

# **EXHIBIT RR**

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17 TOMORROWNOW, INC.

18 UNITED STATES DISTRICT COURT  
19 NORTHERN DISTRICT OF CALIFORNIA  
20 OAKLAND DIVISION

21 ORACLE USA, INC., et al.,  
22 Plaintiffs,  
23 v.  
24 SAP AG, et al.,  
25 Defendants.

Case No. 07-CV-1658 PJH-EDL

**DEFENDANT TOMORROWNOW,  
INC.'S SECOND AMENDED AND  
SUPPLEMENTAL RESPONSE TO  
PLAINTIFF ORACLE  
CORPORATION'S FIRST SET OF  
REQUESTS FOR ADMISSION**

**CONFIDENTIAL PURSUANT TO  
PROTECTIVE ORDER**

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**REQUEST FOR ADMISSION NO. 70:**

Admit that as of July 19, 2007, an SAP TN manager responsible for inappropriate Downloads had been suspended.

**RESPONSE TO REQUEST FOR ADMISSION NO. 70:**

TomorrowNow objects to this request because the terms “manager,” “responsible,” “inappropriate,” and “suspended” are vague, ambiguous, and undefined.

Subject to the General Objections and these specific objections, this request is

**ADMITTED.**

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Dated December 4, 2009

JONES DAY

By /s/ Jason McDonell  
Jason McDonell

Counsel for Defendants  
SAP AG, SAP AMERICA, INC., and  
TOMORROWNOW, INC.