

CERTIFICATE OF SERVICE

I, Kenneth A. Libby, hereby certify that on September 25, 2012, I caused a copy of the foregoing Complaint, Motion for Entry of Final Judgment, and proposed Final Judgment to be served on defendant Biglari Holdings, Inc. by mailing the documents via email to its duly authorized legal representative, as follows:

For Defendant Biglari Holdings:

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**FOR PLAINTIFF
UNITED STATES OF AMERICA**

/s/ Kenneth A. Libby
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