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

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THE SCO GROUP, INC., a Delaware  
corporation,

Plaintiff and Counterclaim-  
Defendant,

vs.

NOVELL, INC., a Delaware corporation,

Defendant and Counterclaim-  
Plaintiff.

**NOVELL'S MOTION *IN LIMINE* NO. 3  
TO PRECLUDE SCO FROM  
INTRODUCING NEW EVIDENCE OR  
ARGUMENT REGARDING  
APPORTIONMENT OF SCOSOURCE  
REVENUE**

Case No. 2:04CV00139

Judge Dale A. Kimball

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**MOTION *IN LIMINE***

Defendant and Counterclaim-Plaintiff Novell, Inc. (“Novell”) hereby moves this Court, *in limine*, to bar SCO from introducing new evidence or argument regarding an apportionment of SCOSource revenue.

For the reasons set forth in Novell’s opening brief, filed herewith, Novell requests that this Court grant this motion.

DATED: August 24, 2007

ANDERSON & KARRENBURG

By:  /s/ Heather M. Sneddon

Thomas R. Karrenberg  
John P. Mullen  
Heather M. Sneddon

-and-

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Counterclaim-Plaintiff Novell, Inc.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 24th day of August, 2007, I caused a true and correct copy of **NOVELL'S MOTION IN LIMINE NO. 3 TO PRECLUDE SCO FROM INTRODUCING NEW EVIDENCE OR ARGUMENT REGARDING APPORTIONMENT OF SCOSOURCE REVENUE** to be served to the following:

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