Bates ranges.

15:11:27 25 Then there is a long list of the numbered pages

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