

Case. No. \_\_\_\_\_

---

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

---

NATURAL RESOURCES DEFENSE COUNCIL, INC.; SIERRA CLUB;  
CONSUMER FEDERATION OF AMERICA; MASSACHUSETTS UNION OF  
PUBLIC HOUSING TENANTS; ENVIRONMENT AMERICA; and U.S. PUBLIC  
INTEREST RESEARCH GROUP,

Petitioners,

v.

DAN BROUILLETTE, in his official capacity as Secretary of the United States  
Department of Energy; and the UNITED STATES DEPARTMENT OF ENERGY,

Respondents.

---

**PETITION FOR REVIEW  
of a final order of the U.S. Department of Energy**

---

Peter J. DeMarco  
Natural Resources Defense Council  
1152 15<sup>th</sup> St., NW, Suite 300  
Washington, DC 20005  
Telephone: (202) 513-6267  
pdemarco@nrdc.org  
*Counsel for Natural Resources Defense Council*

Michael Landis  
The Center for Public Interest Research  
1543 Wazee St., Ste. 400  
Denver, CO 80202  
Telephone: (303) 573-5995 ext. 389  
mlandis@publicinterestnetwork.org  
*Counsel for Environment America and U.S. Public  
Interest Research Group*

Timothy Ballo  
Earthjustice  
1001 G Street, NW, Suite 1000  
Washington, DC 20001  
Telephone: (202) 667-4500 ext. 5209  
tballo@earthjustice.org  
*Counsel for Sierra Club, Consumer Federation of  
America, and Massachusetts Union of Public  
Housing Tenants*

Dated: April 14, 2020

## PETITION FOR REVIEW

Pursuant to Federal Rule of Appellate Procedure 15 and Section 336(b)(1) of the Energy Policy and Conservation Act, 42 U.S.C. § 6306(b)(1), Petitioners Natural Resources Defense Council, Sierra Club, Consumer Federation of America, Massachusetts Union of Public Housing Tenants, Environment America, and U.S. Public Interest Research Group hereby petition this Court to review and set aside the final rule of the U.S. Department of Energy titled “Energy Conservation Program for Appliance Standards: Procedures for Use in New or Revised Energy Conservation Standards and Test Procedures for Consumer Products and Commercial/Industrial Equipment,” published in the Federal Register at 85 Fed. Reg. 8626 on February 14, 2020. A copy of the final rule is attached as Exhibit A.

Dated: April 14, 2020

Respectfully submitted,

s/ Peter J. DeMarco  
Peter J. DeMarco  
Natural Resources Defense Council  
1152 15<sup>th</sup> St., NW, Suite 300  
Washington, D.C. 20005  
Telephone: (202) 513-6267  
pdemarco@nrdc.org  
*Counsel for Natural Resources Defense  
Council*

s/ Timothy Ballo  
Timothy Ballo  
Earthjustice  
1001 G St. NW, Suite 1000  
Washington, DC 20001  
Telephone: (202) 667-4500 ext. 5209  
tballo@earthjustice.org  
*Counsel for Sierra Club, Consumer  
Federation of America, and Massachusetts  
Union of Public Housing Tenants*

s/ Michael Landis

Michael Landis

The Center for Public Interest

Research

1543 Wazee St., Ste. 400

Denver, CO 80202

Telephone: (303) 573-5995 ext. 389

[mlandis@publicinterestnetwork.org](mailto:mlandis@publicinterestnetwork.org)

*Counsel for Environment America and U.S.*

*Public Interest Research Group*