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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)

**[PROPOSED] ORDER GRANTING  
DEFENDANTS' ADMINISTRATIVE  
MOTION TO PERMIT DEFENDANTS  
TO FILE UNDER SEAL PLAINTIFFS'  
DOCUMENTS IN SUPPORT OF  
DEFENDANTS' DAUBERT MOTIONS  
AND OPPOSITIONS TO PLAINTIFFS'  
MOTIONS IN LIMINE**

1 Having considered (1) Defendants' Administrative Motion to File Under Seal Plaintiffs'  
2 Documents in Support of Defendants' *Daubert* Motions and Oppositions to Plaintiffs' Motions in  
3 Limine; (2) Declaration of Tharan Gregory Lanier in Support of Defendants' Administrative  
4 Motion to File Under Seal; (3) Stipulation to Permit Defendants to File Under Seal; (4)  
5 Defendants' Motion to Exclude Expert Testimony of Paul K. Meyer, (5) Exhibits 1, 3, 5, 6, and  
6 20 to the Declaration of Elaine Wallace in Support of Defendants' Motion to Exclude Expert  
7 Testimony of Paul K. Meyer ("Wallace Decl."), (6) Defendants' Oppositions to Plaintiffs'  
8 Motions in Limine, and (7) Exhibits 13, 21, 22, 23, and 31 to the Declaration of Tharan Gregory  
9 Lanier in Support of Defendants' Oppositions to Plaintiffs' Motions in Limine ("Lanier Decl."),  
10 all of which were lodged with the Court on August 20, 2010:

11 IT IS HEREBY ORDERED THAT: Defendants' motion is GRANTED. The Clerk of the  
12 Court shall file under seal the following documents and portions of documents:

- 13 • Portions of Defendants' Motion to Exclude Expert Testimony of Paul K. Meyer:  
14 portions of 4:14-15 and 10:19-12;
- 15 • Portions of Exhibit 1 to the Wallace Decl.;
- 16 • Portions of Exhibit 3 to the Wallace Decl.;
- 17 • Exhibit 5 to the Wallace Decl.;
- 18 • Exhibit 6 to the Wallace Decl.;
- 19 • Portions of Exhibit 20 to the Wallace Decl.;
- 20 • Portions of Defendants' Oppositions to Plaintiffs' Motions in Limine: portions of  
21 19:16-17;
- 22 • Portions of Exhibit 13 to the Lanier Decl.;
- 23 • Portions of Exhibit 21 to the Lanier Decl.;
- 24 • Portions of Exhibit 22 to the Lanier Decl.;
- 25 • Portions of Exhibit 23 to the Lanier Decl.; and
- 26 • Exhibit 31 to the Lanier Decl.

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DATED: \_\_\_\_\_

By: \_\_\_\_\_  
Hon. Phyllis J. Hamilton