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Attorneys for Petitioner Center for Biological Diversity

**IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

CENTER FOR BIOLOGICAL DIVERSITY,)	No.
DEFENDERS OF WILDLIFE, FRIENDS OF THE)	
EARTH, GREENPEACE USA, and PACIFIC)	
ENVIRONMENT,)	
)	
<i>Petitioners,</i>)	
)	
v.)	
)	
RYAN ZINKE, Secretary of the Interior; BUREAU OF)	
OCEAN ENERGY MANAGEMENT; and U.S. FISH)	
AND WILDLIFE SERVICE;)	
)	
<i>Respondents.</i>)	
)	

PETITION FOR REVIEW

Pursuant to 43 U.S.C. § 1349(c)(2) and Federal Rule of Appellate Procedure 15, Center for Biological Diversity, Defenders of Wildlife, Friends of the Earth, Greenpeace USA, and Pacific Environment (Petitioners) hereby petition this Court to review the October 17, 2018, decision of the Secretary of the Interior, acting through the Bureau of Ocean Energy Management (BOEM), to approve an offshore oil and gas development and production plan submitted by Hilcorp Alaska, LLC, for the Liberty Project located in the Beaufort Sea offshore of Alaska. *See* Attachments 1-2. Petitioners also petition this Court to review the July 13, 2018, biological opinion by the U.S. Fish and Wildlife Service on the construction and operation of Hilcorp Alaska LLC's Liberty Project. *See* Attachment 3.

Petitioners are conservation groups whose members use and enjoy the affected area for subsistence, recreational, aesthetic, or scientific purposes. Petitioners are adversely affected and aggrieved by BOEM's decision to approve Hilcorp Alaska LLC's development and production plan for the Beaufort Sea, and by the U.S. Fish and Wildlife Service's biological opinion. In approving the plan, BOEM violated the National Environmental Policy Act, 42 U.S.C. §§ 4321-4370, the Outer Continental Shelf Lands Act (OCSLA), 43 U.S.C. §§ 1331-1356, and the Administrative Procedure Act (APA), 5 U.S.C. §§ 701-706. In issuing its

determination, the U.S. Fish and Wildlife Service has violated the Endangered Species Act, 16 U.S.C. §§ 1531-1544, and the APA.

This Court has exclusive jurisdiction over the petition under OCSLA, 43 U.S.C. § 1349(c)(2). This petition is timely filed within 60 days after the October 17, 2018, decision. *See* 43 U.S.C. § 1349(c)(3).

Respectfully submitted this 17th day of December, 2018.

s/ Rebecca Noblin

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REPRESENTATION STATEMENT FOR PETITION FOR REVIEW

Petitioners:

Center for Biological Diversity
Defenders of Wildlife
Friends of the Earth
Greenpeace USA
Pacific Environment

Petitioners Center for Biological Diversity, Defenders of Wildlife, Friends of the Earth, Greenpeace USA, and Pacific Environment Counsel:

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Are counsel registered for Electronic Filing in the 9th Circuit: Yes

Respondents:

RYAN ZINKE, Secretary of the Interior;
BUREAU OF OCEAN ENERGY MANAGEMENT
U.S. FISH AND WILDLIFE SERVICE