

EXHIBIT D

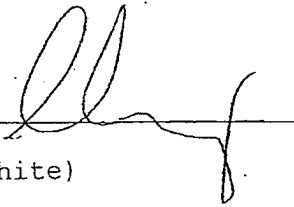
<p>Page 531</p> <p>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>	<p>Page 533</p> <p>10 Q. Let's look at exhibit 1701. Exhibit 1701 11 is an email chain Bates labeled SAP-OR00664987. The top 12 email is from Martin Breuer to Mark White and Tom Nolan. 13 It is from October 30th, 2008. The subject is "AW: SAP 14 America, Inc., Capital Contribution Resolution". 15 The very bottom email, from Mr. Brubaker, has 16 you as a recipient, Mr. Brandt, so if you could look at 17 that email and tell me if you remember it. 18 A. Yes, I do remember it. 19 Q. And in this email, Mr. Brubaker is 20 attaching a resolution authorizing a capital 21 contribution by SAP America for US\$25 million for 22 TomorrowNow; right? 23 A. That's right. 24 Q. Do you know why SAP America Inc. was being 25 asked to contribute \$25 million to TomorrowNow?</p>
<p>Page 532</p> <p>1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>	<p>Page 534</p> <p>1 A. In order to give capital to TomorrowNow. 2 Q. Was TomorrowNow shut down on October 31, 3 2008? 4 A. The business activities were discontinued. 5 Q. What was \$25 million needed for after the 6 business activities had been concluded? 7 A. To provide fresh capital for the company, 8 a company that had very high levels of costs but no 9 revenue, and some of these costs -- 10 (Translation clarification between 11 Mr Junge and the interpreter.) 12 THE INTERPRETER: Okay, where it said 13 "revenue", I should say "income". 14 THE WITNESS: Some of these costs were caused 15 by the discontinuation of the business activities. 16 BY MS. HANN: 17 Q. Do you know if this request was approved? 18 A. I would think so.</p>

REPORTER'S CERTIFICATE

I, Judith White, of Merrill Legal Solutions Pty Limited, do hereby certify that the foregoing testimony was recorded by me stenographically and thereafter transcribed by me, and that the foregoing transcript constitutes a full, true and accurate record of said examination of and testimony given by said witness, and of all other proceedings had during the taking of said deposition, and of the whole thereof, to the best of my ability.

I further certify that I am not a relative, employee or counsel of any of the parties of the within cause, nor am I an employee or relative of any counsel for the parties, nor am I in any way interested in the outcome of the within cause.

Signed



(Judith White)

Dated

10/26/09