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11 Attorneys for Defendant  
 12 ORACLE AMERICA, INC.

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
 14 COUNTY OF SAN MATEO

16 RONG JEWETT, SOPHY WANG, XIAN  
 MURRAY, ELIZABETH SUE PETERSEN  
 17 MARILYN CLARK, AND MANJARI KANT,  
 individually and on behalf of all others  
 18 similarly situated,  
 19 Plaintiffs,  
 20 v.  
 21 ORACLE AMERICA, INC.,  
 22 Defendant.

Case No. 17CIV02669  
**DEFENDANT ORACLE AMERICA,  
 INC.'S RESPONSES AND  
 OBJECTIONS TO PLAINTIFFS' FIRST  
 SET OF REQUESTS FOR  
 ADMISSIONS**

Assigned for all purposes to the Honorable  
 V. Raymond Swope  
 Department 23

Trial Date: Not Set  
 Date Action Filed: June 16, 2017

24 PROPOUNDING PARTY: Plaintiffs RONG JEWETT, SOPHY WANG, XIAN MURRAY,  
 25 ELIZABETH SUE PETERSEN, MARILYN CLARK, AND  
 MANJARI KANT  
 26  
 27 RESPONDING PARTY: Defendant ORACLE AMERICA, INC.  
 28 SET NUMBER: One (Nos. 1-2)

**Exhibit P-305**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 Pursuant to Code of Civil Procedure sections 2033.210, *et seq.*, Defendant Oracle  
3 America, Inc. ("Defendant" or "Oracle") hereby submits the following responses and objections  
4 to Plaintiffs' First Set of Requests for Admissions (the "Requests"), served on counsel for Oracle  
5 on August 6, 2018. These responses and objections are timely served pursuant to the extension  
6 from Plaintiffs' counsel memorialized in writing on August 28, 2018.

7 **PRELIMINARY STATEMENT**

8 Oracle has not completed its investigation of the facts related to this case and its responses  
9 are, therefore, of a preliminary nature. Further discovery, investigation and research may produce  
10 additional relevant facts that may lead to changes in the responses set forth below. Although  
11 these responses are complete to the best of Oracle's knowledge, these responses are given without  
12 prejudice to Oracle's right to amend its objections and responses or produce additional relevant  
13 evidence that may come to light regarding the issues raised in this lawsuit. Nothing contained in  
14 these responses shall in any way limit Oracle's ability to make all uses at trial or otherwise of the  
15 information or documents referenced herein or of any subsequently discovered information or  
16 documents or of information or documents omitted from these responses as a result of good faith  
17 oversight, error, or mistake.

18 These responses are made solely for the purpose of this action and are subject to all  
19 objections as to competence, authenticity, relevance, materiality, propriety, admissibility and any  
20 and all other objections and grounds which would or could require or permit the exclusion of any  
21 document or statement therein from evidence, all of which objections and grounds are reserved  
22 and may be interposed at the time of trial.

23 No incidental or implied admissions are intended by these responses. The fact that Oracle  
24 has responded or objected to any Request or part thereof shall not be deemed an admission that  
25 Oracle accepts or admits to the existence of any facts set forth or assumed by such Request. Nor  
26 shall Oracle's responses or objections be deemed an admission that any statement or  
27 characterization in any Request is accurate or complete, or that any particular document exists, is  
28 relevant, or is admissible in evidence. The fact that Oracle has answered part or all of any

1 Request is not intended to be, and shall not be construed as, a waiver by Oracle of any part of any  
2 objection to any Request.

3 **GENERAL OBJECTIONS**

4 The following general objections apply to each of the Requests for Admissions:

5 1. Oracle objects to each Request to the extent that it seeks information protected  
6 from disclosure by the attorney-client privilege, the work-product doctrine, the common interest  
7 doctrine and/or any other applicable privileges, doctrines and immunities. To the extent Oracle  
8 inadvertently produces any information falling within any applicable privilege, Oracle does not  
9 waive the applicable privilege/objection. To the extent Oracle provides any information falling  
10 within any privilege and it is later held that Oracle waived the applicable privilege/objection,  
11 Oracle waives the applicable privilege/objection only to the extent of the information provided.

12 2. Oracle objects to each Request to the extent that Plaintiffs seek information that is  
13 protected from disclosure by the right to privacy guaranteed by the United States and/or  
14 California Constitution and laws.

15 3. Oracle objects to each Request to the extent Plaintiffs seek proprietary  
16 information, trade secrets or other confidential information. To the extent that a Request seeks  
17 such proprietary, trade secret or other confidential information, Oracle will provide only that  
18 information that is essential to Plaintiffs' case, and will provide such information only pursuant to  
19 the Stipulation & Protective Order Regarding Confidential Information, filed November 21, 2017.

20 4. Oracle objects to each Request to the extent it is vague, ambiguous, overbroad in  
21 scope, uncertain as to time, unduly burdensome, oppressive or seeks information that is not  
22 relevant to the subject matter of this litigation or not reasonably calculated to lead to the  
23 discovery of admissible evidence.

24 5. Oracle generally objects to these Requests to the extent that they purport to require  
25 it to do anything by way of response beyond what is required by the California Code of Civil  
26 Procedure or applicable Court Rules.

27 6. Oracle expressly reserves the right to object to further discovery into the matters  
28 inquired by the Requests and to the scope of the Requests. Oracle also retains the right to object

1 to the introduction into evidence of information developed in response to the Requests on the  
2 grounds that the information is not relevant, or any other legitimate basis.

3 7. Oracle objects to these Requests to the extent they seek information beyond that  
4 related to the issue of whether Plaintiffs can meet their burden to establish that this matter should  
5 be certified as a class action. Thus, Oracle will not provide information pursuant to these  
6 Requests to the extent that they exceed the scope of permissible discovery at this stage in the  
7 action. Although Oracle has agreed to provide information in response to those Requests which  
8 could in any conceivable way lead to the discovery of admissible evidence concerning  
9 certification issues, such disclosure should not be construed in any way as a waiver of Oracle's  
10 position that merits-based discovery is improper at this stage.

11 8. These General Objections shall be deemed to be incorporated in full into the  
12 responses set forth below.

13 **REQUESTS FOR ADMISSIONS AND RESPONSES**

14 Subject to and without waiving any of the foregoing General Objections, and  
15 incorporating each of them by this reference into each response below, Oracle responds more  
16 specifically to Plaintiffs' individual Requests as follows:

17 **REQUEST FOR ADMISSION NO. 1:**

18 Admit that Exhibit 18 to the July 17, 2018 deposition of Anje Dodson is a true and correct  
19 copy of notes of an interview of Lisa Gordon conducted by the United States Department of  
20 Labor, Office of Federal Contract Compliance Programs.

21 **RESPONSE TO REQUEST FOR ADMISSION NO. 1:**

22 Oracle objects to this Request as vague and ambiguous, particularly as to the terms  
23 "notes" and "interview." Oracle further objects to this request to the extent it seeks information  
24 not reasonably available to Oracle. Oracle further objects to this request to the extent that it  
25 would require Oracle to admit or attest to information known uniquely to Lisa Gordon, who is no  
26 longer employed by Oracle.

27 Subject to and without waiving the foregoing objections, Oracle admits that Exhibit 18 to  
28 the July 17, 2018 deposition of Anje Dodson in this matter is a true and correct copy of a

1 document that was prepared following an interview that the Office of Federal Contract  
2 Compliance Programs ("OFCCP") conducted of Lisa Gordon as part of a compliance review of  
3 Oracle's Pleasanton, California location. Oracle denies Request No. 1 to the extent it implies this  
4 document represents a verbatim or otherwise wholly accurate transcription of the interview itself.

5 **REQUEST FOR ADMISSION NO. 2:**

6 Admit that the signature on page 18 of Exhibit 18 to the July 17, 2018 deposition of Anje  
7 Dodson is a true and correct copy of Lisa Gordon's signature.

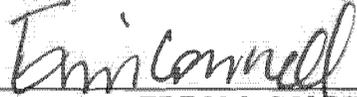
8 **RESPONSE TO REQUEST FOR ADMISSION NO. 2:**

9 Oracle objects to this request to the extent it seeks information not reasonably available to  
10 Oracle. Oracle further objects to this request to the extent that it would require Oracle to admit or  
11 attest to information known uniquely to Lisa Gordon, who is no longer employed by Oracle.

12 Subject to and without waiving the foregoing objections, Oracle admits that the signature  
13 on page 18 of Exhibit 18 to the July 17, 2018 deposition of Anje Dodson in this matter is  
14 consistent with the appearance of Ms. Gordon's signature in other documents maintained by  
15 Oracle in the regular course of business.

16 Dated: September 19, 2018

GARY R. SINISCALCO  
JESSICA R. PERRY  
ERIN M. CONNELL  
KATHRYN G. MANTOAN  
Orrick, Herrington & Sutcliffe LLP

19  
20 By:   
21 ERIN M. CONNELL  
22 Attorneys for Defendant  
23 ORACLE AMERICA, INC.  
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VERIFICATION

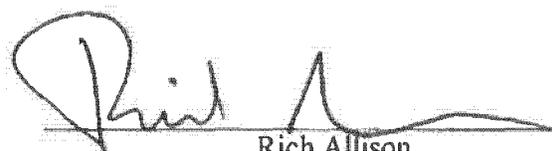
I, Rich Allison, declare I am the Senior Vice President, Global Practices and Risk Management. for Oracle America, Inc., and am authorized to make this verification on its behalf.

I have read the following:

**DEFENDANT ORACLE AMERICA, INC.'S RESPONSES AND OBJECTIONS TO PLAINTIFFS' FIRST SET OF REQUESTS FOR ADMISSIONS**

and know its contents. I am informed and believe that the matters stated therein are true and on that ground declare under penalty of perjury under the laws of the State of California that the same are true and correct and that this verification was executed on September 18, 2018 in

Redwood City, California.

  
Rich Allison