AFFIDAVIT OF SERVICE

SUPREME COURT OF THE UNITED STATES

No. ___

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APOGEE COAL CO. & ARCH RESOURCES, ET AL.,

Petitioners,

v.

DIRECTOR, OFFICE OF WORKERS' COMPENSATION & RUTLAND MELTON, ET AL.,

Respondents.

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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 *Petitioners.*

That on the 22nd day of October, 2026, I served the within *Petition for a Writ of Certiorari* in the above-captioned matter upon:

D. John Sauer
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by sending three copies of same, addressed to each individual respectively, through FedEx Priority.

That on the same date as above, I sent to this Court forty copies of the within *Petition for a Writ of Certiorari* and three hundred dollar filing fee check through the Overnight Next Day Federal Express, postage prepaid.

That on the 22nd day of October, 2026, an electronic version was served by email to each individual. 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 22nd day of October, 2026.

Ann Tosel

Ann Tosel

Sworn to and subscribed before me
this 22nd day of October, 2026.

Mariana Braylovskiy

MARIANA BRAYLOVSKIY
Notary Public State of New York
No. 01BR6004935
Qualified in Richmond County
Commission Expires March 30, 2030