SOUTHERN ENVIRONMENTAL LAW CENTER

Ten 10th Street NW, Suite 1050
Atlanta, GA 30309

Telephone 404-521-9900
Facsimile 404-521-9909

October 2, 2026

**VIA ELECTRONIC DELIVERY**

Ms. Sallie Tanner
Executive Secretary
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, Georgia 30334

**Re: Petitioners' Motion Challenging VoltaGrid's Trade Secret Designations and for Access to Trade Secret Information; Docket No. 57243**

Dear Ms. Tanner:

Please find enclosed an electronic version of the following Petitioners' to be filed in Docket No. 57243.

Respectfully submitted,

____/s/ Jennifer Whitfield_____
Jennifer Whitfield
Senior Attorney
Southern Environmental Law Center
10 10th Street, Suite 1050
Atlanta, Georgia 30309
404-521-9900
jwhitfield@selc.org

*Counsel for Petitioners*

**BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION**
**STATE OF GEORGIA**

| | |
|---|---|
| Sustainable Newton,<br>Sara and Randall ("Randy") Vinson, and<br>Theodosia and William ("Billy") Wade,<br>Petitioners,<br>v.<br>VoltaGrid, LLC,<br>Respondent,<br>and<br>Georgia Power Company and Georgia EMC,<br>Intervenors. | Docket No. 57243 |

**MOTION CHALLENGING VOLTAGRID'S TRADE SECRET DESIGNATIONS AND FOR ACCESS TO TRADE SECRET INFORMATION**

Pursuant to Commission Rule 515-3-1-.11(7), Petitioners move this commission for access to information withheld by VoltaGrid as "trade secret." Petitioners challenge whether any of the information VoltaGrid has redacted in this docket is appropriately designated "trade secret." To the extent such information is determined to be a legitimate trade secret, Petitioners ask for access under a protective agreement pursuant to Rule 515-3-1-.11(3).

VoltaGrid is concealing from Petitioners information relevant to the core issues in this case and necessary for undersigned counsel to effectively prepare their case for the hearing. Among the redacted documents for which VoltaGrid has denied Petitioners access are "binding agreements between VoltaGrid and ServerFarm related to operations in Georgia."[1] VoltaGrid has

[1] *E.g.* VoltaGrid's response to PIA-1-1 (fully redacted except for a single lease agreement). *See also* PIA-1-3; PIA-1-4; PIA-1-6; PIA-1-9; PIA-1-20; PIA-1-23 (all cross-referencing VoltaGrid's response to PIA-1-1).

unreasonably refused Petitioners access to this information while urging the Hearing Officer to dispose of the case based, in part, on the relationships it describes in those documents.[2]

Under Commission Rules, VoltaGrid is entitled to a hearing on this motion, at which it bears the burden of proof to both establish that each redacted piece of information is a trade secret and that the public benefit of providing Petitioners' access to such information under a protective agreement is outweighed by the risk of economic harm to VoltaGrid. Petitioners suggest that VoltaGrid provide any supplemental affidavits to support its trade secret assertions no later than October 9, with a hearing to follow early the week of October 12. To the extent that the deadlines for resolution of this motion are extended beyond this time, Petitioners seek the right to supplement or amend their response to VoltaGrid's motion to dismiss (and any other impacted filings) based on any information currently withheld as trade secret.

Petitioners' Repeated Attempts to Reach Agreement for Information Access

Petitioners sought access to trade secret information—and expressed a willingness to enter into a non-disclosure agreement—for over two and a half weeks, before VoltaGrid disclosed it had no intention of signing a non-disclosure agreement.

On September 15, 2026, VoltaGrid filed responses to Staff's Data Requests PIA-1 in this docket. Those responses contained numerous documents VoltaGrid redacted on the basis of trade secrecy. The day prior, undersigned counsel first requested access to any purported trade secrets and offered to sign a non-disclosure agreement restricting public disclosure of any such information.[3] Two days later, the request was renewed. Two days later, the request was renewed again, and counsel for Petitioners offered to provide a draft agreement. The following day, counsel

[2] *See* Motion for Expedited Ruling at 2 ("Those defenses are fully briefed and supporting facts are contained in Mr. Atchley's affidavit."); Atchley Aff. ⁋⁋ 6-7 and 9-10 (repeatedly characterizing a "power services contract," presumably in the redacted and withheld response to PIA-1-1).
[3] *See* attached Ex. 1.

for VoltaGrid responded and asked for a draft agreement. Two days later, the morning of Monday September 24, counsel for Petitioners sent a draft agreement. Three days after that, Petitioners again asked for a response and were told VoltaGrid "will have something back to you shortly." Three days later, on Sunday afternoon, counsel for VoltaGrid requested that the information "be protected by a Protective Order from the Commission" and offered to send a draft promptly.[4] Counsel spoke on the phone the following morning, during which time VoltaGrid's counsel suggested a protective order would be offered by the end of the day. That evening, counsel were informed that a draft protective order was awaiting confirmation from VoltaGrid.[5] On October 1, VoltaGrid refused to consent to the entry of any non-disclosure agreement or protective order.[6]

VoltaGrid Has Failed to Establish that Any Information Submitted is "Trade Secret"

To even merit a protective order, upon this challenge to the "trade secret" designation of information by VoltaGrid, VoltaGrid has the burden of proof to show that the information is a trade secret.[7] At the time it filed the redacted documents sought here, VoltaGrid filed a Statement of Confidentiality[8] which makes only conclusory statements that there is trade secret information in the documents filed. But Commission Rules require more. Specifically, Commission Rules require VoltaGrid to have provided "the legal and factual basis for its assertion . . . including, *for each item* claimed to be a trade secret: *Why* the information derives economic value from not being generally known to others; [and] *How* others can obtain economic value from its disclosure" among other

[4] *Id.*
[5] *See* attached Ex. 2.
[6] *See* attached Ex. 3.
[7] Ga. Comp. R. & Regs. 515-3-1-.11(7).
[8] VoltaGrid filed a "Statement of Confidentiality" which it said was filed "pursuant to … Rule 515-3-1[-].11." Rule 515-3-1-.11 applies when "any party or utility subject to the jurisdiction of the Commission is required to file … information which that party or utility considers to be trade secret." Ga. Comp. R. & Regs. 515-3-1-.11. The Statement had an attached affidavit from counsel. Petitioners' October 1 letter in this proceeding erroneously said there was no affidavit. Petitioners' letter should have read "VoltaGrid refuses to provide Petitioners access to substantial documents … despite failing to provide an adequate affidavit or basis for those claims."

requirements.[9] VoltaGrid failed to properly assert trade secret status over the information here. Unless VoltaGrid affirmatively establishes an actual need for protection of the information it filed in this docket, Petitioners ask for disclosure of the redacted documents.

There is No Potential Harm from Protected Disclosure to Petitioners

To the extent that any of the information VoltaGrid filed is actually trade secret, Petitioners ask for access under a protective agreement. For this request, VoltaGrid has the burden to establish that "the potential for economic harm to them outweighs the public benefit derived from allowing the party or intervenor access to such information."[10] VoltaGrid has described no potential for economic harm that could arise from granting Sustainable Newton and four individuals' counsel access to records under a non-disclosure agreement. Petitioners are not competitors of VoltaGrid. Petitioners are not seeking to disclose trade secret information publicly. There is no potential for economic harm.

That the potential for economic harm is not a serious concern in this context is buttressed by statements describing VoltaGrid's basis for nondisclosure. Counsel for VoltaGrid says its position is based on two points:

(1) That Petitioners have not established standing to pursue the docket, and their authority to pursue this claim must be established.

(2) There are "dual actions simultaneously pending between the PSC and EPD."[11]

Neither of these bases is relevant here. First, Commission Rule 515-3-1-.11(3) says that "*Any person who is a party or intervenor in a docket* … and desires access to protected information … may petition the Commission for such access." Petitioners are indisputably a party in this docket.[12]

[9] Ga. Comp. R. & Regs. 515-3-1-.11(1)(c) (emphasis added).
[10] Ga. Comp. R. & Regs. 515-3-1-.11(3).
[11] *See* Exhibit 3.
[12] Notice of Hearing and Scheduling Order at 2 (Aug. 24, 2026).

Second, it is unclear how the existence of an EPD permit has any impact on whether there is a potential for economic harm. Petitioners seek access to information under a protective agreement limiting use of such information "to matters relating to the docket" and requiring the information "shall not be disclosed to any other person at any time [unless ordered by the PSC or a court or authorized by VoltaGrid itself]."[13] VoltaGrid has absolutely no basis to assert that Petitioners would violate such terms and the Commission should disregard any argument otherwise.

The Public Benefit

The public benefit derived from allowing Petitioners protected access to this information outweighs any risk of economic harm. Georgia's General Assembly has instructed that "interested parties" may file petitions to enforce the Territorial Act.[14] The adversarial process is the best means of finding the truth for such enforcement. Here, VoltaGrid is relying on information to defend a Petition that this Commission has ordered should proceed to a hearing,[15] while simultaneously claiming that Petitioners should not be able to read—and test—the information relied upon. Vindication of Petitioners' rights, and due process, hinge on Petitioners' ability to prosecute their Petition, including by developing a full factual record to aid the finder of fact in reaching the truth. Petitioners ask for access to any trade secret information VoltaGrid has filed in this docket.

Respectfully filed this 2nd day of October 2026,

___*/s/ Jennifer Whitfield* _____
Jennifer Whitfield
Georgia Bar No. 984465
Bob Sherrier

[13] Ga. Comp. R. & Regs. 515-3-1-.11(3)(a).
[14] O.C.G.A. § 46-3-13.
[15] *See* PSC Order, Assignment to Hearing Officer, Docket No. 57243 (Aug. 24, 2026).

Georgia Bar No. 979890
Southern Environmental Law Center
10 10th Street, Suite 1050
Atlanta, Georgia 30309
404-521-9900
jwhitfield@selc.org
bsherrier@selc.org

*Counsel for Petitioners*

**BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION**
**STATE OF GEORGIA**

| | |
|---|---|
| Sustainable Newton,<br><br>Sara and Randall ("Randy") Vinson, and<br><br>Theodosia and William ("Billy") Wade,<br><br>Petitioners,<br>v.<br><br>VoltaGrid, LLC,<br><br>Respondent,<br>and<br><br>Georgia Power Company and Georgia EMC,<br><br>Intervenors. | Docket No. 57243 |

October 2, 2026

**MOTION CHALLENGING VOLTAGRID'S TRADE SECRET DESIGNATIONS AND FOR ACCESS TO TRADE SECRET INFORMATION**

# Exhibit 1

## Bob Sherrier

**From:** Jennifer Whitfield
**Sent:** Monday, September 28, 2026 8:55 PM
**To:** Newton Galloway; Bob Sherrier
**Subject:** Re: VoltaGrid - Trade Secrets?

That works. Thanks Newton.

Get Outlook for iOS

---

**From:** Newton Galloway <ngalloway@gallyn-law.com>
**Sent:** Monday, 28 September 2026 20:41:34
**To:** Jennifer Whitfield <jwhitfield@selc.org>; Bob Sherrier <bsherrier@selc.org>
**Subject:** RE: VoltaGrid - Trade Secrets?

Jennifer:

I was tied up today. I will send a call invite for tomorrow morning @ 10:00, based on your availability in the email below.

Thanks

NMG

Newton M. Galloway
Galloway & Lyndall, LLP
The Lewis-Mills House
406 North Hill Street
Griffin, Georgia 30223
(770) 233-6230
(770) 233-6231 (facsimile)
ngalloway@gallyn-law.com

---

**From:** Jennifer Whitfield <jwhitfield@selc.org>
**Sent:** Monday, September 28, 2026 11:59 AM
**To:** Newton Galloway <ngalloway@gallyn-law.com>; Bob Sherrier <bsherrier@selc.org>
**Subject:** RE: VoltaGrid - Trade Secrets?

Newton,

**We are scheduled to identify proposed stipulations and witnesses this Thursday.** Do you have time to meet today to have a brief call about a process for developing stipulations? I'm available at 3 pm or after 445. I could also meet tomorrow morning, before 11.

As for a trade secret agreement, it's been over two weeks since we've requested an agreement. Due to the fast-approaching dates, we'll plan to petition the Commission for access to the trade secret

information this week if we cannot secure access through agreement earlier. But it sounds like you're close to developing an agreement, so hopefully that will not be necessary.

Best,
Jennifer

---

**From:** Newton Galloway <ngalloway@gallyn-law.com>
**Sent:** Sunday, September 27, 2026 1:41 PM
**To:** Bob Sherrier <bsherrier@selc.org>; Jennifer Whitfield <jwhitfield@selc.org>
**Cc:** Alyssa Krantz <AKrantz@selc.org>
**Subject:** RE: VoltaGrid - Trade Secrets?

Jennifer/Bob:

I reviewed the T/S disclosure with VoltaGrid. Because issues are pending before two separate administrative agencies and the distinction of the jurisdiction as to issued to be raised in each, we request that VoltaGrid's T/S data be protected by a Protective Order from the Commission which preserves the Commission's jurisdiction over enforcement – essentially an NDA with more enforcement authority by the Commission. The Protective Order can be entered by consent. We have used this format previously. We will do a draft and forward to you promptly.

Thanks

NMG

Newton M. Galloway
Galloway & Lyndall, LLP
The Lewis-Mills House
406 North Hill Street
Griffin, Georgia 30223
(770) 233-6230
(770) 233-6231 (facsimile)
ngalloway@gallyn-law.com

---

**From:** Newton Galloway
**Sent:** Thursday, September 24, 2026 9:56 AM
**To:** 'Bob Sherrier' <bsherrier@selc.org>; Jennifer Whitfield <jwhitfield@selc.org>
**Cc:** Alyssa Krantz <AKrantz@selc.org>
**Subject:** RE: VoltaGrid - Trade Secrets?

Bob/Jennifer:

I will have something back to you shortly. I am having to catch up today due to a jury trial in DeKalb that ended yesterday.

Thanks

NMG

Newton M. Galloway
Galloway & Lyndall, LLP
The Lewis-Mills House
406 North Hill Street
Griffin, Georgia 30223
(770) 233-6230
(770) 233-6231 (facsimile)
ngalloway@gallyn-law.com

---

**From:** Bob Sherrier <bsherrier@selc.org>
**Sent:** Thursday, September 24, 2026 8:12 AM
**To:** Newton Galloway <ngalloway@gallyn-law.com>; Jennifer Whitfield <jwhitfield@selc.org>
**Cc:** Alyssa Krantz <AKrantz@selc.org>
**Subject:** Re: VoltaGrid - Trade Secrets?

Hey Newton,
Checking in on the status of our request for TS access.
Bob

---

**From:** Bob Sherrier <bsherrier@selc.org>
**Sent:** Monday, 21 September 2026 09:57:44
**To:** Newton Galloway <ngalloway@gallyn-law.com>; Jennifer Whitfield <jwhitfield@selc.org>
**Cc:** Alyssa Krantz <AKrantz@selc.org>
**Subject:** RE: VoltaGrid - Trade Secrets?

Hey Newton,
Please see the attached confidentiality agreement.
Thanks,
Bob

---

**From:** Newton Galloway <ngalloway@gallyn-law.com>
**Sent:** Saturday, September 19, 2026 12:09 PM
**To:** Jennifer Whitfield <jwhitfield@selc.org>
**Cc:** Bob Sherrier <bsherrier@selc.org>; Alyssa Krantz <AKrantz@selc.org>
**Subject:** RE: VoltaGrid - Trade Secrets?

Jennifer/Bob:

We will explain the procedures under the T/S rule to VoltaGrid soon. I think it would be helpful If you can provide the draft NDA that you use.

I hope you have a good trip to Iceland.

Thanks

NMG

Newton M. Galloway
Galloway & Lyndall, LLP
The Lewis-Mills House
406 North Hill Street
Griffin, Georgia 30223
(770) 233-6230
(770) 233-6231 (facsimile)
ngalloway@gallyn-law.com

---

**From:** Jennifer Whitfield <jwhitfield@selc.org>
**Sent:** Friday, September 18, 2026 8:29 PM
**To:** Newton Galloway <ngalloway@gallyn-law.com>
**Cc:** Bob Sherrier <bsherrier@selc.org>; Alyssa Krantz <AKrantz@selc.org>
**Subject:** RE: VoltaGrid - Trade Secrets?

Newton,

I'm renewing the request for access to the trade secret version of VoltaGrid's documents. We can provide a draft NDA if that's helpful.

I'm out of the office next week, but Bob can get it signed if you send a draft – or we can get a draft to you if you'd prefer.

Thanks,
Jennifer

---

**From:** Jennifer Whitfield
**Sent:** Wednesday, September 16, 2026 1:50 PM
**To:** 'Galloway, Newton' <ngalloway@gallyn-law.com>
**Cc:** Bob Sherrier <bsherrier@selc.org>
**Subject:** RE: VoltaGrid - Trade Secrets?

Newton,

Could you please provide the trade secret documents? We would be glad to sign an NDA restricting public disclosure.

Best,
Jennifer

---

**From:** Jennifer Whitfield
**Sent:** Monday, September 14, 2026 11:50 AM
**To:** 'Galloway, Newton' <ngalloway@gallyn-law.com>

**Cc:** Bob Sherrier <bsherrier@selc.org>
**Subject:** VoltaGrid - Trade Secrets?

Newton,

If you plan to produce information that you've deemed trade secret, I wanted to touch base about the process you'd like to use to provide us with access. Is there a particular TS agreement you'd like to use?

Much appreciated,
Jennifer

**Jennifer Whitfield**
Senior Attorney

Southern Environmental Law Center
10 10th St NW, Suite 1050
Atlanta, GA 30312

Office (404) 521-9900
Direct (678) 277-4821
Fax (404) 521-9909

southernenvironment.org
Facebook | Twitter | Instagram

*This electronic message and any attached files are confidential and are intended solely for the use of the addressee(s) named above. This communication may contain material protected by attorney-client, work product or other privileges.*

**BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION**
**STATE OF GEORGIA**

| | |
|---|---|
| Sustainable Newton,<br><br>Sara and Randall ("Randy") Vinson, and<br><br>Theodosia and William ("Billy") Wade,<br><br>Petitioners,<br>v.<br><br>VoltaGrid, LLC,<br><br>Respondent,<br>and<br><br>Georgia Power Company and Georgia EMC,<br><br>Intervenors. | Docket No. 57243 |

October 2, 2026

**MOTION CHALLENGING VOLTAGRID'S TRADE SECRET DESIGNATIONS AND FOR ACCESS TO TRADE SECRET INFORMATION**

# Exhibit 2

## Bob Sherrier

**From:** Newton Galloway <ngalloway@gallyn-law.com>
**Sent:** Wednesday, September 30, 2026 6:49 PM
**To:** Jennifer Whitfield
**Cc:** Bob Sherrier
**Subject:** RE: Proposed stipulations

Jennifer:

Thank you for the proposed Stipulations. I will forward these for review.

Obviously, you do not have a proposed Protective Agreement in hand. And, I apologize for my delay today. Issues arose today regarding the Protective Agreement that are not yet resolved. I will contact you as soon as possible.

Thanks

NMG

Newton M. Galloway
Galloway & Lyndall, LLP
The Lewis-Mills House
406 North Hill Street
Griffin, Georgia 30223
(770) 233-6230
(770) 233-6231 (facsimile)
ngalloway@gallyn-law.com

---

**From:** Jennifer Whitfield <jwhitfield@selc.org>
**Sent:** Tuesday, September 29, 2026 8:34 PM
**To:** Newton Galloway <ngalloway@gallyn-law.com>
**Cc:** Bob Sherrier <bsherrier@selc.org>
**Subject:** Proposed stipulations

Newton,

It was nice to connect this morning.

As promised, here's a start to a list of proposed stipulations to help streamline things before the Commission. Once we have an opportunity to review trade secret material, there may be additional stipulations that we would offer, too. (I would not recommend we include the parentheticals as part of the filed stipulations, but I have included them for your review to assist you in finding the sources we're using.)

In the meantime, I look forward to getting a copy of a trade secret agreement today.

Best,
Jennifer

**Jennifer Whitfield**
Senior Attorney

Southern Environmental Law Center
10 10th St NW, Suite 1050
Atlanta, GA 30312

Office (404) 521-9900
Direct (678) 277-4821
Fax (404) 521-9909

southernenvironment.org
Facebook | Twitter | Instagram

*This electronic message and any attached files are confidential and are intended solely for the use of the addressee(s) named above. This communication may contain material protected by attorney-client, work product or other privileges.*

**BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION**
**STATE OF GEORGIA**

| | |
|---|---|
| Sustainable Newton,<br><br>Sara and Randall ("Randy") Vinson, and<br><br>Theodosia and William ("Billy") Wade,<br><br>Petitioners,<br>v.<br><br>VoltaGrid, LLC,<br><br>Respondent,<br>and<br><br>Georgia Power Company and Georgia EMC,<br><br>Intervenors. | Docket No. 57243 |

October 2, 2026

**MOTION CHALLENGING VOLTAGRID'S TRADE SECRET DESIGNATIONS AND FOR ACCESS TO TRADE SECRET INFORMATION**

# Exhibit 3

## Bob Sherrier

**From:** Newton Galloway <ngalloway@gallyn-law.com>
**Sent:** Thursday, October 1, 2026 2:42 PM
**To:** Bob Sherrier; Jennifer Whitfield
**Cc:** Terri Lyndall; Penland David; John Allen
**Subject:** VoltaGrid

Jennifer, Bob:

Thank you for your time to discuss the Protective Order. Therein, I reported that VoltaGrid is unable to consent to the entry of a Non-Disclosure Agreement/Protective Order to allow Sustainable Newton and individual Petitioners to have access through counsel to its trade secret documents that are filed with the Commission. This position is based on the following:

a. The Petitioners here have not established standing to pursue the docket, and their authority to pursue this claim must be established; and
b. The dual actions simultaneously pending between the PSC and EPD.

After review, Lyndall and I are concerned that allowing disclosure of trade secret data to 3d parties whose standing is being challenged will incent further petitions by persons without standing to pursue access to trade secret data without a legitimate basis.

I forgot to mention the stipulations on our call. John Allen who is copied on this email is working with us on this case. We will enter an appearance for him later, and he will be in touch w/you on stipulations.

If you have any questions, please let me know.

Thanks

NMG

Newton M. Galloway
Galloway & Lyndall, LLP
The Lewis-Mills House
406 North Hill Street
Griffin, Georgia 30223
(770) 233-6230
(770) 233-6231 (facsimile)
ngalloway@gallyn-law.com

## CERTIFICATE OF SERVICE

I hereby certify that on this day, I have e-filed with the Commission the foregoing Motion Challenging VoltaGrid's Trade Secret Designations and for Access to Trade Secret Information served by email to the following:

Sallie Tanner
Executive Secretary
Georgia Public Service Commission
244 Washington Street, SW
Atlanta, Georgia 30334
stanner@psc.ga.gov

Chris Collado
Hearing Officer
Georgia Public Service Commission
ccollado@psc.ga.gov

Justin Pawluk
Staff Attorney
Georgia Public Service Commission
jpawluk@psc.ga.gov

Tom Bond
Director of Utilities
Rob Trokey
Director, Electric Unit
Georgia Public Service Commission
tbond@psc.ga.gov
rtrokey@psc.ga.gov

Newton Galloway
Galloway & Lyndall, LLP
The Lewis-Mills House
406 North Hill Street
Griffin, Georgia 30223
ngalloway@gallyn-law.com
*Counsel for VoltaGrid LLC*

David E. Penland
One Griffin Center
100 S. Hill Street, Suite 600
Griffin, Georgia 30223
dpenland@beckowen.com
*Counsel for VoltaGrid, LLC*

Steven J. Hewitson
Brandon F. Marzo
Michael G. Foo
Troutman Pepper Locke LLP
Bank of America Plaza
600 Peachtree Street, NE, Suite 3000
Atlanta, Georgia 30308
steven.hewitson@troutman.com
brandon.marzo@troutman.com
michael.foo@troutman.com
*Counsel for Georgia Power Company*

James A. Orr
Lee A. Peifer
Bejamin E. Reed
Eversheds Sutherland, LLP
600 Peachtree Street NE, Suite 5200
Atlanta, Georgia 30308
jamesorr@eversheds-sutherland.com
leepeifer@eversheds-sutherland.com
benreed@eversheds-sutherland.com
*Counsel for Georgia EMC*

This 2nd day of October, 2026.

____/s/Jennifer Whitfield_____
Jennifer Whitfield
Georgia Bar No. 984465
Bob Sherrier
Georgia Bar No. 979890
Southern Environmental Law Center
*Counsel for Petitioners*