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FILED
CLERK, U.S. DISTRICT COURT
29 JUL 99 PM 2:57
DISTRICT OF UTAH
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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

CALDERA, INC.

Plaintiff

vs.

MICROSOFT CORPORATION

Defendant.

**ORDER DENYING DEFENDANT
MICROSOFT CORPORATION'S
MOTION FOR SUMMARY JUDGMENT
ON PLAINTIFF'S EUROPEAN AND
JAPANESE CLAIMS**

Case No.: 2:96CV 0645B
Judge Dee V. Benson
Magistrate Judge Ronald N. Boyce

On July 7, 1999, Defendant Microsoft's Motion for Partial Summary Judgment on Plaintiff's European and Japanese Claims came on before the Court. Parker C. Folse, III,


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Ralph H. Palumbo, Stephen J. Hill and Ryan E. Tibbitts appeared on behalf of Caldera, Inc. and James s. Jardine, Thomas Burt, Richard Klapper appeared on behalf of Microsoft Corporation. Based on the memoranda filed and arguments at the hearing, and for reasons stated by the Court as reflected in the transcript and good cause appearing,

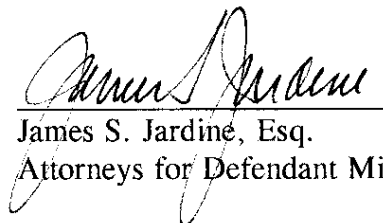
IT IS HEREBY ORDERED that the motion is denied.

DATED this 27th day of July, 1999.

BY THE COURT,


The Honorable Dee V. Benson
United States District Judge

APPROVED AS TO FORM:


James S. Jardine, Esq.
Attorneys for Defendant Microsoft Corporation

hom

United States District Court
for the
District of Utah
July 30, 1999

* * MAILING CERTIFICATE OF CLERK * *

Re: 2:96-cv-00645

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