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STATE OF NEW YORK,            )  
                                          SS:  
COUNTY OF NEW YORK        )

**AFFIDAVIT OF SERVICE**

Edward Gutowski being duly sworn, deposes and says that deponent is not party to the action, and is over 18 years of age.

That on the 5th day of October 2020 deponent served 3 copies of the within **BRIEF *AMICI CURIAE* OF THE AMERICAN CIVIL LIBERTIES UNION, THE ACLU OF PENNSYLVANIA, THE RUTHERFORD INSTITUTE, AND THE R STREET INSTITUTE, IN SUPPORT OF PETITIONER**

upon the attorneys at the addresses below, and by the following method:

**BY FEDEX NEXT BUSINESS DAY**

Zachary Charles Schauf  
Jenner & Block, LLP  
1099 New York Ave., NW  
Washington, DC 20001  
202-637-6379  
[ZSchauf@jenner.com](mailto:ZSchauf@jenner.com)

Jeffrey B. Wall  
Acting Solicitor General  
United States Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001  
202-514-2217  
[SupremeCtBriefs@USDOJ.gov](mailto:SupremeCtBriefs@USDOJ.gov)

I, Edward Gutowski, declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, executed on October 5, 2020, pursuant to Supreme Court Rule 29.5(c). All parties required to be served, have been served.



Edward Gutowski

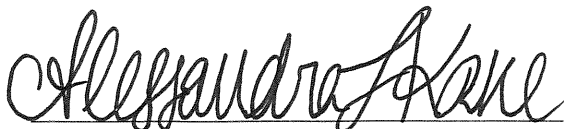
**Sworn to me this**

October 5, 2020

ALESSANDRA L. KANE  
Notary Public, State of New York  
No. 01KA6340521  
Qualified in Richmond County  
Commission Expires April 18, 2024

**Case Name:** *Birt v United States*

**Docket/Case No.** 20-291



Notary Public