

EXHIBIT 45

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

THE SCO GROUP, INC., : Civil No. 2:03CV-294 DAK
: (Judge Dale A. Kimball)
Plaintiff/Counterclaim Defendant, :
: CONFIDENTIAL PURSUANT
-v- : TO PROTECTIVE ORDER
:
INTERNATIONAL BUSINESS MACHINES : Videotape Deposition of:
CORPORATION, :
: Michael Paul Olson
Defendant/Counterclaim Plaintiff. :

Place: SNELL & WILMER, L.L.P.
15 West South Temple
Suite 1200
Salt Lake City, Utah 84101

Date: March 3, 2006
9:10 a.m.

Reporter: Susette M. Snider, RPR/CRR
Robert D. Stanley, CSR/RPR

1 Q. Were you involved in the decision to
2 pursue the SCOSource program?

3 A. No.

4 Q. Were you ever asked to perform analyses of
5 potential revenues that could be generated by the
6 SCOSource program?

7 A. I don't believe so.

8 Q. Did anyone on your team perform such
9 analyses?

10 A. They could have. I -- I just don't
11 remember what planning may have gone on when SCOSource
12 was first getting going.

13 (Exhibit 1229 was marked.)

14 Q. BY MS. HALL: The reporter has just handed
15 you a document marked Exhibit 1229. The first page
16 appears to be an e-mail --

17 A. Um-hum.

18 Q. -- correct?

19 A. Yes.

20 Q. Who's the recipient on that e-mail?

21 A. It's an e-mail alias entitled "execgroup."

22 Q. Were you a recipient of e-mail sent to
23 that alias?

24 A. I may have been on that alias at a point
25 in time but -- I know currently I'm not on that e-mail

1 alias and haven't -- if I was, it would have been for
2 a very short time period. I don't recall
3 specifically, though, if I was.

4 Q. What's the date of this e-mail?

5 A. December of 2003.

6 Q. Were you a recipient on the execgroup
7 alias at that time?

8 A. I don't know.

9 Q. Can you identify the attached document?

10 A. It appears to be business notes from a
11 council meeting.

12 Q. Does that say "OPS Council Strategy
13 Meeting"?

14 A. It does at the top, yes.

15 Q. What does OPS stand for?

16 A. If it has the same definition that I told
17 you earlier, I would say operations.

18 Q. Did you attend the operations council
19 strategy meeting?

20 A. I may have been attended operations
21 council meetings. Whether I was present on the date
22 mentioned of December 11th, I can't recall.

23 Q. Do you recall recognize these notes?

24 A. I don't recognize these notes
25 specifically.

1 Reporter's Certificate

2 State of Utah)

3 County of Salt Lake)

4

5 I, Robert Stanley, Certified Shorthand
6 Reporter, Registered Professional Reporter, and
7 Notary Public for the State of Utah, do hereby
8 certify:

9 THAT the foregoing proceedings were
10 taken before me at the time and place set forth
11 herein; that the witness was duly sworn to tell the
12 truth, the whole truth, and nothing but the truth;
13 and that the proceedings were taken down by me in
14 shorthand and thereafter transcribed into
15 typewriting under my direction and supervision;

16 THAT the foregoing pages contain a true
17 and correct transcription of my said shorthand notes
18 so taken.

19 IN WITNESS WHEREOF, I have subscribed my
20 name and affixed my seal this _____ day of
21 _____, 2006.

22

23

24 _____
Notary Public

25

26 My commission expires

27 February 8, 2007.

28