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17 Attorneys for Defendants
SAP AG, SAP AMERICA, INC., and
18 TOMORROWNOW, INC.

19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 SAN FRANCISCO DIVISION

22 ORACLE USA, INC., *et al.*,
23 Plaintiffs,
24 v.
25 SAP AG, *et al.*,
26 Defendants.

Case No. 07-CV-1658 PJH (EDL)

**[PROPOSED] ORDER GRANTING
DEFENDANTS' ADMINISTRATIVE
MOTION TO PERMIT
DEFENDANTS TO FILE UNDER
SEAL DOCUMENTS SUPPORTING
DEFENDANTS' MOTION FOR
SANCTIONS AND MOTION TO
COMPEL**

1 Having considered Defendants’ Administrative Motion to Permit Defendants to File
2 Under Seal Documents Supporting Defendants’ Motion for Sanctions Pursuant to Fed. R. Civ. P.
3 37(c) and 16(f) (“Motion for Sanctions”) and Defendants’ Motion to Compel Production of
4 Financial Information of Plaintiffs (“Motion to Compel”), the supporting declaration of Elaine
5 Wallace, the Stipulation to Permit Defendants to File Under Seal, and the following materials that
6 were lodged with the Court on July 14, 2009:

- 7 1. Portions of Defendants’ Motion for Sanctions;
- 8 2. Exhibits D, J, K, L, P and Q to the Declaration of Elaine Wallace in Support of
9 Defendants’ Motion for Sanctions Pursuant to Fed. R. Civ. P. 37(c) and 16(f) with;
- 10 3. Portions of the Declaration of Stephen K. Clarke in Support of Defendants’ Motion for
11 Sanctions Pursuant to Fed. R. Civ. P. 37(c) and 16(f);
- 12 4. Portions of Defendants’ Motion to Compel; and
- 13 5. Exhibits 6, 7, 8, 9, 10, 11 and 19 to the Declaration of Jason McDonell in Support of
14 Defendants’ Motion to Compel Production of Financial Information of Plaintiffs.

15 IT IS HEREBY ORDERED THAT: Defendants’ motion is GRANTED. The Clerk of the
16 Court shall file under seal the above listed materials in support of Defendants’ Motion for
17 Sanctions and a Protective Order.

18 SO ORDERED:

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20 DATED: _____

By: _____
Elizabeth D. Laporte
United States Magistrate Judge

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