

No. _____

IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

SIERRA CLUB; PUBLIC CITIZEN;)
ENVIRONMENTAL LAW FOUNDATION;)
INTERNATIONAL BROTHERHOOD OF)
TEAMSTERS; and BROTHERHOOD OF)
TEAMSTERS, AUTO AND TRUCK DRIVERS,)
LOCAL 70,)

Petitioners,)

vs.)

UNITED STATES DEPARTMENT OF)
TRANSPORTATION; FEDERAL MOTOR)
CARRIER SAFETY ADMINISTRATION; MARY)
E. PETERS, Secretary of the U.S. Department of)
Transportation; JOHN H. HILL, Administrator of the)
Federal Motor Carrier Safety Administration; and)
THE UNITED STATES,)

Respondents.)

PETITION FOR REVIEW

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Petitioners Sierra Club; Public Citizen; Environmental Law Foundation; International Brotherhood of Teamsters; and Brotherhood of Teamsters, Auto and Truck Drivers, Local 70, pursuant to Federal Rule of Appellate Procedure 15(a), 28 U.S.C. §§2342, 2344, and 28 U.S.C. §1651, hereby petition this Court for review of the notice of intent by the Federal Motor Carrier Safety Administration (“FMCSA”) to proceed with a pilot program that would authorize up to 100 trucking companies based in Mexico to perform long-haul operations within the United States, beyond the current commercial zone at the border, as set forth in FMCSA’s August 17, 2007 Federal Register Notice. 72 Fed. Reg. 46263 (Aug. 17, 2007).

Respondents Department of Transportation (“DOT”), FMCSA, the Secretary of DOT, and the Administrator of FMCSA intend to implement a pilot program granting operating authority to Mexico-domiciled motor carriers in violation of applicable statutes, including Section 6901 of the U.S. Troop Readiness, Veterans’ Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007 (Public Law 110-28); 49 U.S.C. §31315(c); Section 350 of Public Law 107-87, the 2002 DOT Appropriations Act; and 49 U.S.C. §30112.

Venue is proper in this Court pursuant to 28 U.S.C. §2343 because some petitioners reside or have their principal offices in this Circuit.

Dated: August 29, 2007

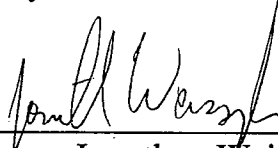
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