

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

DATATREASURY CORPORATION,)
)
Plaintiff,)
)
v.)
)
WELLS FARGO & COMPANY, et al.,)
)
Defendants.)
_____)

Case No. 2-06CV-72

NOTICE OF THE BANK OF NEW YORK COMPANY, INC. AND THE BANK OF NEW YORK'S SERVICE OF INVALIDITY CONTENTIONS

Defendants The Bank of New York Company, Inc. and The Bank of New York, by and through its counsel, hereby provide Notice to the Court, pursuant to the Second Amended Docket Control Order, dated January 29, 2007 (Docket #451), and local P.R.3-3, that its Invalidity Contentions were served upon plaintiff on February 5, 2007 via electronic mail pursuant to the written agreement of the parties.

Dated: February 6, 2007

Respectfully submitted,

/s/ Scott J. Pivnick
Raymond L. Sweigart (admitted pro hac vice)
Scott J. Pivnick (admitted pro hac vice)
PILLSBURY WINTHROP SHAW
PITTMAN LLP
1650 Tysons Blvd.
McLean, VA 22102-4859
T: (703) 770-7900
F: (703) 770-7901
raymond.sweigart@pillsburylaw.com
scott.pivnick@pillsburylaw.com

Jennifer Parker Ainsworth
Texas Bar No. 00784720
WILSON, SHEEHY, KNOWLES,
ROBERTSON & CORNELIUS, P.C.
909 ESE Loop 323
Suite 400
Tyler, Texas 75701
T: (903) 509-5000
F: (903) 509-5092
jainsworth@wilsonlawfirm.com

Richard Hogan
Texas Bar No. 09802010
PILLSBURY WINTHROP SHAW
PITTMAN LLP
2 Houston Center
909 Fannin Street, 22nd Floor
Houston, TX 77010
T: (713) 425-7327
F: (703) 425-7373
richard.hogan@pillsburylaw.com

*Attorneys for Defendants,
The Bank of New York Company, Inc. and The
Bank of New York*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on February 6, 2007, to all counsel of record via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ Gerri Carrenard