In the

Supreme Court of the United States

KINDER MORGAN ENERGY PARTNERS, L.P. and PLANTATION PIPE LINE COMPANY, INC., Petitioners,

v.

UPSTATE FOREVER and SAVANNAH RIVERKEEPER, Respondents.

AFFIDAVIT OF WORD COUNT

As required by Supreme Court Rule 33.1(h), I declare that the Respondents' Supplemental Brief in case No. 18-268 contains 4225 words, excluding parts of the document that are exempt by Supreme Court Rule 33.1 (d).

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

Executed on the 10th day of January 2019.

Christopher DeScherer

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State of South Carolina County of Charleston

The foregoing instrument was acknowledged before me this 10th day of January, 2019 by Christopher DeScherer.

Emily Selden

Notary Public, State of South Carolina

My Commission Expires September 19, 2028