From: Dr. W. Curtiss Priest
To: Microsoft ATR,W. Curtiss Priest
Date: 1/28/02 5:44pm
Subject: Proposed Microsoft settlement: woefully insufficient

Dear Justice Department,

As a software innovator and holder of several software patents, I have first hand knowledge of how extremely brutal, unfair and bullying Microsoft is to others in the industry. I was involved for five years in negotiation, arbitration and potential legal action against Microsoft which only caused Microsoft to spend incredible resources to deny me and Humanic Systems any just and due compensation for our innovative work.

In my opinion, as President of Humanic Systems, a company that was (above) abused by Microsoft regarding our intellectual property for significant components of Microsoft Outlook, the proposed remedy is extremely inadequate:

1. It does not provide substantial redress for the prior losses caused by MS on others

2. Secrecy provisions undermind the ability to obtain API information and will systematically be used by MS, in my opinion, to continue its monopoly stranglehold

3. There are no structural remedies, and, without those, the 'fascist' mindset of Ballmer and Gates will continue to dominate the thinking of each and every employee

4. Microsoft's stated opinions about various forms of open software, being a "cancer" undermines the ability for consumers to get the maximum benefit for the least cost

   This position, alone, demonstrates that they want "all the marbles" and it is a "winner take all" game

   Consider, for example, a PBS documentary about extreme competition as taught within the Gates family as Mr. Gates grew up

   This person does not know the word cooperation,

and, without extremely directive measures,
will never show cooperation to the rest of
the software industry that is slowly dying
under his ruthless hand.

Very truly yours,

Dr. W. Curtiss Priest

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Director, Center for Information, Technology & Society

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Risks, Concerns and Social Legislation, 1988 (Westview Press)

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