

**SUPREME COURT OF THE UNITED STATES**

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DELAWARE, *Plaintiff*

v.

Nos. 22O145 & 22O146 (Consolidated)

ARKANSAS, *et al.*, *Defendants*

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**COMMONWEALTH OF PENNSYLVANIA'S  
MOTION FOR SUMMARY JUDGMENT**

Under Rule 56 of the Federal Rules of Civil Procedure, Defendant Commonwealth of Pennsylvania hereby moves for summary judgment in its favor and against Delaware on Counts I and II of Pennsylvania's Counterclaims, and for summary judgment in favor of Pennsylvania and against Delaware on Delaware's Bill of Complaint. Pennsylvania bases its motion on the arguments set forth in the accompanying memorandum of law and the memorandum of law filed by the Defendants States, which Pennsylvania joins and incorporates herein by reference.

Respectfully submitted,

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Dated: February 1, 2019

## **CERTIFICATE OF SERVICE**

Counsel of record for the Commonwealth of Pennsylvania certifies that on February 1, 2019, its Motion for Summary Judgment, with accompanying Memorandum of Law and Supplemental Appendix were served, as required by Case Management Order No. 5, on all counsel of record.

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