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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

**KELSEY CASCADIA ROSE JULIANA;**  
**XIUHTEZCATL TONATIUH M.**, through  
his Guardian Tamara Roske-Martinez; et al.

Plaintiffs,

v.

**The UNITED STATES OF AMERICA;**  
**DONALD TRUMP**, in his official capacity as  
President of the United States; et al.,

Federal Defendants.

Case No.: 6:15-cv-01517-TC

**PLAINTIFFS' REQUEST FOR  
PRODUCTION OF DOCUMENTS TO  
INTERVENOR-DEFENDANT  
AMERICAN PETROLEUM INSTITUTE**

**PROPOUNDING PARTIES: PLAINTIFFS**

**RESPONDING PARTIES: INTERVENOR-DEFENDANT AMERICAN  
PETROLEUM INSTITUTE**

**SET NO: ONE**

Pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure (“FRCP”) Plaintiffs request Intervenor-Defendant American Petroleum Institute to produce the documents and materials specified below, within thirty (30) days of service, or at such other time and place, or in such other manner, as may be mutually agreed upon by the Parties. Production of documents shall be in accordance with the Instructions and Definitions set forth below and FRCP 34.

**I. DEFINITIONS**

A. As used herein, the terms “DOCUMENT” or “DOCUMENTS” mean any kind of written, graphic, or recorded matter, however produced or reproduced, of any kind or description, whether sent, received, or neither, including drafts, originals, non-identical copies, and information stored magnetically, electronically, photographically or otherwise. As used herein, the terms “DOCUMENT” or “DOCUMENTS” include, but are not limited to, studies, papers, books, accounts, letters, diagrams, pictures, drawings, photographs, correspondence, telegrams, cables, text messages, emails, memoranda, notes, notations, work papers, intra-office and inter-office communications, communications to, between and among employees, contracts, financial agreements, grants, proposals, transcripts, minutes, orders, reports, recordings, or other documentation of telephone or other conversations, interviews, committee meetings, departmental meetings, company meetings, or other meetings, affidavits, slides, statements,

summaries, opinions, indices, analyses, publications, questionnaires, answers to questionnaires, statistical records, ledgers, journals, lists, logs, tabulations, charts, graphs, maps, surveys, sound recordings, data sheets, computer printouts, tapes, discs, microfilm, and all other records kept, regardless of the title, author, or origin.

B. As used herein, the phrase “REFERS, RELATES, REGARDS, OR PERTAINS TO” means containing, alluding to, responding to, commenting upon, discussing, showing, disclosing, explaining, mentioning, analyzing, constituting, comprising, evidencing, setting forth, summarizing, or characterizing, either directly or indirectly, in whole or in part.

C. As used herein, the terms “AMERICAN PETROLEUM INSTITUTE” or “API” shall refer to Intervenor-Defendant American Petroleum Institute, and to all of its current and former employees, agents, officers, directors, representatives, consultants, affiliates, members, accountants, and attorneys, including any PERSON who has served in any such capacity at any time.

D. As used herein, the terms “EXXONMOBIL” or “EXXON” refers to ExxonMobil Corporation, a multinational corporation headquartered in Irving, Texas and its subsidiaries. “EXXONMOBIL” and “EXXON” will refer to the corporate structure in its current and past form prior to any mergers and acquisitions.

E. As used herein, the term “COMMUNICATION(S)” means every manner or method of disclosure, exchange of information, statement, or discussion between or among two or more PERSONS, including but not limited to, face-to-face and telephone conversations, correspondence, memoranda, telegrams, telexes, email messages, transcribed voice-mail messages, text messages, meetings, discussions, releases, statements, reports, publications, or

any recordings or reproductions thereof.

F. As used herein, the term “PERSON” means all individuals, entities, firms, organizations, groups, committees, regulatory agencies, governmental entities, business entities, corporations, partnerships, trusts, and estates.

G. As used herein, the term “CLIMATE CHANGE” shall mean any change in the state of the climate lasting for an extended period of time. In other words, the term “CLIMATE CHANGE” includes changes in surface and ocean temperature, precipitation, or wind patterns, among other effects, that occur over several decades or longer, attributed directly or indirectly to human activity. The term “CLIMATE CHANGE” shall include ocean acidification, sea level rise, and other impacts resulting from the increased concentration of greenhouse gases and carbon dioxide in the atmosphere and oceans. “CLIMATE CHANGE” also has been called climatic changes, global warming, global change, global heating, atmospheric pollution by carbon dioxide or other greenhouse gases, and dilution of carbon 14 by fossil carbon.

## **II. INSTRUCTIONS**

A. Please produce and permit the inspection and copying of the DOCUMENTS described below which are in AMERICAN PETROLEUM INSTITUTE’S possession, custody, or control, or in the possession, custody, or control of attorneys, consultants, agents, or representatives of AMERICAN PETROLEUM INSTITUTE.

B. In producing the DOCUMENTS described below, AMERICAN PETROLEUM INSTITUTE shall segregate those documents by each request set forth herein.

C. For any DOCUMENT that AMERICAN PETROLEUM INSTITUTE is required

to produce in response to any of these demands, if such DOCUMENT is privileged, then AMERICAN PETROLEUM INSTITUTE will:

- a. Identify the title and general subject matter of the DOCUMENT;
  - b. State the date of the DOCUMENT;
  - c. Identify the author(s) of the DOCUMENT;
  - d. Identify the PERSONS for whom the DOCUMENT was prepared or to whom the DOCUMENT was sent;
  - e. State the nature of the privilege claimed; and
  - f. State in detail each and every fact upon which AMERICAN PETROLEUM INSTITUTE bases a claim of privilege for the DOCUMENT.
- D. The words “and” and “or” shall be construed in the conjunctive or disjunctive, whichever is most inclusive.
- E. The singular form shall include the plural form and vice versa.
- F. The present tense shall include the past tense and vice versa.
- G. If any DOCUMENT cannot be produced in full, produce the DOCUMENT to the extent possible, indicating what information is being withheld and the reason such information is being withheld.
- H. If a DOCUMENT once existed, but has been lost, destroyed, no longer exists, or is no longer in the possession, custody, or control of AMERICAN PETROLEUM INSTITUTE, identify each such DOCUMENT and separately state the details concerning the loss or destruction of the DOCUMENT, or the name and address of the current or last known custodian of the DOCUMENT, if known.

I. Every Request for Production herein shall be deemed a continuing Request for Production, and AMERICAN PETROLEUM INSTITUTE is to supplement its response promptly if AMERICAN PETROLEUM INSTITUTE subsequently obtains or discovers one or more responsive DOCUMENTS.

### **III. REQUESTS FOR PRODUCTION OF DOCUMENTS**

1. Each DOCUMENT that REFERS, RELATES, REGARDS, OR PERTAINS TO AMERICAN PETROLEUM INSTITUTE’S computers, computer systems, electronic data, and electronic media storage.

2. Each DOCUMENT that REFERS, RELATES, REGARDS, OR PERTAINS TO the organizational structure of AMERICAN PETROLEUM INSTITUTE from its inception to the date of API’S response.

3. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO internal API groups, committees, subcommittees, boards, or other organizational sub-groups concerning in whole or in part the issue of CLIMATE CHANGE and government engagement on the topic of CLIMATE CHANGE. DOCUMENTS and COMMUNICATIONS responsive to this Request for Production should include, but shall not be limited to, each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO:

- a. API’s “CO<sub>2</sub> and Climate Change Task Force”;
- b. API’s “Climate Energy Task Force”;
- c. API’s Program Budget Committee;

- d. API's "Environmental Strategy Team";
  - e. API's "Climate Team"; and
  - f. API's "Climate Change Steering Group."
4. Each DOCUMENT and COMMUNICATION exchanged between API members and internal API groups, committees, subcommittees, boards, or other organizational sub-groups that REFERS, RELATES, REGARDS, OR PERTAINS TO the issue of CLIMATE CHANGE and government engagement on the topic of CLIMATE CHANGE. DOCUMENTS and COMMUNICATIONS responsive to this Request for Production should include, but shall not be limited to, each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO:
- a. COMMUNICATIONS between API and Climate Change Steering Group members, including but not limited to representatives from EXXON, Mobil, Equilon, Marathon, ARCO, CITGO, Texaco, and the White House Climate Change Task Force;
  - b. COMMUNICATIONS between William "Bill" O'Keefe and API staff, including, but not limited to, Philip Cooney;
  - c. COMMUNICATIONS between API and the API Program Budget Committee and its members relating to funding of public relations and government engagement pertaining to CLIMATE CHANGE;
  - d. COMMUNICATIONS between API staff, including, but not limited to, Bill O'Keefe, Russell Jones, and Phillip Cooney, and API-funded groups engaged in COMMUNICATIONS on the issue of CLIMATE CHANGE, including, but not

- limited to: (i) the Heartland Institute; (ii) the Competitive Enterprise Institute (“CEI”); (iii) the George C. Marshall Institute; and (iv) Myron Ebell of CEI;
- e. API Smoke and Fumes Committee, including COMMUNICATIONS to and from Vance Jenkins, C.A. Jones, and G.A. Lloyd; and
  - f. API Committee on Air and Water.

5. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO studies, research, reviews, events, or publications funded or created by API or its members or third parties funded, in whole or in part, through API concerning carbon dioxide, CLIMATE CHANGE, or sustained or increased use of fossil fuels. DOCUMENTS and COMMUNICATIONS responsive to this Request for Production should include, but shall not be limited to, each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO:

- a. The Stanford Research Institute’s work related to CLIMATE CHANGE;
- b. The Capital Research Center between 1985 and 1998;
- c. Mobil Oil Executive Dayton H. Clewell’s work on the Presidential Council on Oceans and Atmosphere;
- d. The report entitled “Sources, Abundance, and Fate of Gaseous Atmospheric Pollutants” (1968) by Elmer Robinson, including any communications regarding the alteration of this report;
- e. The publication entitled “Proxy climatic and environmental changes of the past 1000 years” (2003) by Willie Soon and Sallie Baliunas, and any other work by these authors;



- f. The Harvard-Smithsonian Center for Astrophysics;
- g. EXXON Engineering, EXXON Research and Engineering, EXXON Corporate Research Program, EXXON Science and Technology department, EXXON CO<sub>2</sub> Research Program, EXXON Board of Directors, Esso Natural Gas, and any EXXON or EXXONMOBIL department and individual working, in whole or in part, on climate science and climactic research as such research relates to carbon dioxide emissions and fossil fuels including, but not limited to, communications with Brian Flannery, James Black, Henry Shaw, and Bill Slick of API;
- h. The Natuna gas field project;
- i. Consumption and growth scenario studies from EXXON and EXXONMOBIL;
- j. Mobil's Environmental Health and Safety Department and J.P. McCullogh; and
- k. Government classification or determination of carbon dioxide as a pollutant between 1960 and 1991.

6. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO API membership and participation in groups, coalitions, or meetings focused in whole or in part on national and international public policies responding to CLIMATE CHANGE and policies relating to increased fossil fuel extraction, development, and consumption, or the expansion of energy alternatives to fossil fuels. DOCUMENTS and COMMUNICATIONS responsive to this Request for Production should include, but shall not be limited to, each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO:

- a. The Global Climate Coalition (“GCC”) between 1992 and 2001, including, but not limited to, COMMUNICATIONS with GCC members EXXON, Shell, BP America, Texaco, Phillips Petroleum, Amaco Corp, and ARCO;
- b. The “Global Climate Council,” the “Climate Council,” Don Pearlman, and Patton Boggs between 1999 and 2001;
- c. Non-privileged documents concerning Patton Boggs between 1999 and 2001;
- d. The Information Council on the Environment (“ICE”), public relations firm Burston-Marsteller, and the United States Chamber of Commerce between 1992 and 1996;
- e. The GCC and delegations and representatives to the United Nations Framework Convention on Climate Change (“UNFCCC”);
- f. The Global Climate Science Communications Team (“GCSCCT”), including but not limited to the development of the Global Climate Science Communications Plan and COMMUNICATIONS with EXXON representative Arthur G. (“Randy”) Randol; and
- g. The Global Climate Information Project.

7. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO lobbying efforts, expenditures, advocacy, and planning by API and its members relating to public policies concerning CLIMATE CHANGE and fossil fuel extraction, development, and consumption. DOCUMENTS and COMMUNICATIONS responsive to this Request for Production should include, but shall not be limited to, each

DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO:

- a. The creation, administration, funding, or mandate of the United States Global Change Research Program;
- b. The 1987 Global Climate Protection Act (P.L. 100-204);
- c. The Environmental Protection Agency (“EPA”) report “Policy Options for Stabilizing Global Climate” (1990), including DOCUMENTS relating to the science of climate change, projections for continued use of fossil fuels, climate modeling, and the economic costs of restricting carbon emissions;
- d. The Congressional Office of Technology Assessment report “Changing By Degrees: Steps to Reduce Greenhouse Gases” (1991);
- e. Ratification of the UNFCCC on October 15, 1992;
- f. The Clinton Administration’s “Climate Action Plan” (1993);
- g. The Clinton BTU Tax Plan or carbon tax (1992-1994), including COMMUNICATIONS to members of Congress and to White House staff, DOCUMENTS relating to API funding of a multi-million dollar campaign to aimed at defeating the proposed BTU tax, and communications from API to API-funded groups and organizations such as Intervenor-Defendant National Association of Manufacturers (“NAM”), American Energy Alliance, and Citizens for a Sound Economy;

- h. Senate Resolution 98 sponsored by Sen. Robert Byrd, S.Res.98-105th Congress (1997-1998), including direct COMMUNICATIONS with Senator Byrd and 68 co-sponsors of Senate Resolution 98;
- i. Senator Jim Jefford's four-point pollutant bill in the 107th Congress (2001) including but not limited to COMMUNICATIONS with the Coalition for Affordable and Reliable Energy;
- j. The "Clear Skies" proposal announced in February 2002 and related legislation H.R. 5266 (2002), S. 2815 (2002), and S.556 (2002) from the Senate Environment and Public Works Committee, and related regulatory proposals regarding a related New Source Rule under the Clean Air Act, including COMMUNICATIONS between API and the Office of EPA Administrator Christine Todd Whitman and API and the Vice President's National Energy Policy Development Group, also known as the Cheney Task Force;
- k. COMMUNICATIONS between API and the "National Energy Policy Development Group" or "Energy Task Force" or "Cheney Task Force";
- l. President George W. Bush's Cabinet-level review committee for the National Academy of Sciences' Reports (2001-2003);
- m. EPA's Report on the Environment (2003);
- n. Influence over White House Staffing and Removal of Clinton officials;
- o. API and "National Energy Policy Development Group," "Energy Task Force," or "Cheney Task Force";

- p. President George W. Bush's cabinet-level review committee for National Academy of Sciences' Reports between 2001 and 2003;
- q. EPA's "Climate Action Plan" (2002);
- r. COMMUNICATIONS regarding White House Staffing of positions working in whole or in part on the issue of CLIMATE CHANGE
- s. COMMUNICATIONS with any representative of administration of President George W. Bush pertaining to the removal of officials who had been working in the administration of former President William J. Clinton who, as part of their duties, were working on CLIMATE CHANGE.
- t. The President George W. Bush Administration's Climate Science Research Program;
- u. The President George W. Bush Administration's Climate Change research initiative;
- v. The President George W. Bush Administration's Climate Science Technology Program;
- w. The President George W. Bush Administration's Committee on Climate Change Science and Technology Integration;
- x. The President George W. Bush Administration's Interagency Working Group on Climate Change Science and Technology;
- y. The Climate Stewardship Act S. 139 (2003-2004), also known as the McCain-Lieberman bill;
- z. The 2005 Climate Stewardship Act;

- aa. The Energy Policy Act of 2005;
  - bb. The 2007 Climate Stewardship and Innovation Act;
  - cc. The Lieberman-Warner Climate Security Act of 2007;
  - dd. The Kerry-Lieberman-Graham Bills in the 111th Congress, including COMMUNICATIONS with the U.S. Chamber of Commerce, CEI, the Heritage Foundation, American Energy Alliance, Burston-Marsteller, and NAM;
  - ee. The Waxman-Markey American Clean Energy and Security Act of 2009, including, but not limited to, DOCUMENTS related to API funded “Energy Citizens” campaign;
  - ff. EPA’s “Endangerment and Cause or Contribute Findings for Greenhouse Gases Under Section 202(a) of the Clean Air Act” (74 FR 66495) (2009), not including information available through the public record at the time of API’s response to this Request for Production;
  - gg. The Clean Power Plan; and
  - hh. Policy work, government relations efforts, and lobbying through API, API-funded groups, or members regarding fuel-efficient, hybrid, and electric cars including the Corporate Average Fuel Economy (“CAFE”) program, tax breaks for vehicles weighing more than 6,000 pounds (SUVs) between 1994 and 2014.
8. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO evaluations of API and their members pertaining to government reports, discussions, and knowledge on CLIMATE CHANGE and the future of fossil fuel extraction, development, and consumption. DOCUMENTS and COMMUNICATIONS

responsive to this Request for Production should include, but not limited to, each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO:

- a. 1965 Report of President Lyndon Johnson’s Scientific Advisors, “Restoring the Quality of Our Environment”;
- b. Council on Environmental Quality Annual Reports (1970-1997);
- c. EPA’s “Social Cost of Carbon”;
- d. The Research Plan and National Assessment required by the Global Change Research Act I and III including, but not limited to, COMMUNICATIONS between API and CEI relating to the National Assessment, CEI’s lawsuit regarding the National Assessment, COMMUNICATIONS between API and CEI representatives Myron Ebell and Chris Horner, COMMUNICATIONS between API and Senator James Inhofe;
- e. Climate Change Science Program Strategic Plan (2003);
- f. API contributions to Department of Commerce Panel on Electrically Powered Vehicles Report “The Automobile and Air Pollution: A Program for Progress” (1967);
- g. COMMUNICATIONS to each of the Defendants in this action relating to the amount of greenhouse gas emissions and climate impacts produced from API member activity on public lands; and
- h. COMMUNICATIONS with United States Energy Information Administration regarding domestic and global fossil fuel projections relating to CLIMATE CHANGE.

9. Each DOCUMENT and COMMUNICATION that REFERS, RELATES OR PERTAINS TO the Petition for Rulemaking and Collateral Relief Seeking the Regulation of Greenhouse Gas Emissions from New Motor Vehicles Under Section 202 of the Clean Air Act, or the CO2 Petition (1999).

10. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO lobbying efforts, advocacy, planning, COMMUNICATIONS with government officials by API and its members relating to UNFCCC, and other international agreements pertaining to CLIMATE CHANGE, reduction in greenhouse gas emissions, and fossil fuel extraction, development, and consumption. DOCUMENTS and COMMUNICATIONS responsive to this Request for Production should include, but not limited to, each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO:

- a. The Rio Earth Summit (1992);
- b. The Berlin Mandate (1995);
- c. The Kyoto Protocol (1997), including COMMUNICATIONS between API or the GCC with the Global Climate Council or its lead representative, Donald Pearlman; DOCUMENTS relating to The Global Climate Information Project; DOCUMENTS regarding the activities of API lobbyist Bill O'Keefe; DOCUMENTS regarding support, plans, and COMMUNICATIONS pertaining to CEI's presence and activities at the UNFCCC meeting in Kyoto; and API's COMMUNICATIONS with White House Center for Environmental Quality chief of staff Phillip Cooney (2001-2003);



- d. The Fifth Conference of the Parties (“COP5”) to the UNFCCC in Bonn, including activities and COMMUNICATIONS involving Bill O’Keefe;
- e. The Seventh Session of the Conference of Parties (“COP7”) in Marrakech (2001);
- f. The UNFCCC Bali Climate Change Conference (2007);
- g. The UNFCCC Poznan Climate Change Conference (2008);
- h. The UNFCCC Copenhagen Climate Change Conference (2009);
- i. The UNFCCC Cancun Climate Change Conference (2010); and
- j. The UNFCCC Paris Climate Change Conference (2015).

11. Each DOCUMENT and COMMUNICATION that REFERS, RELATES OR PERTAINS TO the 1997 World Petroleum Conference in Buenos Aires to the extent such DOCUMENT REFERS, RELATES OR PERTAINS TO CLIMATE CHANGE.

12. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO Intergovernmental Panel on Climate Change (“IPCC”) Assessments 1-5, including DOCUMENTS relating to individual scientists involved in IPCC Assessments, including, but not limited to, Ben Santer.

13. Each DOCUMENT that REFERS, RELATES OR PERTAINS TO COMMUNICATIONS with any representative of EXXONMOBIL regarding CLIMATE CHANGE, including, but not limited to, any COMMUNICATIONS to and from the following current and former representatives of EXXONMOBIL:

- a. Lee Raymond, former CEO;
- b. Rex Tillerson, former CEO
- c. Frank Sprow, Vice President, Safety, Health & Environment;

- d. Kenneth Cohen, Vice President, Public and Government Affairs;
- e. Arthur G. (“Randy”) Randol III, Ph.D, Public Affairs Manager;
- f. Walt Buchholtz, Public and Government Affairs Manager;
- g. Brian P. Flannery, Science, Strategy and Programs Manager in Environmental Policy and Planning;
- h. David P. Bailey, Manager, Climate Policy;
- i. Mark D. Boudreaux, Senior Director, Federal Relations;
- j. Sherri Stuewer, Vice President Safety, Health & Environment;
- k. Jaime Spelling, Vice President Corporate Planning;
- l. David Kingston, Vice President Downstream Business Development and Portfolio Management;
- m. Elizabeth Beauvais, Advisor, Corporate Citizenship;
- n. Victoria Ceja, EXXONMOBIL Public Affairs, Corporate Citizenship and Community Investment Policy;
- o. Lynn A. Gelner; and
- p. Lauren Kerr.

14. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO the likelihood that or the extent to which any of the products sold by or business activities carried out by any of the members of API directly or indirectly impact or contribute to CLIMATE CHANGE.

15. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO the knowledge by API of the impacts of CLIMATE CHANGE,

including DOCUMENTS pertaining to how sea level rise, extreme weather events, or other CLIMATE CHANGE impacts are, or may, impact offshore oil and gas extraction, facilities, design, operations, or future exploration sites.

16. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO the research of Roger Revelle.

17. Each DOCUMENT and COMMUNICATION that REFERS, RELATES, REGARDS, OR PERTAINS TO the research of API's James Nelson.

Dated: February 17, 2017

/s/ Philip L. Gregory  
PHILIP L. GREGORY (*pro hac vice*)  
**COTCHETT, PITRE & McCARTHY, LLP**

*Attorneys for Plaintiffs*

**PROOF OF SERVICE**

I am employed in San Mateo County where service of the document(s) referred to below occurred. I am over the age of 18 and not a party to the within action. My business address is Cotchett, Pitre & McCarthy, LLP, San Francisco Airport Center, 840 Malcolm Road, Suite 200, Burlingame CA 94010. I am readily familiar with the firm's practices for the service of documents. On this date, I served or caused to be served a true copy of the following:

**PLAINTIFFS' REQUEST FOR PRODUCTION OF DOCUMENTS TO  
INTERVENOR-DEFENDANT AMERICAN PETROLEUM INSTITUTE**

**XXX BY E-MAIL:** My e-mail address is [jjiang@cpmlegal.com](mailto:jjiang@cpmlegal.com). I am readily familiar with this firm's practice for causing documents to be served by e-mail. Following that practice, I caused the aforementioned document(s) to be emailed to the addressee(s) specified below.

**XXX BY MAIL:** I placed a true copy of the aforementioned document(s) in a sealed envelope with postage fully paid. I am familiar with this firm's practice of collection and processing of mail for delivery by the United States Postal Service on the next day in the ordinary course of business.

**[SEE ATTACHED SERVICE LIST]**

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed at Burlingame, California, on February 17, 2017.

  
\_\_\_\_\_  
JOANNA JIANG

**SERVICE LIST**

<p>Sean C. Duffy <a href="mailto:sean.c.duffy@usdoj.gov">sean.c.duffy@usdoj.gov</a> Peter Dykema <a href="mailto:peter.dykema@usdoj.gov">peter.dykema@usdoj.gov</a> Sarah Himmelhoch <a href="mailto:sarah.himmelhoch@usdoj.gov">sarah.himmelhoch@usdoj.gov</a> Guillermo Montero <a href="mailto:guillermo.montero@usdoj.gov">guillermo.montero@usdoj.gov</a> <b>U.S. Department of Justice</b> Environment &amp; Natural Resources Division Natural Resources Section 601 D Street NW Washington, DC 20004</p>	<p>Julia Olson <a href="mailto:juliaaolson@gmail.com">juliaaolson@gmail.com</a> <b>Wild Earth Advocates</b> 1216 Lincoln Street Eugene, OR 97401</p>
<p>Roger R. Martella, Jr. <a href="mailto:rmartella@sidley.com">rmartella@sidley.com</a> Frank R. Volpe <a href="mailto:fvolpe@sidley.com">fvolpe@sidley.com</a> Benjamin E. Tannen <a href="mailto:btannen@sidley.com">btannen@sidley.com</a> <b>Sidley Austin LLP</b> 1501 K Street, NW Washington, DC 20005</p>	<p>Daniel M. Galpern <a href="mailto:dan.galpern@gmail.com">dan.galpern@gmail.com</a> <b>Law Offices of Daniel M. Galpern</b> 2495 Hilyard Street, Suite A Eugene, OR 97405</p>
<p>C. Marie Eckert <a href="mailto:marie.eckert@millernash.com">marie.eckert@millernash.com</a> Suzanne C. Lacampagne <a href="mailto:suzanne.lacampagne@millernash.com">suzanne.lacampagne@millernash.com</a> <b>Miller Nash Graham &amp; Dunn LLP</b> 3400 U.S. Bancorp Tower 111 S.W. Fifth Avenue Portland, OR 97204</p>	