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DISTRICT OF UTAH

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JAN 28 2005

U.S. DISTRICT COURT

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*Attorneys for Defendant/Counterclaim-Plaintiff  
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.

~~(PROPOSED)~~  
**ORDER RE BRIEFING FOR PENDING  
MOTIONS**

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

**Honorable Dale A. Kimball**

**Magistrate Judge Brooke C. Wells**

387

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

IT IS HEREBY ORDERED as follows:

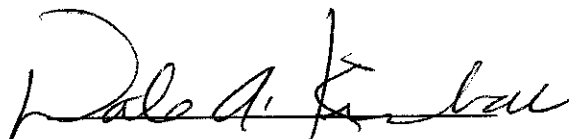
IBM's Memorandum in Opposition to SCO's Motion to Compel IBM to Produce Samuel Palmisano for Deposition shall be due on February 11, 2005;

SCO's Reply Memorandum in Support of its Renewed Motion to Compel Discovery shall be due on February 25, 2005; and

SCO's Reply Memorandum in Support of its Motion to Compel IBM to Produce Samuel Palmisano for Deposition shall be due on March 4, 2005.

DATED this 28<sup>th</sup> day of January, 2005.

**BY THE COURT**

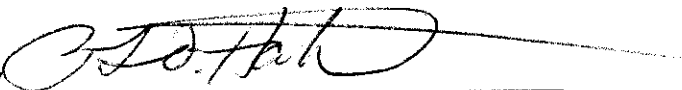


APPROVED AS TO FORM:

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Brent O. Hatch

Mark F. James

By   
Counsel for Plaintiff

**CERTIFICATE OF SERVICE**

I hereby certify that on the 28<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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Amy F. Sorenson

United States District Court  
for the  
District of Utah  
January 31, 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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