

ORIGINAL

UNITED STATES COURT OF APPEALS  
FOR DISTRICT OF COLUMBIA

UNITED STATES COURT OF APPEALS

DISTRICT OF COLUMBIA CIRCUIT

UNITED STATES COURT OF APPEALS  
FOR DISTRICT OF COLUMBIA CIRCUIT  
FILED  
MAY 15 2015  
CLERK

MAY 15 2015

PELLET FUELS INSTITUTE,  
**RECEIVED**

Petitioner,

v.

U.S. ENVIRONMENTAL PROTECTION  
AGENCY,

Respondent.

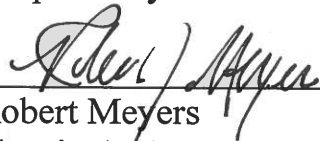
15-1140

No. \_\_\_\_\_

**PETITION FOR REVIEW**

Pursuant to Section 307(b)(1) of the Clean Air Act, 42 U.S.C. § 7607(b)(1), and Rule 15(a) of the Federal Rules of Appellate Procedure, Pellet Fuels Institute hereby petitions the Court for review of Respondent U.S. Environmental Protection Agency’s final action: “Standards of Performance for New Residential Wood Heaters, New Residential Hydronic Heaters, and Forced Air Furnaces,” to be codified at 40 C.F.R. Part 60 (the “Final Rule”). The Final Rule was published in the *Federal Register* on March 16, 2015. See 80 Fed. Reg. 13672 (Mar. 16, 2015). This Petition for Review is timely filed within sixty days of that publication as required by Section 307(b)(1). A copy of the Final Rule is attached hereto as Attachment A.

Respectfully submitted,



Robert Meyers

Sherrie A. Armstrong

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Washington, DC 20004

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rmeyers@crowell.com

Attorneys for Petitioner Pellet Fuels Institute

Dated: May 15, 2015

**CERTIFICATE OF SERVICE**

Pursuant to Federal Rules of Appellate Procedure 15(c) and 25, Circuit Rule 15(a), and 40 C.F.R. § 23.12(a), on this date, I hereby certify that I will cause to be delivered, via U.S.P.S. certified mail, return receipt requested, a copy of the foregoing Petition for Review to the following:

Administrator Gina McCarthy  
U.S. Environmental Protection Agency  
1101A  
1200 Pennsylvania Avenue, NW  
Washington, D.C. 20460

Avi Garbow  
General Counsel  
U.S. Environmental Protection Agency  
2310A  
1200 Pennsylvania Avenue, NW  
Washington, D.C. 20460

John C. Cruden  
Assistant Attorney General  
Environmental and Natural Resources Division  
U.S. Department of Justice  
950 Pennsylvania Ave, NW  
Washington, D.C. 20530

  
Robert Meyers

Dated May 15, 2015

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No. \_\_\_\_\_

**RULE 26.1 DISCLOSURE STATEMENT  
BY PELLET FUELS INSTITUTE**

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and  
Circuit Rule 26.1, Petitioner Pellet Fuels Institute declares as follows:

Pellet Fuels Institute (“PFI”) is the independent 501(c)(6) trade association  
of nearly 100 member companies, including residential and commercial pellet fuel  
manufacturers, pellet equipment manufacturers, and biomass fuel industry  
suppliers such as testing laboratories, consultants, and non-profit and government  
agencies. PFI has no parent companies, and no publicly held company has a 10%  
or greater ownership interest in PFI. PFI is a “trade association” within the  
meaning of Circuit Rule 26.1(b).

Respectfully submitted,



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Robert Meyers

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Attorneys for Petitioner Pellet Fuels Institute

Dated: May 15, 2015

**CERTIFICATE OF SERVICE**

Pursuant to Federal Rules of Appellate Procedure 15(c) and 25, Circuit Rule 15(a), and 40 C.F.R. § 23.12(a), on this date, I hereby certify that I will cause to be delivered, via U.S.P.S. certified mail, return receipt requested, a copy of the foregoing Disclosure Statement to the following:

Administrator Gina McCarthy  
U.S. Environmental Protection Agency  
1101A  
1200 Pennsylvania Avenue, NW  
Washington, D.C. 20460

Avi Garbow  
General Counsel  
U.S. Environmental Protection Agency  
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\_\_\_\_\_  
Robert Meyers

Dated May 15, 2015