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16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA  
 18 OAKLAND DIVISION

19 ORACLE USA, INC., *et al.*,  
 20 Plaintiffs,  
 21 v.  
 22 SAP AG, *et al.*,  
 23 Defendants.

CASE NO. 07-CV-01658 PJH (EDL)

**PROOF OF SERVICE**

**FILED**  
 MAR - 3 2010  
 RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND

1 I am over eighteen years of age, not a party in this action, and employed in San  
2 Francisco County, California at Three Embarcadero Center, San Francisco, California 94111-  
3 4067. I am readily familiar with the practice of this office for collection and processing of  
4 correspondence for U.S. Mail, E-Mail and Hand delivery, and they are deposited that same day  
5 in the ordinary course of business.

6 Today I served the following documents:

7 **ORACLE'S MOTION FOR PARTIAL SUMMARY JUDGMENT**  
8 **[DOCUMENT SUBMITTED UNDER SEAL]**

9 **EXHIBITS 17, 18, 115, 116 & 117 TO DECLARATION OF ZACHARY J.**  
10 **ALINDER IN SUPPORT OF ORACLE'S MOTION FOR PARTIAL**  
11 **SUMMARY JUDGEMENT [DOCUMENTS SUBMITTED UNDER SEAL]**

12 **DECLARATION OF NORM ACKERMANN IN SUPPORT OF ORACLE'S**  
13 **MOTION FOR PARTIAL SUMMARY JUDGMENT [DOCUMENT AND**  
14 **APPENDICES B-K SUBMITTED UNDER SEAL]**

15 **EXHIBIT D TO DECLARATION OF THOM O'NEILL IN SUPPORT OF**  
16 **ORACLE'S MOTION FOR PARTIAL SUMMARY JUDGMENT**  
17 **[DOCUMENT SUBMITTED UNDER SEAL]**

18 **DECLARATION OF MARK FALLON IN SUPPORT OF ORACLE'S**  
19 **MOTION FOR PARTIAL SUMMARY JUDGMENT [DOCUMENT**  
20 **SUBMITTED UNDER SEAL]**

21  (PERSONAL SERVICE) by causing a true and correct copy of the above  
22 documents to be hand delivered in sealed envelope(s) with all fees fully paid to  
23 the person(s) at the address(es) set forth below.

24  (BY ELECTRONIC MAIL) by transmitting via electronic mail document(s) in  
25 portable document format (PDF) listed below to the email address set forth  
26 below on this date.

27  (BY MAIL) by causing a true and correct copy of the above to be placed in the  
28 United States Mail at San Francisco, California in sealed envelope(s) with  
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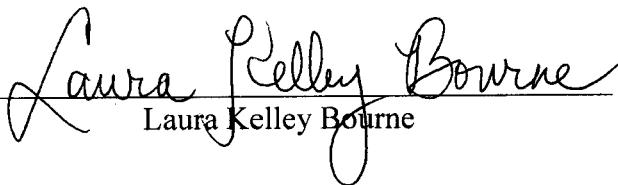
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I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made and that this declaration was executed on March 3, 2010 at San Francisco, California.

  
\_\_\_\_\_  
Laura Kelley Bourne