

ORIGINAL

RECEIVED
UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

2004 SEP 13 P 2:51

THE SCO GROUP, INC. v. AUTOZONE, INC.

Doc. 43

THE SCO GROUP, INC.,
 a Delaware corporation,
 Plaintiff, *DEPUTY*
 v.
 AUTOZONE, INC.,
 a Nevada corporation,
 Defendant.

Civil Action File No.

CV-S-04-0237-RCJ-LRL

FILED
 ENTERED
 2004 SEP 24 P 5:16
 DEPT. CLERK
 DISTRICT COURT
 DISTRICT OF NEVADA

ORDER

Defendant AutoZone, Inc. ("AutoZone") has filed an emergency motion to stay this case. Plaintiff The SCO Group, Inc. ("SCO") has opposed the motion. Having read and considered the briefs of the parties, and having heard oral argument from counsel for the parties,

It is **HEREBY ORDERED** that:

1. AutoZone's emergency motion to stay is **DENIED** with prejudice.

///

///

///

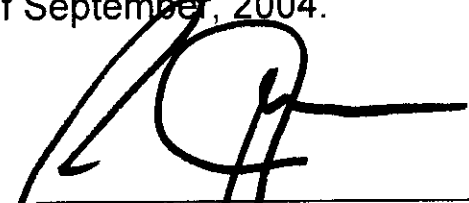
LAW OFFICES
CURRAN & PARRY
 300 SOUTH FOURTH STREET
 SUITE 1201
 LAS VEGAS, NEVADA 89101
 (702) 471-7000

ORIGINAL

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

2. The parties shall immediately proceed with the discovery previously ordered in this Court's August 6, 2004 Order.

SO ORDERED, this 24th day of September, 2004.



ROBERT C. JONES
UNITED STATES DISTRICT JUDGE

Respectfully Submitted:

CURRAN & PARRY



Glenn M. Machado, Esq.

Nevada State Bar No. 7802
300 South Fourth Street, Suite 1201
Las Vegas, Nevada 89101
(702) 471-7000

David S. Stone, Esq.
Bob Maganini, Esq.
Boies, Schiller & Flexner LLP
150 John F. Kennedy Parkway
4th Floor
Short Hills, N.J. 07078
Telephone: (973) 218-1111

LAW OFFICES
CURRAN & PARRY
300 SOUTH FOURTH STREET
SUITE 1201
LAS VEGAS, NEVADA 89101
(702) 471-7000

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 THE SCO GROUP, INC.,)
 4 a Delaware corporation.)
 5)
 6 Plaintiff,)
 7 v.)
 8 AUTOZONE, INC.,)
 9 a Nevada corporation,)
 10 Defendant.)

Case Number: CV-S-04-0237-RCJ-(LRL)

11 RECEIPT OF COPY

12 RECEIPT OF COPY of the documents is hereby acknowledged this 13th day of September, 2004:

- 13 1. LETTER TO HON. ROBERT C. JONES, UNITED STATES DISTRICT
 14 JUDGE, REGARDING THE SCO GROUP, INC. V. AUTOZONE, INC., CASE
 15 NO. CV-S-04-0237-RCJ-LRL; and
 16 2. ORDER

17 *James J. Pisanelli/Kap*

18 James J. Pisanelli, Esq.
 19 State Bar No. 4027
 20 Nikki L. Wilmer
 21 State Bar No. 6562
 22 SCHRECK BRIGNONE
 23 300 South Fourth Street, Ste. 1200
 24 Las Vegas, Nevada 89101
 25 Attorneys for Autozone, Inc.
 26
 27
 28

CURRAN & PARRY
 300 SOUTH FOURTH STREET
 SUITE 1201
 LAS VEGAS, NEVADA 89101
 (702) 471-7000