IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Civil Action No. 98-1232 (CKK)

Next Court Deadline: December 12, 2002

MICROSOFT CORPORATION,

Defendant.

PLAINTIFF'S MOTION FOR AN EXTENSION OF TIME TO NOMINATE THE THIRD TECHNICAL COMMITTEE MEMBER

Plaintiff, the United States of America, moves this Court for an extension of time to nominate the third Technical Committee ("TC") member pursuant to Sections IV.B.1 and IV.B.3.c and d of the Final Judgment in this case. Pursuant to the discussion with the Court held on the record on December 11, 2002, Plaintiff moves for an extension of forty-five days until January 27, 2003 to nominate the third member of the TC. A proposed order is attached.

Dated: December ____, 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 *Trial Attorneys* U.S. Department of Justice Antitrust Division 600 E Street, N.W. Suite 9500 Washington, D.C. 20530 202/514-8276