

Comes v. Microsoft

CONFIDENTIAL AND PRIVILEGED ATTORNEY CLIENT COMMUNICATION

TO: RICHARD SPALDING

FR: JOHN CROLL

DA: 4/1/91

RE: MICROSOFT CHRONOLOGY

DATE	SUMMARY	RELATED DOCUMENTS
12/4/87	Offer by Bill Gates for Microsoft to support GO as an ISV for Windows	Letter dated 12/4/87
5/16/88	Response by Robert Carr to Gates' offer. Offer to demonstrate GO proof of concept and sharing of GO product plans on a confidential basis.	Letter dated 5/16/88
7/8/88 _	Nondisclosure agreement executed between GO and Bill Gates; restricts use of GO Information except 2s specifically provided in agreement	Nondisclosure agreement dated 7/8/88
7/11/88	Meeting at GO between Robert Carr and Bill Gates. Gave proof of concept demonstration to Gates of Pen-based computer and software. (a videotape exists of the proof of concept demonstration that GO was giving during this timeframe). Discussed Microsoft investing in GO. Gave Bill Gates GO business plan.	Robert Carr calendar; handwritten notes
9/25-27/88	Discussions between Jerry Kaplan and Mike Maples at Stewart Alsop conference. Maples told Kaplan that Microsoft should investigate writing software applications for GO operating system and was very encouraging about Microsoft doing so.	-



12/15/88	In the morning meeting held with Darrell Rubin (sp?) of MS to discuss networking. In the afternoon, meeting between Mike Maples (and staff) of Microsoft and Robert Carr where Carr showed video taped presentation of GO proof of concept. This tape still exists.	Handwritten notes
12/27/88	Discussion between Robert Carr and Jeff Raikes. Raikes thinks "this stuff is great."	Handwritten notes
2/6/89	Discussion between Robert Carr and Jeff Raikes regarding commitment of Microsoft personnel to work with GO. Suggestion that Victor Grabner be selected.	Handwritten notes
2/13/89	Executed Joint Project agreement between Microsoft and GO. Provides limitation on Microsoft use of GO information	Executed agreement; letter dated February 13, 1989
3/16/89	Discussion of Microsoft commitment to assign at least a 1/2 time employee to work on the joint project. Sates that the likely first step is for Microsoft employee to come to GO for a couple of days on indoctrination and learning.	E-mail dated 3/16/89
3/17/89	Conversation with Microsoft regarding who will be assigned to project	E-mail dated 3/17/89; Robert Carr notes dated 3/17/89
3/24/89	Letter to Jeff Raikes from Robert Carr discussing MS staff person who may be assigned to GO	Draft letter

3/29/89	Lengthy discussion between Robert Carr and Bill Gates wherein says Microsoft is not doing a handwriting recognition project; seemed interested in Carr proposal that Microsoft do sister apps for GO machine. Gates says he'll tell Maples that GO is worth spending more time on.	Handwritten notes
4/3/89	Phone call from Robert Cart to Mike Maples of Microsoft	E-mail dated 4/3/89
4/12/89	Phone call to Mike Maples from Robert Carr	E-mail dated 4/12/89
4/26/89	Letter to Jeff Raikes from Robert Carr re extension of Joint Project agreement	Letter dated 4/26/89
4/26/89	Preparation for Microsoft visit of 5/3/89; proposed agenda for meeting.	E-mail dated 4/26/89
4/27/89	Internal discussion of upcoming Microsoft meeting	Cart handwritten notes
5/3/89	Meeting between Lloyd Frink and Kathleen Schoenfelder of Microsoft and Robert Carr, Jerry Kaplan and Sue Toeniskoeter of GO. Robert Carr debated Lloyd Frink at length about whether Windows was the proper starting point for a pen-based system.	Agenda, minutes of meeting dated 5/4/89
5/4/89	E-mail from Robert Carr to Jonathan Lazarus of Microsoft regarding Windows 3 file system; discusses some recent conversations between Robert Carr and Lloyd Frink.	E-mail dated 5/4/89
5/4/89	Request from Robert Carr to Jerry Kaplan asking "which if any of the press backgrounders do you think its appropriate to give/share with Microsoft at their next visit?"	E-mail dated 5/4/89

5/5/89	Discussion of information to be provided to Microsoft during next visit	E-mail dared 5/5/89
5/5/89	Discussion of marketing information to be provided to Microsoft	E-mails dated 5/5/89
5/10/89	Discussion of scope of technical visit by Lloyd Frink on May 15 and 16 to due technical due diligence. Plan "is to set him up in a cubicle with a pile of documentation and a list of folks to visit for questions and to see some demos of various pieces."	E-mail dated 5/10/89
5/10/89	E-mail from Jerry Kaplan to Robert Carr discussing security measures to be put in place for Microsoft review of GO material at GO's site. Suggestion by Kaplan that "we request that he not remove (or copy) documents from the offices for the time being, and explain that this is not a personal criticism but reflects the early state and relative lack of definition of our relationship with MSFT at this time."	E-mail dated 5/10/89
5/10/89	Communication between Robert Carr and Gary Lang (GO point person for Lloyd Frink visit from Microsoft)	E-mail dated 5/10/89
5/11/89	Internal discussion regarding competitive efforts (including Microsoft)	E-mail dated 5/11/89
5/11/89	Setting up of meeting for Gary Lang to be briefed on Microsoft visit	E-mail dated 5/11/89
5/15/89	Meeting scheduled between Robert Carr and Lloyd Frink at GO to do technical due diligence. Gary Lang was GO contact person.	Robert Carr calendar, typed notes

5/16/89	Meeting scheduled between Robert Carr and Lloyd Frink at GO for Frink to do technical due diligence. Gary Lang was GO contact person.	Robert Carr calendar
5/22/89	Carr meeting with Raikes at SPA. Discussion centered around applications Microsoft would do for GO Operating System. Raikes mentions that Microsoft is talking to Japanese companies regarding a Microsoft handwriting recognition project	Robert Carr calendar; Carr handwritten notes
5/27/89	GO internal discussions regarding Microsoft "version of Windows for handwriting." Carr mentions that he'll "know a lot more about Windows H and the Works option after my June 8,9 trip to MSFT."	E-mail dated 5/27/89
5/31/89	GO internal discussion that Microsoft may be developing a competing product. Speculation that MS has an R&D project with Kyocera.	E-mail dated 5/31/89
6/2/89	GO internal discussion over concern that Microsoft may be developing competing product. Kaplan "a bit disturbed about this MSFT stuff, They 'aren't doing anything', but they have contracted with someone (probably Kyocera) to do something. Lloyd knows about this? Should we change our stance with them?"	E-mail dated 6/2/89

6/6/89	GO internal discussion regarding purpose of upcoming visit to Microsoft. Carr states: "I won't be describing our machine very much — my goal is mostly to learn more about what their handwriting version of Windows will be like, and to learn more about their object system. I want to let them do as much talking as possible. We (especially through my conversations with them) are doing a fair amount of posturing and positioning designed to stall them on competing with us and get as much cooperation and support from them as possible."	E-mail dated 6/6/89
6/8/89	Meeting between Robert Carr and Min Li of MS regarding MS Press publishing GO SDK.	Robert Carr calendar
6/9/89	Meeting between Robert Carr and Greg Heumann of GO with Lloyd Frink and Jeff Raikes at MS. MS asked GO to make proposal on how the companies might work together. Robert Carr took "mock-up model" of product to meeting.	Robert Carr calendar, Greg Heumann's handwritten notes
6/16/89	GO internal discussion regarding business proposal to Microsoft	Memorandum dated 6/16/89
6/28/89	Discussion between John Lazarus of Microsoft and Robert Carr	E-mail dated 6/28/89
7/18/89	Letter to Robert Carr from Party Stonesifer of Microsoft refusing GO request for Microsoft Press to publish GO SDK	Letter dated 7/18/89
7/19/89	Discussion between Robert Carr and Jeff Raikes regarding use by Microsoft of GO OS	E-mail dated 7/19/89
7/25/89	Telephone conversation between Robert Carr and Patty Stonesifer concerning explanation for Microsoft's refusal to publish GO SDK	Typed notes dated 7/25/89

7/28/89	GO proposals on how the companies might work together.	Draft letter from Robert Carr to Jeff Raikes dated 7/28/89
Summer, '89	Discussions with Microsoft regarding licensing	Handwritten notes
1/31/90	Competitive information on Microsoft gleaned at PC Forum, including Microsoft pressure on developers not to work with GO.	E-mail dated 1/31/90
7/18/90	E-mail from Jeff Raikes of Microsoft to Greg Stikeleather of GO in which Raikes thinks "it will be tough to establish a new environment."	E-mail dated 7/18/90
1/21/91	Purported discussions between Bill Gates of Microsoft and John Roach of Tandy wherein Gates purportedly tells Roach to pressure GRID not to do business with GO because a new pen-based OS would "confuse" the marketplace.	Conversation between Bruce Walter, Sales V.P. of GRiD and Paul Hammel of GO. Conversation between Bruce Walter and Celeste Dunn of GO.
3/13/91	Public demonstration of PenWindows at PC Forum in Tucson, AZ	E-mail dated 3/15/91
3/17/91	Public demonstration of PenWindows at SPA in San Francisco, CA	