

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

STATE OF NEW YORK, STATE OF  
CALIFORNIA, STATE OF  
CONNECTICUT, THE DISTRICT OF  
COLUMBIA, STATE OF ILLINOIS,  
STATE OF MARYLAND,  
COMMONWEALTH OF  
MASSACHUSETTS, STATE OF  
MINNESOTA, STATE OF NEW JERSEY,  
STATE OF OREGON,  
COMMONWEALTH OF  
PENNSYLVANIA, STATE OF RHODE  
ISLAND, STATE OF VERMONT,  
COMMONWEALTH OF VIRGINIA,  
STATE OF WASHINGTON, STATE OF  
WISCONSIN, and THE CITY OF NEW  
YORK,

*Petitioners,*

v.

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, and ANDREW  
WHEELER, in his official capacity as  
Administrator of the United States  
Environmental Protection Agency,

*Respondents.*

Docket No. 21-1028

**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,

the petitioners listed above hereby petition the Court to review the final agency action of respondents entitled *Review of the Ozone National Ambient Air Quality Standards*, 85 Fed. Reg. 87,256 (Dec. 31, 2020). A copy of the final rule is attached hereto as Exhibit A. Petitioners seek a determination that the final action is unlawful, arbitrary and capricious and therefore must be vacated.

DATED: January 19, 2021

Respectfully submitted,

FOR THE STATE OF  
NEW YORK

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