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

WIRELESS RECOGNITION TECHNOLOGIES, LLC,	§	
	§	
Plaintiff,	§	
	§	
v.	§	**C.A. No. 2:10-cv-00364-TJW-CE**
	§	
A9.COM, INC.,	§	
AMAZON.COM, INC.,	§	**JURY**
GOOGLE, INC.,	§	
NOKIA, INC.	§	
and	§	
RICOH INNOVATIONS, INC.	§	
	§	
Defendants.	§	

WIRELESS RECOGNITION TECHNOLOGIES' FIRST AMENDED ANSWER TO RICOH INNOVATIONS, INC.'S COUNTERCLAIMS

Plaintiff Wireless Recognition Technologies, LLC ("WRT") submits this Answer to the numbered paragraphs of Ricoh Innovations, Inc.'s ("Ricoh") Counterclaims (D.I. 28):

PARTIES

1. WRT admits the allegations of Paragraph 1 of the Counterclaims.

2. WRT admits the allegations of Paragraph 2 of the Counterclaims.

JURISDICTION AND VENUE

3. WRT admits the allegations of Paragraph 3 of the Counterclaims.

4. WRT admits the allegations of Paragraph 4 of the Counterclaims.

5. WRT admits the allegations of Paragraph 5 of the Counterclaims.

6. WRT denies the allegations of Paragraph 6 of the Counterclaims.

7. WRT denies the allegations of Paragraph 7 of the Counterclaims.

8. WRT admits the allegations of Paragraph 8 of the Counterclaims.

9. WRT admits the allegations of Paragraph 9 of the Counterclaims.

10. WRT admits the allegations of Paragraph 10 of the Counterclaims.

11. The first two sentences of Paragraph 11 of the Counterclaims are an improper reservation of rights to which no response is necessary. WRT admits that venue is appropriate in this district. WRT denies any remaining allegations in paragraph 11 of the Counterclaims.

FIRST COUNTERCLAIM
DECLARATORY JUDGMENT OF NONINFRINGEMENT FOR '287 PATENT

12. WRT realleges and incorporates by reference its responses to paragraphs 1 through 10 above.

13. WRT denies the allegations of Paragraph 13 of the Counterclaims.

14. WRT admits the allegations of Paragraph 14 of the Counterclaims.

15. WRT admits the allegations of Paragraph 15 of the Counterclaims.

16. WRT denies the allegations of Paragraph 16 of the Counterclaims.

SECOND COUNTERCLAIM
DECLARATORY JUDGMENT OF INVALIDITY FOR '287 PATENT

17. WRT realleges and incorporates by reference its responses to paragraphs 1 through 10 above.

18. WRT denies the allegations of Paragraph 18 of the Counterclaims.

19. WRT admits the allegations of Paragraph 19 of the Counterclaims.

20. WRT denies the allegations of Paragraph 20 of the Counterclaims.

JURY DEMAND

21. No response is necessary.

RESPONSE TO RICOH'S PRAYERS FOR RELIEF

WRT denies that Ricoh is entitled to any of the relief request in its Prayer for Relief.

WRT'S PRAYER FOR RELIEF

In addition to the relief requested in its Complaint, WRT respectfully requests a judgment against Ricoh:

A. That Ricoh take nothing by its Counterclaims;

B. That the Court award WRT all costs and attorneys' fees incurred in defending against Ricoh's Counterclaims; and

C. Any and all further relief that the Court deems just and proper.

Dated: December 9, 2010

Respectfully Submitted,

By: /s/ William E. Davis, III

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ATTORNEYS FOR PLAINTIFF WIRELESS RECOGNITION TECHNOLOGIES LLC

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Fed. R. Civ. P. 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email, on this the 9th day of December, 2010.

/s/ William E. Davis, III
William E. Davis, III