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

22 ORACLE USA, INC., *et al.*,  
23 Plaintiffs,  
24 v.  
25 SAP AG, *et al.*,  
Defendants.

No. 07-CV-01658 PJH (EDL)  
**DECLARATION OF NITIN JINDAL IN  
SUPPORT OF MOTION FOR  
CLARIFICATION**

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

5 1. I submit this declaration in support of Oracle’s Motion for Clarification.  
6 The boxes in the attached exhibit have been added to further assist the Court in identifying the  
7 information cited in Oracle’s Motion.

8 2. Attached as **Exhibit A** are true and correct copies of excerpts of the 2010  
9 trial transcript in this matter. The following portions of the trial transcript comprise **Exhibit A**:

<b>Date(s)</b>	<b>Trial Transcript Pages</b>	<b>Description of Event</b>
11/04/10	510:11-511:1	Discussion Regarding Admission of Evidence
11/08/10	764:9-765:10, 765:24-766:14, 802:3-9	Testimony of Oracle’s Larry Ellison
11/08/10	865:16-867:4	Testimony of Oracle’s Safra Catz
11/16/10	1538:24-1539:4, 1633:5-8	Testimony of SAP’s Damages Expert, Stephen Clarke
11/19/10	2008:21-2011:2	Discussions Prior to Closing Arguments

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16 I declare under penalty of perjury under the laws of the United States that the  
17 foregoing facts are true and correct, and that this Declaration was executed on April 17, 2012 in  
18 San Francisco, California.

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Nitin Jindal

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