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*Attorneys for The SCO Group, Inc.*

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

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THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

INTERNATIONAL BUSINESS  
MACHINES CORPORATION,

Defendant/Counterclaim-Plaintiff.

**NOTICE OF CONVENTIONAL  
FILING OF SCO'S MEMORANDUM  
IN SUPPORT OF SCO'S MOTION  
FOR PARTIAL SUMMARY ON IBM'S  
SECOND, THIRD, FOURTH AND  
FIFTH COUNTERCLAIMS AND  
EXHIBITS THERETO**

Case No. 2:03CV0294DAK

Honorable Dale A. Kimball  
Magistrate Judge Brooke C. Wells

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**PLEASE TAKE NOTICE THAT** Plaintiff has conventionally filed the original and two copies of the following documents:

**A. MEMORANDUM IN SUPPORT OF SCO'S MOTION FOR PARTIAL SUMMARY ON IBM'S SECOND, THIRD, FOURTH AND FIFTH COUNTERCLAIMS.**

**Exhibits:**

1. Expert Report of Dr. Evan Ivie (5/19/06)
2. Expert Report of Dr. Evan Ivie (8/28/06)
3. Declaration of Dr. Evan Ivie
4. Expert Report of Marc Rochkind (5/19/06)
5. Expert Report of Marc Rochkind (8/28/06)
6. Declaration of Marc Rochkind
7. Expert Report of Dr. Thomas Cargill (5/19/06)
8. Expert Report of Dr. Thomas Cargill (7/17/06)
9. Expert Report of Dr. Thomas Cargill (7/17/06)
10. Declaration of Dr. Thomas Cargill
11. McMillan, \$1 Billion Well Spent?
12. IBM Linux GM: Enterprises beyond TCO questions with Linux
13. Open-source leader: SCO suits a boon to Linux
14. How SCO's Threats Rallied Linux
15. Deposition of Daniel Frye, 11/18/05 (Vol. II), at 378

16. Expert Report of J. R. Kearl, 5/19/06, at 7-9, 11

17. Declaration of Jim Wilt (11/23/04)

18. Declaration of Steve Sabbath (11/19/04)

These documents have not been filed electronically because:

it cannot be converted to electronic format

the electronic file size of this material exceeds 2 megabytes (MB)

the Court by order has excused electronic filing

it is exempt from electronic filing pursuant to § F(4)(e) of the ECF Policy & Procedures Manual (*sealed document*)

These documents have been served conventionally on all parties.

DATED this 25th day of September, 2006.

HATCH, JAMES & DODGE, P.C.

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By: /s/ Brent O. Hatch  
*Counsel for The SCO Group, Inc.*

**CERTIFICATE OF SERVICE**

Plaintiff, The SCO Group, Inc., hereby certifies that a true and correct copy of the foregoing was served on Defendant International Business Machines Corporation on the 25th day of September, 2006, by CM/ECF to the following:

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