

IN THE
Supreme Court of the United States

JONATHAN ROBERTS, et al.,
Petitioners,
v.

JAMES V. McDONALD, Commissioner,
New York State Department of Health, et al.,
Respondents.

**ON PETITION FOR A WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT**

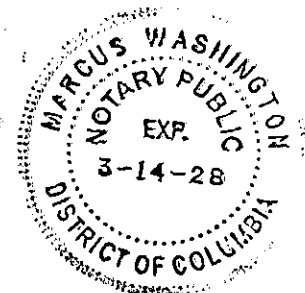
BRIEF FOR RESPONDENT JAMES V. McDONALD

CERTIFICATE OF COMPLIANCE

As required by Supreme Court Rule 33.1(h), I certify that the document contains 6,697 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 27th day of April 2023.



A handwritten signature in black ink, appearing to be "MWA", written over a horizontal line.

MARCUS WASHINGTON
NOTARY PUBLIC
District of Columbia

My commission expires March 14, 2028.