



E-Mail Address:
briefs@wilsonepes.com

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

Web Site:
www.wilsonepes.com

Tel (202) 789-0096
Fax (202) 842-4896

No. 25-133

JOSEPH MILLER; EZRA WENGERD; JONAS SMUCKER;
DYGERT ROAD SCHOOL; PLEASANT VIEW SCHOOL;
SHADY LANE SCHOOL,

Petitioners,

v.

JAMES V. McDONALD, IN HIS OFFICIAL CAPACITY AS
COMMISSIONER OF HEALTH OF THE STATE OF NEW
YORK; BETTY A. ROSA, IN HER OFFICIAL CAPACITY AS
COMMISSIONER OF EDUCATION OF THE STATE OF NEW
YORK,

Respondents.

AFFIDAVIT OF SERVICE

I HEREBY CERTIFY that on September 3, 2025, three (3) copies of the BRIEF OF THE NATIONAL CATHOLIC BIOETHICS CENTER, ET AL. AS AMICI CURIAE IN SUPPORT OF PETITIONER in the above-captioned case were served, as required by U.S. Supreme Court Rule 29.5(c), on the following:

KYLE DOUGLAS HAWKINS
LEHOTSKY KELLER COHN LLP
919 Congress Avenue
Austin, TX 78701
(612) 296-6947

*Counsel for Joseph Miller, Ezra Wengerd,
Jonas Smucker, Dygert Road School,
Pleasant View School, Shady Lane School*

BARBARA DALE UNDERWOOD
Solicitor General
OFFICE OF THE ATTORNEY GENERAL
28 Liberty Street
New York, NY 10005-1400
(212) 416-8016

*Counsel for James V. McDonald, in his official
capacity as Commissioner of Health of the
State of New York, Betty A. Rosa, in her
official capacity as Commissioner of
Education of the State of New York*

The following email addresses have also been served electronically:

jeffrey.wald@nelsonmullins.com
kyle@lkcfirm.com
barbara.underwood@ag.ny.gov

Robyn

ROBYN DORSEY WILLIS
WILSON-EPES PRINTING CO., INC.
1115 H Street, N.E.
Washington, D.C. 20002
(202) 789-0096

Sworn to and subscribed before me this 3rd day of September 2025.

Aza Donner

AZA SALINDER DONNER
NOTARY PUBLIC
District of Columbia

My commission expires April 30, 2029.

