

UNITED STATES COURT OF APPEALS  
FOR DISTRICT OF COLUMBIA CIRCUIT

AUG - 2 2016

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CLERK

**RECEIVED**

TEXAS OIL AND GAS ASSOCIATION )

Petitioner, )

v. )

U.S. ENVIRONMENTAL PROTECTION )  
AGENCY and GINA MCCARTHY, )  
Administrator, U.S. Environmental )  
Protection Agency, )

Respondents. )

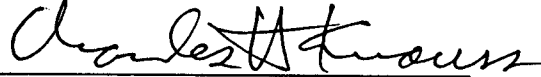
No. 16-1269

**PETITION FOR REVIEW**

Pursuant to Rule 15 of the Federal Rules of Appellate Procedure and Section 307(b) of the Clean Air Act, 42 U.S.C. § 7607(b), the Texas Oil and Gas Association hereby petitions the Court for review of the nationally applicable final action of the U.S. Environmental Protection Agency entitled *Oil and Natural Gas Sector: Emission Standards for New, Reconstructed, and Modified Sources; Final Rule*, 81 Fed. Reg. 35,824 (June 3, 2016), codified at 40 C.F.R Part 60.

A copy of the final rule is attached to this petition.

Respectfully submitted,



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*Counsel for the Texas Oil and Gas  
Association*

Dated: August 2, 2016

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**RULE 26.1 STATEMENT**

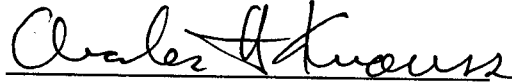
Pursuant to Federal Rule of Appellate Procedure 26.1 and D.C. Circuit Rule 26.1, Petitioner Texas Oil and Gas Association (TXOGA) makes the following Disclosure:

TXOGA, a "trade association" within the meaning of Circuit Rule 26.1, is the largest and oldest petroleum organization in Texas, representing more than 5,000 members. The membership of TXOGA produces in excess of 90 percent of Texas' crude oil and natural gas, operates nearly 100 percent of the state's refining capacity, and is responsible for the vast majority of the state's pipelines. TXOGA member companies produce approximately a quarter of the nation's oil, a third of its natural gas and account for one-fourth of the U.S. refining capacity and,

therefore, own and operate facilities that are affected by the rule at issue in this case.

TXOGA has not issued shares or debt securities to the public, has no parent company, and no publicly-held company has a 10 percent or greater ownership interest in TXOGA.

Respectfully submitted,



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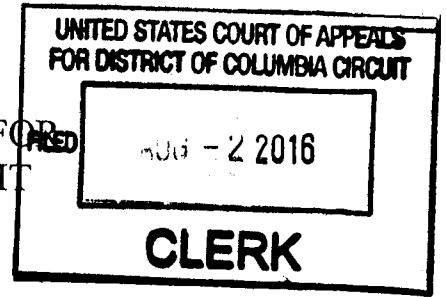
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*Counsel for the Texas Oil and Gas  
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**CERTIFICATE OF SERVICE**

Pursuant to Rule 25(d) of the Federal Rules of Appellate Procedure, I hereby certify that the foregoing Petition for Review and Rule 26.1 Statement have been served by United States first-class mail this 2<sup>nd</sup> day of August 2016, upon each of the following:

U.S. ENVIRONMENTAL PROTECTION AGENCY  
Office of General Counsel, 2310A  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

GINA McCARTHY  
Administrator  
U.S. Environmental Protection Agency  
Office of the Administrator, 1101A  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

LORETTA E. LYNCH  
U.S. Attorney General  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530

A handwritten signature in black ink, reading "Richard M. Pavlak". The signature is written in a cursive style with a large, stylized initial "R".

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Richard M. Pavlak