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**DEPARTMENT OF JUSTICE
APPELLATE DIVISION**

October 25, 2018

Catherine O'Hagan Wolfe
Clerk of Court
United States Court of Appeals for the Second Circuit
40 Foley Square
New York, NY 10007

Re: *Exxon Mobil Corp. v. Healey*, No. 18-1170

Dear Ms. Wolfe,

In a telephone call on October 19, 2018, your office asked me to submit a letter to the court clarifying the roles of the States of Maine and Mississippi, which at the time were listed both as joining the amicus brief by Texas *et al.* supporting appellants and the amicus brief of Delaware *et al.* supporting appellees.

After that call, Texas submitted a corrected brief reflecting that the parties that joined its brief are the *governors* of Maine and Mississippi—not the states through their attorneys general, which joined the Delaware brief. I hope that has resolved any confusion.

Sincerely,

/s/ Benjamin Gutman
Benjamin Gutman
Solicitor General