UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

August 13, 2020

OFFICE OF
AIR AND RADIATION

Mr. James S. Pew
Earthjustice
1001 G St., NW, Suite 1000
Washington, D.C. 20001

Dear Mr. Pew,

This letter concerns the petition for reconsideration of the final National Emission Standards for Hazardous Air Pollutants: Stationary Combustion Turbines Residual Risk and Technology Review (March 9, 2020, 85 FR 12524) that you submitted on May 8, 2020, on behalf of Sierra Club. The U.S. Environmental Protection Agency (EPA) intends to convene a reconsideration process by issuing a proposed rule in accordance with Clean Air Act section 307(d) and is, thus, granting your petition. More specifically, we intend to prepare a *Federal Register* notice addressing the issues raised in your petition regarding the stay of the emission standards and, in light of the decision of the U.S. Court of Appeals for the District of Columbia Circuit in *Louisiana Envtl. Action Network v. Envtl. Prot. Agency*, 955 F.3d 1088, 1091 (D.C. Cir. 2020), the lack of standards for certain hazardous air pollutants.

Please note that, as discussed in the preamble to the Stationary Combustion Turbines Residual Risk and Technology Review final rule, EPA is in the process of reviewing an August 2019 petition to delist the Stationary Combustion Turbines source category. The ultimate disposition of that petition to delist may impact our current plan for addressing the issues raised in the petition for reconsideration.

If you have any questions regarding the reconsideration process, please contact Nick Hutson at (919) 541-2968 or *hutson.nick@epa.gov*. We thank you for your continuing interest in this rule and look forward to hearing from you during the reconsideration process.

Sincerely,

Anne L. Austin
Principal Deputy Assistant Administrator