



JUDGE RAE LEE CHABOT  
SCD GROUP INC V DAIMLERCHRYSL

STATE OF MICHIGAN

RECEIVED FOR FILING  
IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND

THE SCO GROUP, INC. 2004 APR 15 P 1: 14

Plaintiff,  
vs. OAKLAND COUNTY CLERK Civil Action No. 04-056587-CKB  
BY: DEPUTY COUNTY CLERK  
DAIMLERCHRYSLER CORPORATION, Honorable Rae Lee Chabot  
Defendant.

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**DAIMLERCHRYSLER CORPORATION'S MOTION FOR SUMMARY DISPOSITION**

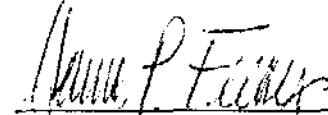
Defendant DaimlerChrysler Corporation ("DaimlerChrysler"), through its counsel, Dykema Gossett PLLC, moves for summary disposition of Plaintiff The SCO Group, Inc.'s Complaint pursuant to MCR 2.116(C)(10).

In support of this Motion, DaimlerChrysler relies upon the facts and law set forth in its Memorandum of Law In Support Of Motion For Summary Disposition, filed contemporaneously herewith, and its exhibits, the pleadings and other documents on file with the Court, and all matters of which the Court may take judicial notice.

WHEREFORE, Defendant DaimlerChrysler Corporation respectfully requests that this Court grant this Motion and enter an order, pursuant to MCR 2.116(C)(10), dismissing Plaintiff The SCO Group, Inc.'s Complaint in its entirety with prejudice.

Respectfully Submitted,

DYKEMA GOSSETT PLLC



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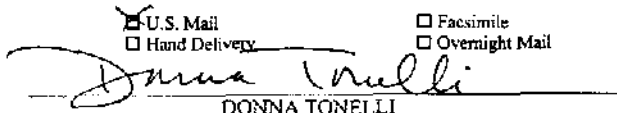
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**PROOF OF SERVICE**

The undersigned certifies that the foregoing instrument was served upon all parties and/or attorneys of record for all parties to the above cause at their respective addresses as indicated on the pleadings, on the 15<sup>th</sup> day of April, 2004, by:

- U.S. Mail                       Facsimile  
 Hand Delivery                 Overnight Mail



DONNA TONELLI