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

THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

NOVELL, INC.,

Defendant/Counterclaim-Plaintiff.

**[PROPOSED] ORDER GRANTING  
 SCO'S EX PARTE MOTION FOR  
 LEAVE TO FILE OVERLENGTH  
 SCO'S MEMORANDUM IN  
 OPPOSITION TO NOVELL'S  
 MOTION FOR PARTIAL SUMMARY  
 JUDGMENT OR PRELIMINARY  
 INJUNCTION AND IN SUPPORT OF  
 SCO'S CROSS MOTION FOR  
 SUMMARY JUDGMENT OR  
 PARTIAL SUMMARY JUDGMENT**

Case No. 2:04cv139

Honorable Dale A. Kimball  
 Magistrate Judge Brooke C. Wells

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 Memorandum in Opposition to Novell’s Motion for Partial Summary Judgment or Preliminary Injunction and in Support of SCO’s Cross Motion For Summary Judgment or Partial Summary Judgment (the “Memorandum in Opposition”). 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 Memorandum in Opposition consisting of 54 pages, exclusive of face sheet, table of contents and authorities, appendixes and exhibits.

DATED: \_\_\_\_\_, 2006

BY THE COURT:

\_\_\_\_\_  
Honorable Dale A. Kimball