

Sun Microsystems, Inc.
Legal Department
901 San Antonio Road, MS UPAL1-520
Palo Alto, CA 94303
650-960-1300
650-336-0550 fax



April 22, 1998

Geoffrey O. Thompson
Chair IEEE 802.3
Bay Networks, Inc.
4401 Great America Parkway
P. O. Box 58185
Santa Clara, CA 95052-8185

Re: Patent Response Letter for 802.3z Gigabit Ethernet Standard

Dear Mr. Thompson:

I have been informed by Shimon Muller that you do not have our Patent Response Letter on file with respect to the 802.3z Gigabit Ethernet Standard. In the event the proposed 802.3z Gigabit Ethernet standard is adopted, Sun Microsystems, Inc. agrees that it will license those claims of any patents owned by Sun as necessary for adopters of the Standard to implement and comply with the 802.3z Gigabit Ethernet Standard on a non-discriminatory basis and on reasonable terms and conditions.

This letter does not grant any rights to the IEEE or any third parties with respect to Sun Microsystems, Inc.'s patents, copyrights or other intellectual property rights that relate to the proposed standard.

If there are any questions or concerns regarding the above, please do not hesitate to contact me at (650) 336-0639.

Sincerely,

A handwritten signature in black ink, appearing to read "Joseph T. FitzGerald".

Joseph T. FitzGerald
Patent Attorney
joseph.fitzgerald@corp.sun.com

JTF:ceh

cc: Matthew Rainey, Esq.
Shimon Muller