

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

**TRANSOCEAN OFFSHORE DEEPWATER
DRILLING INC.** §
§

Plaintiff, §

v. §

CASE NO: 4:08-cv-03287

**STENA DRILLING LIMITED, STENA
DRILLMAX LIMITED, STENA
DRILLMAX III LIMITED** §
§
§

JURY DEMANDED

Defendants. §
§

TRANSOCEAN’S AMENDED COMPLAINT

Transocean Offshore Deepwater Drilling Inc. (“Transocean”), for its original complaint of patent infringement against defendants Stena Drilling Limited, Stena Drillmax Limited, and Stena Drillmax III Limited (collectively “Stena”), alleges as follows:

The Parties

1. Plaintiff Transocean is a Delaware corporation having a place of business at 4 Greenway Plaza, Houston, Texas 77046.

2. On information and belief, Stena Drilling Limited is a foreign corporation with a place of business at 2727 Allen Parkway, 14th Floor, Houston, Texas 77019.

3. On information and belief, Stena Drillmax Limited is a foreign corporation conducting business in this district and may be served on its general agent Stena Drilling Limited at 2727 Allen Parkway, 14th Floor, Houston, Texas 77019.

4. On information and belief, Stena Drillmax III Limited is a foreign corporation conducting business in this district and may be served on its general agent Stena Drilling Limited at 2727 Allen Parkway, 14th Floor, Houston, Texas 77019.

Jurisdiction & Venue

5. This action arises under the patent statutes of the United States, 35 U.S.C. § 271 et seq. Accordingly, the Court has federal question jurisdiction over this matter under 28 U.S.C. §§ 1331 and 1338(a).

6. The court has personal jurisdiction over each of the Stena defendants.

7. Venue is properly within this district in accordance with 28 U.S.C. § 1391 (b) and (c) and § 1400 (b).

Facts and Background

The Transocean Patents

8. On April 11, 2000, United States Patent No. 6,047,781 (the “‘781 Patent”) was duly and legally issued for an invention in a Multi-Activity Offshore Exploration and/or Development Drilling Method and Apparatus. A copy of the ‘781 Patent is attached as Exhibit A and incorporated herein.

9. On May 2, 2000, United States Patent No. 6,056,071 (the “‘071 Patent”) was duly and legally issued for an invention in a Multi-Activity Offshore Exploration and/or Development Drilling Method and Apparatus. A copy of the ‘071 Patent is attached as Exhibit B and incorporated herein.

10. On May 30, 2000, United States Patent No. 6,068,069 (the “‘069 Patent”) was duly and legally issued for an invention in a Multi-Activity Offshore Exploration and/or Development Drilling Method and Apparatus. A copy of the ‘069 Patent is attached as Exhibit C and incorporated herein.

11. On July 11, 2000, United States Patent No. 6,085,851 (the “‘851 Patent”) was duly and legally issued for an invention in a Multi-Activity Offshore Exploration and/or Development Drill Method and Apparatus. A copy of the ‘851 Patent is attached as Exhibit D and incorporated herein.

12. Collectively, the above-mentioned patents are the Transocean patents. Transocean owns the Transocean patents by assignment dated March 9, 2004.

Stena Infringes the Transocean Patents

13. Stena has built and is continuing to build dual-activity drillships referred to as the Stena DrillMAX class of rigs. On information and belief, the design of the drillships are covered by apparatus claims of the Transocean patents.

14. In 2006, Stena Drillmax Limited contracted with Repsol Exploracion, SA to provide the Stena DrillMAX I for offshore drilling operations in the Gulf of Mexico.

15. On information and belief, Stena Drillmax Limited and Stena Drilling Limited are operating the Stena Drillmax I in the U.S. Gulf of Mexico.

16. In 2008, Stena Drillmax III Limited contracted with Hess Corporation to provide the Stena Drillmax III (also known as the Stena Forth) for offshore drilling operations under a five year contract in the Gulf of Mexico.

17. Transocean notified Stena of its infringing activities by letter dated June 7, 2007. In response, Stena has refused to alter its infringing activities.

Count 1: Patent Infringement

18. Stena infringes claims in the Transocean patents by directly or actively inducing the sale, importation and use of the Stena DrillMAX I and the sale of the Stena DrillMAX III.

19. On information and belief, Stena will continue to infringe the claims in the Transocean patents unless enjoined by this Court.

20. Transocean has been damaged and will continue to be damaged by Stena's infringing acts.

21. On information and belief, Stena was actually aware of the Transocean patents and willfully committed acts of infringement.

Jury Demand

22. Transocean demands a trial by jury on all issues.

Prayer for Relief

WHEREFORE, Transocean prays the Court to:

- (a) grant a permanent injunction against Stena's continued infringement;
- (b) award damages of not less than a reasonable royalty;
- (c) find that Stena's infringement has been willful and under 35 U.S.C. § 284 and increase such damages to three times the awarded amount;
- (d) award prejudgment and postjudgment interest;
- (e) find that this case is an exceptional case under 35 U.S.C. § 285 and award attorneys' fees;
- (f) award costs; and
- (g) grant all other relief to which Transocean is entitled.

Date: November 17, 2008

Respectfully submitted,

/s/Charles B. Walker, Jr.

Charles B. Walker, Jr.

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