

W A I V E R

Supreme Court, U.S.
FILED

AUG 13 2021

OFFICE OF THE CLERK

SUPREME COURT OF THE UNITED STATES

No. 21-66

PBS Coals, Inc. and Penn Pocahontas Co.

(Petitioner)

Commonwealth of Pennsylvania, Department of Transportation

(Respondent)

V.

I DO NOT INTEND TO FILE A RESPONSE to the petition for a writ of certiorari unless one is requested by the Court.

Please check the appropriate box:

- ☒ I am filing this waiver on behalf of all respondents.
- ☐ I only represent some respondents. I am filing this waiver on behalf of the following respondent(s):

Please check the appropriate box:

- ☐ I am a member of the Bar of the Supreme Court of the United States. (Filing Instructions: File a signed Waiver in the Supreme Court Electronic Filing System. The system will prompt you to enter your appearance first.)
- ☒ I am not presently a member of the Bar of this Court. Should a response be requested, the response will be filed by a Bar member. (Filing Instructions: Mail the original signed form to: Supreme Court, Attn: Clerk's Office, 1 First Street, NE, Washington, D.C. 20543).

Signature:

Eric J. Jackson

Digitally signed by Eric J. Jackson
Date: 2021.08.13 08:36:24 -04'00'

Date:

8/13/21

(Type or print) Name

Eric J Jackson

☒ Mr. ☐ Ms. ☐ Mrs. ☐ Miss

Firm

Office of Chief Counsel, Pennsylvania Department of Transportation

Address

301 5th Ave., Suite 210

City & State

Pittsburgh, PA

Zip 15222

Phone

412-565-7555

Email

erjackson@pa.gov

A copy of this form must be sent to petitioner's counsel or to petitioner if *pro se*. Please indicate below the name(s) of the recipient(s) of a copy of this form. No additional certificate of service or cover letter is required.

cc:

Vincent J. Barbera, Esq.



COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

August 13, 2021

Supreme Court
Attn: Clerk's Office
1 First Street
NE, Washington, D.C. 20543

Re: PBS Coals, Inc. and Penn Pocahontas Coal Co. vs. PennDOT
Docket No. 21-66

Dear Sir or Madam,

Enclosed please find the Department of Transportation's Waiver regarding the above-captioned case.

Please contact me should you have any questions or concerns.

Sincerely,

Eric J. Jackson

Eric J. Jackson,
Assistant Chief Counsel

EJJ:kew
Enclosures: as stated
cc: Vincent J. Barbera, Esquire

