## IN THE

## Supreme Court of the United States

No.

INDIAN RIVER COUNTY, FLORIDA; INDIAN RIVER COUNTY EMERGENCY SERVICES DISTRICT,

Petitioners,

v.

United States Department of Transportation; Elaine L. Chao, in her Official capacity as Secretary of Transportation; Under Secretary of Transportation for Policy; Federal Railroad Administration; Paul Nissenbaum, in his official capacity as Associate Administrator of the Federal Railroad Administration; AAF Holdings LLC,

Respondents.

On Petition for a Writ of Certiorari to the United States Court of Appeals for the District of Columbia Circuit

## CERTIFICATE OF COMPLIANCE

Pursuant to this Court's Rule 33.1(h), I hereby certify that the Petition for a Writ of Certiorari contains 8,987 words, excluding parts of the document that are exempted by Rule 33.1(d).

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

Executed on May 18, 2020.

JEFFREY A. LAMKEN

Counsel of Record

MOLOLAMKEN LLP

The Watergate, Suite 500
600 New Hampshire Ave., N.W.

Washington, D.C. 20037
(202) 556-2000

jlamken@mololamken.com

Counsel for Petitioners