

EXHIBIT 18

EXHIBIT 13

**Subject: Pinto Analysis**

From: Donnelly, Amy

06/23/2010 01:40 PM

To: 'Jeffrey M Butler', 'Greg Lanier', 'Jane L Froyd', 'Joshua L Fuchs', 'ewallace@JonesDay.com', 'swcowan@JonesDay.com', 'Jason McDonell'

Cc: "Howard, Geoff", "House, Holly", "Alinder, Zachary J.", "fnorton@bsfllp.com", "Steven Holtzman"

History: This message has been forwarded.

Counsel,

This follows up on Mr. Butler's May 28, 2010 email regarding intermediate source code referred to at Mr. Pinto's deposition. In that email, Mr. Butler contended, without providing any supporting facts or details, that Defendants had been prejudiced by Mr. Pinto not having produced the intermediate source code he extracted, even though Defendants do have all the source code Mr. Pinto used and the methods and results he applied to it.

Despite the lack of back-up for the prejudice claim, in order to test Defendants' contention that they could not generate the intermediate extracted code themselves, Oracle requested that Mr. Pinto re-extract the intermediate source code in order to verify that it was possible to do so. Though the intermediate source code is protected by the parties' expert stipulation, Oracle can inform you that Mr. Pinto was able to re-extract the same intermediate source code for the programs that his team ran through his code counters to generate the SLOC counts in his report. The re-extraction of this code took Mr. Pinto and his team less than three weeks to complete, using the same materials that have been available to Defendants since November 16, 2009.

Regards,
Amy

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