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No. 18-1195

KENDRA ESPINOZA, JERI ELLEN ANDERSON, AND JAIME SCHAEFER,

Petitioners,

v.

Montana Department of Revenue and Gene Walborn, in his official capacity as Director of the Montana Department of Revenue, Respondents.

AFFIDAVIT OF SERVICE

I HEREBY CERTIFY that on September 18, 2019, three (3) copies of the BRIEF OF THE RUTHERFORD INSTITUTE AS *AMICUS CURIAE* IN SUPPORT OF PETITIONERS in the above-captioned case were served, as required by U.S. Supreme Court Rule 29.5(c), on the following:

RICHARD DONEN KOMER INSTITUTE FOR JUSTICE 901 N. Glebe Road, Suite 900 Arlington, VA 22203 (703) 682-9320 DANIEL JOHN WHYTE MONTANA DEPARTMENT OF REVENUE P.O. Box 7701 Helena, MT 59604 (406) 444-6900

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Sworn to and subscribed before me this 18th day of September 2019.

COLIN CASEY HOGAN NOTARY PUBLIC District of Columbia

My commission expires April 14, 2022.