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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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

THE SCO GROUP, INC.
a Delaware Corporation

Plaintiff,

v.

AUTOZONE, INC.
a Nevada Corporation

Defendant.

Doc. 46

Civil Action File No.
CV-S-04-0237-RCJ-LRL

[Handwritten initials]

FILED
2004 SEP 10 10:05 AM
CLERK OF COURT

STIPULATION AND ORDER
(Second Request)

It is hereby stipulated by the parties and Ordered by the Court, that:

1. The SCO Group, Inc. ("SCO") shall have 60 days from the date this Stipulation and Order is entered with the Clerk to complete all relevant party and non-party discovery set-forth in Paragraph 3(b) of the Court's August 6, 2004 Order.

2. Paragraph 3 (d) of the Court's August 6, 2004 Order shall be amended as follows:

"If SCO chooses to file a motion for preliminary injunction, such preliminary injunction motion and supporting memorandum of authorities, shall be filed within 20 days of the conclusion of discovery set forth in Paragraph 3(b)."

3. Paragraph 3(e) of the Court's August 6, 2004 Order shall be amended as follows:

"In the event SCO files a motion for preliminary injunction, notwithstanding any other provision in this Order, both parties shall have 60 days from the date of filing to conduct discovery limited to the issues raised by SCO's motion for preliminary injunction.

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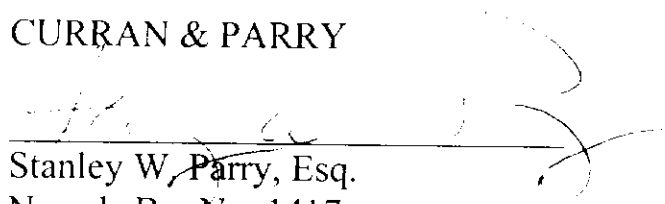
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1 provided, however, that SCO may not conduct discovery during this period related to
2 AutoZone's code or AutoZone's migration to and/or use of Linux. AutoZone shall then have
3 20 days from the completion of the 60 day discovery period to file a brief in opposition to
4 SCO's motion for preliminary injunction. SCO shall then have 11 days following the filing
5 of AutoZone's opposition to SCO's motion for preliminary injunction to file a reply brief."

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7 4. All other provisions of the Court's August 6, 2004 Order shall remain in
8 force.

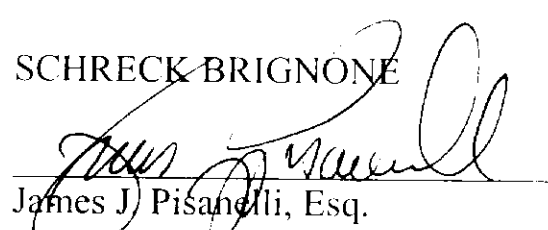
9 Dated this 2 day of January, 2005.

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ATTORNEYS FOR PLAINTIFF

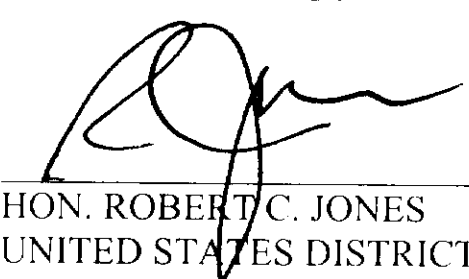
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ATTORNEYS FOR DEFENDANT

IT IS SO ORDERED:


HON. ROBERT C. JONES
UNITED STATES DISTRICT JUDGE

DATED: 1-14-05