



Gateway Inc.  
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**Mark S. Walker**  
Group Counsel  
Intellectual Property Law &  
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May 2, 2003

ANSI  
Procedures and Standards  
Administration Department  
25 West 43rd Street  
New York, New York 10036

Copy to:

Dan Colegrove

Hitachi Global Storage Technology Inc.  
10624 S. Eastern Ave. Suite A-353  
Henderson, NV 89052

**Re: Statement of Patent Holder Concerning the Use of Patented Device or Design in  
Conjunction with an American National Standard**

Dear Sir or Madam,

This statement is being filed on behalf of Gateway, Inc. and its subsidiaries ("Gateway") and confirms our position regarding Gateway patents and patent applications that relate to the ATA/ATAPI Standard T13/1153D.

Gateway issued US Patent No. 5,966,732 "Method and apparatus for adding to the reserve area of a disk drive" issued October 12, 1999 may relate to the above standard. In addition, one or more Gateway patent applications, including US Appln. Ser. No. 09/648838 "Method and apparatus for adding to the reserve area of a disk drive" may also relate to the standard.

Gateway agrees that a license to the Gateway patents and applications necessary to practice the standard will be made available to applicants under reasonable terms and conditions that are demonstrably free of any unfair discrimination.

Sincerely,

Mark S. Walker  
Group Counsel,  
Intellectual Property & Licensing