In the Supreme Court of the United States

IN RE: MCP NO. 165, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, INTERIM FINAL RULE: COVID-19 VACCINATION AND TESTING; EMERGENCY TEMPORARY STANDARD 86 FED. REG. 61402, ISSUED ON NOVEMBER 4, 2021.

> FABARC STEEL SUPPLY, INC., AND TONY PUGH, Applicants,

> > v.

OCCUPATIONAL SAFETY & HEALTH ADMINISTRATION; U.S. DEPARTMENT OF LABOR; MARTIN J. WALSH, SECRETARY OF LABOR; AND DOUGLAS L. PARKER, ASSISTANT SECRETARY OF LABOR FOR OCCUPATIONAL SAFETY & HEALTH ADMINISTRATION, *Respondents.*

Proof of Service

Under penalty of perjury, I hereby certify that on January 1, 2022, I served a copy of Applicants' Reply via email on the following (who consented to electronic service only):

Elizabeth B. Prelogar Solicitor General of the United States Department of Justice 950 Pennsylvania Ave NW, Room 5616 Washington, DC 20530-0001 SupremeCtBriefs@USDOJ.gov

Edmund C. Baird Associate Solicitor of Labor for Occupational Safety and Health U.S. Department of Labor 200 Constitution Avenue, NW, Room S-4004 Washington, DC 20210 zzSOL-Covid19-ETS@dol.gov

> <u>/s/ Matthew J. Clark</u> Matthew J. Clark