From: Walter Shultz
To: Microsoft ATR
Date: 1/23/02 6:48am
Subject: Microsoft Settlement

There are many factors which render the proposed final judgement both ineffective and incomplete. One argument which bears the burden of many industry concerns is that of Dan Kegel's open letter to the DOJ (http://www.kegel.com/remedy/letter.html). This references his essay on the topic which can be found at (http://www.kegel.com/remedy/remedy2.html). These documents are well written and contain much information overlooked by the drafters of the PFJ. I have asked that my name be added to the open letter.

Even these points do not complete the argument against Microsoft's monopolistic activities. It is evident that the drafters of the judgement have not been educated to a sufficient understanding of the enormous technical details which comprise the history of Microsoft's monopoly. These are, of course, too many to be discussed in a brief email. Please however consider the following:

* Microsoft's policy of trademarking common industry terms (such as 'windows', 'office', 'access', etc.) To the end of excluding competitors' use of standard terms in the names of their products. 'Windows' for example is a name in use by the 'X Windows' system for the Unix well before 'Microsoft Windows' came to market.

* Microsoft's habit/policy of modifying standard programming languages(to optimize them for the Microsoft Windows platform) and passing them off as the original standards.

This is demonstrated in the development of 'Microsoft Visual C++'(a 'version' of the C++ programming language for 'Microsoft Windows') and J++(a 'version' of Sun

Microsystems' Java programming language. Since the suit with Sun, Microsoft has begun calling their version 'Active X') Sadly, programmers who are educated using

Microsoft's non-standard language versions may have difficulty writing for any platform but 'Microsoft Windows' since these versions do not use standard development

libraries. Thus the pool of development talent for competing operating systems is effectively decreased by flooding the market with these altered languages.

Thank you for your time. I wish you all the luck you will certainly need in effectively considering judgements in this case.

Sincerely,

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