

UNITED STATES COURT OF APPEALS  
FOR DISTRICT OF COLUMBIA CIRCUIT

FEB 28 2003

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

CITY OF GROTON, CITY OF HARTFORD, CITY  
OF MIDDLETOWN, CITY OF NEW HAVEN, CITY  
OF NEW LONDON, CITY OF STAMFORD, CITY  
OF WATERBURY, TOWN OF CORNWALL,  
TOWN OF EAST HARTFORD, TOWN OF  
EASTON, TOWN OF GREENWICH, TOWN OF  
HEBRON, TOWN OF LEBANON, TOWN OF  
NEWTOWN, TOWN OF NORTH STONINGTON,  
TOWN OF POMFRET, TOWN OF PUTNAM,  
TOWN OF ROCKY HILL, TOWN OF SALISBURY,  
TOWN OF THOMPSON, TOWN OF  
WALLINGFORD, TOWN OF WASHINGTON,  
TOWN OF WESTBROOK, TOWN OF WESTPORT,  
TOWN OF WESTON, and TOWN OF  
WOODSTOCK, CONNECTICUT,

Petitioners,

**03-1049**

Docket No.: 03-\_\_\_\_\_

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 Cities of Groton, Hartford, Middletown, New Haven, New London, Stamford and Waterbury, Connecticut, and the towns of Cornwall, East Hartford, Easton, Greenwich, Hebron, Lebanon, Newtown, North Stonington, Pomfret, Putnam, Rocky Hill, Salisbury,

Thompson, Wallingford, Washington, Westbrook, Westport, Weston and Woodstock, Connecticut, hereby petition the Court to review the final rule of the United States Environmental Protection Agency entitled "Prevention of Significant Deterioration (PSD) and Nonattainment New Source Review (NSR): Baseline Emissions Determination, Actual-To-Future-Actual Methodology, Plantwide Applicability Limitations, Clean Units, Pollution Control Projects." The final rule has been published at 67 Fed. Reg. 80185 (December 31, 2002), to be codified at 40 C.F.R. §§ 51.165, 51.166, 52.21, and 52.24.

Dated: February 27, 2003.

RESPECTFULLY SUBMITTED,

FOR THE CITY OF GROTON, CITY OF MIDDLETOWN, CITY OF STAMFORD, TOWN OF CORNWALL, TOWN OF EAST HARTFORD, TOWN OF EASTON, TOWN OF GREENWICH, TOWN OF HEBRON, TOWN OF LEBANON, TOWN OF NEWTOWN, TOWN OF NORTH STONINGTON, TOWN OF POMFRET, TOWN OF PUTNAM, TOWN OF SALISBURY, TOWN OF THOMPSON, TOWN OF WALLINGFORD, TOWN OF WASHINGTON, TOWN OF WESTBROOK, TOWN OF WESTON, and TOWN OF WOODSTOCK, CONNECTICUT

Petitioners

By

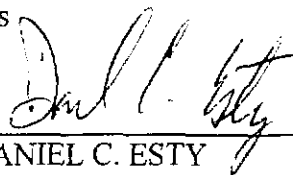


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FOR THE CITY OF HARTFORD, CITY OF NEW  
HAVEN, CITY OF NEW LONDON, CITY OF  
WATERBURY, TOWN OF WESTPORT,  
CONNECTICUT,

Petitioners

By

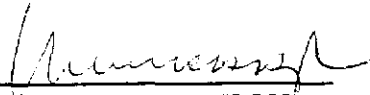


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FOR THE TOWN OF ROCKY HILL,

Petitioner

By 

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**CERTIFICATION OF SERVICE**

I hereby certify that on the 27<sup>th</sup> day of February, 2003, a copy of the foregoing Petition for Review was sent by U.S. Mail, first class postage prepaid, to the following:

Honorable John Ashcroft  
Attorney General  
United States Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001

Honorable Christine Todd Whitman, Administrator  
United States Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460



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Christopher P. McCormack