In The Supreme Court of the United States

Nos. 17-1717 and 18-18

The American Legion, et al., Petitioners, v.

American Humanist Association, et al., Respondents.

MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION, Petitioner,

v.

American Humanist Association, et al., Respondents.

AFFIDAVIT OF COMPLIANCE

This <u>Brief of Amicus Curiae The Rutherford Institute in Support of the Petitioners</u> has been prepared using:

Microsoft Word 2016;

Century Schoolbook;

12 Point Type Space.

As required by Supreme Court Rule 33.1(h), I certify that the Brief contains 2,112 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.

Affiant, Kelly A. Reese

THE LEX GROUPDC

1050 Connecticut Avenue, N.W.

Suite 500, #5190

Washington, D.C. 20036

(202) 955-0001

I am duly authorized under the laws of the District of Columbia to administer oaths.

Notary Public

District of Columbia: SS

Subscribed and Sworn to before me, in my presence,

this 2154 day of DECEMBER

Notary Public, D.C.

My commission expires

My Commission Expires:

To be filed for:

John W. Whitehead Douglas R. McKusick THE RUTHERFORD INSTITUTE 109 Deerwood Road Charlottesville, Virginia 22911 Telephone: (434) 987-3888

Telephone: (434) 987-3888 Facsimile: (434) 978-1789

Michael J. Lockerby
Counsel of Record
FOLEY & LARDNER LLP
Washington Harbour
3000 K Street, N.W., Suite 600
Washington, DC 20007-5109
Telephone: (202) 945-6079
Facsimile: (202) 672-5399
mlockerby@foley.com

Counsel for Amicus Curiae The Rutherford Institute

Dated: December 21, 2018