

March 21, 2022

Note to: Comment File, S7-10-22, The Enhancement and Standardization of Climate-Related Disclosures for Investors

Submitted by: Dan M. Berkovitz, General Counsel, SEC

Subject: Telephonic Comment by Professor Joe Grundfest

Professor Joe Grundfest stated that the proposed rule issued by the Commission, The Enhancement and Standardization of Climate-Related Disclosures for Investors, may be subject to legal challenge because courts may find that the Clean Air Act repealed the Commission's authority to mandate greenhouse gas emissions disclosures. Professor Grundfest urged the SEC to work more closely with the EPA on a coordinated disclosure regime for GHG emissions.