USCA Case	#15-1377 Do	cument #1579867	Filed: 1	0/23/2015	Page 1 of 7
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Case Caption:	Westar Energy,	Inc.		z.	
	Petitioner		4		
	. v.		C	ase Number:	15-1377
	United States E	PA, et al.			
	Respondent		ORI	GINAL	
PETITIC	N FOR REVIEW	OF AN AGENCY, I	BOARD, COMM	IISSION, OR (	OFFICER
Notice is he	reby given this the	23rd day of	October	20 <u>15</u> tha	t petitioner(s)
Westar Energy, Inc	· ·	hereby petitions t	the United State		eals for the District
of Columbia Circuit the <sub>23rd</sub> day of		order of the respond	dent(s) United S	States EPA, et	al. entered

Attorney for Petitioner(s)/Pro Se Party,

William M. Bumpers

Megan H. Berge

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Washington, DC 20004

Telephone: (202) 639-7700

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

WESTAR ENERGY, INC. Petitioner, No. 15-137 v. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, and GINA MCCARTHY, Administrator, United States Environmental Protection Agency Respondents.

### PETITION FOR REVIEW

Pursuant to Rule 15 of the Federal Rules of Appellate Procedure, Circuit Rule 15, and Section 307(b) of the Clean Air Act, § 7607(b), Westar Energy, Inc. ("Westar") hereby petitions this Court to review the final rule of respondents United States Environmental Protection Agency ("EPA") and Gina McCarthy, EPA Administrator, entitled "Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units." 80 Fed. Reg. 64,661 (Oct. 23, 2015) ("Final Rule"). A copy of the Final Rule is attached to this Petition.

October 23, 2015

Respectfully submitted,

Filed: 10/23/2015

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Counsel for Westar Energy, Inc.

#### CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of October, 2015, I caused a copy of the foregoing Petition for Review to be served by first-class mail, postage prepaid, on each of the following:

The Honorable Gina McCarthy Administrator U.S. EPA Headquarters William Jefferson Clinton Building 1200 Pennsylvania Avenue, NW Mail Code 1101A Washington, DC 20460

Avi Garbow General Counsel U.S. EPA Headquarters William Jefferson Clinton Building 1200 Pennsylvania Avenue, NW Mail Code 2310A Washington, DC 20460 The Honorable Loretta E. Lynch Attorney General of the United States U.S. Department of Justice Room 4400 950 Pennsylvania Avenue, NW Washington, DC 20530-0001

Filed: 10/23/2015

Megan H. Berge

Filed: 10/23/2015

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

WESTAR ENERGY, INC.	
Petitioner, v.	) ) ) No. <u>15-1377</u>
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, and GINA MCCARTHY, Administrator, United States Environmental Protection Agency	) ) ) )
Respondents.	) ) )

# RULE 26.1 DISCLOSURE STATEMENT OF PETITIONER WESTAR ENERGY, INC.

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and Circuit Rule 26.1, Petitioner Westar Energy, Inc. ("Westar") makes the following declarations:

Westar Energy, Inc., is a publicly traded company (symbol: WR) incorporated in the State of Kansas, with its principal place of business in the city of Topeka, Kansas. Westar is the parent corporation of Kansas Gas and Electric Company ("KGE"), a Kansas corporation with its principal place of business in Topeka, Kansas. Westar owns all of the stock of KGE. In addition to Westar's

publicly traded stock, both Westar and KGE have issued debt and bonds to the public. Westar does not have any parent companies that have a 10 percent (10 %) or greater ownership interest in Westar. Further, there is no publicly-held company that has a 10 percent (10 %) or greater ownership interest in Westar.

Westar and its wholly owned subsidiary, KGE, are electric utilities engaged in the generation, transmission, distribution, and sale of electric power and energy at wholesale and retail to approximately 700,000 customers in the state of Kansas and will be affected by the United States Environmental Protection Agency's final rule entitled "Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units." 80 Fed. Reg. 64,661 (Oct. 23, 2015) "(Final Rule"). A copy of the Final Rule is attached to this Rule 26.1 Disclosure Statement.

October 23, 2015

Respectfully submitted,

William M. Bumpers

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Counsel for Westar Energy, Inc.

### CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of October, 2015, I caused a copy of the foregoing Rule 26.1 Disclosure Statement to be served by first-class mail, postage prepaid, on each of the following:

The Honorable Gina McCarthy Administrator U.S. EPA Headquarters William Jefferson Clinton Building 1200 Pennsylvania Avenue, NW Mail Code 1101A Washington, DC 20460

Avi Garbow General Counsel U.S. EPA Headquarters William Jefferson Clinton Building 1200 Pennsylvania Avenue, NW Mail Code 2310A Washington, DC 20460 The Honorable Loretta E. Lynch Attorney General of the United States U.S. Department of Justice Room 4400 950 Pennsylvania Avenue, NW Washington, DC 20530-0001

Filed: 10/23/2015

Megan H. Berge