

**UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT
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Clerk of Court

September 09, 2009

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RE: 08-4217, SCO Group v. Novell, Inc.

Dist/Ag docket: 2:04-CV-00139-DAK

Dear Counsel:

The petition for rehearing and/or petition for rehearing en banc filed in the subject case is deficient in the following respect:

Counsel did not submit the brief as a native pdf document when filing via ECF. See the court's General Order dated March 18, 2009 (as amended) and information on www.ca10.uscourts.gov. Attachments to the pleadings which are not available in native pdf format should be in one single/consolidated scanned PDF file and uploaded to ECF as a separate document. The ECF filing for the pleading should consist of one file for your searchable PDF pleading and one file for your scanned PDF attachments. The maximum file size permitted for a PDF is 10 MB, and for a single transaction is 50 MB. If your attachments exceed 10 MB, you may submit in separate PDFs, but the court encourages all parties to limit the number of separate PDFs submitted in a single transaction.

You must re-file your pleading via ECF. The scanned version of the pleading will be removed from the court's docket.

Please contact this office if you have questions.

Sincerely,



Elisabeth A. Shumaker
Clerk of the Court

cc: George C. Harris
Michael Allen Jacobs
Thomas R. Karrenberg
Grant L. Kim
David E. Melaugh
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EAS/bv