

# 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):

See Attachment A

**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:



Date:

1/22/22

(Type or print) Name

Andrew J. Entwistle

☒ Mr. ☐ Ms. ☐ Mrs. ☐ Miss

Firm

Entwistle & Cappucci

Address

500 W. 2nd Street, Suite 1900

City & State

Austin, Texas

Zip

78701

Phone

(512) 710-5960

Email

aentwistle@entwistle-law.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:

Lawrence Saul Robbins (lrobbins@robbinsrussell.com)  
cc: /Robbins, Russell, Englert, Orseck & Untereiner LLP  
2000 K Street, NW 4th Floor  
Washington, DC 20006

## **Attachment A**

AMETEK Inc. Employees Master Retirement Trust

Aqua America-Gabelli Asset Management

Colorado Public Employees' Retirement Association

Gabelli & Company Inc.

Gabelli 787 Fund Inc. - Gabelli Enterprise Mergers and Acquisitions Fund

Gabelli ABC Fund

Gabelli Asset Management Co.

Gabelli Associates

Gabelli Dividend & Income Trust

Gabelli Foundation Inc.

Gabelli Funds, LLC

Gabelli Global Deal Fund

Gabelli Multimedia Partners, L.P.

Gabelli Performance Partnership

Gabelli Securities, Inc.,

GAMCO Asset Management Inc.

GAMCO Investors, Inc.

Global Multimedia Trust Inc. The Gabelli Equity Trust Inc.

Mario J. Gabelli

Sacred Heart University

State Universities Retirement System of Illinois

The Gabelli Asset Fund

The Gabelli Equity Income Fund