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No. 23-1038

FOOD AND DRUG ADMINISTRATION,

Petitioner,

v.

WAGES AND WHITE LION INVESTMENTS, L.L.C., DBA TRITON DISTRIBUTION, ET AL.,

Respondents.

AFFIDAVIT OF SERVICE

I HEREBY CERTIFY that on October 15, 2024, three (3) copies of the BRIEF OF ELECTRONIC NICOTINE DELIVERY SYSTEM TRADE ASSOCIATIONS AND BUSINESSES AS *AMICI CURIAE* IN SUPPORT OF RESPONDENTS in the above-captioned case were served, as required by U.S. Supreme Court Rule 29.5(c), on the following:

ELIZABETH B. PRELOGAR
Solicitor General
UNITED STATES DEPARTMENT OF JUSTICE
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001
(202) 514-2217

Party name: Food and Drug Administration

ERIC N. HEYER
THOMPSON HINE LLP
1919 M Street, N.W.
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Washington, DC 20036
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Party name: Wages and White Lion Investments, L.L.C., dba Triton Distribution, et al.

The following email addresses have also been served electronically:

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Sworn to and subscribed before me this 15th day of October 2024.

AZA SALINDER DONNER NOTARY PUBLIC District of Columbia

My commission expires April 30, 2029.