

# EXHIBIT 6

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  
BOB GEIB

\_\_\_\_\_

FRIDAY, JANUARY 9, 2009

HIGHLY CONFIDENTIAL

REPORTED BY: HOLLY THUMAN, CSR No. 6834, RMR, CRR

(1-415440)

TEXT REMOVED - NOT RELEVANT TO MOTION

10:02:22            13                    Q.    When you were promoted to SVP in 2007, how  
10:02:26            14                    did your responsibilities change?  
10:02:28            15                    A.    At that point in time, I took on more of  
10:02:33            16                    the global sales functions.    So picked up Australia  
10:02:37            17                    and New Zealand and Europe.    Asia, PAC and Europe.  
10:02:48            18                    We had an office in Singapore, Australia, and in  
10:02:51            19                    Europe we had offices.  
10:02:53            20                    Q.    Okay.    So your position, then, was more of  
10:02:59            21                    a global sales position.    Is that right?  
10:03:02            22                    A.    Correct.  
10:03:07            23                    Q.    Do you recall who reported to you at that  
10:03:08            24                    time?  
10:03:09            25                    A.    At the time that I was promoted to SVP?

10:03:12            1                    Q.    Correct.

10:03:13            2                    A.    Bob Ludlam, promoted him to VP of sales for  
10:03:18            3                    North America.    Then had direct reports for, out of  
10:03:21            4                    the regions -- the account executives out of the  
10:03:23            5                    regions in the global territories.

10:03:56            6                    Q.    I'm going to hand you what's been  
10:03:57            7                    previously marked Plaintiff's Deposition Exhibit  
10:04:02            8                    No. 4.

10:04:22            9                                       Can you turn to the second-to-the-last  
10:04:24            10                    page?    I believe it's -- does that appear to  
10:04:38            11                    represent the structure of the global sales team  
10:04:43            12                    after you were promoted to SVP?

10:05:05            13                    A.    Yeah, at the time I was promoted to SVP,  
10:05:07            14                    that looks like the structure.

10:05:13            15                    Q.    So did Mr. Pullan have a sales function as  
10:05:17            16                    well?

10:05:17            17                    A.    Yes.    Originally, when -- at the time of  
10:05:20            18                    promotion, I had the North American.    Later, Nigel  
10:05:26            19                    took a different role, and I took over the global  
10:05:28            20                    function.

10:05:32            21                    Q.    What role did Mr. Pullan move to?

10:05:36            22                    A.    He moved into an overall customer services  
10:05:38            23                    role.

10:05:39            24                    Q.    So at that point, did you take on his sales  
10:05:44            25                    responsibilities in a managerial sense for EMEA and

10:05:49            1            APAC?

10:05:50            2                       A.    Yes.    That happened right toward the end of  
10:05:53            3            my tenure.

10:05:55            4                       Q.    Do you know approximately what date that  
10:05:56            5            was?

10:06:03            6                       A.    Summer, fall of '07, I believe.

10:06:06            7                       Q.    And when did you end your tenure at  
10:06:31            8            TomorrowNow?

10:06:34            9                       A.    I believe October, November of '07.

TEXT REMOVED - NOT RELEVANT TO MOTION



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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 stated, and that the testimony of the said witness was thereafter reduced to typewriting, by computer, under my direction and supervision;

That before completion of the deposition, review of the transcript  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 January 13, 2009

Holly Thuman

HOLLY THUMAN, CSR No. 6834