1	Robert A. Mittelstaedt (SBN 060359) JONES DAY	
2	555 California Street, 26 th Floor	
3	San Francisco, CA 94104 Telephone: (415) 626-3939	
4	Facsimile: (415) 875-5700 ramittelstaedt@jonesday.com	
5	Tharan Gregory Lanier (SBN 138784)	
6	Jane L. Froyd (SBN 220776) JONES DAY	
7	1755 Embarcadero Road Palo Alto, CA 94303	
8	Telephone: (650) 739-3939 Facsimile: (650) 739-3900	
9	tglanier@jonesday.com jfroyd@jonesday.com	
10	Scott W. Cowan (Admitted Pro Hac Vice)	
11	Joshua L. Fuchs (Admitted <i>Pro Hac Vice</i>) JONES DAY	
12	717 Texas, Suite 3300 Houston, TX 77002	
13	Telephone: (832) 239-3939 Facsimile: (832) 239-3600	
14	swcowan@jonesday.com jlfuchs@jonesday.com	
15	Attorneys for Defendants	
16	SAP AG, SAP AMERICA, INC., and TOMORROWNOW, INC.	
17	UNITED STATES DISTRICT COURT	
18	NORTHERN DISTRICT OF CALIFORNIA	
19	SAN FRANCISCO DIVISION	
20	ORACLE CORPORATION, a Delaware	Case No. 07-CV-1658 MJJ
21	corporation, ORACLE USA, INC., a Colorado corporation, and ORACLE INTERNATIONAL CORPORATION, a	STIPULATION AND [PROPOSED] ORDER RESCHEDULING CASE
22	California corporation,	MANAGEMENT CONFERENCE
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	Defendants.	
28	Defendants.	
	SVI-50231v1	STIPULATION AND [PROPOSED] ORDER RESCHEDULING CMC Case No. 07-CV-1658 MJJ
ļ		

1 STIPULATION RESCHEDULING CASE MANAGEMENT CONFERENCE 2 IT IS HEREBY STIPULATED AND AGREED between Plaintiffs Oracle Corporation, 3 Oracle USA, Inc., and Oracle International Corporation on the one hand and Defendants SAP 4 AG, SAP America, Inc., and TomorrowNow, Inc. on the other, by and through their undersigned 5 counsel, that due to unavailability of counsel on the current Case Management Conference date of 6 September 11, 2007, good cause exists to reschedule the Case Management Conference in this 7 action to September 25, 2007, at 2 p.m., or as soon thereafter as the matter may be heard before the Honorable Martin J. Jenkins in courtroom 11 on the 19th Floor of the United States District 8 9 Court for the Northern District of California, San Francisco Division. 10 IT IS SO AGREED AND STIPULATED. 11 12 DATED: September 10, 2007 **JONES DAY** 13 14 By: /S/ Tharan Gregory Lanier Tharan Gregory Lanier 15 Attorneys for Defendants 16 SAP AG, SAP AMERICA, INC., and TOMORROWNOW, INC. 17 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 10, 2007 BINGHAM McCUTCHEN LLP 21 22 By: /S/ Geoffrey M. Howard Geoffrey M. Howard 23 Attorneys for Plaintiffs 24 ORACLE CORPORATION, ORACLE INTERNATIONAL CORPORATION, and 25 ORACLE USA, INC. 26 27

28

ORDER

Pursuant to the Stipulation between the parties, the Case Management Conference in this matter will be rescheduled to September 25, 2007, at 2 p.m., or as soon thereafter as the matter may be heard. A joint statement from the parties is due ten days prior to the conference.

IT IS SO ORDERED.

DATED: 9/10/07, 2007

