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*Attorneys for The SCO Group, Inc.*

**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.

**SCO’S EX PARTE MOTION FOR  
LEAVE TO FILE OVER LENGTH  
MEMORANDUM IN SUPPORT OF  
ITS OBJECTIONS TO THE  
MAGISTRATE JUDGE’S ORDER ON  
IBM’S MOTION TO CONFINE**

Case No. 2:03CV0294DAK

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 its MEMORANDUM IN SUPPORT OF SCO’S OBJECTIONS TO THE MAGISTRATE JUDGE’S ORDER ON

IBM'S MOTION TO CONFINE (the "Memorandum") that consists of 34 pages, exclusive of face sheet, table of contents and authorities, appendixes and exhibits.

SCO's Motion is made upon the grounds that the Memorandum of the indicated length is necessary given the complex nature of the issues raised by Judge Wells' Order made on December 21, 2006.

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 its Memorandum containing 34 pages, exclusive of face sheet, table of contents and authorities, appendixes and exhibits.

DATED this the 9<sup>th</sup> day of January, 2007.

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

**CERTIFICATE OF SERVICE**

Plaintiff/Counterclaim Defendant, The SCO Group, Inc., hereby certifies that on the 11<sup>th</sup> day of November, 2006, a true and correct copy of the foregoing EX PARTE MOTION FOR LEAVE TO FILE OVER LENGTH MEMORANDUM IN SUPPORT OF ITS OBJECTIONS TO THE MAGISTRATE JUDGE'S ORDER ON IBM'S MOTION TO CONFINE was served through the CM/ECF system to the following:

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/s/ Brent O. Hatch