

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

CENTER FOR BIOLOGICAL DIVERSITY)
and CENTER FOR FOOD SAFETY,) Case No. _____
)
Petitioners,)
)
v.) **PETITION FOR REVIEW**
)
UNITED STATES ENVIRONMENTAL)
PROTECTION AGENCY and LEE)
ZELDIN, in his official capacity as)
Administrator,)
)
Respondents.)
)

PETITION FOR REVIEW

Pursuant to section 16(b) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), 7 U.S.C. § 136n(b), and Rule 15(a) of the Federal Rules of Appellate Procedure, Petitioners Center for Biological Diversity and Center for Food Safety petition this Court to review and set aside the final order of the United States Environmental Protection Agency (EPA) approving the registration of isocycloseram as a new active ingredient as well as the attendant registrations of one technical and nine end-use products containing isocycloseram. *See* Exhibit A (final registration decision); Exhibits B–K (ten product labels).

EPA's challenged order is memorialized in a document signed on November 18, 2025, titled "Memorandum Supporting Final Decision to Approve Registration for the New Active Ingredient of Isocycloseram." *See* Exhibit A. This order was entered into EPA docket EPA-HQ-OPP-2021-0641, after public notice and comment.

Petitioners respectfully petition this Court to set aside EPA's registration of isocycloseram in whole because it violates FIFRA, *see 7* U.S.C. §§ 136 *et seq.*, and the Endangered Species Act, *see 16* U.S.C. §§ 1531 *et seq.* Petitioners further request that this Court grant any other relief as may be necessary and appropriate.

Respectfully submitted this 15th day of January, 2026.

s/Stephanie M. Parent
Stephanie M. Parent
CENTER FOR BIOLOGICAL
DIVERSITY
P.O. Box 11374
Portland, OR 97221
T: (971) 717-6404
sparent@biologicaldiversity.org

Benjamin Rankin
CENTER FOR BIOLOGICAL
DIVERSITY
1411 K St. NW, Ste. 1300
Washington, D.C. 20005
T: (202) 849-8402
brankin@biologicaldiversity.org

s/Sharmeen Morrison
Sharmeen Morrison
Gregory C. Loarie
EARTHJUSTICE
180 Steuart St. #194330
San Francisco, CA 94111
T: (415) 217-2000
smorrison@earthjustice.org
gloarie@earthjustice.org

George A. Kimbrell
CENTER FOR FOOD SAFETY
2009 NE Alberta St., Suite 207
Portland, OR 97211
T: (971) 271-7372
gkimbrell@centerforfoodsafety.org

Attorneys for Petitioners

CORPORATE DISCLOSURE STATEMENT

Pursuant to Federal Rule of Appellate Procedure 26.1, petitioners Center for Biological Diversity and Center for Food Safety certify that they have no parent corporation and that no publicly held corporation owns more than 10 percent of the petitioners.

Respectfully submitted this 15th day of January, 2026.

Stephanie M. Parent
Center for Biological Diversity
P.O. Box 11374
Portland, OR 97221
T: (971) 717-6404
sparent@biologicaldiversity.org

George A. Kimbrell
Center for Food Safety
2009 NE Alberta St., Suite 207
Portland, OR 97211
T: (971) 271-7372
gkimbrell@centerforfoodsafety.org

CERTIFICATE OF SERVICE

I hereby certify that on January 15, 2026, I electronically filed the foregoing Petition for Review, Exhibits A through K, Corporate Disclosure Statement, and this Certificate of Service with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the CM/ECF system. I caused to be served one true and correct copy of the foregoing via certified mail on the following persons:

Lee Zeldin, Administrator
Office of the Administrator
Mail Code 1101A
U.S. Environmental Protection
Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Pamela Bondi
U.S. Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530

Craig H. Missakian
U.S. Attorney for the Northern
District of California
c/o Civil Process Clerk
450 Golden Gate Avenue
San Francisco, CA 94102

Correspondence Control Unit
Office of General Counsel
Mail Code 2311
U.S. Environmental Protection
Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Adam R.F. Gustafson
Principal Deputy Assistant Attorney
General
Environment and Natural
Resources Division
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530

s/Sharmeen Morrison
Sharmeen Morrison