

1 Robert A. Mittelstaedt (SBN 060359)
JONES DAY
2 555 California Street, 26th Floor
San Francisco, CA 94104
3 Telephone: (415) 626-3939
Facsimile: (415) 875-5700
4 ramittelstaedt@jonesday.com

5 Tharan Gregory Lanier (SBN 138784)
Jane L. Froyd (SBN 220776)
JONES DAY
6 1755 Embarcadero Road
7 Palo Alto, CA 94303
Telephone: (650) 739-3939
8 Facsimile: (650) 739-3900
tglanier@jonesday.com
9 jfroyd@jonesday.com

10 Scott W. Cowan (Admitted *Pro Hac Vice*)
Joshua L. Fuchs (Admitted *Pro Hac Vice*)
11 JONES DAY
717 Texas, Suite 3300
12 Houston, TX 77002
Telephone: (832) 239-3939
13 Facsimile: (832) 239-3600
swcowan@jonesday.com
14 jlfuchs@jonesday.com

15 Attorneys for Defendants
SAP AG, SAP AMERICA, INC., and
16 TOMORROWNOW, INC.

17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19 SAN FRANCISCO DIVISION

20 ORACLE CORPORATION, a Delaware
corporation, ORACLE USA, INC., a
21 Colorado corporation, and ORACLE
INTERNATIONAL CORPORATION, a
22 California corporation,

23 Plaintiffs,

24 v.

25 SAP AG, a German corporation, SAP
AMERICA, INC., a Delaware corporation,
26 TOMORROWNOW, INC., a Texas
corporation, and DOES 1-50, inclusive,
27

28 Defendants.

Case No. 07-CV-1658 MJJ

**STIPULATION AND [PROPOSED]
ORDER RESCHEDULING CASE
MANAGEMENT CONFERENCE**

1 **STIPULATION RESCHEDULING CASE MANAGEMENT CONFERENCE**

2 IT IS HEREBY STIPULATED AND AGREED between Plaintiffs Oracle
3 Corporation, Oracle USA, Inc., and Oracle International Corporation on the one hand and
4 Defendants SAP AG, SAP America, Inc., and TomorrowNow, Inc. on the other, by and through
5 their undersigned counsel, that due to unavailability of counsel on the current Case Management
6 Conference date of September 11, 2007, good cause exists to reschedule the Case Management
7 Conference in this action to September 18, 2007, at 2 p.m., or as soon thereafter as the matter may
8 be heard before the Honorable Martin J. Jenkins in courtroom 11 on the 19th Floor of the United
9 States District Court for the Northern District of California, San Francisco Division.

10
11 **IT IS SO AGREED AND STIPULATED.**

12 DATED: September 6, 2007

JONES DAY

13
14 By: /S/ Tharan Gregory Lanier
15 Tharan Gregory Lanier

16 Attorneys for Defendants
17 SAP AG, SAP AMERICA, INC., and
TOMORROWNOW, INC.

18 In accordance with General Order No. 45, Rule X, the above signatory attests that
19 concurrence in the filing of this document has been obtained from the signatory below.

20 DATED: September 6, 2007

BINGHAM McCUTCHEN LLP

21
22 By: /S/ Geoffrey M. Howard
23 Geoffrey M. Howard

24 Attorneys for Plaintiffs
25 ORACLE CORPORATION, ORACLE
26 INTERNATIONAL CORPORATION, and
27 ORACLE USA, INC.
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ORDER

Pursuant to the Stipulation between the parties, the Case Management Conference in this matter will be rescheduled to September 18, 2007, at 2 p.m., or as soon thereafter as the matter may be heard.

IT IS SO ORDERED.

DATED: _____, 2007 By: _____
THE HONORABLE MARTIN J. JENKINS
UNITED STATES DISTRICT JUDGE