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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, et al.,	)	CASE NO. C 04-0807 VRW
Plaintiffs,	)	
v.	)	<b>JOINT STIPULATIONS OF FACT</b>
ORACLE CORPORATION	)	
Defendant.	)	

The parties to this action stipulate to the following facts:

1. Oracle Corp. (“Oracle”) is a Delaware corporation with its principal place of business in Redwood City, California.
2. Oracle provides organizations with database technology, enterprise software applications, related consulting services, and related products in the United States and abroad.
3. Oracle markets and sells its products throughout the United States, and in each of the Plaintiff States, in regular, continuous, and substantial interstate commerce.
4. Oracle has marketed its products to each of the Plaintiff States.
5. Oracle markets its products within each of the Plaintiff States.
6. Oracle transacts business and is found within the Northern District of California.

- 1 7. PeopleSoft, Inc. (“PeopleSoft”) is a Delaware corporation with its principal executive  
2 office in Pleasanton, California.
- 3 8. PeopleSoft provides organizations with enterprise software applications and offers related  
4 consulting services in the United States and abroad.
- 5 9. Oracle has initiated a tender offer for the shares of PeopleSoft.
- 6 10. Human Resources Management software (HRM) and Financial Management Systems  
7 software (FMS) are types of enterprise applications software.
- 8 11. Most organizations (including corporations, federal, state, and local government agencies,  
9 and non-profit organizations) automate their financial management and human resource  
10 functions.
- 11 12. Employee records and benefits administration are some of the more common business  
12 functions addressed by HRM programs sold by software vendors.
- 13 13. General ledger, accounts payable, and accounts receivable are some of the more common  
14 business functions addressed by FMS programs sold by software vendors.
- 15 14. Many FMS and HRM software customers go through an extensive procurement process to  
16 identify qualified vendors and receive proposals for software solutions. The procurement  
17 process typically lasts from six to eighteen months and involves extensive interaction with  
18 software vendors, third party consultants, and others.
- 19 15. References from similarly situated customers are used in marketing FMS and HRM  
20 solutions to certain customers.
- 21 16. Oracle sells HRM and FMS solutions throughout the United States and around the world.
- 22 17. PeopleSoft sells HRM and FMS solutions throughout the United States and around the  
23 world.
- 24 18. SAP sells HRM and FMS solutions throughout the United States and around the world.

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1 Dated: June 1, 2004

/s/  
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9 Dated: June 1, 2004

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