

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

**CIVIL MINUTES**

**Date: October 28, 2010** (15 minutes)

**JUDGE: Phyllis J. Hamilton**

**Case No: C-07-1658 PJH**

**Case Name: Oracle USA, INC., et al. V. SAP AG, et al.,**

**Attorney(s) for Plaintiff: Donn Pickett, Geoffrey Howard, Steven Holtzman, Fred Norton**

**Attorney(s) for Defendant: Tharan Lanier, Robert Middlestaedt**

**Deputy Clerk: Nichole Heuerman**

**Court Reporter: telephonic - not recorded**

**PROCEEDINGS**

Status conference:

1. SAP will stipulate to liability for contributory copyright infringement leaving only damages issues for trial. Therefore, evidence and argument on contributory infringement will be excluded from trial unless admissible on the issue of damages of for context. In view of the stipulation, trial time will be decreased from 36 hours to 30 hours per side. Oracle's request to delay start date of trial is denied. Trial will commence on Monday November 1, 2010 with jury selection on Monday and opening statements on Tuesday.
2. SAP's administrative motion for an order regarding counsels' extrajudicial communications is denied.
3. The parties shall advise the court which of the deposition designation disputes is moot in light of SAP's stipulation to liability for contributory infringement by noon on October 29, 2010.