

IN THE UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

_____)	
CENTER FOR BIOLOGICAL)	
DIVERSITY,)	
)	
Petitioner,)	No. _____
)	
v.)	
)	
UNITED STATES ENVIRONMENTAL)	
PROTECTION AGENCY and LEE)	
ZELDIN, in his official capacity as)	
Administrator of the United States)	
Environmental Protection Agency,)	
)	
Respondents.)	
_____)	

PETITION FOR REVIEW

Pursuant to Section 509(b)(1) of the Clean Water Act, 33 U.S.C. § 1369(b)(1), Federal Rule of Appellate Procedure 15(a), and Ninth Circuit Local Rule 15-1, the Center for Biological Diversity seeks review by this Court of the final action of the United States Environmental Protection Agency and Lee Zeldin entitled *Effluent Limitations Guidelines and Standards for the Steam Electric Power Generating Point Source Category—Deadline Extensions*, which was published in the Federal Register at 90 Fed. Reg. 61,328 on December 31, 2025 (Exhibit A). The agency docket number for the rule is EPA-HQ-OW-2009-0819.

In accordance with the Federal Register notice and 40 C.F.R. § 23.2, the rule was issued for purposes of judicial review on January 14, 2026 at 1 p.m. Eastern time.

Respectfully submitted this 20th day of January, 2026.

/s/Hannah Connor

Hannah Connor (VSB # 74785)
Center for Biological Diversity
1411 K Street NW, Suite 1300
Washington, DC 20005
Tel: (202) 681-1676
Email: hconnor@biologicaldiversity.org

Claire Tonry (WSBA No. 44497)
Smith & Lowney PLLC
2317 E. John St.
Seattle, WA 98112
Tel: (206) 805-0857
Email: claire@smithandlowney.com

*Counsel for Petitioner Center for Biological
Diversity*

IN THE UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

_____)	
CENTER FOR BIOLOGICAL)	
DIVERSITY,)	
)	
	Petitioner,)	No. _____
)	
	v.)	
)	
UNITED STATES ENVIRONMENTAL)	
PROTECTION AGENCY and LEE)	
ZELDIN, in his official capacity as)	
Administrator of the United States)	
Environmental Protection Agency,)	
)	
	Respondents.)	
_____)	

RULE 26.1 DISCLOSURE STATEMENT

Pursuant to Fed. R. App. P. 26.1, the Center for Biological Diversity hereby discloses that it is a non-profit organization existing under the laws of the State of California with no parent corporation and no publicly held corporations owning ten percent or more of any of its stock.

Respectfully submitted this 20th day of January, 2026.

/s/Hannah Connor
Hannah Connor (VSB # 74785)
1411 K Street NW, Suite 1300
Washington, DC 20005
Tel: (202) 681-1676
Email: hconnor@biologicaldiversity.org

*Counsel for Petitioner Center for Biological
Diversity*

EXHIBIT A