

**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).

Cisco 1049

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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