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22 UNITED STATES DISTRICT COURT
 23 NORTHERN DISTRICT OF CALIFORNIA
 24 OAKLAND DIVISION

24 ORACLE USA, INC., *et al.*,
 25 Plaintiffs,
 26 v.
 27 SAP AG, *et al.*,
 28 Defendants.

No. 07-CV-01658 PJH (EDL)

**DECLARATION OF BREE HANN IN
 SUPPORT OF ORACLE’S CONDITIONAL
 MOTION FOR NEW TRIAL**

1 I, Bree Hann, declare that I am an attorney licensed to practice law in the State of
2 California and am a partner at Bingham McCutchen LLP, counsel of record for plaintiffs Oracle
3 USA, Inc., Oracle International Corporation, and Siebel Systems, Inc. (“Oracle” or “Plaintiffs”).
4 I have personal knowledge of the facts stated below and could testify competently to them if
5 required.

6 1. Attached as **Exhibit A** are true and correct copies of portions of the trial
7 transcript in this matter. Any highlighting has been added to further assist the Court in
8 identifying the information relevant to Oracle’s motion. The following portions of the trial
9 transcript comprise Exhibit A:

Date	Trial Transcript Pages	Description of Event
11/01/10	257-260	Discussion Regarding Objections to Opening Statements, Including to Saved Development Costs
11/02/10	398-401	Defendants’ Opening Statement
11/08/10	814-829	Discussion Regarding Objections to Up-Sell/Cross-Sell Evidence
11/08/10	846-849, 858-861	Direct Examination of Safra Catz Regarding Oracle’s PeopleSoft and Siebel Acquisitions
11/16/10	1528-1539	Direct Examination of Stephen Clarke Regarding His Background and Qualifications
11/16/10	1548-1551	Direct Examination of Stephen Clarke Regarding Paul Meyer’s Opinions
11/16/10	1572-1575, 1584-1587	Direct Examination of Stephen Clarke Regarding His Reasonable Royalty Opinions
11/16/10	1588-1596	Oracle’s Objection to and Side-Bar Discussion Regarding Stephen Clarke’s Testimony
11/16/10	1597-1611	Direct Examination of Stephen Clarke Regarding His Lost Profits Opinions
11/19/10	1952-1959	Discussion Regarding Infringer’s Profits Jury Instruction
11/22/10	2022-2025	Discussion Regarding Special Verdict Form
11/22/10	2130-2141, 2162-2169	Defendants’ Closing Statement
11/22/10	2214-2217	Jury Instruction Regarding Damages

25 2. Attached as **Exhibit B** is a true and correct copy of excerpts of Plaintiffs’
26 Trial Exhibit 614, admitted into evidence on November 8, 2010. Attached Exhibit B includes the
27 first page of the copy marked as Plaintiffs’ Trial Exhibit 614, and the fifth page from a more
28 legible version of the same document printed from the native file.

