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APR 15 2010

UNITED STATES COURT OF APPEALS
FOR DISTRICT OF COLUMBIA CIRCUIT
FILED
APR 15 2010
CLERK

**UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA CIRCUIT**

United States District of Columbia)
U.S. Representative John Linder (GA-7th);)
U.S. Representative Dana Rohrabacher (CA-46th);)
U.S. Representative John Shimkus (IL-19th);)
U.S. Representative Phil Gingrey (GA-11th);)
U.S. Representative Lynn Westmoreland (GA-3rd);)
U.S. Representative Tom Price (GA-6th);)
U.S. Representative Paul Broun (GA-10th);)
U.S. Representative Steve King (IA-5th);)
U.S. Representative Nathan Deal (GA-9th);)
U.S. Representative Jack Kingston (GA-1st);)
U.S. Representative Michele Bachmann (MN-6th);)
U.S. Representative Kevin Brady (TX-8th);)
U.S. Representative John Shadegg (AZ-3rd);)
U.S. Representative Marsha Blackburn (TN-7th);)
U.S. Representative Dan Burton (IN-5th))
Southeastern Legal Foundation, Inc.;)
The Langdale Company; Langdale Forest)
Products Company; Langdale Farms, LLC;)
Langdale Fuel Company; Langdale)
Chevrolet – Pontiac, Inc.; Langdale Ford)
Company; Langboard, Inc. – MDF; Langdale,)
Inc. - OSB; Georgia Motor Trucking)
Association, Inc.; Collins Industries, Inc.;)
Collins Trucking Company, Inc.;)
Kennesaw Transportation, Inc.; J&M Tank)
Lines, Inc; Southeast Trailer Mart, Inc.;)
and Georgia Agribusiness Council, Inc.)

Petitioners,

v.

United States Environmental Protection
Agency,

10-1033

Petition for Review

Respondent.)

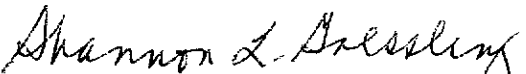

Pursuant to Section 307(b)(1) of the Clean Air Act, 42 U.S.C. § 7607(b)(1), U.S. Representative John Linder (GA-7th); U.S. Representative Dana Rohrabacher (CA-46th); U.S. Representative John Shimkus (IL-19th); U.S. Representative Phil Gingrey (GA-11th); U.S. Representative Lynn Westmoreland (GA-3rd); U.S. Representative Tom Price (GA-6th); U.S. Representative Paul Broun (GA-10th); U.S. Representative Steve King (IA-5th); U.S. Representative Nathan Deal (GA-9th); U.S. Representative Jack Kingston (GA-1st); U.S. Representative Michele Bachmann (MN-6th); U.S. Representative Kevin Brady (TX-8^h); U.S. Representative John Shadegg (AZ-3rd); U.S. Representative Marsha Blackburn (TN-7th); U.S. Representative Dan Burton (IN-5th); Southeastern Legal Foundation, Inc.; The Langdale Company; Langdale Forest Products Company; Langdale Farms, LLC; Langdale Fuel Company; Langdale Chevrolet – Pontiac, Inc.; Langdale Ford Company; Langboard, Inc. – MDF; Langdale, Inc. - OSB; Georgia Motor Trucking Association, Inc.; Collins Industries, Inc.; Collins Trucking Company, Inc.; Kennesaw Transportation, Inc.; J&M Tank Lines, Inc; Southeast Trailer Mart, Inc.; and Georgia Agribusiness Council, Inc. (“Petitioners”) hereby

petition the Court for review of the "Reconsideration of Interpretation of Regulations That Determine Pollutants Covered by Clean Air Act Permitting Programs; Final Rule," issued by Respondent United States Environmental Protection Agency, on April 2, 2010 (published in the Federal Register at 75 Fed. Reg. 17,004 *et seq.*).

This 14th day of April 2010.

Respectfully submitted,

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Respondent.)
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Rule 26.1 Corporate Disclosure Statement

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and Circuit Rule 26.1, Petitioners make the following disclosures:

1. Southeastern Legal Foundation Inc. (“SLF”) is a non-profit Georgia corporation and constitutional public interest law firm and policy center that advocates limited government, individual economic freedom, and the free enterprise system in the courts of law and public opinion. SLF has no parent companies. No publicly-held corporation has 10% or greater ownership interest in SLF.
2. The Langdale Company is a Georgia corporation and is the parent company for a diverse group of businesses, some of which are described below. The Langdale Company has no parent companies. No publicly-held corporation has 10% or greater ownership in the Langdale Company.
3. Langdale Forest Products Company is a Georgia corporation and is a leading producer of lumber, utility poles, marine piling and fence posts. Langdale Forest Products Company is a wholly owned

subsidiary of the Langdale Company. No publicly-held corporation has 10% or greater ownership in Langdale Forest Products Company.

4. Langdale Farms, LLC is a Georgia Corporation in the business of producing soybeans, peanuts, cotton, pecans, tomatoes, hay, cattle, and fish. Langdale Farms, LLC is a wholly owned subsidiary of The Langdale Company. No publicly-held corporation has 10% or greater ownership in Langdale Farms, LLC.
5. Langdale Fuel Company is a Georgia corporation in the business of providing fuel for The Langdale Company's needs. It is comprised of two divisions which provide wholesale Fuel and Lubricants. Langdale Fuel Company is a wholly owned subsidiary of The Langdale Company. No publicly-held corporation has 10% or greater ownership in Langdale Fuel Company.
6. Langdale Chevrolet-Pontiac, Inc. is a Georgia corporation in the business of selling and servicing Chevrolet and Pontiac automobiles. Langdale Chevrolet-Pontiac, Inc. is a wholly owned subsidiary of The Langdale Company. No publicly-held corporation has 10% or greater ownership in Langdale Chevrolet-Pontiac, Inc.
7. Langdale Ford Company is a Georgia corporation in the business of selling and servicing Ford automobiles and trucks with one of the

largest new car and truck dealerships in the area with sales, service, parts, body repair and commercial/fleet departments. Langdale Ford Company is a wholly owned subsidiary of The Langdale Company. No publicly-held corporation has 10% or greater ownership in Langdale Ford Company.

8. Langboard, Inc. – MDF is a Georgia corporation in the business of producing Medium Density Fiberboard (MDF). MDF is used in various applications including molding, flooring and furniture. Langboard, Inc.-MDF is a wholly owned subsidiary of The Langdale Company. No publicly-held corporation has 10% or greater ownership in Langboard, Inc.-MDF.
9. Langboard, Inc. - OSB is a Georgia corporation in the business of producing Oriented Strand Board (OSB). OSB is used in the home construction industry as a panel in flooring, roofing and siding.
10. Georgia Motor Trucking Association, Inc. is a Georgia corporation that serves as the "voice" of the trucking industry in Georgia, representing more than 400 for-hire carriers, 400 private carriers, and 300 associate members. The mission of the Georgia Motor Trucking Association is to promote: reasonable laws; even-handed, common-sense administration; equitable and competitive fees and taxes; a

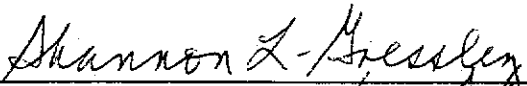
market, political and social environment favorable to the trucking industry; and good citizenship among the people and companies of Georgia's trucking industry. Georgia Motor Trucking Association, Inc. has no parent corporation. No publicly-held corporation has 10% or greater ownership interest in the Georgia Motor Trucking Association.

11. Collins Industries, Inc. is a Georgia corporation in the business of transporting building products. Collins Industries, Inc. has no parent corporation. No publicly-held corporation has 10% or greater ownership interest in Collins Industries, Inc.
12. Collins Trucking Company, Inc. is a Georgia corporation in the business of transporting pine and hardwood logs in the state of Georgia. Collins Trucking Company, Inc. is a subsidiary of Collins Industries, Inc. No publicly-held corporation has 10% or greater ownership interest in Collins Trucking Company, Inc.
13. Kennesaw Transportation, Inc. is a Georgia corporation in the business of truckload long-haul transportation of goods, serving an area from Georgia south to Florida, north to Illinois, and west to Washington, Oregon, California, Nevada and Arizona. Kennesaw Transportation, Inc. has no parent company. No publicly-held corporation has a 10% or greater ownership interest in Kennesaw Transportation, Inc.

14. J&M Tank Lines, Inc. is a Georgia corporation in the business of transporting industrial grade products, such as lime, calcium carbonate, cement, and sand, as well as food grade products such as flour, and our agricultural grade products such as salt. J&M Tank Lines, Inc. operates a fleet of 265 tractors and 414 tanks, with 9 terminals located in Georgia, Alabama, and Texas. J&M Tank Lines, Inc. has no parent company. No publicly-held corporation has a 10% or greater ownership in J&M Tank Lines, Inc.
15. Southeast Trailer Mart, Inc. is a Georgia corporation in the business of selling new and used semi-trailers, along with providing related parts and services. Southeast Trailer Mart, Inc. has no parent company. No publicly-held company has a 10% or greater ownership in Southeast Trailer Mart, Inc.
16. Georgia Agribusiness Council, Inc. is a Georgia corporation Georgia whose mission is to advance the business of agriculture and promote environmental stewardship to enhance the auality of life for all Georgians. The Georgia Agribusiness Council, Inc. has no parent company. No publicly-held company as a 10% or greater ownership in the Georgia Agribusiness Council, Inc.

Respectfully submitted,


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 Respondent.)
_____)

CERTIFICATE OF SERVICE

This is to certify that I have this day caused copies of the within and foregoing “Petition for Review” and “Rule 26.1 Corporate Disclosure Statement” to be served on Respondent U.S. Environmental Protection Agency by causing copies of the same to be sent via U.S. postal mail to:

Lisa M. Jackson, Administrator
U.S. Environmental Protection Agency
Mail Code 1101A
1200 Pennsylvania Avenue NW
Washington, D.C. 20004

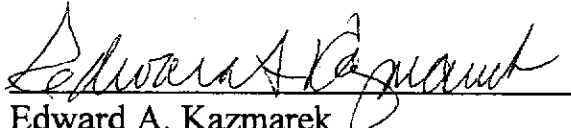
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This 14th day of April, 2010.


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