IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

PRAGMATUS TELECOM, LLC, Plaintiff, v. SIRIUS XM RADIO INC., Defendant.	)	Case No. 1:12-cv-00095-RGA JURY TRIAL DEMANDED
SIRIUS XM RADIO INC., Counterclaimant, v. PRAGMATUS TELECOM, LLC, Counterclaim Defendant.	)	
SIRIUS XM RADIO INC., Third Party Plaintiff, v. RIGHTNOW TECHNOLOGIES, INC., Third Party Defendant.	)	

THIRD PARTY DEFENDANT ORACLE AMERICA, INC.'S,
AS SUCCESSOR-IN-INTEREST TO RIGHTNOW TECHNOLOGIES, INC.,
MOTION TO DISMISS SIRIUS XM RADIO INC.'S
THIRD PARTY COMPLAINT PURSUANT TO 12(b)(1)

Third Party Defendant Oracle America, Inc., as Successor-In-Interest To RightNow Technologies, Inc., by and through its undersigned attorneys, hereby moves to dismiss Sirius XM Radio Inc.'s third party complaint pursuant to 12(b)(1) (the "Motion"). A brief in support of this Motion is being filed contemporaneously herewith and is incorporated herein by reference.

Dated: April 27, 2012

DLA PIPER LLP (US)

/s/ Denise S. Kraft

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