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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.

**ORDER GRANTING SCO'S EX
 PARTE MOTION FOR LEAVE TO
 FILE ITS MEMORANDUM IN
 OPPOSITION TO 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**

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 its over length *Memorandum In Opposition To 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* (“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 Opposition consisting of 29 pages, exclusive of face sheet, table of contents and authorities, appendixes and exhibits.

DATED: May 21, 2007

BY THE COURT:

A handwritten signature in black ink that reads "Dale A. Kimball". The signature is written in a cursive, slightly slanted style.

Honorable Dale A. Kimball