

Holly A. Harris
Eric P. Jorgensen
EARTHJUSTICE
325 Fourth Street
Juneau, AK 99801
T: 907-586-2751

Erik Grafe
EARTHJUSTICE
441 W 5th Avenue, Suite 301
Anchorage, AK 99501
T: 907-792-7102

Attorneys for Petitioners

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

NATIVE VILLAGE OF POINT HOPE; ALASKA) No.
WILDERNESS LEAGUE; CENTER FOR)
BIOLOGICAL DIVERSITY; DEFENDERS OF)
WILDLIFE; GREENPEACE, INC.; NATURAL)
RESOURCES DEFENSE COUNCIL; NATIONAL)
AUDUBON SOCIETY; NORTHERN ALASKA)
ENVIRONMENTAL CENTER; OCEANA; PACIFIC)
ENVIRONMENT; RESISTING ENVIRONMENTAL)
DESTRUCTION ON INDIGENOUS LANDS)
(REDOIL); SIERRA CLUB; and THE WILDERNESS)
SOCIETY;)

Petitioners,

v.

KENNETH SALAZAR, Secretary of the Interior, and)
BUREAU OF OCEAN ENERGY MANAGEMENT,)
REGULATION AND ENFORCEMENT,)

Respondents.

PETITION FOR REVIEW

Pursuant to 43 U.S.C. § 1349(c)(2) and Federal Rule of Appellate Procedure 15, the Native Village of Point Hope; Alaska Wilderness League; Center for Biological Diversity; Defenders of Wildlife; Greenpeace, Inc.; Natural Resources Defense Council; National Audubon Society; Northern Alaska Environmental Center; Oceana; Pacific Environment; Resisting Environmental Destruction On Indigenous Lands (REDOIL); Sierra Club; and The Wilderness Society (Petitioners) hereby petition this Court to review the August 4, 2011, decision of the Secretary of Interior, acting through the Bureau of Ocean Energy Management, Regulation and Enforcement (BOEMRE), to approve an offshore oil exploration plan submitted by Shell Offshore, Inc. for the Beaufort Sea in the Arctic Ocean offshore of Alaska. *See Attachments 1-3.*

Petitioners are Alaska Native and conservation groups whose members depend on the ecosystems and wildlife of the Arctic for subsistence, cultural, and traditional uses or whose members use and enjoy the affected area for recreational, aesthetic, or scientific purposes. Petitioners are adversely affected and aggrieved by the decision to approve Shell Offshore Inc.'s exploration plan for the Beaufort Sea. In approving the plan, BOEMRE violated the Outer Continental Shelf Lands Act (OCSLA), 43 U.S.C. §§ 1331-1356, and the National Environmental Policy Act, 42 U.S.C. §§ 4321-4370.

This Court has exclusive jurisdiction over the petition under OCSLA, 43 U.S.C. § 1349(c)(2). This petition is timely filed within 60 days after the August 4, 2011, decision. *See* 43 U.S.C. § 1349(c)(3).

Respectfully submitted this 29th day of September, 2011.

s/ Erik Grafe

Holly A. Harris
Eric P. Jorgensen
Erik Grafe
EARTHJUSTICE

Attorneys for Petitioners