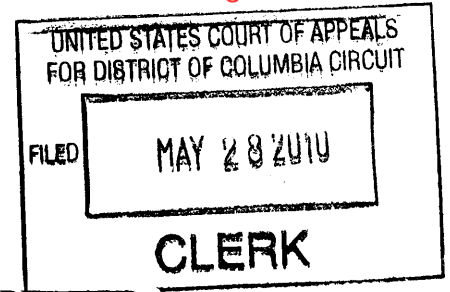


UNITED STATES COURT OF APPEALS  
FOR DISTRICT OF COLUMBIA CIRCUIT

MAY 28 2010



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

CENTER FOR BIOLOGICAL DIVERSITY, )

Petitioner, )

v. )

UNITED STATES ENVIRONMENTAL )  
PROTECTION AGENCY )

Respondent. )

Case No.

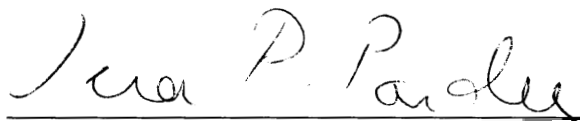
10-1115

ORIGINAL

**PETITION FOR REVIEW**

Pursuant to Section 307(b)(1) of the Clean Air Act, 42 U.S.C. § 7607(b)(1), the Center for Biological Diversity hereby petitions for review of the final action of respondent, the United States Environmental Protection Agency, published in the *Federal Register* at 75 Fed. Reg. 17004, *et seq.* on April 2, 2010, entitled “Reconsideration of Interpretation of Regulations That Determine Pollutants Covered by Clean Air Act Permitting Programs” and attached hereto.

Respectfully submitted this 27<sup>th</sup> day of May, 2010,

A handwritten signature in black ink that reads "Vera P. Pardee". The signature is written in a cursive style with a horizontal line underneath the name.

Vera P. Pardee

Brendan R. Cummings

CENTER FOR BIOLOGICAL DIVERSITY

351 California Street, Suite 600

San Francisco, CA 94104

(415) 436-9682 x. 317

*Attorneys for Petitioner*

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

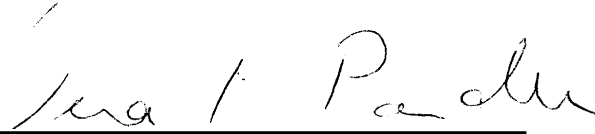
CENTER FOR BIOLOGICAL DIVERSITY,	)	
	)	
Petitioner,	)	Case No.
	)	
	)	
v.	)	
	)	
UNITED STATES ENVIRONMENTAL	)	
PROTECTION AGENCY	)	
	)	
	)	
Respondent.	)	
_____	)	

**RULE 26.1 DISCLOSURE STATEMENT**

Pursuant to Fed. R. App. P. 26.1 and Circuit Rule 26.1, petitioner Center for Biological Diversity provides the following corporate disclosure statement:

The above-named petitioner is a not-for-profit organization organized under the laws of the State of New Mexico focused on the preservation, protection, and restoration of biodiversity, native species, ecosystems, public lands and waters, and public health. Petitioner’s core organizational missions include securing protection for species threatened by the impacts of

climate change, ensuring compliance with applicable law in order to reduce greenhouse emissions and other air pollution, and educating and mobilizing the public on climate change and air quality issues. Petitioner has members who are directly and adversely affected by the final action under review. Petitioner does not have any outstanding shares or debt securities in the hands of the public nor any parent, subsidiary, or affiliates that have issued shares or debt securities to the public.



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Vera P. Pardee  
Brendan R. Cummings  
CENTER FOR BIOLOGICAL DIVERSITY  
351 California Street, Suite 600  
San Francisco, CA 94104  
(415) 436-9682 x. 317

*Attorneys for Petitioner*

Dated: May 27, 2010

**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the foregoing Petition for Review and accompanying Rule 26.1 Corporate Disclosure Statement today by personal service on:

Office of General Counsel  
U.S. Environmental Protection Agency  
12000 Pennsylvania Ave, N.W. (23 10A)  
Washington, D.C. 20460

Honorable Lisa P. Jackson  
Administrator  
United States Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W., Mail Code 1101A  
Washington, D.C. 20460

and that I served the same document by certified mail, return receipt requested, to:

Honorable Eric H. Holder, Jr.  
Attorney General  
U.S. Department of Justice  
9<sup>th</sup> and Pennsylvania Ave, N.W.  
Washington, D.C. 20530-0001

Environmental Defense Section  
Environmental and Natural Resources Division  
U.S. Department of Justice  
P.O. **Box** 23986  
Washington, D.C. 20026-3986

Dated: May 28, 2010

  
Bethany Cotton