IN THE SUPREME COURT OF THE UNITED STATES

NICK FELICIANO, PETITIONER

v.

DEPARTMENT OF TRANSPORTATION

CERTIFICATE OF SERVICE

It is hereby certified that all parties required to be served have been served with copies of the **BRIEF FOR THE RESPONDENT IN OPPOSITION**, via e-mail and first-class mail, postage prepaid, this 13th day of May, 2024.

[See Attached Service List]

As required by Supreme Court Rule 33.1(h), I certify that the document contains <u>4945</u> 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. Executed on <u>May</u> 13, 2024.

Elizabeth B. Prelogar

Solicitor General

Counsel of Record

Department of Justice

Washington, D.C. 20530-0001

(202) 514-2217

May 13, 2024

Due to the continuing delay in receiving incoming mail at the Department of Justice, in addition to mailing your brief via first-class mail, we would appreciate a fax or email copy of your brief. If that is acceptable to you, please fax your brief to Charlene Goodwin, Supervisory Case Management Specialist, Office of the Solicitor General, at (202) 514-8844, or email at **SupremeCtBriefs@USDOJ.gov.** Ms. Goodwin's phone number is (202) 514-2217 or 2218.

23-0861 FELICIANO, NICK DEPARTMENT OF TRANSPORTATION

> MELANIE LYNN BOSTWICK ORRICK, HERRINGTON & SUTCLIFFE LLP 2100 PENNSYLVANIA AVE, NW WASHINGTON, DC 20037 202-339-8483 MBOSTWICK@ORRICK.COM

SCOTT A. FELDER WILEY REIN LLP 2050 M. STREET NW WASHINGTON, DC 20036 202-719-700 SFELDER@WILEY.LAW

BRIAN J. LAWLER
PILOT LAW, P.C.
4623 MT. GAYWAS DR.
SAN DIEGO, CA 92117
866-512-2465
BLAWLER@PILOTLAWCORP.COM

AARON L. NIELSON OFFICE OF THE ATTORNEY GENERAL P.O. BOX 12548 (MC 059) AUSTIN, TX 78711-2548 512-936-1700 AARON.NIELSON@OAG.TEXAS.GOV

TESS C. SAPERSTEIN ARNOLD & PORTER KAYE SCHOLER LLP 250 WEST 55TH STREET NEW YORK, NY 10019 212-836-8000 ANDREW T. TUTT
ARNOLD & PORTER KAYE SCHOLER LLP
601 MASSACHUSETTS AVE., NW
WASHINGTON, DC 20001
202-942-5000
ANDREW.TUTT@ARNOLDPORTER.COM

DANIEL S. VOLCHOK
WILMER CUTLER PICKERING HALE AND
DORR LLP
2100 PENNSYLVANIA AVE. N.W.
WASHINGTON, DC 20037
202-663-6000
DANIEL.VOLCHOK@WILMERHALE.COM