

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

STATE OF DELAWARE, *ex rel.* KATHLEEN
JENNINGS, Attorney General of the State of
Delaware,

Plaintiff,

v.

Civil Action No. 1:20-cv-01429-UNA

BP AMERICA INC., BP P.L.C., CHEVRON
CORPORATION, CHEVRON U.S.A. INC.,
CONOCOPHILLIPS, CONOCOPHILLIPS
COMPANY, PHILLIPS 66, PHILLIPS 66
COMPANY, EXXON MOBIL CORPORATION,
EXXONMOBIL OIL CORPORATION, XTO
ENERGY INC., HESS CORPORATION,
MARATHON OIL CORPORATION,
MARATHON OIL COMPANY, MARATHON
PETROLEUM CORPORATION, MARATHON
PETROLEUM COMPANY LP, SPEEDWAY
LLC, MURPHY OIL CORPORATION,
MURPHY USA INC., ROYAL DUTCH SHELL
PLC, SHELL OIL COMPANY, CITGO
PETROLEUM CORPORATION, TOTAL S.A.,
TOTAL SPECIALTIES USA INC.,
OCCIDENTAL PETROLEUM
CORPORATION, DEVON ENERGY
CORPORATION, APACHE CORPORATION,
CNX RESOURCES CORPORATION, CONSOL
ENERGY INC., OVINTIV, INC., and
AMERICAN PETROLEUM INSTITUTE,

Defendants.

NOTICE OF JOINDER IN AND CONSENT TO REMOVAL

PLEASE TAKE NOTICE THAT defendant American Petroleum Institute (“API”), with its principal place of business located at 200 Massachusetts Avenue, NW, Washington, DC 20001, by and through the undersigned counsel, files this Notice of Joinder In and Consent To Removal pursuant to 28 U.S.C. § 1446(b).

1. On September 10, 2020, plaintiff State of Delaware (“Plaintiff”) filed this civil action against the above-named Defendants in the Superior Court of the State of Delaware, in a case captioned State of Delaware v. BP America Inc. et al., and assigned Civil Action No. N20C-09-097 AML CCLD (the “State Court Action”).

2. API was allegedly served with a copy of the summons and complaint in the State Court Action on October 14, 2020, c/o Cogency Global Inc., 850 New Burton Road, Dover, Delaware 19904.

3. On October 23, 2020, Defendants Chevron Corp. and Chevron U.S.A. Inc. filed a Notice of Removal of the State Court Action to this Court.

4. API hereby joins in and consents to the Notice of Removal of the State Court Action to this Court filed by Defendants Chevron Corp. and Chevron U.S.A. Inc.

5. API reserves all rights, including defenses and objections as to venue, service, personal jurisdiction, etc., and further states that the filing of this Notice of Joinder In and Consent To Removal is subject to, and without waiver of, any such defenses and objections.

Dated: October 26, 2020

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/s/ Kevin J. Mangan

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