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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.

**[PROPOSED] ORDER GRANTING EX  
PARTE MOTION FOR LEAVE  
TO FILE SCO'S OVER LENGTH  
REPLY MEMORANDUM IN  
FURTHER SUPPORT OF MOTION  
FOR SUMMARY JUDGMENT ON  
IBM'S SECOND, THIRD, FOURTH  
AND FIFTH COUNTERCLAIMS**

Case No. 2:03CV0294DAK

Honorable Dale A. Kimball  
Magistrate Judge Brooke C. Wells

This matter comes before the Court on the Ex Parte Motion of Plaintiff/Counterclaim-

Defendant The SCO Group (“SCO”) for leave to file its Over Length Reply Memorandum in Support of Motion for Summary Judgment on IBM’s Second, Third, Fourth and Fifth Counterclaims (the “Reply Memorandum”). The Court, having considered the matter, hereby determines that good cause and exceptional circumstances exist and hereby ORDERS that SCO be granted leave to file its over-length Reply Memorandum consisting of 20 pages, exclusive of face sheet, table of contents and authorities, appendixes and exhibits.

DATED: \_\_\_\_\_, 2007

BY THE COURT:

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Honorable Dale A. Kimball