

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re: ) Chapter 11  
)  
The SCO GROUP, INC., et al.,<sup>1</sup> ) Case No. 07-11337 (KG)  
) (Jointly Administered)  
)  
Debtors. )

**NOTICE OF AGENDA OF MATTERS  
SCHEDULED FOR HEARING ON NOVEMBER 6, 2007, AT 10:00 A.M.**

**PLEASE NOTE THAT THE HEARING WILL BEGIN AT  
10:00 A.M. PREVAILING EASTERN TIME**

**PLEASE NOTE THAT THE HEARING WILL BE  
HELD AT THE FOLLOWING LOCATION:**

**824 N. MARKET STREET  
6<sup>th</sup> FLOOR, COURTROOM NO. 3  
WILMINGTON, DELAWARE**

**CONTINUED MATTERS:**

1. Debtors' Motion for Authority to (i) Maintain Existing Bank Accounts, (ii) Continue to Use Existing Business Forms, (iii) Continue to Use Existing Cash Management System, and (iv) to Excuse Section 345(b) Deposit and Investment Requirements [Filed: 9/14/07] (Docket No. 7)

Related Documents:

- A. [Signed] Order Authorizing the Debtors' (i) Maintenance of Existing Bank Accounts, (ii) Continued Use of Existing Business Forms, (iii) Continued Use of Existing Cash Management Systems, and (iv) Limited Waiver of Section 345(b) Deposit and Investment Requirements [Filed: 9/18/07] (Docket No. 26)
- B. Notice of Final Hearing on Interim Relief Granted in the Order Authorizing the Debtors' (i) Maintenance of Existing Bank Accounts, (ii) Continued Use of Existing Business Forms, (iii) Continued Use of Existing Cash Management

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<sup>1</sup> The Debtors and the last four digits of each of the Debtors' federal tax identification numbers are as follows: (a) The SCO Group, Inc., a Delaware corporation, Fed. Tax Id. #2823; and (b) SCO Operations, Inc., a Delaware corporation, Fed. Tax ID. #7393.

System, and (iv) Limited Waiver of Section 345(b) Deposit and Investment Requirements [Filed: 9/18/07] (Docket No. 41)

Response Deadline: October 2, 2007, at 4:00 p.m.; continued by agreement to November 2, 2007, at 10:00 a.m. for the Office of the United States Trustee

Responses Received: None.

Status: The Court has entered an order resolving this matter which included an interim § 345 waiver. The Office of the United States Trustee and the Debtors have agreed to continue the hearing on final approval of the § 345 waiver requested in the motion to the omnibus hearing scheduled on December 5, 2007 at 10:00 a.m.

2. Motion of the Debtors for an Order Providing that Creditors' Committees Are Not Authorized or Required to Provide Access to Confidential Information of the Debtors or to Privileged Information [Filed: 9/14/07] (Docket No. 11)

Related Documents:

- A. [Proposed] Order Providing that Creditors' Committees Are Not Authorized or Required to Provide Access to Confidential Information of the Debtors or to Privileged Information [Filed: 9/14/07] (Docket No. 11)
- B. Notice of Motion of the Debtors for an Order Providing that Creditors' Committees Are Not Authorized or Required to Provide Access to Confidential Information of the Debtors or to Privileged Information [Filed: 9/18/07] (Docket No. 40)

Response Deadline: October 2, 2007, at 4:00 p.m.

Responses Received: None.

Status: To date no committee has been appointed. Therefore, the Debtors request that this matter be continued indefinitely. If a committee is appointed, the Debtors will re-notice this motion for the next omnibus hearing date that is at least two weeks after the re-notice of motion is filed.

3. Emergency Motion of the Debtors for an Order (A) Approving Asset Purchase Agreement, (B) Establishing Sale and Bidding Procedures, and (C) Approving the Form and Manner of Notice of Sale [Filed: 10/23/07] (Docket No. 149)

Related Documents:

- A. [Proposed] Order (A) Approving Asset Purchase Agreement, (B) Establishing Sale and Bidding Procedures, and (C) Approving the Form and Manner of Notice of Sale [Filed: 10/23/07] (Docket No. 149)
- B. [Signed] Order Fixing Hearing and Shortening Notice on Emergency Motion of the Debtors for an Order (A) Approving Asset Purchase Agreement,

(B) Establishing Sale and Bidding Procedures, and (C) Approving the Form and Manner of Notice of Sale [Filed: 10/24/07] (Docket No. 156)

- C. Notice of Emergency Motion of the Debtors for an Order (A) Approving Asset Purchase Agreement, (B) Establishing Sale and Bidding Procedures, and (C) Approving the Form and Manner of Notice of Sale [Filed: 10/24/07] (Docket No. 157)

Response Deadline: November 1, 2007, at 4:00 p.m.

Responses Received:

- A. Novell's Objection to Emergency Motion of the Debtors for an Order (A) Approving Asset Purchase Agreement, (B) Establishing Sale and Bidding Procedures, and (C) Approving the Form and Manner of Notice of Sale [Filed: 11/1/07] (Docket No. 179)
- B. IBM's Objection to Debtor's Emergency Motion for an Order (A) Approving Asset Purchase Agreement, (B) Establishing Sale and Bidding Procedures, and (C) Approving the Form and Manner of the Notice of Sale [Filed: 11/1/07] (Docket No. 180)

Status: This matter has been continued to a specially scheduled hearing on **November 16, 2007, at 4:00 p.m. prevailing Eastern time.**

**UNCONTESTED MATTERS:**

4. Debtors' Application, Pursuant to 11 U.S.C. §§ 327(e), 328 and 330, for Approval of Employment of Dorsey & Whitney, LLP, as Special Counsel to the Debtors *Nunc Pro Tunc* to Petition Date [Filed: 10/9/07] (Docket No. 110)

Related Documents:

- A. Notice of Debtors' Application, Pursuant to 11 U.S.C. §§ 327(e), 328 and 330, for Approval of Employment of Dorsey & Whitney, LLP, as Special Counsel to the Debtors *Nunc Pro Tunc* to Petition Date [Filed: 10/9/07] (Docket No. 110)
- B. Declaration of Nolan S. Taylor, on Behalf of Dorsey & Whitney, LLP, as Proposed Special Counsel for the Debtors, *Nunc Pro Tunc* to the Petition Date [Filed: 10/9/07] (Docket No. 110)
- C. (Proposed) Order Granting Application, Pursuant to 11 U.S.C. §§ 327(e), 328 and 330, for Approval of Employment of Dorsey & Whitney, LLP, as Special Counsel to the Debtors *Nunc Pro Tunc* to Petition Date [Filed: 10/9/07] (Docket No. 110)

Response Deadline: October 29, 2007, at 4:00 p.m.; continued by agreement to November 6, 2007, at 10:00 a.m. for the Office of the United States Trustee

Responses Received: None.

Status: The Debtors, Dorsey & Whitney, LLP, and the Office of the United States Trustee (“UST”) are attempting to resolve the UST’s informal response to this Application. If a resolution can be reached, the Debtors will present a revised proposed form of order at the hearing, or if after the hearing, under certification of counsel. To the extent that a resolution cannot be reached, the parties request that this matter be continued to the hearing scheduled on December 5, 2007 at 10:00 a.m. prevailing Eastern time.

5. Debtors’ Motion for Approval of Employment of CFO Solutions to Furnish Chief Financial Officer to the Debtors [Filed: 10/17/07] (Docket No. 139)

Related Documents:

- A. Notice of Debtors’ Motion for Approval of Employment of CFO Solutions to Furnish Chief Financial Officer to the Debtors [Filed: 10/17/07] (Docket No. 139)
- B. [Proposed] Order Approving the Debtors’ Employment of CFO Solutions to Furnish Chief Financial Officer to the Debtors *Nunc Pro Tunc* to October 1, 2007 [Filed: 10/17/07] (Docket No. 139)

Response Deadline: October 30, 2007, at 4:00 p.m.; continued by agreement to November 6, 2007, at 10:00 a.m. for the Office of the United States Trustee

Responses Received: None.

Status: The Debtors and the Office of the United States Trustee (“UST”) are attempting to resolve the UST’s informal response to this Motion. If a resolution can be reached, the Debtors will present a revised proposed form of order at the hearing, or if after the hearing, under certification of counsel. To the extent that a resolution cannot be reached, the parties request that this matter be continued to the hearing scheduled on **November 16, 2007 at 4:00 p.m. prevailing Eastern time.**

6. Motion of SUSE Linux GmbH Pursuant to Bankruptcy Code Section 107(b) and Fed. R. Bankr. P. 9018 for an Order Authorizing SUSE to File Exhibits to Affidavit of Felix Imendoerffer Under Seal [Filed: 10/18/07] (Docket No. 143)

Related Documents:

- A. [Proposed] Order Authorizing SUSE to File Exhibits to Affidavit of Felix Imendoerffer Under Seal [Filed: 10/18/07] (Docket No. 143)

Response Deadline: October 30, 2007, at 4:00 p.m.

Responses Received: None.

Status: This item relates to the affidavit filed regarding agenda item no. 7, Response (B), listed below. This matter is going forward.

**CONTESTED MATTERS:**

7. The SCO Group, Inc.'s Motion to Enforce the Automatic Stay [Filed: 09/28/07] (Docket No. 69)

**Related Documents:**

- A. Notice of Debtor's Motion to Enforce the Automatic Stay [Filed: 09/28/07] (Docket No. 69)
- B. [Proposed] Order Granting Debtors The SCO Group Inc.'s Motion to Enforce the Automatic Stay [Filed: 09/28/07] (Docket No. 69)

**Response Deadline:** October 18, 2007, at 4:00 p.m.

**Responses Received:**

- A. SUSE's Special Opposition to SCO Group, Inc.'s Motion to "Enforce the Automatic Stay" [Filed: 10/18/07] (Docket No. 141)
- B. Affidavit of Felix Imendoerffer in Support of SUSE's Special Opposition to SCO Group, Inc.'s Motion to "Enforce the Automatic Stay" [Filed: 10/18/07] (Docket No. 142)

**Reply Received:**

- A. Debtors' Memorandum of Law in Reply to SUSE's Special Opposition to SCO Group, Inc.'s Motion to "Enforce the Automatic Stay" [Filed: 10/31/07] (Docket No. 173)

**Status:** This matter is going forward.

8. Debtors' Application for Approval of Employment of Mesirow Financial Consulting LLC as Their Financial Advisor [Filed: 10/3/07] (Docket No. 74)

**Related Documents:**

- A. Notice of Debtors' Application for Entry of Order Authorizing the Retention and Employment of Mesirow Financial Consulting LLC as Their Financial Advisors [Filed: 10/3/07] (Docket No. 74)
- B. [Proposed] Order Approving the Employment of Mesirow Financial Consulting LLC as Financial Advisor to the Debtors [Filed: 10/3/07] (Docket No. 74)

**Response Deadline:** October 22, 2007, at 4:00 p.m.; October 23, 2007 at 10:00 a.m. for the Office of the United States Trustee

Responses Received:

- A. Objection of the United States Trustee to the Debtors' Application for Entry of an Order Authorizing the Retention and Employment of Mesirow Financial Consulting LLC as Their Financial Advisors [Filed: 10/23/07] (Docket No. 145)

Status: This matter is going forward.

- 9. Novell, Inc.'s Motion for Relief from Automatic Stay to Proceed with District Court Action to (I) Apportion Revenue from SCOSource Licenses and (II) Determine SCO's Authority to Enter Into SCOSource Licenses, Etc. [Filed: 10/4/07] (Docket No. 89)

Related Documents:

- A. Notice of Novell, Inc.'s Motion for Relief from Automatic Stay to Proceed with District Court Action to (I) Apportion Revenue from SCOSource Licenses and (II) Determine SCO's Authority to Enter Into SCOSource Licenses, Etc. [Filed: 10/4/07] (Docket No. 89)
- B. Affidavit of Greg Jones in Support of Motion for Relief from Automatic Stay and Motion for Order Directing the Debtors to Remit Royalties [Filed: 10/4/07] (Docket No. 91)
- C. Notice of Proposed Order Granting Motion for Relief from Automatic Stay to Proceed with District Court Action to (I) Apportion Revenue from SCOSource Licenses and (II) to Determine SCO's Authority to Enter Into SCOSource Licenses, Inc. [Filed: 10/5/07] (Docket No. 106)
- D. Certification of Counsel Regarding the Order Approving the Stipulation Between the Debtors and Novell, Inc. Consenting to Hearing on November 6, 2007 [Filed: 10/23/07] (Docket No. 159)

Response Deadline: October 23, 2007, at 4:00 p.m.

Responses Received:

- A. Debtors' Memorandum of Law in Response to Novell, Inc.'s Motion for Relief from Automatic Stay to Proceed with District Court Action to (I) Apportion Revenue from SCOSource Licenses and (II) Determine SCO's Authority to Enter Into SCOSource Licenses, Etc. [Filed: 10/23/07] (Docket No. 150)

Replies Received:

- A. Novell, Inc.'s Reply to Debtors' Response to Motion for Relief from Automatic Stay to Proceed with District Court Action to (I) Apportion Revenue from SCOSource Licenses and (II) Determine SCO's Authority to Enter Into SCOSource Licenses, Etc. [Filed: 11/1/07] (Docket No. 177)

- B. Declaration of David E. Melaugh in Support of Novell, Inc.'s Reply to Debtors' Response to Motion for Relief from Automatic Stay to Proceed with District Court Action to (I) Apportion Revenue from SCOsource Licenses and (II) Determine SCO's Authority to Enter Into SCOsource Licenses, Etc. [Filed: 11/1/07] (Docket No. 177)

Status: It is the Debtors' understanding that Novell intends to go forward with oral argument at the hearing, and if the Court believes necessary, to set a discovery schedule. If the Court believes that this matter requires evidence, then the Debtors propose that this hearing be deemed preliminary under § 362(e) of the Bankruptcy Code, and a discovery schedule and final evidentiary hearing be set.

10. Novell, Inc.'s Motion for Order Directing the Debtors to Remit Undisputed Future SVRX Royalties to Novell Upon Receipt [Filed: 10/4/07] (Docket No. 90)

Related Documents:

- A. Notice of Novell, Inc.'s Motion for Order Directing the Debtors to Remit Undisputed Future SVRX Royalties to Novell Upon Receipt [Filed: 10/4/07] (Docket No. 90)
- B. Affidavit of Greg Jones in Support of Motion for Relief from Automatic Stay and Motion for Order Directing the Debtors to Remit Royalties [Filed: 10/4/07] (Docket No. 91)
- C. Notice of Proposed Order Granting Motion for Order Directing the Debtors to Remit Undisputed Future SVRX Royalties to Novell Upon Receipt [Filed: 10/5/07] (Docket No. 107)

Response Deadline: October 23, 2007, at 4:00 p.m.; October 26, 2007, at 5:00 p.m. for the Debtors

Responses Received:

- A. Debtors' Response in Opposition to Novell, Inc.'s Motion for Order Directing the Debtors to Remit Undisputed Future SVRX Royalties to Novell Upon Receipt [Filed: 10/26/07] (Docket No. 166)
- B. Declaration of Jean Acheson in Support of Debtors' Response to Novell, Inc.'s Motion for Order Directing the Debtors to Remit Undisputed Future SVRX Royalties to Novell Upon Receipt [Filed: 10/26/07] (Docket No. 167)
- C. Supplement to Debtors' Response in Opposition to Novell, Inc.'s Motion for Order Directing the Debtors to Remit Undisputed Future SVRX Royalties to Novell Upon Receipt [Filed: 10/31/07] (Docket No. 174)

Reply Received:

- A. Novell, Inc.'s Reply in Support of Motion for Order Directing the Debtors to Remit Undisputed Future SVRX Royalties to Novell Upon Receipt [Filed: 11/1/07] (Docket No. 178)

Status: This matter is going forward.

- 11. Debtors' Application, Pursuant to 11 U.S.C. §§ 327(e), 328 and 330, for Approval of Employment of Boies, Schiller & Flexner LLP as Special Litigation Counsel to the Debtors *Nunc Pro Tunc* to Petition Date [Filed: 10/12/07] (Docket No. 115)

Related Documents:

- A. Notice of Debtors' Application, Pursuant to 11 U.S.C. §§ 327(e), 328 and 330, for Approval of Employment of Boies, Schiller & Flexner LLP as Special Litigation Counsel to the Debtors *Nunc Pro Tunc* to Petition Date [Filed: 10/12/07] (Docket No. 115)
- B. Declaration of Stuart H. Singer, on Behalf of Boies, Schiller & Flexner, LLP, as Proposed Special Litigation Counsel for the Debtors, *Nunc Pro Tunc* to the Petition Date [Filed: 10/12/07] (Docket No. 115)
- C. [Proposed] Order Granting Debtors' Application, Pursuant to 11 U.S.C. §§ 327(e), 328 and 330, for Approval of Employment of Boies, Schiller & Flexner LLP, as Special Litigation Counsel to the Debtors *Nunc Pro Tunc* to Petition Date [Filed: 10/12/07] (Docket No. 115)

Response Deadline: October 29, 2007, at 4:00 p.m.; continued by agreement to November 2, 2007, at 10:00 a.m. for the Office of the United States Trustee

Responses Received:

- A. Objection of the United States Trustee to the Debtors' Application, Pursuant to 11 U.S.C. §§ 327(e), 328 and 330, for Approval of Employment of Boies, Schiller & Flexner LLP as Special Litigation Counsel to the Debtors *Nunc Pro Tunc* to the Petition Date [Filed: 11/2/07] (Docket No. 181)

Status: This matter is going forward.

- 12. Motion of the Debtors Seeking Approval of the Retention, Employment and Compensation of Certain Professionals Utilized by the Debtors in the Ordinary Course of Business [Filed: 10/16/07] (Docket No. 138)

Related Documents:

- A. Notice of Motion of the Debtors Seeking Approval of the Retention, Employment and Compensation of Certain Professionals Utilized by the Debtors in the Ordinary Course of Business [Filed: 10/16/07] (Docket No. 138)



- B. (Proposed) Order Approving the Debtors' Retention, Employment and Compensation of Certain Professionals Utilized by the Debtors in the Ordinary Course of Business [Filed: 10/16/07] (Docket No. 138)

Response Deadline: October 30, 2007, at 4:00 p.m.; continued by agreement to November 6, 2007, at 10:00 a.m. for the Office of the United States Trustee

Responses Received:

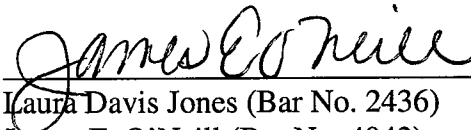
- A. Objections of Petrofsky to the Motion of the Debtors Seeking Approval of the Retention, Employment and Compensation of Certain Professionals Utilized by the Debtors in the Ordinary Course of Business [Filed: 10/31/07] (Docket No. 172)

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**Status:** The Debtors and the Office of the United States Trustee (“UST”) are attempting to resolve the UST’s informal response to this Motion. If a resolution can be reached with the UST, this matter will go forward at the hearing. If the Debtors cannot reach a resolution with the UST, this matter will be continued to the hearing scheduled on **November 16, 2007 at 4:00 p.m. prevailing Easter time.**

Dated: November 2, 2007

PACHULSKI STANG ZIEHL & JONES LLP



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