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**IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

ALASKA WILDERNESS LEAGUE, CENTER)
FOR BIOLOGICAL DIVERSITY, NATURAL)
RESOURCES DEFENSE COUNCIL, NORTHERN)
ALASKA ENVIRONMENTAL CENTER,)
PACIFIC ENVIRONMENT, RESISTING)
ENVIRONMENTAL DESTRUCTION ON)
INDIGENOUS LANDS (REDOIL), SIERRA)
CLUB, and THE WILDERNESS SOCIETY,)

Petitioners,) No.

v.)

U.S. ENVIRONMENTAL PROTECTION)
AGENCY REGION 10,)

Respondent.)

PETITION FOR REVIEW

Pursuant to section 307(b)(1) of the Clean Air Act, 42 U.S.C. § 7607(b)(1), and Federal Rule of Appellate Procedure 15, Alaska Wilderness League, Center for Biological Diversity, Natural Resources Defense Council, Northern Alaska Environmental Center, Pacific Environment, Resisting Environmental Destruction On Indigenous Lands (REDOIL), Sierra Club, and The Wilderness Society (Petitioners) hereby petition this Court to review a decision of the United States Environmental Protection Agency Region 10 (EPA) to issue a Clean Air Act permit for operation of the *Kulluk* conical drilling unit.

EPA provided notice of its air permit decision in the *Federal Register* on May 8, 2012. 77 Fed. Reg. 27,054. Clean Air Act permit no. R10OCS030000, issued to Shell Offshore Inc., authorizes the *Kulluk* to operate and emit air pollution in the Beaufort Sea off the north coast of Alaska. *See id.* Copies of the EPA notice and the air permit are attached. *See Attachments A* (notice) and *B* (permit).

In approving the air permit for the *Kulluk*, EPA violated the Clean Air Act and applicable regulations. Petitioners and their members are adversely affected and aggrieved by EPA's decision.

The Court has exclusive jurisdiction over this petition under Clean Air Act section 307(b)(1), 42 U.S.C. § 7607(b)(1). This petition is timely filed within 60 days from the date of EPA's notice of final decision making in the *Federal*

Register. Id.; see also 77 Fed. Reg. 27,054 (stating that judicial review of the permit decision “may be sought by filing a petition for review in the United States Court of Appeals for the Ninth Circuit by July 9, 2012”).

Respectfully submitted this 16th day of May, 2012.

s/ Colin C. O'Brien

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