

Electronic Case Filing System
District of Utah (Central)
CIVIL DOCKET FOR CASE #: 2:04-cv-01045-JFM

Novell v. Microsoft
Assigned to: Judge J. Frederick Motz
Demand: \$0
Cause: 15:0001 Antitrust Litigation

Date Filed: 11/12/2004
Jury Demand: Plaintiff
Nature of Suit: 410 Anti-Trust
Jurisdiction: Federal Question

Date Filed	#	Docket Text
11/10/2004	1	Complaint filed, assigned to Judge Ted Stewart Receipt no.: 4681000165 (ekg) (Entered: 11/12/2004)
11/12/2004	2	DISCLOSURE STATEMENT Under FRCP 7.1 filed by Novell (ekg) (Entered: 11/12/2004)
11/16/2004	3	Motion and Order signed by Judge Ted Stewart, 11/15/04. Granting motion/PHV for Attorney R. Bruce Holcomb, David L. Engelhart, Milton A. Marquis, Jeffrey M. Johnson on behalf of plaintiff Novell cc:attys (jmr) (Entered: 11/16/2004)
11/17/2004	4	Acceptance of service as to Microsoft 11/17/04. Answer due on 12/7/04 for Microsoft. (jmr) (Entered: 11/18/2004)
11/18/2004	5	Motion and Order signed by Judge Ted Stewart, 11/15/04. Granting motion/PHV for Attorney David L. Englehart on behalf of plaintiff Novell cc:attys. (jmr) (Entered: 11/18/2004)
11/18/2004	6	Order of Reference as authorized by 28 USC 636(b)(1)(A) and the rules of this Court, the above entitled case is referred to the magistrate judge. The magistrate judge is directed to hear and determine any nondispositive pretrial matters pending before the Court. Case referred to Judge Brooke C. Wells. Signed by Judge Ted Stewart on 11/18/04. (jmr) (Entered: 11/19/2004)
11/18/2004		Case referred to magistrate under 28:636(b)(1)(A). (jmr) (Entered: 11/19/2004)
12/07/2004	7	Stipulation by Novell, Microsoft Stip to extend time upto 12/22/04 in which to respond to complaint (jmr) (Entered: 12/08/2004)
12/08/2004	8	Order granting [7-1] stipulation motion to extend time upto 12/22/04 in which to respond to complaint; Novell shall file memopp by 1/31/05 and Microsoft shall file its reply memo by 2/14/05 answer or response due by 12/22/04 for Microsoft signed by Judge Ted Stewart , 12/8/04 cc:atty (jmr) (Entered: 12/08/2004)
12/23/2004	9	Amended Stipulation by Novell, Microsoft Amended Stip to extend time upto 1/7/05 for Microsoft to file motion to dismiss; Novell to file memopp by 2/21/05 and Microsoft to file reply memo by 3/10/05 (jmr) (Entered: 12/28/2004)

12/30/2004	10	Order granting [9-1] Amended Stip to extend time upto 1/7/05 for Microsoft to file motion to dismiss; Novell to file memopp by 2/21/05 and Microsoft to file reply memo by 3/10/05 signed by Judge Ted Stewart, 12/30/04 cc:atty (jmr) (Entered: 12/30/2004)
01/05/2005	11	Motion by Microsoft for leave to file oversized memsup to Microsoft's motion to dismiss Novell's Complaint (jmr) (Entered: 01/06/2005)
01/06/2005	12	Order granting [11-1] motion for leave to file oversized memsup to Microsoft's motion to dismiss Novell's Complaint signed by Judge Ted Stewart, 1/6/05 cc:atty. (jmr) (Entered: 01/06/2005)
01/06/2005	13	Response by Novell to [11-1] motion for leave to file oversized memsup to Microsoft's motion to dismiss Novell's Complaint (jmr) (Entered: 01/07/2005)
01/07/2005	18	Motion by Microsoft to dismiss Novell's Complaint (jmr) (Entered: 01/10/2005)
01/07/2005	19	Memorandum by Microsoft in support of [18-1] motion to dismiss Novell's Complaint (jmr) (Entered: 01/10/2005)
01/07/2005	20	Appendix to [19-1] support memorandum to motion to dismiss filed by Microsoft . (jmr) (Entered: 01/10/2005)
01/10/2005	14	Motion and Order signed by Judge Ted Stewart, 1/10/05. Granting motion/PHV for Attorney David Tulchin, Steven L. Holley, Jennifer L. Murray on behalf of defendant Microsoft cc:attys (jmr) (Entered: 01/10/2005)
01/10/2005	15	Motion and Order signed by Judge Ted Stewart, 1/10/05. Granting motion/PHV for Attorney Thomas W. Burt on behalf of defendant Microsoft cc:attys. (jmr) (Entered: 01/10/2005)
01/10/2005	16	Motion and Order signed by Judge Ted Stewart, 1/10/05. Granting motion/PHV for Attorney Robert A. Rosenfeld on behalf of defendant Microsoft cc:attys. (jmr) (Entered: 01/10/2005)
01/10/2005	17	Motion and Order signed by Judge Ted Stewart, 1/10/05. Granting motion/PHV for Attorney Joseph J. Reilly on behalf of defendant Microsoft cc:attys. (jmr) (Entered: 01/10/2005)
01/11/2005	21	Motion and Order signed by Judge Ted Stewart, 1/11/05. Granting motion/PHV for Attorney Kit A. Pierson on behalf of defendant Microsoft cc:attys (jmr) (Entered: 01/11/2005)
02/14/2005	22	Motion by Novell for leave to file an overlength memopp to Microsoft's Motion to Dismiss (jmr) (Entered: 02/15/2005)
02/15/2005	23	Order granting [22-1] motion for leave to file an overlength memopp to Microsoft's Motion to Dismiss signed by Judge Ted Stewart, 2/15/05 cc:atty (jmr) (Entered: 02/15/2005)
02/22/2005	24	Memorandum by Novell in opposition to [18-1] motion to dismiss Novell's Complaint (jmr) (Entered: 02/23/2005)
03/10/2005	25	Reply by Microsoft to response to [18-1] motion to dismiss Novell's

		Complaint (jmr) (Entered: 03/11/2005)
04/25/2005	26	Transfer Order, transferring case to the District of Maryland in re: Microsoft Corp. Windows Operating Systems Antitrust Litigation MDL no. 1332 signed by Wm Terrell Hodges, Chairman, (jmr) (Entered: 04/29/2005)
04/25/2005		MDL Case transferred to District of Maryland. MDL Dkt No. 1332 (jmr) (Entered: 04/29/2005)
04/29/2005	27	Notice of transmittal of case transferred to District of Maryland MDL no. 1332 per order no. 26. (jmr) (Entered: 04/29/2005)
04/29/2005		CASE NO LONGER REFERRED TO Judge Brooke C. Wells (jmr) (Entered: 04/29/2005)
04/29/2005		Case closed per order no. 26. (jmr) (Entered: 04/29/2005)
05/16/2005	28	RECEIPT re: MDL Order of Transfer File received by USDC-Baltimore on 5/13/05. (jmr) (Entered: 05/18/2005)
07/07/2006	29	NOTICE of Appearance by Maralyn M. Reger on behalf of Novell (Reger, Maralyn) (Entered: 07/07/2006)
08/02/2007	30	NOTICE OF TRANSMITTAL that additional original document has been transferred to Northern District of Maryland via Federal Express. Document 20 sent. (jmr) (Entered: 08/02/2007)
08/08/2007	31	RECEIPT re: Cover Letter and Document 20 were received by the District of Maryland on 8/3/07. (jmr) (Entered: 08/08/2007)
08/27/2007	32	Mail Returned as Undeliverable. Mail sent to Kit A. Pierson. (jmr) (Entered: 08/27/2007)
07/18/2011	35	NOTICE of Designation and Assignment of a Senior United States Judge for Service in Another District. Judge J. Frederick Motz is designated to perform judicial duties in the USDC Utah for this case. (ce) (Entered: 07/20/2011)
07/18/2011	36	ORDER from MDL Panel - Conditional Remand Order signed by Jeffery N. Luthi, Clerk of the MDL Panel on June 30, 2011. (ce) (Entered: 07/20/2011)
07/18/2011	37	JOINT STIPULATION REGARDING THE RECORD ON REMAND by Microsoft, Novell. (ce) (Entered: 07/20/2011)
07/18/2011		Judge J. Frederick Motz added, out-of-circuit judge assignment. Judge Ted Stewart no longer assigned to case. (ce) (Entered: 07/21/2011)
07/18/2011	48	Receipt of Order Remanding this case back to Utah from the District of Maryland, case 1:05cv01087JFM and MDL 1332; Dockets and Joint Stipulation Regarding the Record on Remand. Copy of receipt returned to Maryland (ce) (Entered: 07/21/2011)
07/20/2011	38	NOTICE OF REQUIREMENTS for appearance phv emailed to attorney Michael Edmund Jacobs, for Plaintiff Novell. (ce) (Additional attachment(s) added on 7/20/2011: # 1 Email re: PHV Application) (ce). (Entered: 07/20/2011)

07/20/2011	39	NOTICE OF REQUIREMENTS for appearance phv emailed to attorney Alexander W. Major, for Defendant Microsoft. (ce) (Additional attachment(s) added on 7/20/2011: # 1 Major Email re PHV) (ce). (Entered: 07/20/2011)
07/20/2011	40	NOTICE OF REQUIREMENTS for appearance phv emailed to attorney G. Stewart Webb, Jr., for Defendant Microsoft (ce) (Additional attachment(s) added on 7/20/2011: # 1 Webb - Email re PHV) (ce). (Entered: 07/20/2011)
07/20/2011	41	Remark - Alexander W. Major, PHV counsel on the Maryland case will not be appearing PHV in the Utah case (per phone call 7/20/2011). (ce) (Entered: 07/20/2011)
07/21/2011	42	NOTICE FROM THE COURT re: Conference Call re: trial, documents etc. set for 7/27/2011 at 4:30 p.m. Plaintiff's counsel are to make arrangements for this call. (ce) (Entered: 07/21/2011)
07/21/2011	43	ORDER signed by Judge J. Frederick Motz. All documents filed previously in the Maryland case, 1:05cv01087JFM will be accessed through PACER at the Maryland website and will not be copied to the District of Utah docket by the Clerk's Office. However, the few documents designated by counsel from the MDL 1332 case will be entered on this case as "File Received". (ce) (Entered: 07/21/2011)
07/21/2011	44	File Received/Downloaded from MDL 1332 pursuant to 37 Joint Stipulation of Parties re: Designation of Documents: (Attachments: # 1 Doc 1651 - Entry of Appearance of R. Bruce Holcomb for Novell, # 2 Doc 1652 - Entry of Appearance of Milton A. Marquis for Novell, # 3 Doc 1671 - Amd Stip Protective Order, # 4 Doc 1673 - Paperless Order Approving Amended Stip Protective Order, # 5 Doc 1693 - Transcript dated July 6, 2005 re: Conference Call, # 6 Doc 1696 - Letter from G. Stewart Webb, Jr., Esq re: Conference Call set for 8/3/2005, # 7 Doc 1706 - Memorandum re Interlocutory Appeal signed by Judge Motz, 8/19/2005, # 8 Doc 1707 - Order Certifying Issue to the Fourth Circuit signed by Judge Motz 8/19/2005, # 9 Doc 1738 - Letter from Jeffrey M. Johnson, Esq. re postponement of discovery pending Appellate Ruling, # 10 Doc 1777 - Transmittal Sheet re Notice of Appeal, # 11 Doc 1877 - Judgment from the Fourth Circuit Court of Appeals, # 12 Doc 1880 - Mandate from the Fourth Circuit Court of Appeals) (ce) Modified on 7/21/2011 to modify text (ce). (Entered: 07/21/2011)
07/21/2011	45	NOTICE - Docket from US District Court for the District of Maryland, case 1:05cv01087JFM. (ce) (Entered: 07/21/2011)
07/21/2011	46	NOTICE - MDL Docket from the US District Court for the District of Maryland, case MDL 1332. (ce) (Entered: 07/21/2011)
07/21/2011	47	EXHIBITS received from the District of Maryland, case MDL 1332 filed by Microsoft (oversize, not scanned) - Exhibit 31 and 43 to the Affidavit of Steven L. Holley in Support of Microsoft's Cross-Motion for Summary Judgment and filed in MDL 1332, dated 11/13/2009. Exhibit 31 - Complaint filed in the District of Utah in this case on 11/12/2004;

		Exhibit 43 - Complaint filed in the Fourth Judicial District Court of Utah County, State of Utah, case 000402011 filed 6/16/2000, Novell v. Caldera. (ce) Modified on 7/21/2011 - these documents will be placed in the court file (ce). (Entered: 07/21/2011)
07/22/2011	49	MOTION for Admission Pro Hac Vice of James Robertson Martin, Registration fee \$ 15, receipt number 1088-1398598, filed by Plaintiff Novell. (Attachments: # 1 Exhibit A Pro Hac Vice application, proposed Order, ECF registration form)(English, Maralyn) (Entered: 07/22/2011)
07/22/2011	50	MOTION for Admission Pro Hac Vice of Adam Proujansky, Registration fee \$ 15, receipt number 1088-1398622, filed by Plaintiff Novell. (Attachments: # 1 Exhibit A Pro Hac Vice application, proposed Order, ECF registration form)(English, Maralyn) (Entered: 07/22/2011)
07/22/2011	51	MOTION for Admission Pro Hac Vice of Paul R. Taskier, Registration fee \$ 15, receipt number 1088-1398624, filed by Plaintiff Novell. (Attachments: # 1 Exhibit A Pro Hac Vice application, proposed Order, ECF registration form)(English, Maralyn) (Entered: 07/22/2011)
07/22/2011	52	MOTION for Admission Pro Hac Vice of Miriam R. Vishio, Registration fee \$ 15, receipt number 1088-1398629, filed by Plaintiff Novell. (Attachments: # 1 Exhibit A Pro Hac Vice application, proposed Order, ECF registration form)(English, Maralyn) (Entered: 07/22/2011)
07/22/2011	53	MOTION for Admission Pro Hac Vice of Jason D. Wallach, Registration fee \$ 15, receipt number 1088-1398637, filed by Plaintiff Novell. (Attachments: # 1 Exhibit A Pro Hac Vice application, proposed Order, ECF registration form)(English, Maralyn) (Entered: 07/22/2011)
07/22/2011	54	STIPULATION <i>Regarding Business Records Exception to the Hearsay Rule</i> by Novell. (English, Maralyn) (Entered: 07/22/2011)
07/26/2011	55	NOTICE of Hearing by Novell (<i>July 27, 2011, 4:30 p.m. EST</i>) (English, Maralyn) (Entered: 07/26/2011)
07/27/2011	57	Minute Entry for proceedings held before Judge J. Frederick Motz: Telephone Conference held on 7/27/2011. See entry 56 for details. (rks) (Entered: 08/01/2011)
07/28/2011	56	Correspondence confirming the matters discussed at the conference held on July 27, 2011. (JFM) (Entered: 07/28/2011)
07/29/2011	58	NOTICE - Updated Docket from US District Court for the District of Maryland, case 1:05cv01087JFM (Attachments: # 1 Docket Sheet) (asp) (Entered: 08/02/2011)
08/02/2011	59	Set Deadlines: Proposed Voir Dire due 9/8/2011, Proposed Jury Instructions due 9/8/2011. 6-8 Week Jury Trial set for Monday, 10/17/2011 at 08:30 AM before Judge J. Frederick Motz in Salt Lake City, UT. Pretrial Conference set for Wednesday, 9/14/2011 at 4:30 PM before Judge J.

		Frederick Motz in Baltimore, MD. Motion Hearing on the collateral estoppel motion set for Tuesday, 9/27/2011 at 2:15 PM before Judge J. Frederick Motz in Baltimore, MD. Motion Hearing on motions in limine set for Friday, 10/7/2011 at 2:15 PM before Judge J. Frederick Motz in Baltimore, MD. See docket entry 56 for details. (rks) (Entered: 08/02/2011)
08/08/2011	60	MOTION Seeking Collateral Estoppel filed by Plaintiff Novell. (English, Maralyn) (Entered: 08/08/2011)
08/08/2011	61	MEMORANDUM in Support re 60 MOTION Seeking Collateral Estoppel filed by Plaintiff Novell. (Attachments: # 1 Appendix A, # 2 Appendix B, # 3 Appendix C, # 4 Exhibit 1, # 5 Exhibit 2--Part 1, # 6 Exhibit 2--Part 2, # 7 Exhibit 3, # 8 Text of Proposed Order)(English, Maralyn) (Entered: 08/08/2011)
08/10/2011	62	Mail Returned as Undeliverable. Mail sent to Robert A. Rosenfeld, attempted - not known, unable to forward. (djs) (Entered: 08/10/2011)
08/10/2011	63	Mail Returned as Undeliverable. Mail sent to Robert A. Rosenfeld, attempted - not known, unable to forward. (djs) (Entered: 08/10/2011)
08/10/2011	64	Mail Returned as Undeliverable. Mail sent to Robert A. Rosenfeld, attempted - not known, unable to forward. (djs) (Entered: 08/10/2011)
08/11/2011	65	Final MOTION for Admission Pro Hac Vice of Sharon L. Nelles, Registration fee \$ 15, receipt number 1088-1411177, filed by Defendant Microsoft. (Attachments: # 1 Supplement Application for Admission/ECF Form, # 2 Text of Proposed Order)(Jardine, James) (Entered: 08/11/2011)
08/11/2011	66	First MOTION for Extension of Time to Submit Proposed Voir Dire Questions and Jury Questionnaire filed by Defendant Microsoft. (Holley, Steven) (Entered: 08/11/2011)
08/12/2011	67	Paperless ORDER granting re 66 First MOTION for Extension of Time to Submit Proposed Voir Dire Questions and Jury Questionnaire filed by Microsoft. Signed by Judge J. Frederick Motz on 8/12/11. (JFM) (Entered: 08/12/2011)
08/15/2011	68	Mail Returned as Undeliverable. Mail sent to Robert A. Rosenfeld, addressee unknown, return to sender. (djs) (Entered: 08/15/2011)
08/19/2011	69	Defendant's MOTION for Leave to File Overlength Memorandum filed by Defendant Microsoft. (Attachments: # 1 Text of Proposed Order)(Jardine, James) (Entered: 08/19/2011)
08/19/2011	70	NOTICE of Appearance by Justin T. Toth on behalf of Microsoft (Toth, Justin) (Entered: 08/19/2011)
08/22/2011	71	Mail Returned as Undeliverable. Mail sent to Robert A. Rosenfeld, addressee unknown, return to sender. (djs) (Entered: 08/22/2011)
08/22/2011	72	MEMORANDUM in Opposition re 60 MOTION Seeking Collateral Estoppel

		- <i>Memorandum in Opposition to Novell's Renewed Motion Seeking Collateral Estoppel</i> filed by Defendant Microsoft. (Attachments: # 1 Appendix A, # 2 Appendix B, # 3 Appendix C)(Jardine, James) (Entered: 08/22/2011)
08/25/2011	73	Paperless order granting 69 Motion for Leave to File Overlength Memorandum. Signed by Judge J. Frederick Motz on 8/25/11. No attached document. (JFM) (Entered: 08/25/2011)
08/25/2011	74	Mail Returned as Undeliverable. Mail sent to Robert A. Rosenfeld, addressee unknown, return to sender. (djs) (Entered: 08/25/2011)
08/29/2011	75	NOTICE OF WITHDRAWAL OF COUNSEL of Robert A. Rosenfeld on behalf of Microsoft (asp) (Entered: 08/30/2011)
08/31/2011	76	Ex Parte (Not Sealed) MOTION for Leave to File Excess Pages <i>in Reply Memorandum in Support of Renewed Motion for Collateral Estoppel</i> filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 08/31/2011)
08/31/2011	79	DOCKET TEXT ORDER granting 76 Motion for Leave to File Excess Pages. Signed by Judge J. Frederick Motz on 9/7/11. No attached document. (JFM) (Entered: 09/07/2011)
09/01/2011	77	MOTION for Admission Pro Hac Vice of John E. Schmidlein, Registration fee \$ 15, receipt number 1088-1426323, filed by Plaintiff Novell. (Attachments: # 1 Exhibit A (Application, Proposed Order, ECF Registration Form))(English, Maralyn) (Entered: 09/01/2011)
09/01/2011	78	REPLY to Response to Motion re 60 MOTION Seeking Collateral Estoppel filed by Plaintiff Novell. (Attachments: # 1 Appendix A, # 2 Appendix B, # 3 Exhibit 1, # 4 Exhibit 2, # 5 Exhibit 3, # 6 Exhibit 4)(English, Maralyn) (Entered: 09/01/2011)
09/09/2011	80	MOTION for Leave to File Sur-Reply Memorandum re 80 MOTION Seeking Collateral Estoppel filed by Plaintiff Novell filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Text of Proposed Order)(Jardine, James) Modified by adding link to motion per counsel on 9/9/2011 (rks). (Entered: 09/09/2011)
09/12/2011	81	OBJECTIONS to <i>Novell's Proposed Preliminary Jury Instructions and in Support of Microsoft's Proposed Preliminary Jury Instructions</i> filed by Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C)(Jardine, James) (Entered: 09/12/2011)
09/12/2011	82	STATUS REPORT <i>for the September 14, 2011 Pre-Trial Conference</i> by Microsoft. (Jardine, James) (Entered: 09/12/2011)
09/13/2011	83	OBJECTIONS to 81 Objections, 82 Status Report filed by Novell. (English, Maralyn) (Entered: 09/13/2011)
09/15/2011	84	NOTICE of Novell's Proposed Jury Questionnaire by Novell (Attachments: # 1 Exhibit 1 Jury Questionnaire--no objections, # 2 Exhibit 2 Jury Questionnaire--additional questions) (English, Maralyn) (Entered: 09/15/2011)

09/15/2011	85	Proposed Voir Dire by Plaintiff Novell. (English, Maralyn) (Entered: 09/15/2011)
09/15/2011	86	NOTICE OF FILING of Microsoft's Proposed Supplemental Juror Questionnaire filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Jardine, James) (Entered: 09/15/2011)
09/15/2011	87	Proposed Voir Dire by Defendant Microsoft. (Attachments: # 1 Exhibit A) (Jardine, James) (Entered: 09/15/2011)
09/19/2011	88	<p>DOCKET TEXT ORDER granting 49 Motion for Admission Pro Hac Vice of Sharon L. Nelles for Microsoft,John E. Schmidtlein,Jason D. Wallach,Miriam R. Vishio,Paul R. Taskier,Adam Proujansky,James Robertson Martin for Novell.</p> <p><i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov ; granting 50 Motion for Admission Pro Hac Vice of Sharon L. Nelles for Microsoft,John E. Schmidtlein,Jason D. Wallach,Miriam R. Vishio,Paul R. Taskier,Adam Proujansky,James Robertson Martin for Novell.</i></p> <p><i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov ; granting 51 Motion for Admission Pro Hac Vice of Sharon L. Nelles for Microsoft,John E. Schmidtlein,Jason D. Wallach,Miriam R. Vishio,Paul R. Taskier,Adam Proujansky,James Robertson Martin for Novell.</i></p> <p><i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov ; granting 52 Motion for Admission Pro Hac Vice of Sharon L. Nelles for Microsoft,John E. Schmidtlein,Jason D. Wallach,Miriam R. Vishio,Paul R. Taskier,Adam Proujansky,James Robertson Martin for Novell.</i></p> <p><i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov ; granting 53 Motion for Admission Pro Hac Vice of Sharon L. Nelles for Microsoft,John E. Schmidtlein,Jason D. Wallach,Miriam R. Vishio,Paul R. Taskier,Adam Proujansky,James Robertson Martin for Novell.</i></p> <p><i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov ; granting 65 Motion for Admission Pro Hac Vice of Sharon L. Nelles for Microsoft,John E. Schmidtlein,Jason D. Wallach,Miriam R. Vishio,Paul R. Taskier,Adam Proujansky,James Robertson Martin for Novell.</i></p> <p><i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov ; granting 77 Motion for Admission Pro Hac Vice of Sharon L. Nelles for Microsoft,John E. Schmidtlein,Jason D. Wallach,Miriam R. Vishio,Paul R. Taskier,Adam Proujansky,James Robertson Martin for Novell.</i></p> <p><i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov . Signed by Judge J. Frederick Motz on 09/19/2011. No attached document. (asp) (Entered: 09/19/2011)</i></p>
09/21/2011	89	MOTION in Limine to Preclude Evidence of Charitable Contributions by

		<i>Microsoft or its Officers and Employees</i> filed by Plaintiff Novell. (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	90	MEMORANDUM in Support re 89 MOTION in Limine to Preclude Evidence of Charitable Contributions by Microsoft or its Officers and Employees filed by Plaintiff Novell. (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	91	NOTICE of [proposed] Order Granting Novell's Motion in Limine to Preclude Evidence of Charitable Contributions by Microsoft or its Officers and Employees by Novell re 89 MOTION in Limine to Preclude Evidence of Charitable Contributions by Microsoft or its Officers and Employees (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	92	MOTION in Limine To Exclude Evidence of Amounts Paid by Microsoft in Settlement of Other Disputes filed by Defendant Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	93	MEMORANDUM in Support re 92 MOTION in Limine To Exclude Evidence of Amounts Paid by Microsoft in Settlement of Other Disputes filed by Defendant Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	94	MOTION in Limine to Exclude Evidence Relating to Dismissed Claims filed by Defendant Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	95	MEMORANDUM in Support re 94 MOTION in Limine to Exclude Evidence Relating to Dismissed Claims filed by Defendant Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	96	AFFIDAVIT/DECLARATION of Steven L. Holley in Support re 94 MOTION in Limine to Exclude Evidence Relating to Dismissed Claims filed by Defendant Microsoft. (Attachments: # 1 Exhibit A - F)(Jardine, James) (Entered: 09/21/2011)
09/21/2011	97	MOTION for Leave to File <i>Overlength Memorandum</i> filed by Defendant Microsoft. (Attachments: # 1 Text of Proposed Order)(Jardine, James) (Entered: 09/21/2011)
09/21/2011	98	MOTION in Limine to Preclude Evidence of Disclaimers in Non-disclosure Agreements Relating to Beta Versions of Windows 95 Software filed by Plaintiff Novell. (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	99	MOTION in Limine to Exclude Evidence of Microsoft's Conduct Toward Netscape and Sun filed by Defendant Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	100	MEMORANDUM in Support re 98 MOTION in Limine to Preclude Evidence of Disclaimers in Non-disclosure Agreements Relating to Beta Versions of Windows 95 Software filed by Plaintiff Novell. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5)(English, Maralyn) (Entered: 09/21/2011)
09/21/2011	101	MEMORANDUM in Support re 99 MOTION in Limine to Exclude Evidence of Microsoft's Conduct Toward Netscape and Sun filed by Defendant

		Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	102	NOTICE of [proposed] Order Granting Novell's Motion in Limine to Preclude Evidence of Disclaimers in Non-Disclosure Agreements Relating to Beta Versions of Windows 95 Software by Novell re 98 MOTION in Limine to Preclude Evidence of Disclaimers in Non-disclosure Agreements Relating to Beta Versions of Windows 95 Software (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	103	MOTION in Limine to Preclude Evidence of Allegedly Similar or Allegedly Anticompetitive Acts by Novell filed by Plaintiff Novell. (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	104	MEMORANDUM in Support re 103 MOTION in Limine to Preclude Evidence of Allegedly Similar or Allegedly Anticompetitive Acts by Novell filed by Plaintiff Novell. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13, # 14 Exhibit 14, # 15 Exhibit 15)(English, Maralyn) (Entered: 09/21/2011)
09/21/2011	105	NOTICE of [Proposed] Order Granting Novell's Motion in Limine to Preclude Evidence of Allegedly Similar or Allegedly Anticompetitive Acts by Novell by Novell re 103 MOTION in Limine to Preclude Evidence of Allegedly Similar or Allegedly Anticompetitive Acts by Novell (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	106	AFFIDAVIT/DECLARATION of Steven L. Holley in Support re 99 MOTION in Limine to Exclude Evidence of Microsoft's Conduct Toward Netscape and Sun filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B - Part 1 of 2, # 3 Exhibit B - Part 2 of 2, # 4 Exhibit C, # 5 Exhibit D, # 6 Exhibit E - Part 1 of 2, # 7 Exhibit E - Part 2 of 2, # 8 Exhibit F)(Jardine, James) (Entered: 09/21/2011)
09/21/2011	107	MOTION in Limine to Limit the Testimony of Ronald Alepin filed by Defendant Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	108	MEMORANDUM in Support re 107 MOTION in Limine to Limit the Testimony of Ronald Alepin filed by Defendant Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	109	MOTION in Limine Regarding Prior Proceedings filed by Plaintiff Novell. (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	110	AFFIDAVIT/DECLARATION of Steven L. Holley in Support re 107 MOTION in Limine to Limit the Testimony of Ronald Alepin filed by Defendant Microsoft. (Attachments: # 1 Exhibit A - D)(Jardine, James) (Entered: 09/21/2011)
09/21/2011	111	MEMORANDUM in Support re 109 MOTION in Limine Regarding Prior Proceedings filed by Plaintiff Novell. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3)(English, Maralyn) (Entered: 09/21/2011)
09/21/2011	112	MOTION in Limine to Exclude Evidence of Novell's New Middleware Theory

		filed by Defendant Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	113	NOTICE of [Proposed] Order Granting Novell's Motion in Limine Regarding Prior Proceedings by Novell re 109 MOTION in Limine <i>Regarding Prior Proceedings</i> (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	114	AFFIDAVIT/DECLARATION of Steven L. Holley in Support re 112 MOTION in Limine <i>to Exclude Evidence of Novell's New Middleware Theory</i> filed by Defendant Microsoft. (Attachments: # 1 Exhibit A - F)(Jardine, James) (Entered: 09/21/2011)
09/21/2011	115	MOTION in Limine <i>to Exclude Evidence of Microsoft's Conduct Directed at NetWare</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	116	MOTION for Leave to File Under Seal filed by Defendant Microsoft. (Attachments: # 1 Text of Proposed Order)(Jardine, James) (Entered: 09/21/2011)
09/21/2011	117	MEMORANDUM in Support re 116 MOTION for Leave to File Under Seal filed by Defendant Microsoft. (Jardine, James) (Entered: 09/21/2011)
09/21/2011	118	MOTION in Limine <i>To Preclude Admission of Newspaper and Magazine Articles</i> filed by Plaintiff Novell. (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	119	MEMORANDUM in Support re 118 MOTION in Limine <i>To Preclude Admission of Newspaper and Magazine Articles</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6)(English, Maralyn) (Entered: 09/21/2011)
09/21/2011	120	NOTICE of [Proposed] Order Granting Novell's Motion in Limine To Preclude Admission of Newspaper and Magazine Articles by Novell re 118 MOTION in Limine <i>To Preclude Admission of Newspaper and Magazine Articles</i> (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	121	MOTION to Seal <i>Motion in Limine</i> filed by Plaintiff Novell. (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	122	NOTICE of [Proposed] Order Granting Novell's ex Parte Motion for Leave to File Motion in Limine under Seal by Novell re 121 MOTION to Seal <i>Motion in Limine</i> (English, Maralyn) (Entered: 09/21/2011)
09/21/2011	123	**SEALED DOCUMENT** Memorandum in Support re 112 MOTION in Limine <i>to Exclude Evidence of Novell's New Middleware Theory</i> filed by Defendant Microsoft. (asp) (Entered: 09/22/2011)
09/21/2011	124	**SEALED DOCUMENT** Memorandum in Support re 115 MOTION in Limine <i>to Exclude Evidence of Microsoft's Conduct Directed at NetWare</i> filed by Defendant Microsoft. (asp) (Entered: 09/22/2011)
09/21/2011	125	**SEALED DOCUMENT** Declaration of Steven L. Holley re 115 MOTION in Limine <i>to Exclude Evidence of Microsoft's Conduct Directed at NetWare</i> filed by Defendant Microsoft. (asp) (Entered: 09/22/2011)
09/22/2011	126	ERROR: Pay.gov skipped - MOTION for Admission Pro Hac Vice of Adam

		S. Paris (no registration fee required) filed by Defendant Microsoft. (Attachments: # 1 Application for Admission, # 2 ECF Form, # 3 Text of Proposed Order)(Jardine, James) Modified on 9/22/2011: added error text (alt) (Entered: 09/22/2011)
09/22/2011	127	NOTICE OF ERROR re 126 MOTION for Admission Pro Hac Vice of Adam S. Paris (no fee paid). The document was filed without paying the required fee. The clerk requests the filer of the original document to refile the pleading and pay the fee while in the process of filing. The new entry will receive a new document number on the docket. (alt) (Entered: 09/22/2011)
09/22/2011	128	MOTION for Admission Pro Hac Vice of Adam S. Paris, Registration fee \$ 15, receipt number 1088-1440224, filed by Defendant Microsoft. (Attachments: # 1 Application for Admission, # 2 ECF Form, # 3 Text of Proposed Order)(Jardine, James) (Entered: 09/22/2011)
09/22/2011	131	*SEALED DOCUMENT* SEALED MOTION in Limine to Preclude References to Alleged Prejudices of Novell Employees filed by Plaintiff Novell. (asp) (Entered: 09/23/2011)
09/22/2011	132	**SEALED DOCUMENT** Memorandum in Support re 131 *SEALED DOCUMENT* SEALED MOTION filed by Plaintiff Novell. (asp) (Entered: 09/23/2011)
09/23/2011	129	MOTION for Admission Pro Hac Vice of Heidi Bradley, Registration fee \$ 15, receipt number 1088-1440506, filed by Defendant Microsoft. (Attachments: # 1 Application for Admission, # 2 ECF Form, # 3 Text of Proposed Order)(Jardine, James) (Entered: 09/23/2011)
09/23/2011	130	MOTION for Leave to File Excess Pages in <i>Memorandum in Support of Novell's Proposed Jury Instructions and Opposition to Certain of Microsoft's Proposed Final Jury Instructions</i> filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 09/23/2011)
09/23/2011	133	NOTICE of [Proposed] Order Granting Novell's Motion in Limine to Preclude References to Alleged Prejudices of Novell Employees by Novell re 131 *SEALED DOCUMENT* SEALED MOTION (English, Maralyn) (Entered: 09/23/2011)
09/23/2011	134	DOCKET TEXT ORDER granting 97 Motion for Leave to File. Signed by Judge J. Frederick Motz on 09/23/2011. No attached document. (asp) (Entered: 09/23/2011)
09/23/2011	135	DOCKET TEXT ORDER granting 116 Motion for Leave to File. Signed by Judge J. Frederick Motz on 09/23/2011. No attached document. (asp) (Entered: 09/23/2011)
09/23/2011	136	DOCKET TEXT ORDER granting 121 Motion to Seal. Signed by Judge J. Frederick Motz on 09/23/2011. No attached document. (asp) (Entered: 09/23/2011)
09/23/2011	137	MEMORANDUM in <i>Support of Novell's Proposed Jury Instructions and in Opposition to Certain of Microsoft's Proposed Jury Instructions</i> filed by Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit

		D, # 5 Exhibit E, # 6 Exhibit F (part 1), # 7 Exhibit F (part 2), # 8 Exhibit G) (English, Maralyn) (Entered: 09/23/2011)
09/26/2011	138	DOCKET TEXT ORDER granting 128 Motion for Admission Pro Hac Vice of Adam S. Paris for Microsoft. <i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov</i> . Signed by Judge J. Frederick Motz on 09/26/2011. No attached document. (asp) (Entered: 09/26/2011)
09/26/2011	139	DOCKET TEXT ORDER granting 130 Motion for Leave to File Excess Pages. Signed by Judge J. Frederick Motz on 09/26/2011. No attached document. (asp) (Entered: 09/26/2011)
09/26/2011	141	NOTICE FROM THE COURT re 140 Order on Sealed Motion. (asp) (Entered: 09/26/2011)
09/26/2011	142	MOTION for Leave to File <i>Under Seal</i> filed by Defendant Microsoft. (Attachments: # 1 Text of Proposed Order)(Jardine, James) (Entered: 09/26/2011)
09/26/2011	143	MEMORANDUM in Support re 142 MOTION for Leave to File <i>Under Seal</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 09/26/2011)
09/26/2011	144	MEMORANDUM <i>in Support of Microsoft's Proposed Jury Instructions and in Opposition to Novell's Proposed Jury Instructions (REDACTED VERSION)</i> filed by Microsoft. (Jardine, James) (Entered: 09/26/2011)
09/26/2011	145	DECLARATION of Steven L. Holley re 144 Memorandum (NOT to motion) <i>in Support of Microsoft's Proposed Jury Instructions and in Opposition to Novell's Proposed Jury Instructions</i> filed by Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H - Filed Separately Under Seal, # 9 Exhibit I, # 10 Exhibit J)(Jardine, James) (Entered: 09/26/2011)
09/26/2011	148	**SEALED DOCUMENT** Memorandum in Support of Microsoft's Proposed Jury Instructions and in Opposition to Novell's Proposed Jury Instructions filed by Defendant Microsoft. (asp) (Entered: 09/27/2011)
09/26/2011	149	**SEALED DOCUMENT** Exhibit H re 145 Declaration, filed by Defendant Microsoft. (asp) (Entered: 09/27/2011)
09/27/2011	146	Supplemental MEMORANDUM re 137 Memorandum (NOT to motion), Memorandum (NOT to motion) <i>in Support of Novell's Proposed Jury Instructions and in Opposition to Certain of Microsoft's Proposed Jury Instructions</i> filed by Novell. (Attachments: # 1 Exhibit A)(English, Maralyn) (Entered: 09/27/2011)
09/27/2011	147	MOTION for Admission Pro Hac Vice of M. David Possick, Registration fee \$ 15, receipt number 1088-1442761, filed by Defendant Microsoft. (Attachments: # 1 Application, # 2 ECF Registration Form, # 3 Text of Proposed Order)(Jardine, James) (Entered: 09/27/2011)
09/27/2011	150	DOCKET TEXT ORDER granting 142 Motion for Leave to File. Signed by

		Judge J. Frederick Motz on 09/27/2011. No attached document. (asp) (Entered: 09/27/2011)
09/27/2011	151	NOTICE of Proposed Pretrial Order by Microsoft, Novell (English, Maralyn) (Entered: 09/27/2011)
09/27/2011	152	NOTICE of Proposed Pretrial Order With Exhibits by Microsoft, Novell (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L) (English, Maralyn) (Entered: 09/27/2011)
09/27/2011	153	MEMORANDUM <i>with Respect to Novell's Objections to Microsoft's Trial Exhibits</i> filed by Microsoft. (Jardine, James) (Entered: 09/27/2011)
09/27/2011	154	DECLARATION of Steven L. Holley re 153 Memorandum (NOT to motion) <i>with Respect to Novell's Objections to Microsoft's Trial Exhibits</i> filed by Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N, # 15 Exhibit O, # 16 Exhibit P, # 17 Exhibit Q, # 18 Exhibit R, # 19 Exhibit S, # 20 Exhibit T, # 21 Exhibit U, # 22 Exhibit V, # 23 Exhibit W, # 24 Exhibit X, # 25 Exhibit Y, # 26 Exhibit Z, # 27 Exhibit AA)(Jardine, James) (Entered: 09/27/2011)
09/27/2011	155	MOTION to Strike <i>Novell's "Foundation" Objections with Respect to Documents Produced by Novell From Its Files</i> , MOTION for Sanctions for <i>Spoliation</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 09/27/2011)
09/27/2011	156	MEMORANDUM in Support re 155 MOTION to Strike <i>Novell's "Foundation" Objections with Respect to Documents Produced by Novell From Its Files</i> MOTION for Sanctions for <i>Spoliation</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 09/27/2011)
09/27/2011	157	AFFIDAVIT/DECLARATION of James S. Jardine in Support re 155 MOTION to Strike <i>Novell's "Foundation" Objections with Respect to Documents Produced by Novell From Its Files</i> MOTION for Sanctions for <i>Spoliation</i> filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F - Part 1 of 6, # 7 Exhibit F - Part 2 of 6, # 8 Exhibit F - Part 3 of 6, # 9 Exhibit F - Part 4 of 6, # 10 Exhibit F - Part 5 of 6, # 11 Exhibit F - Part 6 of 6)(Jardine, James) (Entered: 09/27/2011)
09/27/2011	158	AFFIDAVIT/DECLARATION of Steven L. Holley in Support re 155 MOTION to Strike <i>Novell's "Foundation" Objections with Respect to Documents Produced by Novell From Its Files</i> MOTION for Sanctions for <i>Spoliation</i> filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N, # 15 Exhibit O, # 16 Exhibit P, # 17 Exhibit Q, # 18 Exhibit R, # 19 Exhibit S, # 20 Exhibit T, # 21 Exhibit U, # 22 Exhibit V, # 23 Exhibit W, # 24 Exhibit X)(Jardine, James) (Entered: 09/27/2011)

		09/27/2011)
09/28/2011	159	Supplemental MEMORANDUM re 144 Memorandum (NOT to motion), 146 Memorandum (NOT to motion), Memorandum (NOT to motion) <i>in Support of its Proposed Jury Instructions and in Opposition to Novell's Proposed Jury Instructions</i> filed by Microsoft. (Jardine, James) (Entered: 09/28/2011)
09/28/2011	160	MEMORANDUM <i>Regarding Novells and Microsofts Objections to the Opposing Partys Trial Exhibits</i> filed by Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N)(English, Maralyn) (Entered: 09/28/2011)
09/29/2011	161	DOCKET TEXT ORDER granting 147 Motion for Admission Pro Hac Vice of M. David Possick for Microsoft. <i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov</i> . Signed by Judge J. Frederick Motz on 09/29/2011. No attached document. (asp) (Entered: 09/29/2011)
09/29/2011	162	Minute Entry for proceedings held before Judge J. Frederick Motz: Motion Hearing held on 9/29/2011 re 60 MOTION Seeking Collateral Estoppel filed by Novell. Attorney for Plaintiff: Jeffrey Johnson, et al, Attorney for Defendant: David Tulchin, et al. Court Reporter: Christine Asif.(Time Start: 9:30 a.m., Time End: 3:30 p.m., Room: Courtroom 5A (Baltimore, Maryland).) (JFM) (Entered: 10/03/2011)
10/04/2011	163	Correspondence/Memo from Judge J. Frederick Motz to Counsel (asp) (Entered: 10/04/2011)
10/04/2011	164	MOTION for Leave to File Excess Pages in <i>Memoranda in Support of Novell's Oppositions to Three of Microsoft's Motions in Limine</i> filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 10/04/2011)
10/04/2011	165	MEMORANDUM in Opposition re 92 MOTION in <i>Limine To Exclude Evidence of Amounts Paid by Microsoft in Settlement of Other Disputes</i> filed by Plaintiff Novell. (English, Maralyn) (Entered: 10/04/2011)
10/04/2011	166	MEMORANDUM in Opposition re 89 MOTION in <i>Limine to Preclude Evidence of Charitable Contributions by Microsoft or its Officers and Employees</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 10/04/2011)
10/04/2011	167	MOTION for Leave to File Under Seal filed by Defendant Microsoft. (Attachments: # 1 Text of Proposed Order)(Jardine, James) (Entered: 10/04/2011)
10/04/2011	168	MEMORANDUM in Opposition re 94 MOTION in <i>Limine to Exclude Evidence Relating to Dismissed Claims</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D (part 1), # 5 Exhibit D (part 2), # 6 Exhibit D (part 3), # 7 Exhibit E, # 8 Exhibit F,

		# 9 Exhibit G, # 10 Exhibit H, # 11 Exhibit I, # 12 Exhibit J, # 13 Exhibit K, # 14 Exhibit L, # 15 Exhibit M, # 16 Exhibit N, # 17 Exhibit O, # 18 Exhibit P, # 19 Exhibit Q, # 20 Exhibit R, # 21 Exhibit S, # 22 Appendix 1)(English, Maralyn) (Entered: 10/04/2011)
10/04/2011	169	MEMORANDUM in Support re 167 MOTION for Leave to File Under Seal filed by Defendant Microsoft. (Jardine, James) (Entered: 10/04/2011)
10/04/2011	170	MEMORANDUM in Opposition re 98 MOTION in Limine <i>to Preclude Evidence of Disclaimers in Non-disclosure Agreements Relating to Beta Versions of Windows 95 Software</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 10/04/2011)
10/04/2011	171	AFFIDAVIT/DECLARATION of Steven L. Holley in Opposition re 98 MOTION in Limine <i>to Preclude Evidence of Disclaimers in Non-disclosure Agreements Relating to Beta Versions of Windows 95 Software</i> filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Jardine, James) (Entered: 10/04/2011)
10/04/2011	172	MOTION for Leave to File Under Seal Novell's Memoranda in Opposition to Microsoft's Motions in Limine filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 10/04/2011)
10/04/2011	173	MEMORANDUM in Support re 172 MOTION for Leave to File Under Seal Novell's Memoranda in Opposition to Microsoft's Motions in Limine filed by Plaintiff Novell. (English, Maralyn) (Entered: 10/04/2011)
10/04/2011	174	MEMORANDUM in Opposition re 118 MOTION in Limine <i>To Preclude Admission of Newspaper and Magazine Articles</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 10/04/2011)
10/04/2011	175	MEMORANDUM in Opposition re 107 MOTION in Limine <i>to Limit the Testimony of Ronald Alepin</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F)(English, Maralyn) (Entered: 10/04/2011)
10/04/2011	176	AFFIDAVIT/DECLARATION of Steven L. Holley in Opposition re 118 MOTION in Limine <i>To Preclude Admission of Newspaper and Magazine Articles</i> filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I)(Jardine, James) (Entered: 10/04/2011)
10/04/2011	177	MEMORANDUM in Opposition re 99 MOTION in Limine <i>to Exclude Evidence of Microsoft's Conduct Toward Netscape and Sun</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Appendix 1, # 4 Appendix 2, # 5 Appendix 3)(English, Maralyn) (Entered: 10/04/2011)
10/04/2011	178	MOTION to Strike <i>Microsoft's Motion for a Spoliation Instruction</i> filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 10/04/2011)
10/04/2011	179	MEMORANDUM in Support re 178 MOTION to Strike <i>Microsoft's Motion for a Spoliation Instruction</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6

		Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N)(English, Maralyn) (Entered: 10/04/2011)
10/04/2011	180	AFFIDAVIT/DECLARATION of Erin W. Burns in Support re 178 MOTION to Strike <i>Microsoft's Motion for a Spoliation Instruction</i> filed by Plaintiff Novell. (English, Maralyn) (Entered: 10/04/2011)
10/04/2011	181	Supplemental MEMORANDUM <i>Regarding Novell's and Microsoft's Objections to the Opposing Party's Trial Exhibits</i> filed by Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H)(English, Maralyn) (Entered: 10/04/2011)
10/04/2011	182	MEMORANDUM in Opposition re 103 MOTION in Limine <i>to Preclude Evidence of Allegedly Similar or Allegedly Anticompetitive Acts by Novell</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 10/04/2011)
10/04/2011	183	AFFIDAVIT/DECLARATION of Steven L. Holley in Opposition re 103 MOTION in Limine <i>to Preclude Evidence of Allegedly Similar or Allegedly Anticompetitive Acts by Novell</i> filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H)(Jardine, James) (Entered: 10/04/2011)
10/04/2011	184	MEMORANDUM in Opposition re 109 MOTION in Limine <i>Regarding Prior Proceedings</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 10/04/2011)
10/04/2011	185	AFFIDAVIT/DECLARATION of Steven L. Holley in Opposition re 109 MOTION in Limine <i>Regarding Prior Proceedings</i> filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H)(Jardine, James) (Entered: 10/04/2011)
10/04/2011	186	Supplemental MEMORANDUM re 153 Memorandum (NOT to motion) <i>Regarding Objections to Trial Exhibits</i> filed by Microsoft. (Jardine, James) (Entered: 10/04/2011)
10/04/2011	187	DECLARATION of Adam S. Paris re 186 Memorandum (NOT to motion) <i>Supplemental Memorandum Regarding Objections to Trial Exhibits</i> filed by Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G)(Jardine, James) (Entered: 10/04/2011)
10/04/2011	188	**SEALED DOCUMENT** Memorandum in Opposition re 131 *SEALED DOCUMENT* SEALED MOTION filed by Defendant Microsoft. (asp) (Entered: 10/05/2011)
10/04/2011	189	**SEALED DOCUMENT** Declaration of Steven L. Holley in Opposition re 131 *SEALED DOCUMENT* SEALED MOTION filed by Defendant Microsoft. (asp) (Entered: 10/05/2011)
10/05/2011	190	DOCKET TEXT ORDER granting 164 Motion for Leave to File Excess

		Pages ; granting 167 Motion for Leave to File. Signed by Judge J. Frederick Motz on 10/05/2011. No attached document. (asp) (Entered: 10/05/2011)
10/05/2011	191	DOCKET TEXT ORDER granting 172 Motion for Leave to File. Signed by Judge J. Frederick Motz on 10/05/2011. No attached document. (asp) (Entered: 10/05/2011)
10/05/2011	192	MEMORANDUM in Opposition re 178 MOTION to Strike <i>Microsoft's Motion for a Spoliation Instruction</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 10/05/2011)
10/05/2011	193	RESPONSE re 163 Correspondence, <i>Memorandum Concerning the Court's October 4, 2011 Collateral Estoppel Ruling</i> filed by Microsoft. (Jardine, James) (Entered: 10/05/2011)
10/05/2011	194	DECLARATION of Steven L. Holley re 193 Response (NOT to motion) <i>Memorandum Concerning the Court's October 4, 2011 Collateral Estoppel Ruling</i> filed by Microsoft. (Attachments: # 1 Exhibit A)(Jardine, James) (Entered: 10/05/2011)
10/05/2011	195	**SEALED DOCUMENT** Memorandum in Opposition re 115 MOTION in Limine to Exclude Evidence of Microsoft's Conduct Directed at NetWare filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N, # 15 Exhibit O, # 16 Exhibit P, # 17 Exhibit Q, # 18 Exhibit R, # 19 Exhibit S, # 20 Exhibit T, # 21 Exhibit U, # 22 Exhibit V, # 23 Exhibit W, # 24 Exhibit X, # 25 Exhibit Y, # 26 Exhibit Z, # 27 Exhibit AA)(asp) (Entered: 10/06/2011)
10/05/2011	196	**SEALED DOCUMENT** Memorandum in Opposition re 112 MOTION in Limine to Exclude Evidence of Novell's New Middleware Theory filed by Plaintiff Novell. (Attachments: # 1 Exhibit 1-4, # 2 Exhibit 5-6, # 3 Exhibit 7-8, # 4 Exhibit 9-11, # 5 Exhibit 12-15, # 6 Exhibit 16-19, # 7 Exhibit 20-23) (asp) (Entered: 10/06/2011)
10/05/2011	320	JUROR QUESTIONNAIRE presented to and filled out by 161 potential jurors on October 5, 2011. (asp) (Entered: 11/30/2011)
10/06/2011	197	NOTICE OF FILING of Novells Modified Proposed Final Jury Instruction No. 17 filed by Plaintiff Novell. (English, Maralyn) (Entered: 10/06/2011)
10/06/2011	198	Minute Entry for proceedings held before Judge J. Frederick Motz: Motion Hearing held on 10/6/2011 re 178 MOTION to Strike <i>Microsoft's Motion for a Spoliation Instruction</i> filed by Novell. Attorney for Plaintiff: Jeffrey Johnson, et al, Attorney for Defendant: David Tulchin, et al. Court Reporter: Christine Asif.(Time Start: 10:30 am, Time End: 4:00 pm, Room Courtroom 5A.) (JFM) (Entered: 10/07/2011)
10/07/2011	199	Minute Entry for proceedings held before Judge J. Frederick Motz: Motion Hearing held on 10/7/2011 re 178 MOTION to Strike <i>Microsoft's Motion for a Spoliation Instruction</i> filed by Novell. Attorney for Plaintiff: Jeffrey Johnson, et al, Attorney for Defendant: David Tulchin, et al. Court Reporter:

		Christine Asif.(Time Start: 10:00, Time End: 12:45, Room Courtroom 5A - Baltimore, Maryland.) (JFM) (Entered: 10/07/2011)
10/10/2011	200	Supplemental MEMORANDUM in Support re 112 MOTION in Limine to Exclude Evidence of Novell's New Middleware Theory filed by Defendant Microsoft. (Jardine, James) (Entered: 10/10/2011)
10/10/2011	201	AFFIDAVIT/DECLARATION of Steven L. Holley in Support re 112 MOTION in Limine to Exclude Evidence of Novell's New Middleware Theory (Supplemental Declaration) filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E)(Jardine, James) (Entered: 10/10/2011)
10/10/2011	202	NOTICE of Hearing by Novell (English, Maralyn) (Entered: 10/10/2011)
10/11/2011	203	MOTION for Leave to File Document Under Seal filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order Proposed Order)(English, Maralyn) Modified on 10/11/2011 ; changed relief from to Seal Document to for Leave to File Document Under Seal (asp). (Entered: 10/11/2011)
10/11/2011	204	DOCKET TEXT ORDER granting 203 Motion for Leave to File. Signed by Judge J. Frederick Motz on 10/11/2011. No attached document. (asp) (Entered: 10/11/2011)
10/11/2011	205	**SEALED DOCUMENT** Supplemental Response to Motion re 112 MOTION in Limine to Exclude Evidence of Novell's New Middleware Theory filed by Plaintiff Novell. (Attachments: # 1 Exhibit A-E, # 2 Exhibit F-H, # 3 Exhibit I-P)(asp) (Entered: 10/11/2011)
10/11/2011	206	Correspondence from Judge Motz regarding preliminary jury instructions and middleware theory. (JFM) (Entered: 10/11/2011)
10/11/2011	207	MOTION for Admission Pro Hac Vice of Andrew E. Smith, Registration fee \$ 15, receipt number 1088-1451686, filed by Plaintiff Novell. (Attachments: # 1 Exhibit Application For Admission Pro Hac Vice, # 2 Exhibit Electronic Case Filing Registration, # 3 Text of Proposed Order Order for Pro Hac Vice Admission)(English, Maralyn) (Entered: 10/11/2011)
10/11/2011	208	MOTION for Admission Pro Hac Vice of Alex E. Hassid, Registration fee \$ 15, receipt number 1088-1451846, filed by Plaintiff Novell. (Attachments: # 1 Exhibit Application for Admission Pro Hac Vice, # 2 Exhibit Electronic Case Filing Registration Form, # 3 Text of Proposed Order Order for Admission Pro Hac Vice)(English, Maralyn) (Entered: 10/11/2011)
10/11/2011	209	MOTION for Admission Pro Hac Vice of Erin Wilcox Burns, Registration fee \$ 15, receipt number 1088-1451884, filed by Plaintiff Novell. (Attachments: # 1 Exhibit Application for Admission Pro Hac Vice, # 2 Exhibit Electronic Case Filing Registration Form, # 3 Text of Proposed Order Order for Pro Hac Vice Admission)(English, Maralyn) (Entered: 10/11/2011)
10/11/2011	212	NOTICE OF WITHDRAWAL OF COUNSEL of Kit A. Pierson on behalf of Microsoft (asp) (Entered: 10/12/2011)
10/12/2011	210	DOCKET TEXT ORDER granting 207 Motion for Admission Pro Hac Vice

		of Andrew E. Smith for Novell. <i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov . Signed by Judge J. Frederick Motz on 10/12/2011. No attached document. (asp) (Entered: 10/12/2011)</i>
10/12/2011	211	DOCKET TEXT ORDER granting 208 Motion for Admission Pro Hac Vice of Erin Wilcox Burns,Alex E. Hassid for Novell. <i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov ; granting 209 Motion for Admission Pro Hac Vice of Erin Wilcox Burns,Alex E. Hassid for Novell. <i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov . Signed by Judge J. Frederick Motz on 10/12/2011. No attached document. (asp) (Entered: 10/12/2011)</i></i>
10/12/2011	213	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for Trial Subpoena served on Karl Ford on 9/30/11, filed by Defendant Microsoft. (Jardine, James) (Entered: 10/12/2011)
10/12/2011	214	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for Trial Subpoena served on Clive D. Winn on 10/2/11, filed by Defendant Microsoft. (Jardine, James) (Entered: 10/12/2011)
10/12/2011	215	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for Trial Subpoena served on Craig Bushman on 10/2/11, filed by Defendant Microsoft. (Jardine, James) (Entered: 10/12/2011)
10/12/2011	216	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for Trial Subpoena served on David Acheson on 10/3/11, filed by Defendant Microsoft. (Jardine, James) (Entered: 10/12/2011)
10/12/2011	217	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for Trial Subpoena served on Nolan Larsen on 10/5/11, filed by Defendant Microsoft. (Jardine, James) (Entered: 10/12/2011)
10/12/2011	218	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for Trial Subpoena served on Willard E. Peterson on 10/5/11, filed by Defendant Microsoft. (Jardine, James) (Entered: 10/12/2011)
10/12/2011	219	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for Trial Subpoena served on Glenn Mella on 10/5/11, filed by Defendant Microsoft. (Jardine, James) (Entered: 10/12/2011)
10/12/2011	220	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for Trial Subpoena served on David Hallmeyer on 10/8/11, filed by Defendant Microsoft. (Jardine, James) (Entered: 10/12/2011)
10/12/2011	221	MOTION for Admission Pro Hac Vice of Qian A. Gao, Registration fee \$ 15, receipt number 1088-1452704, filed by Defendant Microsoft. (Attachments: # 1 Exhibit Application, # 2 Exhibit ECF Form, # 3 Text of Proposed Order) (Jardine, James) (Entered: 10/12/2011)

10/12/2011	222	DOCKET TEXT ORDER granting 221 Motion for Admission Pro Hac Vice of Qian A. Gao for Microsoft. <i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov . Signed by Judge J. Frederick Motz on 10/12/2011. No attached document. (asp) (Entered: 10/12/2011)</i>
10/13/2011	223	MEMORANDUM <i>Concerning the Court's Tentative Views About Preliminary Jury Instructions</i> filed by Microsoft. (Jardine, James) (Entered: 10/13/2011)
10/13/2011	224	MOTION for Leave to File Under Seal filed by Defendant Microsoft. (Attachments: # 1 Text of Proposed Order)(Jardine, James) (Entered: 10/13/2011)
10/13/2011	225	MEMORANDUM in Support re 224 MOTION for Leave to File Under Seal filed by Defendant Microsoft. (Jardine, James) (Entered: 10/13/2011)
10/13/2011	226	DOCKET TEXT ORDER granting 224 Motion for Leave to File. Signed by Judge J. Frederick Motz on 10/13/2011. No attached document. (asp) (Entered: 10/13/2011)
10/13/2011	227	**SEALED DOCUMENT** Declaration of Steven L. Holley filed by Defendant Microsoft. (asp) (Entered: 10/13/2011)
10/13/2011	228	**SEALED DOCUMENT** Notice of Filing Entitled Novell May Not Assert Any Claim Based on the Theory that Perfectoffice Combined with Netscape and Java was a Middleware Threat to Windows filed by Defendant Microsoft. (asp) (Entered: 10/13/2011)
10/13/2011	229	MEMORANDUM Regarding the Court's Proposed Jury Instruction Number One filed by Novell. (asp) (Entered: 10/13/2011)
10/13/2011	230	STIPULATION as to Potential Jurors Stricken for Cause/Hardship by Microsoft, Novell. (asp) (Entered: 10/14/2011)
10/14/2011	231	MOTION for Leave to File Under Seal Letter to the Honorable J. Frederick Motz dated October 14, 2011 and the Exhibits Attached Thereto filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 10/14/2011)
10/14/2011	235	**SEALED DOCUMENT** Letter to the Honorable J. Frederick Motz and Exhibits filed by Plaintiff Novell. Note: Document is Over Sized ; Not Imaged ; Placed in Sealed Room. (asp) (Entered: 10/17/2011)
10/17/2011	232	MOTION to Exclude <i>Concerning the Proper Scope of Expert Testimony</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 10/17/2011)
10/17/2011	233	MEMORANDUM in Support re 232 MOTION to Exclude <i>Concerning the Proper Scope of Expert Testimony</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 10/17/2011)
10/17/2011	234	AFFIDAVIT/DECLARATION of Steven L. Holley in Support re 232 MOTION to Exclude <i>Concerning the Proper Scope of Expert Testimony</i> filed

		by Defendant Microsoft. (Attachments: # 1 Exhibit A)(Jardine, James) (Entered: 10/17/2011)
10/17/2011	236	Minute Entry for proceedings held before Judge J. Frederick Motz: Voir Dire held on 10/17/2011. Forty-five prospective jurors were present, of which 12 jurors were selected, sworn and seated. Preliminary instructions were given. Jurors are instructed to return 10/18/11 to begin trial. Out of the presence of the jury, the court discusses redaction of certain exhibits and preliminary statement that will be given to the jury. Counsel are working on a glossary of terms to be given to the jury. The exclusionary rule is invoked by Microsoft counsel. Attorneys for Plaintiff: John Schmidlein, Esq; Jeff Johnson, Esq; Maralyn English, Esq; Max Wheeler, Esq, Attorneys for Defendant: David Tulchin, Esq; Steve Holley, Esq; Sharon Nelles, Esq; James Jardin, Esq; Steve Aeschbacher, Esq. Court Reporter: Laura Robinson.(Time Start: 8:30 a.m., Time End: 11:00 a.m., Room 246.) (tab) (Entered: 10/17/2011)
10/18/2011	237	STIPULATION <i>Regarding Novell's October 30, 1995 Announcement of Its Intent to Sell Its Applications Division</i> by Microsoft, Novell. (Jardine, James) (Entered: 10/18/2011)
10/18/2011	238	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 10/18/2011. Jury is present. Trial begins @ 8:30 a.m. Opening statements are heard from Novell and Microsoft. Mr. Taskier reads Findings of Facts (from earlier case held in Washington DC) into the record. Jurors are excused and directed to return 10/19/2011 @ 8:30 a.m. for trial. Attorney for Plaintiff: Jeff Johnson, Esq; Max Wheeler, Esq; Paul Taskier, Esq; John Schmidlein, Esq; Miriam Vishio, Esq;, Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Steve Holley, Esq. Court Reporter: Becky Janke (a.m) Kelly Hicken (p.m.)(Time Start: 8:30, Time End: 1:30, Room 246.) (tab) (Entered: 10/18/2011)
10/18/2011	239	MEMORANDUM <i>Concerning the Time Period of the Collaterally Estopped Facts</i> filed by Microsoft. (Jardine, James) (Entered: 10/18/2011)
10/18/2011	240	MOTION for a Curative Instruction Regarding Microsoft's Misstatement of the Court's Preliminary Jury Instruction filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(Johnson, Jeffrey) (Entered: 10/18/2011)
10/18/2011	241	MEMORANDUM in Support re 240 MOTION for a Curative Instruction Regarding Microsoft's Misstatement of the Court's Preliminary Jury Instruction filed by Plaintiff Novell. (Johnson, Jeffrey) (Entered: 10/18/2011)
10/18/2011	242	MOTION for a Curative Instruction Regarding Date of Case Filing filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(Johnson, Jeffrey) (Entered: 10/18/2011)
10/18/2011	243	MEMORANDUM in Support re 242 MOTION for a Curative Instruction Regarding Date of Case Filing filed by Plaintiff Novell. (Johnson, Jeffrey) (Entered: 10/18/2011)
10/19/2011	244	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 10/19/2011. Jury present at 8:30 a.m. Deposition testimony is heard.

		The jury is excused at 1:20 p.m. and directed to return 10/21/11 @ 8:00 a.m. for trial. Outside the presence of the jury, the Court hears argument on motion for curative instruction re: remarks made by Mr. Tulchin during opening statements 10/19/2011. The motion is GRANTED and an instruction will be given to the jury. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmidlein, Esq; Max Wheeler, Esq; Miriam Vishio, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Adam Paris, Esq.. Court Reporter: Kelly Hicken, (a.m.) Laura Robinson (a.m.) Ed Young, (p.m.).(Time Start: 8:30 a.m., Time End: 1:45 p.m., Room 246.) (tab) (Entered: 10/19/2011)
10/20/2011	246	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for Subpoena served on Steven Giles on 10/18/11, filed by Plaintiff Novell (alt) (Entered: 10/21/2011)
10/20/2011	251	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 10/20/2011. Jury present. Evidence received, testimony taken. Jurors are directed to return 10/24/2011 @ 8:00 a.m. to resume trial. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmidlein, Esq; Miriam Vishio, Esq; Paul Taskier, Esq; Max Wheeler, Esq;, Attorney for Defendant: David Tulchin, Esq; Steve Holley, Esq; James Jardine, Sharon Nelles, Esq;. Court Reporter: Ed Young, Becky Janke, Kelly Hicken.(Time Start: 8:00 a.m., Time End: 1:45 p.m., Room 246.) (tab) (Entered: 10/24/2011)
10/21/2011	245	RESPONSE re 239 Memorandum (NOT to motion), filed by Novell. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4) (English, Maralyn) (Entered: 10/21/2011)
10/23/2011	247	MOTION To Overrule Microsofts Objections To Documents Concerning Novells Communications With DOJ About Microsofts Conduct filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 10/23/2011)
10/23/2011	248	MEMORANDUM in Support re 247 MOTION To Overrule Microsofts Objections To Documents Concerning Novells Communications With DOJ About Microsofts Conduct filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(English, Maralyn) (Entered: 10/23/2011)
10/24/2011	249	REQUEST for Assistance <i>Letter to the Honorable J. Frederick Motz, dated October 24, 2011, and attachments</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 10/24/2011)
10/24/2011	250	REPLY BRIEF re 239 Memorandum (NOT to motion) <i>Concerning the Time Period of the Collaterally Estopped Facts</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 10/24/2011)
10/24/2011	252	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 10/24/2011. Jury present. Evidence received, testimony taken. Jurors are directed to return 10/25/2011 @ 8:00 a.m. to resume trial. Out of the presence of the jury, the Court meets with counsel. The Court will meet with counsel tomorrow at 7:45 a.m. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmidlein, Esq; Max Wheeler, Esq; Miriam Vishio, Esq; Erin Burns, Esq.,

		Attorney for Defendant: David Tulchin, Esq; Steve Holley, Esq; James Jardine, Esq; Sharon Nelles, Esq. Court Reporter: Becky Janke, Laura Robinson, Patti Walker.(Time Start: 8:00 a.m., Time End: 1:45 p.m., Room 246.) (tab) (Entered: 10/25/2011)
10/25/2011	253	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 10/25/2011. Outside the presence of the jury, the Court meets with counsel. Jury present. Evidence received, testimony taken. Jurors are directed to return 10/26/2011 @ 8:00 a.m. Attorney for Plaintiff: Jeff Johnson, Esq; Miriam Vishio, Esq; John Schmidlein, Esq; Max Wheeler, Esq; Paul Taskier, Esq., Attorney for Defendant: David Tulchin, Esq; Steve Holley, Esq; James Jardine, Esq; Sharon Nelles, Esq; Adam Paris, Esq. Court Reporter: Kelly Hicken, Becky Janke, Patti Walker.(Time Start: 7:45, Time End: 1:45, Room 246.) (tab) (Entered: 10/25/2011)
10/26/2011	254	MEMORANDUM in Opposition re 247 MOTION To Overrule Microsofts Objections To Documents Concerning Novells Communications With DOJ About Microsofts Conduct filed by Defendant Microsoft. (Jardine, James) (Entered: 10/26/2011)
10/26/2011	255	AFFIDAVIT/DECLARATION of Steven L. Holley in Opposition re 247 MOTION To Overrule Microsofts Objections To Documents Concerning Novells Communications With DOJ About Microsofts Conduct filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Jardine, James) (Entered: 10/26/2011)
10/26/2011	256	REPLY to Response to Motion re 247 MOTION To Overrule Microsofts Objections To Documents Concerning Novells Communications With DOJ About Microsofts Conduct filed by Plaintiff Novell. (English, Maralyn) (Entered: 10/26/2011)
10/26/2011	257	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 10/26/2011. Jury present. Evidence received, testimony taken. Jurors are directed to return 10/27/2011 @ 8:00 a.m. to resume trial. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmidlein, Esq; Miriam Vishio, Esq; Paul Taskier, Esq., Attorney for Defendant: David Tulchin, Esq; Steve Holley, Sharon Nelles, Esq; James Jardine, Esq; Adam Paris, Esq. Court Reporter: Kelly Hicken, Ed Young, Patti Walker.(Time Start: 8:00 a.m., Time End: 1:30 p.m., Room 246.) (tab) (Entered: 10/27/2011)
10/27/2011	258	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 10/27/2011. Jury present. Evidence received, testimony taken. Jurors are directed to return 11/07/2011 @ 8:00 a.m. for trial. Outside the presence of the jury, the court hears argument on motion (#247) re: DOJ investigation mentioned in opening statements by Mr. Tulchin. Motion is DENIED. Attorney for Plaintiff: Jeff Johnson, Esq; Max Wheeler, Esq; Miriam Vishio, Esq; Paul Taskier, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Adam Paris, Esq. Court Reporter: Ed Young, Kelly Hicken, Patti Walker. (tab) (Entered: 10/31/2011)
11/03/2011	259	MOTION for Leave to File Excess Pages <i>in Opposition to Microsoft's Motion Concerning the Proper Scope of Expert Testimony</i> filed by Plaintiff Novell.

		(Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 11/03/2011)
11/03/2011	260	DOCKET TEXT ORDER granting 259 Motion for Leave to File Excess Pages. Signed by Judge J. Frederick Motz on 11/03/2011. No attached document. (asp) (Entered: 11/03/2011)
11/03/2011	261	MEMORANDUM in Opposition re 232 MOTION to Exclude <i>Concerning the Proper Scope of Expert Testimony</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(English, Maralyn) (Entered: 11/03/2011)
11/04/2011	262	MEMORANDUM <i>Concerning the Admissibility of DX 6</i> filed by Microsoft. (Attachments: # 1 Appendix A)(Jardine, James) (Entered: 11/04/2011)
11/04/2011	263	DECLARATION of Steven L. Holley re 262 Memorandum (NOT to motion) <i>Concerning the Admissibility of DX 6</i> filed by Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K)(Jardine, James) (Entered: 11/04/2011)
11/06/2011	264	RESPONSE re 262 Memorandum (NOT to motion), filed by Novell. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13, # 14 Exhibit 14, # 15 Exhibit 15, # 16 Exhibit 16, # 17 Exhibit 17)(English, Maralyn) (Entered: 11/06/2011)
11/07/2011	265	MEMORANDUM <i>to Limit the Scope of the Testimony of Ronald Alepin</i> filed by Microsoft. (Jardine, James) (Entered: 11/07/2011)
11/07/2011	266	DECLARATION of Steven L. Holley re 265 Memorandum (NOT to motion) <i>to Limit the Scope of the Testimony of Ronald Alepin</i> filed by Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B - Part 1 of 3, # 3 Exhibit B - Part 2 of 3, # 4 Exhibit B - Part 3 of 3, # 5 Exhibit C - Part 1 of 2, # 6 Exhibit C - Part 2 of 2, # 7 Exhibit D, # 8 Exhibit E, # 9 Exhibit F, # 10 Exhibit G) (Jardine, James) (Entered: 11/07/2011)
11/07/2011	267	REPLY to Response to Motion re 232 MOTION to Exclude <i>Concerning the Proper Scope of Expert Testimony</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 11/07/2011)
11/07/2011	268	AFFIDAVIT/DECLARATION of Steven L. Holley in Support re 232 MOTION to Exclude <i>Concerning the Proper Scope of Expert Testimony (Supplemental Declaration)</i> filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E)(Jardine, James) (Entered: 11/07/2011)
11/07/2011	269	RESPONSE re 265 Memorandum (NOT to motion), <i>to Limit the Scope of the Testimony of Ronald Alepin</i> filed by Novell. (Attachments: # 1 Exhibit A) (English, Maralyn) (Entered: 11/07/2011)
11/07/2011	270	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/7/2011. Juror #7 is 35 minutes late. Outside the presence of the

		jury, the court meets with counsel to discuss plaintiff's exhibit 6. Jury present. Evidence received, testimony taken. Jurors are excused @ 1:35 and directed to return 11/08/2011 @ 8:00 a.m. to resume trial. Attorney for Plaintiff: Jeff Johnson, Esq; Paul Taskier, Esq; Miriam Vishio, Esq; Max Wheeler, Esq., Attorney for Defendant: David Tulchin, Esq; Steve Holley, Esq; Sharon Nelles, Esq; James Jardine, Esq. Court Reporter: Laura Robinson, Becky Janke, Patti Walker. (tab) (Entered: 11/08/2011)
11/08/2011	271	NOTICE OF FILING of Novell's Letter to Judge Motz regarding deposition designation objections filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(English, Maralyn) (Entered: 11/08/2011)
11/08/2011	272	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/8/2011. Jury present. Evidence received, testimony taken. Outside the presence of the jury, the court meets with counsel, in chambers. Jurors are excused and directed to return 11/09/2011 @ 8:00 a.m. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmidlein, Esq; Paul Taskier, Esq; Miriam Vishio, Esq; Max Wheeler, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; Steve Holley, Esq; Adam Paris, Esq; James Jardine, Esq. Court Reporter: Ed Young, Patti Walker, Bekcy Janke. (tab) (Entered: 11/09/2011)
11/09/2011	273	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/9/2011. Jury present. Evidence received, testimony taken. Mr. Alepin is certified as an expert for plaintiff. Outside the presence of the jury, Mr. Holley moves to strike the testimony of Mr. Alepin. Motion is denied. Jury is excused and directed to return 11/10/11 @ 8:00 a.m. Outside the presence of the jury, the court meets with counsel to discuss three exhibits that defendants want redacted. Plaintiff's exhibits 487, 488 will come in. Plaintiff's exhibit #492 has embedded hearsay will need to be redacted. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmidlein, Esq; Miriam Vishio, Esq; Paul Taskier, Esq; Max Wheeler, Esq., Attorney for Defendant: David Tulchin, Esq; Steve Holley, Esq; Sharon Nelles, Esq; Heidi Bradley, Esq; James Jardine, Esq. Court Reporter: Ed Young, Kelly Hicken, Becky Janke. (tab) (Entered: 11/09/2011)
11/10/2011	274	MOTION to Strike <i>Testimony of Ronald Alepin Concerning PerfectOffice as Middleware</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 11/10/2011)
11/10/2011	275	MEMORANDUM in Support re 274 MOTION to Strike <i>Testimony of Ronald Alepin Concerning PerfectOffice as Middleware</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 11/10/2011)
11/10/2011	276	STIPULATION <i>Regarding Trial Transcript</i> by Microsoft, Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G)(Jardine, James) (Entered: 11/10/2011)
11/10/2011	277	NOTICE OF FILING of Designation from the March 4, 2009 and May 15, 2009 Depositions of William Gates Played for the Jury on October 19, 2011

		filed by Defendant Microsoft. (asp) (Entered: 11/10/2011)
11/10/2011	278	NOTICE OF FILING of Designation from the January 22, 2009 Deposition of Brad Silverberg Played for the Jury on October 19, 2011 and October 26, 2011 filed by Defendant Microsoft. (asp) (Entered: 11/10/2011)
11/10/2011	279	NOTICE OF FILING of Designation from the January 09, 2009 Deposition of Paul Maritz Played for the Jury on October 27, 2011 filed by Defendant Microsoft. (asp) (Entered: 11/10/2011)
11/10/2011	280	NOTICE OF FILING of Designation from the June 23, 1994 Deposition of Brad Silverberg Read to the Jury on October 27, 2011 filed by Defendant Microsoft. (asp) (Entered: 11/10/2011)
11/10/2011	281	NOTICE OF FILING of Designation from the January 27, 2009 Deposition of Jeff Raikes Played for the Jury on October 27, 2011 filed by Defendant Microsoft. (asp) (Entered: 11/10/2011)
11/10/2011	282	NOTICE OF FILING of Designation from the February 3, 2009 Deposition of Scott Raedeke Played for the Jury on October 27, 2011 filed by Defendant Microsoft. (asp) (Entered: 11/10/2011)
11/10/2011	283	NOTICE OF FILING of Designation from the May 24, 1994 Deposition of Paul Maritz Played for the Jury on October 27, 2011 filed by Defendant Microsoft. (asp) (Entered: 11/10/2011)
11/10/2011	286	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/10/2011. Jury present. Evidence received, testimony taken. Jurors are directed to return 11/14/2011 @ 8:00 a.m. Outside the presence of the jury, defendant has filed a motion to strike the testimony of Mr. Alepin re: middleware. Plaintiff's will respond by 11/14/2011. Attorney for Plaintiff: Jeff Johnson, Esq; Max Wheeler, Esq; John Schmidlein, Esq; Miriam Vishiom, Esq; Paul Taskier, Esq., Attorney for Defendant: David Tulchin, Esq; Steve Holley, Esq; Sharon Nelles, Esq; James Jardine, Esq; Adam Paris, Esq. Court Reporter: Ed Young, Kelly Hicken, Patti Walker. (tab) Modified on 11/16/2011 (tab). (Entered: 11/14/2011)
11/13/2011	284	MEMORANDUM in Opposition re 274 MOTION to Strike <i>Testimony of Ronald Alepin Concerning PerfectOffice as Middleware</i> filed by Plaintiff Novell. (English, Maralyn) (Entered: 11/13/2011)
11/14/2011	285	REPLY to Response to Motion re 274 MOTION to Strike <i>Testimony of Ronald Alepin Concerning PerfectOffice as Middleware</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 11/14/2011)
11/14/2011	287	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/14/2011. Jury present. Evidence received, testimony taken. Jurors are directed to return 11/15/2011 @ 8:00 a.m. to resume trial. Motion to strike the testimony of Mr. Alepin will be heard at a later time. Attorney for Plaintiff: Jeff Johnson, Esq; Paul Taskier, Esq; Erin Burns, Esq; John Schmidlein, Esq; Max Wheeler, Esq; Miriam Vishio, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Adam Paris, Esq. Court Reporter: Becky Janke, Patti Walker, Ed YOUNG.

		(tab) (Entered: 11/14/2011)
11/14/2011	288	MOTION for Leave to File Novell's Surreply in Support of its Opposition to Microsoft's Motion to Strike Testimony of Ronald Alepin Concerning Perfectoffice as Middleware filed by Plaintiff Novell. (Attachments: # 1 Exhibit 1 (Novells proposed surreply), # 2 Exhibit 2 (Text of Proposed Order))(English, Maralyn) (Entered: 11/14/2011)
11/14/2011	289	Sur-reply MEMORANDUM in Opposition re 274 MOTION to Strike <i>Testimony of Ronald Alepin Concerning PerfectOffice as Middleware</i> filed by Plaintiff Novell. (English, Maralyn) (Entered: 11/14/2011)
11/15/2011	290	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/15/2011. Jury present. Evidence received, testimony taken. Jurors are excused and directed to return 11/16/2011 @ 8:00 a.m. to resume trial. Outside the presence of the jury, counsel argue defendant's motion to strike the testimony of Mr. Alepin regarding Perfectoffice as middleware. After hearing arguments, the Court reserves ruling on motion. Counsel request counsel to supply transcript of opening statements and slides that were used. Ms. Gao requests that exhibit 131a be admitted. The court will hear from Mr. Johnson tomorrow. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmittlein, Esq; Miriam Vishio, Esq; Max Wheeler, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Qian Gao, Esq. Court Reporter: Ed Young, Becky Janke, Patti Walker. (tab) (Entered: 11/15/2011)
11/15/2011	291	NOTICE OF FILING of Letter <i>Regarding MAPI Exhibits</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E)(Johnson, Jeffrey) (Entered: 11/15/2011)
11/15/2011	292	NOTICE OF FILING of Letter <i>Regarding DX 131A</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit A)(Johnson, Jeffrey) (Entered: 11/15/2011)
11/16/2011	293	MOTION for Leave to File Excess Pages in <i>Novell's Memorandum in Support of its Motion to Admit Exhibits to Which There Are Outstanding Objections</i> filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 11/16/2011)
11/16/2011	294	MOTION to Admit Exhibits to Which There Are Outstanding Objections filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 11/16/2011)
11/16/2011	295	MEMORANDUM in Support re 294 MOTION to Admit Exhibits to Which There Are Outstanding Objections filed by Plaintiff Novell. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3a, # 4 Exhibit 3b, # 5 Exhibit 4, # 6 Exhibit 5, # 7 Exhibit 6, # 8 Exhibit 7, # 9 Exhibit 8, # 10 Exhibit 9, # 11 Exhibit 10, # 12 Exhibit 11, # 13 Exhibit 12, # 14 Exhibit 13, # 15 Exhibit 14, # 16 Exhibit 15, # 17 Exhibit 16, # 18 Exhibit 17, # 19 Exhibit 18, # 20 Exhibit 19a, # 21 Exhibit 19b, # 22 Exhibit 19c, # 23 Exhibit 20a, # 24 Exhibit 20b, # 25 Exhibit 21, # 26 Exhibit 22, # 27 Exhibit 23, # 28 Exhibit 24, # 29 Exhibit 25, # 30 Exhibit 26, # 31 Exhibit 27, # 32 Exhibit 28a, # 33 Exhibit 28b, # 34 Exhibit 29, # 35 Exhibit 30, # 36 Exhibit 31, # 37 Exhibit 32, # 38 Exhibit 33, # 39 Exhibit 34, # 40 Exhibit 35, # 41 Exhibit 36, # 42

		Exhibit 37, # 43 Exhibit 38, # 44 Exhibit 39, # 45 Exhibit 40, # 46 Exhibit 41, # 47 Exhibit 42, # 48 Exhibit 43, # 49 Exhibit 44, # 50 Exhibit 45a, # 51 Exhibit 45b, # 52 Exhibit 46a, # 53 Exhibit 46b, # 54 Exhibit 47, # 55 Exhibit 48, # 56 Exhibit 49, # 57 Exhibit 50, # 58 Exhibit 51)(English, Maralyn) (Entered: 11/16/2011)
11/16/2011	300	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/16/2011. Jury present. Evidence received, testimony taken. Jurors are excused and directed to return 11/17/2011 @ 8:00 a.m. to resume trial. Outside the presence of the jury, the court meets with counsel to discuss exhibits and the designation of deposition of Mr. Coles. The court reserves on ruling at this time. Attorney for Plaintiff: Jeff Johnson, Esq; Max Wheeler, Esq; Paul Taskier, Esq. Miriam Vishio, Esq; John Schmidlein, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq. Steve Holley, Esq. Qian Gao, Esq.. Court Reporter: Laura Robinson, Ed Young, Kelly Hicken. (tab) (Entered: 11/17/2011)
11/17/2011	296	NOTICE OF FILING of Proffer of Evidence Regarding Testimony of Professor Roger G. Noll filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C)(Johnson, Jeffrey) (Entered: 11/17/2011)
11/17/2011	297	MOTION for Judgment as a Matter of Law filed by Defendant Microsoft. (Jardine, James) (Entered: 11/17/2011)
11/17/2011	298	MEMORANDUM in Support re 297 MOTION for Judgment as a Matter of Law filed by Defendant Microsoft. (Jardine, James) (Entered: 11/17/2011)
11/17/2011	299	AFFIDAVIT/DECLARATION of Steven L. Holley in Support re 297 MOTION for Judgment as a Matter of Law filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N, # 15 Exhibit O, # 16 Exhibit P, # 17 Exhibit Q, # 18 Exhibit R, # 19 Exhibit S, # 20 Exhibit T, # 21 Exhibit U, # 22 Exhibit V, # 23 Exhibit W, # 24 Exhibit X, # 25 Exhibit Y, # 26 Exhibit Z, # 27 Exhibit AA, # 28 Exhibit BB, # 29 Exhibit CC)(Jardine, James) (Entered: 11/17/2011)
11/17/2011	301	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/17/2011. Jury present. Evidence received, testimony taken. The plaintiff's rest. Jurors are excused and directed to return Monday, 11/21/2011 @ 8:00 a.m. to resume. Outside the presence of the jury, Mr. Tulchin moves for judgment as a matter of law. The court will hear arguments on motion tomorrow, Friday, 11/18/2011 @ 8:00 a.m. After a discussion with counsel, the court admits plaintiff's exhibits that were objected to by defendants. Attorney for Plaintiff: Jeff Johnson, Esq; Max Wheeler, Esq; Paul Taskier, Esq; Miriam Vishio, Esq; John Schmidlein, Esq., Attorney for Defendant: David Tulchin, Esq; James Jardine, Esq; Sharon Nelles, Esq; Adam Paris, Esq; Steve Holley. Court Reporter: Kelly Hicken, Ed Young, Patti Walker. (tab) (Entered: 11/17/2011)
11/18/2011	302	MEMORANDUM in Opposition re 297 MOTION for Judgment as a Matter of Law filed by Plaintiff Novell. (English, Maralyn) (Entered: 11/18/2011)

11/18/2011	303	NOTICE OF FILING of Exhibits to Novell's Opposition to Judgment as a Matter of Law re 302 Memorandum in Opposition to Motion filed by Plaintiff Novell. (Attachments: # 1 Exhibit Cover letter to Judge Motz, # 2 Exhibit DX0205, # 3 Exhibit DX0231, # 4 Exhibit DX0303, # 5 Exhibit DX0323, # 6 Exhibit DX0370, # 7 Exhibit DX0379a, # 8 Exhibit DX0379b, # 9 Exhibit DX0379c, # 10 Exhibit PX0001, # 11 Exhibit PX0003, # 12 Exhibit PX0017, # 13 Exhibit PX0031, # 14 Exhibit PX0032, # 15 Exhibit PX0033, # 16 Exhibit PX0044, # 17 Exhibit PX0047, # 18 Exhibit PX0050, # 19 Exhibit PX0051, # 20 Exhibit PX0052, # 21 Exhibit PX0054, # 22 Exhibit PX0055, # 23 Exhibit PX0056, # 24 Exhibit PX0057, # 25 Exhibit PX0061, # 26 Exhibit PX0062, # 27 Exhibit PX0063, # 28 Exhibit PX0064, # 29 Exhibit PX0072, # 30 Exhibit PX0074, # 31 Exhibit PX0078, # 32 Exhibit PX0082, # 33 Exhibit PX0083, # 34 Exhibit PX0084, # 35 Exhibit PX0085, # 36 Exhibit PX0088, # 37 Exhibit PX0090, # 38 Exhibit PX0091, # 39 Exhibit PX0093, # 40 Exhibit PX0094, # 41 Exhibit PX0102, # 42 Exhibit PX0105, # 43 Exhibit PX0106, # 44 Exhibit PX0113, # 45 Exhibit PX0114, # 46 Exhibit PX0115, # 47 Exhibit PX0127, # 48 Exhibit PX0129, # 49 Exhibit PX0131, # 50 Exhibit PX0134, # 51 Exhibit PX0137a, # 52 Exhibit PX0137b, # 53 Exhibit PX0137c, # 54 Exhibit PX0144, # 55 Exhibit PX0148, # 56 Exhibit PX0154, # 57 Exhibit PX0156, # 58 Exhibit PX0174a, # 59 Exhibit PX0174b, # 60 Exhibit PX0174c, # 61 Exhibit PX0174d, # 62 Exhibit PX0174e, # 63 Exhibit PX0176, # 64 Exhibit PX0179, # 65 Exhibit PX0181, # 66 Exhibit PX0184, # 67 Exhibit PX0192, # 68 Exhibit PX0200, # 69 Exhibit PX0201, # 70 Exhibit PX0207, # 71 Exhibit PX0212, # 72 Exhibit PX0213, # 73 Exhibit PX0215, # 74 Exhibit PX0216, # 75 Exhibit PX0219, # 76 Exhibit PX0220, # 77 Exhibit PX0221, # 78 Exhibit PX0222, # 79 Exhibit PX0224, # 80 Exhibit PX0225, # 81 Exhibit PX0227, # 82 Exhibit PX0231, # 83 Exhibit PX0248, # 84 Exhibit PX0268, # 85 Exhibit PX0279, # 86 Exhibit PX0312, # 87 Exhibit PX0324, # 88 Exhibit PX0333, # 89 Exhibit PX0344, # 90 Exhibit PX0355, # 91 Exhibit PX0361, # 92 Exhibit PX0364, # 93 Exhibit PX0374, # 94 Exhibit PX0379, # 95 Exhibit PX0391, # 96 Exhibit PX0395, # 97 Exhibit PX0400, # 98 Exhibit PX0410, # 99 Exhibit PX0412, # 100 Exhibit PX0471, # 101 Exhibit PX0473, # 102 Exhibit PX0482, # 103 Exhibit PX0483, # 104 Exhibit PX0488, # 105 Exhibit PX0489, # 106 Exhibit PX0490, # 107 Exhibit PX0491, # 108 Exhibit PX0499, # 109 Exhibit PX0506, # 110 Exhibit PX0509, # 111 Exhibit PX0515, # 112 Exhibit PX0517, # 113 Exhibit PX0524, # 114 Exhibit PX0530, # 115 Exhibit PX0531, # 116 Exhibit PX0543, # 117 Exhibit PX0554)(English, Maralyn) (Entered: 11/18/2011)
11/18/2011	304	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/18/2011. Jury is not present. The court hears argument on defendant's motion for a judgment as a matter of law. Argument will continue after the jury trial on Monday, 11/21/2011 @ 1:30 p.m. Trial will begin at 8:00 a.m. Attorney for Plaintiff: Jeff Johnson, Esq; Max Wheeler, Esq; Paul Taskier, Esq; John Schmidlein, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq. Jim Jardine, Esq; Steve Holley, Esq. Court Reporter: Ed Young, Patti Walker, Laura Robinson. (tab) (Entered: 11/18/2011)
11/20/2011	305	NOTICE OF FILING of Letter <i>Regarding Deception in Antitrust Law</i> filed by Plaintiff Novell. (Johnson, Jeffrey) (Entered: 11/20/2011)

11/20/2011	306	NOTICE OF FILING of Letter <i>Regarding Frankenberg Correspondence with Gates</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G) (Johnson, Jeffrey) (Entered: 11/20/2011)
11/20/2011	307	MOTION to Reopen its Case-in-chief and Supplement the Record filed by Plaintiff Novell. (Attachments: # 1 Text of Proposed Order)(English, Maralyn) (Entered: 11/20/2011)
11/20/2011	308	MEMORANDUM in Support re 307 MOTION to Reopen its Case-in-chief and Supplement the Record filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B-1, # 3 Exhibit B-2, # 4 Exhibit B-3, # 5 Exhibit C, # 6 Exhibit D, # 7 Exhibit E)(English, Maralyn) (Entered: 11/20/2011)
11/21/2011	309	BRIEF <i>Concerning Novell's Deception Theory</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 11/21/2011)
11/21/2011	310	Opposition BRIEF to 307 Novell's Motion to Reopen Its Case-in-Chief and Supplement the Record filed by Defendant Microsoft. (Jardine, James) Modified on 11/21/2011 ; added docket relationship to 307 (asp). (Entered: 11/21/2011)
11/21/2011	311	NOTICE OF FILING re 306 Notice of Filing, <i>Memorandum in Response to Novell's Letter Concerning Documents Not in Evidence</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 11/21/2011)
11/21/2011	312	DECLARATION of Steven L. Holley <i>in Support of Microsoft's Memorandum in Response to Novell's Letter Concerning Documents Not in Evidence</i> filed by Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G)(Jardine, James) (Entered: 11/21/2011)
11/21/2011	371	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/21/2011. Jury present. Evidence received, testimony taken. Jurors are excused and directed to return 11/22/2011 @ 8:00 a.m. to resume trial. Attorney for Plaintiff: Jeff Johnson, Esq; Paul Taskier, Esq; Max Wheeler, Esq; John Schmidlein, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Steve Holley, Esq; Adam Paris, Esq. (tab) (Entered: 12/13/2011)
11/22/2011	313	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/22/2011. Jury present. Evidence received, testimony taken. Jurors are directed to return 11/22/2011 @ 8:00 a.m. to resume trial. Outside the presence of the jury, the court hears argument on Defendant's Motion for Judgment As a Matter of Law. The court reserves ruling on motion. Attorney for Plaintiff: Jeff Johnson, Esq; Paul Taskier, Esq; John Schmidlein, Esq, Miriam Vishio, Esq; Max Wheeler, Esq., Attorney for Defendant: David Tulchin, Esq; Steve Holley, Esq; Sharon Nelles, Esq; James Jardine, Esq. Court Reporter: Patti Walker, Ed Young, Becky Janke, Kelly Hicken. (tab) (Entered: 11/22/2011)
11/27/2011	314	NOTICE OF FILING of Letter Regarding Corrected Exhibit A re 296 Notice of Filing of <i>Novell's Proffer of Evidence Regarding the Testimony of</i>

		<i>Professor Roger G. Noll</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit A)(Johnson, Jeffrey) (Entered: 11/27/2011)
11/28/2011	315	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/28/2011. Jury present. Evidence received, testimony taken. Jurors are directed to return 11/29/2011 @ 8:00 a.m. to resume trial. Attorney for Plaintiff: John Schmittlein, Esq; Jeff Johnson, Esq; Paul Taskier, Esq; Miriram Vishio, Esq; Max Wheeler, Esq., Attorney for Defendant: James Jardine, Esq; Sharon Nelles, Esq; Steve Holley, Esq; David Tulchin, Esq. Court Reporter: Laura Robinson, Ed Young, Patti Walker. (tab) (Entered: 11/28/2011)
11/29/2011	316	NOTICE OF FILING of <i>Letter to the Honorable J. Frederick Motz dated November 29, 2011</i> filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Jardine, James) (Entered: 11/29/2011)
11/29/2011	317	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/29/2011. Jury present. Evidence received, testimony taken. Jurors are directed to return 11/20/2011 @ 8:00 a.m. to resume trial. Outside the presence of the jury, the court meets with counsel to discuss pending motions. Novell will respond to Microsoft's letter filed today, 11/29/2011 re: Spoliation Jury Instruction. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmittlein, Esq; Miriam Vishio, Esq; Paul Taskier, Esq; Max Wheeler, Esq., Attorney for Defendant: Steve Holley, Esq; David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq. Court Reporter: Patti Walker, Ed Young, Becky Janke. (tab) (Entered: 11/29/2011)
11/29/2011	318	MOTION to Preclude the Testimony of Jack Blount Due to Microsoft's Failure to Identify Him in its Witness List or Pretrial Disclosures filed by Plaintiff Novell. (English, Maralyn) (Entered: 11/29/2011)
11/29/2011	319	MEMORANDUM in Support re 318 MOTION to Preclude the Testimony of Jack Blount Due to Microsoft's Failure to Identify Him in its Witness List or Pretrial Disclosures filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E)(English, Maralyn) (Entered: 11/29/2011)
11/30/2011	321	NOTICE OF FILING of <i>Letter to the Honorable J. Frederick Motz</i> filed by Defendant Microsoft. (Gao, Qian) (Entered: 11/30/2011)
11/30/2011	322	NOTICE OF FILING of <i>Letter in Response re 316 Notice of Filing of Letter to Judge Motz</i> filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Johnson, Jeffrey) (Entered: 11/30/2011)
11/30/2011	372	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 11/30/2011. Jury present. Evidence received, testimony taken. Jurors are excused and directed to return 12/01/2011 @ 8:00 a.m. Attorney for Plaintiff: Jeff Johnson, Esq; Paul Taskier, Esq; Max Wheeler, Esq; John Schmittlein, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Steve Holley, Esq; Adam Paris, Esq. (tab) (Entered: 12/13/2011)
12/01/2011	323	MEMORANDUM in Opposition re 318 MOTION to Preclude the Testimony

		of Jack Blount Due to Microsoft's Failure to Identify Him in its Witness List or Pretrial Disclosures filed by Defendant Microsoft. (Jardine, James) (Entered: 12/01/2011)
12/01/2011	324	AFFIDAVIT/DECLARATION of Steven L. Holley in Opposition re 318 MOTION to Preclude the Testimony of Jack Blount Due to Microsoft's Failure to Identify Him in its Witness List or Pretrial Disclosures filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Jardine, James) (Entered: 12/01/2011)
12/01/2011	326	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/1/2011. Jury present. Evidence received, testimony taken. Jurors are excused and directed to return 12/02/2011 @ 8:00 a.m. to resume trial. Outside the presence of the jury, the Court hears argument on Objections to Certain Exhibits (docket #293) and Motion to Exclude Witness Blount (docket #318). The Court rules on certain exhibits and reserves on others. Plaintiff will file supplemental memo re: the admission of certain exhibits. Mr. Blount will be allowed to testify and plaintiff will depose the witness. Deposition is limited to 2 to 2.5 hours. The Court will not allow a jury instruction regarding spoliation. Attorney for Plaintiff: Jeff Johnson, Esq; Alex Hassid, Esq; John Schmidlein, Esq; Miriram Vishio, Esq; Max Wheeler, Esq; Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; Jim Jardine, Esq; Steve Holley, Esq; Adam Paris, Esq; Qian Gao, Esq; Heidi Bradley, Esq. Court Reporter: Laura Robinson, Patti Walker, Kelley Hicken. (tab) (Entered: 12/02/2011)
12/02/2011	325	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/2/2011. Jury present. Evidence received, testimony taken. Jurors are excused and directed to return 12/01/2011 @ 8:00 a.m. to resume trial. Attorney for Plaintiff: Jeff Johnson, Esq; Alex Hassid, Esq; Max Wheeler, Esq; Paul Taskier, Esq; Miriam Vishio, Esq; Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Steve Holley, Esq; Court Reporter: Kelly Hicken, Laura Robinson, Patti Walker. (tab) (Entered: 12/02/2011)
12/02/2011	333	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/2/2011. Evidence received, testimony taken. Jurors are directed to return 12/05/2011 @ 8:00 a.m. Out of the presence of the jury, the Court has received two juror questions. Copies of questions were given to counsel and will be discussed on 12/05/2011. Rule 50 motion is denied without prejudice. The deposition of Mr. Blount will take place this weekend. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmidlein, Esq; Max Wheeler, Esq; Alex Hassid, Esq; Erin Burns, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Steve Holley, Esq; Adam Paris, Esq. Court Reporter: Ed Young, Patti Walker, Becky Janke. (tab) (Entered: 12/05/2011)
12/04/2011	327	MOTION to Limit the Testimony of John Bennett filed by Plaintiff Novell. (English, Maralyn) (Entered: 12/04/2011)
12/04/2011	328	MEMORANDUM in Support re 327 MOTION to Limit the Testimony of John Bennett filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2

		Exhibit B)(English, Maralyn) (Entered: 12/04/2011)
12/05/2011	329	STIPULATION <i>Regarding Documents Discovered by Former Novell/WordPerfect Employee Craig Bushman</i> by Microsoft, Novell. (Jardine, James) (Entered: 12/05/2011)
12/05/2011	330	Proposed Jury Instructions by Microsoft. (Jardine, James) (Entered: 12/05/2011)
12/05/2011	331	NOTICE OF FILING of Letter re 330 Proposed Jury Instructions filed by Defendant Microsoft. (Jardine, James) (Entered: 12/05/2011)
12/05/2011	332	Proposed Jury Verdict by Defendant Microsoft. (Jardine, James) (Entered: 12/05/2011)
12/05/2011	334	NOTICE OF FILING of Letter <i>Regarding Proposed Answers to Juror Questions</i> filed by Plaintiff Novell. (Johnson, Jeffrey) (Entered: 12/05/2011)
12/05/2011	335	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/5/2011. Jury present. Evidence received, testimony taken. Jurors are directed to return 12/06/2011 @ 8:00 a.m. to resume trial. Out of the presence of the jury, the Court meets with counsel to discuss trial schedule. Jury questions will be answered 12/06/2011. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmidtlein, Esq; Erin Burns, Esq; Alex Hassid, Esq; Max Wheeler, Esq., Attorney for Defendant: David Tulchin, Esq; Steve Holley, Esq; Sharon Nelles, Esq; Adam Paris, Esq; Jim Jardine, Esq. Court Reporter: Ed Young, Laura Robinson, Beck Janke. (tab) (Entered: 12/05/2011)
12/05/2011	336	NOTICE OF FILING of Memorandum Regarding Proposed Final Jury Instructions and Verdict Forms filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(English, Maralyn) (Entered: 12/05/2011)
12/06/2011	337	NOTICE OF FILING of Letter to the Honorable J. Frederick Motz, dated December 6, 2011 filed by Defendant Microsoft. (Jardine, James) (Entered: 12/06/2011)
12/06/2011	338	MOTION to Limit the Testimony of Willard E. Peterson and Jack B. Blount filed by Plaintiff Novell. (English, Maralyn) (Entered: 12/06/2011)
12/06/2011	339	MEMORANDUM in Support re 338 MOTION to Limit the Testimony of Willard E. Peterson and Jack B. Blount filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(English, Maralyn) (Entered: 12/06/2011)
12/06/2011	340	NOTICE OF FILING of Memorandum in Response to Novell's Proposed Final Jury Instructions re 336 Notice of Filing filed by Defendant Microsoft. (Jardine, James) (Entered: 12/06/2011)
12/06/2011	341	NOTICE OF FILING of Memorandum in Response to Novell's Proposed Final Jury Verdict Forms re 336 Notice of Filing filed by Defendant Microsoft. (Jardine, James) (Entered: 12/06/2011)

12/06/2011	342	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for SDT served on Alpha Bay Corporation on 12-05-2011, filed by Plaintiff Novell. (Wheeler, Max) (Entered: 12/06/2011)
12/06/2011	343	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for SDT served on Jack Bishop Blount on 12-05-2011, filed by Plaintiff Novell. (Wheeler, Max) (Entered: 12/06/2011)
12/06/2011	344	MEMORANDUM in Opposition re 327 MOTION to Limit the Testimony of John Bennett filed by Defendant Microsoft. (Jardine, James) (Entered: 12/06/2011)
12/06/2011	345	AFFIDAVIT/DECLARATION of Steven L. Holley in Opposition re 327 MOTION to Limit the Testimony of John Bennett filed by Defendant Microsoft. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(Jardine, James) (Entered: 12/06/2011)
12/06/2011	352	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/6/2011. Jury present. Evidence received, testimony taken. Jurors are excused and directed to return 12/07/2011 @ 8:00 a.m. Out of the presence of the jury, the Court meets with counsel to discuss jurors questions and jury instructions. Attorney for Plaintiff: Jeff Johnson, Esq; Paul Taskier, Esq; Max Wheeler, Esq; John Schmidtlein, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Steve Holley, Esq; Adam Paris, Esq. Court Reporter: Bekcy Janke, Ed Young, Patti Walker. (tab) (Entered: 12/08/2011)
12/07/2011	346	NOTICE OF FILING of Letter to the Honorable J. Frederick Motz filed by Defendant Microsoft. (Jardine, James) (Entered: 12/07/2011)
12/07/2011	347	NOTICE OF FILING of Letter to the Honorable J. Frederick Motz filed by Defendant Microsoft. (Attachments: # 1 Microsoft's Handwritten Markup of Proposed Jury Instructions, # 2 Microsoft's Handwritten Markup of Proposed Jury Verdict Form)(Jardine, James) (Entered: 12/07/2011)
12/07/2011	348	NOTICE OF FILING of Objections and Suggestions Regarding the Court's Tentative Jury Instructions and Verdict Form filed by Plaintiff Novell. (Attachments: # 1 Exhibit A (redlined version of Court's tentative instructions, indicating Novell's proposed changes), # 2 Exhibit B (Novell's proposed verdict form))(English, Maralyn) (Entered: 12/07/2011)
12/07/2011	349	REPLY to Response to Motion re 327 MOTION to Limit the Testimony of John Bennett filed by Plaintiff Novell. (English, Maralyn) (Entered: 12/07/2011)
12/07/2011	353	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/7/2011. Jury present. Evidence received, testimony taken. Jurors are excused and directed to return 12/08/2011 @ 8:00 a.m. to resume trial. Out of the presence of the jury, the Court meets with counsel to discuss jury instructions. Attorney for Plaintiff: Jeff Johnson, Esq; Paul Taskier, Esq; Max Wheeler, Esq; John Schmidtlein, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Steve Holley, Esq; Adam Paris, Esq. Court Reporter: Ed Young, Laura Robinson, Kelly Hicken.

		(tab) (Entered: 12/08/2011)
12/07/2011	357	**RESTRICTED DOCUMENT** RETURN OF SERVICE Executed for Subpoena served on Jack Bishop Blount on 12/05/2011, filed by Plaintiff Novell. (asp) (Additional attachment(s) added on 12/9/2011: # 1 Main Document) (asp). (Entered: 12/09/2011)
12/08/2011	351	NOTICE OF FILING of Letter in Response re 346 Notice of Filing filed by Plaintiff Novell. (Johnson, Jeffrey) (Entered: 12/08/2011)
12/08/2011	354	MOTION to Seal document filed by Defendant Microsoft. (Attachments: # 1 Memorandum in Support of Motion for Leave to File Under Seal, # 2 Proposed Order)(Jardine, James) Modified on 12/8/2011 ; changed relief from for Leave to File to to Seal (asp). (Entered: 12/08/2011)
12/08/2011	355	DOCKET TEXT ORDER granting 354 Motion to Seal, subject to a motion by Novell to unseal, if Novell deems it appropriate. Signed by Judge J. Frederick Motz on 12/08/2011. No attached document. (asp) (Entered: 12/08/2011)
12/08/2011	356	NOTICE OF FILING of Letter to the Honorable J. Frederick Motz filed by Defendant Microsoft. (Jardine, James) (Entered: 12/08/2011)
12/08/2011	365	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/8/2011. Evidence received, testimony taken. Jurors are excused at 9:30 a.m. and directed to return 12/12/2011 @ 8:30 a.m. to resume trial. Out of the presence of the jury, the Court discusses jury instructions and the testimony of Dr. Bennett. Attorney for Plaintiff: Jeff Johnson, Esq; Paul Taskier, Esq; Max Wheeler, Esq; John Schmidlein, Esq., Attorney for Defendant: David Tulchin, Esq; Steve Holley, Sharon Nelles, Esq; James Jardine, Esq; Adam Paris, Esq. Court Reporter: Patti Walker, Kelly Hicken. (tab) (Entered: 12/12/2011)
12/09/2011	358	NOTICE OF FILING of Letter Regarding the Court's Tentative Jury Instructions in Response re 356 Notice of Filing filed by Plaintiff Novell. (Johnson, Jeffrey) (Entered: 12/09/2011)
12/09/2011	359	NOTICE OF FILING of Letter to the Honorable J. Frederick Motz re 358 Notice of Filing of <i>Novell's Letter Regarding the Court's Tentative Jury Instructions</i> filed by Defendant Microsoft. (Jardine, James) (Entered: 12/09/2011)
12/11/2011	360	MOTION to Preclude Improper Rebuttal filed by Defendant Microsoft. (Jardine, James) (Entered: 12/11/2011)
12/11/2011	361	MEMORANDUM in Support re 360 MOTION to Preclude Improper Rebuttal filed by Defendant Microsoft. (Jardine, James) (Entered: 12/11/2011)
12/11/2011	362	AFFIDAVIT/DECLARATION of Steven L. Holley in Support re 360 MOTION to Preclude Improper Rebuttal filed by Defendant Microsoft. (Jardine, James) (Entered: 12/11/2011)
12/11/2011	363	NOTICE OF FILING of Letter <i>Regarding Juror Questions</i> filed by Plaintiff

		Novell. (Johnson, Jeffrey) (Entered: 12/11/2011)
12/12/2011	364	NOTICE of Filing of Letter to The Honorable J Frederick Motz by Microsoft (Jardine, James) (Entered: 12/12/2011)
12/12/2011	366	NOTICE OF FILING of Letter Regarding the Court's Tentative Jury Instructions and Verdict Form in Response re 359 Notice of Filing filed by Plaintiff Novell. (Johnson, Jeffrey) (Entered: 12/12/2011)
12/12/2011	367	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/12/2011. Jury present. Evidence received, testimony taken. The defendant rests. Jurors are excused at 12:35 and directed to return 12/13/2011 @ 8:00 a.m. to resume trial. Out of the presence of the jury, the Court denies renewed motion for a directed verdict. The Court further denies plaintiff's motion to re-open case. The Court will not allow further testimony about Quattro Pro. Proposed jury instruction and verdict form will be given to counsel by the end of the day. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmidlein, Esq; Paul Taskier, Esq; Max Wheeler, Esq., Attorney for Defendant: David Tulchin, Esq; Steve Holley, Esq; Sharon Nelles, Esq; James Jardine, Esq. Court Reporter: Kelly Hicken, Patti Walker, Laura Robinson. (tab) (Entered: 12/12/2011)
12/12/2011	368	NOTICE OF FILING of Letter to the Honorable J. Frederick Motz regarding Verdict Form and Jury Instructions filed by Defendant Microsoft. (Attachments: # 1 Microsoft's Handwritten Suggested Revisions to the Verdict Form, # 2 Microsoft's Handwritten Suggested Revisions to the Jury Instructions)(Jardine, James) (Entered: 12/12/2011)
12/12/2011	369	NOTICE OF FILING of Microsoft's Trial Exhibit List filed by Defendant Microsoft. (Attachments: # 1 Exhibit A)(Jardine, James) (Entered: 12/12/2011)
12/12/2011	370	NOTICE OF FILING of Letter Regarding Novell's Proposed Changes to Jury Instructions and Verdict Form in Response re 368 Notice of Filing, filed by Plaintiff Novell. (Attachments: # 1 Exhibit (Novell's Proposed Changes to Verdict Form), # 2 Exhibit (Novell's Proposed Changes to Jury Instructions)) (Johnson, Jeffrey) (Entered: 12/12/2011)
12/13/2011	373	Jury Trial Witness List by the court. (tab) (Entered: 12/13/2011)
12/13/2011	374	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/13/2011. Jury present. Plaintiff will not call rebuttal witnesses. Closing arguments are heard. Jurors are excused at 2:00 p.m. and directed to return 12/14/2011 @ 8:00 a.m. for jury instructions and deliberations. Attorney for Plaintiff: Jeff Johnson, Esq; John Schmidlein, Esq; Miriam Vishio, Esq; Paul Taskier, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; Steve Holley, Esq; James Jardine, Esq. Court Reporter: Patti Walker, Ed Young, Kelly Hicken. (tab) (Entered: 12/13/2011)
12/13/2011	375	NOTICE OF FILING of Proffer in Response to Microsoft's Motion to Preclude "Improper Rebuttal" filed by Plaintiff Novell. (English, Maralyn) (Entered: 12/13/2011)

12/13/2011	376	NOTICE OF FILING of Plaintiff's Exhibit List filed by Plaintiff Novell. (English, Maralyn) (Entered: 12/13/2011)
12/13/2011	377	NOTICE of Letter regarding Novell's summation by Microsoft (Jardine, James) (Entered: 12/13/2011)
12/13/2011	378	NOTICE OF FILING of Letter in Response re 377 Notice (Other) filed by Plaintiff Novell. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Johnson, Jeffrey) (Entered: 12/13/2011)
12/14/2011	379	NOTICE of Letter regarding Novell's summation by Microsoft (Jardine, James) (Entered: 12/14/2011)
12/14/2011	384	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/14/2011. Jury present. Jury instructions are given by the Court. The CSO is sworn. Jury deliberations begin @ 8:45 a.m. Jury questions are received at 11:15 a.m., 1:00 p.m., 1:35 p.m, 3:25 p.m., 4:47 p.m. and 6:00 p.m. At 7:00 p.m., the Court calls jurors into the courtroom and answers last two questions in open court and releases jurors for the day with instructions to return 12/15/2011 @ 8:00 a.m. to continue deliberations. Court is in recess beginning at 7:15 p.m. Attorney for Plaintiff: Jeff Johnson, Esq; Paul Taskier, Esq; Max Wheeler, Esq; John Schmidlein, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Steve Holley, Esq; Adam Paris, Esq. Court Reporter: Ed Young, Kelly Hicken, Ed Young. (tab) (Entered: 12/15/2011)
12/15/2011	380	NOTICE of Filing of Letter to the Honorable J. Frederick Motz by Microsoft (Jardine, James) (Entered: 12/15/2011)
12/15/2011	381	NOTICE of Filing of Letter to the Honorable J. Frederick Motz by Microsoft (Jardine, James) (Entered: 12/15/2011)
12/15/2011	382	NOTICE of Letter by Microsoft (Jardine, James) (Entered: 12/15/2011)
12/15/2011	383	NOTICE OF FILING of Letter Regarding Testimony of Professor Noll in Response re 382 Notice (Other) filed by Plaintiff Novell. (Johnson, Jeffrey) (Entered: 12/15/2011)
12/15/2011	385	Minute Entry for proceedings held before Judge J. Frederick Motz: Jury Trial held on 12/15/2011. Jury deliberations continue. Juror questions are received at 8:05 a.m., 12:25 p.m., and 3:15 p.m. At 3:30, jurors are brought into the courtroom and given an Allen Charge by the Court. Jurors are released at 7:00 p.m. and directed to return 12/16, 2011 @ 8:00 a.m. to resume deliberations. Attorney for Plaintiff: Jeff Johnson, Esq; Paul Taskier, Esq; Max Wheeler, Esq; John Schmidlein, Esq., Attorney for Defendant: David Tulchin, Esq; Sharon Nelles, Esq; James Jardine, Esq; Steve Holley, Esq; Adam Paris, Esq. Court Reporter: Kelly Hicken. (tab) (Entered: 12/16/2011)

