CERTIFICATE OF SERVICE

I am counsel of record for Kenneth Eugene Smith and a member of the United States Supreme Court bar.

On November 14, 2022, I placed with Federal Express for overnight delivery, postage paid, the following documents:

- a copy of a petition for a writ of certiorari with appendices;
- a copy of an application for a stay of execution; and
- a copy of a motion to proceed in forma pauperis.

These documents and the envelope were addressed to:

Richard D. Anderson Assistant Attorney General Office of the Attorney General Capital Litigation Division 501 Washington Avenue Montgomery, AL 36130 Richard.Anderson@AlabamaAG.gov

Thus, I accomplished service under Supreme Court Rule 29.

DATED: November 14, 2022

Respectfully submitted,

/s/ Robert M. Grass

Robert M. Grass Arnold & Porter Kaye Scholer LLP 250 West 55th Street New York, NY 10019-9710 Phone: 212-836-8000 Fax: 212-836-8689 robert.grass@arnoldporter.com

Counsel of Record for Petitioner Kenneth Eugene Smith