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Attorneys for Defendant and Counterclaimant Novell, Inc.

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF UTAH, CENTRAL DIVISION

THE SCO GROUP, INC., a Delaware corporation, Plaintiff and Counterclaim- Defendant,	NOTICE OF CONVENTIONAL FILING
VS.	Case No. 2:04CV00139
NOVELL, INC., a Delaware corporation,	Judge Dale A. Kimball
Defendant and Counterclaim- Plaintiff.	

Dockets.Justia.com

PLEASE TAKE NOTICE that Defendant and Counterclaim-Plaintiff Novell, Inc. has

conventionally filed the original and one copy of each of the following:

- 1. MEMORANDUM IN SUPPORT OF NOVELL'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON SCO'S NON-COMPETE CLAIM IN ITS SECOND CLAIM FOR BREACH OF CONTRACT AND FIFTH CLAIM FOR UNFAIR COMPETITION [FILED UNDER SEAL pursuant to the August 2, 2006 Stipulated Protective Order];
- 2. **MEMORANDUM IN SUPPORT OF NOVELL'S MOTION FOR SUMMARY JUDGMENT ON SCO'S FIRST CLAIM FOR SLANDER OF TITLE AND THIRD CLAIM FOR SPECIFIC PERFORMANCE** [FILED UNDER SEAL pursuant to the August 2, 2006 Stipulated Protective Order];
- 3. **MEMORANDUM IN SUPPORT OF NOVELL'S MOTION FOR SUMMARY JUDGMENT ON SCO'S FIRST CLAIM FOR SLANDER OF TITLE BASED ON FAILURE TO ESTABLISH SPECIAL DAMAGES** [FILED UNDER SEAL pursuant to the August 2, 2006 Stipulated Protective Order];
- 4. **DECLARATION OF KENNETH W. BRAKEBILL** [FILED UNDER SEAL pursuant to the August 2, 2006 Stipulated Protective Order]; and
- 5. **DECLARATION OF KENNETH W. BRAKEBILL** [REDACTED pursuant to the August 2, 2006 Stipulated Protective Order].

The foregoing documents have not been filed electronically because they either contain

confidential information subject to the August 2, 2006 Stipulated Protective Order, and thus have

been filed under seal, or they are oversized. These documents have therefore been filed with the

Court and conventionally served on all parties.

DATED: April 20, 2007

ANDERSON & KARRENBERG

By: /s/ Heather M. Sneddon

Thomas R. Karrenberg John P. Mullen Heather M. Sneddon

-and-

MORRISON & FOERSTER LLP Michael A. Jacobs (pro hac vice) Kenneth W. Brakebill (pro hac vice) Grant L. Kim (pro hac vice)

Attorneys for Defendant and Counterclaim-Plaintiff Novell, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20th day of April, 2007, I caused a true and correct

copy of the foregoing **NOTICE OF CONVENTIONAL FILING** to be served to the following:

Via CM/ECF:

Brent O. Hatch Mark F. James HATCH JAMES & DODGE, P.C. 10 West Broadway, Suite 400 Salt Lake City, Utah 84101

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Via U.S. Mail, postage prepaid:

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/s/ Heather M. Sneddon