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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA
2 FOR THE CITY AND COUNTY OF SAN FRANCISCO
3 DEPARTMENT 304
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7 COORDINATION PROCEEDINGS :
SPECIAL TITLE (RULE 1550(b)), JCCP No. 4106
8 : CLASS ACTION
9 : Videotaped Deposition of:
10 GREGORY RICHARDSON
MICROSOFT CASES, :

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15 Place: MARRIOTT HOTEL
16 Executive Board Room
100 North 100 West
17 Provo, Utah

18 Date: December 13, 2001
1:09 p.m.

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Reporter: Vickie W. Larsen, CSR/RPR

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1 is both the Explorer piece that presents the
2 presentation of your desktop, your startup menu, your
3 startup bar, everything that you see graphically as you
4 start Windows. And the file system shell extensions
5 are additions to either the file system or to that
6 graphical interface.

7 Q. Okay. Did WordPerfect ever have -- or
8 Novell -- ever have issues with Microsoft regarding
9 shell extensions?

10 A. Yes.

11 Q. Can you describe to the jury those issues
12 or problems.

13 A. There was more than one. The biggest one
14 in regard to the amount of effort that it cost us, was
15 the file extensions or the name space extensions.

16 Microsoft presented the APIs, or partial
17 API, for the name space extensions early in our
18 development process of WordPerfect 6.0. Looking at the
19 functionality that was provided, we liked the
20 functionality. We thought it was good technology and
21 we decided that was the approach we wanted to take for
22 presenting access to the file system from WordPerfect
23 and all associated programs, the entire suite.

24 We devoted a developer to that. Some
25 months after that -- that -- the API set was

1 introduced, Microsoft retracted that API and stated
2 that that was no longer going to be documented or
3 supported.

4 At that point we didn't have an option,
5 other than trying to make that same system work. Some
6 things on the -- in the file system we had to have
7 access to could only be accessed through that system.
8 Such as the network -- the network neighborhood.
9 Accessing those things from your application is
10 absolutely essential. You have to be able to read and
11 write documents from the network.

12 We initially attempted to augment the file
13 open dialog, the standard file open dialog provided by
14 Windows. The augmentation's possible on that were too
15 limited. Plus the name spaces that it supported were
16 only the name spaces provided by Microsoft. Additional
17 name spaces that we wanted to provide, such as
18 attaching to the internet, were not available or
19 weren't accessible from the file open dialog.

20 So in order to have access to that
21 functionality, we had to create a -- a file system
22 ourselves which mimicked what we thought their system
23 was going to be like as much as possible. Which we
24 did.

25 It cost -- initially we had just the

1 single developer working on the file open dialog. When
2 it became evident that that task was going to expand to
3 creating the entire system and replacing what Microsoft
4 had chosen not to expose to us, that team grow -- grew
5 to seven developers.

6 We worked on that for at least a year with
7 the whole -- with the entire team. It was -- it was at
8 least several months that it had worked on before the
9 entire team worked on that.

10 My role in that was that my lead developer
11 was the lead developer over that -- that functionality.
12 Another developer in my team was the developer
13 responsible. I was pulled into that effort several
14 months into the work and worked on it for -- for a
15 year.

16 Q. Now this was with respect to Windows 95
17 betas; is that correct?

18 A. That's correct.

19 Q. All right. I just want to make, if you
20 could, help me with a very simple chronology for the
21 jury so they can understand it, because the last --
22 your last response was highly technical.

23 So is it fair to say that in early
24 releases of Microsoft's betas for Windows 95, there
25 were certain shell extensions; is that a fair

1 statement?

2 A. That's correct.

3 Q. And APIs?

4 A. And APIs, that's correct.

5 Q. And that Novell -- and WordPerfect's with
6 Novell this time -- spent a lot of developer resources
7 in writing specific functions for its applications to
8 those shell extensions and APIs; is that a fair
9 statement?

10 A. That's correct.

11 Q. And that after Novell and WordPerfect had
12 expended these resources, is it fair to say that
13 WordPerfect/Novell released their own betas?

14 A. I don't recall the chronology of our betas
15 with regard to the betas of Windows and when those --
16 that documentation was retracted.

17 Q. All right. Putting that aside, after
18 WordPerfect/Novell had been writing to those shell
19 extensions and APIs -- these were published APIs and
20 shell extensions; is that correct?

21 A. Correct.

22 MR. BETTILYON: Object as to form.

23 Q. BY MR. BENZ: Okay. Were these in the
24 software developer's kit that went out at this time or
25 were they just in the betas?

1 A. I don't recall if we received the
2 information from an OLE developer's conference or if we
3 received it as part of the beta.

4 Q. Okay. Do you have any personal knowledge
5 whether, based on your communications with Microsoft in
6 this period, whether Microsoft knew that Novell was
7 writing to these shell extensions and APIs?

8 MR. BETTILYON: Object as to form.

9 THE WITNESS: The -- we called and talked
10 to premiere support about these APIs and the use of
11 them on a regular basis.

12 Q. BY MR. BENZ: Okay. So it's your
13 testimony that Microsoft knew Novell was writing to
14 these shell extensions and APIs?

15 MR. BETTILYON: Object as to form.

16 THE WITNESS: That's correct.

17 Q. BY MR. BENZ: And you personally
18 participated in some of these conferences with premiere
19 support; is that correct?

20 A. That's correct.

21 Q. All right. And then is it fair to say
22 that after this that Microsoft in subsequent -- in a
23 later beta release, pulled down these published APIs
24 and shell extensions?

25 MR. BETTILYON: Object as to form.