

> From: timrue@mindspring.com [mailto:timrue@mindspring.com]
> Sent: vendredi 27 octobre 2000 4:26
> To: consultation@eurolinux.org
> Subject: Software Patents are premature due failure of computer
> science.

> There was a time when society believed the earth was flat and by
> this society was limited to errors of this belief. Today, with an
> industry still younger than many people subjected to it, there is
> this belief again that is in great errors. These errors, of course,
> prevent a great deal in the way of advancement. There are over 3000
> programming languages having come into existence in a short time
> compared to far fewer human documented languages in the known
> history of man. What is happening is another tower of babel, this
> one digital, but out of it will come a breakdown of the binary
> mentality of those who have and those who have not.

> The tool of computers, the tool of abstraction manipulation is not
> for just those who can slap some man fabricated concept on and then
> tell others they "CANNOT" use it.

> To remove the errors of this flat digital world, is to expose the
> reality of abstraction manipulation mechanics and point out that
> applying these mechanics thru computers is in fact a natural human
> right. Otherwise a valid and reasonable option must be provided for
> those who do not want to be subjected to the elitist who impose such
> computer machinery upon the rest of us.

> The needed exposure is here:
> <http://www.mindspring.com/~timrue/KNMVIC.html> A response to a USPTO
> RFC regarding Prior Art.

The following is in reference to the so called "New Economy" that so many seem to be promising but unable to deliver. As my initial comment was titled "Software Patents are premature due failure of computer science", the following is intended as just some of the supporting evidence of a problem that is wide scope and and multi-faceted.

On one hand you have the issues of software patents and it's internal industry economy from such patents support. On the other hand there is the world outside of the computer software industry waiting and ready for a real "New Economy", even at a global economy level. But that new economy is not happening because of a failure of computer science to have properly identified the unpatentable Physical Phenomenon and Natural Laws of Abstraction Manipulation Mechanics, and to make the findings known. Instead you have a psuedo gold rush for IP, people and companies trying to latch onto the next thing everyone needs and must pay the IP holder for. The thing is, this core functionality is not IP ownable and it does put a whole new light on software patent issues. But

until the job of computer science has been done to establish, put into wide scope application, this core functionality, software patent issues are pre-mature.

I've seen several articles regarding H-B1 visa, this is only one.

Debunking the Myth of a Desperate Software Labor Shortage
Testimony to the U.S. House Judiciary Committee
Subcommittee on Immigration

Dr. Norman Matloff

<http://heather.cs.ucdavis.edu/itaa.real.html>

Really interesting reading but Dr. Matloff isn't going deep enough into the deceptions of the computer software industry to uncover a solid and workable solution. But it is a really good first level exposure of deception in the computer industry.

By Solving the bigger problem labeled "software crisis" (which is defined to be alot more than lack of skilled bodies) the solving of inherent symptom problems like what is mentioned in this article by Dr. Norman Matloff, will vanish.

A matter of getting to the common core of the problems.

A few other articles and links to consider:

Wired mag. November 2000 has an interesting 51 page article "The truth, the whole truth and nothing but the truth" which not only covers the MS trial evolution but exposes many of the wrongful manipulating head games played by the industry.. (The wrongful use of Abstraction manipulation skills.)

<http://www.wired.com:80/wired/archive/8.11/microsoft.html>
(note the mention of MS claiming (bargaining?) to bring the "New Economy" in.)

And an article refering to Bureau Of Labor Statistics research:

In a Productivity Surge, No Proof of a 'New Economy'
<http://www.nytimes.com/2000/10/08/technology/08VIEW.html>

Many years ago I attended a Delphi Conference and as the speaker proceeded to explain and show how Delphi is easy to use. He didn't fail to address the assumed concern the developers might have about delphi being so easy to use that everyone and their brother would soon be programming and therefor reducing the

payscale of the developers. He said not to worry, that the developers won't find people like carpenters using delphi to develop programs.(note: this is only one of many real examples)

At that point in time I probably should have stood up and informed he and everyone in the room that carpentry was my occupation. That I was here because with my experience I know better how to customize a field related program to do what I needed it to do. And with the right software development it'd be easier for me to do this than to hire a programmer, educate and train them about the field and customization needed while they in turn could wrongly then jump thru legal hoops and claim intellectual property rights to it.

It is no wonder the so called new economy hasn't happened and additionally no surprise that it is the field of Information Technology that is growing. For where else and what title would such a continuation of the above "greed" happen under? Even the Abuzz (New York Times Digital forum) member agreement shows potential indications of such ownership claims by another (NYTD) of the works of it's "members", while also expecting the members to waive their moral rights.

It really is interesting to me how so much is coming out, not only in this article but in other articles I've recently mentioned. I even recently found an article thru Slash Dot that linked to ILO (International Labor Organization)

Cubicle Blues Blamed on IT

<http://www.wired.com/news/print/0,1294,39406,00.html>

Identifying how psychological negativities are being generated by the IT industry.

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Genuinely,

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