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Attorneys for Defendant and Counterclaim-Plaintiff Novell, Inc.

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

THE SCO GROUP, INC., a Delaware corporation,

Plaintiff and Counterclaim-Defendant.

V.

NOVELL, INC., a Delaware corporation,

Defendant and Counterclaim-Plaintiff.

# NOVELL'S FOURTH AMENDED RULE 26 PRETRIAL DISCLOSURES

Case No. 2:04CV00139

Judge Dale A. Kimball

Pursuant to Federal Rule of Civil Procedure 26(a)(3), Novell hereby makes the following fourth amended disclosures:

Federal Rule of Civil Procedure 26(a)(3)(A)-(B): Novell's disclosures remain the same as that included in Exhibits A and B to Novell's Second Amended Rule 26 Pretrial Disclosures, filed August 22, 2007 and Exhibit C to Novell's Third Amended Rule 26 Pretrial Disclosures, filed April 15, 2008, subject to and as modified by the parties' continuing meet and confer efforts.

Federal Rule of Civil Procedure 26(a)(3)(C): Please see Supplemental Exhibit C for exhibits supplementing Exhibit C to Novell's Second Amended Rule 26 Pretrial Disclosures, filed August 22, 2007 and Novell's Third Amended Rule 26 Pretrial Disclosures, filed on April 15, 2008. The exhibits disclosed on this Supplemental Exhibit C were used during the recent deposition of Andrew Nagle.

DATED: April 22, 2008

ANDERSON & KARRENBERG

/s/ Heather M. Sneddon

Thomas R. Karrenberg Heather M. Sneddon

-and-

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#### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 22nd day of April, 2008, I caused a true and correct copy of **NOVELL'S FOURTH AMENDED RULE 26 PRETRIAL DISCLOSURES** to be served to the following:

Via CM/ECF:

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/s/ Heather M. Sneddon