

Truth in Testimony Disclosure Form

In accordance with Rule XI, clause 2(g)(5)*, of the *Rules of the House of Representatives*, witnesses are asked to disclose the following information. Please complete this form electronically by filling in the provided blanks.

Committee: Oversight and Reform



Subcommittee: _____

Hearing Date: February 19, 2021

Hearing Subject:

Hearing to examine recent cybersecurity incidents affecting numerous government and private sector networks, including the supply chain attack targeting SolarWinds Orion software and other cyberattacks.

Witness Name: Brad Smith

Position/Title: President

Witness Type: ☐ Governmental ☒ Non-governmental

Are you representing yourself or an organization? ☐ Self ☒ Organization

If you are representing an organization, please list what entity or entities you are representing:

Microsoft Corporation

If you are a **non-governmental witness**, please list any federal grants or contracts (including subgrants or subcontracts) related to the hearing's subject matter that you or the organization(s) you represent at this hearing received in the current calendar year and previous two calendar years. Include the source and amount of each grant or contract. *If necessary, attach additional sheet(s) to provide more information.*

Microsoft Corporation (" Microsoft ") has contracts with almost every agency of the U.S. Government, either directly or in partnership with prime contractors or subcontractors. Such contracts includes the provision of software licenses, cloud services, devices, product support and consulting services. To the best of my knowledge, Microsoft does not receive grants or subgrants from the U.S. Government. I have not personally received any grants or subgrants, or entered into any contract or subcontract, related to the hearing ' s subject matter. Microsoft and its customers – including U.S. Government customers - are or may be affected by cybersecurity incidents and supply chain attacks – the subject matter of the hearing.

If you are a **non-governmental witness**, please list any contracts or payments originating with a foreign government and related to the hearing's subject matter that you or the organization(s) you represent at this hearing received in the current year and previous two calendar years. Include the amount and country of origin of each contract or payment. *If necessary, attach additional sheet(s) to provide more information.*

Microsoft is a multi-national corporation that contracts to provide software licenses, cloud services, devices, product support and consulting service to many commercial and governmental entities worldwide. Cybersecurity incidents and supply chain attacks are an important consideration for all our customers, including foreign governments. I have not personally entered any contract or received any payment from any foreign government related to the hearing ' s subject matter.

False Statements Certification

Knowingly providing material false information to this committee/subcommittee, or knowingly concealing material information from this committee/subcommittee, is a crime (18 U.S.C. § 1001). This form will be made part of the hearing record.



Witness signature

2/22/21

Date

If you are a non-governmental witness, please ensure that you attach the following documents to this disclosure. Check both boxes to acknowledge that you have done so.

- ☐ Written statement of proposed testimony
- ☐ Curriculum vitae or biography

*Rule XI, clause 2(g)(5), of the U.S. House of Representatives provides:

(5)(A) Each committee shall, to the greatest extent practicable, require witnesses who appear before it to submit in advance written statements of proposed testimony and to limit their initial presentations to the committee to brief summaries thereof.

(B) In the case of a witness appearing in a nongovernmental capacity, a written statement of proposed testimony shall include a curriculum vitae and a disclosure of any Federal grants or contracts, or contracts or payments originating with a foreign government, received during the current calendar year or either of the two previous calendar years by the witness or by an entity represented by the witness and related to the subject matter of the hearing.

(C) The disclosure referred to in subdivision (B) shall include—

(i) the amount and source of each Federal grant (or subgrant thereof) or contract (or subcontract thereof) related to the subject matter of the hearing; and

(ii) the amount and country of origin of any payment or contract related to the subject matter of the hearing originating with a foreign government.

(D) Such statements, with appropriate redactions to protect the privacy or security of the witness, shall be made publicly available in electronic form not later than one day after the witness appears.