Case 08-12229-MFW Doc 40 Filed 10/07/08 Entered 10/07/08 17:37:48 Desc Main Document Page 1 of 2

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:

WASHINGTON MUTUAL, INC.

Chapter 11

Debtor.

Case No. 08-12229 (MFW)

NOTICE OF APPEARANCE

PLEASE TAKE NOTICE Microsoft Corporation and its wholly-owned affiliate, Microsoft Licensing, GP (collectively "Microsoft"), by the undersigned counsel, enters its appearance pursuant to Section 1109(b) of the Bankruptcy Code and Bankruptcy Rule 9010(b); and such counsel request, pursuant to Bankruptcy Rules 2002, 3017 and 9007 and Sections 342 and 1109(b) of the Bankruptcy Code, that copies of all notices and pleadings given or filed in these cases be given and served upon them as follows:

Joseph E. Shickich, Jr. Riddell Williams P.S. 1001 4th Ave, Ste 4500 Seattle WA 98154-1192 Telephone: (206) 624-3600 Facsimile: (206) 389-1708

ishickich@riddellwilliams.com

PLEASE TAKE FURTHER NOTICE that, pursuant to Section 1109(b) of the Bankruptcy Code, this demand includes not only notices and papers referred to in the Rules specified above but also includes, without limitation, any notice, application, complaint, demand, motion, petition, pleading or request, whether formal or informal,

Case 08-12229-MFW Doc 40 Filed 10/07/08 Entered 10/07/08 17:37:48 Desc Main Document Page 2 of 2

written or oral, and whether transmitted or conveyed by mail, email, delivery, telephone, telegraph, telex, or otherwise filed or made with regard to the referenced cases and proceedings therein.

PLEASE TAKE FURTHER NOTICE that neither this Notice of Appearance nor any subsequent appearance, pleading, claim, or suit is intended or shall be deemed to waive Microsoft's right (i) to have final orders in non-core matters entered only after de novo review by a higher court; (ii) to trial by jury in any proceeding so triable herein or in any related case, controversy or proceeding; (iii) to have the reference withdrawn in any matter subject to mandatory or discretionary withdrawal; or (iv) other rights, claims, actions, defenses, setoffs, or recoupments to which Microsoft is or may be entitled under agreements, in law, or in equity, all of which rights, claims, actions, defenses, setoffs, and recoupments expressly are reserved.

Dated: October 6, 2008

RIDDELL WILLIAMS P.S.

Joseph H. Shickich, Jr.

Washington State Bar No. 8751 1001 - 4th Avenue, Suite 4500

Seattle, WA 98154-1192 Phone: (206) 624-3600

Fax: (206) 389-1708

jshickich@riddellwilliams.com