AFFIDAVIT OF SERVICE

I, Candice Best, being duly sworn according to law and being over the age of 18, upon my oath depose and say that:

I am retained by Counsel of Record for Amicus Curiae – Katten & Temple, LLP.

That on the 13th day of September, 2021, I served the within *Brief of J. Michael Luttig, Peter Keisler, Carter Phillips and Stuart Gerson, et al., as Amici Curiae in Support of Respondents* in the above-captioned matter upon:

Paul D. Clement Kirkland & Ellis LLP Attorneys for Petitioners 1301 Pennsylvania Ave, NW Washington, DC 20004 (202) 389-5000 paul.clement@kirkland.con

Barbara Dale Underwood Solicitor General Office of the Attorney General Attorneys for Respondents 28 Liberty Street New York, NY 10005-1400 (212) 416-8016 Barbara.underwood@ag.ny.gov by sending three copies of same, addressed to each individual respectively, and enclosed in a properly addressed wrapper, through the United States Postal Service, by Express Mail, postage prepaid. An electronic version was also served by email to each individual.

That on the same date as above, I sent to this Court forty copies and 1 un-bound copy of the within *Brief of J. Michael Luttig, Peter Keisler, Carter Phillips and Stuart Gerson, et al., as Amici Curiae in Support of Respondents* through the United States Postal Service by Express Mail, postage prepaid. In addition, the brief has been submitted through the Court's electronic filing system.

All parties required to be served have been served.

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

Executed on this 13th day of September, 2021.

Candice Best

Sworn to and subscribed before me this 13th day of September, 2021.

MARIANA BRAYLOVSKIY

Notary Public State of New York

Mariana Braylovsb

No. 01BR6004935

Qualified in Richmond County

Commission Expires March 30, 2022

#307451

