

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

COMPETITIVE ENTERPRISE INSTITUTE,
ANTHONY KREUCHER, WALTER M.
KREUCHER, JAMES LEEDY, MARC
SCRIBNER, and the DOMESTIC ENERGY
PRODUCERS ALLIANCE,

Petitioners,

v.

ENVIRONMENTAL PROTECTION AGENCY,

Respondent.

Case No. _____

PETITION FOR REVIEW

Pursuant to 5 U.S.C. § 706, 42 U.S.C. § 7607(b)(1), and Federal Rule of Appellate Procedure 15(a), the Competitive Enterprise Institute, Anthony Kreucher, Walter M. Kreucher, James Leedy, Marc Scribner and the Domestic Energy Producers Alliance hereby petition this Court for review of the final rule of the Environmental Protection Agency (EPA) titled *Revised 2023 and Later Model Year Light-Duty Vehicle Greenhouse Gas Emissions Standards*, 86 FR 74434 (Dec. 30, 2021). Petitioners attach the final rule as Exhibit A to this Petition. Jurisdiction and venue are proper in this Court pursuant to 42 U.S.C. § 7607(b)(1).

EPA's final rule attempts to establish stringent fleet-wide automobile emission standards with credit trading and enhanced credits for electric vehicles, but the agency lacks the legal authority to issue such a rule. For these and other reasons, the final rule is contrary to law and should be set aside.

Dated: February 28, 2022

Respectfully submitted,

/s/ Devin Watkins

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