

---

---

IN THE  
**Supreme Court of the United States**

\_\_\_\_\_  
ZIMMIAN TABB,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

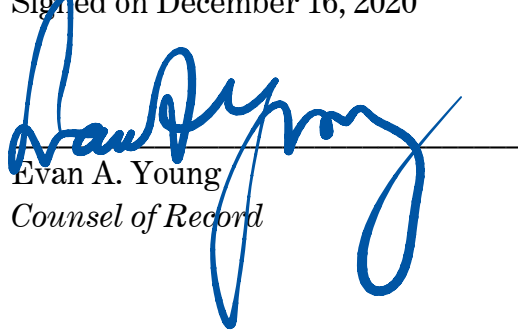
\_\_\_\_\_  
**On Petition for a Writ of Certiorari  
to the United States Court of Appeals  
for the Second Circuit**

\_\_\_\_\_  
**BRIEF FOR THE  
NATIONAL ASSOCIATION OF HOME BUILDERS  
AND THE AMERICAN FARM BUREAU FEDERATION  
AS *AMICI CURIAE* IN SUPPORT OF PETITIONER**

\_\_\_\_\_  
**CERTIFICATE OF SERVICE**

I certify, as required by U.S. Supreme Court Rule 29.5(b), that on December 16, 2020, an electronic copy of the Brief for the National Association of Home Builders and the American Farm Bureau Federation as *Amici Curiae* in Support of Petitioner was served on all parties required to be served, and that counsel for every party below consented to electronic service in accordance with the this Court's Order dated April 15, 2020.

Signed on December 16, 2020



\_\_\_\_\_  
Evan A. Young  
*Counsel of Record*

JOHN P. ELWOOD  
ARNOLD & PORTER KAYE SCHOLER LLP  
601 Massachusetts Avenue, N.W.  
Washington, D.C. 20001  
202.942.5992  
john.elwood@arnoldporter.com  
*Counsel for Petitioner Zimmian Tabb*

JEFFREY B. WALL  
ACTING SOLICITOR GENERAL  
UNITED STATES DEPARTMENT OF JUSTICE  
950 Pennsylvania Ave., N.W.  
Washington, D.C. 20530-0001  
202.514.2217  
SupremeCtBriefs@USDOJ.gov  
*Counsel for Respondent United States of America*