

1 UNITED STATES DISTRICT COURT  
 2 NORTHERN DISTRICT OF ILLINOIS  
 3 EASTERN DIVISION

4 TRADING TECHNOLOGIES INTERNATIONAL, )  
 INC., )  
 5 )  
 Plaintiff, )  
 6 )  
 v. ) No. 04 C 5312  
 7 )  
 eSPEED, INC., eSPEED INTERNATIONAL, )  
 8 LTD., ECCO LLC, and ECCOWARE, LTD., ) Chicago, Illinois  
 ) October 1, 2007  
 9 Defendants. ) 1:45 o'clock p.m.

10  
 11 VOLUME 14-B  
 TRIAL TRANSCRIPT OF PROCEEDINGS  
 12 BEFORE THE HONORABLE JAMES B. MORAN, and a JURY

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14:13:00 1 Mr. Perkins' testimony.

14:13:02 2 THE COURT: It is --

14:13:03 3 MR. SAMPSON: And it's outside the scope of  
14:13:05 4 the examination.

14:13:05 5 THE COURT: It's not something he knows  
14:13:07 6 about.

14:13:07 7 MR. SAMPSON: Thank you, your Honor.

14:13:12 8 BY MR. PERKINS:

14:13:12 9 Q. And you don't know if the Trade Pad was shown at  
14:13:16 10 that LIFFE ISV showcase?

14:13:18 11 A. There's no electronic evidence that I have in my  
14:13:20 12 possession from the defendants that shows that.

14:13:25 13 MR. PERKINS: No further questions.

14:13:27 14 THE COURT: Thank you, sir.

14:13:28 15 THE WITNESS: Thank you, your Honor.

14:13:48 16 (Witness leaves the stand.)

14:13:48 17 MS. KURCZ: Thank you. TT now calls as its  
14:13:51 18 next witness David Feltes. Mr. Feltes was a CEO of  
14:13:57 19 Marquette Partners, an international proprietary trading  
14:14:02 20 firm of futures traders.

14:14:04 21 Mr. Feltes will describe his reaction upon  
14:14:07 22 first seeing the MD Trader product in 2000 and the  
14:14:10 23 reaction of traders also at Marquette in that time frame  
14:14:14 24 and thereafter.

14:14:24 25 (Whereupon the videotape is played:)

14:14:24 1 Q. After your graduation from Washington University,  
14:14:29 2 can you just tell me a little bit about your work  
14:14:31 3 history?

14:14:32 4 A. Sure. I worked on the family farm for a while in  
14:14:37 5 West Chicago, Illinois, and then in July of 1994 began  
14:14:46 6 working for MJM Trading, which was associated with  
14:14:49 7 Marquette Partners. I did -- I clerked on the floor and  
14:14:56 8 then did system trading and programming upstairs  
14:15:01 9 concurrently.

14:15:03 10 In 1995, I began working half my time and half my  
14:15:12 11 salary was paid for by Marquette Partners in doing -- in  
14:15:17 12 working with their traders and their IT staff, basically  
14:15:22 13 doing trader support, as well as trading off the floor  
14:15:26 14 systems for them.

14:15:28 15 In 1996, I went full-time with Marquette in  
14:15:38 16 Marquette Electronic Brokerage, which was a brokerage  
14:15:42 17 unit that they had formed.

14:15:44 18 At that point I did the IT as well as brokering  
14:15:53 19 and clearing in the back office, as well as continuing  
14:15:57 20 doing trader support for Marquette, the main company.

14:16:03 21 In 1998, I began doing IT full-time for  
14:16:13 22 Marquette.

14:16:15 23 In September of '98, I came to Europe, to their  
14:16:19 24 Frankfurt offices, their Paris offices, and their London  
14:16:23 25 offices for about eight weeks.

14:16:26 1 And then it was decided that I would become  
14:16:29 2 general manager in IT for Marquette London in the  
14:16:32 3 consolidated offices in February of '99. So from  
14:16:38 4 February of '99 until 2000, I was the general manager.

14:16:45 5 Late 2000 I became the managing director in  
14:16:50 6 charge of IT for London as well as the management of  
14:16:56 7 London, as well as some other global responsibilities.

14:17:01 8 I remained in that role going back and forth to  
14:17:06 9 Chicago, as well as to Asia, for business development,  
14:17:09 10 ISVs, and macro business for Marquette.

14:17:15 11 In April of 2006, I was named CEO of Marquette  
14:17:23 12 Partners, and that's my current role today.

14:17:28 13 Q. Thank you.

14:17:29 14 Can you just tell me, briefly, over the period of  
14:17:35 15 your work experience, what kind of experience, if any,  
14:17:39 16 you had with trading?

14:17:42 17 A. I was a pit clerk for a top bond trader in the  
14:17:49 18 U.S. Treasury bonds. And then off the floor we would do  
14:17:53 19 system trading, which is essentially designing systems  
14:17:56 20 that would then -- on trade station software --  
14:18:00 21 writing -- coming up with the idea, writing the code,  
14:18:03 22 and then when that system would activate, we would then  
14:18:07 23 get on the phone and either phone to the floor or a  
14:18:13 24 broker, so basically phone trading.

14:18:15 25 There were other discretionary trading that was

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