

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

STATE OF NEW JERSEY, STATE OF	)	
CALIFORNIA, STATE OF CONNECTICUT,	)	
STATE OF MAINE, COMMONWEALTH OF	)	
MASSACHUSETTS, STATE OF NEW	)	
HAMPSHIRE, STATE OF NEW MEXICO,	)	
STATE OF NEW YORK, STATE OF	)	
VERMONT,	)	Docket No. 05-
	)	
Petitioners,	)	
	)	
v.	)	
	)	
UNITED STATES ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	
	)	

**PETITION FOR REVIEW**

Pursuant to Rule 15 of the Federal Rules of Appellate Procedure and §307(b) of the Clean Air Act, 42 U.S.C. §7607(b), the States of New Jersey, California, Connecticut, Maine, New Hampshire, New Mexico, New York, and Vermont, and the Commonwealth of Massachusetts hereby petition the Court to review the final rule of the United States Environmental Protection Agency entitled “Revision of December 2000 Regulatory Finding on the Emissions of Hazardous Air Pollutants from Electric Utility Steam Generating

Units and the Removal of Coal- and Oil-fired Electric Utility Steam Generating Units from the Section 112(c) List,” published at 70 Fed. Reg. 15993 (March 29, 2005).

Dated: March 29, 2005

Respectfully submitted,

FOR THE STATE OF NEW JERSEY

PETER C. HARVEY  
Attorney General

By: \_\_\_\_\_

JEAN P. REILLY  
CHRISTOPHER D. BALL  
JUNG W. KIM  
AMY C. DONLON  
Deputy Attorneys General  
R. J. Hughes Justice Complex  
25 Market Street  
P.O. Box 093  
Trenton, NJ 08625  
(609) 984-5612

FOR THE STATE OF CALIFORNIA

BILL LOCKYER

Attorney General

By: \_\_\_\_\_

SUSAN DURBIN

Deputy Attorney General

California Department of Justice

1300 I Street

P.O. Box 944255

Sacramento, California 94244-2550

(916) 324-4223

FOR THE STATE OF CONNECTICUT

RICHARD BLUMENTHAL  
Attorney General

By: \_\_\_\_\_

MATTHEW LEVINE

Assistant Attorney General

P.O. Box 120

55 Elm Street

Hartford, Connecticut 06141-0120

(860) 808-5250

FOR THE STATE OF DELAWARE

M. JANE BRADY  
Attorney General

By: \_\_\_\_\_  
VALERIE CSIZMADIA  
820 N. French Street  
Carvel State Building  
Wilmington, DE 19801  
(302) 739-4636

FOR THE STATE OF MAINE  
G. STEVEN ROWE  
Attorney General

By: \_\_\_\_\_  
GERALD REID  
Assistant Attorney General  
Department of the Attorney General  
State House Station #6  
Augusta, Maine 04333-0006  
(207) 626-8545

FOR THE COMMONWEALTH OF  
MASSACHUSETTS

THOMAS F. REILLY  
Attorney General

By: \_\_\_\_\_

WILLIAM L. PARDEE  
Assistant Attorney General  
Environmental Protection Division  
1 Ashburton Place--Suite 1813  
Boston, Massachusetts 02108  
(617) 727-2200 ext. 2419

FOR THE STATE OF NEW HAMPSHIRE

KELLY A. AYOTTE

Attorney General

By: \_\_\_\_\_

MAUREEN D. SMITH

Senior Assistant Attorney General

Office of the Attorney General

33 Capitol Street

Concord, New Hampshire 03301-6397

(603) 271-3679

FOR THE STATE OF NEW MEXICO

PATRICIA A. MADRID

Attorney General

By: \_\_\_\_\_

CHRISTOPHER D. COPPIN,  
SPECIAL COUNSEL  
STEPHEN R. FARRIS,  
KAREN FISHER,  
DAVID M. PATO  
ASSISTANT ATTORNEYS GENERAL  
New Mexico Attorney General's Office

P.O. Drawer 1508

Santa Fe, New Mexico 87504

(505) 222-9000

FOR THE STATE OF NEW YORK

ELIOT SPITZER

Attorney General

CAITLIN HALLIGAN  
Solicitor General

By: \_\_\_\_\_

PETER LEHNER  
JARED SNYDER

JACOB HOLLINGER  
Assistant Attorneys General  
Environmental Protection Bureau

The Capitol  
Albany, New York 12224  
(518) 402-2594

FOR THE COMMONWEALTH OF  
PENNSYLVANIA, DEPARTMENT OF  
ENVIRONMENTAL PROTECTION

MICHAEL D. BEDRIN  
Chief Counsel

By: \_\_\_\_\_

ROBERT A. REILEY

Assistant Counsel

The Rachel Carson State Office Bldg.

P.O. Box 8464

Harrisburg, Pennsylvania 17105

(717) 787-0478

FOR THE STATE OF VERMONT

WILLIAM H. SORRELL

Attorney General

By: \_\_\_\_\_

ERICK TITRUD

KEVIN O LESKE

Assistant Attorneys General

Office of the Attorney General

109 State Street

Montpelier, Vermont 05609-1001

(802) 828-3186

CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of March, 2005, a copy of the foregoing Petition for Review was sent by U.S. mail, first class postage prepaid, to the following:

Hon. Alberto Gonzales  
Attorney General  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001

Hon. Stephen L. Johnson, Acting Administrator  
United States Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460

---

Michele McGahey