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16 Attorneys for Defendants
 17 SAP AG, SAP AMERICA, INC., and
 TOMORROWNOW, INC.

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA
 20 OAKLAND DIVISION

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

Case No. 07-CV-1658 PJH (EDL)
**NOTICE OF WITHDRAWAL OF
 DAVID NIMMER AND JOSEPH M.
 LIPNER AS COUNSEL FOR SAP AG,
 SAP AMERICA, INC., AND
 TOMORROWNOW, INC.**

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD, PLEASE TAKE**
2 **NOTICE THAT:**

3 Pursuant to Civil Local Rule 11-5(a), Defendants SAP AG, SAP AMERICA, INC. and
4 TOMORROWNOW, INC. ("SAP") request that this Court grant David Nimmer and Joseph M.
5 Lipner leave to withdraw as counsel for SAP in the above-captioned matter and to be removed
6 from receiving electronic notification of e-filings. SAP remains represented by counsel of record
7 at Jones Day, and this Notice does not affect that representation. Advance written notice of this
8 withdrawal has been given to, and approved by SAP, and advance written notice has also been
9 given to all other parties who have appeared in the case.

10 A proposed Order is submitted concurrently herewith.

11 Dated: October 5, 2012

Respectfully submitted,

12 IRELL & MANELLA LLP
13 David Nimmer (SBN 97170)
14 Joseph M. Lipner (SBN 155735)

15 By: _____ /s/

16 Joseph M. Lipner
17 Attorneys for Defendants
18 SAP AG, SAP AMERICA, INC., and
19 TOMORROWNOW, INC.
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PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 1800 Avenue of the Stars, Suite 900, Los Angeles, California 90067-4276.

On October 4, 2012, I served the foregoing document described as **NOTICE OF WITHDRAWAL OF DAVID NIMMER AND JOSEPH M. LIPNER AS COUNSEL FOR SAP AG, SAP AMERICA, INC., AND TOMORROWNOW, INC.** on each interested party, as follows:

Terry M. Myers
W232 Forest
Mundelein, Illinois 60060

(BY MAIL) I placed a true copy of the foregoing document in a sealed envelope addressed to each interested party, as set forth above. I placed each such envelope, with postage thereon fully prepaid, for collection and mailing at Irell & Manella LLP, Los Angeles, California. I am readily familiar with Irell & Manella LLP's practice for collection and processing of correspondence for mailing with the United States Postal Service. Under that practice, the correspondence would be deposited in the United States Postal Service on that same day in the ordinary course of business.

Executed on October 4, 2012, at Los Angeles, California.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Celia B. Silver

(Type or print name)

/s/

(Signature)