

W A I V E R

SUPREME COURT OF THE UNITED STATES

No. 21-1006

Marc S. Kirschner

(Petitioner)

Dennis J. FitzSimons, et al.

v.

(Respondent)

I DO NOT INTEND TO FILE A RESPONSE to the petition for a writ of certiorari unless one is requested by the Court.

Please check the appropriate box:

- I am filing this waiver on behalf of all respondents.
- I only represent some respondents. I am filing this waiver on behalf of the following respondent(s):

Susquehanna Capital Group, Susquehanna Investment Group, and Susquehanna Investment Group as custodian of the SIG-SS CBOE Joint Account

Please check the appropriate box:

- I am a member of the Bar of the Supreme Court of the United States. (Filing Instructions: File a signed Waiver in the Supreme Court Electronic Filing System. The system will prompt you to enter your appearance first.)
- I am not presently a member of the Bar of this Court. Should a response be requested, the response will be filed by a Bar member. (Filing Instructions: Mail the original signed form to: Supreme Court, Attn: Clerk's Office, 1 First Street, NE, Washington, D.C. 20543).

Signature: Philip D. AnkerDate: 1/20/22(Type or print) Name Philip D. Anker Mr. Ms. Mrs. MissFirm Wilmer Cutler Pickering Hale and Dorr LLPAddress 7 World Trade Center, 250 Greenwich StreetCity & State New York, NYZip 10007Phone (212) 230-8890Email philip.anker@wilmerhale.com

A copy of this form must be sent to petitioner's counsel or to petitioner if *pro se*. Please indicate below the name(s) of the recipient(s) of a copy of this form. No additional certificate of service or cover letter is required.

cc: Robert J. Lack and Jeffrey R. Wang, Friedman Kaplan Seiler & Adelman LLP, 7 Times Square, New York, NY 10036; Lawrence S. Robbins and Roy T. Englert, Jr., Robbins, Russell, Englert, Orseck & Untereiner LLP, 2000 K Street, N.W., Washington, DC 20006; and David M. Zensky, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036