

EXHIBIT 11

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

BEFORE: CHARLES A. LEGGE, JUDGE (Ret.)

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ORACLE CORPORATION, a Delaware Corporation; ORACLE, USA, INC., a Colorado corporation, and ORACLE INTERNATIONAL CORPORATION, a California corporation,

Plaintiffs,

vs.

No. 07-CV-01658-MJJ

SAP AG, a German corporation, SAP AMERICA, INC., a Delaware corporation, TOMORROWNOW, INC., a Texas corporation, and DOES 1-50, inclusive,

Defendants.

HEARING IN RE DISCOVERY ISSUES

Tuesday , March 4, 2008

JAMS

2 Embarcadero Center, 15th Floor
San Francisco, California

REPORTED BY: WENDY E. ARLEN, CSR #4355, CRR, RMR
JOB 406804

TEXT REMOVED - NOT RELEVANT TO MOTION

Page 105

13 JUDGE LEGGE: Define it for me, would you?
14 MR. HOWARD: It's a compilation, Oracle's
15 compilation of all of the different reasons that
16 customers give for leaving Oracle when they go to
17 TomorrowNow or other third-party support providers, and
18 that's not limited to the 69. It's all of the
19 information that Oracle has in that form relating to
20 those customers.
21 So to the extent that the discovery, the
22 purpose of the discovery --
23 JUDGE LEGGE: That's pretty darn comprehensive.
24 MR. HOWARD: It is very comprehensive.
25 MR. McDONELL: Well, it is and it isn't. First

27 (Pages 102 to 105)