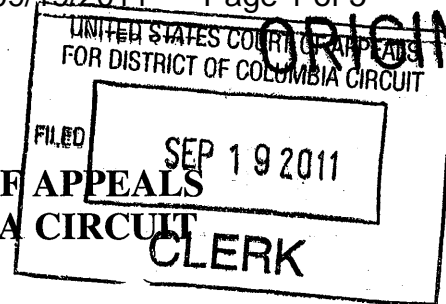


UNITED STATES COURT OF APPEALS
FOR DISTRICT OF COLUMBIA CIRCUIT

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

SEP 19 2011



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NATURAL RESOURCES DEFENSE COUNCIL

Petitioners,

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY, and
LISA P. JACKSON, Administrator,
United States Environmental Protection Agency,

Respondents.

11-1328

11-1328

No. 11-

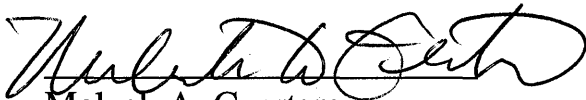
PETITION FOR REVIEW

Pursuant to Clean Air Act section 307(b)(1), 42 U.S.C. section 7607(b)(1), and Federal Rule of Appellate Procedure and D.C. Circuit Rule 15(a)(1), Natural Resources Defense Council hereby petitions the Court for review of the final action of the Respondents United States Environmental Protection Agency and Lisa P. Jackson, Administrator, United States Environmental Protection Agency published in the Federal Register at 76 Fed. Reg. 43,490 et seq. (July 20, 2011) and

titled "Deferral for CO₂ Emissions From Bioenergy and Other Biogenic Sources Under the Prevention of Significant Deterioration (PSD) and Title V Programs."

DATED: September 19, 2011

Respectfully submitted,



Meleah A. Geertsma

David Doniger

Natural Resources Defense Council

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**RULE 26.1 STATEMENT OF PETITIONER
NATURAL RESOURCES DEFENSE COUNCIL**

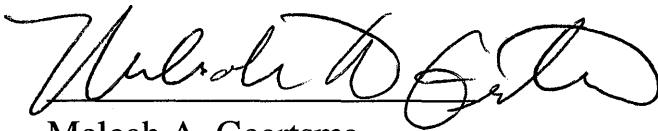
Pursuant to Federal Rule of Appellate Procedure 26.1 and D.C. Circuit Rule 26.1, Petitioner Natural Resources Defense Council makes the following disclosures:

Natural Resources Defense Council. The Natural Resources Defense Council ("NRDC") is a national nonprofit corporation organized under the laws of the State of New York and incorporated under Section 501(c)(3) of the Internal Revenue Code. With approximately 357,472 members nationwide, NRDC uses

law, science, and the support of its members to ensure a safe and healthy environment for all living things. Among NRDC's top priorities are the protection of forest health and the reduction of emissions of air pollutants that are causing global warming. NRDC has no parent companies, and no publicly held company has a 10% or greater ownership interest in NRDC.

DATED: September 19, 2011

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Meleah A. Geertsma', written over a horizontal line.

Meleah A. Geertsma
David Doniger
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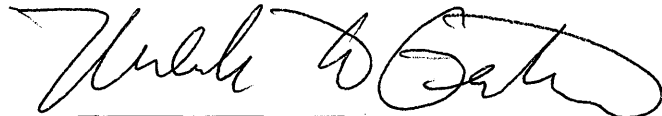
Nathaniel SW Lawrence
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nlawrence@nrdc.org

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Natural Resources Defense Council's Petition for Review and Rule 26.1 Statement of Petitioners Natural Resources Defense have been served by United States first-class mail this 19th day of September 2011, upon the following:

Lisa P. Jackson, Administrator
United States Environmental Protection Agency
1101A EPA Headquarters
Ariel Rios Building
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Office of General Counsel (2344A)
United States Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, NW
Mail Code 2344A
Washington, DC 20460

A handwritten signature in black ink, appearing to read 'Meleah A. Geertsma', written over a horizontal line.

Meleah A. Geertsma
Attorney for Petitioner