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

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FOR DISTRICT OF COLUMBIA CIRCUIT
FILED AUG - 2 2010
CLERK

SIERRA CLUB

Petitioner,

V.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY

Respondent.

10-1215

Case No. ____

PETITION FOR JUDICIAL REVIEW

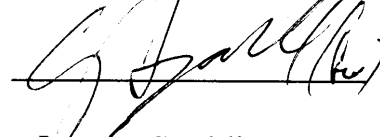
Pursuant to Section 307(b)(1) of the Clean Air Act, 42 U.S.C. § 7607(b)(1), the Sierra Club hereby petitions for review of the final action of the United States Environmental Protection Agency published in the Federal Register at 75 Fed. Reg. 31,514 (June 3, 2010), entitled "Prevention of Significant Deterioration and Title V Greenhouse Gas Tailoring Rule."

Sierra Club notes that it has also filed a motion to intervene in support of the Environmental Protection Agency ("EPA") in a case brought by industry petitioners challenging this final agency action. *See Southeastern Legal Foundation et al. v. EPA*, D.C. Cir. No. 10-1131, Motion of Sierra Club et al. to

Intervene In Support of Respondent, Doc. 1253229 (July 2, 2010). Sierra Club supports EPA's decision to phase in regulation of greenhouse gases from stationary sources over time, starting in January 2011 with the largest sources. Through this Petition, the Sierra Club seeks review of EPA's decision to codify its "Johnson Memo" interpretation governing when pollutants become "subject to regulation" under the Clean Air Act. *See* D.C. Cir. No 09-1018.

Respectfully submitted this 2nd day of August, 2010.

Attorneys for Petitioner



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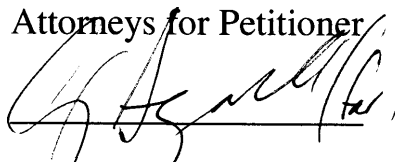
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RULE 26.1 DISCLOSURE STATEMENT

Pursuant to Fed. R. App. P. 26.1 and D.C. Circuit R. 26.1, the Sierra Club states that it has no parent company and that there is no publicly held company that owns 10% or more of its stock.

DATED: August 2nd, 2010

Attorneys for Petitioner



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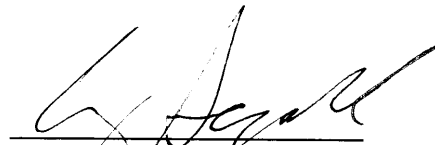
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CERTIFICATE OF SERVICE

I certify that on August 2nd, 2010, I served a copy of the foregoing Petition for Judicial Review and Rule 26.1 Corporate Disclosure Statement by first-class mail, postage prepaid, on the following:

United States Environmental Protection Agency
Office of the Administrator
1200 Pennsylvania Ave, N.W.
Washington, DC, 20460

United States Environmental Protection Agency
Office of the General Counsel (2310A)
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