



## **JESUS A. OSETE**

**Attorney**

**Jefferson City**

E: [jesus.osete@bclplaw.com](mailto:jesus.osete@bclplaw.com)

T: [+1 573 556 6638](tel:+15735566638)

## **BIOGRAPHY**

Jesus A. Osete is an attorney in the firm's Appellate and Supreme Court and Business & Commercial Disputes Practice Groups.

Jesus previously served as General Counsel to the Hon. John R. Ashcroft, secretary of state of Missouri. He also previously served as deputy attorney general for special litigation and deputy solicitor general under the Hon. Eric S. Schmitt, then-attorney general of Missouri, now U.S. Senator. He has presented oral argument in high-profile cases before the U.S. Supreme Court, the U.S. Court of Appeals for the Eighth Circuit, and the Supreme Court of Missouri, and has litigated several high-profile cases in these courts and other federal and state courts across the country.

Before joining the firm, Jesus clerked for the Hon. Bobby E. Shepherd of the United States Court of Appeals for the Eighth Circuit and the Hon. Chief Justice Zel M. Fischer of the Supreme Court of

Missouri.

Jesus received his law degree from Washington University in St. Louis, where he served as senior executive editor of the Washington University Law Review. Before law school, he worked for the late Senator John McCain in the United States Senate, and received an A.B. in political science and pre-law from the University of Arizona.

Jesus is an active member of (and frequent speaker for) the Federalist Society, where he serves as vice president of the Jefferson City Lawyers Chapter. He also serves as a trustee for the Supreme Court of Missouri Historical Society and previously served as vice-chair of the Missouri Bar Appellate Practice Committee. In 2018, he was one of approximately forty individuals in the United States selected to attend the Originalism Summer Seminar at the Georgetown University Law Center. In 2019, he was one of twelve young lawyers in Missouri selected to participate in the Missouri Bar's Leadership Academy.

## CIVIC INVOLVEMENT & HONORS

- The POWER List: Appellate Law, Missouri Lawyers Media, 2024-2025 (named as one of Missouri's "most powerful attorneys in appellate law")
- Influential Appellate Advocate, Missouri Lawyers Media, 2023
- Alumni, Missouri Bar Leadership Academy, 2019-2020

## PROFESSIONAL AFFILIATIONS

- Vice President, The Federalist Society, Jefferson City Lawyers Chapter
- Trustee, Supreme Court of Missouri Historical Society

## CLERKSHIPS

- Hon. Bobby E. Shepherd, U.S. Court of Appeals for the Eighth Circuit
- Hon. Chief Justice Zel M. Fischer, Supreme Court of Missouri

## SPOKEN LANGUAGES

- Spanish

## ADMISSIONS

- Missouri, 2016
- United States District Court for the Eastern and Western Districts of Missouri
- United States District Court for the District of Kansas
- United States Supreme Court
- United States Court of Appeals for the Third, Fifth and Eighth Circuits

## EDUCATION

- Washington University in St. Louis, J.D., 2016
- The University of Arizona, A.B., 2013

## RELATED PRACTICE AREAS

- Business & Commercial Disputes
- Litigation & Dispute Resolution
- Appellate

## EXPERIENCE

- *Trump v. Anderson*, 601 U.S. 100 (2024) (authored amicus brief on behalf of 11 GOP secretaries of state disagreeing that they have authority to disqualify presidential candidates under Section Three of the Fourteenth Amendment)
- *Schmitt v. Reprod. Health Servs. of Planned Parenthood of the St. Louis Region, Inc.*, 144 S. Ct. 38 (2021) (defended Missouri House Bill 126 (2019), which prohibited medical providers from performing abortions when the provider knows that the sole reason for the abortion is a pretrial diagnosis or screening indicating that the unborn child does, or may, have Down syndrome)
- *Sarasota Wine Mkt., LLC v. Schmitt*, 142 S. Ct. 335 (2021) (successfully defeated petition for writ of certiorari involving challenge to Missouri's Liquor Control Law, which requires alcohol retailers to obtain a license before shipping alcohol products to in-state consumers)
- *Doe v. Parson*, 141 S. Ct. 874 (2020) (successfully defeated the Satanic Temple's motion to disqualify Associate Justice Amy Coney Barrett from case due to her religious beliefs).

- *State ex rel. Tyler Techs., Inc. v. Chamberlain*, 679 S.W.3d 474 (Mo. banc 2023) (successfully defeated high-profile class action suit against government contractor)
- *Scott C. by & through Melissa C. v. Riverview Gardens Sch. Dist.*, 19 F.4th 1078 (8th Cir. 2021) (contested large attorney fee award in section 1983 suit)
- *Trotter v. Lawson*, 997 F.3d 819 (8th Cir. 2021) (successfully defended jury verdict in section 1983 suit)
- *Gen. Land Off. v. Biden*, 722 F. Supp. 3d 710 (S.D. Tex. 2024) (successfully obtained preliminary injunction requiring federal government to restart construction of southern border wall)
- *UMB Bank, N.A. v. Kraft CPAs, PLLC*, No. 23-CV-00268-SRB (W.D. Mo.) (successfully defeated motions to dismiss and to transfer venue in multi-million dollar auditing dispute)
- *Missouri Joint Mun. Elec. Util. Comm'n v. Gridliance High Plains, LLC*, No. 6:19-CV-03338-MDH (W.D. Mo.) (breach of contract dispute)
- *Water for Com. Fund Mgmt., LLC v. PSK Collective, LLC*, No. 223CV02330HLTBGS (D. Kan.) (breach of contract dispute)
- *State ex rel. Basinger v. Ashcroft*, No. 22AC-CC03688 (Mo. Cir. Ct. 2022), *aff'd* 677 S.W.3d 562 (Mo. App. 2023) (successfully defeated writ of mandamus)
- *Quade v. Flenoid*, No. SC99852 (Mo. Banc 2022) (appealed denial of intervention motion)
- *Reinoehl v. Merrill*, No. 122CV01974JRSTAB (S.D. Ind. 2023) (successfully defeated suit challenging Missouri's ballot-access laws)
- *City of Arnold v. State*, No. 22JE-CC00010 (Mo. Cir. Ct.) (successfully litigated motion to transfer venue)
- *City of Overland v. State*, No. 21AC-CC00326 (Mo. Cir. Ct.) (successfully defeated motion for temporary restraining order)
- *Missouri Dep't of Health & Senior Services v. Reproductive Health Services*, No. 21AC-CC00110 (Mo. Cir. Ct.) (filed petition for judicial review of administrative hearing commission)
- *Barber v. Tidball*, No. 2:21-cv-04180 (W.D. Mo.) (defended section 1983 suit involving Medicaid Expansion)
- *Texas v. Biden*, No. 2:22-cv-00014 (N.D. Tex.) (challenged Biden Administration's "Central American Minors Program" program)

- *Texas v. Biden*, 589 F. Supp. 3d 595 (N.D. Tex. 2022) (authored *amicus curiae* brief in case challenging Biden Administration's exemption of COVID-19 positive illegal aliens from Title 42 procedures)
- *Harrison v. Envision Mgmt. Holding, Inc. Bd. of Directors*, 59 F.4th 1090 (10th Cir 2023) (requested en banc review in ERISA class-action suit)
- *Biden v. Missouri*, 142 S. Ct. 647 (2022) (first-chaired challenge to Biden Administration's COVID-19 vaccine mandate for healthcare workers)
- *Biden v. Texas*, 142 S. Ct. 2528 (2022) (second-chaired challenge to Biden Administration's rescission of Trump Administration's "Remain in Mexico" immigration policy)
- *Moore v. Harper*, No. 21-1271 (U.S. Supreme Court) (authored *amicus* brief in high-profile redistricting case on behalf of Missouri Secretary of State Jay Ashcroft)
- *Doyle v. Tidball*, 625 S.W.3d 459 (Mo. banc 2021) (second-chaired trial and appeal of challenge to the Missouri legislature's refusal to fund Medicaid Expansion)
- *United States v. Missouri*, No. 2:22-cv-4022 (W.D. Mo.) (defended U.S. Department of Justice's challenge Missouri's Second Amendment Preservation Act)
- *Conservation Commission v. Schmitt*, No. SC99092 (Mo. banc) (briefed and argued appeal involving the Missouri legislature's appropriation authority over the Conservation Commission)
- *Gasca v. Precythe*, No. 20-3447 (8th Cir.) (appealed injunction ordering significant changes to Missouri's parole system)
- *City of St. Louis v. State*, 643 S.W.3d 295 (Mo. banc 2022) (defended political subdivisions' challenge Missouri's Second Amendment Preservation Act)
- *S.M.H. v. Schmitt*, 618 S.W.3d 531 (Mo. banc 2021) (appealed and successfully vacated \$4 million judgment against the State)
- *B.W.C. v. Williams*, 990 F.3d 614 (8th Cir. 2021) (successfully defended on appeal First Amendment challenge to Missouri's religious exemption form for mandatory school immunizations)
- *Baker v. Crossroads Acad.-Cent. St.*, 648 S.W.3d 790 (Mo. App. 2022) (successfully defended on appeal constitutional challenges to Missouri's religious exemption form for mandatory school immunizations)
- *Dixon v. City of St. Louis*, No. 4:19-cv-0112 (E.D. Mo.) (successfully defended Fourteenth Amendment challenge to Missouri's bail system)

- *I.D. v. Parson*, No. 21AC-CC00309 (Mo. Cir. Ct.) (successfully defended the Governor of Missouri's decision to stop enhanced unemployment benefits under the CARES Act)
- *UMB Bank, N.A. v. Riley*, 611 S.W.3d 788 (Mo. App. 2020) (successfully defended on appeal nearly \$3 million judgment, and awarded attorney's fees)
- *Crangle v. Kelly*, 838 F.3d 673 (6th Cir. 2016) (successfully appealed dismissal of habeas corpus petition)
- *Doe by next friend Rothert v. Chapman*, 30 F.4th 766 (8th Cir. 2022), *cert. granted, judgment vacated*, 598 U.S. \_\_\_\_ (2023) (defended Fourteenth Amendment challenge to state court clerk's notification to pregnant minor's parents of her application for a judicial bypass to obtain an abortion)

## RESOURCES

### PUBLICATIONS

- *The Praetorians: An Analysis of U.S. Border Patrol Checkpoints Following Martinez-Fuerte*, 93 Wash. U. L. Rev. 803 (2016)
- *Extending the "Slayer Rule" to Four-Legged Legatees*, 8 J. Animal & Env'tl. L. 56 (2017)
- *Request for Accommodation Will Not Support Retaliation Claim Under Missouri Human Rights Act, SCOMO Holds*, Lexology (Feb. 4, 2020)

### SPEAKING ENGAGEMENTS

- "Supreme Court Preview," The Federalist Society, Jefferson City Lawyers Chapter, Sept. 27, 2023
- Career Panel, The Federalist Society, Washington Univ. (St. Louis) Chapter, Oct. 2023
- "The Latest on The Supreme Court," The Federalist Society, Northwestern Student Chapter, April 6, 2023
- "Post-*Dobbs* Abortion Legislation in Missouri," Missouri Chapters Conference, The Federalist Society, Jan. 20, 2023
- "United States Supreme Court Term Preview," The Federalist Society, Univ. of Missouri-Columbia Student Chapter, Sept. 26, 2022

- [“2022 Supreme Court Update,” The Federalist Society, Jefferson City Lawyers Chapter, Sept. 13, 2022](#)
- [“U.S. Supreme Court -Major Case Preview, October 2021 term,” The Federalist Society, Jefferson City Lawyers Chapter, Oct. 13, 2021](#)
- [“SCOTUS October Term Preview,” The Federalist Society, Univ. of Missouri-Columbia Student Chapter, Oct. 4, 2021](#)

## RELATED INSIGHTS

Insights

Mar 27, 2025

### **Missouri House of Representatives Passes HB 575, Imposing Residency Requirements and Banning Per-Signature Payments for Initiative Petition Calculators**

Insights

Mar 24, 2025

### **FinCEN Eases CTA Reporting Rules: U.S. Companies Get a Pass, Foreign Entities Get a Breather**

Insights

Mar 13, 2025

### **Missouri Proposition A: The Race to May 1st**

The Missouri Supreme Court is expected to rule on a legal challenge to Proposition A before employees begin accruing paid leave under the law on May 1, 2025. Meanwhile, the Missouri House of Representatives passed legislation modifying Proposition A's provisions, including a repeal of the paid leave provisions.

Insights

Mar 06, 2025

### **Treasury Suspends CTA Enforcement Against U.S. Citizens and Companies; Federal District Court Declares CTA Unconstitutional**

On March 2, 2025, the Treasury Department announced that it will not enforce any penalties or fines associated with the beneficial ownership information reporting rule under the existing regulatory deadlines or forthcoming rule changes for U.S. citizens, domestic companies, and their beneficial owners. And, the day after the Treasury made its announcement, a federal district court in Michigan declared the CTA's reporting requirements unconstitutional under the Fourth Amendment's prohibition against unreasonable searches. The CTA, however, still remains in full force and effect, and regardless of the guidance on enforcement, it is not clear the legal requirement to report will change. Prudent companies should continue to be prepared to comply with the reporting requirement by March 21.

Insights

Feb 28, 2025

### **Pause for Effect: Current Corporate Transparency Act Deadlines will not be Enforced**

Insights

Feb 19, 2025

## **The Corporate Transparency Act is Back in Effect — but the New March 21, 2025, Reporting Deadline Remains Uncertain**

Insights

Feb 10, 2025

## **FinCEN Provides Guidance to Reporting Companies in Wake of Second Appeal to Fifth Circuit**

Insights

Jan 24, 2025

## **SCOTUS Stays Nationwide Injunction of the CTA; But Different District Court Nationwide Stay of Reporting Deadline Still in Effect and Submissions are Voluntary**

Insights

Jan 03, 2025

## **Corporate Transparency Act Update: FinCEN Asks SCOTUS to Intervene**