

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

MIDWEST OZONE GROUP,)
)
 Petitioner,)
)
 v.)
)
 UNITED STATES ENVIRONMENTAL)
 PROTECTION AGENCY, and MICHAEL S.)
 REGAN, Administrator, United States)
 Environmental Protection Agency,)
)
 Respondents.)
)

Case No. 24-1223

PETITION FOR REVIEW

The Midwest Ozone Group hereby petitions this court, pursuant to Rule 15 of the Federal Rules of Appellate Procedure, D.C. Circuit Rule 15, and Section 307(b)(1) of the Clean Air Act, 42 U.S.C. §7607(b)(1), for review of the final action of the United States Environmental Protection Agency (“EPA”) published in the Federal Register at 89 Fed. Reg. 38508 (May 7, 2024) entitled “National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units Review of the Residual Risk and Technology Review” (“Rule”).

This petition is timely filed within sixty days of said publication. A copy of the Rule is attached as Attachment A.

Respectfully submitted.



David M. Flannery

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Counsel for Petitioner Midwest Ozone Group

Dated: June 27, 2024

CERTIFICATE OF SERVICE

Pursuant to Fed. R. App. P. 15(c), Circuit Rule 15(a), Fed. R. App. P. 25, and 40 CFR 23.12(a), on this date, I hereby certify that I will cause to be served a true copy of the foregoing Petition for Review via U.S. mail on the 27th day of June 2024, return-receipt requested, a copy of the foregoing Petition for Review to the following:

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

Hon. Merrick B. Garland
Attorney General for the United States
United States Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

Office of General Counsel (2310A)
United States Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460


David M. Flannery

Dated: June 27, 2024

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**RULE 26.1 DISCLOSURE STATEMENT OF PETITIONER
MIDWEST OZONE GROUP**

Pursuant to Federal Rules of Appellate Procedure and Circuit Rule 26.1 and Circuit Rule 26.1, the MIDWEST OZONE GROUP, a petitioner files the following statement:

MIDWEST OZONE GROUP is a continuing association of individuals operated for the purpose of promoting the general interests of its membership. MIDWEST OZONE GROUP has no outstanding shares or debt securities in the hand of the public and has no parent company.

No publicly held company has a 10% or greater ownership interest in the MIDWEST OZONE GROUP.

Respectfully submitted,



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Dated: June 27, 2024