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18 TOMORROWNOW, INC.

19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 OAKLAND 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)

**DEFENDANTS' ADMINISTRATIVE
MOTION TO PERMIT
DEFENDANTS TO FILE UNDER
SEAL PLAINTIFFS' INFORMATION
SUPPORTING DEFENDANTS'
REPLY TO PLAINTIFFS'
OPPOSITION TO DEFENDANTS'
MOTION FOR PARTIAL SUMMARY
JUDGMENT**

1 Pursuant to Local Rules 7-11(a) and 79-5(c), Plaintiffs Oracle USA, Inc., Oracle
2 International Corporation, Oracle EMEA Limited and Siebel Systems, Inc. (“Plaintiffs”) and
3 Defendants SAP AG, SAP America, Inc. and TomorrowNow, Inc. (“Defendants,” and together
4 with Plaintiffs, the “Parties”) request that the Court order the Clerk of the Court to file under seal,
5 at Plaintiffs’ request, portions of Defendants’ Reply to Plaintiffs’ Opposition to Defendants’
6 Motion for Partial Summary Judgment Regarding Plaintiffs’ Hypothetical License Damages
7 Claim (“Reply”), which Defendants lodged with the Court on October 7, 2009.

8 The requested relief sought is necessary and narrowly tailored to protect the alleged
9 confidentiality of the content of Plaintiffs’ documents put at issue by the Reply. This request is
10 supported by the Stipulation and Declaration of Tharan Gregory Lanier in support of Defendants’
11 Administrative Motion to File Under Seal attached.

12 Pursuant to Local Rule 79-5, a proposed order and stipulation accompanies this request to
13 file portions of the Reply under seal.

14 DATED: October 7, 2009

JONES DAY

15
16 By: /s/ Tharan Gregory Lanier
17 Tharan Gregory Lanier

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