

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

**BEDROCK COMPUTER
TECHNOLOGIES LLC,**

Plaintiff,

v.

**SOFTLAYER TECHNOLOGIES, INC.,
et al.**

Defendants.

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CASE NO. 6:09-cv-269

Jury Trial Demanded

**PLAINTIFF'S REPLY TO DEFENDANT GOOGLE INC.'S ANSWER TO
BEDROCK'S SECOND AMENDED COMPLAINT, AFFIRMATIVE DEFENSES,
COUNTERCLAIMS, AND JURY DEMAND**

Plaintiff Bedrock Computer Technologies LLC ("Bedrock") files this Reply to Defendant Google Inc.'s ("Google") Answer to Bedrock's Second Amended Complaint, Affirmative Defenses, Counterclaims, and Jury Demand served on April 30, 2010 (Dkt. No. 200). All allegations not expressly admitted are denied. The first set of paragraphs marked 1-21 of Google's Answer do not require a response.

AFFIRMATIVE DEFENSES

1. Bedrock incorporates by reference the allegations in its Second Amended Complaint for Patent Infringement (Dkt. No. 191) in response to each and every of Google's Affirmative Defenses.

2. Bedrock denies the allegations contained within Google's First Affirmative Defense.

3. Bedrock denies the allegations contained within Google's Second Affirmative Defense.

4. Bedrock denies the allegations contained within Google's Third Affirmative Defense.

5. Bedrock denies the allegations contained within Google's Fourth Affirmative Defense.

6. Bedrock denies the allegations contained within Google's Fifth Affirmative Defense.

7. Bedrock denies the allegations contained within Google's Sixth Affirmative Defense.

8. Bedrock denies the allegations contained within Google's Seventh Affirmative Defense.

9. Bedrock denies the allegations contained within Google's Eighth Affirmative Defense.

10. Bedrock denies the allegations contained within Google's Ninth Affirmative Defense.

RESPONSE TO COUNTERCLAIMS

11. Bedrock incorporates by reference the allegations in its Second Amended Complaint for Patent Infringement (Dkt. No. 191) in response to each and every of Google's Counterclaims.

12. Bedrock admits the allegations of Paragraph 1 of the Counterclaims.

13. Bedrock admits the allegations of Paragraph 2 of the Counterclaims.

14. Bedrock admits that this Court has jurisdiction as alleged in Paragraph 3 of the Counterclaims but denies that Google is entitled to any relief requested.

15. Bedrock admits that venue for Google's counterclaims is proper in this district as alleged in Paragraph 4, but Bedrock denies that Google is entitled to any relief requested and also denies that the case should be transferred to the Northern District of California.

16. Bedrock admits the allegations of Paragraph 5 of the Counterclaims.

17. Bedrock admits that it asserts that Google infringes the '120 Patent and that an actual case or controversy exists between the parties.

18. Paragraph 7 of the Counterclaims does not require a response.

19. Bedrock admits the allegations of Paragraph 8 of the Counterclaims.

20. Bedrock admits that Google seeks a judicial declaration of noninfringement as described in Paragraph 9 of the Counterclaims but denies that Google is entitled to any relief requested.

21. Paragraph 10 of the Counterclaims does not require a response.

22. Bedrock admits the allegations of Paragraph 11 of the Counterclaims.

23. Bedrock admits that Google seeks a judicial declaration of invalidity as described in Paragraph 12 of the Counterclaims but denies that Google is entitled to any relief requested.

PRAYER FOR RELIEF

Bedrock incorporates by reference the Prayer for Relief set forth in Bedrock's Second Amended Complaint for Patent Infringement. Bedrock denies that Google is entitled to any relief.

DEMAND FOR JURY TRIAL

Bedrock respectfully demands a jury trial of all issues triable to a jury in this action.

DATED: May 24, 2010

Respectfully submitted,
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**ATTORNEYS FOR PLAINTIFF
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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 have consented to electronic service on May 24, 2010. Local Rule CV-5(a)(3)(A).

/s/ Jonathan R. Yim

Jonathan R. Yim