

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

DATATREASURY CORP.,

Plaintiff,

v.

WELLS FARGO & CO., et al.,

Defendants.

Case No. 2:06-cv-00072DF

Judge Folsom

**NOTICE OF DEFENDANT, CITIZENS FINANCIAL GROUP, INC.,
RELATING TO DECISION NOT TO STIPULATE**

Now comes, Citizens Financial Group, Inc., by and through its counsel, and hereby provides Notice to the Court, pursuant to its Order dated October 25, 2006, Document #326, that Citizens Financial Group, Inc. will not sign the following stipulation:

The parties agree that the stay will be granted only on condition that [an individual defendant] agrees not to challenge United States Patent Numbers 5,910,988 and/or 6,032,137 based on any prior art printed publications that were considered in the reexamination process.

Dated: November 3, 2006

Respectfully submitted,

/s/ Claude E. Welch

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COUNSEL FOR CITIZENS FINANCIAL
GROUP, INC.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 3rd day of November, 2006 a true and accurate copy of the foregoing NOTICE OF DEFENDANT, CITIZENS FINANCIAL GROUP, INC., RELATING TO DECISION NOT TO STIPULATE was served upon all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF filing system per Local Rule CV-5(a)(3).

/s/ Claude E. Welch
Claude E. Welch