

Please have the new supplier complete these forms and fax back to Oracle at 650.607.5050. **UNSIGNED FORMS WILL NOT BE ACCEPTED.**

SECTION 1. SUBSTITUTE W-9 FORM - Request for Taxpayer Identification Number		
<u>NATURE OF ORGANIZATION (check applicable organization type):</u>		
<input type="checkbox"/> C-Corporation	<input type="checkbox"/> S-Corporation	<input type="checkbox"/> LLC
<input type="checkbox"/> Partnership	<input type="checkbox"/> US Gov./Agency	<input type="checkbox"/> Individual
<input type="checkbox"/> Sole Proprietor	<input type="checkbox"/> Other (please specify): _____	
<u>TAXPAYER IDENTIFICATION NUMBER (TIN)</u>		
Federal Tax Identification Number:		
□ □ - □ □ □ □ □ □ □ □		
or Social Security Number:		
□ □ □ - □ □ - □ □ □ □		
<u>COMPANY INFORMATION:</u>		
Full Legal Name: _____		
Business Name (DBA): _____		
<u>Electronic Payment Information:</u>		
Oracle America, Inc. is committed to electronic payment as the primary means of paying suppliers for goods provided or services rendered. This payment method has been found to significantly improve the timeliness of payments resulting in a net benefit to the supplier.		
The Company named above ("Company") hereby authorizes Oracle America, Inc. ("Oracle") to initiate credit entries to Company's (select one):		
<input type="radio"/> Checking Account		
<input type="radio"/> Savings Account		
at the depository financial institution named below ("Depository"), and to credit the same to such account. We acknowledge that the origination of American Clearing House ("ACH") transactions to this account must comply with the provisions of U.S. law.		
Depository Name _____ Branch _____		
City _____ State _____ Zip _____		
Routing Account		
Number _____ Number _____		
Telephone		
Number _____		
Company understands that it is not legally required to furnish bank information, but Company does so because it wants to participate in the direct deposit payment option with Oracle.		

This Authorization is to remain in full force and effect until Oracle has received written notification from Company of its termination in such time and in such manner as to afford Oracle and Depository a reasonable opportunity to act on it.

Name(s) _____ Title _____
(Please Print)

Email address for payment notifications: _____

Payment Remittance Address:

Address: _____

City, ST ZIP: _____

Physical Location Address:

Address: _____

City, ST., ZIP: _____

Phone Number: _____

Fax Number: _____

Email Address: _____
(required for PO delivery)

Signature: _____

Printed Name/Title: _____

SECTION 2. SUPPLIER STATUS/SUPPLEMENTAL TAX INFORMATION

Which type of tax return is filed for this entity: (please circle)

1120 1120-S 1040 1065 Other (please specify)_____

Instructions: Check the categories that best describe your business. It is possible for a business to fall into more than one (1) category:

- Small Business:** One that is independently owned and operated, not dominant in its field, and can qualify under Section 3 of the Small Business Act. Small business size standards vary by classifications of products or services provided. Specific details are available from the SMALL BUSINESS ADMINISTRATION, under CFR (121) and from the North American Industrial Classification Codes (NAICS).
- HUBZone Small Business:** a small business concern that appears on the List of Qualified HUBZone Small Business Concerns maintained by the Small Business Administration. A firm can be found to be a qualified HUBZone concern, if: (a) It is small; (b) It is located in an "historically underutilized business zone" (HUBZone); (c) It is owned and controlled by one or more U.S. Citizens; and (d) at least 35% of its employees reside in a HUBZone.

- Women-Owned Business**: A business that is at least 51% owned, controlled, and operated by a woman or women who are United States citizens.

- Minority-Owned Business**: A small business that is at least 51% owned, controlled, and operated by one or more individuals who are U.S. citizens belonging to one of the following groups:
 - African Americans
 - Alaska Native Corporations & American Indian Tribes
 - Hispanic Americans
 - Asian-Pacific Americans
 - Asian-Indian Americans
 - Other - Please specify: _____

- Disabled Veteran**: A business that is at least 51% owned, controlled, and operated by one of more individuals who are a disabled veteran.

- Veteran-Owned Small Business (VOSB)**: means a small business concern-- (1) Not less than 51 percent of which is owned by one or more veterans (as defined at 38 U.S.C. 101(2)) or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more veterans; and (2) The management and daily business operations of which are controlled by one or more veterans.

Signature

Purpose of Form. - A person who is required to file an information return with the IRS must get your correct TIN to report income paid to you, real estate transactions, mortgage interest you paid, the acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA. Use Form W-9 to give your correct TIN to the requester (the person requesting your TIN) and, when applicable, (1) to certify the TIN you are giving is correct (or you are waiting for a number to be issued), (2) to certify you are not subject to backup withholding, or (3) to claim exemption from backup withholding if you are an exempt payee. Giving your correct TIN and making the appropriate certifications will prevent certain payments from being subject to backup withholding.

NOTE: If a requester gives you a form other than a W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

What is Backup Withholding? - Persons making certain payments to you must withhold and pay to the IRS 31% of such payments under certain conditions. This is called "backup withholding." Payments that could be subject to backup withholding include interest, dividends, broker and barter exchange transactions, rents, royalties, non-employee pay, and certain payments from fishing boat operators. Real estate transactions are not subject to backup withholding.

If you give the requester your correct TIN, make the proper certifications, and report all your taxable interest and dividends on your tax return, your payments will not be subject to backup withholding. Payments you receive will be subject to backup withholding if:

1. You do not furnish your TIN to the requester, or
2. The IRS tells the requester that you furnished an incorrect TIN, or
3. The IRS tells you that you are subject to backup withholding because you did not report all your interest and dividends on your tax return (for reportable interest and your dividends only), or
4. You do not certify to the requester that you are not subject to backup withholding under 3 above (for reportable interest and dividend accounts opened after 1983 only), or
5. You do not certify your TIN. See the Part III instructions for exceptions. Certain payees and payments are exempt from backup withholding and information reporting. See the Part II instructions and the separate instructions for the Requester of Form W-9.

How To Get a TIN. - If you do not have a TIN, apply for one immediately. To apply, get Form SS-5, Application for a Social Security Number Card (for individuals), from your local office of the Social Security Administration, or Form SS-4, Application for Employer Identification Number (for businesses and all other entities), from your local IRS office.

If you do not have a TIN, write "Applied For" in the space for the TIN in Part I, sign and date the form, and give it to the requester. Generally, you will then have 60 days to get a TIN and give it to the requester. If the requester does not receive your TIN within 60 days, backup withholding, if applicable, will begin and continue until you furnish you TIN.

*QUESTIONS? PLEASE CALL +91 80 51131300.

Certificate of Compliance

Dear Supplier:

Oracle Corporation is subject to the fair employment practice requirements of a number of Executive Orders as detailed on the attached form and is required to certify compliance with those Orders.

As a result, we are required to obtain similar certification of fair employment practices from our suppliers who may be covered by the same Orders. Rather than obtain a certification for each purchase order, we have elected to fulfill our obligation by obtaining certification from your company every two years.

Please sign and fax the enclosed Certificate of Compliance, along with the W-9 and the Vendor Information forms to 650.607.5050. If you believe that you are exempt from any part of this agreement, please send us a written statement of the facts on which you base your claim for exemption.

Thank for your time and cooperation.

Sincerely,

Diversity and Compliance
CERTIFICATE OF COMPLIANCE
EQUAL EMPLOYMENT OPPORTUNITY
AND MINORITY/SMALL BUSINESS

As a federal contractor, Oracle Corporation is subject to the requirements of: Executive Order 11246, as amended (Equal Employment Opportunity); Executive Order 117001 (Employment of Disabled Veterans of the Vietnam Era); Executive Order 11625 (Utilization of Minority Business Enterprises); Executive Order 11758 (Employment of the Handicapped); Executive Order 12138 (Utilization of Women-Owned Firms); Executive Order 11141 (Policy Against Discrimination Based on Age); Sections 701-4.14 of the Armed Services Procurement Regulations (Surplus Area Concerns); Section 7 of the Defense Acquisition Regulation and parts 1-7 of the Federal Procurement Regulations, as amended (Utilization of Small Business Concerns and Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged Individuals); and, the regulations, orders and rules issued thereunder.

The following Compliance Certificate, executed by the undersigned Supplier, represents Supplier's certification that it has completed its responsibilities under the foregoing executive orders.

CERTIFICATE OF COMPLIANCE

EQUAL OPPORTUNITY CLAUSE (applicable to the federal contractors and sub-contractors, with orders amounting to \$10,000 or more). Supplier is aware and fully informed of its responsibilities under Executive Order 11246 and agrees to be bound by its provisions. (Reference to the Executive Order 11246 includes all amendments.)

AFFIRMATIVE ACTION COMPLIANCE PROGRAM (applicable to federal contractors and sub-contractors, with orders amounting to \$50,000 or more, provided contractor/supplier has 50 or more employees). Supplier certifies to Oracle and to the United States government that since Oracle is a federal contractor, Supplier will, if appropriate: (a) file with the appropriate federal agency a complete and accurate report on Standard Form 100 (EEO-1) within 30 days after the signing of this certificate (unless such a report has been filed in the last 12 months), and continue to file such reports annually, on or before March 31, or as otherwise provided by law or regulation; and (b) develop and maintain a written affirmative action compliance program in accordance with the regulations of the Office of Federal Contract Compliance Programs promulgated under Executive Order 11246, as amended.

SEGREGATED FACILITIES CERTIFICATION (applicable to federal contractors and sub-contractors, with orders amounting to \$10,000 or more). Supplier certifies that it does not and will not maintain any facilities it provides for its employees in a segregated manner, or permit its employees to perform their services at any location under its control, where segregated facilities are maintained. Additionally, Supplier will attempt to obtain a similar certification from its proposed subcontractors prior to the award of any non-exempt subcontract.

EMPLOYMENT OF THE HANDICAPPED (Executive Order 11758, applicable to federal contractors and sub-contractors, with orders amounting to \$2,500 or more). Supplier acknowledges that if applicable, it is bound by the Affirmative Action for Handicapped Workers Clause set forth in Section 60-741 of Title 41 C.F.R., promulgated under Section 503 of the Rehabilitation Act of 1973 and the clause is incorporated by reference into this Certificate of Compliance.

EMPLOYMENT OF DISABLED VETERANS AND VETERANS OF THE VIETNAM ERA (applicable to federal contractors and sub-contractors, with orders amounting to \$10,000 or more). Suppliers acknowledges that if applicable, it is bound by the Affirmative Action for Disabled Veterans of the Vietnam Era Clause, as set forth in Section 60-250.4 of Title 41 C.F.R., promulgated under the Vietnam Era Veterans Readjustment Act of 1974 and the clause is incorporated by reference into this Certificate of Compliance.

UTILIZATION OF MINORITY BUSINESS ENTERPRISES (Executive Order 11625).

1. Application to federal contractors and sub-contractors, with all contracts that exceed \$10,000.

a. It is the policy of the government that minority enterprises shall have the maximum practicable opportunity to complete contracts with depositories of U.S. funds or with suppliers of depositories of U.S. funds. The term "minority business enterprise" means a business, at least 50 percent of which is owned by minority group member or, in the case of a publicly-owned business, at least 51 percent of the stock of which is owned by minority group members. For the purposes of this definition, minority group members are Black American (not of Hispanic origin), Asian Americans, American Indians/Alaskan Natives and Hispanic Americans. Pursuant to Executive Order 11625, Oracle and Supplier acknowledge that they will rely on written representation by subcontracts regarding their status as minority enterprises in lieu of an independent investigation.

b. Supplier agrees to use its best efforts to carry out this policy in the award of its subcontracts to the fullest extent possible with the efficient performance of any non-exempt contract.

2. Applicable to all contracts of purchase orders which exceed \$500,000. Suppliers acknowledges that if applicable, it is bound by the Minority Business Enterprises Subcontractor Program Clause set forth in Section 7-104.36(b) of the Armed Services Procurement Regulations (ASPR), promulgated pursuant to Executive Order 11625 and that the clause is incorporated by reference into this Certificate of Compliance.

UTILIZATION OF SMALL BUSINESS CONCERNS (applicable to federal contractors and sub-contractors, with all orders amounting to \$10,000 or more, ASPR Section 7-104.14(a)). It is the policy of the government that a fair proportion of the purchases and contracts for supplies and services for the government be placed with small business concerns. Oracle and Supplier agree to accomplish the maximum amount of subcontracting feasible with small business concerns.

UTILIZATION OF LABOR SURPLUS AREA CONCERNS (applicable to federal contractors and sub-contractors, with orders amounting to \$10,000 or more). It is the policy of the government to award contracts to businesses in labor surplus areas that have been so identified pursuant to ASPR 1-805. Supplier agrees to use its best efforts to place its subcontracts in accordance with ASPR Section 1-1.805-3(a), which is incorporated herein by reference.

SMALL BUSINESS AND LABOR SURPLUS AREA SUBCONTRACTING (applicable to federal contractors and sub-contractors, with orders amounting to \$500,000 or more). If any subcontracting between Oracle and Supplier amounts to \$500,000 or more, Supplier agrees to establish small business and labor surplus area programs in accordance with the appropriate clauses in ASPR Section 7-104.14(b) and ASPR Section 7-104.20(b), which clauses are incorporated herein by reference.

UTILIZATION OF WOMEN OWNED FIRMS (Executive Order 12138, applicable to federal contractors and sub-contractors, with orders amounting to \$10,000 or more). It is the policy of the government to take appropriate action to facilitate, preserve, and strengthen women business enterprises and to insure full participation by women in the free enterprise system. Supplier agrees that it will utilize women-owned firms, as specified within the framework of 12138, provided the efficient performance of its subcontracts can be completed.

EMPLOYMENT OF INDIVIDUALS REGARDLESS OF AGE (Executive Order 11141, applicable to federal contractors and sub-contractors, with federal contractor and suppliers). It is the policy of the government that federal contractors, sub-contractors, or suppliers of depositories of U.S. funds shall not discriminate against persons because of their age in any of their employment practices except upon the basis of a bona fide occupational qualification. Supplier endorses and agrees to this policy.

GENERAL - Supplier understands and agrees that this Certification does not create any enforceable rights hereunder for any firm, organization, or individual. The undersigned agrees that the provisions of this Certificate of Compliance are hereby incorporated in every non-exempt contract or purchase order between Oracle and Supplier currently in force, or that may be issued during a one-year period from the date of execution of this certificate.

Supplier's Name

Signature of Authorized
Representative

Supplier's Address

Printed Name of Authorized
Representative

Title of Authorized Representative

Date of Execution

***** updated 1/10/2010 *****