

1 REED ZARS
2 Wyo. Bar No. 6-3224
3 Attorney at Law
4 910 Kearney Street
5 Laramie, WY 82070
6 Phone: (307) 760-6268
7 Email: reed@zarslaw.com

8 XAVIER BECERRA
9 Attorney General of California
10 DAVID A. ZONANA, CA Bar No. 196029 (*pro hac vice*)
11 Supervising Deputy Attorney General
12 GEORGE TORGUN, CA Bar No. 222085 (*pro hac vice*)
13 Deputy Attorneys General
14 1515 Clay Street, 20th Floor
15 P.O. Box 70550
16 Oakland, CA 94612-0550
17 Telephone: (510) 879-1002
18 Facsimile: (510) 622-2270
19 E-mail: George.Torgun@doj.ca.gov

20 [*additional counsel listed on signature page*]

21 *Attorneys for State Respondent-Intervenors*

22
23 **UNITED STATES DISTRICT COURT**
24 **DISTRICT OF WYOMING**
25

26 STATE OF WYOMING, *et al.*,

27 Petitioners,

28 v.

29 UNITED STATES DEPARTMENT OF THE
30 INTERIOR, *et al.*,

31 Respondents,

32 and

33 STATE OF CALIFORNIA and STATE OF
34 NEW MEXICO,

35 State Respondent-Intervenors.

Case No. 2:16-cv-00285-SWS [Lead]

[Consolidated with 2:16-cv-00280-SWS]

**STATE RESPONDENTS' NOTICE OF
APPEAL**

36 Pursuant to Rule 3 of the Federal Rules of Appellate Procedure, the State of California
37 and the State of New Mexico ("State Respondents") hereby appeal to the United States Court of
38 Appeals for the Tenth Circuit from this Court's October 8, 2020 Order on Petitions for Review

1 of Final Agency Action (ECF No. 284) and October 23, 2020 Judgment (ECF No. 285), vacating
2 provisions of the rule entitled “Waste Prevention, Production Subject to Royalties, and Resource
3 Conservation: Final Rule,” 81 Fed. Reg. 83,008 (November 18, 2016).

4 Dated: December 21, 2020

Respectfully submitted,

5 /s/ Reed Zars

6 REED ZARS

7 Wyo. Bar No. 6-3224

8 Attorney at Law

9 910 Kearney Street

Laramie, WY 82070

Phone: (307) 760-6268

Email: reed@zarslaw.com

10 *Attorney for State Respondents*

11 XAVIER BECERRA

Attorney General of California

12 DAVID A. ZONANA (*admitted pro hac vice*)

13 CA Bar No. 196029

Supervising Deputy Attorney General

14 /s/ George Torgun

15 GEORGE TORGUN (*admitted pro hac vice*)

16 CA Bar No. 222085

Deputy Attorney General

17 1515 Clay Street, 20th Floor

18 P.O. Box 70550

Oakland, CA 94612-0550

Telephone: (510) 879-1002

Facsimile: (510) 622-2270

E-mail: George.Torgun@doj.ca.gov

19 *Attorneys for the State of California, by and*
20 *through the California Air Resources Board*

21 HECTOR BALDERAS

Attorney General of New Mexico

22 /s/ William Grantham

23 WILLIAM GRANTHAM (*admitted pro hac vice*)

24 NM Bar No. 15585

Assistant Attorney General

25 201 Third St. NW, Suite 300

Albuquerque, NM 87102

Telephone: (505) 717-3520

Facsimile: (505) 827-5826

26 E-Mail: wgrantham@nmag.gov

27 *Attorneys for the State of New Mexico*
28

CERTIFICATE OF SERVICE

I hereby certify that on December 21, 2020, I filed the foregoing STATE RESPONDENTS' NOTICE OF APPEAL using the United States District Court CM/ECF system, which caused all counsel of record to be served by electronically.

/s/ George Torgun
GEORGE TORGUN