

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

AMERICAN FOREST & PAPER
ASSOCIATION

Petitioner,

Case No. 24-1266

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY, and
MICHAEL S. REGAN, in his official
capacity as Administrator, United States
Environmental Protection Agency,

Respondents.

PETITION FOR REVIEW

Pursuant to Section 113 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. § 9613(a), Section 702 of the Administrative Procedure Act, 5 U.S.C. § 702, Rule 15(a) of the Federal Rules of Appellate Procedure, and Rule 15(a) of the D.C. Circuit Rules, the American Forest & Paper Association hereby petitions the United States Court of Appeals for the District of Columbia Circuit for review of the United States Environmental Protection Agency's final rule entitled "Designation Perfluorooctanoic Acid (PFOA) and Perfluorooctanesulfonic Acid (PFOS) as

CERCLA Hazardous Substances,” published in the Federal Register at 89 Fed. Reg. 39,124 (May 8, 2024). This Court has jurisdiction and is a proper venue for this action pursuant to 42 U.S.C. § 9613(a).

Respectfully submitted,

/s/ Susan Parker Bodine

Susan Parker Bodine
EARTH & WATER LAW LLC
1455 Pennsylvania Ave., NW,
Suite 400
Washington, DC 20004
Counsel for American Forest &
Paper Association

Dated: August 2, 2024

**IN THE UNITED STATES COURT OF APPEALS
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CERTIFICATE OF CORPORATE DISCLOSURE

Pursuant to Federal Rule of Appellate Procedure 26.1 and D.C. Circuit Rule 26.1, Petitioner makes the following disclosure.

The American Forest & Paper Association (AF&PA) serves to advance U.S. paper and wood products manufacturers through fact-based public policy and marketplace advocacy. The forest products industry is circular by nature. AF&PA member companies make essential products from renewable and recyclable resources, generate renewable bioenergy and are committed to continuous improvement through the industry's sustainability initiative — Better Practices, Better Planet 2030: Sustainable Products for a Sustainable Future. The forest

products industry accounts for approximately 5% of the total U.S. manufacturing GDP, manufactures about \$350 billion in products annually and employs about 925,000 people. The industry meets a payroll of about \$65 billion annually and is among the top 10 manufacturing sector employers in 43 states. No parent corporation or publicly held company has a 10% or greater ownership interest in AF&PA.

Respectfully submitted,

/s/ Susan Parker Bodine _____

Susan Parker Bodine
EARTH & WATER LAW LLC
1455 Pennsylvania Ave., NW,
Suite 400
Washington, DC 20004
Counsel for American Forest &
Paper Association

Dated: August 2, 2024

CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of August 2024, one copy of the foregoing was served by first-class mail, postage prepaid, on each of the following:

The Honorable Michael S. Regan
Administrator
Office of the Administrator (1101A)
United States Environmental Protection
Agency
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

The Honorable Merrick B. Garland
Attorney General of the United States
United States Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

The Honorable Todd Sunhwae Kim
Assistant Attorney General
Environmental and Natural Resources
Division
U.S. Department of Justice
950 Pennsylvania Ave., N.W.
Washington, DC 20530-0001

Correspondence Control Unit
Office of General Counsel (2311)
United States Environmental Protection
Agency
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

/s/ Susan Parker Bodine
Susan Parker Bodine