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U.S. DISTRICT COURT
DISTRICT OF UTAH

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

THE SCO GROUP, INC.

Plaintiff/Counterclaim-
Defendant,

vs.

INTERNATIONAL BUSINESS
MACHINES CORPORATION,

Defendant/Counterclaim-
Plaintiff.

~~Proposed~~ ORDER GRANTING
PLAINTIFF'S EX PARTE MOTION
FOR LEAVE TO FILE OVER-
LENGTH MEMORANDUM

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke Wells

297

This matter comes before the Court on the Ex Parte Motion of Plaintiff/Counterclaim-Defendant The SCO Group ("SCO") for Leave to File an over-length Memorandum in Support of SCO's Expedited Motion to Enforce the Court's Amended Scheduling Order Dated June 10, 2004. The Court, having considered the matter, hereby determines that good cause and exceptional circumstances exist and ORDERS that SCO be granted leave to file its over-length Memorandum.

DATED this 31th day of September, 2004.

BY THE COURT:


Honorable Dale A. Kimball

CERTIFICATE OF SERVICE

Plaintiff, The SCO Group, hereby certifies that a true and correct copy of [Proposed]

ORDER GRANTING PLAINTIFF'S EX PARTE MOTION FOR LEAVE TO FILE

OVERLENGTH MEMORANDUM was served on Defendant International Business Machines

Corporation on this 8th day of September, 2004, by U.S. mail, postage prepaid to:

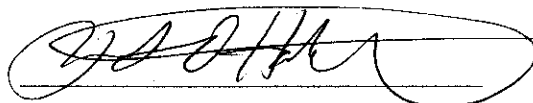
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United States District Court
for the
District of Utah
September 13, 2004

* * CERTIFICATE OF SERVICE OF CLERK * *

Re: 2:03-cv-00294

True and correct copies of the attached were either mailed, faxed or e-mailed by the clerk to the following:

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