

No. 15-1285

IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA

CITIZENS ASSOCIATION OF GEORGETOWN; BURLEITH CITIZENS ASSOCIATION;
FOXHALL CITIZENS ASSOCIATION; HILLANDALE CITIZENS ASSOCIATION;
COLONY HILL NEIGHBORHOOD ASSOCIATION;
PALISADES CITIZENS ASSOCIATION; FOGGY BOTTOM ASSOCIATION;
GEORGETOWN UNIVERSITY;

Petitioners,

v.

FEDERAL AVIATION ADMINISTRATION;
MICHAEL HUERTA, Administrator,
Federal Aviation Administration

Respondents.

AMENDED PETITION FOR REVIEW

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Attorneys for Petitioners CITIZENS ASSOCIATION OF GEORGETOWN, ET AL.

Pursuant to 49 U.S.C. § 46110 and Rule 15(a) of the Federal Rules of Appellate Procedure, the Citizens Association of Georgetown, the Burleith Citizens Association, the Foxhall Citizens Association, the Hillandale Homeowners Association, the Colony Hill Neighborhood Association, the Palisades Citizens Association, the Foggy Bottom Association, and the Georgetown University, hereby petition the United States Court of Appeals for the District of Columbia Circuit for review of final decisions by the Federal Aviation Administration (“FAA”) to permanently implement certain flight arrival and departure routes at Ronald Reagan Washington National Airport (“DCA”) in violation of the National Environmental Policy Act (“NEPA”) and without addressing — and, in some cases, without even responding to — significant concerns raised by Petitioners and their members.

Petitioners are a private university, as well as non-profit neighborhood groups representing the Georgetown, Burleith, Foxhall, Hillandale, Colony Hill, Palisades, and Foggy Bottom neighborhoods of Washington, D.C. (the “Neighborhoods”). Georgetown University contains buildings listed on the National Register of Historic Places, an official and exclusive inventory, maintained by the Secretary of the Interior, which consists of resources determined to be “significant in American history...and culture.” 54 U.S.C. § 302101. Healy

Hall at Georgetown University is also a National Historic Landmark. Each of the Neighborhoods contains properties eligible for listing in the National Register of Historic Places.

The University, its resident students, and the Neighborhoods and their residents have suffered — and will continue to suffer — significant, adverse impacts as a result of the FAA’s flight arrival and departure routes.

FAA’s decision with respect to the flight arrival and departure routes was finalized, published, and implemented by the FAA on June 25, 2015, as reflected on the list of route decisions on FAA's online flight procedures data portal.¹

This Petition was revised to remove the Georgetown University Students Association as a Petitioner.

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https://www.faa.gov/air_traffic/flight_info/aeronav/procedures/application/?event=procedure.results&tab=productionPlan&nasrId=DCA#searchResultsTop . A printed copy of the relevant portion of the flight procedures data portal is attached hereto as Exhibit A.

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EXHIBIT A



Federal Aviation Administration

IFP Information Gateway Search Results

The IFP (Instrument Flight Procedure) Information Gateway is your centralized portal, providing a single-source for

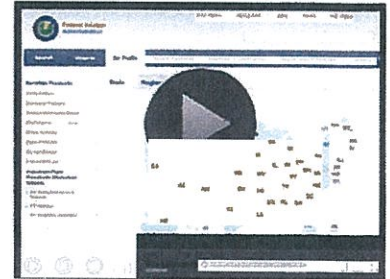
- **Charts** — All Published Charts, Volume and Type
- **IFP Production Plan** — Current IFPs under Development or Amendments with Tentative Publication Date and Status.
- **IFP Coordination** — All coordinated developed/amended procedure forms forwarded to Flight Check or Charting for publication.
- **IFP Documents - Navigation Database Review (NDBR (Navigation Database Review))** — Repository and Source Documents used for Data Validation of Coded IFPs

Search by

[Advanced Search \(index.cfm?event=procedure.advanced\)](#)

[Sign in to Information Gateway](#)

www.faa.gov/air_traffic/flight_info/aeronav/procedures/application/?event=main.signIn



[IFP Information Gateway Instructional Video \(http://www.faa.gov/tv/?mediaId=892\)](#)

DCA WASHINGTON/RONALD REAGAN WASHINGTON NATIONAL

[Notify me of changes to DCA \(index.cfm?event=notification.toggle¬ificationType=Airports¬ificationObject=DCA\)](#)

Charts (54) ([index.cfm?event=procedure.results&tab=charts&nasrid=DCA#searchResultsTop](#)) **IFP Production Plan (30)**

IFP Coordination (19) ([index.cfm?event=procedure.results&tab=coordination&nasrid=DCA#searchResultsTop](#))

IFP Documents (NDBR (Navigation Database)) (14) ([index.cfm?event=procedure.results&tab=ndbr&nasrid=DCA#searchResultsTop](#))

IFP Production Plan - Current IFPs under Development or Amendments with Tentative Publication Date and Status

[Filter Options \(index.cfm?event=procedure.filterProductionPlan&tab=productionPlan&nasrid=DCA\)](#)

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AMENDED RULE 26.1 DISCLOSURE STATEMENT

Pursuant to Federal Rule of Appellate Procedure 26.1, Petitioners, by and through their counsel, hereby disclose that:

A. The Citizens Association of Georgetown (“CAG”) is a non-profit corporation. There is no parent corporation for CAG. There is no publicly held corporation or investment fund that holds a 10% or more ownership interest in CAG. CAG was organized for the improvement and protection of the neighborhood.

B. The Burleith Citizens Association (“Burleith”) is a non-profit corporation. There is no parent corporation for Burleith. There is no publicly held corporation or investment fund that holds a 10% or more ownership interest in Burleith. Burleith was organized for the improvement and protection of the neighborhood.

C. The Foxhall Citizens Association (“Foxhall”) is a non-profit corporation. There is no parent corporation for Foxhall. There is no publicly held corporation or investment fund that holds a 10% or more ownership interest in Foxhall. Foxhall was organized for the improvement and protection of the neighborhood.

D. The Hillandale Homeowners Association (“Hillandale”) is a non-profit corporation. There is no parent corporation for Hillandale. There is no publicly held corporation or investment fund that holds a 10% or more ownership interest in Hillandale. Hillandale was organized for the improvement and protection of the neighborhood.

E. The Colony Hill Neighborhood Association (“Colony Hill”) is a voluntary association. There is no parent corporation for Colony Hill. There is no publicly held corporation or investment fund that holds a 10% or more ownership interest in Colony Hill. Colony Hill was organized for the improvement and protection of the neighborhood. Colony Hill was in correctly described in a prior certification as a nonprofit corporation.

F. The Palisades Citizens Association (“Palisades”) is a non-profit corporation. There is no parent corporation for Palisades. There is no publicly held corporation or investment fund that holds a 10% or more ownership interest in Palisades. Palisades was organized for the improvement and protection of the neighborhood.

G. The Foggy Bottom Association (“Foggy Bottom”) is a non-profit corporation. There is no parent corporation for Foggy Bottom. There is no publicly held corporation or investment fund that holds a 10% or more ownership

interest in Foggy Bottom. Foggy Bottom was organized for the improvement and protection of the neighborhood.

H. Georgetown University ("Georgetown") is a private research university in Washington, D.C. Founded in 1789, it is the oldest Catholic and Jesuit institution of higher education in the United States. There is no parent corporation and no publicly held corporation or investment fund that holds a 10% or more ownership interest in Georgetown.

Dated: September 28, 2015

Respectfully submitted,

DENTONS US LLP

By _____
Nicholas C. Yost²
Matthew G. Adams
James W. Rubin
Attorneys for Petitioners

² Mr. Yost is admitted to practice in this court (USDC-DC Bar No. 968289). He is admitted to the District of Columbia Bar, but his membership is currently inactive; he is an active member of the California Bar and practices under that membership (CA Bar No. 35297).

CERTIFICATE OF SERVICE

I certify that on this 28th day of September, 2015, I electronically filed this *Petitioners' Amended Petition* with the Clerk of the Court for the United States Court of Appeals for the D.C. Circuit by using the appellate CM/ECF system. Counsel for all parties are registered to use that system and, to my knowledge, will receive copies of this document upon its filing.

/s/ James W. Rubin

James W. Rubin