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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

NOVELL, INC.,

Defendant/Counterclaim-Plaintiff.

**SCO'S EX PARTE MOTION FOR
LEAVE TO FILE ITS RESPONSE IN
OPPOSITION TO NOVELL'S
MOTION FOR SUMMARY
JUDGMENT ON SCO'S FIRST
CLAIM FOR SLANDER OF TITLE
BASED ON FAILURE TO ESTABLISH
SPECIAL DAMAGES**

Case No. 2:04cv139

Honorable Dale A. Kimball
Magistrate Judge Brooke C. Wells

Plaintiff/Counterclaim-Defendant The SCO Group (“SCO”) hereby moves the Court pursuant to District Court Rule 7-1(e) for an Order granting it leave to file *SCO’s Response in Opposition to Novell’s Motion for Summary Judgment on SCO’s First Claim for Slander of Title Based on Failure to Establish Special Damages* (the “Opposition Memorandum”) that consists of 41 pages, exclusive of face sheet, table of contents and authorities, appendixes and exhibits.

SCO’s Motion is made upon the grounds that the Opposition Memorandum of the indicated length is necessary given the complex nature of the issues raised by Novell’s Motion for Summary Judgment on SCO’s First Claim for Slander of Title Based on Failure to Establish Special Damages (the “Motion”) to the end that a Opposition to Novell’s Motion of the same complexity was necessitated.

SCO has endeavored to be as concise as possible, but respectfully submits that the excess length is necessary to fully and fairly address the issues being placed before the Court.

SCO respectfully requests that it be allowed to file its Opposition Memorandum containing 41 pages, exclusive of face sheet, table of contents and authorities, appendixes and exhibits.

DATED this the 18th day of May, 2007.

HATCH, JAMES & DODGE, P.C.
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By: /s/ Edward Normand
Counsel for The SCO Group, Inc.