IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

Plaintiff,

Civil Action No. 98-1232 (CKK)

v.

Next Court Deadline: December 12, 2002

MICROSOFT CORPORATION,

Defendant.

PLAINTIFF'S MOTION FOR APPOINTMENT OF DR. HARRY J. SAAL AND FRANKLIN FITE, JR. AS MEMBERS OF THE TECHNICAL COMMITTEE

Pursuant to Section IV.B.3.b of the Final Judgement in the above-captioned case,

Plaintiff, the United States of America, moves this Court for entry of an order appointing Dr.

Harry J. Saal and Franklin Fite, Jr. as Members of the Technical Committee. In support of this

Motion, Plaintiff files herewith a Memorandum in Support of Motion for Appointment of

Technical Committee Members. It is Plaintiff's understanding that Plaintiff states in State of

New York, et al., v. Microsoft Corporation, CA No. 98-1233 (CKK), the States of New York,

Ohio, Illinois, Kentucky, Louisiana, Maryland, Michigan, North Carolina, and Wisconsin (the

"Settling States"), will file a parallel motion in that case.

Dated: November ____, 2002

Respectfully submitted,

PHILLIP R. MALONE RENATA B. HESSE PAULA L. BLIZZARD

PATRICIA A. BRINK JOAN V. FARRAGHER JEFFREY D. NEGRETTE BARBARA J. NELSON JEFFREY J. VANHOOREWEGHE

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