CERTIFICATE OF COMPLIANCE

No. 16-1371

TERRENCE BYRD,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

As required by Supreme Court Rule 33.1(h), I certify that the Brief *Amicus Curiae* for Professor Morgan A. Cloud in Support of Petitioner contains 4,638 words, excluding the parts of the Brief that are exempted by Supreme Court Rule 33.1(d).

I declare under penalty of perjury that the foregoing is true and correct.

Executed on November 20, 2017.

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Donna J. Wolf) Becker Gallagher Legal Publishing, Inc. 8790 Governor's Hill Drive, Suite 102 Cincinnati, OH 45249 (800) 890-5001 Sworn to and subscribed before me by said Affiant on the date designated below.

oventre 20, 2017 Date: .0 Notary Public [seal] JULIE ANNE KERSHNER Land of Foliad, State of Ohio New Commission Expires