

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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REUTERS TRANSACTION SERVICES :
LIMITED, :
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Plaintiff, :
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v. :
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BLOOMBERG L.P. :
 :
 :
Defendant. :
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Case No. 03 Civ. _____
**COMPLAINT AND
DEMAND FOR
JURY TRIAL**

Plaintiff Reuters Transaction Services Limited, (“Reuters”) by their attorneys Skadden, Arps, Slate, Meagher & Flom LLP for their complaint against Defendant Bloomberg L.P. (“Bloomberg”) allege upon knowledge with respect to their own acts, and upon information and belief as to other matters, as follows:

THE PARTIES

1. Plaintiff Reuters is a United Kingdom registered corporation having a headquarters at 85 Fleet Street, London, United Kingdom. Reuters is in the business of, among other things, designing, manufacturing, using and selling trading systems, including patented trading systems.

2. Defendant Bloomberg is a Delaware limited partnership with its principal place of business at 499 Park Avenue, New York, NY 10022.

JURISDICTION AND VENUE

3. This action arises under the patent laws of the United States, 35 U.S.C. §§ 101-376. This Court has jurisdiction of the claims asserted herein pursuant to 28 U.S.C. §§ 1331 and 1338(a).

4. This Court has *in personam* jurisdiction over Defendant because Bloomberg resides and conducts business within this judicial district and/or because Bloomberg has committed acts of patent infringement in this district.

5. Venue is proper in this Court under 28 U.S.C. §§ 1391(b) and (c) and § 1400(b) because Bloomberg resides and/or may be found in this district and/or it has committed acts of patent infringement and regularly does business in this district.

COUNT I

(Patent Infringement of United States Patent No. 5,924,082)

6. Reuters is the sole and exclusive owner of United States Patent No. 5,924,082 to David L. Silverman, William L. Donner, and Christopher J. Ordish (the “‘082 patent”). The ‘082 patent, entitled “Negotiated Matching System,” was duly and legally issued by the United States Patent and Trademark Office on July 13, 1999. A true and correct copy of the ‘082 patent is attached hereto as Exhibit A.

7. In violation of 35 U.S.C. § 271(a), Bloomberg has made, used, offered for sale and/or sold in the United States systems that infringe one or more claims of the ‘082 patent.

8. Bloomberg also has actively induced the infringement of, and/or contributed to the infringement of, one or more claims of the '082 patent in violation of 35 U.S.C. §§ 271(b) and (c).

9. The infringement of the '082 patent by Bloomberg has occurred with knowledge of the '082 patent and thus has been willful and wanton.

10. Reuters has suffered and will continue to suffer serious irreparable injury unless Bloomberg's infringement of the '082 patent is enjoined.

COUNT II

(Patent Infringement of United States Patent No. 5,924,083)

11. Reuters is the sole and exclusive owner of United States Patent No. 5,924,083 to David L. Silverman and Jack W. Hoffman (the "'083 patent"). The '083 patent, entitled "Distributed Matching System for Displaying a Book of Credit Filtered Bids and Offers," was duly and legally issued by the United States Patent and Trademark Office on July 13, 1999. A true and correct copy of the '083 patent is attached hereto as Exhibit B.

12. In violation of 35 U.S.C. § 271(a), Bloomberg has made, used, offered for sale and/or sold in the United States systems that infringe one or more claims of the '083 patent.

13. Bloomberg also has actively induced the infringement of, and/or contributed to the infringement of, one or more claims of the '083 patent in violation of 35 U.S.C. §§ 271(b) and (c).

14. The infringement of the '083 patent by Bloomberg has occurred with knowledge of the '083 patent and thus has been willful and wanton.

15. Reuters has suffered and will continue to suffer serious irreparable injury unless Bloomberg's infringement of the '083 patent is enjoined.

COUNT III

(Patent Infringement of United States Patent No. 6,260,025)

16. Reuters is the sole and exclusive owner of United States Patent No. 6,260,025 B1 to David L. Silverman and Jack W. Hoffman (the "'025 patent"). The '025 patent, entitled "Distributed Matching System for Displaying a Book of Credit Filtered Bids and Offers," was duly and legally issued by the United States Patent and Trademark Office on July 10, 2001. A true and correct copy of the '025 patent is attached hereto as Exhibit C.

17. In violation of 35 U.S.C. § 271(a), Bloomberg has made, used, offered for sale and/or sold in the United States a system that infringes one or more claims of the '025 patent.

18. Bloomberg also has actively induced the infringement of, and/or contributed to the infringement of, one or more claims of the '025 patent in violation of 35 U.S.C. §§ 271(b) and (c).

19. The infringement of the '025 patent by Bloomberg has occurred with knowledge of the '025 patent and thus has been willful and wanton.

20. Reuters has suffered and will continue to suffer serious irreparable injury unless Bloomberg's infringement of the '025 patent is enjoined.

PRAYER FOR RELIEF

WHEREFORE, Reuters respectfully requests that this Court enter judgment in its favor and against Bloomberg and grant the following relief:

A. A judgment that Bloomberg has infringed the '082, '083 and '025 patents in violation of 35 U.S.C. §§ 271 (a), (b) and (c);

B. A judgment that Bloomberg's infringement of the '082, '083 and '025 patents has been willful and wanton;

C. A preliminary and permanent injunction, pursuant to 35 U.S.C. § 283, enjoining Bloomberg, and all persons in active concert or participation with Bloomberg, from any further acts of infringement, inducement of infringement, or contributory infringement of the '082, '083 and '025 patents;

D. An order, pursuant to 35 U.S.C. § 284, awarding Reuters damages adequate to compensate Reuters for Bloomberg's infringement of the '082, '083 and '025 patents, in an amount to be determined at trial, but in no event less than a reasonable royalty;

E. An order, pursuant to 35 U.S.C. § 284, and based on Bloomberg's willful and wanton infringements of the '082, '083 and '025 patents, trebling all damages awarded to Reuters;

F. An order, pursuant to 35 U.S.C. § 284, awarding to Reuters interest on the damages and its costs incurred in this action;

G. An order, pursuant to 35 U.S.C. § 285, finding that this is an exceptional case and awarding to Reuters its reasonable attorneys' fees incurred in this action; and

H. Such other and further relief as this Court may deem just and proper.

A jury trial is demanded.

Dated: July 11, 2003

By: _____
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