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September 28, 2007

Via Hand Delivery

The Hon. Martin J. Jenkins
 United States District Court
 Northern District of California
 450 Golden Gate Avenue, Courtroom 11
 San Francisco, California 94102

Re: *Oracle Corporation, et al. v. SAP AG, et al.*, 07-CV-01658 MJJ

Dear Judge Jenkins:

Plaintiffs Oracle Corporation, et al. and Defendants SAP AG, et al. jointly submit this letter regarding the selection of a special master for discovery matters, pursuant to the Court's Pretrial Order, dated September 25, 2007.

The parties have agreed on two alternative choices: Hon. Fern M. Smith and Hon. Charles A. Legge. The parties request that the Court select one of the two foregoing neutrals to act as special master for discovery matters in this action.

Sincerely yours,



Zachary J. Alinder

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