

EXHIBIT 2

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ORACLE CORPORATION, a)
Delaware corporation,)
ORACLE USA, INC., a)
Colorado corporation, and)
ORACLE INTERNATIONAL)
CORPORATION, a California)
corporation,)
)
Plaintiffs,)
)
vs.) No. 07-CV-1658 (PJH)
)
SAP AG, a German)
corporation, SAP AMERICA,)
INC., a Delaware)
corporation, TOMORROWNOW,)
INC., a Texas corporation,)
and DOES 1-50, inclusive,)
)
Defendants.)
_____)

VIDEOTAPED DEPOSITION OF

PAUL K. MEYER

VOLUME 2; PAGES 332 - 647

THURSDAY, MAY 13, 2010

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

REPORTED BY: HOLLY THUMAN, CSR No. 6834, RMR, CRR

(1-427374)

TEXT REMOVED - NOT RELEVANT TO MOTION

16:07:44 14 MR. McDONELL: Q. Is this a binder you
16:07:44 15 created for rebuttal purposes since you've read
16:07:47 16 Mr. Clarke's report?
16:07:48 17 A. Well, there's two levels. I had already
16:07:49 18 had an understanding that there was no
16:07:51 19 alternatives. And when Mr. Clarke spent a lot of
16:07:54 20 time analyzing the alternatives and took the
16:07:57 21 position that there were alternatives, I spent some
16:07:59 22 time going back and looking at those groups. And
16:08:02 23 on a preliminary basis, I've pulled together a
16:08:04 24 schedule, which you now have, and all the backup
16:08:06 25 that basically says, as you scan through this,

16:08:08 1 these companies are not acceptable non-infringing
16:08:13 2 alternatives on any kind of scale.
16:08:15 3 I'm not saying they don't exist and they
16:08:17 4 don't have a little business, but a scaling
16:08:19 5 business.

TEXT REMOVED - NOT RELEVANT TO MOTION

TEXT REMOVED - NOT RELEVANT TO MOTION

--oOo--

I declare under penalty of perjury that
the foregoing is true and correct. Subscribed at
San Francisco, California, this 17 day of
June, 2010.

Subject to the attached errata



PAUL K. MEYER

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CERTIFICATE OF REPORTER

I, HOLLY THUMAN, a Certified Shorthand Reporter, hereby certify that the witness in the foregoing deposition was by me duly sworn to tell the truth, the whole truth, and nothing but the truth in the within-entitled cause;

That said deposition was taken down in shorthand by me, a disinterested person, at the time and place therein state, and that the testimony of said witness was thereafter reduced to typewriting, by computer, under my direction and supervision;

That before completion of the deposition review of the transcript was [] was not requested. If requested, any changes made by the deponent (and provided to the reporter) during the period allowed are appended hereto.

I further certify that I am not of counsel or attorney for either or any of the parties to the said deposition, nor in any way interested in the event of this cause, and that I am not related to any of the parties thereto.

DATED: May 25, 2010
Holly Thuman
HOLLY THUMAN, CSR