

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

DANIEL WALLACE,

Plaintiff,

v.

INTERNATIONAL BUSINESS MACHINES  
CORPORATION;  
RED HAT, INC.; and  
NOVELL, INC.

Defendants.

Case No. 1:05-cv-678-SEB-VSS

**NOTICE OF POTENTIALLY RELATED CASE**

Come now Defendants Red Hat, Inc. and Novell, Inc., pursuant to Local Rule 40.1, and notify the Court of a potentially related action, styled *Daniel Wallace v. Free Software Foundation, Inc.*, pending under Cause No. 1:05-cv-0618 before the Honorable John D. Tinder.

By filing this notice, Defendants do not concede that the cases necessarily meet the Court's standards for relatedness, but notify the Court so that it can take such action, if any, as it deems appropriate.

Respectfully submitted,

ICE MILLER

s/ Philip A. Whistler

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Counsel for Defendants Red Hat, Inc. and  
Novell, Inc.

**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing has been served upon the following by first-class United States mail, postage prepaid, this 13th day of July, 2005.

Daniel Wallace  
P.O. Box 572  
New Palestine, IN 46163

s/ Philip A. Whistler  
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Philip A. Whistler