No. 24-1016

IN THE

Supreme Court of the United States

RISEANDSHINE CORPORATION, DBA RISE BREWING,

Petitioner,

v.

PEPSICO, INC.,

Respondent.

On Writ of Certiorari to the United States Court of Appeals for the Second Circuit

BRIEF FOR RESPONDENT

CERTIFICATE OF COMPLIANCE

As required by Supreme Court Rule 33.1(h), I certify that the document contains **12,990** words, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d).

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

Sworn to and subscribed before me this 4th day of November 2026.

Aza Donner

AZA SALINDER DONNER
NOTARY PUBLIC
District of Columbia

My commission expires April 30, 2029.

AZA SALINDER DONNER NOTARY PUBLIC DISTRICT OF COLUMBIA Exp. 04/30/2029