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**From:** DeLuca, Isabel [DeLuca.Isabel@epa.gov]  
**Sent:** 3/24/2021 4:17:35 PM  
**To:** Goffman, Joseph [Goffman.Joseph@epa.gov]; Carbonell, Tomas [Carbonell.Tomas@epa.gov]; Nunez, Alejandra [Nunez.Alejandra@epa.gov]  
**CC:** Millett, John [Millett.John@epa.gov]; Campbell, Ann [Campbell.Ann@epa.gov]  
**Subject:** For awareness -- statement on Endangerment Petition Denial Withdrawal

Hi all,

Just flagging for awareness the statement we plan to use if we get any questions about the letters the Administrator has just signed, withdrawing the denial of the petitions to reconsider the 2009 GHG Endangerment Finding. Statement is below – if you have any concerns, please let us know.

Thanks,  
Isabel

Statement

EPA is issuing a letter withdrawing the January 19, 2021 response to four petitions asking the Agency to reconsider the 2009 Greenhouse Gas Endangerment Finding. EPA intends to reassess the petitions and issue a new decision in due course. Per the Biden-Harris Administration’s executive orders and other directives, EPA is reviewing all of the agency’s actions issued under the previous Administration.

Background

On January 19, 2021, in a single letter, EPA denied four petitions regarding the 2009 GHG Endangerment and Cause or Contribute Findings for Greenhouse Gases under 202(a) of the Clean Air Act. These petitions sought reconsideration and/or rulemaking related to the 2009 Findings and invoked various legal authorities. The Agency received the petitions between 2017 and 2019.

The four petitions were submitted by groups including:

Competitive Enterprise Institute (CEI) and Science and Environmental Policy Project (SEPP)

Concerned Household Electricity Consumers Council

Texas Public Policy Foundation (representing Liberty Packing Company LLC and several other entities)

The FAIR Energy Foundation

## Ex. 5 Deliberative Process (DP)

Isabel DeLuca  
Office of Air and Radiation, US EPA  
