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23	G. M.D. A	
24	ORACLE USA, INC., et al.,	Case No. 07-CV-1658 PJH (EDL)
25	Plaintiffs,	STIPULATION AND [PROPOSED]
26	V.	ORDER REGARDING THE
۷٥	SAP AG, et al.,	UNSEALING OF TRIAL TRANSCRIPTS FOR USE BY THE
27		PARTIES
28	Defendants.	
		O N 05 ON 1650 BW (EDI)
	1	Case No. 07-CV-1658 PJH (EDL)

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1 Pursuant to Local Rule 7-12, Plaintiffs Oracle USA, Inc., Oracle International Corporation 2 and Siebel Systems, Inc. and Defendants SAP AG, SAP America, Inc. and TomorrowNow, Inc. 3 (together with Oracle, the "Parties") jointly submit this Stipulation and [Proposed] Order 4 regarding the unsealing of trial transcripts for use by the Parties. 5 WHEREAS certain portions of the trial transcript have been sealed by the Court; WHEREAS the Parties may need to refer to these sealed portions of the transcript in order 6 7 to submit briefs to the Court either during or after trial; and, 8 WHEREAS the Parties request that these sealed portions of the transcript remain sealed as 9 to all members of the public until the entry of final judgment in this case. 10 NOW, THEREFORE, THE PARTIES HEREBY STIPULATE AND AGREE, through their respective counsel of record, as follows: 11 12 1. That the sealed portions of the trial transcripts may be unsealed as to the Parties, 13 and delivered to them by the Court Reporter; and, 14 2. That the sealed portions of the trial transcripts remain sealed as to all members of 15 the public until the entry of final judgment in this case. 16 IT IS SO STIPULATED. 17 DATED: November 10, 2010 BINGHAM McCUTCHEN LLP 18 By: /s/ Geoffrey M. Howard 19 Geoffrey M. Howard Attorneys for Plaintiffs 20 Oracle USA, Inc., Oracle International Corporation and Siebel Systems, Inc. 21 In accordance with General Order No. 45, Rule X, the above signatory attests that 22 concurrence in the filing of this document has been obtained from the signatory below. 23 DATED: November 10, 2010 JONES DAY 24 /s/ Tharan Gregory Lanier By: 25 Tharan Gregory Lanier 26 Attorneys for Defendants SAP AG, SAP America, Inc., and 27 TomorrowNow, Inc. 28

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## PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: November 12, 2010



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