No. 23-819

IN THE SUPREME COURT OF THE UNITED STATES

ALLSTATES REFRACTORY CONTRACTORS, LLC, PETITIONER

v.

JULIE A SU, ACTING SECRETARY OF LABOR, ET AL.

CERTIFICATE OF SERVICE

It is hereby certified that all parties required to be served have been served with copies of the **BRIEF FOR THE RESPONDENTS IN OPPOSITION**, via email and first-class mail, postage prepaid, this 1st day of May 2024.

[See Attached Service List]

As required by Supreme Court Rule 33.1(h), I certify that the document contains <u>3,337</u> words, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d). I declare under penalty of perjury that the foregoing is true and correct. Executed on **May 1, 2024.**

Elizabeth B. Prelogar
Solicitor General
Counsel of Record
Department of Justice
Washington, D.C. 20530-0001
(202) 514-2217

May 1, 2024

Due to the continuing delay in receiving incoming mail at the Department of Justice, in addition to mailing your brief via first-class mail, we would appreciate a fax or email copy of your brief. If that is acceptable to you, please fax your brief to Charlene Goodwin, Supervisor, Case Management, Office of the Solicitor General, at (202) 514-8844, or email at **SupremeCtBriefs@USDOJ.gov.** Ms. Goodwin's phone number is (202) 514-2217 or 2218. Thank you for your consideration of this request.

23-0819 ALLSTATES REFRACTORY CONTRACTORS, LLC JULIE A. SU, ACTING SECRETARY OF LABOR, ET AL.

> TIMOTHY S. BISHOP MAYER BROWN LLP 71 SOUTH WACKER DRIVE CHICAGO, IL 60606-4637 312-782-0600 TBISHOP@MAYERBROWN.COM

ANASTASIA P. BODEN CATO INSTITUTE 1000 MASS. AVE., N.W WASHINGTON, DC 20001 202-216-1414 ABODEN@CATO.ORG

SHENG LI NEW CIVIL LIBERTIES ALLIANCE 1225 19TH ST. NW, SUITE 450 WASHINGTON, DC 20036 202-869-5210 SHENG.LI@NCLA.LEGAL

THOMAS R. MCCARTHY
ANTONIN SCALIA LAW SCHOOL SUPREME
COURT CLINIC CONSOVOY MCCARTH PLLC
1600 WILSON BOULEVARD
SUITE 700
ARLINGTON, VA 22209
703-243-9423
TOM@CONSOVOYMCCARTHY.COM

MICHAEL PEPSON
AMERICANS FOR PROSPERITY FOUNDATION
4201 WILSON BLVD.,
STE. 1000
ARLINGTON, VA 22203
571-329-4529
MPEPSON@AFPHQ.ORG

LINDSAY S. SEE
SOLICITOR GENERAL OF STATE OF WEST
VIRGINIA
STATE CAPITOL COMPLEX
BUILDING 1
ROOM E-26
CHARLESTON, WV 25305
304-558-2021
LINDSAY.S.SEE@WVAGO.GOV

BRETT A. SHUMATE JONES DAY 51 LOUISIANA AVE. N.W WASHINGTON, DC 20001 202-879-3939 BSHUMATE@JONESDAY.COM

DAVID C. TRYON
THE BUCKEYE INSTITUTE
88 EAST BROAD STREET
SUITE 1300
COLUMBUS, OH 43215
614-224-4422
D.TRYON@BUCKEYEINSTITUTE.ORG

LUKE A. WAKE
PACIFIC LEGAL FOUNDATION
555 CAPITOL MALL
SUITE 1290
SACRAMENTO, CA 95814
916-419-7111
LWAKE@PACIFICLEGAL.ORG

VIA EMAIL