

FILED
CLERK U.S. DISTRICT COURT

-7 FEB 00 AM 9:57

DISTRICT OF UTAH

BY: _____
DEPUTY CLERK

RECEIVED CLERK

FEB - 1 2000

U.S. DISTRICT COURT

Richard J. Urowsky
Richard H. Klapper
Steven L. Holley
Richard C. Pepperman, II
SULLIVAN & CROMWELL
125 Broad Street
New York, New York 10004
(212) 558-4000

William H. Neukom
Thomas W. Burt
David A. Heiner, Jr.
Steven J. Aeschbacher (A4527)
MICROSOFT CORPORATION
One Microsoft Way
Redmond, Washington 98052
(425) 936-8080

Michael H. Steinberg
SULLIVAN & CROMWELL
1888 Century Park East
Los Angeles, California 90067
(310) 712-6600

James S. Jardine (A1647)
Mark M. Bettilyon (A4798)
Mark W. Pugsley (A8253)
RAY, QUINNEY & NEBEKER
Deseret Building, Suite 400
79 South Main Street
Salt Lake City, Utah 84111
(801) 532-1500

Attorneys for Microsoft Corporation

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

<p>CALDERA, INC.,</p> <p>Plaintiff,</p> <p>v.</p> <p>MICROSOFT CORPORATION,</p> <p>Defendant.</p>	<p>No. 2:96 CV 0645B</p> <p>Judge Dee V. Benson Magistrate Judge Ronald N. Boyce</p> <p>AMENDED ORDER ON RENEWED MOTION TO UNSEAL PARTS OF COURT FILE AND MOTION TO STAY THE SAME</p>
---	---

The “Order On Renewed Motion To Unseal Parts of Court File and Motion To Stay The Same” entered by this Court on January 25, 2000 is hereby clarified and amended as follows:

A. The following sealed document in the Court file (identified by docket numbers and descriptions) is hereby unsealed:


255 (A) “SEALED Motion by Caldera in support of [225-1] motion to declare portions of Stefanie Reichel’s deposition not confidential”

B. With respect to document number # 255 (B) (“SEALED Memorandum by Caldera in support of [255-1] motion to declare portions of Stefanie Reichel’s deposition not confidential”) Microsoft takes the position that this document contains confidential and/or proprietary information. Therefore, this document is not to be unsealed, and Microsoft shall proceed as follows:

1. Microsoft shall deliver a copy of the Memorandum to the News Media with the confidential portions redacted. Microsoft shall deliver to the News Media a log that identifies all such redactions, and provides the basis therefore on or before January 21, 2000. The News Media may seek an *in camera* review any of these redactions within thirty (30) days of receipt of the log.
2. As for the exhibits to this memorandum, Microsoft shall produce redacted versions thereof, which contain the title and the portion of the exhibits, in context, quoted or recited in the memorandum.

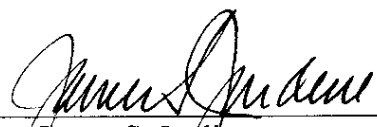
DATED this 4th day of ~~January~~ ^{Feb.} 2000.

BY THE COURT

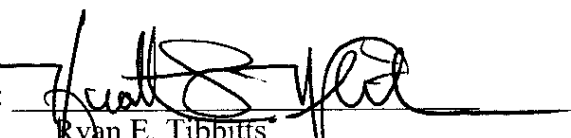

~~The Honorable Ronald N. Boyce~~
United States District Court ~~Magistrate~~ Judge

APPROVED AS TO FORM:


RAY, QUINNEY & NEBEKER

By: 
James S. Jardine
Mark W. Pugsley
Attorneys for Defendant
Microsoft Corporation

SNOW CHRISTENSEN & MARTINEAU

By: 
Ryan E. Tibbitts
Heather White
Attorneys for Plaintiff Caldera

JONES, WALDO, HOLBROOK & McDONOUGH

By: 
Michael Patrick O'Brien
Attorneys for *The San Jose Mercury News*
and *The Salt Lake Tribune*

hom

United States District Court
for the
District of Utah
February 7, 2000

* * CERTIFICATE OF SERVICE OF CLERK * *

Re: 2:96-cv-00645

True and correct copies of the attached were either mailed or faxed by the clerk to the following:

Mr. Max D Wheeler, Esq.
SNOW CHRISTENSEN & MARTINEAU
10 EXCHANGE PLACE
PO BOX 45000
SALT LAKE CITY, UT 84145-5000
JFAX 9,3630400

Stephen D. Susman, Esq.
SUSMAN GODFREY LLP
1000 LOUISIANA STE 5100
HOUSTON, TX 77002-5096
JFAX 8,713,6546666

Ralph H. Palumbo, Esq.
SUMMIT LAW GROUP
1505 WESTLAKE AVE N STE 300
SEATTLE, WA 98109

Parker C. Folse III, Esq.
SUSMAN GODFREY LLP
1201 THIRD AVE STE 3090
SEATTLE, WA 98101

James S. Jardine, Esq.
RAY QUINNEY & NEBEKER
79 S MAIN ST
PO BOX 45385
SALT LAKE CITY, UT 84145-0385
JFAX 9,5327543

Richard J. Urowsky, Esq.
SULLIVAN & CROMWELL
125 BROAD ST
NEW YORK, NY 10004

William H. Neukom, Esq.
MICROSOFT CORPORATION
BLDG 8S/2078
ONE MICROSOFT WAY
REDMOND, WA 98052

James R. Weiss, Esq.
PRESTON GATES ELLIS & ROUVELAS MEEDS
1735 NEW YORK AVE NW
WASHINGTON, DC 20006

Michael H. Steinberg, Esq.
SULLIVAN & CROMWELL
1888 CENTURY PARK EAST
LOS ANGELES, CA 90067

Mr. Clark Waddoups, Esq.
PARR WADDOUPS BROWN GEE & LOVELESS
185 S STATE ST STE 1300
PO BOX 11019
SALT LAKE CITY, UT 84147
JFAX 9,5327750

Robert G. Loewy, Esq.
OMELVENY & MYERS
610 NEWPORT CENTER DR
STE 1700
NEWPORT BEACH, CA 92660-6429

Mr. Michael P O'Brien, Esq.
JONES WALDO HOLBROOK & MCDONOUGH
170 S MAIN ST STE 1500
PO BOX 45444
SALT LAKE CITY, UT 84145-0444

James Chadwick, Esq.
GRAY CARY WARE & FRIDENRICH
400 HAMILTON AVE
PALO ALTO, CA 94301-1825
JFAX 8,650,3273699

Mr. Gary F. Bendinger, Esq.
GIAUQUE CROCKETT BENDINGER & PETERSON
170 S MAIN STE 400
SALT LAKE CITY, UT 84101-1664
JFAX 9,5311486

Richard L. Klein, Esq.
WILLKIE FARR & GALLAGHER
787 SEVENTH AVE
NEW YORK, NY 10019
JFAX 8,212,7288111