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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 CORPORATION, et al.,
23 Plaintiffs,
24 v.
25 SAP AG, et al.,
26 Defendants.

Case No. 07-CV-1658 PJH

**REPLY DECLARATION OF JASON
McDONELL IN SUPPORT OF
DEFENDANTS' MOTION TO COMPEL
PRODUCTION OF FINANCIAL
INFORMATION OF PLAINTIFFS**

EX. 8 REDACTED

Date: August 18, 2009
Time: 2:00 p.m.
Courtroom: E, 15th Floor
Judge: Hon. Elizabeth D. Laporte

1 I, JASON McDONELL, declare:

2 I am partner with the law firm of Jones Day and counsel for defendants in the above-
3 captioned matter. I make this declaration based on personal knowledge and, if called upon to do
4 so, could testify competently thereto.

5 1. Attached hereto as **Exhibit 1** is a true copy of an August 4, 2009 email from Holly
6 House to me.

7 2. Attached hereto as **Exhibit 2** is a true copy of excerpts from Defendants' Motion
8 to Compel No. 1 letter brief to Judge Legge.

9 3. Attached hereto as **Exhibit 3** is a true copy of excerpts from Oracle's Opposition
10 to Defendants' Motion to Compel No. 1 letter brief to Judge Legge

11 4. Attached hereto as **Exhibit 4** is a true copy of excerpts from my October 9, 2008
12 letter to Zachary Alinder.

13 5. Attached hereto as **Exhibit 5** is a true copy of the cover page and page 66 from a
14 transcript of the October 10, 2008 Discovery Conference.

15 6. Attached hereto as **Exhibit 6** is a true copy of the cover page and pages 56-58
16 from a transcript of the January 8, 2009 Discovery Conference.

17 7. Attached hereto as **Exhibit 7** is a true copy of a January 13, 2009 email from
18 Zachary Alinder.

19 8. Attached hereto as **Exhibit 8** is a true copy of Plaintiffs' Second Supplemental
20 Responses and Objections to Defendants' "Second" and "Third" Targeted Search Requests.

21 9. Attached hereto as **Exhibit 9** is a true copy of the cover page and page 166 from
22 the transcript of the deposition of Ms. Kishore.

23 I declare under penalty of perjury under the laws of the United States and the State of
24 California that the foregoing is true and correct.

25 Executed this 4th day of August 2009 in San Francisco, California.

26

27

28

/S/ Jason McDonell

Jason McDonell