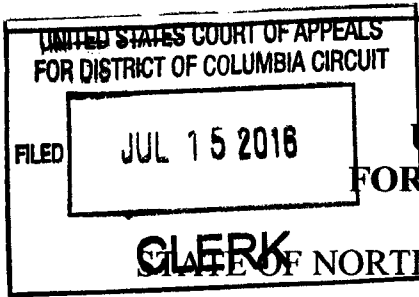


JUL 15 2016

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

Petitioner,

v.

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY,

Respondent.

PETITION FOR REVIEW

Case No. 16-1242

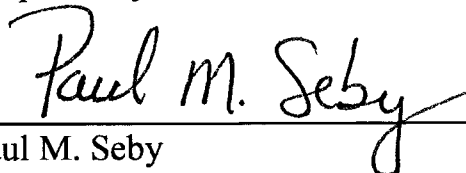
The State of North Dakota, pursuant to Rule 15(a) of the Federal Rules of Appellate Procedure and Section 307(b)(1) of the Clean Air Act, 42 U.S.C. § 7607(b)(1) (“CAA”) and 5 U.S.C. § 702, respectfully petition this Court for review of a final rule issued by the United States Environmental Protection Agency (“EPA”) published in the *Federal Register* at 81 Fed. Reg. 35823 (June 3, 2016), entitled “Oil and Natural Gas Sector: Emission Standards for New, Reconstructed, and Modified Sources; Final Rule,” attached hereto. This Court has jurisdiction, and is the proper venue for this action, pursuant to 42 U.S.C. § 7607(b)(1).

North Dakota seeks a determination by this Court that the EPA Final Rule challenged herein exceeds EPA’s statutory authority, goes beyond the bounds established by the United States Constitution and is arbitrary, capricious, an abuse of discretion and not in accordance with law and for the Court to hold unlawful and

set aside the rule, and to order other such relief as may be appropriate. See 42 U.S.C. § 7607(d).

Dated: July 14, 2016

Respectfully submitted,



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***Counsel for Petitioner State of North  
Dakota***

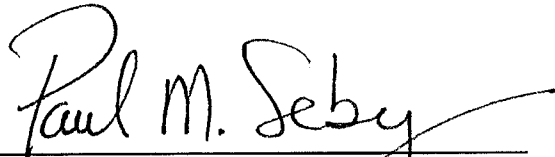
**CERTIFICATE OF SERVICE**

I hereby certify that I will cause to be served a true copy of the Petition for Review via U.S. mail on the 14th day of July, 2016, upon the following:

Hon. Regina McCarthy  
Office of the Administrator (1101A)  
United States Environmental Protection Agency  
1200 Pennsylvania Ave., N.W.  
Washington, DC 20460

Hon. Loretta E. Lynch  
Attorney General of the United States  
United States Department of Justice  
950 Pennsylvania Ave., N.W.  
Washington, DC 20530-0001

Correspondence Control Unit  
Office of General Counsel (2311A)  
United States Environmental Protection Agency  
1200 Pennsylvania Ave., NW  
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