

1 Robert A. Mittelstaedt (SBN 060359)
 Jason McDonell (SBN 115084)
 2 Elaine Wallace (SBN 197882)
 JONES DAY
 3 555 California Street, 26th Floor
 San Francisco, CA 94104
 4 Telephone: (415) 626-3939
 Facsimile: (415) 875-5700
 5 ramittelstaedt@jonesday.com
 jmcdonell@jonesday.com
 6 ewallace@jonesday.com

7 Tharan Gregory Lanier (SBN 138784)
 Jane L. Froyd (SBN 220776)
 8 JONES DAY
 1755 Embarcadero Road
 9 Palo Alto, CA 94303
 Telephone: (650) 739-3939
 10 Facsimile: (650) 739-3900
 tglanier@jonesday.com
 11 jfroyd@jonesday.com

12 Scott W. Cowan (Admitted *Pro Hac Vice*)
 Joshua L. Fuchs (Admitted *Pro Hac Vice*)
 13 JONES DAY
 717 Texas, Suite 3300
 14 Houston, TX 77002
 Telephone: (832) 239-3939
 15 Facsimile: (832) 239-3600
 swcowan@jonesday.com
 16 jlfuchs@jonesday.com

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

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

Case No. 07-CV-1658 PJH (EDL)
PROOF OF SERVICE

1 I, Shirley Nakano-McSwain, declare:

2 I am a citizen of the United States and employed in Santa Clara County, California. I am
3 over the age of eighteen years and not a party to the within-titled action. My business address is
4 1755 Embarcadero Road, Palo Alto, California 94303. On August 2, 2012, I served a copy of the
5 attached documents:

6 **PARTIES' JOINT STATEMENT REGARDING EXHIBIT OBJECTIONS**
7 **[SUBMITTED UNDER SEAL]**

8 **DECLARATION OF MICHAEL JUNGE IN SUPPORT OF DEFENDANTS'**
9 **ADMINISTRATIVE MOTION TO PERMIT DEFENDANTS TO FILE UNDER**
10 **SEAL**

11 **EXHIBIT 20 TO THE DECLARATION OF THARAN GREGORY LANIER ISO**
12 **PARTIES' JOINT STATEMENT REGARDING EXHIBIT OBJECTIONS**
13 **[SUBMITTED UNDER SEAL]**

14 **EXHIBIT 23 TO THE DECLARATION OF THARAN GREGORY LANIER ISO**
15 **PARTIES' JOINT STATEMENT REGARDING EXHIBIT OBJECTIONS**
16 **[SUBMITTED UNDER SEAL]**

17 **EXHIBIT 27 TO THE DECLARATION OF THARAN GREGORY LANIER ISO**
18 **PARTIES' JOINT STATEMENT REGARDING EXHIBIT OBJECTIONS**
19 **[SUBMITTED UNDER SEAL]**

20 by placing the document listed above in a sealed Federal Express envelope and
21 affixing a pre-paid air bill, and causing the envelope to be delivered to a Federal
22 Express agent for delivery.

23 by transmitting via e-mail or electronic transmission the document listed above to
24 the persons at the e-mail addresses set forth below.

25 Donn P. Pickett
26 Geoffrey M. Howard
27 Bree Hann
28 BINGHAM McCUTCHEN LLP
Three Embarcadero Center
San Francisco, CA 94111-4067
donn.pickett@bingham.com
geoff.howard@bingham.com
bree.hann@bingham.com

David Boies
Steven C. Holtzman
BOIES, SCHILLER & FLEXNER LLP
333 Main Street
Armonk, NY 10504
dboies@bsflp.com
sholtzman@bsflp.com

I declare that I am employed in the office of a member of the bar of this Court at whose
direction the service was made.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Executed on August 2, 2012, at San Francisco, California.

By: /s/ Shirley Nakano-McSwain
Shirley Nakano-McSwain

SVI-111990v1