

# W A I V E R

Supreme Court, U.S.  
FILED

JAN 21 2022

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## 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:

*Tina Joe*

Date:

1/20/22

(Type or print) Name

Tina Hwa Joe

☐ Mr. ☒ Ms. ☐ Mrs. ☐ Miss

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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)  
Robbins, Russell, Englert, Orseck & Untereiner LLP  
2000 K Street, NW 4th Floor  
Washington, DC 20006

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**Attachment A**

Bear Stearns Asset Management Inc.

Bear Stearns Equity Strategies RT LLC

JPMorgan Chase & Co.

JPMorgan Chase Funding Inc. f/k/a J.P. Morgan Ventures Corporation

JPMorgan Services, Inc.

JPMorgan Chase 401(k) Savings Plan

JPMorgan Chase Bank, N.A. (which was also improperly referred to in the Amended Complaint as “Custodial Trust Company”)

J.P. Morgan Securities LLC (formerly J.P. Morgan Securities Inc.)

J.P. Morgan Securities plc (formerly J.P. Morgan Securities Ltd.)

J.P. Morgan Whitefriars, Inc. (n/k/a J.P. Morgan Whitefriars LLC)

JPMorgan Chase Bank, N.A. in its capacity as WaMu Pension Plan Master Trust, Current Trustee

Washington Mutual, Inc. Cash B a/k/a Washington Mutual, Inc. Cash Balance Pension Plan n/k/a JPMorgan Chase Retirement Plan