

EXHIBIT L

Oracle USA, Inc., *et al.*

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Plaintiffs,

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v.

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Case No. 07-CV-01658 PJH (EDL)

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SAP AG, *et al.*

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Defendants.

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EXPERT REPORT OF DANIEL S. LEVY, Ph.D.

November 16, 2009

Confidential

Appendix 4 – Information Considered

1. *ORACLE USA, INC., a Colorado corporation, ORACLE INTERNATIONAL CORPORATION, a California corporation, ORACLE EMEA LIMITED, an Irish private limited company, and SIEBEL SYSTEMS INC., a Delaware corporation, Plaintiffs, v. SAP AG, a German corporation, SAP AMERICA, INC., a Delaware corporation, TOMORROWNOW, INC., a Texas corporation, and DOES 1-50, inclusive, Defendants, Fourth Amended Complaint for Damages and Injunctive Relief.* In United States District Court, Northern District of California, San Francisco Division, Filed August 19, 2009.
2. Casella, George and Roger L. Berger, Statistical Inference. Second Edition. Pacific Grove, California: The Wodsworth Group/Duxbury. 2002.
3. Cochran, William G., Sampling Techniques. Third Edition. New York, New York: John Wiley & Sons, Inc. 1977.
4. Efron, B. & R.J. Tibshirani, An Introduction to the Bootstrap. Boca Raton, Florida: Chapman & Hall. 1993.
5. Levy, Paul S. and Stanley Lemeshow, Sampling of Populations. Fourth Edition. New York, New York: John Wiley & Sons, Inc. 2008.
6. Rice, John A., Mathematical Statistics and Data Analysis. Third Edition. Belmont, California: Brooks/Cole. 2007.
7. ORCLX-AACG-000003.
8. ORCLX-AACG-000004.
9. ORCLX-AACG-000005.
10. ORCLX-MAN-000060.
11. ORCLX-MAN-000061.
12. ORCLX-MAN-000205.
13. ORCLX-MAN-000206.
14. Conversations with Mandiant – various dates.