

**United States Court of Appeals
For The Eighth Circuit**
Thomas F. Eagleton U.S. Courthouse 111 South 10th Street, Room 24.329
St. Louis, Missouri 63102

**VOICE (314) 244-2400 Michael
E. Gans FAX (314) 244-2780**

Clerk of Court

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March 19, 2014

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CORRECTED LETTER

RE: 12-2056 Ronald Tussey, et al v. ABB, Inc., et al
12-2060 Ronald Tussey, et al v. Fidelity Management Trust Co., et al
12-3794 Ronald Tussey, et al v. Fidelity Management Trust Co., et al
12-3875 Ronald Tussey, et al v. ABB, Inc., et al

Dear Sirs:

A published opinion was filed today in the above case.

Counsel who presented argument on behalf of the appellants in 12-2056 and 12-3875 was **Jonathan D. Hacker** of Washington, DC, and Thomas E. Wack, of Saint Louis, MO.

The following attorneys appeared on the appellant brief of ABB in 12-2056 and 12-3875:

Jeffrey Scott Russell, of Saint Louis, MO.,
Brian T. Ortelere, of Philadelphia, PA.,
William J. Delany, of Philadelphia, PA.,
Azeez Hayne of Philadelphia, PA.

The following attorneys appeared on the appellant brief of appellants Fidelity Management Trust Company; Fidelity Management & Research Company:

Brian D. Boyle of Washington, DC.,
Brianne Gorod of Washington, DC.,
Kathryn E. Tarbert of Washington, DC.,
Richard N. Bein of Kansas City, MO.

Counsel who presented argument on behalf of the appellee was Jerome Joseph Schlichter, of Saint Louis, MO.

The following attorneys appeared on the appellee brief:

Troy A. Doles of St. Louis, MO
Heather Lea of St. Louis, MO

Michael A. Wolff of St. Louis, MO.

Counsel who presented argument on behalf of amicus curiae, the Secretary of Labor, was David Ellis of Washington, DC.

The following attorneys appeared on the amicus brief of Securities Industry and Financial Markets Association in 12-2056 and 12-3875:

Jay E. Sushelsky, of Washington, DC.,
Steven Gill Bradbury, of Washington, DC.,
Robert W. Helm, of Washington, DC.,
Andrew L. Oringer, of Washington, DC.,
Alexander R. Bilus, of Washington, DC.,
Ira D. Hammerman, of Washington, DC.
Kevin Carroll, of Washington, DC.

The following attorney appeared on the amicus brief of Law Professors Frankel, Black, and Webber: Barbara Jean Black, of Cincinnati, OH.

The following attorneys appeared on the amicus brief of AARP: Melvin Radowitz of Washington, DC., and Jay E. Sushelsky of Washington, DC.

The judge who heard the case in the district court was Honorable Nanette K. Laughrey. The judgment of the district court was entered on March 31, 2012.

If you have any questions concerning this case, please call this office.

Michael E. Gans
Clerk of Court

MDS

Enclosure(s)

cc: Lois Law
 MO Lawyers Weekly

District Court/Agency Case Number(s): 2:06-cv-04305-NKL