

1 Robert A. Mittelstaedt (SBN 060359)
 Jason McDonell (SBN 115084)
 2 Elaine Wallace (SBN 197882)
 JONES DAY
 3 555 California Street, 26th Floor
 San Francisco, CA 94104
 4 Telephone: (415) 626-3939
 Facsimile: (415) 875-5700
 5 ramittelstaedt@jonesday.com
 jmcdonell@jonesday.com
 6 ewallace@jonesday.com

7 Tharan Gregory Lanier (SBN 138784)
 Jane L. Froyd (SBN 220776)
 8 JONES DAY
 1755 Embarcadero Road
 9 Palo Alto, CA 94303
 Telephone: (650) 739-3939
 10 Facsimile: (650) 739-3900
 tglanier@jonesday.com
 11 jfroyd@jonesday.com

12 Scott W. Cowan (Admitted *Pro Hac Vice*)
 Joshua L. Fuchs (Admitted *Pro Hac Vice*)
 13 JONES DAY
 717 Texas, Suite 3300
 14 Houston, TX 77002
 Telephone: (832) 239-3939
 15 Facsimile: (832) 239-3600
 swcowan@jonesday.com
 16 jl fuchs@jonesday.com

17 Attorneys for Defendants
 SAP AG, SAP AMERICA, INC., and
 18 TOMORROWNOW, INC.

19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA
 21 OAKLAND DIVISION

22 ORACLE USA, INC., et al.,
 23 Plaintiffs,
 24 v.
 25 SAP AG, et al.,
 26 Defendants.

Case No. 07-CV-1658 PJH (EDL)
PROOF OF SERVICE

1 I, Shirley Nakano-McSwain, declare:

2 I am a citizen of the United States and employed in Santa Clara County, California. I am
3 over the age of eighteen years and not a party to the within-entitled action. My business address
4 is 1755 Embarcadero Road, Palo Alto, California 94303. On March 3, 2010, I served a copy of
5 the attached document(s):

6 **DEFENDANTS' NOTICE OF MOTION AND MOTION FOR PARTIAL**
7 **SUMMARY JUDGMENT [SUBMITTED UNDER SEAL]**

8 **DECLARATION OF THARAN GREGORY LANIER IN SUPPORT OF**
9 **DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT**
10 **[SUBMITTED UNDER SEAL]**

11 **EXHIBITS A, B, D, E, F, AND H TO THE DECLARATION OF THARAN**
12 **GREGORY LANIER IN SUPPORT OF DEFENDANTS' MOTION FOR**
13 **PARTIAL SUMMARY JUDGMENT [SUBMITTED UNDER SEAL]**

14 **DECLARATION OF ELAINE WALLACE IN SUPPORT OF DEFENDANTS'**
15 **FED. R. EVID. 1006 SUMMARY OF EVIDENCE [SUBMITTED UNDER SEAL]**

16 **EXHIBIT 1 TO THE DECLARATION OF ELAINE WALLACE IN SUPPORT**
17 **OF DEFENDANTS' FED. R. EVID. 1006 SUMMARY OF EVIDENCE**
18 **[SUBMITTED UNDER SEAL]**

19 by placing the document(s) listed above in a sealed Federal Express envelope and
20 affixing a pre-paid air bill, and causing the envelope to be delivered to a Federal
21 Express agent for delivery.

22 by transmitting via e-mail or electronic transmission the document(s) listed above
23 to the person(s) at the e-mail address(es) set forth below.

24 Donn P. Pickett
25 Geoffrey M. Howard
26 Holly A. House
27 Zachary J. Alinder
28 Bree Hann
BINGHAM McCUTCHEN LLP
Three Embarcadero Center
San Francisco, CA 94111-4067
donn.pickett@bingham.com
geoff.howard@bingham.com
holly.house@bingham.com
zachary.alinder@bingham.com
bree.hann@bingham.com

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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.

Executed on March 3, 2010, at Palo Alto, California.

By: /s/ Shirley Nakano-McSwain
Shirley Nakano-McSwain