



October 1, 2020

The Honorable Tani Gorre Cantil-Sakauye, Chief Justice
The Honorable Associate Justices
Supreme Court of California
350 McAllister Street
San Francisco, California 94102

Re: *Dewayne Johnson v. Monsanto Company*
Cal. Supreme Court Case No. S264158
Amicus Letter in Support of Petition for Review

Dear Chief Justice Cantil-Sakauye and Associate Justices:

The Missouri Chamber of Commerce and Industry (The Missouri Chamber) writes to respectfully request the California Supreme Court to accept review of the *Dewayne Johnson v. Monsanto Company* case from the Court of Appeal, First Appellate District, Division One.

The Missouri Chamber is the largest business association in Missouri, representing thousands of employers. Our diverse membership includes strong representation from agricultural companies that specialize in bioscience, farming, and food production. Our members provide goods and services throughout the country, with our agricultural members in particular having a sizeable footprint throughout the country through production and sales.

The Missouri Chamber advocates for policies and laws that enable Missouri businesses to thrive, promoting economic growth. The Missouri Chamber also regularly advocates in state and federal court regarding important judicial and policy matters affecting our members. We understand and respect the different roles of each of the branches of government and support our members before the different branches, advocating for positive outcomes providing clarity and certainty in judicial and policy matters.

This case has direct implications for members of the Missouri Chamber, especially for our members in the field of agricultural production. As alluded to above, our members engage in many varied sectors of the economy, including agricultural production. These entities must follow federal, state, and local laws and regulations regarding producing and selling their products. The labeling requirements at issue in this case must be resolved so that manufacturers and sellers, as well as consumers, have clarity going forward regarding the sale, purchase, and use of pesticides critical to agricultural production. The issue of preemption, here related to the application of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) must be resolved with an understanding of the need for federal regulation within our country's diverse and mobile economy. The product labeling requirements under FIFRA provide an appropriate framework for manufacturers, sellers, and consumers, which is preferable to each of the states setting out individualized requirements.

The Missouri Chamber respectfully requests the California Supreme Court to review the *Dewayne Johnson v. Monsanto* case to resolve the issues presented and provide clarity regarding the regulatory requirements at issue.

Thank you for your consideration.

Sincerely,

Daniel P. Mehan President and CEO
Missouri Chamber of Commerce and Industry

Document received by the CA Supreme Court