

# EXHIBIT GG

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

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ORACLE CORPORATION, a Delaware Corporation,  
ORACLE USA, INC., a Colorado corporation,  
And ORACLE INTERNATIONAL CORPORATION, a  
California corporation,

Plaintiffs,

vs.

SAP AG, a German corporation, SAP AMERICA,  
INC., a Delaware corporation, TOMORROWNOW,  
INC., a Texas corporation, and DOES 1-50,  
inclusive,

Defendants.

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11:00 a.m.

March 5, 2009

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

Videotaped 30(b)(6) Deposition of  
TomorrowNow, Inc, by MARK WHITE, held at the  
offices of Bingham McCutchen, LLP, 399 Park  
Avenue, New York, New York, before David  
Henry, a Notice Public of the State of New  
York.

		Page 6			Page 8
11:04:11			11:06:37	1	with respect to TomorrowNow?
11:04:11			11:06:39	2	A. It was more statutory in nature
11:04:13			11:06:42	3	to sign off on the financial results,
11:04:15			11:06:44	4	approve bonus plans, compensation plans, and
11:04:17			11:06:48	5	approve back office, what I will call back
11:04:19			11:06:53	6	office functions like real estate, location
11:04:22			11:06:56	7	of real estate, approval of the hiring plans
11:04:25			11:07:03	8	for headcount.
11:04:28			11:07:04	9	Q. Anything else?
11:04:29			11:07:04	10	A. Not really.
11:04:29			11:07:05	11	Q. And can you describe in a little
11:04:31			11:07:08	12	more detail your responsibilities as
11:04:34			11:07:10	13	executive chairman?
11:04:34			11:07:11	14	A. For executive chairman I was
11:04:36	15	Q. Let's start with asking what your	11:07:14	15	responsible for primarily four areas. One
11:04:39	16	job title and responsibilities for at the	11:07:20	16	was to determine the ultimate conclusion for
	17	time that SAP acquired TomorrowNow, January,	11:07:27	17	TomorrowNow, number one; number two, take
11:04:45	18	2005.	11:07:31	18	any disciplinary actions, number three,
11:04:45	19	A. My job title at the time was	11:07:38	19	implement the company's directive around
11:04:47	20	senior vice-president, SAP Americas, chief	11:07:42	20	project Level-Set; and fourth was to
11:04:51	21	financial officer.	11:07:46	21	continue to provide the daily service to the
11:05:06	22	Q. And starting in January, 2005 and	11:07:49	22	customers.
11:05:10	23	going forward to today, how has your job	11:07:51	23	Q. Anything else?
11:05:13	24	title changed, if it has?	11:07:53	24	A. No. Those are really the four
11:05:18	25	A. In April of 2007, I was appointed	11:07:55	25	major categories.
		Page 7			Page 9
11:05:21	1	chief operating officer for SAP Americas.	11:07:57	1	Q. Did you report to anyone?
11:05:28	2	The job level was still senior	11:07:59	2	A. I reported to Werner Brandt who
11:05:31	3	vice-president and then in effectively the	11:08:02	3	is the global chief financial officer.
11:05:34	4	last week of June of 2007, I was appointed	11:08:05	4	Q. Did you report to anyone else?
11:05:37	5	executive chairman of TomorrowNow.	11:08:07	5	A. No.
11:05:42	6	Q. And what is your job title?	11:08:07	6	Q. And when you were -- prior to
11:05:44	7	A. Today it's senior vice-president	11:08:09	7	becoming executive chairman as a member of
11:05:46	8	and chief financial officer SAP North	11:08:11	8	the TomorrowNow board of directors, did you
11:05:50	9	America.	11:08:13	9	report to anyone?
11:05:50	10	Q. And are you still executive	11:08:15	10	A. Not in my capacity as a board
11:05:51	11	chairman of TomorrowNow?	11:08:18	11	member. As chief financial officer I
11:05:57	12	A. Yes, I am.	11:08:21	12	reported to Werner Brandt and I reported to
11:06:01	13	Q. Can you describe your job	11:08:24	13	Bill McDermott.
11:06:02	14	responsibilities over time with respect to	11:08:25	14	Q. Have you ever been employed by
11:06:04	15	TomorrowNow?	11:08:26	15	TomorrowNow?
11:06:06	16	A. After the acquisition of	11:08:27	16	A. No.
11:06:08	17	TomorrowNow in early 2005, I was appointed			
11:06:13	18	to the board of TomorrowNow as it was a			
11:06:17	19	wholly-owned subsidiary of SAP. And in	11:08:31		
11:06:24	20	June, July of 2007, I was appointed as	11:08:31		
11:06:28	21	executive chairman, so responsible at that	11:08:33		
11:06:31	22	time for the day-to-day operations of	11:08:41		
11:06:33	23	TomorrowNow.	11:08:45		
11:06:33	24	Q. And as a member of the board of	11:08:51		
11:06:35	25	directors, what were your responsibilities	11:08:54		

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C E R T I F I C A T E

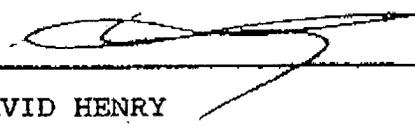
STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF NEW YORK )

I, DAVID HENRY, a Notary Public within  
and for the State of New York, do hereby  
certify:

That MARK WHITE, the witness whose  
deposition is hereinbefore set forth, was  
duly sworn by me and that such deposition is  
a true record of the testimony given by such  
witness.

I further certify that I am not related  
to any of the parties to this action by  
blood or marriage; and that I am in no way  
interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 8th day of March, 2009.

  
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DAVID HENRY