

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

CISCO SYSTEMS, INC.,

Plaintiff,

Case No. 2:15-cv-10817-AC

v.

Honorable Avern Cohn

CHRIMAR SYSTEMS INC.
D/B/A CMS TECHNOLOGIES,

Defendant.

**NOTICE OF VOLUNTARY DISMISSAL OF ACTION
WITHOUT PREJUDICE PURSUANT TO FRCP 41(a)(1)(A)(i)**

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff Cisco Systems, Inc. (“Cisco”), by and through its attorneys, hereby gives notice that the above-captioned action against ChriMar Systems Inc. d/b/a CMS Technologies is hereby voluntarily dismissed **without prejudice**. This action is voluntarily dismissed without prejudice so that certain of the claims asserted herein can be re-filed in a consolidated amended complaint to be filed in *Cisco Sys., Inc. v. ChriMar Sys., Inc.*, 2:17-cv-13770-AC-RSW (E.D. Mich.), and to drop Cisco’s requests for declaratory judgement of invalidity so that Cisco is free to pursue, if warranted, *inter partes* review (“IPR”) proceedings challenging the validity of the patents at issue in those cases (numerous claims of which have already been found to be invalid in other IPR proceedings).

Dated: February 17, 2018

KERR, RUSSELL AND WEBER, PLC

By: /s/ Fred K. Herrmann

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CERTIFICATE OF SERVICE

I hereby certify that on February 17, 2018, I caused the foregoing Notice of Voluntary Dismissal to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

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