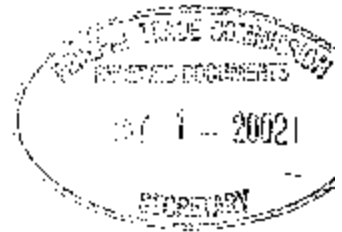


UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION



\_\_\_\_\_  
IN THE MATTER OF )  
 )  
MSC.SOFTWARE CORPORATION, )  
 )  
a corporation. )  
\_\_\_\_\_ )

Docket No. 9299

**RESPONDENT MSC.SOFTWARE CORPORATION'S REQUEST  
FOR LEAVE TO FILE A SUPPLEMENTAL MEMORANDUM  
IN SUPPORT OF ITS MOTION TO AMEND  
THE SCHEDULING ORDER**

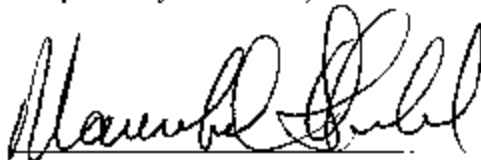
MSC hereby requests leave to file this Supplemental Memorandum to correct the inaccuracies in "Complaint Counsel's Response to Respondent's Motion For a Second Amended Scheduling Order." MSC believes it is important for Your Honor to understand that, contrary to Complaint Counsel's erroneous assertions, MSC has not engaged in "foot dragging" and has identified its witnesses. Indeed, MSC, pursuant to the Scheduling Order, provided Complaint Counsel with a witness list naming 32 third-party witnesses. (Attachment A) Given that Complaint Counsel knew MSC's revised list was due on April 30, 2002, Complaint Counsel is being disingenuous when it references MSC's March 1, 2002, witness list in its Response and attaches this list to its "Opposition to Respondent's Motion for a Second Amended Scheduling Order."

As Your Honor can readily observe from comparing the two witnesses lists, MSC has worked hard and devoted substantial resources over the past two months to streamline its case and focus its witness list. Counsel for MSC have interviewed numerous customers and other persons knowledgeable about the industry, subpoenaed documents, and have taken several depositions.

Moreover, MSC's March 1 witness list was, of course, a reasonable response to the 89 plus witnesses noticed by Complaint Counsel.

The modifications MSC seeks to the scheduling order have nothing to with an effort to delay and are not the result of "foot dragging" on the part of MSC. As MSC explained, the modifications it requests are necessary in order to prevent or alleviate some of the unfairness associated with Complaint Counsel's gamesmanship. In short, MSC believes that the minor adjustments it proposes to the schedule are fair to both parties and will allow for an efficient resolution of the case.

Respectfully submitted,



Tefft W. Smith (Bar No. 458441)

Marimichael O. Skubel (Bar No. 294934)

Michael S. Becker (Bar No. 447432)

Bradford E. Biegon (Bar No. 453766)

Larissa Paule-Carres (Bar No. 467907)

KIRKLAND & ELLIS

655 Fifteenth Street, N.W.

Suite 1200

Washington, D.C. 20005

(202) 879-5000 Tele.

(202) 879-5200 Fax

*Counsel for Respondents,  
MSC Software Corporation*

Dated: May 1, 2002

## CERTIFICATE OF SERVICE

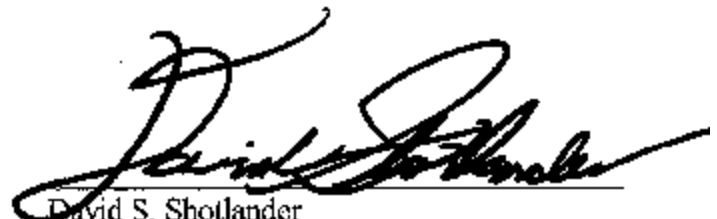
This is to certify that on May 1, 2002, I caused a copy of Respondent MSC Software Corporation's Request for Leave to File a Supplemental Memorandum in Support of its Motion to Amend the Scheduling Order to be served upon the following persons by hand delivery:

The Honorable D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Avenue, N.W.  
Washington, DC 20580

Richard B. Dagen, Esq.  
Federal Trade Commission  
601 Pennsylvania Avenue, N.W.  
Washington, DC 20580

P. Abbott McCartney, Esq.  
Federal Trade Commission  
601 Pennsylvania Avenue, N.W.  
Washington, DC 20580

Karen Mills, Esq.  
Federal Trade Commission  
601 Pennsylvania Avenue, N.W.  
Washington, DC 20580



David S. Shotlander  
KIRKLAND & ELLIS  
655 15<sup>th</sup> Street, NW  
Washington, D.C. 20005  
(202) 879-5000 (tel.)  
(202) 879-5200 (fax)

# **EXHIBIT**

**A**

UNITED STATES OF AMERICA  
BEFORE THE FEDERAL TRADE COMMISSION

IN THE MATTER OF  
MSC.SOFTWARE CORPORATION,  
a corporation.

)  
)  
) Docket No. 9299  
)  
)  
)

RESPONDENT MSC.SOFTWARE CORPORATION'S  
REVISED WITNESS LIST

Respondent MSC.Software Corporation ("MSC") hereby submits its revised witness list to Complaint Counsel. Identified below are the individuals who, at the present time, MSC intends to call as witnesses, either as live witnesses or through deposition designations, with a description of the proposed testimony. MSC reserves the right to call additional witnesses, if necessary, consistent with the Scheduling Order and to identify witnesses it may call at trial from the United States Department of Defense, the civilian component of the military services, or the National Aeronautics and Space Administration, because MSC has not yet been able to take discovery of these government agencies. MSC further reserves the right to call any witness listed on Complaint Counsel's revised witness list identified in Complaint Counsel's Opposition To Respondent's Motion For A Second Amended Scheduling Order. Finally, in addition, MSC reserves the right to call witnesses, if necessary, to authenticate documents or identify them as business records.

**MSC Software Corporation**

**Frank Perna**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Perna is Chairman and Chief Executive Officer of MSC. MSC expects that Mr. Perna will testify as to at least (a) the nature and scope of MSC's business, (b) the highly-competitive nature of the industry, (c) the general nature and performance of MSC's products, (d) the reasons why MSC acquired Universal Analytics, Inc. ("UAI") and Computerized Structural Analysis and Research, Inc. ("CSAR"), (e) the Notice of Contemplated Relief, and (f) and other issues responsive to Complaint Counsel's case.

**Lou Greco**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Greco is the Chief Financial Officer of MSC. MSC expects Mr. Greco to testify as to at least (a) the highly-competitive nature of the industry, (b) the circumstances of MSC's acquisition of UAI and CSAR, (c) MSC's financial circumstances, (d) the valuation of the CSAR and UAI assets, (e) the Notice of Contemplated Relief, and (f) and other issues responsive to Complaint Counsel's case.

**Rick Murphy**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Murphy is the Senior Vice President, Global Sales Operations. MSC expects Mr. Murphy to testify as to at least (a) the highly-competitive nature of the industry, (b) the reasons why these pressures remain unaffected by MSC's acquisitions of UAI and CSAR, (c) as of 1999, the ineffectiveness of UAI and CSAR as competitors in the industry, (d) the nature and scope of MSC's business, (e) the Notice of Contemplated Relief, and (f) and other issues responsive to Complaint Counsel's case.

**Michael J. Morgan**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Morgan is a Vice President at MSC and former President of UAI. MSC expects Mr. Morgan to testify as to at least (a) the highly-competitive nature of the industry, (b) the general nature and performance of MSC's and UAI's products, (c) as of 1999, the ineffectiveness of UAI as a competitor in the industry, (d) the future prospects for UAI had MSC not acquired UAI, (e) the Notice of Contemplated Relief, and (f) other issues responsive to Complaint Counsel's case.

**Robert Louwers**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Louwers is an Account Manager at MSC. MSC expects Mr. Louwers will testify as to at least (a) the highly-competitive nature of the industry, (b) the nature and substance of MSC's contract negotiations for the licensing of MSC.NASTRAN and other MSC products, (c) as of 1999, the ineffectiveness of UAI and CSAR as competitors in the industry, and (d) other issues responsive to Complaint Counsel's case.

**David Beer**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Beer is an Account Manager at MSC. MSC expects Mr. Beer will testify as to at least (a) the highly-competitive nature of the industry, (b) the nature and substance of MSC's contract negotiations for the licensing of MSC.NASTRAN and other MSC products, (c) as of 1999, the ineffectiveness of UAI and CSAR as competitors in the industry, and (d) other issues responsive to Complaint Counsel's case.



**Joseph Baldwin**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Baldwin is an Account Manager at MSC. MSC expects Mr. Baldwin will testify as to at least (a) the highly-competitive nature of the industry, (b) the nature and substance of MSC's contract negotiations for the licensing of MSC.NASTRAN and other MSC products, (c) as of 1999, the ineffectiveness of UAI and CSAR as competitors in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Richard Barclay**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Barclay is an Account Manager at MSC. MSC expects Mr. Barclay will testify as to at least (a) the highly-competitive nature of the industry, (b) the nature and substance of MSC's contract negotiations for the licensing of MSC.NASTRAN and other MSC products, (c) as of 1999, the ineffectiveness of UAI and CSAR as competitors in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Bruce Hart**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Hart is a Director at MSC. MSC expects Mr. Hart will testify as to at least (a) the highly-competitive nature of the industry, (b) the nature and substance of MSC's contract negotiations for the licensing of MSC.NASTRAN and other MSC products, (c) as of 1999, the ineffectiveness of UAI and CSAR as competitors in the industry, and (d) other issues responsive to Complaint Counsel's case.

**George Riordan**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Riordan is a Member of MSC's Board of Directors. MSC expects that Mr. Riordan will testify as to at least (a) any presentation to MSC's Board of Directors regarding the acquisitions of UAI and CSAR, (b) the highly-competitive nature of the industry, (c) the nature and scope of MSC's business, and (d) other issues responsive to Complaint Counsel's case.

**Thomas Cully**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Cully is a Senior Account Manager at MSC. MSC expects Mr. Cully will testify as to at least (a) the highly-competitive nature of the industry, (b) the nature and substance of MSC's contract negotiations for the licensing of MSC.NASTRAN and other MSC products, (c) as of 1999, the ineffectiveness of UAI and CSAR as competitors in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Thomas Curry**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Curry is a former President and Chief Executive Officer of MSC. MSC expects that Mr. Curry will testify as to at least (a) the nature and scope of MSC's business, (b) the highly-competitive nature of the industry, (c) the general nature and performance of MSC's products, (d) as of 1999, the ineffectiveness of UAI and CSAR as competitors in the industry, and (e) other issues responsive to Complaint Counsel's case.

**Douglas Roach**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Roach is the Automotive Business Manager. MSC expects that Mr. Roach will testify as to at least (a) the highly-competitive nature of the industry, (b) the nature and substance of MSC's contract negotiations for the licensing of MSC.NASTRAN and other MSC products, (c) as of 1999, the ineffectiveness of UAI and CSAR as competitors in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Omar Ibrahim**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Ibrahim is the Director of Nastran Product Development. MSC expects that Mr. Ibrahim will testify as to at least (a) the highly-competitive nature of the industry, (b) the general nature and performance of MSC's, CSAR's and UAI's products, (c) as of 1999, the ineffectiveness of CSAR and UAI as competitors in the industry, (d) MSC's ability to enhance its products and improve its service because of the acquisitions, (e) future trends in the industry, and (f) other issues responsive to Complaint Counsel's case.

**David Dimas**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Dimas is the Director, Training and Support. MSC expects that Mr. Dimas will testify as to at least (a) the highly-competitive nature of the industry, (b) the general nature and performance of MSC's, CSAR's and UAI's products, (c) as of 1999, the ineffectiveness of CSAR and UAI as competitors in the industry, (d) MSC's ability to enhance its products and improve its service because of the acquisitions, (e) the changing nature of competitive pressures in the industry, (f) issues related to training and support, and (g) other issues responsive to Complaint Counsel's case.

**Ramakrishna Swami Narayanswami**  
**MSC Software Corporation**  
**c/o Tefft W. Smith, Esq.**  
**Kirkland & Ellis**  
**655 Fifteenth Street, N.W.**  
**Washington, DC 20005**  
**(202) 879-5000**

Mr. Narayanswami is the former Chairman and Chief Executive Officer of CSAR. MSC expects Mr. Narayanswami to testify as to at least (a) the highly-competitive nature of the industry, (b) the general nature and performance of CSAR's products, (c) as of 1999, the ineffectiveness of CSAR as a competitor in the industry, (d) the future prospects for CSAR had MSC not acquired CSAR, and (e) other issues responsive to Complaint Counsel's case.

**BorgWarner, Incorporated**

**Sue Stroop**  
c/o Laurene H. Horiszny, Esq.  
General Counsel  
BorgWarner, Incorporated  
200 S. Michigan Ave.  
Chicago, IL 60604

Ms. Stroop, BorgWarner's NVH Supervisor, is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) and other issues responsive to Complaint Counsel's case.

**Keith Honkala**  
c/o Laurene H. Horiszny, Esq.  
General Counsel  
BorgWarner, Incorporated  
200 S. Michigan Ave.  
Chicago, IL 60604

Mr. Honkala, a BorgWarner senior technical analyst, is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) and other issues responsive to Complaint Counsel's case.

**Dana Corporation**

**Jun Yoshioko**  
c/o Jeff Wawrzyniak  
Litigation Counsel  
Dana Corporation  
4500 Dorr Street  
Toledo, OH 43615

Mr. Yoshioko is Chief Engineer for Dana's Advanced Technology Group. He is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of

analyses conducted using FEA solvers, and (c) and other issues responsive to Complaint Counsel's case.

**Daimler Chrysler Corp.**

**Gene R. Crombez  
c/o Allan M. Huss, Esq.  
Daimler Chrysler Corp.  
Auburn Hills, MI 48236**

Mr. Crombez, a Senior Manager for Digital Product Development for the Chrysler Group of Daimler Chrysler is expected to testify to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Delphi Automotive Systems**

**Steven Dourson  
c/o Joe Papelian, Esq.  
Legal Department  
Delphi Automotive Systems  
World Headquarters and Customer Center  
5725 Delphi Dr.  
Troy, MI 48098-2815**

Mr. Dourson is an engineer in the Engineering Analysis Group at Delphi's Technical Center in Dayton, Ohio. Mr. Dourson is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Ford Motor Company**

**Mark Zembrowski**  
c/o Stephen D. Bollerjack, Esq.  
Ford Motor Company  
World Headquarters, Room 418  
Dearborn, MI 48121-1899

Mr. Zembrowski is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Freightliner Corporation**

**Gene Barron**  
c/o Paul G. Hurd, Esq.  
Freightliner Corp.  
4747 N. Channel Ave.  
Portland, OR 97217-7699

Mr. Barron is Freightliner's Manager of Engineering Analysis. He is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Honda R&D Americas, Inc.**

**Dan Turk**  
c/o Doug Perin, Esq.  
21001 State Route 739  
Raymond, OH 43357

Mr. Turk is Senior Systems Engineer for Honda R&D Americas. He is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.



**Lear Corporation / Lear Automotive Systems**

**Russ Davidson  
c/o Michael J. Laramie  
Bodman, Longley & Dahling LLP  
201 West Big Beaver Road, Suite 500  
Troy, MI 48084**

Mr. Davidson is Director of Lear's Test Lab. He is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Mack Trucks, Inc.**

**Suhail Ahmad  
c/o Ken Blythe, Esq.  
Assoc. General Counsel  
2100 Mack Blvd.  
Allentown, PA 18103**

Mr. Ahmad is responsible for Mack's CAE software, including FEA solvers. He is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Lockheed Corporation**

**Janice Beights  
Lockheed Corporation  
c/o Craig P. Seebald  
McDermott, Will & Emory  
Washington, D.C. 20005-3096  
(202) 756-8127**

Ms. Beights is the Subcontractor Manager for the Lockheed Martin Denver Data Center responsible for procurement. Ms. Beights is expected to testify as to at least (a) the selection,

use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Don Westerheide**  
**6420 Juneau Rd.**  
**Fort Worth, TX 76116**

Mr. Westerheide was the former Vice President of Enterprise Integration at Lockheed Martin Aeronautics in Fort Worth, TX. Mr. Westerheide is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, (c) the Lockheed Martin EPI competition, and (d) other issues responsive to Complaint Counsel's case.

**John Vick**  
**[Address To Be Supplied]**

Mr. Vick was the former Vice President of Engineering at Lockheed Martin Aeronautics in Fort Worth, TX. Mr. Vick is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, (c) the Lockheed Martin EPI competition, and (d) other issues responsive to Complaint Counsel's case.

**Bath Iron Works Corporation**  
**Robert Basler**  
**c/o Joseph Kraus, Esq.**  
**Hegan & Hartson L.L.P.**  
**555 13<sup>th</sup> Street, N.W.**  
**Washington, DC 20004**  
**(202) 637-5832**

Mr. Basler is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Cessna Aircraft Company**

**Milan Radavanov  
c/o Matthew Flesher, Esq.  
Cessna Aircraft Company  
1 Cessna Boulevard  
Wichita, KS 67215**

Mr. Radavanov is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Electric Boat Corporation**

**Scott Gordon  
c/o Joseph Kraus, Esq.  
Hogan & Hartson L.L.P.  
555 13<sup>th</sup> Street, N.W.  
Washington, DC 20004  
(202) 637-5832**

Mr. Gordon is expected to testify as to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Goodrich Corporation**

**G. T. "Tom" Spamer  
c/o M. Kevin Ryan, Esq.  
Goodrich Aerostructures Group  
850 Lagoon Drive  
Chula Vista, CA 91910-2098**

Mr. Spamer is the Engineering Manager Technical Support for Goodrich Aerostructures Group in Chula Vista, CA. MSC expects that Mr. Spamer will testify as to at least (a) the

selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Orbital Sciences Corporation**

**Patrick Grosserode  
c/o Susan Herlick, Esq.  
Orbital Sciences Corporation  
21700 Atlantic Boulevard  
Dulles, VA 20166**

Mr. Grosserode is expected to testify to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**Raytheon**

**Gary Burke  
c/o Laurie Romero, Esq.  
Raytheon  
141 Spring Street  
Lexington, MA 02421**

Mr. Burke is expected to testify to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**United Space Alliance, LLC**

**Arvind C. Patel**  
c/o Christopher Holland, Esq.  
8550 Astronaut Boulevard  
Cape Canaveral, FL 32920

Mr. Patel is expected to testify to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**United Technologies Corporation**

**Ray Wilson - Pratt & Whitney**  
c/o David Schmorrenberg, Esq.  
Crowell & Moring L.L.P.  
1001 Pennsylvania Avenue, N.W.  
Washington, DC 20004  
(202) 624-2664

Mr. Wilson is expected to testify to at least (a) the selection, use and pricing of FEA solvers, (b) the nature and type of analyses conducted using FEA solvers, and (c) other issues responsive to Complaint Counsel's case.

**ANSYS Inc.**

**Brian Butcher**  
c/o Thomas Donovan  
Kirkpatrick & Lockhart  
Henry W. Oliver Building  
535 Smithfield Street  
Pittsburgh, PA 15222  
Tel: (412) 355-6500

Mr. Butcher is expected to testify as to at least (a) the nature and scope of ANSYS's business, (b) the nature and functionality of solvers offered by ANSYS, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Bud Dunbar**  
**c/o Thomas Donovan**  
**Kirkpatrick & Lockhart**  
**Henry W. Oliver Building**  
**535 Smithfield Street**  
**Pittsburgh, PA 15222**  
**Tel: (412) 355-6500**

Mr. Dunbar is expected to testify as to at least (a) the nature and scope of ANSYS's business, (b) the nature and functionality of solvers offered by ANSYS, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Jim Cashman**  
**c/o Thomas Donovan**  
**Kirkpatrick & Lockhart**  
**Henry W. Oliver Building**  
**535 Smithfield Street**  
**Pittsburgh, PA 15222**  
**Tel: (412) 355-6500**

Mr. Cashman is expected to testify as to at least (a) the nature and scope of ANSYS's business, (b) the nature and functionality of solvers offered by ANSYS, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Dassault Systems of America Corp.**

**Bernard Charles**  
**Dassault Systems of America Corp.**  
**c/o Jim O'Connell**  
**Shearman & Sterling**  
**801 Pennsylvania Avenue, N.W.**  
**Washington, DC 20004**  
**(202) 508-8000**

Mr. Charles from Dassault Systems is expected to testify as to at least (a) the nature and scope of Dassault Systems's business, (b) the nature and functionality of solvers offered by

Dassault Systems, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Hibbitt, Karlsson & Sorensen, Inc. (HKS)**

**Paul Sorensen  
c/o Barbara Cohen, Esq.  
Goldenberg & Muri  
Providence, RI 02903  
Tel: (401) 421-7300**

Mr. Sorensen from HKS is expected to testify as to at least (a) the nature and scope of HKS's business, (b) the nature and functionality of solvers offered by HKS, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Roger Keene  
c/o Barbara Cohen, Esq.  
Goldenberg & Muri  
Providence, RI 02903  
Tel: (401) 421-7300**

Mr. Keene from HKS is expected to testify as to at least (a) the nature and scope of HKS's business, (b) the nature and functionality of solvers offered by HKS, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Brad Heers  
c/o Barbara Cohen, Esq.  
Goldenberg & Muri  
Providence, RI 02903  
Tel: (401) 421-7300**

Mr. Heers from HKS is expected to testify as to at least (a) the nature and scope of HKS's business, (b) the nature and functionality of solvers offered by HKS, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Livermore Software Technology Corporation**

**John Hallquist  
c/o Russell Sims, Esq.  
Livermore Software Technology Corporation  
7374 Positas Road  
Livermore, CA 94550  
Tel: (925) 449-2500**

Mr. Hallquist is expected to testify as to at least (a) the nature and scope of LSTC's business, (b) the nature and functionality of solvers offered by LSTC, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Noran Engineering Corp.**

**David Weinberg  
President  
5182 Katella Ave Ste 201  
Los Alamitos, CA 90720  
Tel: (714) 895-5857**

Mr. Weinberg is expected to testify as to at least (a) the nature and scope of Noran's business, (b) the nature and functionality of solvers offered by Noran, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.

**Vanderplaats Research and Development, Inc.**

**Dr. Garret N. Vanderplaats  
President  
Vanderplaats Research & Development, Inc.  
1767 S. 8th Street, Suite 100  
Colorado Springs, CO 80906  
Tel: (719) 473-4611**

Dr. Vanderplaats is expected to testify as to at least (a) the nature and scope of VRAND's business, (b) the nature and functionality of solvers offered by VRAND, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.



**Daratech, Inc.**

**Bruce L. Jenkins  
c/o Brian Moran, Esq.  
Robinson & Cole LLP  
Financial Centre  
695 E. Main Street  
P.O. Box 10305  
Stamford, CT 06904-2305**

Mr. Jenkins is expected to testify as to at least (a) the history, evolution and overview of the industry, (c) competition in the industry, and (d) other issues responsive to Complaint Counsel's case.



Jeffrey W. Smith (Bar No. 458441)  
Michael O. Skubel (Bar No. 294934)  
Michael S. Becker (Bar No. 447432)  
Bradford E. Biegon (Bar No. 453766)  
Larissa Paule-Carres (Bar No. 467907)  
KIRKLAND & ELLIS  
655 15<sup>th</sup> Street, N.W.  
Washington, D.C. 20005  
(202) 879-5000 (tel.)  
(202) 879-5200 (fax)

***Counsel for Respondents,***  
**MSC Software Corporation**

Dated: April 30, 2002

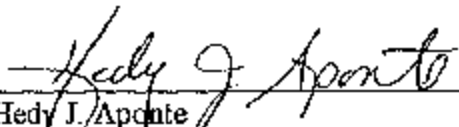
**CERTIFICATE OF SERVICE**

This is to certify that on April 30, 2002, I caused a copy of Respondent MSC Software Corporation's Revised Witness List to be served upon the following persons by facsimile and e-mail delivery:

Richard B. Dagen, Esq.  
Federal Trade Commission  
601 Pennsylvania Avenue, N.W.  
Washington, DC 20580

P. Abbott McCartney, Esq.  
Federal Trade Commission  
601 Pennsylvania Avenue, N.W.  
Washington, DC 20580

Karen Mills, Esq.  
Federal Trade Commission  
601 Pennsylvania Avenue, N.W.  
Washington, DC 20580

  
\_\_\_\_\_  
Hedy J. Aponte  
KIRKLAND & ELLIS  
655 15<sup>th</sup> Street, NW  
Washington, D.C. 20005  
(202) 879-5000 (tel.)  
(202) 879-5200 (fax)