IN THE

Supreme Court of the United States

TRACY RENEE PENNINGTON,

Petitioner,

v

STATE OF WEST VIRGINIA,

Respondent.

ON PETITION FOR A WRIT OF CERTIORARI TO THE SUPREME COURT OF APPEALS OF WEST VIRGINIA

PETITION FOR A WRIT OF CERTIORARI

CERTIFICATE OF COMPLIANCE

As required by Supreme Court Rule 33.1(h), I certify that the document contains 8,995 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.

Sworn to and subscribed before me this 7th day of February 2023.

ALAN JAMÉS SMITH

NOTARY PUBLIC

District of Columbia

My commission expires September 30, 2027.