SUPREME COURT OF THE UNITED STATES

No. ____

-----X

ARCH RESOURCES, INC., AND APOGEE COAL COMPANY LLC,

Petitioners,

v.

DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, U.S. DEPARTMENT OF LABOR AND DAVID M. HOWARD,

Respondents,

-----X

CERTIFICATE OF COMPLIANCE

As required by Supreme Court Rule 33.1(h), I certify that the document contains 5,764 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 this 10th day of January, 2025.

Ann Tosel

Ann Tosel

Sworn to and subscribed before me on this 10th day of January, 2025.

Mariana Braylovsky

MARIANA BRAYLOVSKIY Notary Public State of New York No. 01BR6004935 Qualified in Richmond County Commission Expires March 30, 2026