

Brent O. Hatch (5715)
Mark F. James (5295)
HATCH, JAMES & DODGE
10 West Broadway, Suite 400
Salt Lake City, Utah 84101
Telephone: (801) 363-6363
Facsimile: (801) 363-6666

Robert Silver (admitted pro hac vice)
Edward Normand (admitted pro hac vice)
BOIES, SCHILLER & FLEXNER LLP
333 Main Street
Armonk, New York 10504
Telephone: (914) 749-8200
Facsimile: (914) 749-8300

Stuart H. Singer (admitted pro hac vice)
BOIES, SCHILLER & FLEXNER LLP
401 East Las Olas Boulevard – Suite 1200
Ft. Lauderdale, Florida 33301
Telephone: (954) 356-0011
Facsimile: (954) 356-0022

Stephen N. Zack (admitted pro hac vice)
BOIES, SCHILLER & FLEXNER LLP
Bank of America Tower – Suite 2800
100 Southeast Second Street
Miami, Florida 33131
Telephone: (305) 539-8400
Facsimile: (305) 539-1307

Attorneys for The SCO Group, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.	EX PARTE MOTION FOR LEAVE TO FILE OVERLENGTH MEMORANDUM
Plaintiff/Counterclaim-Defendant,	
v.	
INTERNATIONAL BUSINESS MACHINES CORPORATION,	Case No. 2:03CV0294DAK
Defendant/Counterclaim-Plaintiff.	Honorable Dale A. Kimball Magistrate Judge Brooke C. Wells

Plaintiff/Counterclaim-Defendant The SCO Group (“SCO”) hereby moves the Court pursuant to District Court Rule 7-1(e) for an Order granting it leave to file a Memorandum in Opposition to Defendant International Business Machines Corporation’s (“IBM’s”) Motion to Confine SCO’s Claims to, and Strike Allegations in Excess of, the Final Disclosures (the “Memorandum”) that consists of 18 pages, exclusive of face sheet, table of contents and exhibits.

SCO's Motion is made upon the grounds that a memorandum of the indicated length is necessary given the complex nature of the issues raised by IBM's Motion.

SCO has endeavored to be as concise as possible, but respectfully submits that the excess length is necessary to fully and fairly address the issues being placed before the Court.

SCO respectfully requests that it be allowed to file a Memorandum containing 18 pages, exclusive of face sheet and table of contents.

DATED this the 19th day of June, 2006.

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

BOIES, SCHILLER & FLEXNER LLP
Robert Silver
Stuart H. Singer
Stephen N. Zack
Edward Normand

By: /s/ Brent O. Hatch _____

Counsel for The SCO Group, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of June, 2006, I caused to be served a true and correct copy of the foregoing EX PARTE MOTION FOR LEAVE TO FILE OVERLENGTH MEMORANDUM by CM/ECF to the following:

David Marriott, Esq.
Cravath, Swaine & Moore LLP
Worldwide Plaza
825 Eighth Avenue
New York, New York 10019

Todd Shaughnessy, Esq.
Snell & Wilmer LLP
1200 Gateway Tower West
15 West South Temple
Salt Lake City, Utah 84101-1004

Donald J. Rosenberg, Esq.
1133 Westchester Avenue
White Plains, New York 10604

/s/ Brent O. Hatch _____