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**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  
SCO’S MOTION FOR  
RECONSIDERATION OF THE  
ORDER DENYING SCO’S MOTION  
FOR RELIEF FOR IBM’S  
SPOILIATION OF EVIDENCE**

Case No. 2:03CV0294DAK

Honorable Dale A. Kimball  
Magistrate Judge Brooke C. Wells

**IT IS HEREBY ORDERED** that the SCO's Motion for Reconsideration of the Order Denying SCO's Motion for Relief for IBM's Spoliation of Evidence is **GRANTED**, and the relief requested in SCO's Motion for Relief for IBM's Spoliation of Evidence will be provided.

IT IS SO ORDERED.

DATED this \_\_\_\_ day of \_\_\_\_\_

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BROOKE C. WELLS  
MAGISTRATE JUDGE