

EXHIBIT C

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October 21, 2009

Via E-mail to geoff.howard@bingham.com

Mr. Geoffrey M. Howard
 Bingham McCutchen, LLP
 Three Embarcadero Center
 San Francisco, CA 94111-4067

Re: Case No. 07-CV-1658; *Oracle Corporation, et al., v. SAP AG et al.*
U. S. District Court, Northern District of California, Oakland Division

Dear Mr. Howard:

Defendants have discovered the inadvertent production of twenty-two privileged documents from TN custodians. Defendants request, pursuant to paragraph 15 of the Stipulated Protective Order, that Plaintiffs promptly return or destroy all copies, electronic or otherwise, of the following documents, except the original production disk for disaster recovery purposes.¹

The documents at issue are listed in the chart below.

Beginning Bates Number	Ending Bates Number
TN-OR00657800	TN-OR00657813
TN-OR00688048	TN-OR00688057
TN-OR00688060	TN-OR00688073
TN-OR00852363	TN-OR00852364
TN-OR00852365	TN-OR00852375
TN-OR00852376	TN-OR00852386
TN-OR00852400	TN-OR00852401
TN-OR01022329	TN-OR01022338
TN-OR01022391	TN-OR01022407
TN-OR01122770	TN-OR01122782
TN-OR01122830	TN-OR01122839
TN-OR01142754	TN-OR01142766
TN-OR01570794	TN-OR01570807
TN-OR01694688	TN-OR01694689

¹ Per Judge Laporte's August 29, 2008 Order ("[U]nder the existing protective order and the parties' agreement regarding disaster recovery, the party from whom documents are clawed back shall not retain a copy of the documents (except one for disaster recovery purposes) and shall not subsequently read or take notes about the clawed back documents.")

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Beginning Bates Number	Ending Bates Number
TN-OR01731470	TN-OR01731480
TN-OR01778799	TN-OR01778800
TN-OR02181823	TN-OR02181826
TN-OR02181827	TN-OR02181834
TN-OR02181835	TN-OR02181839
TN-OR02185764	TN-OR02185766
TN-OR02185767	TN-OR02185769
TN-OR02185770	TN-OR02185778

For your convenience, PDF copies of the redacted documents are being provided to you by e-mail. Defendants will promptly provide replacement .tif images and a load file for these documents. Please note that Defendants have redesignated some of these documents as “Confidential.”

Additionally, Defendants have discovered the inadvertent production of twelve privileged documents from SAP custodians. Defendants request, pursuant to paragraph 15 of the Stipulated Protective Order, that Plaintiffs promptly return or destroy all copies, electronic or otherwise, of the following documents, except the original production disk for disaster recovery purposes.

The documents at issue are listed in the chart below.

Beginning Bates Number	Ending Bates Number
SAP-OR00677484	SAP-OR00677490
SAP-OR00677580	SAP-OR00677588
SAP-OR00677719	SAP-OR00677725
SAP-OR00677727	SAP-OR00677735
SAP-OR00677804	SAP-OR00677813
SAP-OR00678067	SAP-OR00678075
SAP-OR00785742	SAP-OR00785750
SAP-OR00785762	SAP-OR00785770
SAP-OR00785771	SAP-OR00785777
SAP-OR00785778	SAP-OR00785780
SAP-OR00785784	SAP-OR00785792
SAP-OR00785820	SAP-OR00785829

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Please let us know if you have any questions.

Regards,
/s/
Courtney D. Scobie

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