IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS

ORCKIT CORPORATION, *Plaintiff*, v. CISCO SYSTEMS, INC., *Defendant.*	Civil Action No. 2:22-cv-276 **JOINT STUPULATION OF DISMISSAL PURSUANT TO RULE 41**

JOINT STIPULATION OF DISMISSAL WITHOUT PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Orckit Corporation and Defendant Cisco Systems, Inc. hereby stipulate that Plaintiff's action is to be dismissed in its entirety without prejudice, and each party shall bear its own costs and attorneys' fees. The dismissal shall be effective upon filing of this joint stipulation.

Dated: September 22, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was electronically filed with the Court and that counsel of record for Cisco who have consented to electronic service in the above-referenced case are being served with a copy of the above document via email on this 22nd day of September, 2023.

/s/ Michael Ng
Michael Ng

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[PROPOSED] ORDER OF DISMISSAL

In view of the parties' Stipulation of Dismissal, it is hereby:

ORDERED that Plaintiff Orckit Corporation's claims in this action are dismissed without prejudice and Defendant Cisco Systems, Inc.'s claims, counterclaims and defenses are dismissed without prejudice.

It is further ORDERED that Orckit Corporation and Cisco Systems, Inc. shall each bear their own attorneys' fees, costs, and expenses in the above-referenced action.

IT IS SO ORDERED.