

In The
Supreme Court of the United States

SUNCOR ENERGY (U.S.A.) INC., ET AL.,

Petitioners,

v.

COUNTY COMMISSIONERS OF BOULDER COUNTY, ET AL.,

Respondents.

On Writ of Certiorari to the Supreme Court of Colorado

CERTIFICATE OF SERVICE

Pursuant to Supreme Court Rule 29.3, I hereby certify that on May 21, 2026, the following counsel have been served an electronic copy of the Brief of House Majority Leader Steve Scalise and 73 Other Members of Congress as *Amici Curiae* in Support of Petitioners via email. Three (3) paper copies of the foregoing will be sent to the same counsel, through Federal Express by Overnight Delivery, on May 22, 2026, as addressed below.

Kannon K. Shanmugam
Counsel of Record for Petitioners
DAVIS POLK & WARDWELL LLP
1050 17th Street, NW
Washington, DC 20036
(202) 962-7000
kshanmugam@davispolk.com

Kevin K. Russell
Counsel of Record for Respondents
RUSSELL & WOOFER LLC
1701 Pennsylvania Ave, NW
Suite 200
Washington, DC 20006
(202) 240-8433
kr@russellwoofer.com

Sarah Michelle Harris
Counsel of Record for United States
DEPARTMENT OF JUSTICE
950 Pennsylvania Ave
Washington, DC 20530
(202) 514-2217
andre.r.rogers2@usdoj.gov

I further certify that, pursuant to Rule 29.2, the foregoing brief has been filed with the Clerk of Court's electronic filing system on May 21, 2026, and that forty (40) copies will be sent to the Clerk through Federal Express by Overnight Delivery on May 22, 2026.

I declare under penalty of perjury that the foregoing is true and correct and that all parties required to be served, have been served.

Executed May 21, 2026.

/s/ Jared M. Kelson
JARED M. KELSON
Counsel of Record
BOYDEN GRAY PLLC
800 Connecticut Ave NW,
Suite 900
Washington, DC 20006
(202) 955-0620
jkelson@boydengray.com