

No. \_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

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CHENEQUA AUSTIN,  
ERIC JERMAINE SPIVEY,

*Petitioners,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

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**DECLARATION VERIFYING TIMELY FILING**

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Petitioners, Chenequa Austin and Eric Jermaine Spivey, through undersigned counsel, and pursuant to SUP. CT. R. 29.2 and 28 U.S.C. § 1746, declare that the **Petition for Writ of Certiorari** filed in the above-styled matter was filed electronically and was sent in an envelope via third party commercial carrier for delivery within three days, addressed to the Clerk of the Supreme Court of the United States, on the 11th day of December, 2017, which is prior to the time the petition for writ of certiorari is due on December 12, 2017.

MICHAEL CARUSO  
Federal Public Defender

Miami, Florida  
December 11, 2017

By:  /s/ Andrew L. Adler  
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