No. 17-204

IN THE SUPREME COURT OF THE UNITED STATES

APPLE INC., PETITIONER

v.

ROBERT PEPPER, ET AL.

CERTIFICATE OF SERVICE

It is hereby certified that all parties required to be served have been served with copies of the **BRIEF FOR THE UNITED STATES AS AMICUS CURIAE SUPPORTING PETITIONER,** via email and first-class mail, postage prepaid, this 17th day of August, 2018.

[See Attached Service List]

As required by Supreme Court Rule 33.1(h), I certify that the document contains **8,039** words, excluding the parts of the document 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 **August 17**, **2018**.

Noel J. Francisco
Solicitor General
Counsel of Record
Department of Justice
Washington, D.C. 20530-0001
(202) 514-2217

August 17, 2018

Due to the continuing delay in receiving incoming mail at the Department of Justice, in addition to mailing your brief via first-class mail, we would appreciate a fax or email copy of your brief. If that is acceptable to you, please fax your brief to Charlene Goodwin, Supervisory Case Management Specialist, Office of the Solicitor General, at (202) 514-8844, or email at **SupremeCtBriefs@USDOJ.gov.** Ms. Goodwin's phone number is (202) 514-2217 or 2218. Thank you for your consideration of this request.

17-0204 APPLE INC. ROBERT PEPPER, ET AL.

> J. SCOTT BALLENGER LATHAN & WATKINS LLP 555 11TH STREET, NW SUITE 1000 WASHINGTON, DC 20004 202-637-2200 SCOTT.BALLENGER@LW.COM

THEODORE J. BOUTROUS, JR. GIBSON, DUNN & CRUTCHER LLP 333 SOUTH GRAND AVENUE LOS ANGELES, CA 90071 213-229-7804 TBOUTROUS@GIBSONDUNN.COM

BETH SUSAN BRINKMANN COVINGTON & BURLING 850 THETH STREET, NW WASHINGTON, DC 20001-4956 BBRINKMANN@COV.COM

CHARLES DUAN R STREET INSTITUTE 1212 NEW YORK AVE., NW SUITE 900 WASHINGTON, DC 20005 202-525-5717 CDUAN@RSTREET.ORG DAVID C. FREDERICK (**EMAILED**)
KELLOGG, HANSEN, TODD, FIDGEL &
FREDERICK, P.L.L.C
1615 M STREET, N.W.
SUITE 400
WASHINGTON, DC 20036
202-326-7900
DFREDERICK@KELLOGGHANSEN.COM

RACHELE R. RICKERT
WOLF HALDENSTEIN ADLER FREEMAN &
HERZ LLP
750 B STREET
SUITE 2770
SAN DIEGO, CA 92101
619-239-4590

MARK C. RIFKIN
WOLF HALDENSTEIN ADLER FREEMAN &
HERZ LLP
270 MADISON AVENUE
NEW YORK, NY 10016
212-545-4600
RIFKIN@WHAFH.COM

RICHARD A. SAMP WASHINGTON LEGAL FOUNDATION 2009 MASSACHUSETTS AVE., NW WASHINGTON, DC 20036 202-588-0302 RSAMP@WLF.ORG

BRIAN E. SCARPELLI ACT / THE APP ASSOCIATION 1401 K STREET NW SUITE 501 WASHINGTON, DC 20005 202-420-7487 BSCARPELLI@ACTONLINE.ORG DANIEL M. WALL (**EMAILED**)
MARK A. FLAGEL
LATHAM & WATKINS LLP
505 MONTGOMERY ST.
SUITE 2000
SAN FRANCISCO, CA 94111
415-391-0600
DAN.WALL@LW.COM