

1 BINGHAM McCUTCHEM LLP
 2 DONN P. PICKETT (SBN 72257)
 3 GEOFFREY M. HOWARD (SBN 157468)
 4 HOLLY A. HOUSE (SBN 136045)
 5 ZACHARY J. ALINDER (SBN 209009)
 6 BREE HANN (SBN 215695)
 7 Three Embarcadero Center
 8 San Francisco, CA 94111-4067
 9 Telephone: (415) 393-2000
 10 Facsimile: (415) 393-2286
 11 donn.pickett@bingham.com
 12 geoff.howard@bingham.com
 13 holly.house@bingham.com
 14 zachary.alinder@bingham.com
 15 bree.hann@bingham.com

9 BOIES, SCHILLER & FLEXNER LLP
 10 DAVID BOIES (Admitted *Pro Hac Vice*)
 11 333 Main Street
 12 Armonk, NY 10504
 13 Telephone: (914) 749-8200
 14 Facsimile: (914) 749-8300
 15 dboies@bsflfp.com
 16 STEVEN C. HOLTZMAN (SBN 144177)
 17 FRED NORTON (SBN 224725)
 18 1999 Harrison St., Suite 900
 19 Oakland, CA 94612
 20 Telephone: (510) 874-1000
 21 Facsimile: (510) 874-1460
 22 sholtzman@bsflfp.com
 23 fnorton@bsflfp.com

16 DORIAN DALEY (SBN 129049)
 17 JENNIFER GLOSS (SBN 154227)
 18 500 Oracle Parkway, M/S 5op7
 19 Redwood City, CA 94070
 20 Telephone: (650) 506-4846
 21 Facsimile: (650) 506-7114
 22 dorian.daley@oracle.com
 23 jennifer.gloss@oracle.com

20 Attorneys for Plaintiffs
 Oracle USA, Inc., *et al.*

21 UNITED STATES DISTRICT COURT
 22 NORTHERN DISTRICT OF CALIFORNIA
 23 OAKLAND DIVISION

23 ORACLE USA, INC., et al.,

24 Plaintiffs,

25 v.

26 SAP AG, et al.,

27 Defendants.

JONES DAY
 ROBERT A. MITTELSTAEDT (SBN 060359)
 JASON McDONELL (SBN 115084)
 ELAINE WALLACE (SBN 197882)
 555 California Street, 26th Floor
 San Francisco, CA 94104
 Telephone: (415) 626-3939
 Facsimile: (415) 875-5700
 ramittelstaedt@jonesday.com
 jmcdonell@jonesday.com
 ewallace@jonesday.com

JONES DAY
 THARAN GREGORY LANIER (SBN 138784)
 JANE L. FROYD (SBN 220776)
 1755 Embarcadero Road
 Palo Alto, CA 94303
 Telephone: (650) 739-3939
 Facsimile: (650) 739-3900
 tglanier@jonesday.com
 jfroyd@jonesday.com

JONES DAY
 SCOTT W. COWAN (Admitted *Pro Hac Vice*)
 JOSHUA L. FUCHS (Admitted *Pro Hac Vice*)
 717 Texas, Suite 3300
 Houston, TX 77002
 Telephone: (832) 239-3939
 Facsimile: (832) 239-3600
 swcowan@jonesday.com
 jlfuncs@jonesday.com

Attorneys for Defendants
 SAP AG, SAP America, Inc., and
 TomorrowNow, Inc.

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

**TRIAL STIPULATION AND
 [PROPOSED] ORDER REGARDING
 CONTRIBUTORY INFRINGEMENT
 LIABILITY**

