

No. 19-3220

**IN THE UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

UNITED STATES OF AMERICA and SIERRA CLUB,
Plaintiffs-Appellees,

v.

AMEREN MISSOURI,
Defendant-Appellant.

**Appeal from the U.S. District Court for the Eastern District of Missouri,
Eastern Division Case No. 4:11-cv-00077-RWS,
The Honorable Rodney W. Sippel**

**BRIEF OF *AMICI CURIAE* CHAMBER OF COMMERCE OF THE
UNITED STATES OF AMERICA, AMERICAN CHEMISTRY COUNCIL,
AMERICA'S POWER, MISSOURI CHAMBER OF COMMERCE AND
INDUSTRY, NATIONAL ASSOCIATION OF MANUFACTURERS, AND
NATIONAL MINING ASSOCIATION IN SUPPORT OF APPELLANT
AND REVERSAL**

Of Counsel

Daryl Joseffer
Michael B. Schon
U.S. CHAMBER LITIGATION CENTER
1615 H. Street NW
Washington, DC 20062
Tel: (202) 463-5948

*Counsel for Chamber of Commerce of the
United States of America*

F. William Brownell
Makram B. Jaber
HUNTON ANDREWS KURTH LLP
2200 Pennsylvania Avenue, N.W.
Washington, DC 20037
Tel: (202) 955-1500
Fax: (202) 778-2201
bbrownell@HuntonAK.com
mjaber@HuntonAK.com

Counsel for Amici Curiae

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RULE 26.1 CORPORATE DISCLOSURE STATEMENT

Pursuant to Federal Rule of Appellate Procedure 26.1, the *amici curiae* make the following disclosures:

American Chemistry Council (“ACC”) is a trade association that represents companies across the United States engaged in the business of chemistry. This industry is a \$770 billion enterprise and a key element of the nation’s economy. It is the largest exporting sector in the United States, accounting for 12% of U.S. exports. As a representative of the nation’s leaders in chemistry, ACC is committed to improved environmental, health, and safety performance through Responsible Care®, common-sense advocacy designed to address major public policy issues, and health and environmental research and product testing. Safety and security have always been primary concerns of ACC members, and they have intensified their efforts, working closely with government agencies to improve security and defend against any threat to the nation’s critical infrastructure. ACC has no parent corporation, and no publicly held company has 10 percent or greater ownership in ACC.

America’s Power is the only national trade organization whose sole mission is to advocate at the federal and state levels on behalf of coal-fired electricity and the nation’s coal fleet. Our membership is comprised of electricity generators, coal producers, railroads, barge operators, and equipment and supply manufacturers. It

has no parent corporation, and no publicly held company owns a 10 percent or greater interest in America's Power.

The Chamber of Commerce of the United States of America ("U.S. Chamber") is the world's largest business federation, representing approximately 300,000 direct members and indirectly representing the interests of more than three million companies and professional organizations of every size, in every industry sector, and from every region of the country. The U.S. Chamber has no parent corporation, and no publicly held company has a 10 percent or greater ownership interest in the U.S. Chamber.

The Missouri Chamber of Commerce and Industry ("Missouri Chamber") is the largest business association in Missouri. Representing thousands of employers, the Missouri Chamber advocates for policies and laws that will enable Missouri businesses to thrive, promote economic growth, and improve the lives of all Missourians. The Missouri Chamber also advocates for legislative policy and court outcomes that make Missouri attractive to job creators, and encourage existing job creators to stay and grow within Missouri. The Missouri Chamber has no parent corporation, and no publicly held company has a 10 percent or greater ownership interest in the Missouri Chamber.

The National Association of Manufacturers ("NAM") is the largest manufacturing association in the United States, representing small and large

manufacturers in every industrial sector and in all 50 states. NAM has no parent corporation, and no publicly held company has 10% or greater ownership in NAM.

The National Mining Association (“NMA”) is a national trade association that represents the interests of the mining industry, including the producers of most of America’s coal, metals, and industrial and agricultural minerals. NMA has no parent corporation, and there is no publicly held company that owns 10% or more of its stock.

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