

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH

FILED  
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2003 JUN 20 10 51 AM

THE SCO GROUP, INC.,

Plaintiff/Counterclaim-Defendant,

-against-

INTERNATIONAL BUSINESS MACHINES

CORPORATION,

Defendant/Counterclaim-Plaintiff.

Civil No. 2:03CV-0294 DAK

VA

Honorable Dale A. Kimball

NOTICE OF SERVICE OF DISCOVERY

PLEASE TAKE NOTICE that, pursuant to Rule 45 of the Federal Rules of Civil Procedure, and the definitions and instructions set forth in the Subpoenas attached to this Notice, the parties below:

Baystar Capital  
80 E. Sir Francis Drake, Suite 2B  
Larkspur, CA 94939

The Yankee Group  
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Renaissance Research Group  
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Richmond, VA 23219

Deutsche Bank Securities Inc.  
31 W. 52<sup>nd</sup> Street  
New York, NY 10019

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are required to produce for inspection and copying the documents specified in the Schedule as attached to the Subpoenas, at the specified location, no later than November 12, 2003.

October 30, 2003



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Attorneys for Defendant/Counterclaim-Plaintiff  
INTERNATIONAL BUSINESS MACHINES CORPORATION

**CERTIFICATE OF SERVICE**

I hereby certify that on the 30th day of October, 2003, a true and correct copy of

**NOTICE OF SERVICE OF DISCOVERY** was served on the following by hand delivery:

Brent O. Hatch  
Mark F. James  
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10 West Broadway, Suite 400  
Salt Lake City, Utah 84101

and on the following by U.S. Mail, postage prepaid:

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