

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

STATE OF ILLINOIS; STATE OF MINNESOTA;
STATE OF ARIZONA; STATE OF CONNECTICUT;
STATE OF DELAWARE; STATE OF MAINE; STATE
OF MARYLAND; COMMONWEALTH OF
MASSACHUSETTS; STATE OF MICHIGAN; STATE
OF NEW JERSEY; STATE OF NEW MEXICO;
STATE OF NEW YORK; STATE OF OREGON;
STATE OF RHODE ISLAND; STATE OF VERMONT;
STATE OF WASHINGTON; STATE OF WISCONSIN;
DISTRICT OF COLUMBIA; CITY OF CHICAGO,
ILLINOIS; HARRIS COUNTY, TEXAS; CITY OF
NEW YORK, NEW YORK,

Petitioners,

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY and LEE
ZELDIN, Administrator, U.S.
Environmental Protection Agency,

Respondents.

Case No. - _____

PETITION FOR REVIEW

Pursuant to Federal Rule of Appellate Procedure 15(a), Circuit Rule 15, and Clean Air Act Section 307(b)(1), 42 U.S.C. § 7607(b)(1), the States of Illinois, Minnesota, Arizona, Connecticut, Delaware, Maine, Maryland, Michigan, New Jersey, New Mexico, New York, Oregon, Rhode Island, Vermont, Washington, and Wisconsin, the Commonwealth of Massachusetts, the District of Columbia, the Cities of Chicago, Illinois and New York, New York, and Harris County, Texas (State and Local Government Petitioners) hereby petition this Court to review the final action of the Respondents United States Environmental Protection Agency and Lee Zeldin, Administrator, United States Environmental Protection Agency, set

forth in the attached Federal Register notice published at 91 Fed. Reg. 9088 (Feb. 24, 2026), and titled “National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units: Final Repeal.” State and Local Government Petitioners seek a determination by the Court pursuant to Section 307(d)(9) of the Clean Air Act, 42 U.S.C. § 7607(d)(9), that the rule is unlawful and must be reversed.

Dated: March 31, 2026

Respectfully submitted,

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**Application for admission pending*

CERTIFICATE OF SERVICE

I hereby certify that pursuant to Circuit Rule 15(a), a copy of the foregoing
Petition for Review was served by United States first class mail, postage prepaid, this
31st day of March, upon the following:

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