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**Attorneys for Defendant & Counterclaim-Plaintiff Novell, Inc.**

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**IN THE UNITED STATES DISTRICT COURT  
 DISTRICT OF UTAH, CENTRAL DIVISION**

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THE SCO GROUP, INC., a Delaware  
 corporation,

Plaintiff & Counterclaim-  
 Defendant,

vs.

NOVELL, INC., a Delaware corporation,

Defendant & Counterclaim-  
 Plaintiff.

**STIPULATION RE SCO'S FIFTH  
 CLAIM FOR RELIEF**

Case No. 2:04CV00139

Judge Dale A. Kimball

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Whereas Plaintiff and Counterclaim-Defendant SCO pled a Fifth Claim for Relief for Unfair Competition in its Second Amended Complaint, filed February 3, 2006; Defendant and Counterclaim-Plaintiff Novell filed a Motion for a More Definite Statement of SCO's Unfair Competition Cause of Action ("Novell's Motion") on April 10, 2006; and SCO represented at the July 17, 2006 hearing on Novell's Motion that its Fifth Claim for Relief for Unfair Competition arises out of Utah law only;

Consistent with SCO's representation, SCO's Second Amended Complaint is hereby deemed amended to reflect that SCO's Fifth Claim for Relief arises out of Utah statutory and/or common law and Novell's Motion is mooted.

DATED: March 20, 2007

ANDERSON & KARRENBERG

/s/ Heather M. Sneddon  
Thomas R. Karrenberg  
John P. Mullen  
Heather M. Sneddon  
**Attorneys for Novell, Inc.**

DATED: March 20, 2007

HATCH, JAMES & DODGE

/s/ Brent O. Hatch  
*(Signed by filing attorney with permission  
of Brent O. Hatch)*  
Brent O. Hatch  
Mark F. James  
**Attorneys for The SCO Group, Inc.**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 20th day of March, 2007, I caused a true and correct copy of the foregoing **STIPULATION RE SCO'S FIFTH CLAIM FOR RELIEF** to be served to the following:

*Via CM/ECF:*

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