

**In the Supreme Court of the United States**

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UNITED BEHAVIORAL HEALTH *and* ALCATEL-  
LUCENT MEDICAL EXPENSE PLAN FOR ACTIVE  
MANAGEMENT EMPLOYEES,

*Petitioners,*

v.

DAVID K., KATHLEEN K., *and* AMY K.,

*Respondents.*

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**CERTIFICATE OF COMPLIANCE**

I, Michael B. Kimberly, counsel for amici curiae ERISA Industry Committee and Chamber of Commerce of the United States of America, and a member of the Bar of this Court, certify pursuant to Rule 33.1(h) of the Rules of this Court that this amicus brief in support of petitioners contains 5,146 words, excluding the parts of the brief that are exempted by Rule 33.1(d).

  
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Michael B. Kimberly