

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MICROSOFT CORPORATION,

Defendant.

Civil Action No. 98-1232 (CKK)

Next Court Deadline: November 16, 2009
Supplemental Status Report

**SUPPLEMENTAL STATUS REPORT ON
MICROSOFT'S COMPLIANCE WITH THE FINAL JUDGMENTS**

Microsoft hereby files its Monthly Supplemental Status Report regarding its compliance with the Final Judgments.

I. Technical Documentation

A. Microsoft's Progress in Resolving Technical Documentation Issues ("TDIs") through September 30, 2009

The current status of TDIs identified in the MCPP documentation through September 30, 2009, is noted in the chart below.¹

¹ The August TDI numbers reported in this chart differ slightly from the numbers provided in the previous Supplemental Status Report because the dynamic nature of tracking TDIs in multiple databases occasionally results in categorization and exact TDI closure dates changing after the previous reporting period.

	As of 8/31/2009	Period Ended 9/30/2009
Priority 1 TDIs Submitted by the TC		
Submitted this period		148
Closed this period		33
Outstanding	591	706
Priority 2 TDIs Submitted by the TC		
Submitted this period		295
Closed this period		166
Outstanding	767	896
Priority 3 TDIs Submitted by the TC		
Submitted this period		180
Closed this period		41
Outstanding	356	495
TC Submitted		623
TC Closed		240
TC Outstanding	1714	2097
TDIs Identified by Microsoft		
Identified this period		283
Closed this period		367
Microsoft Outstanding	379	295
TDIs Identified by Licensees²		
Identified this period		17
Closed this period		12
Licensees Outstanding	11	16
TDIs Identified by TC in Overview/Reference Materials		
Identified this period		2
Closed this period		0
Overview Outstanding	12	14
Total Outstanding	2116	2422

2

In most cases, licensees do not open TDIs themselves. Licensees generally ask Microsoft questions about the documentation. Most questions do not result in any TDIs. In some cases, questions from licensees result in a TDI being filed by the Microsoft employees involved in answering the licensees' questions. In these circumstances, Microsoft categorizes the TDI as a licensee TDI.

The total number of outstanding TC-generated TDIs in September shown in the chart above is higher than it was for the prior period due to the necessary lag as new TDIs are processed and closed. In addition, TC-generated TDIs remain open as a formal matter until revised documents reflecting the agreed-upon changes have been published through Microsoft's six-week publication cycle and verified again by the TC.

II. Technical Documentation Testing and Licensee Support

Microsoft's testing of the Windows 7 documentation is progressing and is expected to be completed in approximately June 2010.

A. Interoperability Lab

In late September, representatives from the Samba organization completed a productive week-long session in the Interoperability Lab. Feedback received from the Samba team was positive.

Microsoft continues to make various resources available to assist licensees in using the technical documentation. Microsoft's Interoperability Lab remains open and available for use by licensees. At least one MCPP licensee is scheduled to use the Interoperability Lab at the end of October, and planning for that session is underway.

B. Plug-fests

The Storage Developer Conference ("SDC") was held September 14 – 17, 2009 in Santa Clara, CA. For the second year in a row, Microsoft sponsored a plug-fest at the event itself. The event this year attracted even more participants, including: Apple Inc., Blue Coat Systems, Inc., Cisco Systems, Inc. (Bulgaria), Exar Corporation/Hifn, Inc., Intel Corporation, Isilon Systems, Inc., NetApp Inc., Nexenta Systems, Inc., Quantel Ltd., the Samba organization, Sun Microsystems, Inc., Symas Corporation, SwiftTest, Inc., ubiqx Consulting, Inc., Visuality Systems Ltd., and Whiptail Technologies.

Planning is underway for the next weeklong plug-fest focused on Active Directory protocols, which is scheduled for January 2010 on the Microsoft campus.

III. Technical Documentation Team Staffing

Robert Muglia, the President for Microsoft's Server and Tools Business, continues to manage the documentation effort along with additional senior product engineering team managers.

Approximately 500 Microsoft employees and contingent staff are involved in work on the MCPP technical documentation. Given the substantial overlap between the MCPP and the European Work Group Server Protocol Program, all of these individuals' work relates to both programs or is exclusive to the MCPP. Of these, approximately 259 product team engineers and program managers are actively involved in the creation and review of the technical content of the documentation, including periodic work on TDI resolution as well as developing new content for the next version of Windows Client and Windows Server. Because of varying areas of expertise, not all of these product team employees are working on the documentation at any given time. For example, many of the MCPP documents currently do not have any associated TDIs. In other months, these same product teams may have multiple TDIs to resolve and/or additional content to draft and spend most or all of their time on projects relating to the protocol documentation.

In addition, there are approximately 29 full-time employees and approximately 57 contingent staff working as technical writers, editors, and production technicians. Additionally, as the protocol testing effort continues, approximately 40 full-time employees and approximately 110 contingent and vendor staff work as software test designers, test engineers, and test architects. Microsoft will continue to apply the resources necessary to ensure compliance with the Final Judgments. Significant attention to and involvement in the technical documentation and the MCPP extend through all levels of the Microsoft organization and draw upon the resources of numerous product engineering, business, technical, and legal groups, as well as company management.

Dated: October 15, 2009

Respectfully submitted,

FOR DEFENDANT
MICROSOFT CORPORATION

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