

UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

MASSACHUSETTS COALITION FOR OCCUPATIONAL
SAFETY AND HEALTH,

Petitioner,

v.

U.S. ENVIRONMENTAL PROTECTION AGENCY,

Respondent.

PETITION FOR REVIEW



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U.S. COURT OF APPEALS
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Pursuant to the Toxic Substances Control Act, 15 U.S.C. § 2618, the Administrative Procedure Act, 5 U.S.C. § §§ 701-706, and Rule 15 of the Federal Rules of Appeal Procedure, the Massachusetts Coalition for Occupational Safety and Health (“MassCOSH”) hereby petitions this Court for review of the Final Rule of the U.S. Environmental Protection Agency (“EPA” or “the Agency”) entitled “Trichloroethylene (TCE); Regulation Under the Toxic Substances Control Act (TSCA)” (“the Final Rule”).

EPA published the Final Rule in the Federal Register on December 17, 2024, at 89 Fed.Reg. 102568. EPA regulations provide that a final rule by the Administrator is “promulgated for purposes of judicial review fourteen days after publication in the Federal Register.” 40 C.F.R. § 23.5(a). Accordingly, the Final Rule challenged in this Petition was promulgated for purposes of judicial review on December 31, 2024. 15 U.S.C. §§ 2605(i)(2), 2618(a).

Pursuant to 15 U.S.C. § 2618(a), jurisdiction is proper in the U.S. Court of Appeals for the First Circuit, because MassCOSH’s principal place of business is in Dorchester, Massachusetts.

Respectfully submitted,



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CERTIFICATE OF SERVICE

Pursuant to Rule 25, Fed.R.App.P, and 40 C.F.R. § 23.12, I certify that on January 10, 2025, I shall cause a date-stamped copy of this Petition to be hand-delivered to:

Jeffrey M. Prieto, General Counsel
Environmental Protection Agency
Correspondence Control Unit
Office of the General Counsel (2311)
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
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