

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

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Independent Petroleum Association of  
America, American Exploration &  
Production Council, Domestic Energy  
Producers Alliance, Eastern Kansas  
Oil & Gas Association, Illinois Oil &  
Gas Association, Independent Oil and  
Gas Association of West Virginia, Inc.,  
Indiana Oil and Gas Association,  
International Association of Drilling  
Contractors, Kansas Independent Oil  
& Gas Association, Kentucky Oil &  
Gas Association, Michigan Oil and  
Gas Association, National Stripper  
Well Association, North Dakota  
Petroleum Council, Ohio Oil and Gas  
Association, Oklahoma Independent  
Petroleum Association, Pennsylvania  
Independent Oil & Gas Association,  
Texas Alliance of Energy Producers,  
Texas Independent Producers &  
Royalty Owners Association, and West  
Virginia Oil and Natural Gas  
Association,

**Petitioners,**

**v.**

**United States Environmental  
Protection Agency,**

**Respondent.**

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**CASE NO.**

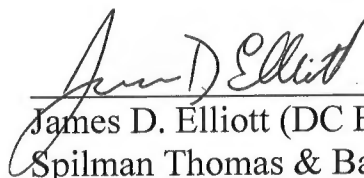
## **PETITION FOR REVIEW**

Pursuant to Section 307(b)(1) of the federal Clean Air Act ("CAA"), 42 U.S.C. § 7607(b)(1), the Independent Petroleum Association of America ("IPAA"), American Exploration & Production Council ("AXPC"), Domestic Energy Producers Alliance ("DEPA"), Eastern Kansas Oil & Gas Association ("EKOGA"), Illinois Oil & Gas Association ("IOGA"), Independent Oil and Gas Association of West Virginia, Inc. ("IOGA-WV"), Indiana Oil and Gas Association ("INOGA"), International Association of Drilling Contractors ("IADC"), Kansas Independent Oil & Gas Association ("KIOGA"), Kentucky Oil & Gas Association ("KOGA"), Michigan Oil and Gas Association ("MOGA"), National Stripper Well Association ("NSWA"), North Dakota Petroleum Council ("NDPC"), Ohio Oil and Gas Association ("OOGA"), Oklahoma Independent Petroleum Association ("OIPA"), Pennsylvania Independent Oil & Gas Association ("PIOGA"), Texas Alliance of Energy Producers ("Texas Alliance"), Texas Independent Products & Royalty Owners Association ("TIPRO"), and West Virginia Oil and Natural Gas Association ("WVONGA") (collectively, "Independent Producers"), hereby petition this Court for review of final agency action that respondent United States Environmental Protection Agency took under Sections 111(b)(1)(B) and 112(d)(2) of the CAA, 42 U.S.C. §§ 7411(b)(1)(B) and 7412(d), entitled "Oil and Natural Gas Sector: Emission Standards for New,

Reconstructed, and Modified Sources," 81 Fed. Reg. 35824 (June 3, 2016) (the "Oil and Natural Gas NSPS").

The Independent Producers participated in comments on the proposed Oil and Natural Gas NSPS either in their individual capacity or as a member of IPAA, or both.

Respectfully Submitted,



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Royalty Owners Association, and West  
Virginia Oil and Natural Gas Association

Dated: August 1, 2016

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Producers Alliance, Eastern Kansas )  
Oil & Gas Association, Illinois Oil & )  
Gas Association, Independent Oil and )  
Gas Association of West Virginia, Inc., )  
Indiana Oil and Gas Association, )  
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Contractors, Kansas Independent Oil )  
& Gas Association, Kentucky Oil & )  
Gas Association, Michigan Oil and )  
Gas Association, National Stripper )  
Well Association, North Dakota )  
Petroleum Council, Ohio Oil and Gas )  
Association, Oklahoma Independent )  
Petroleum Association, Pennsylvania )  
Independent Oil & Gas Association, )  
Texas Alliance of Energy Producers, )  
Texas Independent Producers & )  
Royalty Owners Association, and West )  
Virginia Oil and Natural Gas )  
Association, )  
)  
Petitioners, )  
)  
v. )  
)  
United States Environmental )  
Protection Agency, )  
)  
Respondent. )  

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**CASE NO.**

**RULE 26.1 DISCLOSURE STATEMENT  
OF THE INDEPENDENT PETROLEUM ASSOCIATION OF  
AMERICA, AMERICAN EXPLORATION & PRODUCTION  
COUNCIL, DOMESTIC ENERGY PRODUCERS ALLIANCE,  
EASTERN KANSAS OIL & GAS ASSOCIATION, ILLINOIS OIL &  
GAS ASSOCIATION, INDEPENDENT OIL AND GAS  
ASSOCIATION OF WEST VIRGINIA, INC., INDIANA OIL AND  
GAS ASSOCIATION, INTERNATIONAL ASSOCIATION OF  
DRILLING CONTRACTORS, KANSAS INDEPENDENT OIL & GAS  
ASSOCIATION, KENTUCKY OIL & GAS ASSOCIATION,  
MICHIGAN OIL AND GAS ASSOCIATION, NATIONAL STRIPPER  
WELL ASSOCIATION, NORTH DAKOTA PETROLEUM  
COUNCIL, OHIO OIL AND GAS ASSOCIATION, OKLAHOMA  
INDEPENDENT PETROLEUM ASSOCIATION, PENNSYLVANIA  
INDEPENDENT OIL & GAS ASSOCIATION, TEXAS ALLIANCE  
OF ENERGY PRODUCERS, TEXAS INDEPENDENT PRODUCERS  
& ROYALTY OWNERS ASSOCIATION, AND WEST VIRGINIA  
OIL AND NATURAL GAS ASSOCIATION**

Pursuant to Fed. R. App. P. 26.1 and D.C. Circuit Rule 26.1, Petitioners, the Independent Petroleum Association of America, American Exploration & Production Council, Domestic Energy Producers Alliance, Eastern Kansas Oil & Gas Association, Illinois Oil & Gas Association, Independent Oil and Gas Association of West Virginia, Inc., Indiana Oil and Gas Association, International Association of Drilling Contractors, Kansas Independent Oil & Gas Association, Kentucky Oil & Gas Association, Michigan Oil and Gas Association, National Stripper Well Association, North Dakota Petroleum Council, Ohio Oil and Gas Association, Oklahoma Independent Petroleum Association, Pennsylvania Independent Oil & Gas Association, Texas Alliance of Energy Producers, Texas Independent Producers & Royalty Owners Association, and West Virginia Oil and

Natural Gas Association (collectively, "Independent Producers") file the following statement:

The Independent Petroleum Association of America ("IPAA") is an incorporated trade association that represents thousands of independent oil and natural gas producers and service companies across the United States that are active in the exploration and production segment of the industry, which often involves the hydraulic fracturing of wells. IPAA serves as an informed voice for the exploration and production segment of the industry, and advocates its members' views before the United States Congress, the Administration and federal agencies. IPAA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The American Exploration & Production Council ("AXPC") is an incorporated national trade association representing 29 of America's largest and most active independent oil and natural gas exploration and production companies. AXPC members are "independent" in that their operations are limited to exploration for and the production of oil and natural gas. Moreover, its members operate autonomously, unlike their fully integrated counterparts, which operate in additional segments of the energy business, such as downstream refining and marketing. AXPC members are leaders in developing and applying the innovative and advanced technologies necessary to explore for and produce oil and natural

gas, both offshore and onshore, from non-conventional sources in environmentally responsible ways. AXPC has no parent corporation and there is no publicly-held corporation that owns more than 10% of its stock.

The Domestic Energy Producers Alliance ("DEPA") is a nationwide collaboration of 25 coalition associations, representing about 10,000 individuals and companies engaged in domestic onshore oil and natural gas production and exploration. Founded in 2009, DEPA gives a loud, clear voice to the majority of individuals and companies responsible for enduring work to secure our nation's energy future. DEPA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The Eastern Kansas Oil & Gas Association ("EKOGA") is a nonprofit organization founded in 1957 to become a unified voice representing the unique interests of eastern Kansas oil and gas producers, service companies, suppliers and royalty owners on matters involving oil and gas regulations, safety standards, environmental concerns and other energy related issues. EKOGA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The Illinois Oil & Gas Association ("IOGA") was organized in 1944 to provide an agency through which oil and gas producers, land owners, royalty owners, and others who may be directly or indirectly affected by or interested in oil



and gas development and production in Illinois, may protect, preserve and advance their common interests. IOGA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The Independent Oil and Gas Association of West Virginia, Inc. ("IOGA-WV"), is a statewide nonprofit trade association that represents companies engaged in the extraction and production of natural gas and oil in West Virginia and the companies that support these extraction and production activities. IOGA-WV was formed to promote and protect a strong, competitive, and capable independent natural gas and oil producing industry in West Virginia, as well as the natural environment of our state. IOGA-WV has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The Indiana Oil and Gas Association ("INOGA") has a rich history of involvement in the exploration and development of hydrocarbons in the State of Indiana. INOGA was formed in 1942 and historically has been an all-volunteer organization principally made up of representatives of oil and gas exploration and development companies (operators), however, it has enjoyed support and membership from pipeline, refinery, land acquisition, service, supply, legal, engineering and geologic companies or individuals. INOGA has been an active representative for the upstream oil and gas industry in Indiana and provides a common forum for this group. INOGA represents its membership on issues of

state, federal, and local regulation/legislation that has, does and will affect the business of this industry. INOGA is a 501(c)(6) trade association incorporated as Non-Profit Domestic Corporation under the statutes of Indiana. INOGA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

Since 1940, the International Association of Drilling Contractors ("IADC") has exclusively represented the worldwide oil and gas drilling industry. IADC's contract-drilling members own most of the world's land and offshore drilling units that drill the vast majority of the wells producing the planet's oil and gas. IADC's membership also includes oil-and-gas producers, and manufacturers and suppliers of oilfield equipment and services. Through conferences, training seminars, print and electronic publications, and a comprehensive network of technical publications, IADC continually fosters education and communication within the upstream petroleum industry. IADC has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The Kansas Independent Oil & Gas Association ("KIOGA") is a nonprofit organization founded in 1937 to represent the interests of oil and gas producers in Kansas, as well as allied service and supply companies. Today, KIOGA is a trade association with over 4,200 members involved in all aspects of the exploration, production, and development of crude oil and natural gas resources. KIOGA has

no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The Kentucky Oil & Gas Association ("KOGA") was formed in 1931 to represent the interests of Kentucky's crude oil and natural gas industry, and more particularly, the independent crude oil and natural gas operators as well as the businesses that support the industry. KOGA is comprised of 220 companies which consist of over 600 member representatives that are directly related to the crude oil and natural gas industry in Kentucky. KOGA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The Michigan Oil And Gas Association ("MOGA") represents the exploration, drilling, production, transportation, processing, and storage of crude oil and natural gas in the State of Michigan. MOGA has nearly 850 members including independent oil companies, major oil companies, the exploration arms of various utility companies, diverse service companies, and individuals. Organized in 1934, MOGA monitors the pulse of the Michigan oil and gas industry as well as its political, regulatory, and legislative interest in the state and the nation's capital. MOGA is the collective voice of the petroleum industry in Michigan, speaking to the problems and issues facing the various companies involved in the state's crude oil and natural gas business. MOGA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The National Stripper Well Association ("NSWA") was founded in 1934 as the only national association *solely* representing the interests of the nation's smallest and most economically-vulnerable oil and natural gas wells before Congress, the Administration and the Federal bureaucracies. It is the belief of NSWA that producers, owners, and operators of marginally-producing oil and gas wells have a unique set of needs and concerns regarding federal legislation and regulation. NSWA is a member based trade association with nearly 800 members nationwide across 43 states. NSWA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The North Dakota Petroleum Council ("NDPC") is a trade association representing more than 590 companies involved in all aspects of the oil and gas industry, including oil and gas production, refining, pipeline, transportation, and storage, as well as mineral leasing, consulting, legal work, and oil field service activities in North Dakota, South Dakota, and the Rocky Mountain Region. Established in 1952, NDPC's mission is to promote and enhance the discovery, development, production, transportation, refining, conservation, and marketing of oil and gas in North Dakota, South Dakota, and the Rocky Mountain region; to promote opportunities for open discussion, lawful interchange of information, and education concerning the petroleum industry; to monitor and influence legislative and regulatory activities on the state and national level; and to accumulate and

disseminate information concerning the petroleum industry to foster the best interests of the public and industry. NDPC has no parent corporation and there is not publicly held corporation that owns 10% or more of its stock.

The Ohio Oil & Gas Association ("OOGA") is a trade association with over 2,600 members involved in all aspects of the exploration, production, and development of crude oil and natural gas resources within the State of Ohio. OOGA represents the people and companies directly responsible for the production of crude oil, natural gas, and associated products in Ohio. OOGA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

Founded in 1955, the Oklahoma Independent Petroleum Association ("OIPA") represents more than 2,500 individuals and companies from Oklahoma's oil and natural gas industry. Established by independent oil and natural gas producers hoping to provide a unified voice for the industry, OIPA is the state's largest oil and natural gas association and one of the industry's strongest advocacy groups. OIPA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The Pennsylvania Independent Oil & Gas Association ("PIOGA") is a non-profit corporation that was initially formed in 1978 as the Independent Oil and Gas Association of Pennsylvania ("IOGA of PA") to represent the interests of smaller

independent producers of Pennsylvania natural gas from conventional limestone and sandstone formations. Effective April 1, 2010, IOGA of PA and another Pennsylvania trade association representing conventional oil and natural gas producers, Pennsylvania Oil and Gas Association ("POGAM"), merged and the name of the merged organization changed to its present name. PIOGA's membership currently is approximately 500 members: oil and natural gas producers developing both conventional and unconventional formations in Pennsylvania; drilling contractors; service companies; engineering companies; manufacturers; marketers; Pennsylvania Public Utility Commission-licensed natural gas suppliers ("NGSs"); professional firms and consultants; and royalty owners. PIOGA promotes the interests of its members in environmentally responsible oil and natural gas operations, as well as the development of competitive markets and additional uses for Pennsylvania-produced natural gas. PIOGA has no parent corporation and there is no publicly held corporation that owns 10% or more of its stock.

The Texas Alliance of Energy Producers ("Texas Alliance") became a statewide organization in 2000 with the merger of two of the oldest oil & gas associations in the nation: the North Texas Oil & Gas Association and the West Central Texas Oil & Gas Association. The Texas Alliance is now the largest statewide oil and gas association in the country representing Independents. With

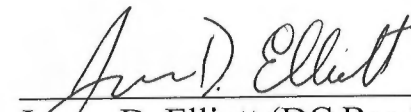
members in 34 states, the Texas Alliance works on behalf of our members at the local, state, and federal levels on issues vital to the industry. The Texas Alliance is a non-profit entity, has no parent corporation, and there is no publicly held corporation that owns 10% or more of its stock.

The Texas Independent Producers & Royalty Owners Association ("TIPRO") is a trade association representing the interests of 3,000 independent oil and natural gas producers and royalty owners throughout Texas. As one of the nation's largest statewide associations representing both independent producers and royalty owners, members include small family businesses, the largest, publicly-traded independent producers, and mineral owners, estates, and trusts. Members of TIPRO are responsible for producing more than 85 percent of the natural gas and 70 percent of the oil within Texas, and own mineral interests in millions of acres across the state. TIPRO has no parent corporation and there is no publicly-held corporation that owns more than 10% of its stock.

Chartered in 1915, the West Virginia Oil and Natural Gas Association ("WVONGA") is one of the oldest trade organizations in the State, and is the only association that serves the entire oil and gas industry. The activities of our members include construction, environmental services, drilling, completion, gathering, transporting, distribution, and processing. WVONGA has no parent

corporation and there is no publicly held corporation that owns 10% or more of its stock.

Respectfully Submitted,



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Dated: August 1, 2016