

1 Robert A. Mittelstaedt (SBN 060359)
Jason McDonell (SBN 115084)
2 Elaine Wallace (SBN 197882)
JONES DAY
3 555 California Street, 26th Floor
San Francisco, CA 94104
4 Telephone: (415) 626-3939
Facsimile: (415) 875-5700
5 ramittelstaedt@jonesday.com
jmcdonell@jonesday.com
6 ewallace@jonesday.com

7 Tharan Gregory Lanier (SBN 138784)
Jane L. Froyd (SBN 220776)
8 JONES DAY
1755 Embarcadero Road
9 Palo Alto, CA 94303
Telephone: (650) 739-3939
10 Facsimile: (650) 739-3900
tglanier@jonesday.com
11 jfroyd@jonesday.com

12 Scott W. Cowan (Admitted *Pro Hac Vice*)
Joshua L. Fuchs (Admitted *Pro Hac Vice*)
13 JONES DAY
717 Texas, Suite 3300
14 Houston, TX 77002
Telephone: (832) 239-3939
15 Facsimile: (832) 239-3600
swcowan@jonesday.com
16 jlfuchs@jonesday.com

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

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA; OAKLAND DIVISION

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

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

**[PROPOSED] ORDER GRANTING PLAINTIFFS'
ADMINISTRATIVE MOTION TO PERMIT PLAINTIFFS
TO FILE UNDER SEAL DEFENDANTS'
INFORMATION SUPPORTING PLAINTIFFS' MOTION
TO MODIFY THE PROTECTIVE ORDER AND TO
COMPEL DEPOSITION TESTIMONY AND FURTHER
26 RESPONSES TO REQUESTS FOR ADMISSIONS**

27 Date: N/A
Time: N/A
Courtroom: E, 15th Floor
28 Judge: Hon. Elizabeth D. Laporte

1 Pending before this Court is Plaintiffs’ Administrative Motion to Permit Plaintiffs to File
 2 Under Seal Defendants’ Information Supporting Plaintiffs’ Motion to Modify the Protective
 3 Order and to Compel Deposition Testimony and Further Responses to Requests for Admissions
 4 (D.I. 575, and hereafter “Motion to Seal”). Through the Motion to Seal and supporting
 5 documentation, Plaintiffs Oracle USA, Inc., Oracle International Corporation, Oracle EMEA
 6 Limited, and Siebel Systems, Inc. (collectively, “Oracle”), together with SAP AG, SAP America,
 7 Inc., and TomorrowNow, Inc. (collectively, “Defendants,” and with Oracle, the “Parties”),
 8 request an Order sealing certain information contained in Plaintiffs’ Motion to Modify the
 9 Protective Order and to Compel Deposition Testimony and Further Responses to Requests for
 10 Admissions.

11 Having considered Plaintiffs’ Motion to Seal and the documents filed in support, IT IS
 12 HEREBY ORDERED THAT: Plaintiffs’ Motion to Seal is GRANTED. The Clerk of the Court
 13 shall file under seal the unredacted versions of the following documents that were lodged with the
 14 Court on December 11, 2009: Exhibit T to the Declaration of Chad Russell in Support of Oracle’s
 15 Motion to Modify the Protective Order and to Compel Deposition Testimony and Further
 16 Responses to Requests for Admissions.

17
 18 DATED: _____, 2009

 Hon. Elizabeth D. Laporte
 United States Magistrate Judge

19
 20
 21
 22
 23
 24
 25
 26
 27
 28