

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

NATIONAL WILDLIFE FEDERATION;)
INDIANA WILDLIFE FEDERATION;)
LEAGUE OF OHIO SPORTSMEN;)
MINNESOTA CONSERVATION)
FEDERATION; PRAIRIE RIVERS)
NETWORK; WISCONSIN WILDLIFE)
FEDERATION; ALLIANCE FOR THE)
GREAT LAKES; and OHIO)
ENVIRONMENTAL COUNCIL,)

Petitioners,)

v.)

UNITED STATES ENVIRONMENTAL)
PROTECTION AGENCY,)

Respondent.)

No. _____

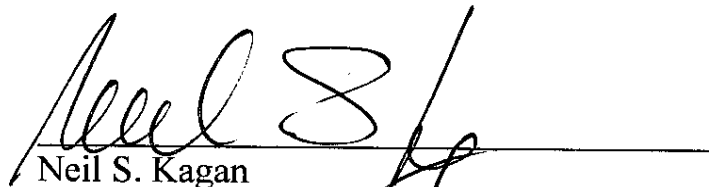
PETITION FOR REVIEW

Pursuant to 33 U.S.C. § 1369(b)(1), the National Wildlife Federation, Indiana Wildlife Federation, League of Ohio Sportsmen, Minnesota Conservation Federation, Prairie Rivers Network, Wisconsin Wildlife Federation, Alliance for the Great Lakes, and Ohio Environmental Council hereby petition the court for review of the final action taken by the United States Environmental Protection Agency (“EPA”) on December 19, 2008. In that final action, the EPA exercised its authority under the Federal Water Pollution Control Act, 33 U.S.C. §§ 1251 *et seq.*, by issuing a Vessel General Permit, which regulates discharges of pollutants

incidental to the operation of vessels. The Vessel General Permit became effective on December 19, 2008, and a notice of its availability was published in the Federal Register on December 29, 2008, at 73 Fed. Reg. 79,473. (A copy of the Federal Register notice and of the Vessel General Permit are attached.) In accordance with the Federal Register notice and 40 C.F.R. Part 23, the permit is considered issued for the purpose of judicial review on the day two weeks after publication in the Federal Register, or January 12, 2009.

Petitioners are non-profit organizations. Petitioners' missions include the conservation of natural resources and the protection of public health on behalf of their members. Petitioners have a substantial interest in the EPA's issuance of the Vessel General Permit because that action will have adverse impacts on the Petitioners and their members' interests in the unique aquatic ecosystems found in the Great Lakes and other waters of the United States.

Respectfully submitted this 6th day of March 2009.



Neil S. Kagan
National Wildlife Federation
Great Lakes Regional Center
213 West Liberty Street, Suite 200
Ann Arbor, Michigan 48104-1398
Tel.: (734) 887-7106
Fax: (734) 887-7199
E-mail: kagan@nwf.org

Counsel for Petitioners National Wildlife Federation, Indiana Wildlife Federation, League of Ohio Sportsmen, Minnesota Conservation Federation, Prairie Rivers Network, Wisconsin Wildlife Federation, Alliance for the Great Lakes, and Ohio Environmental Council

Service List

Lisa Jackson
Administrator
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Mail Code 1101A
Washington, D.C. 20460