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3 **FILED**

4
5 FEB 8 2006

6 RICHARD W. WIEKING
7 CLERK, U.S. DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 THE SCO GROUP, INC.,)

12 Plaintiff(s),)

13 v.)

14 INTERNATIONAL BUSINESS)
15 MACHINES CORPORATION,)

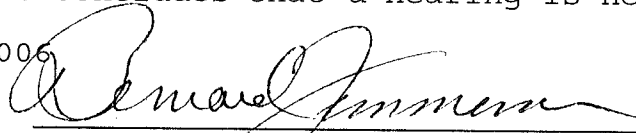
16 Defendant(s))
17

No. C 06-80025 MISC MHP (BZ)

BRIEFING ORDER

18 **IT IS HEREBY ORDERED** that plaintiff shall file an
19 opposition to non-party Oracle's motion to quash third party
20 subpoena *duces tecum* by **February 17, 2006**. Any reply must be
21 filed by **February 24, 2006**. A hearing on the matter will be
22 scheduled if the court concludes that a hearing is necessary.

23 Dated: February 8, 2006



24 Bernard Zimmerman
25 United States Magistrate Judge

26 G:\BZALL\ -REFS\SCO GROUP\SCHEDULING ORDER

27
28 **Copies Mailed to
Parties of Record**

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

THE SCO GROUP INC.,
Plaintiff,

v.

INTERNATIONAL BUSINESS
MACHINES CORPORATION,
Defendant.

Case Number: C06-80025 MISC MHP (BZ)

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on February 8, 2006, I SERVED a true and correct copy(ies) of the attached **BRIEFING ORDER**, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Dorian Daley, Esq.
500 Oracle Parkway
MS50P7
Redwood City, CA 94065

John V. Wadsworth, Esq.
Oracle Corporation
500 Oracle Parkway MS50P7
Redwood City, CA 94065

Dated: February 8, 2006

Richard W. Wieking, Clerk
By: Rose Maher, Deputy Clerk

