CERTIFICATE OF SERVICE

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

On January 25, 2024, I placed with UPS for overnight delivery, postage paid, one copy of the following documents:

• a copy of a reply in support of application of stay of execution and reply in support of petition for writ of certiorari.

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

Edmund G. LaCour Jr.
Solicitor General
Office of the Attorney General
501 Washington Avenue
Montgomery, AL 36130
Edmund.LaCour@AlabamaAG.gov

Henry M. Johnson
Assistant Attorney General
Counsel of Record
Office of the Attorney General
501 Washington Avenue
Montgomery, AL 36130-0152
Henry.Johnson@AlabamaAG.gov

Thus, I accomplished service under Supreme Court Rule 29.

DATED: January 25, 2024 Respectfully submitted,

/s/ Robert M. Grass

Robert M. Grass

Counsel of Record

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 for Applicant Kenneth Eugene Smith