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21 UNITED STATES DISTRICT COURT  
 22 NORTHERN DISTRICT OF CALIFORNIA  
 23 OAKLAND DIVISION

23 ORACLE USA, INC., *et al.*,

24 Plaintiffs,

25 v.

26 SAP AG, *et al.*,

27 Defendants.

No. 07-CV-01658 PJH (EDL)

**[PROPOSED] ORDER GRANTING  
 PLAINTIFFS' ADMINISTRATIVE  
 MOTION TO FILE UNDER SEAL  
 INFORMATION SUPPORTING  
 PLAINTIFFS' DAUBERT MOTIONS,  
 OPPOSITIONS TO DEFENDANTS'  
 MOTIONS *IN LIMINE* AND 17 U.S.C. §  
 410(C) MOTION**

Case No. 07-CV-01658 PJH (EDL)

[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION TO SEAL

1 Pending before this Court is Plaintiffs Oracle USA, Inc., Oracle International  
2 Corporation, Oracle EMEA Limited, and Siebel Systems, Inc. (collectively, “Oracle,” and with  
3 Defendants, the “Parties”) Administrative Motion to File Under Seal Information Supporting  
4 Plaintiffs’ *Daubert* Motions, Oppositions to Defendants’ Motions *in Limine* and 17 U.S.C. §  
5 410(c) Motion (the “Motion to Seal”).

6 Having considered (1) Plaintiffs’ Motion to Seal; (2) the Declaration of Zachary J.  
7 Alinder in Support of Plaintiffs’ Motion to Seal; (3) the Stipulation to Permit Plaintiffs’ to File  
8 Under Seal; (4) the Declaration of Jennifer Gloss in Support of Plaintiffs’ Motion to Seal;  
9 (5) Exhibit A to the House Declaration in Support of Plaintiffs’ *Daubert* Motion No. 1: To  
10 Exclude Testimony of Defendants’ Expert Stephen Clarke (“House Declaration”); (6) the  
11 Declaration of Daniel S. Levy Ph.D. in Support of Plaintiffs’ *Daubert* Motion No. 1: To Exclude  
12 Testimony of Defendants’ Expert Stephen Clarke (“Levy Declaration”); (7) Exhibits D, N, P, Q,  
13 R and T to the Declaration of Chad Russell Declaration in Support of Plaintiffs’ Opposition to  
14 Defendants’ Motions *in Limine* (“Russell Declaration”); and, (8) Exhibits A-D and F-H to the  
15 Declaration of John A. Polito in Support of Plaintiffs’ Motion Pursuant to 17 U.S.C. § 410(c)  
16 (“Polito Declaration”), all of which were lodged with the Court on August 20, 2010:

17 IT IS HEREBY ORDERED THAT Plaintiffs’ Motion to Seal is GRANTED. The Clerk  
18 of the Court shall file under seal the unredacted versions of:

- 19 • Exhibit A to the House Declaration at pages 51, 56, 94-115, 118-122, 126, 138,  
20 158, 170-171, 177, 180, 182-184, 187, 191, 197, 244-247, 273 and 280-281;
- 21 • The Levy Declaration in full and Exhibits 1-7 thereto;
- 22 • Exhibit D to the Russell Declaration at page 11, lines 2-4, and Exhibits N, P, Q, R  
23 and T to the Russell Declaration in full; and,
- 24 • Exhibits A-D and F-H to the Polito Declaration in full.

25 **IT IS SO ORDERED.**

26 Dated: \_\_\_\_\_, 2010

27 \_\_\_\_\_  
28 Honorable Phyllis J. Hamilton  
United States District Court Judge