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July 13, 2015

VIA ELECTRONIC MAIL

Judge David O. Nuffer
U.S. District Court
351 S. West Temple, Room 10.100
Salt Lake City, UT 84101
dj.nuffer@utd.uscourts.gov

Re: SCO Group, et al. v. Int'l Bus. Mach. Corp.,
Civil No. 2:03-cv-0294-DN

Your Honor:

As the Court is aware, we represent IBM in the above-captioned matter. Following the June 11, 2015 hearing in this matter, the Court ordered counsel to “reconcile facts on” IBM’s Motion For Summary Judgment on SCO’s Unfair Competition Claim (SCO’s Sixth Cause of Action) (Dkt. No. 782) (“IBM’s Unfair Competition Motion”). (See Minute Order, Dkt. 1150.) The parties have made progress, but have not yet come to an agreement. Accordingly, I write to request that the parties be permitted an additional week to attempt to reconcile the facts on IBM’s Unfair Competition Motion. SCO has agreed to the proposed extension. While the parties cannot promise that they will be able to reach an agreement on a joint submission to the Court, they will continue to work diligently to do so. If they are unable to reach an agreement on a joint submission, the parties will notify the Court by close of business on Monday, July 20, 2015.

If the Court has questions, please do not hesitate to contact me or other counsel of record.

Very truly yours,

Snell & Wilmer

Amy F. Sorenson



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Cc: Brent Hatch
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