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Hon. Scott Harris, Clerk Supreme Court of the United States One First Street, NE Washington, DC 20543 Aaron Michael Streett TEL +1 713.229.1855 FAX +1 713.229.7855 aaron.streett@bakerbotts.com

Re: Jeffrey Schweitzer, et al. v. Investment Committee of the Phillips 66 Savings Plan,

et al.; No. 20-1255

Dear Mr. Harris:

Petitioners filed a petition for writ of certiorari in the above-captioned matter on March 8, 2021, and the case was placed on the Court's docket on March 10, 2021.

Because we believe the case fails to raise an issue for review by this Court, Respondents hereby waive the right to file a brief in opposition.

If the Court wishes to see a brief in opposition, we will, of course, promptly file one.

Respectfully submitted,

Aaron M. Streett

Counsel for Respondents Investment Committee of the Phillips 66 Savings Plan, et al.

cc: Co-Counsel:

Travis Sales Mark Bodron Tina Nguyen

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