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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

ORACLE USA, INC., et al., Plaintiffs, v. SAP AG, et al., Defendants.	Case No. 07-CV-1658 PJH (EDL) **STIPULATION AND [~~PROPOSED~~] ORDER TO TEMPORARILY STAY EXECUTION OF JUDGMENT**

SAP AG, SAP America, Inc., and TomorrowNow, Inc. ("Defendants") and Oracle USA, Inc., Oracle International Corporation, and Siebel Systems, Inc. ("Plaintiffs," and together with Defendants, the "Parties") jointly submit this Stipulation and [Proposed] Order to temporarily stay execution of judgment.

WHEREAS, the parties filed a joint, proposed form of judgment in the above-captioned matter on February 1, 2011;

WHEREAS, Rule 62(a) of the Federal Rules of Civil Procedure provides that "no execution may issue on a judgment, nor may proceedings be taken to enforce it, until 14 days have passed after its entry," Fed. R. Civ. P. 62(a); and,

WHEREAS, the Parties may require more than 14 days to negotiate an appropriate security for the judgment.

NOW, THEREFORE, IT IS HEREBY STIPULATED by the Parties, through their respective counsel of record, that no execution may issue on the judgment, nor may proceedings be taken to enforce it, until 21 days have passed after its entry.

IT IS SO STIPULATED.

Dated: February 2, 2011

JONES DAY

By: /s/ Tharan Gregory Lanier
Tharan Gregory Lanier

Counsel for Defendants
SAP AG, SAP AMERICA, INC., and
TOMORROWNOW, INC.

In accordance with General Order No. 45, Rule X, the above signatory attests that concurrence in the filing of this document has been obtained from the signatory below.

Dated: February 2, 2011

Bingham McCutchen LLP

By: /s/ Geoffrey M. Howard
Geoffrey M. Howard
Attorneys for Plaintiffs
ORACLE USA, INC., ORACLE
INTERNATIONAL CORPORATION, and
SIEBEL SYSTEMS, INC.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 2/3/11

By: _____
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