

IN THE
Supreme Court of the United States

JOHNNY ELLERY SMITH,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

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

CERTIFICATE OF COMPLIANCE

As required by Supreme Court Rule 33.1(h), I, Seth P. Waxman, a member of the bar of this Court, certify that the accompanying Petition for a Writ of Certiorari contains 5,628 words, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d).

Executed on February 16, 2023.

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