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SECRETARY OF THE SENATE
05 FEB 25 PM 12:09

LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) - All Filers Are Required to Complete This Page

1. Registrant Name Swidler Berlin LLP (formerly Swidler Berlin Shereff Friedman, LLP)			
2. Address <input type="checkbox"/> Check if different than previously reported 3000 K Street, N.W. / Suite 300			
3. Principal Place of Business (if different from line 2) Washington DC / 20007 City: State/zip (or Country)			
4. Contact Name Brian W. Fitzgerald	Telephone (202) 424-7500	E-mail (optional)	5. Senate ID # 37460-280
7. Client Name <input type="checkbox"/> Self Microsoft Corporation			6. House ID # 31419006

TYPE OF REPORT 8. Year 2004 Midyear (January 1-June 30) OR Year End (July 1-Dec)

9. Check if this filing amends a previously filed version of this report

10. Check if this is a Termination Report ⇨ Termination Date _____ 11. No Lobbyin

INCOME OR EXPENSES - Complete Either Line 12 OR Line 13

12. Lobbying Firms	13. Organizations
INCOME relating to lobbying activities for this reporting period was: Less than \$10,000 <input type="checkbox"/> \$10,000 or more <input checked="" type="checkbox"/> ⇨ \$ <u>\$100,000.00</u> <small>Income (nearest \$20,000)</small>	EXPENSES relating to lobbying activities for this reporting period were: Less than \$10,000 <input type="checkbox"/> \$10,000 or more <input type="checkbox"/> ⇨ \$ _____ <small>Expenses (nearest \$20,000)</small>
Provide a good faith estimate, rounded to the nearest \$20,000, of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client).	14. REPORTING METHOD. Check box to indicate accounting method. See instructions for description of <ul style="list-style-type: none"> <input type="checkbox"/> Method A. Reporting amounts using LDA definition <input type="checkbox"/> Method B. Reporting amounts under section 6033 Internal Revenue Code <input type="checkbox"/> Method C. Reporting amounts under section 162(c) Internal Revenue Code

Signature _____

Date 2/11/05

Registrant Name Swidler Berlin LLP Client Name Microsoft Corporation

LOBBYING ACTIVITY. Select as many codes as necessary to reflect the general issue areas in which th engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each co information as requested. Attach additional page(s) as needed.

15. General issue area code TAX (one per page)

16. Specific lobbying issues

Tax policy issues impacting software, including The Jumpstart Our Business Strength (JOBS) Act (H.R. 4520 and S. 1637).

17. House(s) of Congress and Federal agencies contacted Check if None

U.S. House of Representatives
U.S. Senate

18. Name of each individual who acted as a lobbyist in this issue area

Name	Covered Official Position (if applicable)
Brian W. Fitzgerald	
Gary G. Gallant	

19. Interest of each foreign entity in the specific issues listed on line 16 above Check if None

Signature Brian W. Fitzgerald Date 2/11/05

Printed Name and Title Brian W. Fitzgerald, Partner

