

FILED

FEB 13 2018

U.S. Court of Appeals
Fourth Circuit

No. 18-1173

IN THE UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

SIERRA CLUB, WEST VIRGINIA RIVERS COALITION, INDIAN CREEK
WATERSHED ASSOCIATION, APPALACHIAN VOICES, and CHESAPEAKE
CLIMATE ACTION NETWORK,
Petitioners

v.

UNITED STATES ARMY CORPS OF ENGINEERS; and MARK T. ESPER, in
his official capacity as Secretary of the U.S. Army; TODD T. SEMONITE, in his
official capacity as U.S. Army Chief of Engineers and Commanding General of the
U.S. Army Corps of Engineers; PHILIP M. SECRIST, in his official capacity as
District Commander of the U.S. Army Corps of Engineers, Huntington District,
and MICHAEL E. HATTEN, in his official capacity as Chief, Regulatory Branch,
U.S. Army Corps of Engineers, Huntington District
Respondents

PETITION FOR REVIEW

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Pursuant to Section 19(d)(1) of the Natural Gas Act, 15 U.S.C. § 717r(d)(1), and Rule 15(a) of the Federal Rules of Appellate Procedure, SIERRA CLUB, WEST VIRGINIA RIVERS COALITION, INDIAN CREEK WATERSHED ASSOCIATION, APPALACHIAN VOICES, and CHESAPEAKE CLIMATE ACTION NETWORK hereby petition the United States Court of Appeals for the Fourth Circuit for review of the December 22, 2017 issuance by the United States Army Corps of Engineers of an authorization under Nationwide Permit Number 12 for the discharge of dredged and/or fill material to Mountain Valley Pipeline, LLC (United States Army Corps of Engineers File Number LRH-2015-582-GBR) (hereinafter, “NWP 12 Authorization”). In accordance with Local Rule 15(b), a copy of the NWP 12 Authorization is attached hereto as Exhibit A.

In accordance with Rule 15(c) of the Federal Rules of Civil Procedures, parties that may have been admitted to participate in the underlying procedure have been served with a copy of this Petition. Pursuant to Local Rule 15(b), attached hereto is a list of Respondents specifically identifying the Respondents’ names and addresses.

Respectfully submitted,

/s/ Derek O. Teaney

Derek O. Teaney (W. Va. Bar No. 10223)

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Dated February 13, 2018

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