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## IN THE UNITED STATES DISTRICT COURT

## THE SCO GROUP, Plaintiff, Plaintiff, Nagistrate Judge Brooke C. Wells V. INTERNATIONAL BUSINESS MACHINES CORPORATION, Defendant. Defendant. Case No. 2:03CV0294DAK Hon. Dale A. Kimball Magistrate Judge Brooke C. Wells DECLARATION OF JEAN ACHESON Defendant.

- My name is Jean Acheson and I am employed by the SCO Group, Inc. ("SCO"). My
  office is located at Lindon, Utah. Unless otherwise noted, or evident from the
  context, this declaration is based on my personal knowledge.
- 2. I have been employed by SCO (or its predecessors-in-interest including the Santa Cruz Operation, Inc.) since approximately 1992. My current title at SCO is Revenue Director. As of January 1997, my title was Revenue Manager. In those capacities, I have administered the collection of The Santa Cruz Operation's and SCO's royalties from its UNIX System V ("SVRX") source code licensees.
- 3. Sequent is a signatory to Software Agreement SOFT-00321 and Sublicensing Agreement SUB-00321a. Under these agreements, SCO licensed SVRX code to Sequent and received royalties for the use of that code. SCO has not received any such royalties since March 2003.

I declare under penalty of perjury that the foregoing is true and correct.

Executed: November 30, 2004

Jean Acheson