

No. 21A259

IN THE SUPREME COURT OF THE UNITED STATES

*IN RE: OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION,
INTERIM FINAL RULE: COVID-19 VACCINATION AND TESTING; EMERGENCY
TEMPORARY STANDARD 86 FED. REG. 61402, ISSUED ON NOVEMBER 5, 2021*

CERTIFICATE OF SERVICE

I hereby certify that all parties required to be served have been served with Betten Chevrolet, Inc.'s Reply in Support of its Emergency Application for an Administrative Stay and Stay of Administrative Action, and Alternative Petition for Writ of Certiorari before Judgment by electronic mail, USPS and UPS Overnight Delivery this 3rd day of January, 2021. Service has been made upon the following:

Elizabeth Prelogar
U.S. Department of Justice
950 Pennsylvania Avenue, N.W., Rm. 5616
Washington, DC 20530
SupremeCtBriefs@USDOJ.gov

Victoria Louise Bor
Sherman, Dunn, Cohen, Leifer & Yellig
900 Seventh Street, N.W. Suite 1000
Washington, DC 20001
bor@shermardunn.com

Nicole G. Berner
Service Employees International Union
1800 Massachusetts Avenue, N.W.
Washington, DC 20036
Nicole.berner@seiu.org

Amy L. Rosenberger
Willig, Williams & Davidson
1845 Walnut Street, 24th Floor

Philadelphia, PA 19103
arosenberger@wwdlaw.com

Keith R. Bolek
O'Donoghue & O'Donoghue
5301 Wisconsin Avenue, N.W. Suite 800
Washington, DC 20015
kbolek@odonoghuelaw.com

Thomas P. Gies
Daniel William Wolff
Crowell & Moring
1001 Pennsylvania Avenue, N.W., 8th Floor
Washington, DC 20004
tgies@crowell.com
dwolff@crowell.com

Buck Dougherty
Daniel Robert Suhr
Liberty Justice Center
141 W. Jackson Street, Suite 1605
Chicago, IL 60603
bdougherty@libertyjusticecenter.org
dsuhr@libertyjusticecenter.org

Sarah Harbison
Pelican Institute for Public Policy
400 Poydras Street, Suite 900
New Orleans, LA 70130
sarah@pelicaninstitute.org

Jeremy Dys
David J. Hacker
Jeffrey Carl Mateer
Keisha Russell
Hiram S. Sasser
Lea Patterson
First Liberty Institute
2001 W. Plano Parkway, Suite 1600
Plano, TX 75075
jdys@firstliberty.org
dhacker@firstliberty.org
jmateer@firstliberty.org
krussell@firstliberty.org
hsasser@firstliberty.org
lpatterson@firstliberty.org

Robert Henneke
Nate Curtisi
Matthew R. Miller
Chance Weldon
Texas Public Policy Foundation
901 Congress Avenue
Austin, TX 78701
rhenneke@texaspolicy.com
ncurtisi@texaspolicy.com
mmiller@texaspolicy.com
cweldon@texaspolicy.com

Judd Edward Stone, II
Office of the Attorney General
Solicitor General Division
209 W. 14th Street
Seventh Floor (MC 059)
Austin, TX 78681
Judd.stone@oag.texas.gov

Ryan Baasch
William Francis Cole
Office of the Attorney General
Office of the Solicitor General
P.O. Box 12548 (MC 059)
Capitol Station
Austin, TX 78711-2548
Ryan.baasch@oag.texas.gov

John Stone Campbell III
John Parham Murrill
Taylor, Porter, Brooks & Phillips
450 Laurel Street, 8th Floor
Baton Rouge, LA 70821
Johnstone.campbell@taylorporter.com
john.murrill@taylorporter.com

John V. Coghlan
Scott G. Stewart
Office of the Attorney General
for Mississippi
550 High Street
Jackson, MS 20043
John.coghlan@ago.ms.gov
Scott.stewart@ago.ms.gov

Aaron Randall Rice
Mississippi Justice Institute
520 George Street
Jackson, MS 39202
Aaron.rice@msjustice.org

Thomas T. Hydrick
Office of the Attorney General
of South Carolina
P.O. Box 11549
Columbia, SC 29211
thomashydrick@scag.gov

Melissa Ann Holyoak
Office of the Attorney General
of Utah
160 E. 300 South
Fifth Floor
Salt Lake City, UT 84114-0857
melissaholyoak@agutah.gov

Steven Paul Lehotsky
Scott Allen Keller
Michael B. Schon
Lehotsky Keller
200 Massachusetts Avenue, N.W.
Washington, DC 20001
steve@lehotskykeller.com
scott@lehotskykeller.com
mike@lehotskykeller.com

James Patrick Sullivan
Office of the Governor of Texas
1100 San Jacinto Boulevard, Fourth Floor
Austin, TX 78701
sully.jps@gmail.com

Ryan Bangert
Alliance Defending Freedom
15100 N. 90th Street
Scottsdale, AZ 85260
rbangert@adflegal.org

Matthew Scott Bowman
John J. Bursch
Frank Hyok Chang

Ryan J. Tucker
Alliance Defending Freedom
440 First Street, N.W., Suite 600
Washington, DC 20001
mbowman@adflegal.org
jbursch@adflegal.com
fchang@adflegal.org
rtucker@adflegal.org

Ronald D. Coleman
Dhillon Law Group
50 Park Place
Suite 1104
Newark, NJ 07102
rcoleman@dhillonlaw.com

David Andrew Cortman
Alliance Defending Freedom
1000 Hurricane Shoals Road, N.E. Suite D-1100
Lawrenceville, GA 30043
dcortman@adflegal.org

Harmeet Dhillon
Mark P. Meuser
Michael A. Columbo
Dhillon Law Group
177 Post Street, Suite 700
San Francisco, CA 94108
Harmeet@dhillonlaw.com
Mmeuser@dhillonlaw.com

Robert Alt
The Buckeye Institute
88 E. Broad Street Suite 1300
Columbus, OH 43215
robert@buckeyeinstitute.org

Patrick Strawbridge
Consovoy McCarthy
10 Post Office Square, Eighth Floor South, PMB 706
Boston, MA 02109
patrick@consovoymccarthy.com

Lindsey Keiser
Christopher L. Thacker
Office of the Attorney General

of Kentucky
700 Capital Avenue
Suite 118
Frankfort, KY 40601
Lindsey.keiser@ky.gov
Christopher.thacker@ky.gov

Leslie Hayes
Brian Patrick Kane
Megan Ann Larrondo
Office of the Attorney General of Idaho
Civil Litigation
P.O. Box 83720
Boise, ID 83720-0010
Leslie.hayes@ag.idaho.gov
Brian.kane@ag.idaho.gov
Megan.larrondo@ag.idaho.gov

Jeffrey A. Chanay
Shannon Marie Grammel
Office of the Attorney General
of Kansas
120 S.W. 10th Avenue
Second Floor
Topeka, KS 66612-1597
Jeff.chanay@ag.ks.gov
Shannon.grammel@ag.ks.gov

Sylvia May Davis
Office of the Attorney General
of Ohio
615 W. Superior Avenue
11th Floor
Cleveland, OH 44113
May.mailman@ohioago.gov

Benjamin Michael Flowers
Office of the Attorney General
30 E. Broad Street
14th Floor
Columbus, OH 43215
bflowers@ohioago.gov

Mithun Mansinghani
Office of the Attorney General
of Oklahoma

313 N.E. 21st Street
Oklahoma City, OK 73105
Mithun.mansinghani@oag.ok.gov

Clark Lassiter Hildabrand
Brandon James Smith
Office of the Attorney General
of Tennessee
P.O. Box 20207
Nashville, TN 37202-0207
Clark.hildabrand@ag.tn.gov

Lindsay Sara See
Solicitor General
Office of the Attorney General
of West Virginia
State Capitol Complex
Building 1, Room E-26
Charleston, WV 25305
Lindsay.s.see@wvago.gov

Daniel P. Lennington
Wisconsin Institute for Law and Liberty
330 E. Kilbourn Avenue, Suite 725
Milwaukee, WI 53202
Dan@will-law.org

Thomas Molnar Fisher
Office of the Attorney General
of Indiana
302 W. Washington Street
Fifth Floor
Indianapolis, IN 46204
Tom.fisher@atg.in.gov

R. Trent McCotter
Boyden Gray & Associates
801 17th Street, N.W.
Suite 350
Washington, DC 20006
mccotter@boydengrayassociates.com

Drew Curtis Ensign
Office of the Attorney General
State of Arizona
2005 N. Central Avenue

Phoenix, AZ 85004
Drew.ensign@azag.gov

James A. Campbell
Office of the Attorney General
of Nebraska
2115 State Capitol
Lincoln, NE 68509-8920
Jim.campbell@nebraska.gov

Nicholas J. Bronni
Vincent M. Wagner
Office of the Attorney General
of Arkansas
323 Center Street
Suite 200
Little Rock, AR 72201-2610
Nicholas.bronni@arkansasag.gov

Samuel Paul Langholz
Office of the Attorney General
of Iowa
1305 E. Walnut Street
Second Floor
Des Moines, IA 50319
Jeffrey.thompson@ag.iowa.gov

Matthew A. Sagsveen
Office of the Attorney General
of North Dakota
500 N. Ninth Street
Bismarck, ND 58501
masagsve@nd.gov

David M. McVey
Office of the Attorney General
of South Dakota
1302 E. Highway 14
Suite 1
Pierre, SD 57501-4106
David.mcvey@state.sd.us

Charles Edmond Brasington
Department of Law
State of Alaska
1031 W. 4th Avenue

Suite 200
Anchorage, AK 99501
Charles.brasington@alaska.gov

Anthony J. Galdieri
Office of the Attorney General
of New Hampshire
33 Capitol Street
Concord, NH 03301
Anthony.j.galdieri@doj.nh.gov

Ryan T. Schelhaas
Office of the Attorney General
of Wyoming
109 State Capitol
Cheyenne, WY 82002
Ryan.schelhaas@wyo.gov

Matthew W. Murphy
Vessell Bridges Murphy Law Offices
3901 S. Providence Road, Suite D
Columbia, MO 65203
matt@vbmlaw.com

Joshua Joseph Campbell
Rachel Louise Jag
Jessica Elizabeth Hart Steinmann
America First Policy Institute
1001 Pennsylvania Avenue, N.W. Suite 350
Washington, DC 20004
jcampbell@americanfirstpolicy.com

Cathleen A. Martin
John A. Ruth
Newman, Comley & Ruth
601 Monroe Street, Suite 301
Jefferson City, MO 65102
martinc@ncrpc.com
jruth@ncrpc.com

David A. Rosenfeld
Weinberg, Roger & Rosenfeld
1375 55th Street
Emeryville, CA 94608
drosen@unioncounsel.net

Stanley M. Gosch
Rosenblatt & Gosch
8085 E. Prentice Avenue
Greenwood Village, CO 80111
sgosch@cwa-union.org

Henry Charles Whitaker
Jason H. Hilborn
Office of the Attorney General
of Florida
The Capitol, PL-01
Tallahassee, FL 32399-1050
Henry.whitaker@myfloridalegal.com

Josh Belinfante
Javier Pico-Prats
Robbins Ross Alloy Belinfante Littlefield
500 14th Street, N.W.
Atlanta, GA 30318
Josh.belifantante@robbinsfirm.com
Javier.picoprats@robbinsfirm.com

Haron Waites Turner
Turner Onderdonk Kimbrough Howell
13212 West Central Avenue
Chatom, AL 36518
hwt@tokh.com

Matthew James Clark
Alabama Center for Law and Liberty
2213 Morris Avenue, Floor 1
Birmingham, AL 35203
matt@alabamalawandliberty.org

James Larry Stine
Wimberly Lawson
3400 Peachtree Road, NE Suite 400
Atlanta, GA 30326
jls@wimlaw.com

Michael Eugene Toner
Jeremy Joseph Broggi
Thomas M. Johnson, Jr.
Stephen Joseph Obermeier
Krystal Brunner Swendsboe
Wiley Rein

2050 M Street, N.W.
Washington, DC 20036
mtoner@wiley.law

Peter Ford
United Food & Commercial Workers Union
1775 K Street, N.W., Suite 700
Washington, DC 20006-1598
pford@ufcw.org

Andrew Dean Roth
Bredhoff & Kaiser
805 Fifteenth Street, N.W. Suite 1000
Washington, DC 20005
aroth@bredhoff.com

Harold Craig Becker
AFL-CIO Legal Department
815 16th Street, N.W., 6th Floor
Washington, DC 20006
cbecker@aflcio.org

Felicia K. Watson
Thomas J. Ward
National Association of Home Builders
1201 15th Street, N.W.
Washington, DC 20005
tward@nahb.org

Ashley Steiner Kelly
Arnall Golden Gregory
171 17th Street, N.W. Suite 2100
Atlanta, GA 30363
Ashley.kelly@agg.com

Richard J. Oparil
Law Office
1775 Pennsylvania Avenue, N.W., Suite 1000
Washington, DC 20006-0000
Richard.oparil@agg.com

Henry M. Perlowski
Arnall Golden Gregory
171 17th Street, N.W. Suite 2100
Atlanta, GA 30363
Henry.perlowski@agg.com

Grant Joseph Guillot
Law Office
5028 River Meadow Drive
Baton Rouge, LA 70820
grant@grantguillot.com

Russell A. Newman
Law Office
6688 Nolensville Road, Suite 108-22
Brentwood, TN 37075
russell@thenewmanlawfirm.com

Abigail Ann Southerland
American Center for Law & Justice
625 Bakers Bridge Avenue
Suite 105-121
Franklin, TN 3706
asoutherland@aclj.org

Jordan A. Sekulow
Miles Landon Terry
Christina Stierhoff
American Center for Law and Justice
201 Maryland Avenue, N.E.
Washington, DC 20002
jordansekulow@aclj.org

Edward Lawrence White
American Center for Law and Justice
3001 Plymouth Road
Suite 203
Ann Arbor, MI 48105
ewhite@aclj.org

William G. Myers III
Holland & Hart LLP
800 West Main St., Suite 1750
Boise, ID 83702
wmyers@hollandhart.com

Sheng Tao Li
New Civil Liberties Alliance
1225 19th Street, N.W. Suite 450
Washington, DC 20036
sheng.li@ncla.legal

Ryan Lawrence Heath
Gavel Project
4022 E. Greenway Road, Suite 11-139
Phoenix, AZ 85032
ryan.heath@thegavelproject.com

David Andrew Porter
Kienbaum, Hardy, Viviano, Pelton & Forrest
280 N. Old Woodward Avenue, Suite 400
Birmingham, MI 48009
dporter@khvpf.com

Scott E. Rosenow
WMC Litigaton Center
501 E. Washington Avenue
Madison, WI 53703
srosenow@wmc.org

Steven R. Eatherly
Kurtis T. Wilder
Butzel Long
Butzel Long
150 W. Jefferson Avenue, Suite 100
Detroit, MI 48226
eatherly@butzel.com
wilder@butzel.com

Joseph E. Richotte
Butzel Long
201 W. Big Beaver Road, Suite 1200
Troy, MI 48084
richotte@butzel.com

Scott Lawrence Nelson
Allison M. Zieve
Public Citizen Litigation Group
1600 Twentieth Street, N.W.
Washington, DC 20009
snelson@citizen.org
azieve@citizen.org

Michael Timothy Anderson
Adam C. Breihan
Murphy Anderson
1401 K Street, N.W. Suite 300

Washington, DC 20005
manderson@murphyllc.com
abreihan@murphyllc.com

Brianne Jenna Gorod
Constitutional Accountability Center
1200 18th Street, N.W., Suite 501
Washington, DC 20036
brianne@theusconstitution.org

Deepak Gupta
Gupta Law Office
1900 L. Street, N.W., Suite 312
Washington, DC 20036
deepak@guptawessler.com

Catherine L. Strauss
Ice Miller
250 West Street, Suite 700
Columbus, OH 43215
catherine.strauss@icemiller.com

Emmy L. Levens
Cohen, Milstein, Sellers & Toll
1100 New York Avenue, N.W., Suite 500-W
Washington, DC 20005
elevens@cohenmilstein.com

David Joseph Beck
Charles Flores
Beck Redden
1221 McKinney Street, Suite 4500
Houston, TX 77010
dbeck@beckredden.com
cflores@beckredden.com

Edmund Charles Baird
U.S. Department of Labor
200 Constitution Avenue, N.W. Suite S-4004
Washington, DC 20210
zzSOL-Covid19-ETS@dol.gov

Aaron Abadi
82 Nassau Street
Apartment 140
New York, NY 10038

aa@neg.com

Ross Warren Bergethon
Office of the Attorney General
of Georgia
40 Capitol Square, S.W.
Atlanta, GA 30334
rbergethon@law.ga.gov

Edmund Gerard LaCour, Jr.
Office of the Attorney General
501 Washington Ave.
Montgomery, AL 36130-0152
Edmund.lacour@alabamaag.gov

David M.S. Dewhirst
Christian Brian Corrigan
Office of the Attorney General
of Montana
P.O. Box 201401
215 North Sanders
Helena, MT 59620-1401
David.dewhirst@mt.gov

Elizabeth B. Murrill
Office of the Attorney General
of Louisiana
P.O. Box 94005
1885 N. Third Street
Baton Rouge, LA 70804-9005
emurrill@ag.louisiana.gov

Adam C. Jed
Sarah E. Harrington
Michael S. Raab
Brian James Springer
Martin Totaro
U.S. Department of Justice
Civil Division, Appellate Staff
950 Pennsylvania Avenue, N.W.
Washington, DC 20530
Martin.v.totaro@usdoj.gov

Sent via USPS as only P.O. Box listed:

Jefferson Downing

Keating & O'Gara
P.O. Box 82248
Lincoln, NE 68501-2248
jd@keatinglaw.com

Kris W. Kobach
Alliance for Free Citizens
P.O. Box 155
Lecompton, KS 66050
kkobach@gmail.com

Randy Sue Rabinowitz
Law Office
P.O. Box 3769
Washington, DC 20027
randy@rsrabinowitz.net

Dean John Sauer, Solicitor
Office of the Attorney General
of Missouri
P.O. Box 899
Supreme Court Building
Jefferson City, MO 65102
John.sauer@ago.mo.gov

Jeffrey B. Dubner
Rachel Fried
JoAnn Kintz
Jessica Anne Morton
Democracy Forward Foundation
P.O. Box 34553
Washington, DC 20043
jdubner@democracyforward.org

/s/ Thomas Bruns
Thomas Bruns
Counsel for Applicant