

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

UNITED STATES STEEL)	
CORPORATION,)	No. 24-1109
)	
Petitioner,)	
)	
v.)	
)	
UNITED STATES)	
ENVIRONMENTAL)	
PROTECTION AGENCY, and)	
MICHAEL S. REGAN,)	
Administrator, United States)	
Environmental Protection Agency,)	
)	
Respondents.)	

PETITION FOR REVIEW

Pursuant to Rule 15 of the Federal Rules of Appellate Procedure, Circuit Rule 15, section 307(b) of the Clean Air Act, 42 U.S.C. § 7607(b), and the Administrative Procedure Act, 5 U.S.C. § 702, Petitioner United States Steel Corporation (“U. S. Steel”) hereby petitions this Court to review the final action of the United States Environmental Protection Agency (“EPA”) entitled “National Emission Standards for Hazardous Air Pollutants: Taconite Iron Ore Processing,” 89 Fed. Reg. 16,408 (March 6, 2024) (“Rule”). A copy of the Rule is attached as Exhibit A. The Rule imposes emission standards and other requirements on taconite iron ore processing facilities under EPA’s authority to regulate hazardous air pollutants under 42 U.S.C. § 7412 and to amend existing hazardous air

pollutant requirements under 42 U.S.C. § 7412(d)(6). A copy of the Rule is attached hereto as Attachment A.

This petition is timely filed within 60 days from the date notice of promulgation of the Final Rule was published in the Federal Register.

42 U.S.C. § 7607(b)(1).

Because the Rule is “locally or regionally applicable,” regulating only taconite iron and processing facilities, which exist in only two States (Minnesota and Michigan) in a single region of the United States, the United States Court of Appeals for the Eighth Circuit is the proper venue. *Id* (final actions which are “locally or regionally applicable may be filed only in the United States Court of Appeals for the appropriate circuit”). Accordingly, U. S. Steel has a pending petition for review in the Eighth Circuit. The Petition filed in this Court is filed solely to preserve U. S. Steel’s rights to judicial review pursuant to 42 U.S.C. § 7607(b)(1) should venue be deemed improper in the Eighth Circuit.

Dated: May 6, 2023

/s/ John D. Lazzaretti
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Steel Corporation*

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UNITED STATES STEEL CORPORATION,)	
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Petitioners,)	
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)	
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, and MICHAEL S. REGAN, Administrator, United States Environmental Protection Agency)	
)	
Respondents.)	

RULE 26.1 DISCLOSURE STATEMENT OF PETITIONER UNITED STATES STEEL CORPORATION

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and Circuit Rule 26.1, petitioner United States Steel Corporation filed the following statement:

United States Steel Corporation is organized under the laws of Delaware and its corporate headquarters are located at 600 Grant Street, Pittsburgh, PA 15219. United States Steel Corporation produces iron and steel products for the automotive, construction, appliance, energy, containers, and packaging industries. United States Steel Corporation is a publicly held company. United States Steel

Corporation has no parent company and no publicly held company has a 10% or greater ownership interest in it.

Dated: May 6, 2024

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*Counsel for Petitioner United States
Steel Corporation*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 6, 2024, the foregoing PETITION FOR REVIEW and RULE 26.1 DISCLOSURE STATEMENT OF PETITIONER UNITED STATES STEEL CORPORATION were served by certified mail, return receipt requested, on each of the following:

Michael Regan
EPA Administrator
Office of the Administrator (1101A)
United States Environmental Protection Agency
William Jefferson Clinton Federal Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

Merrick Garland
Attorney General
United States Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, D.C. 20530

Correspondence Control Unit
Office of General Counsel (2311)
United States Environmental Protection Agency
William Jefferson Clinton Federal Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

/s/ John D. Lazzaretti