

EXHIBIT C

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF UTAH

THE SCO GROUP, INC.,) Case No. 2:04CV00139
a Delaware corporation,)
)
Plaintiff/Counterclaim-)
Defendant,)
)
vs.)
)
NOVELL, INC., a Delaware)
corporation,) Deposition of
)
Defendant/Counterclaim-) CHRISTINE A. BOTOSAN
Plaintiff.)

* * *

February 5, 2010

9:37 a.m.

Workman Nydegger
60 East South Temple
Salt Lake City, Utah 84111

* * *

Letitia L. Meredith
-Registered Professional Reporter-
Certified Shorthand Reporter

1 in connection with this case; correct?

2 A. I did not.

3 Q. And you did not participate in the surveys
4 that are relied upon by Dr. Pisano; correct?

5 A. I did not.

6 Q. Did you review the questions that were
7 asked in the surveys that are relied upon by
8 Dr. Pisano?

9 A. I just relied on Dr. Pisano's expertise. I
10 did not redo any aspect of his work, so I just relied
11 on what he said, so I did not look at the documents,
12 no.

13 Q. And so if I were to ask you questions about
14 the surveys relied upon by Dr. Pisano, you would have
15 to defer to him with respect to specifics on those
16 surveys; correct?

17 A. Yes. You need to talk to him about his
18 report.

19 Q. And you indicated that you are prepared to
20 offer an opinion on damages whether or not Dr. Pisano
21 is testifying in this case; correct?

22 A. That is correct.

23 Q. And is your opinion -- and as I understand
24 it, you have an opinion on causation; correct?

25 A. That is correct.

1 calculation component. The upper-bound number is a
2 number that comes from Dr. Pisano's report, but my
3 damages number that is from my analysis is just that
4 lower-bound number.

5 Q. And you're not going to be offering any
6 testimony at trial that SCO is entitled to damages
7 based on the upper-bound, are you?

8 A. No. Mine is the lower-bound number.

9 Q. Okay. So because yours is the lower-bound
10 number, would it be fair to say that you're not
11 relying upon Dr. Pisano in rendering your opinion as
12 to damages in this case?

13 A. Correct. I mean, I think it's, as I said
14 before the break, that I prefer to have supportive
15 evidence. So when we can look at a question and
16 provide a number of different approaches and come up
17 with numbers that support one another, that provides
18 more comfort. But if you were to take one of those
19 legs away from my stool, I would still feel
20 comfortable with the analysis that I did that
21 resulted in the damages number that I presented.

22 Q. Are you an expert in the formulation or
23 implementation of surveys?

24 A. No, I'm not.

25 Q. Now, I asked you some questions about