UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re MERCURY INTERACTIVE CORP. SECURITIES LITIGATION	Master File No. 5:05-CV-3395-JF
	CLASS ACTION
This Document Relates To: ALL ACTIONS.	PROOF OF CLAIM AND RELEASE

I. GENERAL INSTRUCTIONS

1. To recover as a Member of the Class based on your claims in the action entitled *In re Mercury Interactive Corp. Sec. Litig.*, Master File No. 5:05-CV-3395-JF (the "Litigation"), you must complete and, on page 6 hereof, sign this Proof of Claim and Release. If you fail to timely file a properly addressed (as set forth in paragraph 3 below) Proof of Claim and Release, your claim may be rejected and you may be precluded from any recovery from the Settlement Fund created in connection with the proposed settlement of the Litigation.

2. Submission of this Proof of Claim and Release, however, does not assure that you will share in the proceeds of settlement in the Litigation.

3. **YOU MUST MAIL YOUR COMPLETED AND SIGNED PROOF OF CLAIM AND RELEASE POSTMARKED NO LATER THAN NOVEMBER 29, 2008, ADDRESSED AS FOLLOWS:**

   Mercury Interactive Securities Litigation
   Claims Administrator
   c/o Complete Claim Solutions, LLC
   P.O. Box 24715
   West Palm Beach, FL 33416
   Toll-Free: 1-888-356-0255 - Email: Info@MercuryInteractiveSecuritiesSettlement.com

   If you are NOT a Member of the Settlement Class (as defined in the "Notice of Pendency and Proposed Settlement of Class Action") DO NOT submit a Proof of Claim and Release form.

4. If you are a Member of the Class, and you do not timely and validly request exclusion, you are bound by the terms of any judgment entered in the Litigation, WHETHER OR NOT YOU SUBMIT A PROOF OF CLAIM AND RELEASE.

II. DEFINITIONS

Terms as defined in the Notice of Pendency and Proposed Settlement of Class Action shall also apply herein.

III. CLAIMANT IDENTIFICATION SECTION OF FORM

1. If you purchased Mercury Interactive Corporation ("Mercury") common stock, debt securities, other equity securities, or options and held the certificate(s) in your name, you are the beneficial purchaser as well as the record purchaser. If, however, the certificate(s) were registered in the name of a third party, such as a nominee or brokerage firm, you are the beneficial purchaser and the third party is the record purchaser.

2. Use Part I of this form entitled "Claimant Identification" to identify each purchaser of record ("nominee"), if different from the beneficial purchaser of Mercury common stock, debt securities, other equity securities, or options which forms the basis of this claim. THIS CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL PURCHASER OR PURCHASERS, OR THE LEGAL REPRESENTATIVE OF SUCH PURCHASER OR PURCHASERS, OF THE MERCURY SECURITIES UPON WHICH THIS CLAIM IS BASED.

3. All joint purchasers must sign this claim. Executors, administrators, guardians, conservators and trustees must complete and sign this claim on behalf of Persons represented by them and proof of their authority must accompany this claim and their titles or capacities must be stated. The Social Security (or taxpayer identification) number and telephone number of the beneficial owner may be used in verifying the claim. Failure to provide the foregoing information could delay verification of your claim or result in rejection of the claim.

IV. CLAIM FORM

1. Use Part II of this form entitled "Schedule of Transactions in Mercury Common Stock," "Schedule of Transactions in Mercury Bonds" and/or "Schedule of Transactions in Mercury Call or Put Options" to supply all required details of your transaction(s) in Mercury common stock, debt securities, other equity securities, or options. If you need more space or additional schedules, attach separate sheets giving all of the required information in substantially the same form. Sign and print or type your name on each additional sheet.

2. On the schedules, provide all of the requested information with respect to ***all*** of your purchases and ***all*** of your sales of Mercury securities which took place at any time beginning September 8, 2001 through July 3, 2006, inclusive (the "Class Period"). Failure to report all such transactions may result in the rejection of your claim.

3. List each transaction in the Class Period separately and in chronological order, by trade date, beginning with the earliest. You must accurately provide the month, day and year of each transaction you list.

4. The date of covering a "short sale" is deemed to be the date of purchase of Mercury securities. The date of a "short sale" is deemed to be the date of sale of Mercury securities.

5. Copies of broker confirmations or other documentation of your transactions in Mercury securities must be attached to your claim. **Do not send originals.** Failure to provide this documentation could delay verification of your claim or result in rejection of your claim. Certain Claimants with a large number of transactions, such as institutional holders, may ask (or be asked) to submit claim information in an electronic format. The Claims Administrator will decide when electronic filing of information will be authorized. In these cases, all Claimants ***must*** still submit a manually signed paper Proof of Claim form. The Proof of Claim form must list all the data and transactions, whether or not they are also submitted electronically. Only electronic files authorized by the Claims Administrator will be considered properly submitted. The Claims Administrator will issue a written acknowledgement of receipt and acceptance of electronically submitted data to the Claimant.

Reminder Checklist:

1. Please sign the release and declaration on page 6 of the claim form.
2. Remember to attach supporting documentation.
3. Do not send original or copies of stock certificates.
4. Keep a copy of your claim form for your records.
5. If you desire an acknowledgment of receipt of your claim form, please send it Certified Mail, Return Receipt Requested.
6. If you move, please send us your new address.

DEADLINE FOR SUBMISSION: POSTMARKED NO LATER THAN NOVEMBER 29, 2008

IN RE MERCURY INTERACTIVE CORP. SECURITIES LITIGATION
MASTER FILE NO. 5:05-CV-3395-JF

PROOF OF CLAIM AND RELEASE

Please Type or Print

OFFICIAL USE ONLY

PART I. CLAIMANT IDENTIFICATION - Complete either Section A or B and then proceed to Section C.

A. Complete this Section ONLY if the Beneficial Owner is an individual, joint, or IRA account. Proceed to Section C.

Last Name (Beneficial Owner)

First Name (Beneficial Owner)

Last Name (Joint Beneficial Owner, if applicable)

First Name (Joint Beneficial Owner, if applicable)

Name of IRA Custodian, if applicable

If this account is an IRA, and if you would like any check that you MAY be eligible to receive made payable to the IRA account, please include "IRA" in the "Last Name" box above (e.g. Jones IRA).

B. Complete this Section ONLY if the Beneficial Owner is an Entity, such as a corporation, trust, estate, etc. Proceed to Section C.

Name of Entity - Beneficial Owner (See Section III for definition of Beneficial Owner)

Name of Representative, if applicable (Executor, administrator, trustee, c/o, etc.)

C. Mailing Information:

Number and Street or P.O. Box

City

State

Zip Code

Foreign Province and Postal Code

Foreign Country

Telephone Number (Day, including area and/or country code)

Telephone Number (Evening, including area and/or country code)

Email

Enter Taxpayer Identification Number below for the Beneficial Owner(s). For most individuals, this is your Social Security Number. If you fail to provide this information, your claim may be rejected.

Social Security No. (for individuals) or Taxpayer Identification No. (for estates, trusts, corporations, etc.)

PART II. SCHEDULE OF TRANSACTIONS IN MERCURY COMMON STOCK

A. **BEGINNING BALANCE** - State the total number of shares of Mercury common stock owned at the close of trading on September 7, 2001, long or short *(must be documented):*

Number of shares

B. **PURCHASES** - Separately list each and every purchase of Mercury common stock during the period September 8, 2001 **through** July 3, 2006, inclusive, and provide the following information *(must be documented):*

Trade Date (List Chronologically) (Month/Day/Year)	Number of Shares of Common Stock Purchased	Purchase Price Per Share of Common Stock	Amount Paid

C. **SALES** - Separately list each and every sale of Mercury common stock during the period September 8, 2001 **through** July 3, 2006, inclusive, and provide the following information *(must be documented):*

Trade Date (List Chronologically) (Month/Day/Year)	Number of Shares of Common Stock Sold	Sale Price Per Share of Common Stock	Amount Received

D. **ENDING BALANCE** - State the total number of shares of Mercury common stock you still owned at the close of trading on July 3, 2006 long or short *(must be documented):*

Number of shares

SCHEDULE OF TRANSACTIONS IN MERCURY BONDS

A. BEGINNING BALANCE - At the close of trading on September 7, 2001, I owned the following Mercury Bonds in the principal amounts indicated *(If none, write "zero" or "0"; if other than zero, must be documented, refer to paragraph 5. on Instructions page 2.):*

Bond Code	Description of Bond	Principal Amount (Face Value or Par Value)
2007 Note:	4.75% Convertible Subordinated Notes Due July 1, 2007	
2008 Note:	Zero Coupon Senior Convertible Notes Due May 1, 2008	

B. PURCHASES: For each Mecury Bond, list the total Principal Amount (Face Value) purchased between September 8, 2001 and July 3, 2006: (Bond Code: Refer to Section A above.)

Bond Code	Date of Purchase (List Chronologically) (Month/Day/Year)	Principal Amount (Face Value or Par Value)	Total Amount Paid

C. SALES: For each Mecury Bond, list the total Principal Amount (Face Value) sold between September 8, 2001 and July 3, 2006: (Bond Code: Refer to Section A above.)

Bond Code	Date of Sale (List Chronologically) (Month/Day/Year)	Principal Amount (Face Value or Par Value)	Total Amount Received

D. ENDING BALANCE - At the close of trading on July 3, 2006, I owned the following Mercury Bonds in the principal amounts indicated *(If none, write "zero" or "0"; if other than zero, must be documented, refer to paragraph 5 on Instructions page 2.):*

Bond Code	Description of Bond	Principal Amount (Face Value or Par Value)
2007 Note:	4.75% Convertible Subordinated Notes Due July 1, 2007	
2008 Note:	Zero Coupon Senior Convertible Notes Due May 1, 2008	

IF YOU NEED ADDITIONAL SPACE TO LIST YOUR TRANSACTIONS, PHOTOCOPY THIS PAGE.

SCHEDULE OF TRANSACTIONS IN MERCURY CALL OR PUT OPTIONS

A. BEGINNING HOLDINGS:

For Mercury call or put options, list (a) the number of contracts purchased; (b) the expiration date (month/year); and (c) the exercise/ strike price that you owned at the close of trading on September 7, 2001, long or short *(must be documented):*

Type of Contract	Number of Contracts	Expiration Date Month/Year	Exercise/Strike Price
Call			
Put			

B. PURCHASES AND SALES:

List each individual transaction of Mercury call and put options from September 8, 2001 through July 3, 2006, inclusive, as follows: (a) the trade date/date written; (b) the type of transaction by letter code; (c) the number of contracts; (d) the price per contract; (e) the date of expiration or strike date; (f) the exercise/assign/strike price; (h) the transaction amount/amount paid; (i) an indication if the option was assigned, exercised, expired or closed out; and (j) Action Date (must be documented). If you require additional space, attach extra sheets in the same format as below.

CALLS

Trade Date	Transaction Type Purchase (P) Sell (S)	Number of Contracts	Price Per Contract	Expiration Month/Year	Exercise/ Strike Price	Amount Paid	Exercise (R) Expired (P) Closed Out (O)	Action Date**

**Action Date: Date call option exercised, expired or closed out.

PUTS

Date Put Written	Number of Contracts Written	Price Per Contract	Strike Date Month/Year	Assign/Strike Price	Total Transaction Amount	Assigned (A) Expired (P) Closed Out (O)	Action Date**

**Action Date: Date put option assigned, expired or bought.

C. ENDING HOLDINGS:

For Mercury call or put options, list (a) the number of contracts purchased; (b) the expiration date (month/year); and (c) the exercise/ strike price that you still owned at the close of trading on July 3, 2006, long or short (must be documented):

Type of Contract	Number of Contracts	Expiration Date Month/Year	Exercise/Strike Price
Call			
Put			

If additional space is needed, attach separate, numbered sheets, giving all required information, substantially in the same format, and print your name and Social Security or Taxpayer Identification number at the top of each sheet.
YOU MUST ALSO READ THE RELEASE ON PAGE 5 AND SIGN THE PROOF OF CLAIM ON PAGE 6.

IMPORTANT: FAILURE TO ATTACH SUPPORTING DOCUMENTATION MAY PREVENT YOU FROM RECEIVING ANY DISTRIBUTION UNDER THE SETTLEMENT.

V. SUBMISSION TO JURISDICTION OF COURT AND ACKNOWLEDGMENTS

I submit this Proof of Claim and Release under the terms of the Stipulation of Settlement described in the Notice. I also submit to the jurisdiction of the United States District Court for the Northern District of California, with respect to my claim as a Class Member and for purposes of enforcing the release set forth herein. I further acknowledge that I am bound by and subject to the terms of any Judgment that may be entered in the Litigation. I agree to furnish additional information such as transactions in other Mercury securities (including common stock, options, other equity securities, and debt securities) to the Claims Administrator to support this claim if required to do so. I have not submitted any other claim covering the same purchases or sales of Mercury securities during the Class Period and know of no other Person having done so on my behalf.

VI. RELEASE

1. I hereby acknowledge full and complete satisfaction of, and do hereby fully, finally and forever settle, release and discharge from the Released Claims each and all of the Released Persons and each and all of their "Related Parties," defined as each of a Defendant's past or present directors, officers, employees, partners, insurers, co-insurers, reinsurers, controlling shareholders, attorneys, accountants or auditors, personal or legal representatives, predecessors, successors, parents, subsidiaries, divisions, joint ventures, assigns, spouses, heirs, related or affiliated entities, any entity in which a Defendant has a controlling interest, any members of any Individual Defendant's immediate family, or any trust of which any Individual Defendant is the settlor or which is for the benefit of any Individual Defendant's family.
2. "Released Claims" shall collectively mean any and all claims arising from the purchase (as the term is used in the Securities Exchange Act to include contract to buy, purchase, or otherwise acquire) or sale of Mercury securities and relating in any way to Mercury's financial statements, the sale of securities by any Mercury officer, director or employee, or any other acts, facts, statements or omissions during the Class Period that are alleged or could have been alleged in the Litigation. "Released Claims" includes "Unknown Claims" as defined in paragraph 3 hereof.
3. "Unknown Claims" means any Released Claims which any Lead Plaintiff or Class Member does not know or suspect to exist in his, her or its favor at the time of the release of the Released Persons which, if known by him, her or it, might have affected his, her or its settlement with and release of the Released Persons, or might have affected his, her or its decision not to object to this settlement. With respect to any and all Released Claims, the Settling Parties stipulate and agree that, upon the Effective Date, the Lead Plaintiffs shall expressly and each of the Class Members shall be deemed to have, and by operation of the Judgment shall have, expressly waived the provisions, rights and benefits of California Civil Code §1542, which provides:

   A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS WHICH THE CREDITOR DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE, WHICH IF KNOWN BY HIM OR HER MUST HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR.

   The Lead Plaintiffs shall expressly and each of the Class Members shall be deemed to have, and by operation of the Judgment shall have, expressly waived any and all provisions, rights and benefits conferred by any law of any state or territory of the United States, or principle of common law, which is similar, comparable or equivalent to California Civil Code §1542. The Lead Plaintiffs and Class Members may hereafter discover facts in addition to or different from those which he, she or it now knows or believes to be true with respect to the subject matter of the Released Claims, but each Lead Plaintiff shall expressly and each Class Member, upon the Effective Date, shall be deemed to have, and by operation of the Judgment shall have, fully, finally, and forever settled and released any and all Released Claims, known or unknown, suspected or unsuspected, contingent or non-contingent, whether or not concealed or hidden, which now exist, or heretofore have existed, upon any theory of law or equity now existing or coming into existence in the future, including, but not limited to, conduct which is negligent, intentional, with or without malice, or a breach of any duty, law or rule, without regard to the subsequent discovery or existence of such different or additional facts. The Lead Plaintiffs acknowledge, and the Class Members shall be deemed by operation of the Judgment to have acknowledged, that the foregoing waiver was separately bargained for and a key element of the settlement of which this release is a part.
4. This release shall only be in force when the Court approves the Stipulation of Settlement and the Stipulation becomes effective on the Effective Date (as defined in the Stipulation).
5. I (We) hereby warrant and represent that I (we) have not assigned or transferred or purported to assign or transfer, voluntarily or involuntarily, any matter released pursuant to this release or any other part or portion thereof.
6. I (We) hereby warrant and represent that I (we) have included information about all of my (our) transactions in Mercury common stock, debt securities, other equity securities, or options which occurred during the Class Period as well as the number of shares of Mercury securities held by me (us) at the opening of trading on September 8, 2001, and at the close of trading on July 3, 2006.

VII. CERTIFICATION

UNDER THE PENALTY OF PERJURY, I (WE) CERTIFY THAT:

1. The number shown on this form is my correct TIN; and
2. I (We) certify that I am (we are) NOT subject to backup withholding under the provisions of Section 3406 (a)(1)(C) of the Internal Revenue Code because: (a) I am (We are) exempt from backup withholding; or (b) I (We) have not been notified by the Internal Revenue Service that I am (we are) subject to backup withholding as a result of a failure to report all interest or dividends; or (c) the Internal Revenue Service has notified me (us) that I am (we are) no longer subject to backup withholding.

NOTE: If you have been notified by the Internal Revenue Service that you are subject to backup withholding, you must cross out Item 2 above.

The Internal Revenue Service does not require your consent to any provision of this document other than the certification required to avoid backup withholding.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information supplied by the undersigned is true and correct.

Executed this _________ day of _________________ (Month) ________ (Year) in ____________________ (City, State / Country).

Signature of Claimant (If this claim is being made on behalf of Joint Claimants, then each must sign)

Signature of Claimant	Signature of Joint Claimant (if any)
Type or Print Your Name Here	Type or Print Joint Claimant Name Here
Signature of person signing on behalf of Claimant	Type/print name of person signing on behalf of Claimant

(Capacity of person(s) signing, *e.g.*, Beneficial Purchaser, Executor or Administrator)

For additional information, contact the Claims Administrator at:

Mercury Interactive Securities Litigation
c/o Complete Claim Solutions, LLC
P.O. Box 24715
West Palm Beach, FL 33416
Toll-Free: 1-888-356-0255
Email: Info@MercuryInteractiveSecuritiesSettlement.com

ACCURATE CLAIMS PROCESSING TAKES A SIGNIFICANT AMOUNT OF TIME. THANK YOU FOR YOUR PATIENCE.