

From: Kevin Port
To: Microsoft ATR
Date: 1/28/02 2:03pm
Subject: Please See Attachment - Microsoft

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Thank you,

K. Port

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MTC-00028296_0002

Kevin Port
250 Gorge Road # 29D
Cliffside Park, NJ 07010

January 28, 2002

Attorney General John Ashcroft
US Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530

Dear Mr. Ashcroft:

After three years of seemingly endless litigation, I was frankly relieved to hear that Microsoft had reached a tentative settlement with the Justice Department in November. This settlement is good for consumers and therefore no further action is needed on the federal level.

The terms of the settlement cover many areas and will require numerous concessions from Microsoft. One area of concession is in relation to intellectual property rights. Microsoft has agreed that if a third party's exercise of any options provided for by the settlement would infringe any Microsoft intellectual property right, Microsoft will provide the third party with a license to the necessary intellectual property on reasonable and non-discriminatory terms. And to assure this provision and every other one is followed, Microsoft will be monitored by a three-member Technical Committee.

As a former worker in the tech industry, I understand the importance of Microsoft's products to our economy. Although I did not feel this suit had any merit to begin with, I realize at this point the best development is to move forward. I hope your support for this settlement continues and that the recent suit by AOL will also be terminated. It is not worth the time and money of the Justice Department to continue to pursue these actions against Microsoft, a successful, entrepreneurial company, that has contributed to the success of the U.S. economy and our technological breakthroughs. Without the efforts of Microsoft, the global computer industry would not have the standards and success we witness today.

Sincerely,

Kevin Port