

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

AMERICAN CHEMISTRY COUNCIL,  
LOUISIANA CHEMICAL  
ASSOCIATION, AND AMERICAN  
FUEL & PETROCHEMICAL  
MANUFACTURERS,

*Petitioners,*

v.

U.S. ENVIRONMENTAL PROTECTION  
AGENCY

*Respondent.*

Case No. 24-1250

**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 American Chemistry Council, Louisiana Chemical Association, and American Fuel & Petrochemical Manufacturers hereby petition the Court for review of the final agency action of the United States Environmental Protection Agency entitled *New Source Performance Standards for the Synthetic Organic Chemical Manufacturing Industry and National Emission Standards for Hazardous Air Pollutants for the Synthetic Organic Chemical Manufacturing Industry and Group I & II Polymers*

*and Resins Industry*, 89 Fed. Reg. 42932 (May 16, 2024). A copy of the final rule is attached as Exhibit A.

Respectfully submitted,

/s/ David Friedland

David M. Friedland

Laura K. McAfee

BEVERIDGE & DIAMOND, PC

1900 N Street, NW, Suite 100

Washington, DC 20036

202-285-4326

[dfriedland@bdlaw.com](mailto:dfriedland@bdlaw.com)

*Counsel for Petitioners*

*American Chemistry Council and Louisiana*

*Chemical Association*

Richard Moskowitz

Tyler Kubik

AMERICAN FUEL & PETROCHEMICAL

MANUFACTURERS

1800 M Street, NW, Suite 900 North

Washington, DC 20036

[rmoskowitz@afpm.org](mailto:rmoskowitz@afpm.org)

*Counsel for American Fuel &*

*Petrochemical Manufacturers*

*Of Counsel:*

Elliott Zenick

American Chemistry Council

700 Second Street NE

Washington, DC 20002

Dated: July 15, 2024

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

AMERICAN CHEMISTRY COUNCIL,  
LOUISIANA CHEMICAL  
ASSOCIATION, AND AMERICAN  
FUEL & PETROCHEMICAL  
MANUFACTURERS,

*Petitioners,*

v.

U.S. ENVIRONMENTAL PROTECTION  
AGENCY

*Respondent.*

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

**RULE 26.1 DISCLOSURE STATEMENT FOR THE  
AMERICAN CHEMISTRY COUNCIL**

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and Circuit Rule 26.1, Petitioner the American Chemistry Council (“ACC”) makes the following declarations:

ACC represents the leading companies engaged in the business of chemistry. ACC members apply the science of chemistry to make innovative products and services that make people’s lives better, healthier and safer. ACC is committed to improved environmental, health and safety performance through Responsible Care®; common sense advocacy designed to address major public policy issues; and health and

environmental research and product testing. The business of chemistry is a \$768 billion enterprise and a key element of the nation's economy. It is among the largest exporters in the nation, accounting for fourteen percent of all U.S. goods exported. ACC states that it is a "trade association" for purposes of Circuit Rule 26.1(b). ACC has no parent corporation, and no publicly held company has 10 percent or greater ownership in ACC.

Respectfully submitted,

/s/ David Friedland

---

David Friedland  
BEVERIDGE & DIAMOND, PC  
1900 N Street, NW, Suite 100  
Washington, DC 20036  
202-285-4326  
[dfriedland@bdlaw.com](mailto:dfriedland@bdlaw.com)  
*Counsel for Petitioners*  
*American Chemistry Council*

Dated: July 15, 2024

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

AMERICAN CHEMISTRY COUNCIL,  
LOUISIANA CHEMICAL  
ASSOCIATION, AND AMERICAN  
FUEL & PETROCHEMICAL  
MANUFACTURERS,

*Petitioners,*

v.

U.S. ENVIRONMENTAL PROTECTION  
AGENCY

*Respondent.*

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

**RULE 26.1 DISCLOSURE STATEMENT FOR THE  
AMERICAN FUEL & PETROCHEMICAL MANUFACTURERS**

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and Circuit Rule 26.1, Petitioner American Fuel & Petrochemical Manufacturers (“AFPM”) states that it is a national trade association including most U.S. refiners and petrochemical manufacturers.

AFPM has no parent companies, and no publicly held company has a 10% or greater ownership interest in AFPM. AFPM is a “trade association” within the meaning of Circuit Rule 26.1(b). AFPM is a continuing association operating for the purpose of promoting the general commercial, professional, legislative, or other

interests of its membership.

Respectfully submitted,

/s/ Richard S. Moskowitz

Richard S. Moskowitz

Tyler Kubik

AMERICAN FUEL & PETROCHEMICAL  
MANUFACTURERS

1800 M Street, NW, Suite 900 North

Washington, DC 20036

202-844-5474

[rmoskowitz@afpm.org](mailto:rmoskowitz@afpm.org)

*Counsel for Petitioner*

*American Fuel & Petrochemical  
Manufacturers*

Date: July 15, 2024

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

AMERICAN CHEMISTRY COUNCIL,  
LOUISIANA CHEMICAL  
ASSOCIATION, AND AMERICAN  
FUEL & PETROCHEMICAL  
MANUFACTURERS,

*Petitioner,*

v.

U.S. ENVIRONMENTAL PROTECTION  
AGENCY

*Respondent.*

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

**RULE 26.1 DISCLOSURE STATEMENT FOR THE  
LOUISIANA CHEMICAL ASSOCIATION**

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and Circuit Rule 26.1, Petitioner the Louisiana Chemical Association (LCA) makes the following declarations:

LCA is a nonprofit Louisiana corporation, composed of sixty-three (63) members with over one hundred (100) chemical manufacturing plant sites in Louisiana. LCA was formed in 1959 to promote a positive business climate for chemical manufacturing that ensures long-term economic growth for its member companies. LCA members are committed to excellence in safety, health, security,

and environmental performance and to earning our “license to operate.” LCA participates on behalf of its members in administrative proceedings and in litigation arising from those proceedings. LCA has no outstanding shares or debt securities in the hands of the public and has no parent company. No publicly held company has a ten percent (10%) or greater ownership interest in LCA.

Respectfully submitted,

/s/ David Friedland

David Friedland

BEVERIDGE & DIAMOND, PC

1900 N Street, NW, Suite 100

Washington, DC 20036

202-285-4326

[dfriedland@bdlaw.com](mailto:dfriedland@bdlaw.com)

*Counsel for Petitioner*

*Louisiana Chemical Association*

Date: July 15, 2024



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

AMERICAN CHEMISTRY COUNCIL,  
LOUISIANA CHEMICAL  
ASSOCIATION, AND AMERICAN  
FUEL & PETROCHEMICAL  
MANUFACTURERS,

*Petitioners,*

v.

U.S. ENVIRONMENTAL PROTECTION  
AGENCY

*Respondent.*

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

**CERTIFICATE OF SERVICE**

Pursuant to Fed. R. App. P. 15(c), Circuit Rule 15(a), and 40 C.F.R. § 23.12(a), the undersigned hereby certifies that on this date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System, and served by certified mail, return receipt requested, on the following:

Michael Regan Administrator  
Office of the Administrator (1101A)  
U.S. Environmental Protection  
Agency  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

Correspondence Control Unit  
Office of General Counsel (2311)  
U.S. Environmental Protection  
Agency  
1200 Pennsylvania Avenue  
NW Washington, DC 20460

Merrick Garland  
Attorney General of the United States  
U.S. Department of Justice

950 Pennsylvania Avenue, NW  
Washington, DC 20530

Dated: July 15, 2024

/s/ David Friedland