

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

STATE OF OKLAHOMA,
STATE OF WEST VIRGINIA,
STATE OF ARKANSAS,
STATE OF ALABAMA,
STATE OF ALASKA,
STATE OF FLORIDA,
STATE OF GEORGIA,
STATE OF IDAHO,
STATE OF INDIANA,
STATE OF IOWA,
STATE OF KANSAS,
COMMONWEALTH OF
KENTUCKY,
STATE OF LOUISIANA,
STATE OF MISSISSIPPI,
STATE OF MISSOURI,
STATE OF MONTANA,
STATE OF NEBRASKA,
STATE OF NORTH DAKOTA,
STATE OF OHIO,
STATE OF SOUTH CAROLINA,
STATE OF TENNESSEE,
STATE OF UTAH,
COMMONWEALTH OF
VIRGINIA,
STATE OF WYOMING,
and
the ARIZONA LEGISLATURE,

Petitioners,

v.

UNITED STATES
ENVIRONMENTAL

No. 24-1059

PROTECTION AGENCY and
MICHAEL S. REGAN,
Administrator, United States
Environmental Protection Agency,

Respondents.

PETITION FOR REVIEW

Under Clean Air Act § 307(b)(1) (42 U.S.C. § 7607(b)(1)), 5 U.S.C. §§ 702 and 706, Federal Rule of Appellate Procedure 15(a), and D.C. Circuit Local Rule 15, the States of Oklahoma, West Virginia, Arkansas, Alabama, Alaska, Florida, Georgia, Idaho, Indiana, Iowa, Kansas, Kentucky, Louisiana, Mississippi, Missouri, Montana, Nebraska, North Dakota, Ohio, South Carolina, Tennessee, Utah, Virginia, and Wyoming, along with the Arizona Legislature petition this Court for review of the final agency action taken by Respondents United States Environmental Protection Agency and Michael S. Regan, Administrator, United States Environmental Protection Agency, entitled “Standards of Performance for New, Reconstructed, and Modified Sources and Emissions Guidelines for Existing Sources: Oil and Natural Gas Sector Climate Review,” 89 Fed. Reg. 16820 (Mar. 8, 2024). The State has attached a copy of that final rule.

Petitioners will show that the final rule exceeds the agency's statutory authority and otherwise is arbitrary, capricious, an abuse of discretion, and not in accordance with law. Petitioners thus ask that this Court declare unlawful and vacate the Administrator's final action.

Respectfully submitted,

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Dated: March 12, 2024

CERTIFICATE OF SERVICE

I certify that I have caused a true and correct copy of this Petition to be served on the following Respondents by U.S. Mail on March 12, 2024:

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