

# EXHIBIT 19

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

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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-PJH (EDL)

SAP AG, a German Corporation,  
SAP AMERICA, INC., a Delaware  
CORPORATION, TOMORROWNOW, INC.,  
a Texas Corporation, and DOES  
1-50, Inclusive,

Defendants.

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VIDEOTAPED RULE 30(b)(6) DEPOSITION OF

ORACLE CORPORATION

Designee: RICHARD CUMMINS

\_\_\_\_\_  
Tuesday, September 23, 2008

Volume II, Pages 256 - 436

HIGHLY CONFIDENTIAL INFORMATION - ATTORNEYS' EYES ONLY

Reported By: WENDY E. ARLEN, CSR #4355, CRR, RMR  
Job 412497

TEXT REMOVED - NOT RELEVANT TO MOTION

11:04      19      Q.            MR. McDONELL: In the e-mail second from the  
20            top there is a reference to monthly reports from Rick  
21            Cummins.  
22      A.            Uh-huh.  
23      Q.            Do you see that?  
24      A.            I do.  
25      Q.            Do you have any idea what that's a reference

1 to?

2 A. Yes, when we sent these out to the  
3 distribution list, we sent the at risk report out.

11:05

4 Q. So that's a reference to the at risk  
5 report --

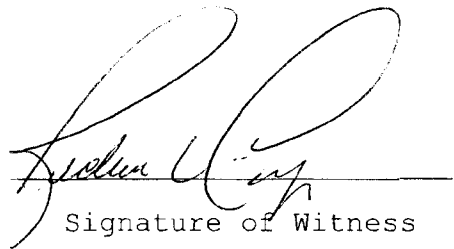
6 A. Yes.

7 Q. -- in the Excel spreadsheet?

8 A. Yes.

TEXT REMOVED - NOT RELEVANT TO MOTION

1  
2  
3 I declare under penalty of perjury that  
4 the foregoing is true and correct. Subscribed at  
5 Denver, <sup>Colorado</sup> California, this 15<sup>th</sup> day of  
6 October, 2008.  
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Signature of Witness

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CERTIFICATE OF REPORTER

I, WENDY E. ARLEN, 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: October 2<sup>nd</sup>, 2008

Wendy E Arlen

WENDY E. ARLEN CSR, No. 4355