

FTC
Office of the Secretary
600 Pennsylvania Ave., N.W.
Washington, D.C. 20580

494979
0123240-3

8/21/2002

RE: Microsoft Passport Settlement

To Whom It May Concern:

I am writing to inform you of my disappointment with the recent Microsoft Passport Settlement.

This settlement charged Microsoft with false representation on several parts, but my concern deals with the fact that the settlement lacks a penalty. Instead, it includes:

- (I) ... shall not misrepresent in any manner ... its information practices ...
 - a. They should have been following this from the beginning, not waiting until after they get caught.
 - b. They should not have to sign an agreement to obey the law.
 - c. This is basically saying "Don't do it again."
- (II) ... establish and maintain a comprehensive information security program ...
 - a. They must have had such a program, or one very similar, already in place if there was originally any security at all.
- (III) ... obtain ... an assessment and report from a ... third-party professional ...
 - a. It should be further stated that the third party must not have done work with Microsoft prior to, during, or in between these assessments other than this specific series of assessments, thereby avoiding any potential bias in the assessments.
 - b. Furthermore, it should be added that the third party must not receive any payment, gift, or benefit from Microsoft other than the exact dollar amount, which should be stated clearly in the agreement, for payment of the assessment, which cannot be raised or lowered without the FTC's approval. This measure is necessary to assure that there will be no form of bribery or additional compensation between Microsoft and the third party.
- (IV) ... upon request make available to the Federal Trade Commission ...
 - a. I currently have no complaints on this section.
- (V) ... deliver a copy of this order to all current and future ...
 - a. I currently have no complaints on this section.
- (VI) ... notify the commission ... of any change in the corporation ...
 - a. I currently have no complaints on this section.
- (VII) ... file ... a report ... setting forth ... the manner and form in which they have complied with this order.
 - a. I currently have no complaints on this section.

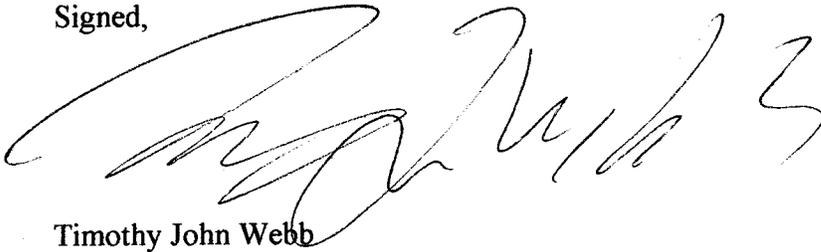
(VIII) This order will terminate 20 years ...

a. I currently have no complaints on this section.

The measures set forth in this agreement are essentially those that prohibit the reoccurrence of such a violation that inspired this very agreement. Nowhere in the agreement is there any penalty for violation of a federal law, such a fine or prison term. If a fine is pursued, then it should be a set amount, relative to the gross profits of the company, so that future violations by any company, regardless of the size or nature of the company, could be treated similarly and on similar terms and without bias or discrimination.

Thank you for taking the time to give serious consideration to the issues I have presented. I hope that justice will prevail.

Signed,

A handwritten signature in black ink, appearing to read 'Timothy Webb', with a large, stylized flourish extending to the right.

Timothy John Webb
18 Kentsdale Drive
Pennington, NJ 08534