

UNITED STATES COURT OF APPEALS  
FOR DISTRICT OF COLUMBIA CIRCUIT  
FEB 20 2003  
RECEIVED

UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

SOUTH COAST AIR QUALITY  
MANAGEMENT DISTRICT,

Petitioner,

v.

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, and CHRISTINE  
WHITMAN, its Administrator,

Respondents .

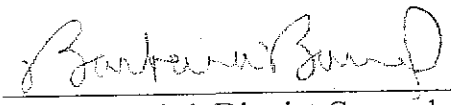
Petition For Review

**03-1033**

The SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT, a California public agency, hereby petitions the Court for Review of the Final Regulation of the United States Environmental Protection Agency promulgated on December 31, 2002, and published at 67 Fed. Reg. 80,185, entitled "Prevention of Significant Deterioration (PSD) and Nonattainment New Source Review (NSR) Final Rule."

Dated: February 19, 2003

Respectfully submitted,



Barbara Baird, District Counsel  
South Coast Air Quality Management District  
21865 E. Copley Drive  
Diamond Bar, California 91765  
Telephone: (909) 396-2302  
Facsimile: (909) 396-2961  
bbaird@aqmd.gov

DECLARATION OF SERVICE BY OVERNIGHT COURIER AND U.S. MAIL

Case Name: South Coast Air Quality Management District v. United States  
Environmental Protection Agency, et al

I, the undersigned, certify and declare that I am over the age of 18 years, employed at 21865 E. Copley Drive in the City of Diamond Bar, County of Los Angeles, State of California, and not a party to the above-entitled action.

On February 19, 2003, I served two copies of the attached **PETITION FOR REVIEW** by placing a two copies thereof enclosed in a sealed envelope with postage thereon fully prepaid with the overnight courier addressed as follows:

Christine Whitman  
United States Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.  
3<sup>rd</sup> Floor  
Washington D.C. 20004

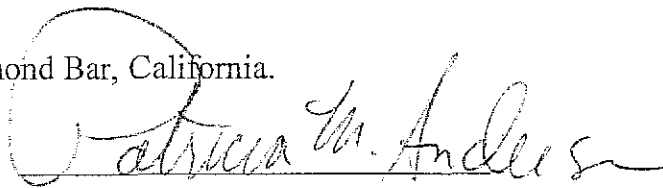
On February 19, 2003, I served two copies of the same document by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid in the United States Mail addressed as follows:

**SEE ATTACHED SERVICE LIST**

I caused such envelopes to be deposited in the mail at Diamond Bar, California, as indicated, the envelopes mailed with postage thereon fully prepaid. I am readily familiar with the District's practice of collection and processing correspondence for mailing. The mail is deposited with the U.S. Postal Service on that same day in the ordinary course of business. I am aware that on a motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury that the foregoing is true and correct, and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on February 19, 2003, at Diamond Bar, California.

  
Patricia M. Anderson

## SERVICE LIST

William H. Lewis, Jr.  
Michael A. McCord  
Morgan, Lewis & Bockius, LLP  
1111 Pennsylvania Avenue, N.W.  
Washington D.C. 20004

Carl Josephson  
Assistant Attorney General  
Office of the Attorney General  
Special Prosecutions Section  
Environmental Unit  
900 East Main Street  
Richmond, Virginia 23219

David W. Davies  
Office of the Attorney General  
129 SW Tenth Avenue, 2<sup>nd</sup> Floor  
Topeka, Kansas 66612-1597

Charles M. Carvell  
Lyle G. Witham  
Dean J. Haas  
Assistant Attorneys General  
Office of the Attorney General  
600 East Boulevard Avenue  
Bismarck, ND 58505-0040

Roxanne Giedd  
Assistant Attorney General  
500 East Capitol  
Pierre, South Dakota 57501-5070

FOR THE STATE OF NEW YORK  
Eliot Spitzer, Attorney General  
Caitlin Halligan, Solicitor General  
Peter Lehner  
J. Jared Snyder  
Michael J. Myers  
Assistant Attorneys General  
Environmental Protection Bureau  
The Capitol  
Albany, New York 12223

FOR THE STATE OF MAINE  
G. Steven Rowe  
Attorney General  
Gerald D. Reid  
Assistant Attorney General  
Department of the Attorney General  
State House Station #6  
Augusta, Maine 04333-0006

G. William Frick  
M. Elizabeth Cox  
American Petroleum Institute  
1220 L Street, N.W.  
Washington, D.C. 20005

Thomas M. Fisher  
Special Counsel  
Office of the Attorney General  
302 West Washington Street  
IGC South, 5<sup>th</sup> Floor  
Indianapolis, Indiana 46204

William L. Howland  
Assistant Attorney General  
1235 "K" Street  
Lincoln, Nebraska 68508

J. Emory Smith, Jr.  
Assistant Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211

Fred Nelson  
Assistant Attorney General  
160 East 300 South, 5<sup>th</sup> Floor  
Post Office Box 140873  
Salt Lake City, Utah 84114-0873

FOR THE STATE OF CONNECTICUT  
Richard Blumenthal, Attorney General  
Kimberly Massicotte  
Matthew I. Levine  
Assistant Attorneys General  
P.O. Box 120  
55 Elm Street  
Hartford, CT 06141-0120

FOR THE STATE OF MARYLAND  
J. Joseph Curran, Jr.  
Attorney General  
Kathy M. Kinsey  
Assistant Attorney General  
Office of the Attorney General  
Maryland Department of the Environment  
1800 Washington Boulevard  
Baltimore, MD 21230

FOR THE COMMONWEALTH OF MASSACHUSETTS  
Thomas F. Reilly  
Attorney General James R. Milkey  
William L. Pardee  
Frederick D. Augenstern  
Assistant Attorneys General  
Environmental Protection Division  
200 Portland Street, 3rd Floor  
Boston, Massachusetts 02114

FOR THE STATE OF NEW JERSEY  
David Samson  
Attorney General  
Stefanie Brand  
Kevin Auerbacher  
Jean Reilly  
Ruth Musetto  
Deputy Attorneys General  
Richard J. Hughes, Justice Complex  
25 Market Street, P.O. Box 093  
Trenton, New Jersey 08625-4503  
FOR THE STATE OF RHODE ISLAND  
Patrick C. Lynch  
Attorney General  
Tricia K. Jedele  
Special Assistant Attorney General  
Department of Attorney General  
150 South Main Street  
Providence, Rhode Island

FOR THE STATE OF NEW HAMPSHIRE  
Stephen J. Judge  
Acting Attorney General  
Maureen D. Smith  
Senior Assistant Attorney General  
Office of the Attorney General  
33 Capitol Street  
Concord, NH 03301-6397

FOR THE COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Michael P. Bedrin  
Chief Counsel  
Robert A. Reilly, Assistant Counsel  
Richard P. Mather, Sr., Bureau Director  
The Rachel Carson State Office Building  
P.O. Box 8464  
Harrisburg, Pennsylvania 17105

FOR THE STATE OF VERMONT  
William H. Sorrell  
Attorney General  
Erick Titrud  
Assistant Attorney General  
Kevin Leske  
Special Assistant Attorney General  
Office of the Attorney General  
109 State Street  
Montpelier, VT 05609-1001