

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

UTILITY SOLID WASTE ACTIVITIES)	
GROUP, NATIONAL RURAL ELECTRIC)	
COOPERATIVE ASSOCIATION, and)	
AMERICAN PUBLIC POWER ASSOCIATION,)	
)	
Petitioners,)	Petition for Review
)	
v.)	Case No. _____
)	
UNITED STATES ENVIRONMENTAL)	
PROTECTION AGENCY and MICHAEL S.)	
REGAN, Administrator, United States)	
Environmental Protection Agency,)	
)	
Respondents.)	
)	

PETITION FOR REVIEW

Pursuant to Section 7006(a)(1) of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. § 6976(a)(1), Federal Rule of Appellate Procedure 15, and D.C. Circuit Rule 15, the Utility Solid Waste Activities Group (USWAG),¹ the National Rural Electric Cooperative Association (NRECA), and the American Public Power Association (APPA) hereby petition this Court to review the final rule of the Respondent U.S. Environmental Protection Agency (EPA) entitled, “Hazardous and Solid Waste Management System: Disposal of Coal Combustion

¹ USWAG member Tennessee Valley Authority is not participating in this litigation.

Residuals From Electric Utilities; Legacy CCR Surface Impoundments,” 89 Fed. Reg. 38,950 (May 8, 2024).

A copy of the challenged rulemaking is attached to this petition as Exhibit A. This petition is timely filed, as it is filed within ninety days of the challenged rule’s publication in the Federal Register. *See* 42 U.S.C. § 6976(a)(1).

Dated: August 2, 2024

Respectfully submitted,

s/ Margaret K. Fawal

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