

2311 Douglas Street Omaha, Nebraska 68102-1214

> 1-800-225-6964 (402) 342-2831 Fax: (402) 342-4850

E-Mail Address: contact@cocklelegalbriefs.com

Web Site www.cocklelegalbriefs.com

No. ____

KC TRANSPORT, INC., Petitioner.

SECRETARY OF LABOR, MINE SAFETY AND HEALTH ADMINISTRATION; and FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION, Respondents.

AFFIDAVIT OF SERVICE

I, Renee Goss, of lawful age, being duly sworn, upon my oath state that I did, on the 12th day of February, 2024, send out from Omaha, NE 4 package(s) containing 3 copies of the PETITION FOR WRIT OF CERTIORARI in the above entitled case. All parties required to be served have been served by Priority Mail. Packages were plainly addressed to the following:

SEE ATTACHED

To be filed for:

JAMES P. MCHUGH CHRISTOPHER D. PENCE Pence Law Firm PLLC 10 Hale St., 4th Floor P.O. Box 2548 Charleston, WV 25329

* Member of the bar of Texas; supervised by members of the bar of this Court.

ADITYA DYNAR Counsel of Record ADAM GRIFFIN **ISAIAH MCKINNEY*** Pacific Legal Foundation 3100 Clarendon Blvd., Suite 1000 Arlington, VA 22201 Telephone: (202) 807-4472 ADynar@pacificlegal.org

DAMIEN M. SCHIFF Pacific Legal Foundation 555 Capitol Mall, Suite 1290 Sacramento, CA 95814

Counsel for Petitioner

Subscribed and sworn to before me this 12th day of February, 2024. I am duly authorized under the laws of the State of Nebraska to administer oaths.

> State of Nebraska - General Notary **ANDREW COCKLE** My Commission Expires April 9, 2026

Ondraw H. Colle Kense J. Yoss

Afficial

Service List KC Transport, Inc. v. Secretary of Labor, Mine Safety and Health Administration

Counsel for Respondents:

Elizabeth B. Prelogar Solicitor General United States Department of Justice Room 5616 950 Pennsylvania Avenue, NW Washington, DC 20530-0001 Telephone: (202) 514-2217 SupremeCtBriefs@USDOJ.gov

Susannah Madeline Maltz U.S. Department of Labor Office of the Solicitor 200 Constitution Avenue, NW Washington, DC 20210 Telephone: (202) 693-5393 maltz.susannah.m@dol.gov

Emily Toler Scott, Attorney Mine Safety & Health Administration 201 12th Street South, Suite 401 Arlington, VA 22202-5450 Telephone: (202) 693-9333 scott.emily.t@dol.gov

Thaddeus Jason Riley, Esquire Mine Safety and Health Review Commission 1331 Pennsylvania Avenue, NW, Suite 520N Washington, DC 20004 Telephone: (202) 434-9900 jriley@fmshrc.gov