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AUG 06 2004

U.S. DISTRICT COURT

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**Attorneys for Defendant Novell, Inc.**

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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,

vs.

NOVELL, INC., a Delaware corporation,

Defendant.

**ORDER GRANTING NOVELL, INC.'S  
EX PARTE MOTION FOR LEAVE TO  
FILE AN OVERLENGTH  
MEMORANDUM**

Case No. 2:04CV00139

Judge Dale A. Kimball

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This matter comes before the Court on Novell, Inc.'s *Ex Parte* Motion for Leave to File an Overlength Memorandum. The Court, having considered the matter, and good cause and exceptional circumstances appearing, hereby ORDERS that Novell, Inc. be granted leave to file an overlength Memorandum in Support of its Motion to Dismiss.

DATED: August \_\_\_\_\_, 2004.

BY THE COURT:

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Judge Dale A. Kimball  
United States District Court Judge