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1 =	Oracle Corporation Oracle USA Inc						
15	and Oracle International Corporation						
16	UNITED STATES DISTRICT COURT						
17	UNITED STATES DISTRICT COURT						
17	NORTHERN DISTRICT	T OF CALIFORNIA					
18	SAN FRANCISC	O DIVISION					
19							
19	ORACLE CORPORATION, a Delaware	CASE NO. 07-CV-01658 PJH (EDL)					
20	corporation, ORACLE USA, INC., a Colorado corporation, and ORACLE INTERNATIONAL	PLAINTIFFS' ADMINISTRATIVE					
21	CORPORATION, a California corporation,	MOTION TO FILE THEIR REPLY					
21	•	IN SUPPORT OF MOTION TO					
22	Plaintiffs,	COMPEL UNDER SEAL; DECLARATION OF TANYA K.					
22	V.	DUMAS IN SUPPORT					
23	SAP AG, a German corporation, SAP						
24	AMERICA, INC., a Delaware corporation, TOMORROWNOW, INC., a Texas corporation,	Date: TBD					
25	and DOES 1-50, inclusive,	Time: TBD					
25	, ,	Courtroom: E, 15th Floor Judge: Hon. Elizabeth D. Laporte					
26	Defendants.	Lago. Hom. Enzacem D. Eapone					
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1	Pursuant to Local Rules 7-11(a) and 79-5(c), Plaintiffs Oracle Corporation, Oracle USA,				
2	Inc., and Oracle International Corporation (together "Oracle" or "Plaintiffs") request that the				
3	Court order the Clerk of the Court to file under seal the Reply in Support of Motion to Compel				
4	Production of Clawed Back Documents that Plaintiffs lodged with the Court on August 20, 2008.				
5	The requested relief is necessary and narrowly tailored to protect the alleged				
6	confidentiality of the content of Defendants' documents put at issue by the Motion. Those				
7	documents are the subject of Plaintiff's prior Administrative Motion to File Their Motion to				
8	Comepl and Supporting Documents Under Seal, filed on August 1,2008, and Defendants'				
9	Response to Plaintiffs' Administrative Motion to File Under Seal, filed on August 13, 2008.				
10	This request is supported by the declaration of Tanya K. Dumas below.				
11	Pursuant to Local Rule 79-5, a proposed order accompanies this request to file the				
12	Motion to Compel under seal.				
13	DATED: August 20, 2008				
14	DINICHAM MOCHEOLIEN I I D				
15	BINGHAM MCCUTCHEN LLP				
16					
17	By: /s/ Geoffrey M. Howard				
18	Geoffrey M. Howard Attorneys for Plaintiffs				
19	Oracle Corporation, Oracle USA, Inc., and Oracle International Corporation				
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1	DECLARATION OF TANYA K. DUMAS IN SUPPORT OF PLAINTIFFS' ADMINISTRATIVE MOTION TO FILE UNDER SEAL			
2				
3	I, Tanya K. Dumas, declare:			
4	1. I am a member of the State Bar of California and an associate at Bingham			
5	McCutchen LLP, counsel of record for plaintiffs Oracle Corporation, Oracle USA, Inc., and			
6	Oracle International Corporation (together "Oracle") in this action. Except for matters stated			
7	below on information and belief, I have personal knowledge of the matters stated in this			
8	declaration by virtue of my representation of Oracle in this action. If called and sworn as a			
9	witness, I could and would competently testify to such matters.			
10	2. Pursuant to Civil Local Rule 79-5 and the stipulated Protective Order entered on			
11	June 6, 2007 in this case (Docket No. 32), I make this Declaration in support of Oracle's			
12	Administrative Motion to File its Reply in Support of Motion to Compel under seal.			
13	3. The requested relief is necessary and narrowly tailored to protect the alleged			
14	confidentiality of the materials put at issue by the Motion until such time as the Court makes a			
15	final ruling as to confidentiality of the relevant subject matter. See Plaintiffs' Admin. Mot. to			
16	File Their Mot. to Compel and Supporting Documents Under Seal (Docket No. 134, filed Aug. 1			
17	2008); Defendants' Response to Plaintiffs' Admin. Mot. to File Under Seal (Docket No. 147,			
18	filed Aug. 13, 2008). Specifically, Oracle's Motion and supporting exhibits contain information			
19	designated by Defendants as "Highly Confidential Information - Attorneys' Eyes Only," as well			
20	as information designated by Defendants as "Confidential Information," pursuant to the			
21	Protective Order entered on June 6, 2007 in this action.			
22	4. Pursuant to Civil Local Rule 7-11, no stipulation is included with this			
23	Administrative Motion, because the parties disagree over whether the documents that are the			
24	subject of this motion are properly designated as confidential or highly confidential and whether			
25	they need to be filed under seal. The parties have met and conferred over the confidentiality			
26	designations of these particular materials, resulting in Defendants filing their Response on			
27	August 13, 2008 (Docket No. 147).			

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1	5.	5. The following sections of the Motion to Compel contain information designated					
2	Highly Confidential and/or Confidential by Defendants:						
3	Page 3, portion of line 28						
4	Page 4, portions of lines 1-2, 21						
5		Page 6, portion of line 8					
6	I declare under penalty of perjury that the foregoing is true and correct. Executed in San						
7	Francisco, California, on August 20, 2008.						
8							
9		_		_			
10		By:_	/s/ Tanya K. Tanya K.				
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