

**AFFIDAVIT OF SERVICE**

SUPREME COURT OF THE UNITED STATES

No. 24-1016

-----X

RISEANDSHINE CORPORATION, DBA RISE BREWING,

*Petitioner,*

*v.*

PEPSICO, INC.,

*Respondent,*

-----X

STATE OF NEW YORK )

COUNTY OF NEW YORK )

I, Ann Tosel, being duly sworn according to law and being over the age of 18, upon my oath depose and say that:

I am retained by Counsel of Record for *Petitioner*.

That on the 25<sup>th</sup> day of July, 2025, I served the within *Reply Brief for Petitioner* in the above-captioned matter upon:

Dale M. Cendali  
Counsel of Record  
Kirkland & Ellis LLP  
601 Lexington Avenue  
New York, NY 10022  
212-446-4800  
dale.cendali@kirkland.com

by sending three copies of same, addressed to each individual respectively, through FedEx Priority. An electronic version was also served by email to each individual.

That on the same date as above, I sent to this Court forty copies of the within *Reply Brief for Petitioner* through the Overnight Next Day Federal Express, postage prepaid. In addition, the brief has been submitted through the Court's electronic filing system.

All parties required to be served have been served.

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

Executed on this 25<sup>th</sup> day of July, 2025.

*Ann Tosel*

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Ann Tosel

Sworn to and subscribed before me  
this 25<sup>th</sup> day of July, 2025.

*Mariana Braylovsky*

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



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