

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND

THE SCO GROUP, INC.,
a Delaware corporation,

Plaintiff,

-vs-

DAIMLERCHRYSLER
CORPORATION, a Delaware
corporation,

Defendant.

04-056587-CK



OAKLAND JUDGE RAE LEE CHABOT
COUNTY SCO GROUP INC V DAIMLERCHRYSLER

Case No. 04-056587-CK
Hon. Rae Lee Chabot

Hearing Date: July 21, 2004

JOEL H. SERLIN (P20224)
BARRY M. ROSENBAUM (P26487)
Attorneys for Plaintiff
2000 Town Center, Suite 1500
Southfield, MI 48075
(248) 353-7620

JAMES P. FEENEY (P13335)
THOMAS S. BISHOFF (P53753)
STEPHEN L. TUPPER (P53918)
Attorney for Defendants
39577 Woodward Avenue, Ste. 300
Bloomfield Hills, MI 48304-2820
(248) 203-0700

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2004 JUL 14 P 2:39
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**MOTION FOR ADMISSION PRO HAC VICE OF
STEVEN I. FROOT AND MARK J. HEISE**

dg 74727

Plaintiff The SCO Group, Inc., by and through its attorneys, Seyburn, Kahn, Ginn, Bess & Serlin, P.C., for their Motion for Admission Pro Hac Vice of Steven I. Froot and Mark J. Heise states as follows:

1. The undersigned, Barry M. Rosenbaum, is an active member of the State Bar of Michigan, a member of Seyburn, Kahn, Ginn, Bess and Serlin, 2000 Town Center, Suite 1500, Southfield, MI 48075 and local counsel of record for Plaintiff The SCO Group, Inc. in the above-captioned matter.

2. The undersigned moves, pursuant to Rule 15, Section 2 of the Rules Concerning the State Bar of Michigan, for permission for foreign attorneys, Steven I. Froot and Mark J. Heise, partners of Boies, Schiller & Flexner LLP, to appear pro hac vice in the case as attorneys for Plaintiff, The SCO Group, Inc.

3. Steven I. Froot is a partner with the law firm of Boies, Schiller & Flexner LLP, corporate counsel for Plaintiff The SCO Group, Inc., and is duly licensed to practice law in the State of New York. See accompanying Affidavit of Steven I. Froot (Exhibit A). Steven I. Froot will be associated with the undersigned in the trial of the above-captioned case and in all proceedings in connection with the case.

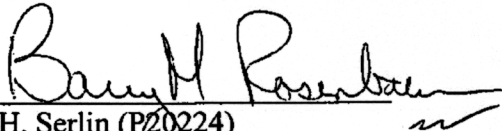
4. Mark J. Heise is a partner with the law firm of Boies, Schiller & Flexner LLP, corporate counsel for Plaintiff The SCO Group, Inc., and is duly licensed to practice law in the State of Florida. See accompanying Affidavit of Mark J. Heise (Exhibit B). Mark J. Heise will be associated with the undersigned in the trial of the above-captioned case and in all proceedings in connection with the case.

WHEREFORE, the undersigned requests the entry of an Order (a copy of which is attached as Exhibit C) granting permission for Steven I. Froot and Mark J. Heise to appear pro

hac vice in the above-captioned case as attorneys for Plaintiff The SCO Group, Inc., and to engage in the trial and all proceedings in connection with this case.

Respectfully submitted,

**SEYBURN, KAHN, GINN,
BESS AND SERLIN, P.C.**

By: 
Joel H. Serlin (P20224)
Barry M. Rosenbaum (P26487)
Attorneys for Plaintiff
2000 Town Center, Suite 1500
Southfield, MI 48075-1195
(248) 353-7620

Dated: July 14, 2004

Stephen N. Zack, Esq.
Mark J. Heise, Esq.
Co-Counsel for Plaintiff
Boies, Schiller & Flexner LLP
Bank of America Tower
100 South East 2nd Street, Ste. 2800
Miami, FL 33131
(305) 539-8400

Dated: July 14, 2004

(A)

AFFIDAVIT OF STEVEN I. FROOT

STATE OF NEW YORK)
) ss.
COUNTY OF NEW YORK)

Steven I. Froot, being first sworn, states:

1. I am an attorney duly licensed to practice law in the State of New York, and I am a partner in the law firm of Boies, Schiller & Flexner LLP, with offices at 570 Lexington Avenue, New York, New York 10022.

2. Boies, Schiller & Flexner LLP serves as outside counsel for Plaintiff The SCO Group, Inc.

3. I was admitted to the State Bar of New York, First Department, in June 1986 and am a member in good standing.

4. Based upon the foregoing, I respectfully request admission pro hac vice for the purpose of representing The SCO Group, Inc. in this matter in association with the law firm of Seyburn, Kahn, Ginn, Bess and Serlin, P.C.

Steven I. Froot

Subscribed and sworn to before me
this 13th day of July, 2004.

Evan Glassman
Notary Public
_____ County, _____

My Commission Expires _____
EVAN GLASSMAN
Notary Public, State of New York
No. 60-5034122
Qualified in Westchester County
Certificate Filed in Westchester County
Commission Expires 10/3/2002
2006

(B)

AFFIDAVIT OF MARK J. HEISE

STATE OF FLORIDA)
) ss.
COUNTY OF FLORIDA)

Mark J. Heise, being first duly sworn, states:

1. I am an attorney duly licensed to practice law in the State of Florida, and I am a partner in the law firm of Boies, Schiller & Flexner LLP, with offices at 100 S.E. 2nd Street, Suite 2800, Miami, Florida 33131.

2. Boies, Schiller & Flexner LLP serves as outside counsel for Plaintiff The SCO Group, Inc.

3. I was admitted to the Florida Bar in September 1988 and am a member in good standing.

4. Based upon the foregoing, I respectfully request admission pro hac vice for the purpose of representing The SCO Group, Inc. in this matter in association with the law firm of Seyburn, Kahn, Ginn, Bess and Serlin, P.C.

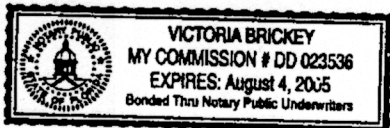
[Handwritten Signature]

Subscribed and sworn to before me
this 13th day of July, 2004.

[Handwritten Signature]

Notary Public

My Commission Expires:



STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND

③

THE SCO GROUP, INC.,
a Delaware corporation,

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Hon. Rae Lee Chabot

DAIMLERCHRYSLER
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/

**ORDER FOR ADMISSION PRO HAC VICE OF
STEVEN I. FROOT AND MARK J. HEISE**

At a session of said Court, held in the City of
Pontiac, County of Oakland, State of Michigan, on

PRESENT: HON. _____
CIRCUIT COURT JUDGE

This Court, having been fully advised in the premises, and having reviewed the Motion
and Affidavits of Steven I. Froot and Mark J. Heise:

IT IS HEREBY ORDERED that Steven I. Froot and Mark J. Heise be hereby admitted Pro Hac Vice in the above-captioned matter only, these attorneys being subject to the full disciplinary powers of this Court.

Circuit Court Judge