

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

ADVOCATES FOR HIGHWAY AND
AUTO SAFETY, et al.,

Petitioners,

v.

FEDERAL MOTOR CARRIER
SAFETY ADMINISTRATION, et al.,

Respondents.

No. 20-1370

PETITIONERS' STATEMENT OF ISSUES TO BE RAISED

Petitioners expect to raise the following issues in this litigation:

1. Whether the final rule titled "Hours of Service of Drivers," published in the Federal Register by Respondent Federal Motor Carrier Safety Administration (FMCSA) on June 1, 2020, at 85 Fed. Reg. 33396, is arbitrary, capricious, or otherwise contrary to law.

2. Whether the FMCSA Deputy Administrator had authority to issue the final rule.

Respectfully submitted,

/s/ Adina H. Rosenbaum

Adina H. Rosenbaum

Scott L. Nelson

Public Citizen Litigation Group

1600 20th St. NW

Washington, DC 20009

(202) 588-1000

Counsel for Petitioners

October 23, 2020

CERTIFICATE OF SERVICE

I hereby certify that on October 23, 2020, I caused the foregoing to be filed through the Court's ECF system, which will serve notice of the filing on counsel for all parties.

/s/ Adina H. Rosenbaum
Adina H. Rosenbaum