

EXHIBIT E

298:25 distraction."

299:1

(Edited)

299:2 Do you agree that that's an

299:3 opportunity related to the TomorrowNow

299:4 acquisition?

55 **299:5 -299:5** Kagermann, Henning 2008-09-26 00:00:02 00:04:06 00:02:58

299:5 A. Yes.

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

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?

(Edited)

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.

58 **306:2 -306:6** Kagermann, Henning 2008-09-26 00:00:14 00:04:31 00:02:33

306:2 Q. Yes. You -- at the time that you

306:3 participated in the decision to approve the

306:4 acquisition of TomorrowNow, were you,

306:5 personally, confident that TomorrowNow's access

306:6 to PeopleSoft software was legal?

59 **306:9 -306:10** Kagermann, Henning 2008-09-26 00:00:05 00:04:45 00:02:19

306:9 A. I assume so. Yes.

306:10 Q. Do you recall?

60 **306:11 -306:11** Kagermann, Henning 2008-09-26 00:00:02 00:04:50 00:02:14

[Link > Hide](#)

306:11 A. No.

61 **317:21 -317:24** Kagermann, Henning 2008-09-26 00:00:12 00:04:52 00:02:12

317:21 Q. Now, here there was some urgency

317:22 because SAP wanted to announce this acquisition

317:23 on the 19th, the day after Oracle's conference

317:24 call. Is that correct?

62 **317:25 -317:25** Kagermann, Henning 2008-09-26 00:00:08 00:05:04 00:02:00

317:25 A. There probably wasn't too much time.

63 **344:13 -344:15** Kagermann, Henning 2008-09-26 00:00:05 00:05:12 00:01:52

344:13 Q. Is there anything that you would do

344:14 differently if you had the chance to do the

344:15 acquisition again?

64 **344:16 -344:17** Kagermann, Henning 2008-09-26 00:00:08 00:05:17 00:01:47

344:16 A. Do you mean knowing what I know now?

344:17 Q. Yes.

65 **344:18 -344:19** Kagermann, Henning 2008-09-26 00:00:03 00:05:25 00:01:39