

No. 17-6086

IN THE

Supreme Court of the United States

HERMAN AVERY GUNDY,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

**ON WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

**BRIEF OF THE COMPETITIVE ENTERPRISE INSTITUTE, REASON
FOUNDATION, AND CASCADE POLICY INSTITUTE AS *AMICI CURIAE* IN
SUPPORT OF PETITIONER**

CERTIFICATE OF WORD COUNT

Pursuant to Rule 33.1(h), I hereby certify that this brief contains 7783 words as counted by Microsoft Word, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d), and therefore complies with the word count limits set out in Rule 33. This brief was prepared in 12-point Century Schoolbook font, with footnotes in 10-point font.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 29, 2018.

/s/ Sam Kazman
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