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2004 DEC 30 P 12: 35

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U.S. DISTRICT COURT  
DISTRICT OF UTAH

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*Attorneys for The SCO Group, Inc.*

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 EX  
PARTE MOTION FOR LEAVE TO  
FILE OVER-LENGTH REPLY  
MEMORANDUM**

**Civil No. 2:03CV0294 DAK**

**Honorable Dale A. Kimball**

**Magistrate Judge Brooke Wells**

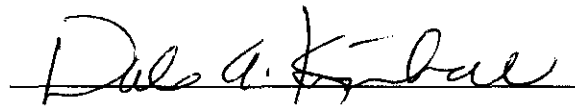
This matter comes before the Court on the Ex Parte Motion of Plaintiff/Counterclaim-  
Defendant The SCO Group, Inc. ("SCO") for Leave to File an Overlength Reply Memorandum  
in Further Support of SCO's Motion for Leave to File a Third Amended Complaint Pursuant to  
Federal Rule of Civil Procedure 15(a) and 16(b). The Court, having considered this matter,

310

hereby determines that good cause and exceptional circumstances exist and hereby ORDERS that SCO be granted leave to file its over-length Reply Memorandum.

DATED: December 20<sup>th</sup>, 2004.

BY THE COURT:,

A handwritten signature in cursive script, reading "Dale A. Kimball", written over a horizontal line.

Honorable Dale A. Kimball

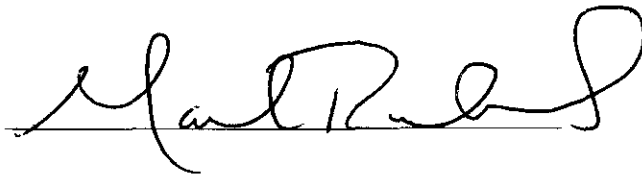
**CERTIFICATE OF SERVICE**

Plaintiff/Counterclaim Defendant, The SCO Group, Inc., hereby certifies that a true and correct copy of the foregoing Plaintiff's [Proposed] Order Granting Ex Parte Motion for Leave to File Overlength Reply Memorandum in Further Support of SCO's Motion for Leave to File a Third Amended Complaint Pursuant to Federal Rule of Civil Procedure 15(a) and 16(b) was served by mail on Defendant International Business Machines Corporation on the 29th day of December, 2004, by U.S. Mail to:

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A handwritten signature in black ink, appearing to read "Mark R. [unclear]", written over a horizontal line.

tsh

United States District Court  
for the  
District of Utah  
January 3, 2005

\* \* 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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