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

THE SCO GROUP, INC., a Delaware
 corporation,

Plaintiff and Counterclaim-
 Defendant,

vs.

NOVELL, INC., a Delaware corporation,

Defendant and Counterclaim-
 Plaintiff.

**DECLARATION OF GRANT L. KIM IN
 SUPPORT OF NOVELL'S RULE 60(b)
 MOTION FOR RELIEF FROM FINAL
 JUDGMENT**

Case No. 2:04CV00139

Judge Ted Stewart

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 22nd day of December, 2009, I caused a true and correct copy of the foregoing **DECLARATION OF GRANT L. KIM IN SUPPORT OF NOVELL'S RULE 60(b) MOTION FOR RELIEF FROM FINAL JUDGMENT** to be served to the following:

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