Brent O. Hatch (5715) Mark F. James (5295) HATCH, JAMES & DODGE, PC 10 West Broadway, Suite 400 Salt Lake City, Utah 84101 Telephone: (801) 363-6363 Facsimile: (801) 363-6666

David Boies (admitted pro hac vice) Robert Silver (admitted pro hac vice) Edward Normand (admitted pro hac vice) BOIES, SCHILLER & FLEXNER LLP 333 Main Street Armonk, New York 10504 Telephone: (914) 749-8200 Facsimile: (914) 749-8300

Devan V. Padmanabhan (admitted pro hac vice) DORSEY & WHITNEY LLP 50 South Sixth Street, Suite 1500 Minneapolis, Minnesota 55402 Telephone: (612) 340-2600 Facsimile: (612) 340-2868

Attorneys for Plaintiff, The SCO Group, Inc.

Stephen N. Zack (admitted pro hac vice) BOIES, SCHILLER & FLEXNER LLP Bank of America Tower – Suite 2800 100 Southeast Second Street Miami, Florida 33131 Telephone: (305) 539-8400 Facsimile: (305) 539-1307

Stuart Singer (admitted pro hac vice) BOIES, SCHILLER & FLEXNER LLP 401 East Las Olas Blvd. Suite 1200 Fort Lauderdale, Florida 33301 Telephone: (954) 356-0011 Facsimile: (954) 356-0022

FOR THE DISTRICT OF UTAH	
THE SCO GROUP, INC., a Delaware corporation,	SCO'S OBJECTIONS TO NOVELL'S RULE 26 DISCLOSURE
Plaintiff/Counterclaim-Defendant,	
VS.	Civil No.: 2:04CV00139
NOVELL, INC., a Delaware corporation,	Judge Dale A. Kimball Magistrate Brooke C. Wells
Defendant/Counterclaim-Plaintiff.	

IN THE UNITED STATES DISTRICT COURT

Doc. 452

Pursuant to Federal Rule of Civil Procedure 26(a)(3), SCO responds to Novell's Rule 26 disclosures as follows:

The attached Exhibit A contains SCO's objections to the admissibility of exhibits identified in Novell's Rule 26 disclosure. Pursuant to Federal Rule of Civil Procedure 26(a)(3), Exhibit A does not include SCO's Federal Rule of Evidence 402 or 403 objections, which SCO expressly reserves. SCO also reserves the right to revisit these objections should there be any subsequent adjudication or trial in this action or any enlargement of the issues for trial beyond that contemplated by the August 17, 2007 Joint Statement.

DATED this 5th day of September, 2007.

HATCH, JAMES & DODGE, P.C. Brent O. Hatch Mark F. James

BOIES, SCHILLER & FLEXNER LLP David Boies Robert Silver Stuart H. Singer Stephen N. Zack Edward Normand

DORSEY & WHITNEY LLP Devan V. Padmanabhan

Counsel for The SCO Group, Inc.

By: <u>/s/ Edward Normand</u>

CERTIFICATE OF SERVICE

Plaintiff/Counterclaim-Defendant, The SCO Group, Inc., hereby certifies that a true and

correct copy of SCO'S OBJECTIONS TO NOVELL'S RULE 26 DISCLOSURE was served

on this 5th day of September, 2007, via CM/ECF to the following:

Thomas R. Karrenberg John P. Mullen Heather M. Sneddon ANDERSON & KARRENBERG 700 Bank One Tower 50 West Broadway Salt Lake City, UT 84101

Michael A. Jacobs Matthew I. Kreeger Kenneth W. Brakebill David E. Melaugh MORRISON & FOERSTER 425 Market Street San Francisco, CA 94105-2482

/s/ Edward Normand