No. 18-879

In the Supreme Court of the United States

ELECTRIC POWER SUPPLY ASSOCIATION and NRG ENERGY, INC., Petitioners,

V.

JOHN B. RHODES, et al., Respondents.

On Petition for Writ of Certiorari to the United States Court of Appeals for the Second Circuit

CERTIFICATE OF COMPLIANCE

As required by Supreme Court Rule 33.1(h), I certify that the New York State Respondents Brief in Opposition filed in the above-captioned case contains 8,042 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 March 11, 2019

Lun Ylan

Scott Harris Strauss* *Counsel of Record for the New York States Respondents

Spiegel & McDiarmid LLP 1875 Eye Street, NW, Suite 700 Washington, DC 20006 (202) 879-4000 scott.strauss@spiegelmcd.com