

FILED IN UNITED STATES DISTRICT
COURT, DISTRICT OF UTAH

AUG 13 2004

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International Business Machines Corporation*

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.,

Plaintiff/Counterclaim-Defendant,

v.

INTERNATIONAL BUSINESS MACHINES
CORPORATION,

Defendant/Counterclaim-Plaintiff.

**DEFENDANT/COUNTERCLAIM-PLAINTIFF
IBM'S DECLARATIONS IN SUPPORT OF
MOTION FOR PARTIAL SUMMARY
JUDGMENT ON BREACH OF
CONTRACT CLAIMS**

VOLUME II OF II

Civil No. 2:03CV-0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke C. Wells

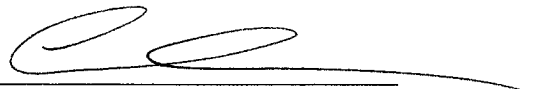
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Defendant/Counterclaim-Plaintiff International Business Machines Corporation (“IBM”) respectfully submits the following declarations, attached hereto at Tabs F-N, in support of its Motion for Partial Summary Judgment on Plaintiff/Counterclaim Defendant The SCO Group, Inc.’s (“SCO”) breach of contract claims (SCO’s First, Second, Third, and Fourth Causes of Action):

- F. Declaration of Geoffrey D. Green, executed June 17, 2004.
- G. Declaration of Ira Kristenberg, executed June 24, 2004.
- H. Declaration of Richard A. McDonough III, executed April 30, 2004.
- I. Declaration of Jeffrey W. Mobley, executed July 26, 2004.
- J. Declaration of Scott Nelson, executed August 4, 2004.
- K. Declaration of David P. Rodgers, executed November 5, 2003.
- L. Declaration of Roger C. Swanson, executed July 28, 2004.
- M. Declaration of Joan Thomas, executed August 4, 2004.
- N. Declaration of Steve Vuksanovich, executed August 9, 2004.
- O. Declaration of Otis L. Wilson, executed April 26, 2004.

DATED this 13th day of August, 2004.

SNELL & WILMER L.L.P.



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CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of August, 2004, a true and correct copy of the foregoing was hand delivered to the following:

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