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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.

**STIPULATION AND JOINT MOTION
RE REQUESTS FOR ADMISSION**

Civil No.: 2:03CV-0294 DAK

Honorable Dale A. Kimball

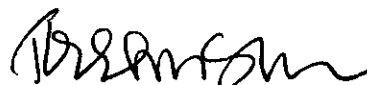
Magistrate Judge Brooke C. Wells

The parties, by and through their counsel of record, hereby stipulate and jointly move the Court for entry of an order eliminating the numerical limit on requests for admission contained in the Scheduling Order entered by Magistrate Judge Nuffer on June 20, 2003.

Based on the parties' Attorneys' Planning Meeting Report, Magistrate Judge Nuffer entered a Scheduling Order on June 20, 2003, that limits the number of requests for admission by any party to any party to 25. The parties have since determined that 25 requests for admission is insufficient to address the issues in this case, and therefore respectfully request that the Court enter an order, in the form submitted herewith, eliminating the limit on the number of requests for admission.

DATED this 22 day of December, 2005.

Snell & Wilmer L.L.P.

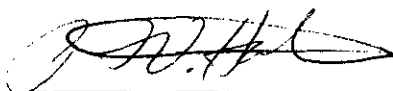


Alan L. Sullivan
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CRAVATH, SWAINE & MOORE LLP
Evan R. Chesler
David R. Marriott

DATED this 22 day of December, 2005.

HATCH, JAMES & DODGE, P.C.
Brent O. Hatch
Mark F. James

By 
Counsel for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of December, 2005, a true and correct copy of the foregoing was sent by U.S. Mail, postage prepaid, to the following:

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