

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

COMPETITIVE ENTERPRISE
INSTITUTE, ANTHONY
KREUCHER, WALTER M.
KREUCHER, JAMES LEEDY,
and MARC SCRIBNER,

Petitioners,

v.

NATIONAL HIGHWAY TRAFFIC
SAFETY ADMINISTRATION;
JAMES C. OWENS, in his official
capacity as Acting Administrator,
National Highway Traffic Safety
Administration; ENVIRONMENTAL
PROTECTION AGENCY; ANDREW
R. WHEELER, in his official
capacity as Administrator of the
Environmental Protection Agency

Respondents.

No. 20-

PETITION FOR REVIEW

Pursuant to the Energy Policy and Conservation Act, 49 U.S.C. § 32909, the Clean Air Act § 307(b)(1), 42 U.S.C. § 7607(b)(1), Section 702 of the Administrative Procedure Act, 5 U.S.C. § 702, Rule 15 of the Federal Rules of Appellate Procedure, and D.C. Circuit Rule 15, the Competitive Enterprise

Institute, Anthony Kreucher, Walter M. Kreucher, James Leedy and Marc Scribner hereby petition this Court to review the rule titled “The Safer Affordable Fuel-Efficient (SAFE) Vehicles Rule for Model Years 2021-2026 Passenger Cars and Light Trucks” which was published in the Federal Register at 85 Fed. Reg. 24174-25278 (April 30, 2020). The grounds for this lawsuit, inter alia, are that, contrary to law, the agencies failed to adequately consider the adverse traffic safety impacts of their chosen fuel economy standards.

A copy of the challenged final rule is attached as Exhibit A to this Petition.

Dated: May 1, 2020

Respectfully submitted,

/s/ Devin Watkins

Devin Watkins, D.C. Circuit #60334

Sam Kazman

COMPETITIVE ENTERPRISE INSTITUTE

1310 L Street NW, 7th Floor

Washington, DC 20005

Phone: 202-331-1010

devin.watkins@cei.org

sam.kazman@cei.org

Attorneys for Petitioners