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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; 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)

**DECLARATION OF JOHN YOURI IN SUPPORT OF
DEFENDANTS' RESPONSE TO 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
RESPONSES TO REQUESTS FOR ADMISSIONS**

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

1 I, JOHN YOURI, declare:

2 I am a Senior Director of Global Field Services in the Product Portfolio Management and
3 Sales group at SAP AG, one of the Defendants in this case. I make this declaration based on
4 personal knowledge and, if called upon to do so, could testify competently thereto.

5 1. I am familiar with the information contained in Exhibit T to the Declaration of
6 Chad Russell in Support of Oracle's Motion to Modify the Protective Order and to Compel
7 Deposition Testimony and Further Responses to Requests for Admissions ("Exhibit T"). Exhibit
8 T is a document with a series of slides in a Microsoft PowerPoint document, and I helped prepare
9 those slides. A number of the slides reference and describe SAP's standard license agreements
10 with its customers, the terms of which are non-public, and strategies SAP adopts when
11 negotiating those terms. Public release of this information could adversely effect SAP's future
12 bargaining position with customers and provide competitive advantage to SAP's business
13 competitors. Because of the competitively sensitive information contained in the document, the
14 disclosure of it could likely cause competitive and business injury.

15 I declare under penalty of perjury under the laws of the United States and the State of
16 California that the foregoing is true and correct. Executed this _____ day of December 2009 in
17 Palo Alto, California.

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John Youri

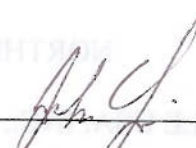
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I declare under penalty of perjury under the laws of the United States and the State of California that the foregoing is true and correct. Executed this 15th day of December 2009 in Palo Alto, California.



John Youri