

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

ESSENTIAL MINERALS)	
ASSOCIATION,)	
)	
Petitioner,)	
)	
v.)	Case No. 24-1091
)	
U.S. ENVIRONMENTAL PROTECTION)	
AGENCY and MICHAEL S. REGAN,)	
Administrator, U.S. EPA,)	
)	
Respondents.)	

PETITION FOR REVIEW

Pursuant to Clean Air Act Section 307(b)(1), 42 U.S.C. § 7607(b)(1), the Administrative Procedure Act, 5 U.S.C. § 702, Federal Rule of Appellate Procedure 15(a), and D.C. Circuit Rule 15, the Essential Minerals Association (“EMA”) hereby petitions this Court for review of the final rule of the United States Environmental Protection Agency (“EPA”) titled “Reconsideration of the National Ambient Air Quality Standards for Particulate Matter,” published in the Federal Register at 89 Fed. Reg. 16,202 (March 6, 2024) (agency docket number EPA-HQ-OAR-2015-0072) (the “Final Rule”). A copy of the Final Rule is attached to this Petition.

This Court has jurisdiction over EMA's Petition under 42 U.S.C.

§ 7607(b)(1).

Dated: April 19, 2024.

Respectfully submitted,

/s/ Kristina (Tina) R. Van Bockern

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**RULE 26.1 DISCLOSURE STATEMENT OF
ESSENTIAL MINERALS ASSOCIATION**

Pursuant to Federal Rule of Appellate Procedure 26.1 and D.C. Circuit Rule 26.1, Petitioner Essential Minerals Association (“EMA”) makes the following disclosure:

1. EMA is a “trade association” as defined by D.C. Circuit Rule 26.1(b). It is a “continuing association of numerous organizations or individuals operated for the purpose of promoting the general commercial, professional, legislative, or other interests of the membership.” *Id.*

2. Specifically, EMA is an association that represents the interests of companies that mine or process minerals that are critical to manufacturing, energy, agriculture, infrastructure, transportation, and technology industries. Its

membership also includes companies that provide equipment and services to the mineral industry.

3. The products made possible by essential minerals are critical to the global economy. EMA ensures that the socio-economic benefits of essential minerals – from mining to end-use products – are understood, and that the voices of its member companies are heard by government leaders and the public.

4. EMA has no parent company, and no publicly held company owns more than 10 percent ownership in EMA.

Dated: April 19, 2024.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I have caused a true and correct copy of the foregoing Petition for Review and Rule 26.1 Disclosure Statement of the Essential Minerals Association to be served by U.S. Mail, postage prepaid, addressed to the following:

Hon. Michael S. Regan
Office of the Administrator (1101A)
United States Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

Hon. Merrick Garland
Attorney General of the United States
United States Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, D.C. 20530-0001

Office of General Counsel (2310A)
United States Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

Dated: April 19, 2024.

/s/ Kristina (Tina) R. Van Bockern
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