From: Ken Kundert
To: Microsoft ATR
Date: 1/28/02 1:43am
Subject: Microsoft Settlement

It is clear to me that the DOJ caved in to intense lobbying pressure when it agreed to the current settlement. That is the only way to explain it. Anybody that has paid any attention to Microsoft's behavior of the last decade knows that this settlement will have no significant impact on Microsoft. They will ignore it like they ignored both the law and the restrictions that they agreed to in the past. Furthermore, I do not believe that they would have been offered this settlement had they not improperly influenced both the Executive Branch and our law makers. Giving Microsoft this settlement shows the people of the United States and the world that justice in America does not apply to the very wealthy.

It is my sincere hope that the original spirit of the Tunney act is followed. If so, I confident that it will come out that Microsoft was able to buy a very favorable settlement. At the very least, I hope that you reject the DOJ settlement and go with the settlement proposal of the 9 dissident states. Better yet, I hope you return to the idea of breaking up Microsoft. I have been involved in the software industry for 20 years, though I have never been directly or indirectly employed by either Microsoft or its competitors, and I can say with great confidence that Microsoft, with its monopoly position, has slowed the progress of the computer industry by at least 10 years. The cost of not having competitors to its buggy and insecure software has been vast. Breaking up Microsoft will be the best thing for consumers.

Ken Kundert