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

CALDERA, INC.,

Plaintiff,

Vs.

MICROSOFT CORPORATION,

Defendant.

No. 2:96 CV 0645B

Judge Dee V. Benson  
Magistrate Judge Ronald N. Boyce

SECOND AMENDED SCHEDULING  
ORDER

Defendant Microsoft Corporation (“Microsoft”) has filed nine motions for partial summary judgment. Plaintiff Caldera, Inc. (“Caldera”) has filed one motion to strike. The Court has scheduled six dates for hearings on those motions, as follows:

<u>Hearing Date</u>	<u>Motions to Be Heard</u>
May 25, 1999 1:30 p.m.	Defendant’s Motion for Partial Summary Judgment on Plaintiff’s “Product Preannouncement” Claims  Defendant’s Motion for Partial Summary Judgment on Plaintiff’s Product Disparagement (“FUD”) Claims
May 27, 1999 1:30 p.m.	Defendant’s Motion for Partial Summary Judgment on Plaintiff’s Claims Regarding Microsoft’s Licensing Practices
June 8, 1999 1:30 p.m.	Caldera, Inc.’s Motion to Strike Microsoft’s Partial Summary Judgment Briefs and Related Issues
June 10, 1999 1:30 p.m.	Defendant’s Motion for Partial Summary Judgment on Alleged Intentional Incompatibilities  Defendant’s Motion for Partial Summary Judgment on Plaintiff’s Claims of “Perceived Incompatibilities”  Defendant’s Motion for Partial Summary Judgment on Plaintiff’s “Predisclosure” Claims
June 16, 1999 1:30 p.m.	Defendant’s Motion for Partial Summary Judgment on Plaintiff’s European and Japanese Claims  Defendant’s Motion for Partial Summary Judgment on Plaintiff’s State Law Claim for Tortious Interference


June 29, 1999  
2:30 p.m.

Defendant's Motion for Partial Summary Judgment  
on Plaintiff's Technological Tying Claim

The briefing schedule shall remain as set forth in the Amended Scheduling Order except that Microsoft's Reply Memorandum in Support of Motion of Partial Summary Judgment on "Technological Tying" Claims and Caldera's Reply Memorandum in Support of Motion to Strike Microsoft's Partial Summary Judgment Briefs shall be filed on or before June 3, 1999.

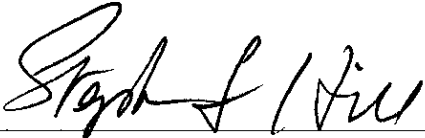
DATED this 10th day of ~~May~~ <sup>June</sup> 1999.

BY THE COURT:

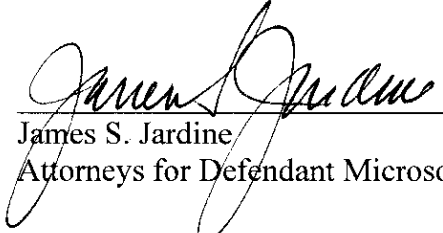
  
\_\_\_\_\_  
Hon. Dee V. Benson  
United States District Judge

Approved As To Form:

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Attorneys for Defendant Microsoft

United States District Court  
for the  
District of Utah  
June 15, 1999

\* \* MAILING CERTIFICATE OF CLERK \* \*

Re: 2:96-cv-00645

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

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