

its goals in Delaware. 42 U.S.C. §§ 7401, 7407. The final rule will have a substantial impact on Delaware's responsibilities in enforcing the Clean Air Act's requirements and the flexibility afforded Delaware in enforcing these requirements. While other states have petitioned this court for judicial review of the final rule, it does not appear to Delaware that its interests are necessarily aligned with those of the other petitioners or the Respondent United States Environmental Protection Agency. Therefore, it does not appear that any other party is in a position to adequately protect the interests and views of the State of Delaware.

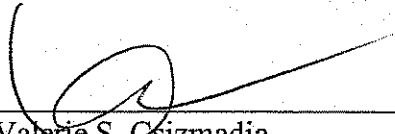
Dated: December 23, 2003

Respectfully submitted,

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