



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OCT - 7 2021

THE ADMINISTRATOR

Mr. Alexander von Bismarck
Executive Director
Environmental Investigation Agency
P.O. Box 53343
Washington, D.C. 20009

Dear Mr. von Bismarck:

I would like to thank you for the petition submitted to the U.S. Environmental Protection Agency jointly by the Environmental Investigation Agency, Natural Resources Defense Council, Shecco America Inc., and Green America, on April 13, 2021. The petition was filed pursuant to subsection (i) of the American Innovation and Manufacturing Act of 2020. The AIM Act provides for three main types of programs with respect to the hydrofluorocarbons that are designated as regulated substances under the act, including phasing down their production and consumption under subsection (e) of the act, regulating their management under subsection (h) of the act and facilitating the transition to next-generation technologies through sector-based restrictions on their use under subsection (i) of the act. Subsection (i) further permits the public to petition the EPA to promulgate a rule establishing such restrictions on use and provides statutory timeframes for addressing such petitions. Your petition requests that the EPA restrict the use of hydrochlorofluorocarbons in a number of stationary air conditioning and refrigeration applications, when exceeding certain global warming potentials¹ consistent with a proposed hydrochlorofluorocarbon regulation recently approved by the California Air Resources Board.

Upon consideration of the relevant factors specified under subsection (i) of the AIM Act for making a determination to grant or deny a petition, the EPA hereby grants your petition. More information related to the EPA's consideration of these factors and the rationale for the decision to grant your petition is available at www.regulations.gov under Docket ID EPA-HQ-OAR-2021-0643.

The EPA intends to move swiftly to develop a proposal and will continue to engage with stakeholders as we proceed. However, please note that a petition grant does not mean that the agency will propose or finalize requirements identical to those in your petition.

¹ The AIM Act uses Exchange Values that are numerically equivalent to the 100-year GWP of the chemical as given in the Errata to Table 2.14 of the Intergovernmental Panel on Climate Change's 2007 Fourth Assessment Report.

We look forward to working with you and all stakeholders in the next steps of this process. Should you have any questions, please contact Cindy Newberg in the Office of Atmospheric Programs at newberg.cindy@epa.gov.

Sincerely yours,

A handwritten signature in black ink that reads "Michael S. Regan". The signature is written in a cursive, flowing style.

Michael S. Regan

cc: Christina Starr
Avipsa Mahapatra