

# EXHIBIT 29

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

ORACLE CORPORATION, a )  
Delaware corporation, ORACLE )  
USA, INC., a Colorado )  
corporation, and ORACLE )  
INTERNATIONAL CORPORATION, a )  
California corporation, )  
Plaintiffs, )  
)  
vs. ) CASE NO. 07-CV-01658 (MJJ)  
)  
SAP AG, a German )  
corporation, SAP AMERICA, )  
INC., a Delaware corporation,)  
TOMORROWNOW, INC., a Texas )  
corporation, and DOES 1-50, )  
inclusive, )  
Defendants. )

"HIGHLY CONFIDENTIAL"

ORAL VIDEOTAPED DEPOSITION OF  
TOMORROWNOW BY AND THROUGH SHELLEY NELSON

VOLUME 2

DECEMBER 6, 2007

ORAL VIDEOTAPED DEPOSITION OF SHELLEY NELSON, produced as a witness at the instance of the Plaintiffs and duly sworn, was taken in the above-styled and numbered cause on the 6th day of December, 2007, from 9:10 a.m. to 3:53 p.m., before Dana Richardson, Certified Shorthand Reporter in and for the State of Texas, reported by computerized stenotype machine at the offices of Jones Day, 717 Texas, Suite 3300, Houston, Texas 77002, pursuant to the Federal Rules of Civil Procedure and the provisions stated on the record or attached hereto.

Job No. 1603-85363

TEXT REMOVED - NOT RELEVANT TO MOTION

12:16:05 11 Q. So, for any support material that was provided to a  
12:16:11 12 customer from the master library, there's really no way of  
12:16:14 13 determining originally whose customer credentials were used to  
12:16:21 14 download that support material; is that right?  
12:16:23 15 A. No.  
12:16:25 16 Q. How would you tell?  
12:16:28 17 A. Depending on the type of document -- not all  
12:16:31 18 documents but some of the documents have a header, when you  
12:16:38 19 save them down as a text file or something, that says "Welcome  
12:16:42 20 back" so-and-so; and sometimes it mentions the customer name,  
12:16:46 21 depending on what that login ID profile looked like.  
12:16:56 22 Q. What -- what kinds of materials that would be  
12:17:00 23 downloaded would have that information attached to it?  
12:17:08 24 A. I believe the updates and fixes on a -- on a text  
12:17:14 25 file where it showed what the screen looked like, not the

12:17:19 1 attachments themselves but a text file that had a picture of  
12:17:25 2 what the page looked like; possibly the case documentation,  
12:17:33 3 although that was client-specific anyway. You couldn't  
12:17:37 4 download a case for another client anyway. I'm not sure of  
12:17:40 5 all the other document types. Those are the ones I know I've  
12:17:45 6 seen.

12:17:45 7 Q. Okay. Other than -- other than the text file for an  
12:17:48 8 update and fix, if it's there, and the case documentation, are  
12:17:52 9 you aware of any other materials downloaded from Oracle in the  
12:17:57 10 master library that you could identify which customer  
12:18:03 11 credential was used to download them?

12:18:08 12 A. I would say for the particular releases where we know  
12:18:13 13 we had only one client, it would be pretty easy to -- to  
12:18:17 14 surmise that that was the client ID we'd used; certainly  
12:18:23 15 looking at records, e-mails that had -- that had gone between  
12:18:29 16 my team and the download team requesting that downloads take  
12:18:33 17 place and giving them a Customer Connection ID, "Please  
12:18:36 18 download these products and releases for this customer.  
12:18:43 19 Here's your login;" and then today, I know Peggy tracks --  
12:18:54 20 but -- but she wasn't part of the master library. So, I don't  
12:18:57 21 know of any log that would say which ones were downloaded with  
12:19:04 22 which IDs.

TEXT REMOVED - NOT RELEVANT TO MOTION

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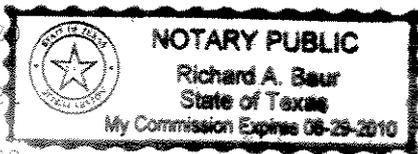
I declare under penalty of perjury that the foregoing is true and correct.

Shelley Nelson

SHELLEY NELSON

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned authority, by the witness, SHELLEY NELSON, on this the 5<sup>th</sup> day of JANUARY, 2008.

Richard C. Baur



NOTARY PUBLIC IN AND FOR  
THE STATE OF TEXAS

My Commission Expires: 8-29-2010

1 STATE OF TEXAS  
2 COUNTY OF HARRIS

3 REPORTER'S CERTIFICATE

4 I, Dana Richardson, a Certified Shorthand Reporter in and  
5 for the State of Texas, do certify that this deposition  
6 transcript is a true record of the testimony given by the  
7 witness named herein, after said witness was duly sworn by me.  
8 The witness was requested to review the deposition.

9 I further certify that I am neither attorney or counsel  
10 for, related to, nor employed by any parties to the action in  
11 which this testimony is taken and, further, that I am not a  
12 relative or employee of any counsel employed by the parties  
13 hereto or financially interested in the action.

14 I further certify that the amount of time used by each  
15 party at the deposition is as follows:

16 Mr. Geoffrey M. Howard - 05:47

17 SUBSCRIBED AND SWORN TO under my hand and seal of office  
18 on this the 12th day of December,  
19 2007.

20 *Dana Richardson*

21 Dana Richardson, CSR

22 Texas CSR 5386

23 Expiration: 12/31/09

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