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SAP AG, SAP AMERICA, INC., and  
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' DOCUMENT IN  
SUPPORT OF DEFENDANTS'  
MOTIONS IN LIMINE**

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 Exhibit K to the Declaration of Jason McDonell in Support of  
6 Defendants’ Motions in Limine (“Exhibit K”), which Defendants will lodge with the Court on  
7 August 6, 2010.

8 The requested relief sought is necessary and narrowly tailored to protect the alleged  
9 confidentiality of the content of Plaintiffs’ document put at issue by Defendants’ Motions in  
10 Limine. This request is supported by the Stipulation and Declaration of Jason McDonell in  
11 support of Defendants’ Administrative Motion to File Under Seal.

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

14 DATED: August 5, 2010

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.