

**IN THE SUPREME COURT OF MISSISSIPPI**

KENNY AUSTIN et al        )  
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  )  
SANDERSON FARMS Inc    )

Case No. 2003-IA-02490-SCT

**MOTION TO FILE BRIEF AS *AMICI CURIAE***

The Rural Advancement Foundation International-USA (“RAFI-USA”) is a private non-profit organization based in Pittsboro, North Carolina, dedicated to community, equity and diversity in agriculture. RAFI-USA seeks to assure that agreements between individual farmers and those with whom they enter into production contracts are fair, particularly with respect to provisions bearing on the resolution of disputes between the parties. RAFI-USA actively supported passage of the Fair Contracts for Growers Act (S. 91), a federal bill (i) to ensure that arbitration agreements between farmers and processors are binding only if made after the controversy arose, as required by traditional common law and (ii) to prohibit mandatory arbitration agreements made under coercive conditions.

The thirty-nine organizations listed in the attachment to this motion (with RAFI-USA, “proposed *amici curiae*”) work with or have farmer members, including those who raise poultry or produce eggs under contracts with processors. They similarly seek to assure that agreements between individual farmers and those with whom they enter into production contracts are fair, particularly with respect to provisions bearing on the resolution of disputes between the parties.

Proposed *amici curiae* therefore have “substantial legitimate interests that will likely be affected by the outcome of the case,” and their interests extend beyond those of the parties to the case. M.R.A.P. 29(a).

Respectfully submitted,

*AMICI CURIAE* THE RURAL ADVANCEMENT  
FOUNDATION INTERNATIONAL-USA AND  
THIRTY-NINE AGRICULTURAL  
ORGANIZATIONS

By their attorneys,

BY:           s/ Paul Y. Castle            
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**CERTIFICATE OF SERVICE**

I, Susan E. Stokes, legal director of Farmers' Legal Action Group, Inc., do hereby certify that I have this day caused to be served a copy of the foregoing Motion to File Brief as *Amici Curiae* by mailing a true and correct copy thereof via United States Mail, postage prepaid, to the following:

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SO CERTIFIED, this the 1<sup>st</sup> day of June, 2005.

\_\_\_\_\_  
s/ Susan E. Stokes  
Susan E. Stokes