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The Honorable Daniel E. O'Toole  
Circuit Executive & Clerk of Court  
United States Court of Appeals  
for the Federal Circuit  
The Howard T. Markey National Courts Building  
717 Madison Place, NW  
Washington, D.C. 20439

**Re: *Consumer Watchdog v. Wisconsin Alumni Research Foundation,*  
Appeal No. 13- 1377 (Fed. Cir.)**

Dear Mr. O'Toole:

The Court invited the parties to file briefs in response to the United States' Amicus Curiae Brief and participate in oral argument. Because Appellee Wisconsin Alumni Research Foundation fundamentally agrees with the United States' position as applied to the facts of this case – specifically, that Consumer Watchdog lacks Article III standing to pursue its appeal in this Court – Appellee declines the Court's invitation to file a responsive brief. However, Appellee wishes to preserve its right to participate in oral argument to address any arguments raised by Consumer Watchdog in its responsive brief and to answer any additional questions from the Court.

Respectfully submitted,

/s/ Kara F. Stoll  
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William B. Raich  
Sarah E. Craven

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*Wisconsin Alumni Research Foundation*

cc: Daniel B. Ravicher.  
*Counsel for Consumer Watchdog*  
Mark Freeman  
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*Civil Division*  
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