

No. 22-1228

**In the United States Court of Appeals
for the Federal Circuit**

PANDUIT CORP., FS.COM INC., THE SIEMON COMPANY,
Appellants

v.

INTERNATIONAL TRADE COMMISSION,
Appellee

CORNING OPTICAL COMMUNICATIONS LLC,
Intervenor

Appeal from the International Trade Commission
in Investigation No. 337-TA-1194

**APPELLANT PANDUIT CORP.'S MOTION
FOR VOLUNTARY DISMISSAL OF APPEAL**

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Counsel for Appellant, Panduit Corp.

Pursuant to Federal Rule of Appellate Procedure 42(b) and Rule 33(b) of the Rules of this Court, Appellant Panduit Corp. (“Panduit”) respectfully moves this Court to dismiss this appeal as to Panduit only. Panduit and Intervenor Corning Optical Communications LLC (“Corning”) have agreed that Panduit’s appeal should be dismissed and that, with respect to Panduit only, each party should bear its own costs. No fees are due to the Court. Appellee International Trade Commission (the “ITC”) and Corning consent to this motion.

This motion does not seek dismissal or any other relief as to Appellant FS.com Inc. (“FS.com”) or Appellant The Siemon Company (“Siemon”). FS.com and Siemon consent to the dismissal of the appeal as to Panduit only.

Date: September 30, 2022

Respectfully submitted,

/s/ John Josef Molenda

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PANDUIT CORP.'S CERTIFICATE OF INTEREST

Pursuant to Federal Circuit Rule 47.4, undersigned counsel for Panduit Corp. certifies the following:

1. **Represented Entities.** Provide the full names of all entities represented by undersigned counsel in this case.

Panduit Corp.

2. **Real Party in Interest.** Provide the full names of all real parties in interest for the entities. Do not list the real parties if they are the same as the entities.

None.

3. **Parent Corporations and Stockholders.** Provide the full names of all parent corporations for the entities and all publicly held companies that own 10% or more stock in the entities.

None.

4. **Legal Representatives.** List all law firms, partners, and associates that (a) appeared for the entities in the originating court or agency or (b) are expected to appear in this court for the entities. Do not include those who have already entered an appearance in this court.

John Caracappa, Li Guo and Benjamin Holt of Steptoe & Johnson LLP

Robert B. Groselak of DLA Piper

5. **Related Cases.** Provide the case titles and numbers of any case known to be pending in this court or any other court or agency that will directly affect or be directly affected by this court's decision in the pending appeal. Do not include the originating case number(s) for this case.

None.

6. **Organizational Victims and Bankruptcy Cases.** Provide any information required under Fed. R. App. P. 26.1(b) (organizational victims in criminal cases) and 26.1(c) (bankruptcy case debtors and trustees).

None.

Date: September 30, 2022

/s/ John Josef Molenda

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**CERTIFICATE OF COMPLIANCE
WITH TYPEFACE AND WORD COUNT LIMITATIONS**

I, John Josef Molenda, counsel for Appellant Panduit Corp. and a member of the Bar of this Court, certify that the attached Motion for Voluntary Dismissal is proportionately spaced, has a typeface of 14 points or more, and contains 118 words.

Date: September 30, 2022

/s/ John Josef Molenda
John Josef Molenda

CERTIFICATE OF SERVICE

I hereby certify that, on the 30th day of September, 2022, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which thereby served a copy upon all counsel of record via email or electronic means.

Dated: September 30, 2022

/s/ John Josef Molenda

John Josef Molenda