Exhibit DD

DOCKET A L A R M Find authenticated court documents without watermarks at <u>docketalarm.com</u>.

IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION			
Trading Technologies International, Inc., Plaintiff,)) Videotaped Deposition of:)) THOMAS P. BIDDULPH		
VS. GL Trade SA (n/k/a SunGard Financial systems (France) SAS), GL Trade Americas, Inc., SunGard Data Systems, Inc., and SunGard Investment Ventures, LLC, Defendants.	<pre>) INOMAS P. BIDDOLPH)) Civil Action No. 05-4120) Judge Edmond E. Chang) Magistrate Sidney I.) Schenkier))) Consolidated With:</pre>		
Trading Technologies International, Inc., Plaintiff, vs.)) Civil Action No. 05-5164)) Judge Edmond E. Chang)) Magistrate Sidney I.) Schenkier		
FuturePath Trading, LLC, Defendants.))) HIGHLY CONFIDENTIAL) ATTORNEYS' EYES ONLY)		
November 15, 2011 * 10:02 a.m. Location: Lexington Hotel 850 South Bluff Street St. George, Utah Reporter: Denise M. Thomas, CRR/RPR			
—	43772		

TSG Reporting - Worldwide 877-702-9580

DOCKET

A L A R M Find authenticated court documents without watermarks at <u>docketalarm.com</u>.

Page 2 1 A P P E A R A N C E S 2 FOR THE PLAINTIFF: 3 Rory P. Shea 4 Matthew J. Sampson MCDONNELL BOEHNEN HULBERT & BERGHOFF 5 Attorneys at Law 300 South Wacker Drive 6 Chicago, Illinois 60606 7 8 9 FOR THE DEFENDANTS: 10 Walter Scott Christopher L. McArdle 11 ALSTON & BIRD Attorneys at Law 12 90 Park Avenue New York, New York 10016 13 14 15 ALSO PRESENT: 16 Joel Hilkert, Videographer 17 18 19 20 21 * * * 22 23 24 25

TSG Reporting - Worldwide 877-702-9580

DOCKET

Δ

LARM

Find authenticated court documents without watermarks at docketalarm.com.

			Page 3
1		INDEX	
2	THOMAS P.	BIDDULPH	PAGE
3	Examinatio	on By Mr. Scott	10
4	Examinatio	on By Mr. Shea	133
5	Further Ex	amination By Mr. Scott	142
6	Further Ex	camination By Mr. Shea	166
7	Further Ex	camination By Mr. Scott	175
8	Further Ex	camination By Mr. Shea	227
9	Further Ex	camination By Mr. Scott	256
10			
11		EXHIBITS	
12	NUMBER	DESCRIPTION	PAGE
13	Exhibit 1	4-5-11 Subpoena to Thomas	11
		Biddulph	
14			
	Exhibit 2		15
15		SkyWeyr Technologies	
16	Exhibit 3		18
17		SkyWeyr Technologies	
1/			1.0
18	Exhibit 4	6-4-98 Agreement between	19
10		SkyWeyr Technologies, Inc.,	
19		and BusinessBots, Inc., Bates	
20		No. PH00002520, "Confidential"	25
20	Exhibit 5	9-28-97 fax cover letter to Peter hart from Richard	25
21			
21		Friesen with attachment, Bates	
22		Nos. PH00001290-00001291, "Highly confidential -	
		Attorneys' Eyes Only"	
23		Accorneys Eyes only	
	Exhibit 6	3-5-98 Trading Game Design	28
24	EXHIDIC U	Document, Version 1.0, Bates	20
		Nos. PH0000001-00000553,	
25		"Confidential"	

TSG Reporting - Worldwide 877-702-9580

Highly Confidential Attorneys' Eyes Only

1		
		Page 116
1	running on the same virtual machine that we were	02:58
2	using at that period of time to know whether the	02:58
3	functionality was there.	02:58
4	Q. What machine environment would you have	02:58
5	been running it in?	02:58
6	A. Which virtual machine environment?	02:58
7	Q. Yeah.	02:59
8	A. I don't quite know what the question is.	02:59
9	Q. Well, I'm not sure I understand your	02:59
10	issue, and I'm trying to figure it out as we go	02:59
11	through here.	02:59
12	A. Okay.	02:59
13	Q. Was this software when you wrote it	02:59
14	designed to run on a PC that was operating under	02:59
15	Windows 98?	02:59
16	A. No. It was designed to run under Java,	02:59
17	and Java as a language, as an operating environment,	02:59
18	would run under Windows, would run on a Unix machine,	02:59
19	would run on Macintosh, would run whatever.	02:59
20	The physical hardware made no difference	02:59
21	as long as the environment was there and was	02:59
22	supported by Java, by the Java virtual machine.	02:59
23	Q. Okay. Can you minimize the priority field	03:00
24	of the whole of the IBC window?	03:00
25	A. Uh-huh (yes).	03:00
1		

TSG Reporting - Worldwide 877-702-9580

DOCKET

LARM

Α

Find authenticated court documents without watermarks at docketalarm.com.

DOCKET A L A R M



Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.