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COURT UNITED STATES DISTRICT COURT  
COUNTY OF MIDDLE DISTRICT OF NORTH CAROLINA

THE SCO GROUP, INC. Plaintiff(s)  
against  
INTERNATIONAL BUSINESS MACHINES CORP. Defendant(s)

Index No. 2:03CV0294  
DISTRICT OF UTAH  
AFFIDAVIT OF  
SERVICE OF SUBPOENA  
IN A CIVIL CASE

NORTH CAROLINA STATE OF ~~IRVING~~ COUNTY OF Guilford SS. The undersigned, being duly sworn, deposes and says; deponent is not a party herein is over 18 years of age and resides at Greensboro, NC  
That on JANUARY 14, 2006 at 8:27 P.M. at 2200 WILLOW ROAD, GREENSBORO, NORTH CAROLINA  
deponent served the within subpoena on OTIS WILSON witness therein named.

- IN A CIVIL CASE
- INDIVIDUAL  by delivering a true copy to said witness personally; deponent knew the person so served to be the witness described in said subpoena.
  - CORPORATION  a corporation, by delivering thereat a true copy to personally, deponent knew said corporation so served to be the corporation witness and knew said individual to be thereof.
  - SUITABLE AGE PERSON  by delivering thereat a true copy to a person of suitable age and discretion. Said premises is witness'—actual place of business—dwelling place—usual place of abode—within the state.
  - AFFIXING TO DOOR, ETC.  by affixing a true copy to the door of said premises, which is witness'—actual place of business—dwelling place—usual place of abode—within the state. Deponent was unable, with due diligence to find witness or a person of suitable age and discretion thereat, having called there

MAILING TO RESIDENCE  Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to witness at witness' fast known residence, at said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State.

MAILING TO BUSINESS  Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class postpaid envelope properly addressed to witness at witness' actual place of business, at in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the witness.

- DESCRIPTION  Male  White Skin  Black Hair  White Hair  14-20 Yrs.  Under 5'  Under 100 Lbs.  
 Female  Black Skin  Brown Hair  Balding  21-35 Yrs.  5'0"-5'3"  100-130 Lbs.  
  Yellow Skin  Blonde Hair  Mustache  36-50 Yrs.  5'4"-5'8"  131-160 Lbs.  
 Brown Skin  Gray Hair  Beard  51-65 Yrs.  5'9"-6'0"  161-200 Lbs.  
 Red Skin  Red Hair  Glasses  Over 65 Yrs.  Over 6'  Over 200 Lbs.

Other identifying features:

At the time of said service, deponent paid (tendered) in advance \$ 50.00

the authorized traveling expenses and one day's witness fee.

Sworn to before me on January 19th 2006  
Patricia A. Mitchell

Steve Mitchell  
STEVE MITCHELL  
License No. 1721

