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17 Attorneys for Defendants
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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' DOCUMENTS
SUPPORTING REPLY IN SUPPORT
OF 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: (1) portions of the Reply in Support of Defendants’ Motion for Partial
6 Summary Judgment (“Defendants’ Reply”) and (2) portions of Exhibit 5 to the Declaration of
7 Tharan Gregory Lanier in Support of Defendants’ Reply (“Lanier Reply Declaration”), which
8 Defendants lodged with the Court on April 14, 2010.

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

13 Pursuant to Local Rule 79-5, a proposed order and stipulation accompanies this request to
14 file portions of Defendants’ Reply, as well as portions of Exhibit 5 in support thereof, under seal.

15 DATED: April 14, 2010

JONES DAY

17 By: /s/ Tharan Gregory Lanier
18 Tharan Gregory Lanier

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