

WESTERN STATES AIR RESOURCES COUNCIL



February 11, 2009

Lisa P. Jackson, Administrator  
Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460

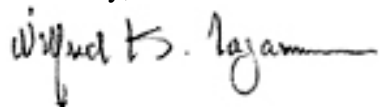
Subject: WildEarth Guardian Petition

Dear Administrator Jackson:

In December 2008, WildEarth Guardians filed a petition with the Administrator of the U.S. Environmental Protection Agency (EPA), pursuant to the Administrative Procedures Act, claiming that the agency has a duty under the Clean Air Act to take two actions. First, the petition calls on EPA to notify 16 western states that their state implementation plans are deficient asserting that emissions from these states significantly contribute to ozone non-attainment in neighboring states. Second, the petition calls on EPA to establish an interstate transport region and an interstate transport commission to address regional ozone issues in the west.

Thirteen of the 16 states named in the petition are members of the Western States Air Resources Council (WESTAR). The WESTAR Council is comprised of the program administrators from the 15 westernmost State air quality agencies. If EPA intends to act on the subject petition, we request that the agency first consult with us on this important matter. The issues discussed in the WildEarth Guardian petition are critically important to the western state air program administrators, and it is vital that any actions EPA chooses to take in response to the petition are informed with the most current and accurate information. Please feel free to contact Dan Johnson, Executive Director, at 206-254-9145 for further information or to follow up on this request.

Sincerely,



Wilfred K. Nagamine, President  
Western States Air Resources Council

Cc: Patrick Cummins, WRAP Co-Director  
Lewis McLeod, WRAP Co-Director  
Beth Craig, EPA-OAR Acting Principle Deputy Assistant Administrator  
Steve Page, EPA-OAQPS  
WESTAR Council Members