

No. 17-1625

In the
Supreme Court of the United States

RIMINI STREET, INC., et al.,

Petitioners,

v.

ORACLE USA, INC., et al.,

Respondents.

**On Writ of Certiorari to the
United States Court of Appeals
for the Ninth Circuit**

BRIEF FOR RESPONDENTS

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QUESTION PRESENTED

The Copyright Act provides that a court “in its discretion may allow the recovery of full costs” to a prevailing party. 17 U.S.C. §505. That “full costs” language stands in contrast to the default federal cost-shifting statute, which would apply even in the absence of specific language in the Copyright Act, and under which courts may “tax as costs” only a subset of litigation expenses—generally known as “taxable costs.” *See* 28 U.S.C. §1920.

The question presented is:

Whether the Copyright Act, which gives courts “discretion” to award prevailing parties their “full costs,” authorizes recovery of the full range of litigation costs, or authorizes recovery of only the subset of costs that are taxable under 28 U.S.C. §1920.

PARTIES TO THE PROCEEDING

Petitioners, and defendants below, are Rimini Street, Inc., and Seth Ravin.

Respondents, and plaintiffs below, are Oracle America, Inc., and Oracle International Corporation. Although Oracle USA, Inc., continues to be named in the case caption as a plaintiff, that entity no longer exists.

CORPORATE DISCLOSURE STATEMENT

Oracle Corporation is the ultimate parent company of Oracle America, Inc., and Oracle International Corporation. Oracle Corporation also was the ultimate parent of Oracle USA, Inc., but that entity no longer exists. Oracle Corporation wholly owns, through one or more of its privately-held, wholly-owned subsidiaries, Oracle America, Inc., and Oracle International Corporation. No other publicly held corporation owns 10% or more of the stock in Oracle America, Inc., or Oracle International Corporation.

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