

UNITED STATES DEPARTMENT OF LABOR
OFFICE OF ADMINISTRATIVE LAW JUDGES

OFFICE OF FEDERAL CONTRACT
COMPLIANCE PROGRAMS, UNITED
STATES DEPARTMENT OF LABOR,

Plaintiff,

v.

ORACLE AMERICA, INC.,

Defendant.

OALJ Case No. 2017-OFC-00006

RECEIVED

AUG 18 2017

Office of Administration
San Francisco, CA

**DECLARATION OF LAURA C. BREMER IN SUPPORT OF PLAINTIFF'S MOTION
TO COMPEL**

I, LAURA C. BREMER, hereby declare as follows:

1. I am a Senior Trial Attorney in the Office of the Solicitor for the U.S. Department of Labor. In that capacity, I represent the Office of Federal Contract Compliance Programs, United States Department of Labor ("OFCCP"). If called as a witness, I could and would testify competently to the matters set forth in this Declaration.

2. On August 17, 2017, I participated in a call with counsel for Oracle during which the parties discussed Oracle's responses to OFCCP's Request for Production Nos. 71, 72, 78, 79, 80, 87, and 88. During that discussion, counsel for Oracle, Erin Connell, indicated that Oracle did not do pay equity analyses pursuant to 41 C.F.R. § 60-2.17. Ms. Connell also represented that Oracle was not withholding any documents responsive to the above-mentioned requests for production on the basis of privilege.

3. Prior to the August 17, 2017 call, Oracle refused to commit to producing

documents on a set schedule. On that call, however, Oracle proposed for the first time, producing documents on a schedule, which is as follows:

September 15: For RFPs 18, 25, and 39-40, provide a sample set of emails, which OFCCP could review, and propose search terms;

October 1: Produce the data responsive OFCCP's RFP Nos. 73-76;

October 15: Produce the remaining documents and privilege log.

4. Oracle deferred meeting and conferring about requests for data until OFCCP interviewed witnesses about Oracle's systems. Oracle finally agreed to provide informally nine witnesses for these interviews, which took place between June 8, 2017 and July 5, 2017.

5. On July 27, 2017, I participated in a call with counsel for Oracle during which the parties discussed OFCCP's request for employee contact information. During that discussion, counsel for Oracle, Erin Connell, proposed for the first time that the requested contact information be produced pursuant to a *Belair* process.

I declare under the penalty of perjury that the foregoing is true and correct and that this declaration was executed in San Francisco, California on August 18, 2017.



LAURA C. BREMER
Senior Trial Attorney