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FOR THE DISTRICT OF COLUMBIA CIRCUIT

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FILED
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COMPETITIVE ENTERPRISE
INSTITUTE; BUCKEYE INSTITUTE
FOR PUBLIC POLICY SOLUTIONS;
INDEPENDENCE INSTITUTE; RIO
GRANDE FOUNDATION;
SUTHERLAND INSTITUTE; KLAUS
J. CHRISTOPH; SAMUEL R.
DAMEWOOD; CATHERINE C.
DELLIN; JOSEPH W. LUQUIRE;
LISA R. MARKHAM; PATRICK T.
PETERSON; and KRISTI
ROSENQUIST,

Petitioners,

v.

UNITED STATES
ENVIRONMENTAL PROTECTION
AGENCY; and GINA McCARTHY,
ADMINISTRATOR, UNITED
STATES ENVIRONMENTAL
PROTECTION AGENCY,

Respondents.

15-1488

Case No. _____

PETITION FOR REVIEW

Pursuant to Section 307(b)(1) of the Clean Air Act, 42 U.S.C.

§ 7607(b)(1), Section 702 of the Administrative Procedure Act, 5 U.S.C.

§ 702, Rule 15 of the Federal Rules of Appellate Procedure, and Circuit Rule 15, the following organizations and individuals hereby petition for review of the final action of Respondent United States Environmental Protection Agency published in the *Federal Register* at 80 Fed. Reg. 64,662 (Oct. 23, 2015) and entitled “Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units”: the Competitive Enterprise Institute, the Buckeye Institute for Public Policy Solutions, the Independence Institute, the Rio Grande Foundation, the Sutherland Institute, Klaus J. Christoph, Samuel R. Damewood, Catherine C. Dellin, Joseph W. Luquire, Lisa R. Markham, Patrick T. Peterson, and Kristi Rosenquist.

December 22, 2015

Respectfully submitted,

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*Co-counsel for Petitioner Buckeye Institute
for Public Policy Solutions*

IN THE UNITED STATES COURT OF APPEALS
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RULE 26.1 DISCLOSURE STATEMENT

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure
and Circuit Rule 26.1, Petitioners Competitive Enterprise Institute,

Buckeye Institute for Public Policy Solutions, Independence Institute, Rio Grande Foundation, and Sutherland Institute, make the following disclosure:

The Competitive Enterprise Institute (CEI) is a nonprofit organization incorporated in Washington D.C. under Section 501(c)(3) of the Internal Revenue Code. CEI focuses on advancing market approaches to regulatory issues. No parent company or publicly-held company has a 10% or greater ownership interest in CEI.

The Sutherland Institute is a nonprofit organization incorporated in Utah under Section 501(c)(3) of the Internal Revenue Code. The Sutherland Institute is a public policy think tank committed to influencing Utah law and policy based on the core principles of limited government, personal responsibility, and charity. No parent company or publicly-held company has a 10% or greater ownership interest in the Sutherland Institute.

The Independence Institute is a nonprofit organization incorporated in Colorado under Section 501(c)(3) of the Internal Revenue Code. The Independence Institute is a public policy think tank whose purpose is to educate citizens, legislators, and opinion makers in

Colorado about policies that enhance personal and economic freedom. No parent company or publicly-held company has a 10% or greater ownership interest in the Independence Institute.

The Buckeye Institute for Public Policy Solutions is a nonprofit organization incorporated in Ohio under Section 501(c)(3) of the Internal Revenue Code. The Buckeye Institute seeks to improve Ohio policies by performing research and promoting market-oriented policy solutions. No parent company or publicly-held company has a 10% or greater ownership interest in the Institute.

The Rio Grande Foundation is a nonprofit organization incorporated in New Mexico under Section 501(c)(3) of the Internal Revenue Code. The Rio Grande Foundation is a research institute dedicated to increasing liberty and prosperity for New Mexico's citizens. No parent company or publicly-held company has a 10% or greater ownership interest in the Rio Grande Foundation.

December 22, 2015

Respectfully submitted,

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*Co-counsel for Petitioner Buckeye Institute
for Public Policy Solutions*

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of December, 2015, I caused a copy of the foregoing Petition for Review and Rule 26.1 Disclosure Statement to be served by placing them in the U.S. mail, first class, postage prepaid, upon each of the following:

U.S. Environmental Protection Agency
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