CERTIFICATE OF COMPLIANCE

No. 17-368

SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT,

Petitioner,

v.

TESLA ENERGY OPERATIONS, INC., FKA SOLARCITY CORPORATION,

Respondent.

As required by Supreme Court Rule 33.1(h), I certify that the Brief of the American Antitrust Institute as Amicus Curiae in Support of Respondent contains 7,983 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 February 20, 2018.

/s/ Richard M. Brunell

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Feb. 20, 2018