

Case No. _____

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

STATE OF NEW YORK, STATE OF CALIFORNIA, STATE OF ILLINOIS,
STATE OF MARYLAND, and STATE OF MINNESOTA,

Petitioners,

v.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; and
ANDREW WHEELER, *in his official capacity as Administrator of the United States
Environmental Protection Agency,*

Respondents.

**PETITION FOR REVIEW OF A FINAL RULE OF THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY**

Pursuant to 7 U.S.C. § 136n(b), 5 U.S.C. § 702, and Federal Rule of Appellate Procedure 15, the States of New York, California, Illinois, Maryland, and Minnesota hereby petition this Court to review and set aside the United States Environmental Protection Agency’s final agency action entitled “Pesticides; Agricultural Worker Protection Standard; Revision of the Application Exclusion Zone Requirements,” published at 85 Fed. Reg. 68,760 (Oct. 30, 2020). The final action revises the application exclusion zone requirements in the Agricultural Worker Protection Standard at 40 C.F.R. Part 170.

A copy of the challenged final rule is attached as Exhibit 1 to this Petition.

DATED: December 17, 2020

Respectfully submitted,

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