

U.S. DISTRICT COURT  
205 JIM -7 P 3-15  
BY: \_\_\_\_\_  
CLERK

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JAN - 7 2005  
U.S. DISTRICT COURT

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.

~~PROPOSED~~  
ORDER RE BRIEFING FOR PENDING  
MOTIONS

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke C. Wells

Based upon the stipulation of the parties, and good cause appearing,

IT IS HEREBY ORDERED as follows:

IBM's Memorandum in Opposition to SCO's Renewed Motion to Compel Discovery shall be due on February 4, 2005;

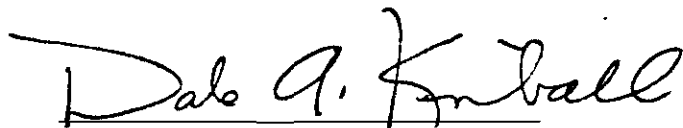
IBM's Reply Memorandum in Support of its Motion for Partial Summary Judgment on Breach of Contract Claims shall be due on February 25, 2005; and

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IBM's Reply Memorandum in Support of its Motion for Partial Summary Judgment on its Counterclaim for Copyright Infringement (Eighth Counterclaim) shall be due on February 25, 2005.

DATED this 7<sup>th</sup> day of January, 2005.

BY THE COURT:



Honorable Dale A. Kimball  
United States District Court

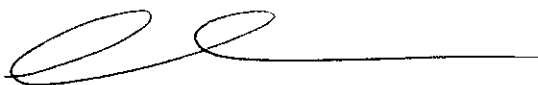
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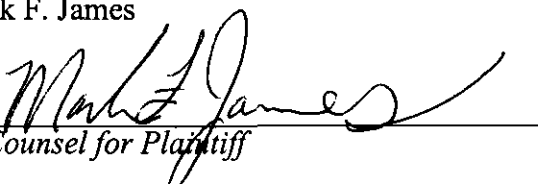
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*Counsel for Defendant International  
Business Machines Corporation*

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By   
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**CERTIFICATE OF SERVICE**

I hereby certify that on the 7<sup>th</sup> day of January, 2005, a true and correct copy of the foregoing was and was sent by U.S. Mail, postage prepaid, to the following:

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\_\_\_\_\_

United States District Court  
for the  
District of Utah  
January 10, 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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