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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.*,

26 Defendants.

No. 07-CV-01658 PJH (EDL)

**[PROPOSED] ORDER GRANTING  
 ORACLE'S MOTION FOR LEAVE TO  
 FILE MOTION FOR RECONSIDERATION  
 REGARDING UP-SELL AND CROSS-  
 SELL PROJECTIONS**

27  
 28 NO. 07-CV-01658 PJH (EDL)

[PROPOSED] ORDER GRANTING ORACLE'S MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION REGARDING  
 UP-SELL AND CROSS-SELL PROJECTIONS

1 Before the Court is Oracle’s Motion for Leave to File a Motion for  
2 Reconsideration Regarding Up-Sell and Cross-sell Projections (the “Motion”) filed by Plaintiffs  
3 Oracle International Corporation (“Oracle”). After considering the pleadings, memoranda, and  
4 supporting papers submitted by the Parties, and having heard the arguments of counsel, **IT IS**  
5 **HEREBY ORDERED** that Oracle’s Motion is **GRANTED**.

6 At the retrial, Oracle will be allowed to submit evidence of Oracle’s projections of  
7 “up-sell” and “cross-sell” revenues from PeopleSoft and Siebel Software.

8 **IT IS SO ORDERED.**

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10 DATED: \_\_\_\_\_, 2012

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11 Hon. Phyllis J. Hamilton  
12 United States District Court Judge  
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