

DEC 21 2015

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

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FILED	DEC 21 2015
CLERK	

DENBURY ONSHORE, LLC,

Petitioner,

v.

UNITED STATES ENVIRONMENTAL PROTECTION
AGENCY,

Respondent.

No. ~~15-1475~~

PETITION FOR REVIEW

Pursuant to section 307(b)(1) of the Clean Air Act, 42 U.S.C. § 7607(b)(1), Denbury Onshore, LLC (“Denbury”) hereby petitions this Court for review of the Final Rule entitled “Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units,” issued by the respondent and published in the Federal Register on October 23, 2015 at 80 Fed. Reg. 64662, *et seq.*

Petitioner asks that this Court set aside that portion of the Final Rule which allows an affected electricity generating unit to receive credit towards its emissions standards for the capture and off-site sequestration of its carbon dioxide emissions only if the carbon dioxide is transferred to a facility that complies with 40 C.F.R. part 98, subpart RR. *See* 80 Fed. Reg. 64957 (40 C.F.R. § 60.5860(f)(2)). That provision is challenged as arbitrary and capricious or otherwise not in accordance with law.

Respectfully submitted,

Cate Stetson | EAS

CATHERINE E. STETSON

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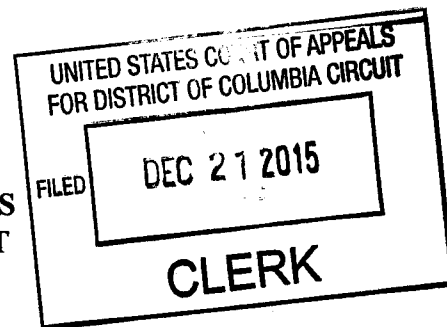
cate.stetson@hoganlovells.com

Counsel for Petitioner Denbury Onshore, LLC

Dated: December 21, 2015

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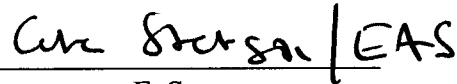
CORPORATE DISCLOSURE STATEMENT

Pursuant to Fed. R. App. P. 26.1 and D.C. Circuit Rule 26.1, petitioner Denbury Onshore, LLC (“Denbury”) files the following statement:

Petitioner Denbury is a wholly owned subsidiary of Denbury Resources Inc., a publicly held corporation whose shares are listed on the New York Stock Exchange. Other than Denbury Resources Inc., no publicly-held company owns 10% or more of any of Petitioner’s stock and no publicly-held company holds 10% or more of Denbury Resources, Inc., stock. The stock of Denbury Resources, Inc. is traded publicly on the New York Stock Exchange under the symbol “DNR.”

Denbury is an oil and gas production company. As a part of its oil recovery operations (generally termed “tertiary” or “enhanced” recovery) that are performed in several states, Denbury, with its affiliated companies, produces, purchases, transports, and injects carbon dioxide for the purpose of the recovery of hydrocarbon resources.

Respectfully submitted,

Handwritten signature of Catherine E. Stetson, with the initials "EAS" written to the right of the signature.

CATHERINE E. STETSON

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Counsel for Petitioner Denbury Onshore, LLC

Dated: December 21, 2015

CERTIFICATE OF SERVICE

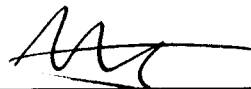
I hereby certify that on this 21st day of December 2015, one copy of the foregoing Petition for Review and Corporate Disclosure Statement was served by first-class mail, postage prepaid, on each of the following:

The Honorable Gina McCarthy
Administrator
U.S. Environmental Protection Agency
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Washington, D.C. 20460

The Honorable Loretta E. Lynch
Attorney General of the United States
U.S. Department of Justice
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The Honorable Avi Garbow
General Counsel
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Jon M. Lipshultz
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