

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

XEROX CORPORATION,)	
)	
Plaintiff-Counterclaim Defendant,)	
)	
v.)	C.A. No. 10-136-JJF-MPT
)	
GOOGLE INC., YAHOO! INC., RIGHT)	DEMAND FOR JURY TRIAL
MEDIA INC., RIGHT MEDIA LLC,)	
YOUTUBE, INC., and YOUTUBE, LLC,)	
)	
Defendants-Counterclaim Plaintiffs.)	

**XEROX CORPORATION’S ANSWER TO YAHOO! INC.’S
COUNTERCLAIMS FOR DECLARATORY JUDGMENT**

Xerox Corporation (“Xerox”) respectfully submits this Answer in response to the Declaratory Judgment Counterclaims of Yahoo! Inc. (“Yahoo”).

Parties

1. Xerox admits the allegations of paragraph 1.
2. Xerox admits the allegations of paragraph 2.

Jurisdiction and Venue

3. Xerox denies the allegations of paragraph 3, except states that Yahoo purports to bring an action under the patent laws of the United States, Title 35 of the United States Code, and the Declaratory Judgment provisions of §§ 2201 and 2202 of Title 28 of the United States Code. Xerox admits that the Court has subject matter jurisdiction under 28 U.S.C. §§ 1331, 1338(a) and the Declaratory Judgment Act.

4. Xerox admits the allegations of paragraph 4.

**COUNT I: Declaratory Judgment of Non-Infringement of
U.S. Patent No. 6,778,979 (the ’979 Patent)**

5. Xerox repeats its responses to paragraphs 1-4.

6. Xerox denies the allegations of paragraph 6.

**COUNT II: Declaratory Judgment of Non-Infringement of
U.S. Patent No. 6,236,994 (the '994 Patent)**

7. Xerox repeats its responses to paragraphs 1-6.
8. Xerox denies the allegations of paragraph 8.

**COUNT III: Declaratory Judgment of Invalidity of
U.S. Patent No. 6,778,979 (the '979 Patent)**

9. Xerox repeats its responses to paragraphs 1-8.
10. Xerox denies the allegations of paragraph 10.

**COUNT IV: Declaratory Judgment of Invalidity of
U.S. Patent No. 6,236,994 (the '994 Patent)**

11. Xerox repeats its responses to paragraphs 1-10.
12. Xerox denies the allegations of paragraph 12.

YAHOO'S PRAYER FOR RELIEF

Xerox denies that Yahoo is entitled to any relief.

ASHBY & GEDDES

/s/ Lauren E. Maguire

Lawrence C. Ashby (I.D. #468)
John G. Day (I.D. #2403)
Lauren E. Maguire (I.D. #4261)
500 Delaware Avenue, 8th Floor
P.O. Box 1150
Wilmington, DE 19899
(302) 654-1888
lashby@ashby-geddes.com
jday@ashby-geddes.com
lmaguire@ashby-geddes.com

Attorneys for Plaintiff Xerox Corporation

Of Counsel:

Richard J. Stark
Andrei Harasymiak
CRAVATH, SWAINE & MOORE LLP
Worldwide Plaza
825 Eighth Avenue
New York, NY 10019
(212) 474-1000
rstark@cravath.com
aharasymiak@cravath.com

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