

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

**TRANSOCEAN OFFSHORE DEEPWATER
DRILLING INC.**

Plaintiff,

v.

**GLOBALSANTAFE CORPORATION;
GLOBAL MARINE, INC.; GLOBAL
SANTA FE DRILLING COMPANY;
GLOBAL MARINE DRILLING COMPANY**

Defendants.

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CASE NO: H-03-2910

(JURY DEMANDED)

U.S. COURT
SOUTHERN DISTRICT
OF TEXAS
2004 DEC -2 AM 4:53

FILED

SECOND AMENDED COMPLAINT

1. Transocean Offshore Deepwater Drilling Inc. files this action for patent infringement, demanding a trial by jury.

The Parties

2. Plaintiff Transocean Offshore Deepwater Drilling Inc. ("Transocean") is a Delaware corporation having a place of business at 4 Greenway Plaza, Houston, Texas.

3. On information and belief, defendant GlobalSantaFe Corporation, is a Cayman Islands corporation having a place of business at 15375 Memorial Dr., Houston, Texas.

4. On information and belief, defendant Global Marine, Inc. is a Delaware corporation having a place of business at 15375 Memorial Dr., Houston, Texas.

5. On information and belief, defendant Global Santa Fe Drilling Company is a California corporation having a place of business at 15375 Memorial Dr., Houston, Texas.

6. On information and belief, defendant Global Marine Drilling Company is a California corporation having a place of business at 15375 Memorial Dr., Houston, Texas.

Jurisdiction & Venue

7. This action arises under the patent statutes of the United States, 35 U.S.C. § 271 et seq.

8. The Court has federal question jurisdiction over this matter under 28 U.S.C. §§ 1331 and 1338(a).

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

Facts and Background

10. 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. Since that date Transocean acquired and still is the owner of the ’781 Patent by duly executed and recorded assignment.

11. 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. Since that date Transocean acquired and still is the owner of the ’071 Patent by duly executed and recorded assignment.

12. 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. Since that date Transocean acquired and still is the owner of the ’069 Patent by duly executed and recorded assignment.

13. 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. Since that date Transocean acquired and still is the owner of the ’851 Patent by duly executed and recorded assignment.

14. Collectively, the above-mentioned patents are the Patents-in-Suit.

15. On or about the first week in June 2003, British Petroleum Amoco ("BP") received bids for its deep water oil field development project in the Gulf of Mexico. The project is called the Atlantis Project. Prequalification meetings and bid proposal meetings between BP and those bidding on the Atlantis Project were conducted in Houston, Texas. All bids were submitted to BP's Houston office.

16. On information and belief, Defendants submitted a bid on the Atlantis Project.

17. On information and belief, Defendants' Atlantis Project bid is for a dual activity structure, the Development Driller II, and a method for conducting dual activity operations.

18. On or about the first week of October 2004, BHP Billiton Petroleum (Americas) Inc. ("BHP") awarded a two year exploration and development drilling contract to GSF. The contract is for work in the Gulf of Mexico.

19. On information and belief, Defendant's contract with BHP is for a dual activity structure, the Development Driller I, and a method for conducting dual activity operations.

Patent Infringement

20. Plaintiff adopts and incorporates by reference the allegations set forth in the paragraphs 1-19.

21. On information and belief, Defendants infringed the claims in the Patents-in-Suit by offering for sale the use of a dual activity structure and a dual activity method within the Southern District of Texas for use in the U.S. Territorial waters over which this Court has personal and subject matter jurisdiction. Defendants will continue to infringe the claims in the Patents-in-Suit unless enjoined by this Court.

22. Transocean has been damaged and will continue to be damaged by Defendants' infringing acts. Defendants' future acts will continue unless enjoined by this Court.

Willfulness

23. Plaintiff adopts and incorporates by reference the allegations set forth in the paragraphs 1- 22.

24. On information and belief, Defendants were actually aware of Plaintiff's Patents-in-Suit prior to offering their infringing equipment and drilling program to BP and BHP. Defendants, therefore, have willfully infringed the Patents-in-Suit.

PRAYER FOR RELIEF

WHEREFORE, Transocean prays the Court to:

- (a) grant a permanent injunction against continued infringement;
- (b) award damages of Transocean's lost profits or in no case less than a reasonable royalty;
- (c) find that Defendants' infringement has been willful and under 35 U.S.C. § 284 increase such damages to three times the awarded amount;
- (d) award prejudgment and postjudgment interest;
- (d) find that this case is an exceptional case under 35 U.S.C. § 285 and award attorneys' fees;

- (e) award costs; and
- (f) grant all other relief to which Transocean is entitled.

Respectfully submitted,

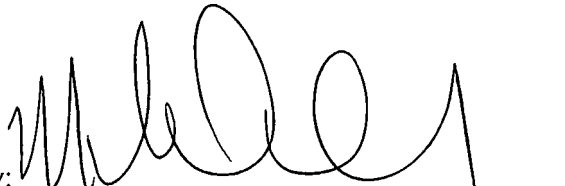


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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above Second Amended Complaint has been served by Certified Mail, Return Receipt Requested, this 2nd day of December, 2004.

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By: 
Michael S. McCoy