

TRANSCRIPT ORDER FORM - DIRECTIONS ON THE REVERSE SIDE**PART I - To be completed by appellant within ten days of filing the notice of appeal**

Short Title: SCO Grp. v. Novell Inc. District: USDC - District of Utah
 District Court Number: 2:04-cv-00139-DAK Circuit Court Number: 08-4217
 Name of Attorney: Edward J. Normand, Esq.
 Name of Law Firm: Boies, Schiller & Flexner LLP
 Address of Firm: 333 Main Street, Armonk, NY 10504
 Telephone of Firm: 914-749-8200 Attorneys for: The SCO Group, Inc.
 Name of Court Reporter: Kelly Hicken Telephone of Reporter: 801-521-7238

PART II - COMPLETE SECTION A OR SECTION B**SECTION A - I HAVE NOT ORDERED A TRANSCRIPT BECAUSE**

- A transcript is not necessary for this appeal, or
 The necessary transcript is already on file in District Court
 The necessary transcript was ordered previously in appeal number _____

SECTION B - I HEREBY ORDER THE FOLLOWING TRANSCRIPT:

(Specify the date and proceeding in the space below)

Voir dire: _____; Opening Statements: Please see attached;
 Trial proceedings: Please see attached; Instruction Cnf: _____;
 Jury Instructions: _____; Closing Arguments: _____;
 Post Trial Motions: _____; Other Proceedings: Please see attached.

(Attach additional pages if necessary)

- Appellant will pay the cost of the transcript.

My signature on this form is my agreement to pay for the transcript ordered on this form.

- This case is proceeding under the Criminal Justice Act.

NOTE: Leave to proceed *in forma pauperis* does not entitle appellant to a free transcript. An order of the district court allowing payment for the transcript at government expense must be obtained. See 28 U.S.C. §753(f).

CERTIFICATE OF COMPLIANCE

I certify that I have read the instructions on the reverse of this form and that copies of this transcript order form have been served on the **court reporter (if transcript ordered), the Clerk of U.S. District Court, all counsel of record or pro se parties, and the Clerk of the U.S. Court of Appeals for the Tenth Circuit.** I further certify that satisfactory arrangements for payment for any transcript ordered have been made with the court reporter(s).

Signature of Attorney/Pro Se: /s/ Edward J. Normand Date: Dec 10, 2008

PART III - TO BE COMPLETED BY THE COURT REPORTER

Upon completion, please file one copy with the Clerk of the U.S. Court of Appeals and one copy with the Clerk of the U.S. District Court.

Date arrangements for payment completed: _____

Estimated completion date: _____

Estimated number of pages: _____

I certify that I have read the instructions on the reverse side and that adequate arrangements for payment have been made.

Signature of Court Reporter: _____ Date: _____

TRANSCRIPT ORDER FORM

Attachment to Transcript Order Request Form

Please provide complete copies of the transcripts for the following hearing and trial dates:

<u>Date:</u>	<u>Presiding Judge:</u>	<u>Court Reporter:</u>
May 11, 2004	Hon. Dale A. Kimball	Kelly Hicken
January 25, 2007	Hon. Dale A. Kimball	Kelly Hicken
May 31, 2007	Hon. Dale A. Kimball	Kelly Hicken
April 29, 2008	Hon. Dale A. Kimball	Kelly Hicken Rebecca Janke
April 30, 2008	Hon. Dale A. Kimball	Kelly Hicken
May 1, 2008	Hon. Dale A. Kimball	Kelly Hicken Rebecca Janke

CERTIFICATE OF SERVICE

I, Edward J. Normand, Esq., hereby certify that on this 10th day of December, 2008, a true and correct copy of the foregoing **Transcript Order Form**, was electronically filed with the court and forwarded via electronic mail to the following recipients:

Thomas R. Karrenberg
John P. Mullen
Heather M. Sneddon
ANDERSON & KARRENBERG
700 Bank One Tower
50 West Broadway
Salt Lake City, UT 84101

Michael A. Jacobs
Matthew I. Kreeger
MORRISON & FOERSTER
425 Market Street
San Francisco, CA 94105-2482

Counsel for Appellee Novell, Inc.

A true and correct copy was forwarded via Federal Express Priority Overnight delivery to the following recipient:

Kelly Brown Hicken, RPR, CSR, RMR
Court Reporter
350 South Main Street, #209
Salt Lake City, Utah 84101

/s/ Edward J. Normand
Edward J. Normand, Esq.

Dated: December 10, 2008

Edward J. Normand, Esq.
Boies, Schiller & Flexner LLP
333 Main Street
Armonk, NY 10504

CERTIFICATE OF DIGITAL SUBMISSION

The undersigned certifies with respect to this filing that no privacy redactions were necessary. This **TRANSCRIPT ORDER FORM** submitted in digital form is an exact copy of the written document filed with the Clerk. The digital submission has been scanned for viruses with the most recent version of a commercial virus scanning program (using Symantec Antivirus which is updated daily) and, according to the program, is free of viruses.

Dated: December 10, 2008

/s/ Edward J. Normand
Edward J. Normand, Esq.