IN THE SUPREME COURT OF THE UNITED STATES

No. 17-1042

BNSF RAILWAY COMPANY, Petitioner,

v.

MICHAEL D. LOOS, *Respondent*.

CERTIFICATE OF WORD COUNT

Pursuant to Rule 33.1(h) of the Rules of this Court, I certify that the accompanying Brief for Respondent, which was prepared using Century Schoolbook 12-point typeface, contains 15,000 words, excluding the parts of the document that are exempted by Rule 33.1(d). This certificate was prepared in reliance on the word-count function of the word-processing system (Microsoft Office Word 2013) used to prepare the document.

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

Executed on September 10, 2018.

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David C. Frederick Counsel of Record for Respondent