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

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

Case No. 07-CV-1658 PJH (EDL)

**DEFENDANTS' ADMINISTRATIVE
 MOTION TO PERMIT
 DEFENDANTS TO FILE UNDER
 SEAL PLAINTIFFS' DOCUMENTS
 IN SUPPORT OF DEFENDANTS'
 OPPOSITION TO PLAINTIFFS'
 MOTION NO. 1 TO EXCLUDE
 EXPERT TESTIMONY OF STEPHEN
 CLARKE**

1 Pursuant to Local Rules 7-11(a) and 79-5(c), Plaintiffs Oracle USA, Inc., Oracle
2 International Corporation, and Siebel Systems, Inc. (“Plaintiffs”) and Defendants SAP AG, SAP
3 America, Inc., and TomorrowNow, Inc. (“Defendants,” and together with Plaintiffs, the “Parties”)
4 request that the Court order the Clerk of the Court to file under seal, at Plaintiffs’ request, (1)
5 portions of Defendants’ Opposition to Plaintiffs’ Motion No. 1 to Exclude Expert Testimony of
6 Stephen Clarke (“Defendants’ Opposition to Plaintiffs’ Motion to Exclude Clarke”) and (2)
7 paragraphs 17 through 46 of the Declaration of Stephen K. Clarke in Support of Defendants’
8 Opposition to Plaintiffs’ Motion No. 1 to Exclude Expert Testimony of Stephen Clarke (“Clarke
9 Decl.”), which Defendants will lodge with the Court on September 10, 2010.

10 The requested relief sought is necessary and narrowly tailored to protect the alleged
11 confidentiality of the content of Plaintiffs’ documents put at issue by Defendants’ Opposition to
12 Plaintiffs’ Motion to Exclude Clarke. This request is supported by the accompanying Stipulation
13 and Declaration of Tharan Gregory Lanier in support of Defendants’ Administrative Motion to
14 File Under Seal.

15 Pursuant to Local Rule 79-5, a proposed order and stipulation accompanies this request to
16 file under seal (1) portions of Defendants’ Opposition to Plaintiffs’ Motion to Exclude Clarke,
17 and (2) paragraphs 17 through 46 of the Clarke Decl.

18 DATED: September 9, 2010

JONES DAY

19
20 By: /s/ Tharan Gregory Lanier
21 Tharan Gregory Lanier

22 Attorneys for Defendants
23 SAP AG, SAP AMERICA, INC., and
24 TOMORROWNOW, INC.