

IN THE UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

**STATES OF CALIFORNIA, CONNECTICUT,
ILLINOIS, MAINE, MICHIGAN, MINNESOTA,
NEW JERSEY, NEW MEXICO, NEW YORK,
NEVADA, OREGON, VERMONT, and
WASHINGTON, COMMONWEALTH OF
MASSACHUSETTS, THE DISTRICT OF
COLUMBIA, and the CITY OF NEW YORK,**

Petitioners,

v.

**U.S. DEPARTMENT OF ENERGY and DAN
BROUILLETTE, Secretary, U.S. Department of
Energy,**

Respondents.

Docket No.

PETITION FOR REVIEW

Pursuant to Section 336(b)(1) of the Energy Policy and Conservation Act, 42 U.S.C. § 6306(b)(1), Section 10 of the Administrative Procedure Act, 5 U.S.C. § 702, and Rule 15 of the Federal Rules of Appellate Procedure, the States of California, Connecticut, Illinois, Maine, Michigan, Minnesota, New Jersey, New Mexico, New York, Nevada, Oregon, Vermont, and Washington; the Commonwealth of Massachusetts; the District of Columbia; and the City of New York hereby petition this Court for review of a final action taken by the respondents, published at 85 Fed. Reg. 81,359 (December 16, 2020), entitled “Energy Conservation Program for Appliance Standards: Establishment of New Product Classes for Residential Clothes Washers and Consumer Clothes Dryers.” A copy of the final rule is attached. Petitioners seek a determination by the Court that the rule is unlawful and must be vacated.

Dated: January 19, 2020

Respectfully Submitted,

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