

EXHIBIT 3

TEXT REMOVED - NOT RELEVANT TO MOTION

| | | | | | | |
|----|-----------------------|-------------------------------|----------|---|----------|--|
| 44 | 261:18 -261:21 | Kagermann, Henning 2008 09 26 | 00 00 14 | 00 02 25 | 00 04 39 | |
| | | 261:18 | Q. | Was there any discussion by the SAP | | |
| | | 261:19 | | board regarding the issue of how TomorrowNow | | |
| | | 261:20 | | gets access to PeopleSoft software prior to the | | |
| | | 261:21 | | decision to buy TomorrowNow? | | |

| | | | | | |
|----|-----------------------|-------------------------------|----------|------------------------------|----------|
| 45 | 261:22 -261:23 | Kagermann, Henning 2008-09-26 | 00:00:05 | 00:02:39 | 00:04:25 |
| | | 261:22 | A. | That's possible. | |
| | | 261:23 | Q. | Was there such a discussion? | |

| | | | | | |
|----|-----------------------|-------------------------------|----------|--------------|----------|
| 46 | 261:24 -261:24 | Kagermann, Henning 2008-09-26 | 00:00:02 | 00:02:44 | 00:04:20 |
| | | 261:24 | A. | I assume so. | |

| | | | | | |
|----|-----------------------|-------------------------------|----------|--------------------------------|----------|
| 47 | 261:25 -261:25 | Kagermann, Henning 2008-09-26 | 00:00:01 | 00:02:46 | 00:04:18 |
| | | 261:25 | Q. | What do you remember about it? | |

| | | | | | |
|----|---------------------|-------------------------------|----------|--------------------|----------|
| 48 | 262:4 -262:4 | Kagermann, Henning 2008-09-26 | 00:00:04 | 00:02:47 | 00:04:17 |
| | | 262:4 | A. | I don't recall it. | |

| | | | | | |
|----|-----------------------|-------------------------------|----------|---|----------|
| 49 | 262:13 -262:14 | Kagermann, Henning 2008-09-26 | 00:00:07 | 00:02:51 | 00:04:13 |
| | | 262:13 | Q. | Now, obviously, the board did | |
| | | 262:14 | | approve the acquisition of TomorrowNow? | |

| | | | | | |
|----|-----------------------|-------------------------------|----------|---|----------|
| 50 | 262:15 -262:18 | Kagermann, Henning 2008-09-26 | 00:00:12 | 00:02:58 | 00:04:06 |
| | | 262:15 | A. | Yes. | |
| | | 262:16 | Q. | When it did so, did you consider | |
| | | 262:17 | | that there were outstanding risks relating to | |
| | | 262:18 | | TomorrowNow's access to PeopleSoft software? | |

| | | | | | |
|----|-----------------------|-------------------------------|----------|-----------------------|----------|
| 51 | 262:19 -262:19 | Kagermann, Henning 2008-09-26 | 00:00:04 | 00:03:10 | 00:03:54 |
| | | 262:19 | A. | We did discuss risks. | |

TEXT REMOVED - NOT RELEVANT TO MOTION

TEXT REMOVED - NOT RELEVANT TO MOTION

| | | | | | | |
|----|----------------------------------|-------------------------------|--|----------|----------|----------|
| 56 | 304:21 -304:25 | Kagermann, Henning 2008-09-26 | 00:00:20 | 00:04:08 | 00:02:56 | |
| | Link > 19.7.5 | 304:21 | Is it fair to say that the risk of | | | (Edited) |
| | | 304:22 | legal action by Oracle to TomorrowNow's access | | | |
| | | 304:23 | rights to PeopleSoft software was nevertheless a | | | |
| | | 304:24 | risk that SAP knowingly undertook when it | | | |
| | | 304:25 | decided to buy TomorrowNow? | | | |

| | | | | | | |
|----|---------------------|-------------------------------|------------------------|----------|----------|--|
| 57 | 305:2 -305:2 | Kagermann, Henning 2008-09-26 | 00:00:03 | 00:04:28 | 00:02:36 | |
| | | 305:2 | A. Yes. It was a risk. | | | |

TEXT REMOVED - NOT RELEVANT TO MOTION