

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

HOOSIER ENVIRONMENTAL)
COUNCIL and SIERRA CLUB,)

Petitioners,)

v.)

U.S. ENVIRONMENTAL)
PROTECTION AGENCY and)
ANDREW WHEELER, Administrator,)
U.S. Environmental Protection Agency,)

Respondents.)

No. 19-1211

PETITION FOR REVIEW

Pursuant to Clean Air Act § 307(b)(1), 42 U.S.C. § 7607(b)(1), Rule 15 of the Federal Rules of Appellate Procedure, and D.C. Circuit Rule 15, Hoosier Environmental Council and Sierra Club hereby petition this Court for review of the final action entitled “National Emission Standards for Hazardous Air Pollutants: Integrated Iron and Steel Manufacturing; Final Rule” and published at 68 Fed. Reg. 27,646 (May 20, 2003) (“Steel Mills Rule”).

This case is based solely on grounds arising after the promulgation of the Steel Mills Rule. EPA recently published a proposed rule entitled “National Emission Standards for Hazardous Air Pollutants: Integrated Iron and Steel Manufacturing Facilities Residual Risk and Technology Review; Proposed rule,”

84 Fed. Reg. 42,704 (Aug. 16, 2019). On the same date, EPA also posted its accompanying “Residual Risk Assessment for the Integrated Iron and Steel Manufacturing Source Category in Support of the 2019 Risk and Technology Review Proposed Rule,” EPA-HQ-2002-0083-0961. These documents disclose for the first time that integrated iron and steel manufacturing facilities emit certain hazardous pollutants that EPA did not mention in the Steel Mills Rule and for which the Steel Mills rule does not provide emission limits.

DATED: October 15, 2019

Respectfully submitted,

/s/ James S. Pew

James S. Pew

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Environmental Council and Sierra
Club*

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RULE 26.1 DISCLOSURE STATEMENT

Pursuant to Federal Rule of Appellate Procedure 26.1 and D.C. Circuit Rule
26.1, Hoosier Environmental Council and Sierra Club make the following
disclosures:

Hoosier Environmental Council

Non-Governmental Corporate Party to this Action: Hoosier Environmental Council
("HEC").

Parent Corporations: None.

Publicly Held Company that Owns 10% or More of Party's Stock: None.

Party's General Nature and Purpose: HEC is a non-profit corporation organized
and existing under the laws of the state of Indiana. HEC is Indiana's largest

environmental public policy organization, working to improve our health, economy, and environment for thirty-five years, through education, technical assistance, and advocacy.

Sierra Club

Non-Governmental Corporate Party to this Action: Sierra Club.

Parent Corporations: None.

Publicly Held Company that Owns 10% or More of Party's Stock: None.

Party's General Nature and Purpose: Sierra Club, a corporation organized and existing under the laws of the State of California, is a national nonprofit organization dedicated to the protection and enjoyment of the environment.

DATED: October 15, 2019

Respectfully submitted,

/s/ James S. Pew

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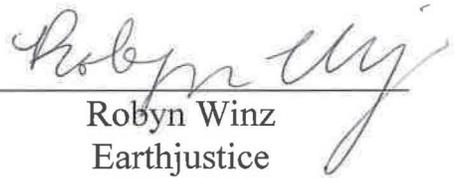
CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing **Petition for Review** and **Rule 26.1 Disclosure Statement** on Respondents by sending a copy via First Class Mail to each of the following addresses on this 15th day of October, 2019.

Andrew Wheeler
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William Jefferson Clinton Federal Building
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William Barr
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U.S. Department of Justice
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