

UNIVERSITY OF CALIFORNIA, BERKELEY

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SANTA BARBARA • SANTA CRUZ

OFFICE OF THE MATERIEL MANAGER
2510 CHANNING WAY
BERKELEY, CALIFORNIA 94720

17 December 1984

AT&T Technologies
Guilford Center
P. O. Box 25000
Greensboro, NC 27420

Attn: D. W. Frasure
Software Sales Manager

RE: Your letter to Ms. Pauline Schwartz
Dated 30 July 1984

Mr. Frasure:

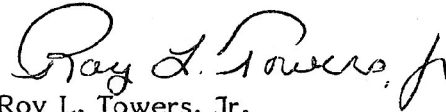
This is in response to the above-referenced letter in which you attempt to impose certain conditions on the University of California's licensing of the Fourth Berkeley Software Distribution. You state as follows:

"This is to inform you that Licensees desiring to obtain the Berkeley 4.1 and/or 4.2 distribution of the UNIX Operating System must have a source license with AT&T for the DEC family of UNIX Software, i.e., UNIX 32V, System III, System V, System V Release 1.0, or System V Release 2.0. If a customer has a license from another System V family (AT&T 3B, M68000, etc.), that customer cannot be licensed by Berkeley until licensed by AT&T for the DEC family of UNIX System V."

The University of California cannot adhere to these terms as they represent a unilaterally imposed amendment to our UNIX/32V license agreement, executed by the University on 2 October 1981 and by AT&T on 27 October 1981. Any such restrictions to our distribution of 4.1 or 4.2 BSD would require a formal amendment signed by authorized representatives of both AT&T and The Regents of The University of California.

If you have any questions, please call Mary MacDonald, Assistant Counsel, at (415) 642-2822, or myself at (415) 642-0847.

Very truly yours,

A handwritten signature in cursive script that reads "Roy L. Towers, Jr.".

Roy L. Towers, Jr.
Planned Purchasing Program Specialist

cc: K. R. Delucchi
D. Ferrari
M. E. MacDonald
P. Schwartz
J. Yeaton

bcc: A. G. Manza
D. A. Mosher
W. R. Moser
C. L. Tien
R. W. Wright

RLT/ml