

Richard J. Pocker  
 Nevada Bar No. 3568  
 BOIES, SCHILLER & FLEXNER LLP  
 300 S. Fourth St., Suite 800  
 Las Vegas, Nevada 89101  
 Telephone: (702) 382-7300  
 Facsimile: (702) 382-2755

Robert Silver  
 Edward Normand  
 BOIES, SCHILLER & FLEXNER LLP  
 333 Main Street  
 Armonk, New York 10504  
 Telephone: (914) 749-8200  
 Facsimile: (914) 749-8300

Stuart Singer  
 BOIES, SCHILLER & FLEXNER LLP  
 401 East Las Olas Blvd.  
 Suite 1200  
 Fort Lauderdale, FL 33301  
 Telephone: (954) 356-0011  
 Facsimile: (954) 356-0022

James J. Pisanelli  
 Nevada Bar No. 4027  
 Nikki L. Wilmer  
 Nevada Bar No. 6562  
 BROWNSTEIN HYATT FARBER  
 SCHRECK  
 100 City Parkway, Suite 1600  
 Las Vegas, NV 89106  
 (702) 382-2101  
 lit@bhfs.com  
 nwilmer@bhfs.com

David J. Stewart  
 Georgia Bar No. 681149  
 ALSTON & BIRD LLP  
 One Atlantic Center  
 1201 West Peachtree Street  
 Atlanta, GA 30309-3424  
 (404) 881-7000  
 david.stewart@alston.com

*Attorneys for The SCO Group, Inc.*

*Attorneys for AutoZone, Inc.*

**UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA**

THE SCO GROUP, INC., )  
 A Delaware corporation, )  
 )  
 Plaintiff, )  
 v. )  
 )  
 AUTOZONE, INC., )  
 A Nevada corporation, )  
 )  
 Defendant )  
 )  
 )  
 )

Docket No.: 2:04-CV-237-RCJ-(LRL)

**JOINT STIPULATION TO STAY  
 PROCEEDINGS**

**JOINT STIPULATION TO STAY PROCEEDINGS**

Plaintiff The SCO Group, Inc. (“SCO”), by and through its Chapter 11 Trustee (the “Trustee”), and Defendant AutoZone, Inc. (“AutoZone”) respectfully move the Court to stay all proceedings in this case for sixty days.

On October 21, 2009, the Trustee and AutoZone entered into a Confidential Settlement and Release Agreement resolving all the claims at issue in this case, subject to the approval of the Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”), which is presiding over SCO’s bankruptcy proceedings (Bankruptcy Petition No. 07-11337-KG). On October 22, 2009, the Trustee filed a Motion for Approval of Settlement with AutoZone. The Bankruptcy Court will hold a hearing on that motion, if necessary, on November 22, 2009. Should the Bankruptcy Court approve the settlement agreement, the parties have agreed to file a stipulated dismissal of this action with the Court.

In light of the agreement to settle this case, the parties request that the Court stay this litigation for sixty days to allow time for a ruling on the motion for approval of the settlement. If the Bankruptcy Court grants that motion, the settlement will avoid unnecessary expense and use of the Court’s resources. For these reasons, the parties respectfully move to the Court to stay these proceedings in full for sixty days.

In addition, should the Court grant this motion and the Bankruptcy Court deny the motion for approval of the settlement, the parties request that the Court re-open proceedings and hold a case-management conference to reset the deadlines currently pending in this litigation.

A proposed order is attached hereto for the Court's convenience.

Respectfully submitted, this 30<sup>th</sup> day of October, 2009.

/s/ Richard J. Pocker

Richard J. Pocker, Esq.  
Nevada Bar No. 3568  
BOIES, SCHILLER & FLEXNER LLP  
300 South Fourth Street, Suite 800  
Las Vegas, NV 89101  
(702) 382-3700

*Attorney for The SCO Group, Inc.*

/s/ David J. Stewart

David J. Stewart  
Georgia Bar No. 681149  
ALSTON & BIRD LLP  
One Atlantic Center  
1201 West Peachtree Street  
Atlanta, GA 30309-3424  
(404) 881-7000

*Attorney for AutoZone, Inc.*

**EXHIBIT 1**

Richard J. Pocker, Esq.  
Nevada Bar No. 3568  
BOIES, SCHILLER & FLEXNER LLP  
300 South Fourth Street, Suite 800  
Las Vegas, NV 89101  
(702) 382-3700

Robert Silver  
Edward Normand  
BOIES, SCHILLER & FLEXNER LLP  
333 Main Street  
Armonk, New York 10504  
Telephone: (914) 749-8200  
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Stuart Singer  
BOIES, SCHILLER & FLEXNER LLP  
401 East Las Olas Blvd.  
Suite 1200  
Fort Lauderdale, FL 33301  
Telephone: (954) 356-0011  
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James J. Pisanelli  
Nevada Bar No. 4027  
Nikki L. Wilmer  
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BROWNSTEIN HYATT FARBER  
SCHRECK  
100 City Parkway, Suite 1600  
Las Vegas, NV 89106  
(702) 382-2101  
lit@bhfs.com  
nwilmer@bhfs.com

David J. Stewart  
Georgia Bar No. 681149  
ALSTON & BIRD LLP  
One Atlantic Center  
1201 West Peachtree Street  
Atlanta, GA 30309-3424  
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THE SCO GROUP, INC., )  
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AUTOZONE, INC., )  
A Nevada corporation, )  
)  
Defendant )  
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Docket No.: 2:04-CV-237-RCJ-(LRL)

**[PROPOSED] ORDER**

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~~PROPOSED~~ ORDER

Having reviewed the Joint Stipulation to Stay Proceedings for sixty (60) days, and finding good cause therefore, it is hereby ORDERED that the Stipulated Motion be GRANTED. All proceedings in this case are stayed through the sixtieth (60th) day following the date of this Order.

SO ORDERED this 2nd day of October, 2009.



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GEORGE FOLEY, JR.  
United States Magistrate Judge