

ORAL ARGUMENT HAS BEEN SCHEDULED FOR JUNE 2, 2016**No. 15-1363 (and consolidated cases)**

In the
United States Court of Appeals
for the District of Columbia Circuit

STATE OF WEST VIRGINIA, et al.,

Petitioners,

v.

ENVIRONMENTAL PROTECTION AGENCY, et al.,

Respondents.

NOTICE OF INTENT OF MEMBERS OF CONGRESS
TO FILE BRIEF AS AMICI CURIAE IN SUPPORT OF PETITIONERS

On Petition for Review from the Environmental Protection Agency

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February 23, 2016

NOTICE OF INTENT TO FILE BRIEF AS AMICI CURIAE

The 34 Senators and 171 Representatives listed below, in their official capacity as officers of the United States and pursuant to Fed. R. App. P. 29(a) and D.C. Circuit Rule 29(b) and (d), hereby notify the Court of their intention to file a brief as Amici Curiae in support of Petitioners. In light of the issues in this case involving the Clean Air Act, 42 U.S.C. § 7401 et seq., Amici seek to provide new and additional insights for the benefit of the Court as it considers this important matter. Moreover, Amici have strong institutional interests in preserving Congress' role in making law for the nation, including the determination of climate change-related laws and policies.

List of Amici Curiae

Senator Mitch McConnell of Kentucky	Senator Dan Coats of Indiana
Senator James M. Inhofe of Oklahoma	Senator John Cornyn of Texas
Representative Fred Upton of Michigan, 4th Congressional District	Senator Michael D. Crapo of Idaho
Representative Ed Whitfield of Kentucky, 1st Congressional District	Senator Ted Cruz of Texas
Senator Lamar Alexander of Tennessee	Senator Steve Daines of Montana
Senator John Barrasso of Wyoming	Senator Michael B. Enzi of Wyoming
Senator Roy Blunt of Missouri	Senator Deb Fischer of Nebraska
Senator John Boozman of Arkansas	Senator Orrin G. Hatch of Utah
Senator Shelly Moore Capito of West Virginia	Senator John Hoeven of North Dakota
Senator Bill Cassidy of Louisiana	Senator Ron Johnson of Wisconsin
	Senator James Lankford of Oklahoma

Senator Joe Manchin of West Virginia	Representative Lou Barletta of Pennsylvania, 11th Congressional District
Senator John McCain of Arizona	
Senator Lisa Murkowski of Alaska	Representative Andy Barr of Kentucky, 6th Congressional District
Senator Rand Paul of Kentucky	
Senator James E. Risch of Idaho	Representative Joe Barton of Texas, 6th Congressional District
Senator Pat Roberts of Kansas	
Senator M. Michael Rounds of South Dakota	Representative Gus Bilirakis of Florida, 12th Congressional District
Senator Marco Rubio of Florida	Representative Mike Bishop of Michigan, 8th Congressional District
Senator Tim Scott of South Carolina	Representative Rob Bishop of Utah, 1st Congressional District
Senator Richard C. Shelby of Alabama	
Senator Dan Sullivan of Alaska	Representative Diane Black of Tennessee, 6th Congressional District
Senator John Thune of South Dakota	Representative Marsha Blackburn of Tennessee, 7th Congressional District
Senator Patrick J. Toomey of Pennsylvania	Representative Mike Bost of Illinois, 12th Congressional District
Senator David Vitter of Louisiana	
Senator Roger Wicker of Mississippi	Representative Charles W. Boustany, Jr. of Louisiana, 3rd Congressional District
Speaker Paul Ryan of Wisconsin, 1st Congressional District	Representative Kevin Brady of Texas, 8th Congressional District
Majority Leader Kevin McCarthy of California, 23rd Congressional District	Representative Jim Bridenstine of Oklahoma, 1st Congressional District
Majority Whip Steve Scalise of Louisiana, 1st Congressional District	Representative Mo Brooks of Alabama, 5th Congressional District
Representative Cathy McMorris Rodgers of Washington, 5th Congressional District	Representative Susan W. Brooks of Indiana, 5th Congressional District
Representative Brian Babin of Texas, 36th Congressional District	Representative Ken Buck of Colorado, 4th Congressional District

Representative Larry Bucshon of
Indiana, 8th Congressional District

Representative Michael C. Burgess of
Texas, 26th Congressional District

Representative Bradley Byrne of
Alabama, 1st Congressional District

Representative Ken Calvert of
California, 42nd Congressional District

Representative Earl L. 'Buddy' Carter of
Georgia, 1st Congressional District

Representative John R. Carter of Texas,
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1st Congressional District

Representative Jason Chaffetz of Utah,
3rd Congressional District

Representative Mike Coffman of
Colorado, 6th Congressional District

Representative Tom Cole of Oklahoma,
4th Congressional District

Representative Chris Collins of New
York, 27th Congressional District

Representative Doug Collins of Georgia,
9th Congressional District

Representative K. Michael Conaway of
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Dakota, At-Large Congressional District

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Representative John Abney Culberson
of Texas, 7th Congressional District

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Representative Ron DeSantis of Florida,
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Carolina, 3rd Congressional District

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Representative Renee Ellmers of North
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Representative Bob Gibbs of Ohio, 7th Congressional District	Representative Jody B. Hice of Georgia, 10th Congressional District
Representative Louie Gohmert of Texas, 1st Congressional District	Representative J. French Hill of Arkansas, 2nd Congressional District
Representative Bob Goodlatte of Virginia, 6th Congressional District	Representative Richard Hudson of North Carolina, 8th Congressional District
Representative Paul A. Gosar of Arizona, 4th Congressional District	Representative Tim Huelskamp of Kansas, 1st Congressional District
Representative Kay Granger of Texas, 12th Congressional District	Representative Bill Huizenga of Michigan, 2nd Congressional District
Representative Garret Graves of Louisiana, 6th Congressional District	Representative Will Hurd of Texas, 23rd Congressional District
Representative Sam Graves of Missouri, 6th Congressional District	Representative Robert Hurt of Virginia, 5th Congressional District
Representative Tom Graves of Georgia, 14th Congressional District	Representative Evan H. Jenkins of West Virginia, 3rd Congressional District
Representative H. Morgan Griffith of Virginia, 9th Congressional District	Representative Lynn Jenkins of Kansas, 2nd Congressional District
Representative Glenn Grothman of Wisconsin, 6th Congressional District	Representative Bill Johnson of Ohio, 6th Congressional District
Representative Frank C. Guinta of New Hampshire, 1st Congressional District	Representative Sam Johnson of Texas, 3rd Congressional District
Representative Brett Guthrie of Kentucky, 2nd Congressional District	Representative Walter B. Jones of North Carolina, 3rd Congressional District
Representative Gregg Harper of Mississippi, 3rd Congressional District	Representative Jim Jordan of Ohio, 4th Congressional District

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Representative Trent Kelly of Mississippi, 1st Congressional District

Representative Steve King of Iowa, 4th Congressional District

Representative Adam Kinzinger of Illinois, 16th Congressional District

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Representative Doug Lamborn of Colorado, 5th Congressional District

Representative Robert E. Latta of Ohio, 5th Congressional District

Representative Billy Long of Missouri, 7th Congressional District

Representative Barry Loudermilk of Georgia, 11th Congressional District

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Representative Ted Poe of Texas, 2nd Congressional District

Representative Mike Pompeo of Kansas, 4th Congressional District

Representative John Ratcliffe of Texas, 4th Congressional District

Representative Jim Renacci of Ohio, 16th Congressional District

Representative Reid Ribble of Wisconsin, 8th Congressional District

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Representative Mike Rogers of Alabama, 3rd Congressional District

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Representative Todd Rokita of Indiana, 4th Congressional District

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Representative Pete Sessions of Texas, 32nd Congressional District

Representative John Shimkus of Illinois, 15th Congressional District

Representative Bill Shuster of Pennsylvania, 9th Congressional District

Representative Michael K. Simpson of Idaho, 2nd Congressional District

Representative Adrian Smith of
Nebraska, 3rd Congressional District

Representative Jason Smith of Missouri,
8th Congressional District

Representative Lamar Smith of Texas,
21st Congressional District

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2nd Congressional District

Representative Steve Stivers of Ohio,
15th Congressional District

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District

Representative Mac Thornberry of
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Representative Ted S. Yoho of Florida,
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/s/ Ed. R. Haden

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CERTIFICATE OF SERVICE

Pursuant to D.C. Cir. R. 25(c), I hereby certify that, on this the 23rd day of February, 2016, I caused the foregoing document to be electronically filed with the Clerk of Court via the CM/ECF system, which shall effect service upon all counsel of record who are registered CM/ECF users.

/s/ Ed R. Haden

Counsel for Amici Curiae