

**Novell.**

September 23, 2005

**VIA EMAIL AND U.S. MAIL**

Alan P. Petrofsky  
3618 Alameda, Apt. 5  
Menlo Park, CA 94025

Dear Mr. Petrofsky,

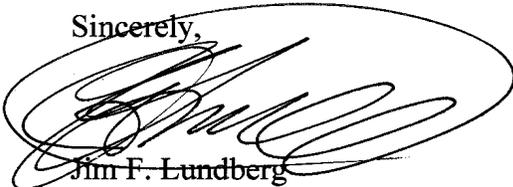
I am in receipt of your letter dated September 16, 2005. Unfortunately, I was out of the office traveling on business last week and early this week and just received your letter yesterday. In an effort to provide you with an expedited response, I am sending this to your email address and will also include a copy by U.S. Mail.

In response to your specific questions:

- 1- To the best of my knowledge, no Novell representative met with Mr. Merkey on September 8, 2005. Although Mr. Merkey has contacted me by phone on several occasions, at no time did we discuss your name.
- 2- To the best of my knowledge, Novell has never considered "coming after" you.
- 3- Novell did not "authorize" Mr. Merkey to do anything on Novell's behalf, let alone "serve any subpoena."
- 4- While Novell is still considering possible recourse for what Novell believes is a breach by Mr. Merkey of the Settlement Agreement, Novell still considers the Settlement Agreement to be highly confidential and strongly disagrees with many of the allegations in Mr. Merkey's Complaint.

Please contact me if you have additional questions concerning the matter.

Sincerely,



Jim F. Lundberg  
Associate General Counsel  
Novell, Inc.  
801-861-6906