

# EXHIBIT G

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. ) No. 07-CV-1658 (PJH)  
 )  
SAP AG, a German corporation, )  
SAP AMERICA, INC., a Delaware )  
corporation, TOMORROWNOW, )  
INC., a Texas corporation, and )  
DOES 1-50, inclusive, )  
 )  
Defendants. )  
\_\_\_\_\_ )

VIDEOTAPED DEPOSITION OF  
DOUGLAS KEHRING

FRIDAY, AUGUST 28, 2009

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

REPORTED BY: HOLLY THUMAN, CSR No. 6834, RMR, CRR  
(1-422504)

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| 10:52:02 |  | 10:54:21 |   |
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| 10:52:42 |  | 10:55:00 | 17  |
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| 10:52:48 |  | 10:55:03 | 19  |
| 10:52:51 |  | 10:55:05 | 20  |
| 10:52:57 |  | 10:55:08 | 21  |
| 10:52:58 |  | 10:55:12 | 22  |
| 10:53:01 |  | 10:55:15 | 23  |
| 10:53:08 |  | 10:55:17 | 24  |
| 10:53:10 |  | 10:55:17 | 25  |
|          |  |          | Q. So staying with Exhibit 591 on the Bates page ending -849, referring again to the information that says, 20 to 30 percent of license revenues is from new customers.   |
|          |  |          | Do you see that?  |
|          |  |          | A. Yes.   |
|          |  |          | Q. Is that a metric that Oracle was relying on in valuing PeopleSoft for purposes of the acquisition?   |
|          |  |          | MR. HOWARD: Objection. Lacks foundation.  |
|          |  |          | THE WITNESS: I don't recall whether it is, but it would have been something that Safra Catz and Larry Ellison would have utilized in terms of coming to a determination as to what the incremental revenue and expenses would come from the PeopleSoft transaction. |
|          |  |          | MR. McDONELL: Q. Do you know whether after the acquisition you were able to determine   |
|          |  |          | whether 20 to 30 percent of PeopleSoft license revenue in fact continued to be generated from new customers?  |
|          |  |          | MR. HOWARD: Objection. Vague and ambiguous.   |
|          |  |          | THE WITNESS: I don't recall for that doing that effort. But to be clear, my role is one in which we establish the financial model at the time of the acquisition, and the financial figures from which we'll -- we'll gauge it, and then we do comparables.         |
|          |  |          | So things of this detailed nature are, you know, not things that show up in -- oftentimes in our tracking models.   |
|          |  |          | MR. McDONELL: Q. Let's take the next line there, on the same page. It says: 30 percent cross-sell to installed base.  |
|          |  |          | Do you see that?  |
|          |  |          | A. I do.  |
|          |  |          | Q. What does that mean to you?  |
|          |  |          | A. Again, I could venture a guess, an educated guess, as I mentioned, as to related to how they are defining it.  |
|          |  |          | But again, without having talked, spoken with PeopleSoft directly, there would be no way to   |
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| 10:53:13 |  | 10:55:19 | 1   |
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| 10:56:26 | 3  | 10:59:05 | 3  |
| 10:56:29 | 4  | 10:59:08 | 4  |
| 10:56:33 | 5  | 10:59:08 | 5  |
| 10:56:35 | 6  | 10:59:10 | 6  |
| 10:56:38 | 7  | 10:59:14 | 7  |
| 10:56:43 | 8  | 10:59:17 | 8  |
| 10:56:45 | 9  | 10:59:20 | 9  |
| 10:56:51 | 10 | 10:59:23 | 10 |
| 10:56:53 | 11 | 10:59:26 | 11 |
| 10:56:56 | 12 | 10:59:29 | 12 |
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| 10:57:03 | 15 | 10:59:47 | 15 |
| 10:57:09 | 16 | 10:59:50 | 16 |
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| 10:57:42 | 23 | 11:00:09 | 23 |
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| 10:57:53 | 1  | 11:00:14 | 1  |
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| 10:57:58 | 3  | 11:00:19 | 3  |
| 10:58:01 | 4  | 11:00:21 | 4  |
| 10:58:04 | 5  | 11:00:24 | 5  |
| 10:58:07 | 6  | 11:00:26 | 6  |
| 10:58:11 | 7  | 11:00:27 | 7  |
| 10:58:13 | 8  | 11:00:30 | 8  |
| 10:58:17 | 9  | 11:00:33 | 9  |
| 10:58:19 | 10 | 11:00:36 | 10 |
| 10:58:21 | 11 | 11:00:38 | 11 |
| 10:58:27 | 12 | 11:00:40 | 12 |
| 10:58:27 | 13 | 11:00:44 | 13 |
| 10:58:30 | 14 | 11:00:47 | 14 |
| 10:58:33 | 15 | 11:00:49 | 15 |
| 10:58:35 | 16 | 11:00:51 | 16 |
| 10:58:40 | 17 | 11:00:53 | 17 |
| 10:58:42 | 18 | 11:00:56 | 18 |
| 10:58:45 | 19 | 11:01:03 |    |
| 10:58:48 | 20 | 11:01:05 |    |
| 10:58:50 | 21 | 11:01:07 |    |
| 10:58:52 | 22 | 11:01:08 |    |
| 10:58:55 | 23 | 11:01:09 |    |
| 10:58:58 | 24 | 11:01:10 |    |
| 10:59:01 | 25 | 11:01:12 |    |

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| 13:40:15 | 13:43:44 |          |  |
| 13:40:16 | 13:43:45 |          |  |
| 13:40:19 | 13:43:46 | 3        | Q. Okay. So under -- on Exhibit 595 on the           |
| 13:40:19 | 13:43:49 | 4        | first page is a heading that reads "Preliminary      |
| 13:40:21 | 13:43:52 | 5        | Purchase Price Allocation."                          |
| 13:40:24 | 13:43:56 | 6        | Do you see that?                                     |
| 13:40:25 | 13:43:57 | 7        | A. Yes.  |
| 13:40:25 | 13:43:58 | 8        | Q. And in that section, it says, among other         |
| 13:40:27 | 13:44:00 | 9        | things, that the total preliminary purchase price    |
| 13:40:29 | 13:44:03 | 10       | was allocated to PeopleSoft's net tangible and       |
| 13:40:32 | 13:44:06 | 11       | identifiable intangible assets based on their        |
| 13:40:36 | 13:44:10 | 12       | estimated fair values as of December 29, 2004 as set |
| 13:40:36 | 13:44:14 | 13       | forth below. The excess of the purchase price over   |
| 13:40:39 | 13:44:17 | 14       | the net tangible and identifiable intangible assets  |
| 13:40:40 | 13:44:22 | 15       | was recorded as goodwill.                            |
| 13:40:43 | 13:44:24 | 16       | Do you see that?                                     |
| 13:40:47 | 13:44:25 | 17       | A. I do.   |
| 13:40:50 | 13:44:25 | 18       | Q. And if you turn the page to Bates number          |
| 13:40:55 | 13:44:28 | 19       | ending -870, do you see there's a table there        |
| 13:40:56 | 13:44:34 | 20       | showing various categories of tangible assets,       |
| 13:40:59 | 13:44:36 | 21       | identifiable intangible assets, and goodwill?        |
| 13:41:00 | 13:44:42 | 22       | A. I do. I do see it.                                |
| 13:41:02 | 13:44:44 | 23       | Q. And then the Goodwill line item has a             |
| 13:41:04 | 13:44:51 | 24       | number of 6.487 billion dollars. Do you see that?    |
| 13:41:05 | 13:44:55 | 25       | A. I do.   |
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| 13:41:08 | 13:44:56 | 1        | Q. And then just beneath that, there are             |
| 13:41:10 | 13:44:59 | 2        | intangible assets valued at 3.384 billion.           |
| 13:41:13 | 13:45:03 | 3        | Do you see that?                                     |
| 13:41:17 | 13:45:03 | 4        | A. I do.   |
| 13:41:20 | 13:45:04 | 5        | Q. And then if you look below, you'll see some       |
| 13:41:23 | 13:45:06 | 6        | detail of the components of the 3.384 billion. Do    |
| 13:41:27 | 13:45:13 | 7        | you see that?  |
| 13:41:28 | 13:45:17 | 8        | A. I do.   |
| 13:42:19 | 13:45:18 | 9        | Q. Do you see what I'm referring to?                 |
| 13:42:21 | 13:45:19 | 10       | A. Yes.  |
| 13:42:21 | 13:45:20 | 11       | Q. To the best of your knowledge, was this           |
| 13:42:24 | 13:45:21 | 12       | information that was published by Oracle to the      |
| 13:42:29 | 13:45:24 | 13       | public and submitted to the SEC?                     |
| 13:42:31 | 13:45:27 | 14       | A. I would assume so. This is standard               |
| 13:42:41 | 13:45:30 | 15       | accounting --  |
| 13:42:43 | 13:45:31 | 16       | Q. Were you involved in any way in preparing         |
| 13:42:47 | 13:45:33 | 17       | any of the valuations that we've just talked about   |
| 13:42:50 | 13:45:36 | 18       | on this page?  |
| 13:42:53 | 13:45:38 | 19       | A. You know, as I mentioned, this was part of        |
| 13:42:55 | 13:45:40 | 20       | the finance accounting team as it relates to -- as   |
| 13:42:58 | 13:45:43 | 21       | it relates to what's required for standard           |
| 13:43:00 | 13:45:48 | 22       | accounting practices, so I wasn't involved in the    |
| 13:43:02 | 13:45:51 | 23       | preparation of this. I certainly may have been       |
| 13:43:41 | 13:45:54 | 24       | involved at some point in explaining the original    |
| 13:43:43 | 13:45:57 | 25       | model, in terms of, you know, how it was structured, |

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|----------|---|----------|
| 13:46:00 | 1 if they used that at all.                           | 13:50:15 |
| 13:46:04 | 2 Q. Who would have been responsible for              | 13:50:18 |
| 13:46:06 | 3 preparing this information?                         | 13:50:20 |
| 13:46:09 | 4 A. The -- this information being what? Being        | 13:50:21 |
| 13:46:13 | 5 just the text, or --                                | 13:50:26 |
| 13:46:14 | 6 Q. No. The -- the numbers that we just walked       | 13:50:30 |
| 13:46:17 | 7 through, for goodwill and intangible assets.        | 13:50:31 |
| 13:46:20 | 8 A. The CFO's office.                                | 13:50:33 |
| 13:46:23 | 9 Q. Pardon me?                                       | 13:50:36 |
| 13:46:23 | 10 A. The CFO's office.                               | 13:50:38 |
| 13:46:26 | 11 Q. Okay. So as of May of 2005, who was the         | 13:50:39 |
| 13:46:30 | 12 CFO?   | 13:50:41 |
| 13:46:33 | 13 A. Again, I -- it's not that I don't want to       | 13:50:50 |
| 13:46:36 | 14 recall; it's that we had a sequence of CFOs at one | 13:50:54 |
| 13:46:40 | 15 point in time.                                     | 13:50:56 |
| 13:46:48 | 16 Q. Do you recall any individuals who were --       | 13:51:00 |
| 13:46:50 | 17 what --  | 13:51:04 |
| 13:46:52 | 18 A. This likely was Safra at this point in          | 13:51:06 |
| 13:46:54 | 19 time, but I don't ...                              | 13:51:09 |
| 13:46:56 | 20 Q. Do you recall who were any of the CFO's         | 13:51:12 |
| 13:47:01 | 21 main reports who would have been actively involved | 13:51:13 |
| 13:47:05 | 22 in preparing SEC financial statements like this    | 13:51:15 |
| 13:47:11 | 23 during that time frame?                            | 13:51:19 |
| 13:47:12 | 24 A. Again, I have never been involved in the        | 13:51:22 |
| 13:47:14 | 25 preparation of these sort of documents. So         | 13:51:24 |
| Page 191 |   | Page 193 |
| 13:47:15 | 1 underneath the CFO's office, I actually don't have  | 13:51:30 |
| 13:47:18 | 2 any idea how the work is divvied up, who's          | 13:51:37 |
| 13:47:21 | 3 responsible for what, and how the process works.    | 13:51:37 |
| 13:47:23 |   | 13:51:39 |
| 13:47:57 |   | 13:51:41 |
| 13:48:09 |   | 13:51:44 |
| 13:48:10 |   | 13:51:47 |
| 13:48:15 |   | 13:51:49 |
| 13:48:19 |   | 13:51:52 |
| 13:48:21 |   | 13:51:53 |
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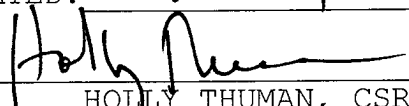
CERTIFICATE OF REPORTER

I, HOLLY THUMAN, a Certified Shorthand Reporter, hereby certify that the witness in the foregoing deposition was by me duly sworn to tell the truth, the whole truth, and nothing but the truth in the within-entitled cause;

That said deposition was taken down in shorthand by me, a disinterested person, at the time and place therein state, and that the testimony of said witness was thereafter reduced to typewriting, by computer, under my direction and supervision;

That before completion of the deposition review of the transcript [X] was [ ] was not requested. If requested, any changes made by the deponent (and provided to the reporter) during the period allowed are appended hereto.

I further certify that I am not of counsel or attorney for either or any of the parties to the said deposition, nor in any way interested in the event of this cause, and that I am not related to any of the parties thereto.

DATED: 9.9.09  
  
HOLLY THUMAN, CSR