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17 Attorneys for Defendants
 SAP AG, SAP AMERICA, INC., and
 18 TOMORROWNOW, INC.

19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA
 21 OAKLAND DIVISION

23 ORACLE USA, INC., et al.,

24 Plaintiffs,

25 v.

26 SAP AG, et al.,

27 Defendants.
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Case No. 07-CV-1658 PJH (EDL)

**DECLARATION OF JANE L. FROYD IN
 SUPPORT OF DEFENDANTS'
 OPPOSITION TO AMENDED MOTION
 FOR LEAVE TO INTERVENE**

Date: December 8, 2011

Time: 9:00 a.m.

Courtroom: 3, 3rd Floor

Judge: Hon. Phyllis J. Hamilton

1 I, JANE L. FROYD, declare as follows:

2 I am a partner in the law firm of Jones Day, 1755 Embarcadero Road, Palo Alto,
3 California 94303, and counsel of record for Defendants SAP AG, SAP America, Inc. and
4 TomorrowNow, Inc. (“Defendants”) in the above-captioned matter. I am a member in good
5 standing of the state bar of California and admitted to practice before this Court. I make this
6 declaration based on personal knowledge and, if called upon to do so, could testify competently
7 thereto.

8 1. Attached as **Exhibit A** is a true and correct copy of the “Notice of Filing Amended
9 Motion for Leave to Intervene” served via U.S. Mail by Terry M. Myers and received by the San
10 Francisco office of Jones Day, counsel of record for Defendants in the above-captioned matter, on
11 December 5, 2011.

12 2. Attached as **Exhibit B** is a true and correct copy of the “Movants [sic] Amended
13 Motion for Leave to Intervene” served via U.S. Mail by Mr. Myers and received by the San
14 Francisco office of Jones Day, counsel of record for Defendants in the above-captioned matter, on
15 December 5, 2011.

16 I declare under penalty of perjury under the laws of the United States and the State of
17 California that the foregoing is true and correct. Executed this 7th day of December, 2011 in Palo
18 Alto, California.

19 /s/ Jane L. Froyd
20 Jane L. Froyd

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