

RULE 33.1(h) CERTIFICATE OF COMPLIANCE

No. 18-

CSX Transportation, Inc.,

Cross-Petitioner,

v.

Alabama Department of Revenue, and Vernon Barnett, Commissioner, Department
of Revenue, in his Official Capacity,

Cross-Respondents.

As required by Supreme Court Rule 33.1(h), I, Carter G. Phillips, certify that the Conditional Cross-Petition for a Writ of Certiorari in the foregoing case contains 6,327 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 November 9, 2018.

/s/ Carter G. Phillips
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