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**BY HAND DELIVERY AND
ELECTRONIC FILING**

Hon. Scott Harris, Clerk
Supreme Court of the United States
One First Street, NE
Washington, DC 20543

Re: *Capella Photonics, Inc. v. Cisco Systems, Inc., et al.*; No. 18-314

Dear Mr. Harris:

Petitioner filed a petition for writ of certiorari in the above-captioned matter on September 6, 2018, and the case was placed on the Court's docket on September 11, 2018.

Because we believe the case fails to present a question for review by this Court, Respondent Fujitsu Network Communications, Inc. hereby waives the right to file a brief in opposition.

If the Court wishes to see a brief in opposition, we will promptly file one.

Respectfully submitted,



Nathaniel T. Browand
Counsel for Respondent
Fujitsu Network Communications, Inc.

cc: *Counsel of Record for Petitioner*
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