

EXHIBIT 19

WERNER BRANDT November 12, 2008

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Page 1

H I G H L Y C O N F I D E N T I A L

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

-----x

ORACLE CORPORATION, a Delaware corporation, ORACLE USA, INC., a Colorado corporation, and ORACLE INTERNATIONAL CORPORATION, a California corporation,

Plaintiffs,

No. 07-CV-1658
(PJH)

-against-

SAP AG, a German corporation, SAP AMERICA, INC., a Delaware corporation, TOMORROWNOW, INC., a Texas corporation, and DOES 1-50, inclusive,

Defendants.

-----x

November 12, 2008
9:14 a.m.

Videotaped deposition of WERNER BRANDT, taken by Plaintiffs, pursuant to notice, at the offices of Bingham McCutchen, LLP, 399 Park Avenue, New York, New York, before Jack Finz and Otis Davis, Shorthand Reporters and Notaries Public within and for the State of New York.

WERNER BRANDT November 12, 2008
HIGHLY CONFIDENTIAL

Page 46

1 WERNER BRANDT - HIGHLY CONFIDENTIAL

11:08:32 2

11:08:36 3

11:08:58 4

11:08:58 5

11:09:00 6

11:09:08 7

11:09:12 8

Q. Now, SAP has significant
intellectual property itself, correct?

11:09:14 9

11:09:26 10

A. That's correct.

11:09:27 11

11:09:31 12

Q. And SAP vigorously protects
that intellectual property, doesn't it?

11:09:40 13

A. Yes, that's correct.

11:09:42 14

11:09:45 15

Q. As you've mentioned, SAP has
its own department that is devoted to
helping to protect that SAP IP, correct?

11:09:49 16

11:10:05 17

A. That's correct.

11:10:07 18

11:10:08 19

Q. And it has dozens of lawyers
whose job it is to assist in protecting
SAP's IP, correct?

11:10:11 20

11:10:24 21

A. That's correct.

11:10:26 22

11:10:29 23

11:10:58 24

11:11:00 25

WERNER BRANDT November 12, 2008
HIGHLY CONFIDENTIAL

Page 50

1 WERNER BRANDT - HIGHLY CONFIDENTIAL

11:16:44 2

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11:18:14 19

11:18:14 20 Q. And much of SAP's research and
11:18:18 21 development budget is funded by the
11:18:19 22 revenues that SAP's customers pay SAP to
11:18:23 23 service their SAP applications, correct?

11:18:52 24 A. That's correct.

11:18:53 25

WERNER BRANDT November 12, 2008
HIGHLY CONFIDENTIAL

Page 220

1 WERNER BRANDT - HIGHLY CONFIDENTIAL
2 basis for the discussion (in English).

3 Q. Other than the ones we've
4 looked at, do you recall receiving any
5 other summaries or other information
6 connected to due diligence?

7 MR. LANIER: It's a yes-or-no
8 question, Mr. Brandt.

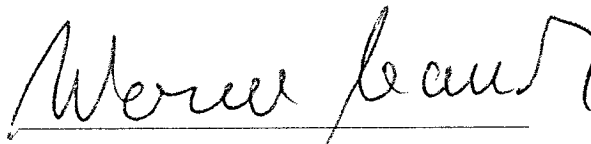
9 A. I can't recall.

10 MS. HOUSE: Why don't we break
11 for the day.

12 MR. LANIER: Good.

13 THE VIDEOGRAPHER: Going off
14 the record at 5:39, and this will mark
15 the end of tape number 4.

16 (Time noted: 5:39 p.m.)

17 

18
19 WERNER BRANDT

20
21
22 Subscribed and sworn to before me
23 this ____ day of _____ 2008.

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C E R T I F I C A T E

STATE OF NEW YORK)

: ss.

COUNTY OF NEW YORK)

I, JACK FINZ, a Certified Shorthand Reporter and Notary Public within and for the State of New York, do hereby certify:

That WERNER BRANDT, the witness whose deposition is hereinbefore set forth, was duly sworn by me and that such deposition is a true record of the testimony given by the witness.

I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 17th day of November, 2008.



JACK FINZ, C.S.R.