

SNELL & WILMER, L.L.P.
Alan L. Sullivan (3152)
Todd M. Shaughnessy (6651)
Nathan E. Wheatley (9454)
15 West South Temple, Suite 1200
Salt Lake City, Utah 84101-1004
Telephone: (801) 257-1900
Facsimile: (801) 257-1800

CRAVATH, SWAINE & MOORE LLP
Evan R. Chesler (admitted pro hac vice)
David R. Marriott (7572)
Worldwide Plaza
825 Eighth Avenue
New York, New York 10019
Telephone: (212) 474-1000
Facsimile: (212) 474-3700

*Attorneys for Defendant/Counterclaim-Plaintiff
International Business Machines Corporation*

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

THE SCO GROUP, INC.

Plaintiff/Counterclaim-
Defendant,

v.

INTERNATIONAL BUSINESS
MACHINES CORPORATION,

Defendant/Counterclaim-
Plaintiff.

**MOTION FOR EXTENSION OF TIME TO
RESPOND TO SCO'S MOTION FOR
RECONSIDERATION**

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke Wells

Defendant and Counterclaim-Plaintiff International Business Machines (“IBM”), through counsel, hereby moves the Court for an extension of time to respond to the Motion for Reconsideration of November 29th Order filed by Plaintiff and Counterclaim-Defendant The SCO Group, Inc. (“SCO”).

IBM respectfully requests that it be granted an extension of time, to and including January 19, 2007, within which to file a response to SCO’s motion. Counsel for IBM has conferred with counsel for SCO regarding the requested extension. SCO’s counsel will not agree to an extension of the deadline to January 19, 2007. SCO’s counsel will agree to extend the deadline to January 9, 2007, but the parties’ reply briefs to the pending motions for summary judgment are due three days later, on January 12, 2007. Due to this, the intervening holidays, and other commitments, undersigned counsel respectfully requests an extension to January 19 to respond to SCO’s motion.

DATED this 2nd day of January, 2007.

SNELL & WILMER L.L.P.

/s/ Nathan E. Wheatley
Alan L. Sullivan
Todd M. Shaughnessy
Nathan E. Wheatley

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

*Attorneys for Defendant/Counterclaim-Plaintiff
International Business Machines Corporation*

Of Counsel:

INTERNATIONAL BUSINESS MACHINES CORPORATION
Alec S. Berman
1133 Westchester Avenue
White Plains, New York 10604
(914) 642-3000

*Attorneys for Defendant/Counterclaim-Plaintiff International
Business Machines Corporation*

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of January, 2007, a true and correct copy of the foregoing was electronically filed with the Clerk of the Court and delivered by CM/ECF system to the following:

Brent O. Hatch
Mark F. James
HATCH, JAMES & DODGE, P.C.
10 West Broadway, Suite 400
Salt Lake City, Utah 84101

Stephen N. Zack
Mark J. Heise
BOIES, SCHILLER & FLEXNER LLP
100 Southeast Second Street, Suite 2800
Miami, Florida 33131

/s/ Nathan E. Wheatley_____