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September 5, 2023

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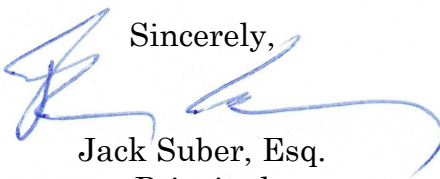
**RE NO. 22-704: KATHERINE K. VIDAL, UNDER SECRETARY OF COMMERCE FOR
INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT
AND TRADEMARK OFFICE V. STEVE ELSTER**

Dear Sir or Madam:

As required by Supreme Court Rule 33.1(h), I certify that the Brief of *Amicus Curiae* Professor Samuel F. Ernst referenced above contains **7,804** words, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d).

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

Sincerely,



Jack Suber, Esq.
Principal



Sworn and subscribed before me this 5th day of September 2023.

