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No. 24-43

1115 H Street, N.E. Washington, D.C. 20002

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STATE OF WEST VIRGINIA, et al.,

Petitioners,

77

B.P.J., BY NEXT FRIEND AND MOTHER, HEATHER JACKSON,

Respondent.

AFFIDAVIT OF SERVICE

I HEREBY CERTIFY that on September 19, 2025, three (3) copies of the BRIEF FOR THE STATES OF ARKANSAS, ALABAMA, 25 OTHER STATES, AND THE U.S. TERRITORY OF GUAM AS AMICI 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:

KELLY CASWELL MORGAN BAILEY & WYANT, PLLC 500 Virginia St. E. Suite 600 P.O. Box 3710 Charleston, WV 25337 (304) 345-4222

Party name: West Virginia State Board of Education and W. Clayton Burch, In His Official Capacity as State Superintendent

AMY M. SMITH STEPTOE & JOHNSON 400 White Oaks Boulevard Bridgeport, WV 26330 (304) 933-8137

Party name: Harrison County Board of Education and Dora Stutler

MICHAEL RAY WILLIAMS
OFFICE OF THE WEST VIRGINIA ATTORNEY
GENERAL
State Capitol Complex, Bldg. 1, Rm E-26
1900 Kanawha Blvd. E
Charleston, WV 25305
(304) 558-2021

Party name: West Virginia, et al.
JOHN J. BURSCH

ALLIANCE DEFENDING FREEDOM 440 First Street NW Suite 600 Washington, DC 20001 (616) 450-4235

Party name: West Virginia, et al.

JOSHUA A. BLOCK AMERICAN CIVIL LIBERTIES UNION FOUNDATION 125 Broad Street Floor 18 New York, NY 10004 (212) 549-2593

Party name: B.P.J., by her next friend and mother, Heather Jackson

SUSAN LLEWELLYN DENIKER STEPTOE & JOHNSON PLLC 400 White Oaks Boulevard Bridgeport, WV 26330 (304) 933-8154

Party name: Harrison County Board of Education and Dora Stutler, in her capacity as Harrison County Superintendent

ROBERTA F. GREEN SHUMAN, MCCUSKEY & SLICER 1411 Virginia Street, East Suite 200 Charleston, WV 25301 (304) 482-5364

Party name: West Virginia Secondary School Activities Commission

The following email addresses have also been served electronically: autumn.patterson@arkansasag.gov edmund.lacour@alabamaag.gov kmorgan@baileywyant.com amy.smith@steptoe-johnson.com mwilliams@wvago.gov jbursch@adflegal.org jblock@aclu.org susan.deniker@steptoe-johnson.com rgreen@shumanlaw.com

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Sworn to and subscribed before me this 19th day of September 2025.

AZA SALMDER DONNER NOTARY PUBLIC

District of Columbia

My commission expires April 30, 2029.

