CERTIFICATE OF SERVICE

I certify that on July 27, 2011, I caused the parties listed below to be served via fax with a brief for the Retail Industry Leaders Association, Amicus Curiae, filed in the matter of D.R. Horton, Inc. and Michael Cuda, NLRB Case No. 12-CA-25764. I further certify that on July 28, 2011, I caused the same parties listed below to be served with a brief for the Retail Industry Leaders Association, Amicus Curiae, filed in the matter of D.R. Horton, Inc. and Michael Cuda, NLRB Case No. 12-CA-25764, via electronic mail.

John King (served via electronic mail only)

Mark M. Stubley, Esq.

Bernard Jeweler, Esq.

Michael Cuda

Carlos V. Leach, Esq.

Michael Rubin, Esq.

Cliff Palefsky, Esq

Judith A. Scott, Esq.

Jonathan S. Hershberg, Esq.

Dated: July 28, 2011