

EXHIBIT 57

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

ORACLE CORPORATION, a Delaware)
corporation, ORACLE USA, INC., a)
Colorado corporation, and ORACLE)
INTERNATIONAL CORPORATION,)
a California corporation,)
Plaintiffs,)
)
vs.) CASE NO. 07-CV-01658 (MJJ)
)
SAP AG, a German corporation,)
SAP AMERICA, INC., a Delaware)
corporation, TOMORROWNOW, INC., a)
Texas corporation, and DOES 1-50,)
inclusive,)
Defendants.)

"HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY"

ORAL VIDEOTAPED DEPOSITION

JOHN RITCHIE

DECEMBER 2, 2009

ORAL VIDEOTAPED DEPOSITION OF JOHN RITCHIE, produced as a witness at the instance of the Plaintiffs and duly sworn, was taken in the above-styled and numbered cause on the 2nd day of December, 2009, from 9:52 a.m. to 3:30 p.m., before Dana Richardson, Certified Shorthand Reporter in and for the State of Texas, reported by computerized stenotype machine at the Hilton Hotel & Conference Center, 801 University Drive East, College Station, Texas 77840, pursuant to the Federal Rules of Civil Procedure and the provisions stated on the record or attached hereto.

Job No. 1603-93483

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Q. In what ways did you observe that Greg Nelson enforced this policy of -- of people not putting things in writing?

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A. Well, I can't speak for anyone else, but as for me, it became a point that he was actually going through Mark DeLing, my manager, and Mark DeLing was giving me the details of, "Don't say any more about this, just shut up and do your job or else find a new one."

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Q. Was there a -- was there a specific topic related to which Mr. DeLing conveyed to you Mr. Nelson's instructions to not say anything more about something?

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10:07:04 1 A. Yes. It was in regards to Titan's downloading, what
10:07:08 2 we were doing and what they were having me code for the
10:07:11 3 program to do.

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Q. (BY MR. HOWARD) So, let me -- let me re-ask the question, and we'll -- we'll -- we'll get going again.

You were describing a -- that you had conveyed concerns that you had to Mr. DeLing?

A. Right.

Q. And Mr. DeLing responded to those concerns?

A. By notifying Greg Nelson, yes.

Q. Okay. And -- and did he tell -- did Mr. DeLing tell you that he had conveyed your concerns to Greg Nelson?

A. Yes.

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Q. So, it sounds like you raised concerns that you had several times over the course of your employment?

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A. Correct. Until the final point where Greg had given Mark DeLing the notice saying that I should shut up and do my job or else look for other employment.

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Q. Approximately how many times would you estimate that you had voiced your concerns to Mr. DeLing prior to that time in November of 2006?

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A. Constantly. Probably about a good 20, 30 times. And I had other discussions as well with other people about it.

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Q. So, about how many times would you estimate that you

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talked with Mr. Guzman about your concerns related to the

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legality of Titan?

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A. Oh, easily 20 to 30 times as well.

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(Deposition concluded at 3:30 p.m.)

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I declare under penalty of perjury that the foregoing is true and correct.

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JOHN RITCHIE

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SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned authority, by the witness, JOHN RITCHIE, on this the ____ day of _____, _____.

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NOTARY PUBLIC IN AND FOR

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THE STATE OF _____

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My Commission Expires: _____

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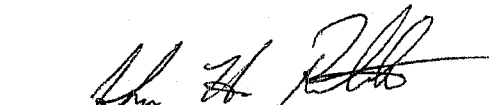
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(signature)

12/18/09
(date)