

Final rule or Administrator action under the CAA challenged	Case	Petitioners (e=environmental, s=state, i=industry, o=other)	Outcome/status	As to any part remanded, did that part remain in effect pending any remand?	If vacated or remanded in whole or part, was decision based on Chevron I?	If rule or decision did not remain in effect and initial rule was issued pursuant to a statutory or court ordered deadline		
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2002 NSR Reform Rule, 67 Fed. Reg. 32314 (Dec. 31, 2002)	<u>New York v. EPA</u> , 413 F.3d 3 (D.C. Cir 2005)	e,s,i	upheld in part, remanded in part without vacature, vacated in part	yes	yes, in part	N/A	N/A	N/A
2002 NSR Reform Rule, 67 Fed. Reg. 32314 (Dec. 31, 2002)	<u>Newmont Mining Corp. v. EPA</u> , 04-1069	i	case pending	N/A	N/A	N/A	N/A	N/A
Determination that EPA lacked legal authority to regulate GHGs from utility and industrial boilers, 71 Fed. Reg. 9866 (Feb. 27, 2006)	<u>New York v. EPA</u> , No. 06-1322	e, s	voluntary remand	yes	N/A	N/A	N/A	N/A
NSR Equipment Replacement Rulemaking, 68 Fed. Reg. 61248 (Oct. 27, 2003)	<u>New York v. EPA</u> , 443 F.3d 880 (D.C. Cir 2006)	e,s,i	vacated	no	yes	N/A	N/A	N/A
Final rule adding CALPUFF to the Guideline on Air Quality Models in 40 CFR Part 51, Appendix W, 68 Fed. Reg. 18440 (April 15, 2003)	<u>UARG v. EPA</u> (No. 03-1168)	i	settled	N/A	N/A	N/A	N/A	N/A
Drycleaners Residual Risk and Technology Review Rulemaking, 71 Fed. Reg. 42724 (July 27, 2006)	<u>Sierra Club v. EPA</u> , No. 06-1330	e, i	case pending; partial voluntary remand	yes	N/A	N/A	N/A	N/A

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SOCMI HON Residual Risk and Technology Review Rulemaking, 71 Fed. Reg. 76603 (Dec. 21, 2006)	<u>NRDC and LEAN v. EPA</u> , No. 07-1053	e	case pending	N/A	N/A	N/A	N/A	N/A
MACT for Mercury Cell Chlor-Alkali Facilities Rulemaking, 68 Fed. Reg. 70904 (Dec. 19, 2003)	<u>NRDC and Sierra Club v. EPA</u> , No. 04-1048	e, s	case pending	N/A	N/A	N/A	N/A	N/A
MACT for Organic Liquids Distribution Facilities, 69 Fed. Reg. 5038 (Feb. 3, 2004)	<u>Stan Stephens v. EPA</u> , No. 04-1112	e, i	settled in part, voluntarily dismissed in part	N/A	N/A	N/A	N/A	N/A
MACT for Plywood and Composite Wood Products Facilities, 69 Fed. Reg. 45944 (July 30, 2004)	<u>NRDC v. EPA</u> , 489 F.3d 1364 (D.C. Cir. 2007)	e, i	upheld in part, remanded and vacated in part	no	yes	N/A	N/A	N/A
MACT for Primary Copper Smelters, 67 Fed. Reg. 40478 (June 12, 2002)	<u>Sierra Club v. EPA</u> , No. 02-1253	e	upheld	N/A	N/A	N/A	N/A	N/A
Aircraft NOx Emissions Standards Rulemaking, 70 Fed. Reg. 69664 (Nov. 17, 2005)	<u>NACAA v. EPA</u> , 489 F.3d 1221 (D.C. Cir. 2007)	s	upheld	N/A	N/A	N/A	N/A	N/A
Continuous Emissions Monitoring Rulemaking, 67 Fed. Reg. 40394 (June 12, 2002)	<u>UARG v. EPA</u> , No. 02-1254	i	case pending	N/A	N/A	N/A	N/A	N/A

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Denial of ICTA petition to regulate GHG emissions from motor vehicles under section 202 of the CAA, 68 Fed. Reg. 52922 (Sept. 8, 2003)	<u>Mass. v. EPA</u> , 127 S.Ct. 1438 (2007)	e,s	vacated and remanded	no	yes	N/A	N/A	N/A
AFO/CAFO Enforcement Agreement	<u>AIR et al. v. EPA</u> , 494 F.3d 1027 (D.C. Cir. 2007)	e	upheld	N/A	N/A	N/A	N/A	N/A
Revision to the Continuous Emissions Monitoring Rule for the Acid Rain and NOx Budget Trading Programs, CAIR and CAMR, 73 Fed. Reg. 4312 (Jan. 24, 2008)	<u>Air Liquide v. EPA</u> , No. 08-1129	i	case pending	N/A	N/A	N/A	N/A	N/A
Revision to the Continuous Emissions Monitoring Rule for the Acid Rain and NOx Budget Trading Programs, CAIR and CAMR, 73 Fed. Reg. 4312 (Jan. 24, 2008)	<u>UARG v. EPA</u> , No. 08-1127	i	case pending	N/A	N/A	N/A	N/A	N/A
Regional Haze Regulations and Guidelines for BART, 70 Fed. Reg. 39104 (July 6, 2005)	<u>UARG v. EPA</u> , 471 F.3d 1333 (D.C. Cir. 2006)	e,i	settled in part, remainder upheld	N/A	N/A	N/A	N/A	N/A

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Regional Haze Regulations; Revisions to Provisions Governing Alternative to Source-Specific BART Determinations, 71 Fed. Reg. 60612 (Oct. 13, 2006)	<u>Center for Energy and Economic Development v. EPA</u> , No. 06-1402	i	voluntarily dismissed	N/A	N/A	N/A	N/A	N/A
Interstate Ozone Transport: Response to Court Decisions on the NOx SIP Call, NOx SIP Call Technical Amendments and Section 126 Rules, 69 Fed. Reg. 21604 (April 21, 2004)	<u>Union Electric Co. v. EPA</u> , 04-1186	e,i	voluntarily dismissed in part; remainder of case pending	N/A	N/A	N/A	N/A	N/A
National Air Emission Standards for Hazardous Air Pollutants: Halogenated Solvent Cleaning, 72 Fed. Reg. 25138 (May 3, 2007)	<u>PADEP v. EPA</u> , No. 07-1129	e,s,i	case pending	N/A	N/A	N/A	N/A	N/A
Section 112(n) Revision Rule and Clean Air Mercury Rule, 70 Fed. Reg. 15994 (Mar. 29, 2005) and 70 Fed. Reg. 28606 (May 18, 2005)	<u>State of New Jersey et al. v. EPA</u> , No. 05-1097	e,s,i,o	vacated and remanded	no	yes, in part	N/A	N/A	N/A

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Boiler MACT and CISWI Definitions Rule, 69 Fed. Reg. 55218 (Sept. 13, 2004) and 70 Fed. Reg. 55568 (Sept. 22, 2005)	NRDC et al. v. EPA, 489 F.3d 1250 (D.C. Cir. 2007)	e,o	vacated and remanded	no	yes, in part	2/27/2004 for Boiler MACT. N/A for CISWI definition.	2/26/2004 (Boiler MACT)	
Conformity PM Hot Spot Rule, 71 Fed. Reg. 12468 (Mar. 10, 2006)	<u>Environmental Defense v. EPA</u> , 509 F.3d 553 (D.C. Cir. 2007)	e	upheld in part, remanded in part	yes	no	N/A	N/A	N/A
Conformity Rule Revisions for 8-hour Ozone and PM2.5 NAAQS, 69 Fed. Reg. 40004 (July 1, 2004)	<u>Environmental Defense v. EPA</u> , 467 F.3d 1329 (D.C. Cir. 2006)	e	upheld in part, remanded in part	yes	yes	N/A	N/A	N/A
Standards of Performance for Equipment Leaks of VOC at SO2MI plants and Petroleum Refineries, 72 Fed. Reg. 64860 (Nov. 16, 2007)	<u>American Chemistry Council v. EPA</u> , Case No. 08-1014	i	case pending	N/A	N/A	N/A	N/A	N/A

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National Emission Standards for Hazardous Air Pollutants for Source Categories: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities; and Gasoline Dispensing Facilities, 73 Fed. Reg. 1916 (Jan. 10 2008)	<u>Alliance of Automobile Manufacturers v. EPA</u> , Case No. 08-1109	i	case pending	N/A	N/A	N/A	N/A	N/A
Mobile Source Air Toxics Rule, 61 Fed. Reg. 17230 (March 29, 2001)	<u>Sierra Club, et al. v. EPA</u> , 325 F.3d 373 (D.C. Cir. 2003)	e,s	upheld	N/A	N/A	N/A	N/A	N/A
Mobile Source Air Toxics Rule, 61 Fed. Reg. 17230 (March 29, 2001)	<u>Amerada Hess Corp and HOVENSA v. EPA</u> , No. 01-1227	i	voluntarily dismissed	N/A	N/A	N/A	N/A	N/A
PM NAAQS Rule, 71 Fed. Reg. 61144 (October 17, 2006)	<u>American Farm Bureau Federation v. EPA</u> , No. 06-1410	e,i,s,o	case pending	N/A	N/A	N/A	N/A	N/A

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NSPS Amendments for Subparts AA & Aaa, 70 Fed. Reg. 8532 (Feb. 22, 2005); NSPS Amendments: monitoring, 65 Fed. Reg. 48914 (Aug. 10, 2000)	<u>Specialty Steel Industry of North America et al. v. EPA</u> , No. 00-1434	i	settled	N/A	N/A	N/A	N/A	N/A
Clean Air Interstate Rule (CAIR), 70 Fed. Reg. 25162 (May 12, 2005)	<u>North Carolina v. EPA</u> , No. 05-1124	e,s,i	case pending; environmental group petition dismissed	N/A	N/A	N/A	N/A	N/A
8-hour ozone implementation rule -- phase 2, 70 Fed. Reg. 71612 (Nov. 29, 2005)	<u>NRDC v. EPA</u> , No. 06-1045	e,s,i	case pending; partial voluntary remand and vacatur	no	N/A	N/A	N/A	N/A
Amendments to NESHAP General Provisions - start-up shutdown and malfunction provisions, 67 Fed. Reg. 16582 (April 5 2002), 68 Fed. Reg. 32,586 (May 30, 2003), 71 Fed. Reg. 20446 (April 20, 2006)	<u>Sierra Club v. EPA</u> , No. 02-1135	e	case pending	N/A	N/A	N/A	N/A	N/A
NSR Ethanol Rule, 72 Fed. Reg. 24060 (May 1, 2007)	<u>NRDC v. EPA</u> , No. 07-1257	e	case pending	N/A	N/A	N/A	N/A	N/A
Interpretive Monitoring Rule, 71 Fed. Reg. 75422 (Dec. 15, 2006)	<u>Sierra Club v. EPA</u> , No. 07-1039	e	case pending	N/A	N/A	N/A	N/A	N/A

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Notice of Recent Posting to the Applicability Determination Index, 71 Fed. Reg. 70383 (Dec. 4, 2006)	<u>NEDA/CAP v. EPA</u> , No. 06-1428	i	case pending	N/A	N/A	N/A	N/A	N/A
Notice of Recent Posting to the Applicability Determination Index, 66 Fed. Reg. 57453 (Nov. 15, 2001)	<u>UARG v. EPA</u> , No. 02-1023	i	settled	N/A	N/A	N/A	N/A	N/A
National Emission Standards for Hazardous Air Pollutants: Cellulose Products Manufacturing, 67 Fed. Reg. 40043 (June 11, 2002)	<u>UCB Films v. EPA</u> , No. 02-1250	i	settled	N/A	N/A	N/A	N/A	N/A
National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries, 69 Fed. Reg. 21906 (Apr. 22, 2004)	<u>American Foundry Society v. EPA</u> , No. 04-1191	i	settled	N/A	N/A	N/A	N/A	N/A
Process for Exempting Critical Uses from the Phaseout of Methyl Bromide, 69 Fed. Reg. 76982 (Dec. 23, 2004)	<u>NRDC v. EPA</u> , 464 F.3d 1 (D.C. Cir. 2006)	e	upheld	N/A	N/A	N/A	N/A	N/A
2005 Supplemental Critical Use Exemption, 70 Fed. Reg. 73604 (Dec. 13, 2005)	<u>NRDC v. EPA</u> , No. 06-1061	e	voluntarily dismissed	N/A	N/A	N/A	N/A	N/A



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2006 Critical Use Exemption, 71 Fed. Reg. 5985 (Feb. 6, 2006)	<u>NRDC v. EPA</u> , No. 06-1060	e	voluntarily dismissed	N/A	N/A	N/A	N/A	N/A
2007 Critical Use Exemption, 71 Fed. Reg. 75386 (Dec. 14, 2006)	<u>NRDC v. EPA</u> , 513 F.3d 257 (D.C. Cir. 2008)	e	upheld	N/A	N/A	N/A	N/A	N/A
2008 Critical Use Exemption, 72 Fed. Reg. 74118 (Dec. 28, 2007)	<u>American Chemistry Council v. EPA</u> , No. 08-1068	i	case pending	N/A	N/A	N/A	N/A	N/A
Promulgation of Performance Specification PS-11 and Quality Assurance Procedures, Part 2 (Monitoring Requirements for New Source Performance Standards), 69 Fed. Reg. 1786 (Jan 12, 2004)	<u>UARG v. EPA</u> , No. 04-1076	i	case pending	N/A	N/A	N/A	N/A	N/A
NSPS for SI IC engines/ NESHAP for IC Engines Below 500 HP, 73 Fed. Reg. 3567 (Jan. 18, 2008)	<u>American Petroleum Institute v. EPA</u> , No. 08-1124	i	case pending	N/A	N/A	N/A	N/A	N/A

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NSPS for CI IC engines, 71 Fed. Reg. 39153 (July 11, 2006)	<u>American Petroleum Institute v. EPA</u> , No. 06-1321	i	case pending	N/A	N/A	N/A	N/A	N/A
Emission standards for large SI nonroad engines and recreational vehicles, 67 Fed. Reg. 68241 (Nov. 8, 2002)	<u>Bluewater Network v. EPA</u> , 370 F. 3d 1 (D.C. Cir. 2004)	e,i	upheld in part, remanded in part without vacature, vacated in part	yes, in part	yes, in part	9/15/2002	9/13/2002	
Standards applicable to 2007 and later heavy duty engines and highway diesel fuel, 66 Fed. Reg. 5001 (Jan. 18, 2001)	<u>National Petrochemical &amp; Refiners Ass'n v. EPA</u> , 287 F. 3d 1130 (D.C. Cir. 2002)	i	upheld	N/A	N/A	N/A	N/A	N/A
Waiver of preemption for California ZEV Standards, 71 Fed. Reg. 78190 (Dec. 28, 2006)	<u>Alliance of Automobile Manufacturers v. EPA</u> , No. 07-1056	i	case pending	N/A	N/A	N/A	N/A	N/A
Brick and Structural Clay Products and Clay Ceramics MACT rules, 68 Fed. Reg. 26690 (May 16, 2003)	<u>Sierra Club v. EPA</u> , 479 F.3d 875 (D.C. Cir. 2007)	e, i	vacated	no	yes	11/15/2000	2/28/2003	

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Petition for review of final regulations concerning emission durability procedures for vehicles and trucks, 71 Fed.Reg. 2810 (January 17, 2006)	<u>Afton Chemical Corporation v. EPA</u> , No. 06-1095	i	case pending	N/A	N/A	N/A	N/A	N/A
Prevention of Significant Deterioration and Nonattainment New Source Review): Reasonable Possibility in Recordkeeping; Final Rule 72 Fed. Reg. 72607 (Dec. 21, 2007)	<u>State of New Jersey v. EPA</u> , No. 08-1065	s	case pending	N/A	N/A	N/A	N/A	N/A
Standards of Performance for New Stationary Sources and Emission Guidelines for Existing Sources: Other Solid Waste Incineration Units; Final Rule, 70 Fed. Reg. 74870 (Dec. 16, 2005)	<u>Sierra Club v. EPA</u> , No. 06-1066	e	case pending	N/A	N/A	N/A	N/A	N/A
Response to Court Remand on NOx SIP Call and Section 126 Rule; Final Rule, 67 Fed. Reg. 21868 (May 1, 2002)	<u>West Virginia v. EPA</u> , 362 F.3d 861 (D.C. Cir. 2004)	s	upheld	N/A	N/A	N/A	N/A	N/A
8-Hour Ozone Designations, 69 Fed. Reg. 23858 (Apr. 30, 2004)	<u>Alcoa, Inc. v. EPA</u> , No. 04-1189	i	settled	N/A	N/A	N/A	N/A	N/A

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8-Hour Ozone Designations, 69 Fed. Reg. 23858 (Apr. 30, 2004); Extension of Deferred Effective Date for Early Action Compact Areas, 70 Fed. Reg. 50988 (Aug. 29, 2005); Extension of Deferred Effective Date for Early Action Compact Areas, 71 Fed. Reg. 69022 (Nov. 29, 2006)	<u>Commonwealth of Massachusetts v. EPA</u> , No. 04-1275	e, s	case pending	N/A	N/A	N/A	N/A	N/A
8-Hour Ozone Designations, 69 Fed. Reg. 23858 (Apr. 30, 2004)	<u>Commonwealth of Pennsylvania v. EPA</u> , No. 04-1211	s	upheld	N/A	N/A	N/A	N/A	N/A
Phase 1 Rule to Implement the 8-hour Ozone NAAQS, 69 Fed. Reg. 23951 (Apr. 30, 2004); Nonattainment NSR Reconsideration Rule, 70 Fed. Reg. 39413 (July 8, 2005); Phase 1 Implementation Reconsideration, 70 Fed. Reg. 30592 (May 26, 2005)	<u>South Coast Air Quality Management District v. EPA</u> , No. 04-1200	e, s, i	upheld in part, vacated and remanded in part	no	yes	N/A	N/A	N/A

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Extension of Deferred Effective Date for Early Action Compact Areas, 71 Fed. Reg. 69022 (Nov. 29, 2006); Extension of Deferred Effective Date for the Denver Early Action Compact Area, 72 Fed. Reg. 35356 (June 28, 2007); Extension of Deferred Effective Date for the Denver Early Action Compact Area, 72 Fed. Reg. 53592 (Sept. 21, 2007)	<u>Rocky Mountain Clean Air Action v. EPA</u> , No. 07-1012	e	settled	N/A	N/A	N/A	N/A	N/A
Protection of Stratospheric Ozone; Listing of Substitutes in the Foam Sector, 67 Fed. Reg. 47703 (July 22, 2002)	<u>Honeywell International v. EPA</u> , 374 F.3d 1363 (D.C Cir. 2004)	i	vacated	no	yes	Section 612(d) requirement to act on petitions to list a substitute within 90 days of submission (petition submitted in 1999)	7/12/2002	03/19/07 (published at 72 Fed. Reg. 14432 (3/28/2007))

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Availability of Federally-Enforceable State Implementation Plans for All States, 66 Fed. Reg. 58070 (Nov. 20, 2001)	<u>Our Children's Earth Foundation v. EPA</u> , No. 02-1025	e	settled	N/A	N/A	N/A	N/A	N/A
Revisions to Regional Haze Rule to Incorporate Sulfur Dioxide Milestones and Backstop Emissions Trading Program for Nine Western States and Eligible Indian Tribes Within That Geographic Area, 68 Fed. Reg. 33764 (June 5, 2003)	<u>Center for Energy and Economic Development v. EPA</u> , No. 03-1222	i	vacated	no	no	N/A	N/A	N/A
Amendments to Portland Cement MACT, 71 Fed. Reg. 76518 (Dec. 20, 2006)	<u>Portland Cement Assn v. EPA</u> , No. 07-1046	e,s,i	case pending	N/A	N/A	N/A	N/A	N/A
Hazardous Waste Combustor MACT, 70 Fed. Reg. 59402 (Oct. 12, 2005)	<u>Sierra Club v. EPA</u> , No. 05-1441	e, i	case pending	N/A	N/A	N/A	N/A	N/A
Technical Corrections to PM-10 NAAQS, 69 Fed. Reg. 45592 (July 30, 2004)	<u>NCBA v. EPA</u> , No. 04-1327	i	voluntarily dismissed	N/A	N/A	N/A	N/A	N/A

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Prevention of Significant Deterioration for Nitrogen Oxides, 70 Fed. Reg. 59582 (Oct. 12, 2005)	<u>Environmental Defense v. EPA</u> , 489 F.3d 1320 (D.C. Cir. 2007)	e	upheld	N/A	N/A	N/A	N/A	N/A
Boilers NSPS (40 CFR part 60, subparts Da, Db and Dc) Update Rulemaking, 71 Fed. Reg. 9866 (Feb. 27, 2006)	<u>Coke Oven Environmental Task Force v. EPA</u> , No. 06-1131	i	settled	N/A	N/A	N/A	N/A	N/A
Boilers NSPS (40 CFR part 60, subparts Da, Db and Dc) Update Rulemaking, 71 Fed. Reg. 9866 (Feb. 27, 2006)	<u>State of New York v. EPA</u> , No. 06-1148	e,s,i	case pending	N/A	N/A	N/A	N/A	N/A
Large Municipal Waste Combustors NSPS and Emissions Guidelines 5-Year Update, 71 Fed. Reg. 27324 (May 10, 2006)	<u>Sierra Club v. EPA</u> , No. 06-1250	e	voluntary remand	yes	N/A	N/A	N/A	N/A
Federal Plan Requirements for Small Municipal Waste Combustion Units Constructed On or After August 30, 1999 Rulemaking, 68 Fed. Reg. 5144 (January 31, 2003)	<u>Northeast Maryland Waste Disposal Authority v. EPA</u> , No. 01-1053	e,i	upheld in part, remanded in part without vacatur	yes	N/A	N/A	N/A	N/A

Final rule or Administrator action under the CAA challenged	Case	Petitioners (e=environmental, s=state, i=industry, o=other)	Outcome/status	As to any part remanded, did that part remain in effect pending any remand?	If vacated or remanded in whole or part, was decision based on Chevron I?	If rule or decision did not remain in effect and initial rule was issued pursuant to a statutory or court ordered deadline		
						Identify any statutory or court ordered deadline pursuant to which the rule was issued	Date on which EPA issued challenged decision	Date of response to remand/ vacature or anticipated date of response (if identified)
National Emission Standards for Hazardous Air Pollutants; Printing, Coating and Dyeing of Fabrics Rulemaking, 68 Fed. Reg. 32171 (May 29, 2003)	<u>The American Fiber Manufacturers' Association, Inc.</u> v. <u>EPA</u> , No. 03-1217	i	settled	N/A	N/A	N/A	N/A	N/A
Treatment Of Data Influenced by Exceptional Events: Final Rule, 72 Fed. Reg. 13560 (March 22, 2007)	<u>Natural Resources Defense Council</u> v. <u>EPA</u> , No. 07-1151	e	case pending	N/A	NA	N/A	N/A	N/A
Protection of Stratospheric Ozone: Refrigerant Recycling Substitute Refrigerants, 69 Fed. Reg. 11945 (March 12, 2004)	<u>Automotive Refrigeration Products Institute, and Automotive Aftermarket Industry Association</u> v. <u>EPA</u> , No. 04-1158	i	settled	N/A	NA	N/A	N/A	N/A
PM 2.5 Designations Rule, 70 Fed. Reg. 944 (Jan. 5, 2005) and 70 Fed. Reg. 19483 (April 14, 2005)	<u>Catawba County</u> v. <u>EPA</u> , No. 05-1064	s, i, o	case pending	N/A	N/A	N/A	N/A	N/A



						If rule or decision did not remain in effect and initial rule was issued pursuant to a statutory or court ordered deadline		
Final rule or Administrator action under the CAA challenged	Case	Petitioners (e=environmental, s=state, i=industry, o=other)	Outcome/status	As to any part remanded, did that part remain in effect pending any remand?	If vacated or remanded in whole or part, was decision based on Chevron I?	Identify any statutory or court ordered deadline pursuant to which the rule was issued	Date on which EPA issued challenged decision	Date of response to remand/ vacature or anticipated date of response (if identified)
PM 2.5 Implementation Rule, 72 Fed. Reg. 20586 (April 25, 2007)	<u>National Cattlemen's Beef Association v. EPA</u> , No. 07-1227	e, s, i	case pending	N/A	N/A	N/A	N/A	N/A
Site Remediation MACT Rule, 68 Fed. Reg. 58172 (Oct. 8, 2003)	<u>Sierra Club v. EPA</u> , No. 03-1435	e	case pending	N/A	N/A	N/A	N/A	N/A
Iron & Steel MACT Rule, 68 Fed. Reg. 27646 (May 20, 2003)	<u>Sierra Club v. EPA</u> , No. 03-1205	e, i	settled	N/A	N/A	N/A	N/A	N/A
Polyvinyl Chloride MACT Rule, 67 Fed. Reg. 45886 (July 10, 2002)	<u>Mossville v. EPA</u> , 370 F. 3d 1232 (D.C. Cir. 2004)	e	vacated	no	no	11/15/2000	7/3/2002	
Rule Changing Deadline for Regulation of Emissions from New Marine Engines at or above 30 Liters per Cylinder, 72 Fed. Reg. 68518 (Dec. 5, 2007)	<u>South Coast Air Quality Management District v. EPA</u> , No. 08-1030	e,s	case pending	N/A	N/A	N/A	N/A	N/A
Standards for Category 3 Marine Diesel Engines, 68 Fed. Reg. 9746 (Feb. 28, 2003)	<u>Bluewater Network v. EPA</u> , 372 F.3d 404 (D.C. Cir. 2004)	e	upheld	N/A	N/A	N/A	N/A	N/A

						If rule or decision did not remain in effect and initial rule was issued pursuant to a statutory or court ordered deadline		
Final rule or Administrator action under the CAA challenged	Case	Petitioners (e=environmental, s=state, i=industry, o=other)	Outcome/status	As to any part remanded, did that part remain in effect pending any remand?	If vacated or remanded in whole or part, was decision based on Chevron I?	Identify any statutory or court ordered deadline pursuant to which the rule was issued	Date on which EPA issued challenged decision	Date of response to remand/ vacature or anticipated date of response (if identified)
Amendments to Site Remediation NESHAP Rule, 71 Fed. Reg. 69011 (Nov. 29, 2006)	<u>American Petroleum Institute v. EPA</u> , No. 07-1022	i	case pending	N/A	N/A	N/A	N/A	N/A
National Emission Standards for Hazardous Air Pollutants for Area Sources: Acrylic and Modacrylic Fibers Production, Carbon Black Production, Chemical Manufacturing: Chromium Compounds, Flexible Polyurethane Foam Production and Fabrication, Lead Acid Battery Manufacturing, and Wood Preserving, 72 Fed. Reg. 38864 (July 16, 2007)	<u>Battery Council International v. EPA</u> , No. 07-1364	i	settled	N/A	N/A	N/A	N/A	N/A
Umbrella Monitoring Rule, 69 Fed. Reg. 3202 (Jan. 22, 2004)	<u>Environmental Integrity Project v. EPA</u> , 425 F.3d 992 (D.C. Cir. 2005)	e	vacated	no	no	N/A	N/A	N/A
Chemical Recovery Pulp & Paper MACT Rule, 66 Fed. Reg. 3180 (Jan. 12, 2001)	<u>Weyerhaeuser Co. v. Whitman</u> , No. 01-1122	i	settled	N/A	N/A	N/A	N/A	N/A

Final rule or Administrator action under the CAA challenged	Case	Petitioners (e=environmental, s=state, i=industry, o=other)	Outcome/status	As to any part remanded, did that part remain in effect pending any remand?	If vacated or remanded in whole or part, was decision based on Chevron I?	If rule or decision did not remain in effect and initial rule was issued pursuant to a statutory or court ordered deadline		
						Identify any statutory or court ordered deadline pursuant to which the rule was issued	Date on which EPA issued challenged decision	Date of response to remand/ vacature or anticipated date of response (if identified)
Interim Final Interpretive Monitoring Rule, 57 Fed. Reg. 58520 (Sept. 17, 2002)	<u>UARG v. EPA</u> , No. 02-1290	i	settled	N/A	N/A	N/A	N/A	N/A
National Emission Standards for Hazardous Air Pollutants for Rubber Tire Manufacturing, 67 Fed. Reg. 45588 (July 9, 2002)	<u>Rubber Tire Manufacturers v. EPA</u> , No. 02-1230	i	settled	N/A	N/A	N/A	N/A	N/A
National Emission Standards for Hazardous Air Pollutants for Coke Ovens (pushing, quenching and battery stacks), 68 Fed. Reg. 18008 (April 14, 2003)	<u>AISI/ACCI Coke Oven Environmental Task Force v. EPA</u> , No. 03-1167	i	settled	N/A	N/A	N/A	N/A	N/A
National Emission Standards for Hazardous Air Pollutants for Leather Tanning, 67 Fed. Reg. 9156 (Feb. 27, 2002)	<u>Horween Leather Co. v. EPA</u> , No. 02-1138	i	settled	N/A	N/A	N/A	N/A	N/A
National Emission Standards for Hazardous Air Pollutants for Taconite Ore Processing, 68 Fed. Reg. 61868 (Oct. 30, 2003)	<u>National Wildlife Federation v. EPA</u> , No. 03-1458	e	case pending; partial voluntary remand	yes	N/A	N/A	N/A	N/A

Final rule or Administrator action under the CAA challenged	Case	Petitioners (e=environmental, s=state, i=industry, o=other)	Outcome/status	As to any part remanded, did that part remain in effect pending any remand?	If vacated or remanded in whole or part, was decision based on Chevron I?	If rule or decision did not remain in effect and initial rule was issued pursuant to a statutory or court ordered deadline		
						Identify any statutory or court ordered deadline pursuant to which the rule was issued	Date on which EPA issued challenged decision	Date of response to remand/ vacature or anticipated date of response (if identified)
National Emission Standards for Hazardous Air Pollutants: Micellaneous Organic Chemical Manufacturing ("MON"), 68 Fed. Reg. 63852 (Nov. 10, 2003)	<u>American Chemistry Council v. EPA</u> , No. 04-1004	i	settled	N/A	N/A	N/A	N/A	N/A
Denial of North Carolina 126 petition, 71 Fed. Reg. 25328 (April 28, 2006)	<u>Sierra Club v. EPA</u> , No. 06-1221	s, e	case pending	N/A	N/A	N/A	N/A	N/A
Denial of reconsideration of North Carolina 126 petition, 72 Fed. Reg. 35354 (June 28, 2007)	<u>State of North Carolina v. EPA</u> , No. 07-1339	s	case pending	N/A	N/A	N/A	N/A	N/A