



THE ADMINISTRATOR OF THE ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

JAN 23 2014

Mr. Richard Moskowitz  
General Counsel  
American Fuel & Petrochemical Manufacturers  
1667 K Street, NW  
Washington, D.C. 20006

Dear Mr. Moskowitz:

I am providing a partial response to your October 10, 2013, petition to the U.S. Environmental Protection Agency for reconsideration of the final rulemaking, "Regulation of Fuels and Fuel Additives: 2013 Renewable Fuel Standards; Final Rule," published in the *Federal Register* at 78 FR 49794 on August 15, 2013. In your petition, you requested reconsideration of the cellulosic biofuel standard for 2013 under the Renewable Fuel Standard program.

We have determined that your petition demonstrates that the statutory criteria for granting a petition for reconsideration are satisfied. Specifically, you have identified in your petition new information of central relevance that became available after the comment period closed but within the time period specified for judicial review. We believe that KiOR's August 8, 2013, announcement of reduced anticipated production in 2013, which your petition noted, justifies reconsideration of the 2013 cellulosic biofuel standard.

Therefore, we are granting your petition for reconsideration with regard to the 2013 cellulosic biofuel standard and will initiate a notice and comment rulemaking to reconsider this aspect of the rule.

Other objections to the cellulosic biofuel standard noted in your petition may be raised in the context of this future rulemaking if you continue to believe they are relevant. We will respond at a later date to components of your petition for reconsideration of the 2013 RFS rule that are related to matters other than the cellulosic biofuel standard.

We look forward to working with you and all stakeholders to continue implementing the RFS program. Should you have any questions, please contact Dallas Burkholder in the Office of Transportation and Air Quality at (734) 214-4766 or [burkholder.dallas@epa.gov](mailto:burkholder.dallas@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Gina McCarthy".

Gina McCarthy