

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

DATATREASURY CORPORATION,

Plaintiff,

v.

WELLS FARGO & COMPANY, et al.

Defendants.

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CIVIL ACTION NO. 2:06-CV-72-DF

JURY TRIAL DEMANDED

**NOTICE OF COMPLIANCE BY DEFENDANTS FIRST-CITIZENS BANK & TRUST
COMPANY AND FIRST CITIZENS BANCSHARES, INC.**

Defendants First-Citizens Bank & Trust Company and First Citizens BancShares, Inc. by and through their attorney of record, hereby provide Notice to the Court, pursuant to Local Patent Rule 4-1(a), that their proposed terms and claim elements for construction were served upon Plaintiff on February 7, 2007.

Dated: February 9, 2007.

Respectfully submitted,

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ATTORNEYS FOR DEFENDANTS FIRST-
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FIRST CITIZENS BANCSHARES, INC.

CERTIFICATE OF SERVICE

I certify that on February 9, 2007, all counsel who are deemed to have consented to electronic service are being served with a copy of this document by the Court's Electronic Filing System, pursuant to Local Rule CV-5(a)(3)(A).

/s/ Larry D. Carlson
Larry D. Carlson