IN THE SUPREME COURT OF THE UNITED STATES

No. 22-1112

AVAIL VAPOR, LLC; BLACKSHIP TECHNOLOGIES DEVELOPMENT, LLC; BLACKBRIAR REGULATORY SERVICES LLC,

Petitioners,

v.

UNITED STATES FOOD AND DRUG ADMINISTRATION,

Respondent.

CERTIFICATE OF COMPLIANCE

I hereby certify under Supreme Court Rules 33.1(g) and (h) that Washington Legal Foundation's brief in this case contains 4,332 words, excluding those portions of the brief exempted by Supreme Court Rule 33.1(d).

John M. Masslon II

Waster II

May 31, 2023