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Attorneys for Plaintiff, The SCO Group, Inc.

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

THE SCO GROUP, INC.,
 a Delaware corporation,

 Plaintiff/Counterclaim-Defendant,

vs.

NOVELL, INC.,
 a Delaware corporation,

 Defendant/Counterclaim-Plaintiff.

**DECLARATION OF EDWARD
 NORMAND IN SUPPORT OF SCO'S
 MOTION FOR PARTIAL SUMMARY
 JUDGMENT ON ITS FIRST, SECOND,
 AND FIFTH CAUSES OF ACTION AND
 FOR SUMMARY JUDGMENT ON
 NOVELL'S FIRST COUNTERCLAIM**

Civil No.: 2:04CV00139
 Judge Dale A. Kimball
 Magistrate Brooke C. Wells

I, Edward Normand, declare as follows:

1. I am a citizen of the United States, am over the age of 21, and am competent to testify to the matters set forth herein.

2. I am an attorney at law admitted *pro hac vice* to the District of Utah and a member of the firm of Boies, Schiller & Flexner LLP, counsel for the Plaintiff/Counterclaim-Defendant, The SCO Group, Inc., in the pending action.

3. Attached hereto and filed herewith are true and correct copies of the following documents:

<u>EXHIBIT</u>	<u>DOCUMENT DESCRIPTION</u>
1	Asset Purchase Agreement between The Santa Cruz Operation, Inc. and Novell, Inc., dated September 19, 1995
2	Amendment No. 1 to Asset Purchase Agreement, dated December 6, 1995
3	Asset Purchase Agreement Bill of Sale, dated December 6, 1995
4	Technology License Agreement, dated December 6, 1995
5	Amendment No. 2 to the Asset Purchase Agreement, dated October 16, 1996
6	Alok Mohan Deposition Transcript, dated February 7, 2007
7	Robert Frankenberg Deposition Transcript, dated February 10, 2007
8	Joint Press Release, dated September 20, 1995
9	Ty Mattingly Deposition Transcript, dated January 19, 2007
10	Declaration of Duff Thompson, dated November 9, 2006
11	Duff Thompson Deposition Transcript, dated February 9, 2007
12	Declaration of Ed Chatlos, dated October 1, 2004

<u>EXHIBIT</u>	<u>DOCUMENT DESCRIPTION</u>
13	Ed Chatlos Deposition Transcript, dated March 22, 2007
14	Burt Levine Deposition Transcript, dated March 23, 2007
15	Declaration of William Broderick, dated December 11, 2006
16	William Broderick Deposition Transcript, dated February 1, 2007
17	Declaration of Doug Michels, dated November 9, 2006
18	Doug Michels Deposition Transcript, dated March 28, 2007
19	Declaration of Jim Wilt, dated November 23, 2004
20	Jim Wilt Deposition Transcript, dated January 26, 2007
21	Declaration of Kim Madsen, dated December 11, 2006
22	Kim Madsen Deposition Transcript, dated February 13, 2007
23	Copyright Registration Number TXU 510 028
24	Copyright Registration Number TXU 516 704
25	Copyright Registration Number TXU 516 705
26	Declaration of Jay Petersen (Copyright Notices), dated November 10, 2006
27	SCO UnixWare 2.1 CD Case
28	SCO UnixWare 2.1.3 Update CD Case
29	Maureen O'Gara Deposition Transcript, dated March 23, 2007
30	Vertical Solution Agreement between The Santa Cruz Operation, Inc. and Integration Design
31	SCO UnixWare OEM Reseller Source for Support Agreement, dated May 20, 1997

<u>EXHIBIT</u>	<u>DOCUMENT DESCRIPTION</u>
32	The Santa Cruz Operation, Inc., and Samsung Electronics Co. Ltd., Software Agreement F-SOFT-347
33	Declaration of William Broderick, dated November 7, 2006
34	Declaration of John Maciaszek, dated November 9, 2006
35	Second Amended Complaint, <u>SCO v. IBM</u> , Case No. 03-0294
36	Letter from J. Messman to D. McBride re: SCO's "Letter to Linux Customers", dated May 28, 2003
37	Declaration of Darl McBride, dated November 10, 2006
38	Novell Press Release: "Novell Statement on SCO Contract Amendment," dated June 6, 2003
39	Gregory Jones Deposition Transcript, dated January 26, 2007
40	Joseph LaSala Deposition Transcript, dated February 8, 2007
41	Jack Messman Deposition Transcript, dated February 7, 2007

4. I declare under penalty of perjury that the foregoing is true and correct.

Dated this 9th day of April, 2007.

/s/ Edward Normand

Edward Normand

CERTIFICATE OF SERVICE

Plaintiff/Counterclaim-Defendant, The SCO Group, Inc., hereby certifies that a true and correct copy of the foregoing was served on Defendant/Counterclaim-Plaintiff, Novell, Inc., on this 9th day of April, 2007, via CM/ECF to the following:

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