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

<p>THE SCO GROUP, INC.</p> <p>Plaintiff/Counterclaim-Defendant,</p> <p>v.</p> <p>INTERNATIONAL BUSINESS MACHINES CORPORATION,</p> <p>Defendant/Counterclaim-Plaintiff.</p>	<p><b>ORDER GRANTING EX PARTE MOTION FOR LEAVE TO FILE OVERLENGTH REPLY MEMORANDUM IN FURTHER SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT ON SCO’S THIRD CAUSE OF ACTION, FOR BREACH OF CONTRACT</b></p> <p>Case No. 2:03CV0294DAK</p> <p>Honorable Dale A. Kimball Magistrate Judge Brooke C. Wells</p>
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This matter comes before the Court on the Ex Parte Motion of Plaintiff/Counterclaim-Defendant The SCO Group (“SCO”) for Leave to File SCO’s Over-length Reply Memorandum in Further Support of its Motion for Partial Summary Judgment on SCO’s Third Cause of Action, For Breach of Contract (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 25 pages, exclusive of face sheet, table of contents and authorities, appendixes and exhibits.

DATED: January 16, 2007

BY THE COURT:

  
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Honorable Dale A. Kimball