

# **Exhibit 32**

UNITED STATES DISTRICT COURT  
DISTRICT OF MARYLAND

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IN RE MICROSOFT CORP. ANTITRUST LITIGATION	) ) ) MDL Docket No. 1332 )
Novell, Inc. V. Microsoft Corporation,	) Hon. J. Frederick ) Motz )
Civil Action No. JFM-05-1087	) )

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**DEPOSITION OF: Craig Bushman**

November 18, 2008 \* 9:05 a.m.

Location: Ray, Quinney & Nebeker  
86 North University Avenue, Suite 430  
Provo, Utah 84601

Reporter: Diana Kent, CSR, RPR, CRR  
Notary Public in and for the State of Utah

Videographer: Ryan Reverman, CLVS

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A P P E A R A N C E S

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1 on a number of senior management meetings. Do you  
2 recall when those meetings took place?

3 A. I don't recall the exact time. It may  
4 have been six months to a year after the acquisition.  
5 It was during the time when Novell was attempting to  
6 look at its product strategy that we were invited to  
7 attend.

8 Q. How many meetings were there that you  
9 attended?

10 A. With Bob Frankenberg's staff, two or  
11 three.

12 Q. And who else was there at that meeting,  
13 those meetings, those two or three meetings?

14 A. All of his executive management staff, and  
15 I don't remember all their names. I know  
16 specifically Mary Burnside, Joe Marengi, Bob  
17 Frankenberg and the rest of his senior management  
18 staff. There was also Mike Grayson, who is over all  
19 localization and publications for Novell, who came  
20 from the WordPerfect product side. And then my  
21 colleague, Thor Christensen, attended those with me.

22 Q. Where did those meetings take place?

23 A. San Jose, California.

24 Q. And what was discussed specifically at  
25 those meetings?

1 MR. FRAME: Object to form.

2 A. Well, there were a number of issues that  
3 were discussed that were unrelated to my job. But  
4 specifically we were invited, and we didn't always  
5 sit in on the whole meeting; we sat in on just the  
6 portions where we were asked to contribute.

7 Q. And what areas were you asked to  
8 contribute to?

9 A. The strategy of the localization of the  
10 WordPerfect product line.

11 Q. Earlier in your testimony today you  
12 discussed Microsoft's OEM, that Microsoft made OEM  
13 deals. What were you referring to specifically?

14 MR. FRAME: Object to form.

15 A. Well, we were aware that Microsoft had  
16 worked with PC makers, that in order to -- that -- my  
17 understanding was that they would sell the Windows  
18 operating system and they would also -- well,  
19 specifically it was that they were -- if you sold  
20 Windows operating system, you got Word for free. And  
21 that was something that was very difficult for us to  
22 compete with.

23 Q. What time frame are you referring to?

24 A. I think it was -- it was prior to the  
25 Novell acquisition and maybe during the acquisition

1 time frame, as well.

2 Q. How did Novell sell Perfect Office?

3 MR. FRAME: Object to form.

4 A. Well, Novell I think sold it through the  
5 WordPerfect distribution channel. I think it was  
6 working towards selling it through its own  
7 distribution channel. Novell was probably most  
8 well-known for its channel strength. And I don't  
9 know if it sold it direct or not. I think it was  
10 primarily a two-tier distribution model.

11 Q. And what were the distribution channels to  
12 which you were just referring?

13 A. We would sell to it a distributor like  
14 Ingram Micro who's a large distributor in the United  
15 States, and then they would sell it to their tier of  
16 distributors which were called resellers. And the  
17 resellers would then sell it to either end-user  
18 customers or corporations. But yes, we did sell it  
19 direct, as well, to large corporations.

20 Q. At the beginning of your last answer, was  
21 that describing the two-tier system?

22 A. Yes.

23 Q. What do you know about Microsoft's sales  
24 efforts with respect to selling Microsoft Office for  
25 Windows 3.0?

1 MR. FRAME: Objection. Calls for  
2 speculation.

3 A. I can't recall anything specifically.

4 Q. What do you know about Microsoft's sales  
5 efforts with respect to selling Microsoft Office for  
6 3.1.

7 MR. FRAME: Objection.

8 A. I can't answer specifically to the version  
9 number. I just know that they had a very aggressive  
10 marketing campaigns at the time.

11 Q. What impact, if any, was there to Novell  
12 from Microsoft's sales efforts?

13 MR. FRAME: Object to form.

14 A. From their sales efforts, I can't speak.  
15 From their marketing efforts, which were visible in  
16 the marketplace, they were putting a lot of money  
17 into their marketing campaigns.

18 MR. FRAME: Move to strike as  
19 nonresponsive.

20 Q. What were Microsoft's marketing efforts?

21 A. They put a lot of money into advertising,  
22 they put a lot of money into events like COMDEX,  
23 which were industry events, to demonstrate their  
24 products. Everywhere we, went they had a much bigger  
25 presence than us.

1 MR. FRAME: I object on form, and calls  
2 for a narrative.

3 Q. During your time at WordPerfect  
4 Corporation, were you involved in senior level  
5 management meetings discussing the merger?

6 A. No.

7 Q. Do you have personal knowledge of  
8 WordPerfect's head count at the time of the merger?

9 A. Not specifically. Only speculative  
10 numbers.

11 Q. Do you have personal knowledge of  
12 WordPerfect's profit and losses at the time of the  
13 merger?

14 A. No.

15 Q. Do you have personal knowledge of the cost  
16 of providing free customer support?

17 A. Not specifically.

18 Q. You testified earlier about the cycling  
19 team sponsorship.

20 A. Uh-huh (affirmative).

21 Q. When was that?

22 A. I don't even remember the year exactly. I  
23 think it may have been in 1993. Somewhere in that  
24 time frame.

25 Q. How is Novell managed?