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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

ORACLE USA, INC., *et al.*,

Plaintiffs,

v.

SAP AG, *et al.*,

Defendants.

No. 07-CV-01658 PJH (EDL)

**[PROPOSED] ORDER GRANTING
 PLAINTIFFS' ADMINISTRATIVE MOTION
 TO PERMIT PLAINTIFFS TO FILE UNDER
 SEAL INFORMATION SUPPORTING
 REPLY IN SUPPORT OF PLAINTIFFS'
 MOTION NO. 1: TO EXCLUDE
 TESTIMONY OF DEFENDANTS' EXPERT
 STEPHEN CLARKE**

1 Pending before this Court is Plaintiffs Oracle USA, Inc., Oracle International Corporation
2 and Siebel Systems, Inc. (collectively, "Plaintiffs") Administrative Motion to Permit Plaintiffs to
3 File Under Seal Information Supporting Reply in Support of Plaintiffs' Motion No. 1: To
4 Exclude Testimony of Defendants' Expert Stephen Clarke ("Plaintiffs' Motion to Seal").

5 In compliance with this Court's Standing Order Involving Sealed or Confidential
6 Documents, Rule 26(c) and Civil Local Rule 79-5, Plaintiffs filed the Declaration of Jennifer
7 Gloss ("Gloss Declaration") in support of Plaintiffs' Motion to Seal. Through the Gloss
8 Declaration, Plaintiffs provide evidence of good cause sufficient for this Court to permit filing
9 under seal portions of the Declaration of Daniel S. Levy, Ph.D. in Support of Reply in Support of
10 Plaintiffs' Motion No. 1: To Exclude Testimony of Defendants' Expert Stephen Clarke ("Levy
11 Declaration") at Figures 1, 2 and A.1. The Gloss Declaration establishes both that Plaintiffs have
12 considered and treated the information contained in the document as confidential, commercially
13 sensitive and proprietary, and that public disclosure of such information would create a risk of
14 significant competitive injury and particularized harm and prejudice to Plaintiffs. The Gloss
15 Declaration also establishes that the request for sealing has been narrowly tailored.

16 Having considered (1) Plaintiffs' Motion to Seal; (2) the Stipulation to Permit Plaintiffs'
17 to File Under Seal; (3) the Gloss Declaration; and (4) the Levy Declaration, all of which were
18 lodged with the Court on September 17, 2010, and GOOD CAUSE having been shown:

19 IT IS HEREBY ORDERED THAT Plaintiffs' Motion to Seal is GRANTED. The Clerk
20 of the Court shall file under seal the unredacted versions of the Levy Declaration at Figures 1, 2
21 and A.1.

22 **IT IS SO ORDERED.**

23
24 Dated: _____, 2010

25 _____
26 Honorable Phyllis J. Hamilton
27 United States District Court Judge
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