

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

OWNER-OPERATOR INDEPENDENT)
DRIVERS ASSOCIATION, INC. (a.k.a “OOIDA”),)
)
Petitioner,)
)
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 OF AMERICA,)
)
Respondents.)
)
)
)

PETITION FOR REVIEW

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Petitioner, Owner-Operator Independent Drivers Association, Inc.
(a.k.a. OOIDA), pursuant to Federal Rule of Appellant Procedure 15(a) and
28 U.S.C. §§ 2342-2344, hereby petitions this Court for review of a final
determination 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.
FMCSA has not followed its usual practice of issuing a Notice of Final
Determination initiating a pilot program. However, on September 6, 2007,
FMCSA took steps to implement the pilot program by issuing operating
authority to Transportes Olympic of Nuevo Leon, a Mexican motor carrier.
FMCSA's action implementing the pilot program constitutes final agency
action within the meaning of 28 U.S.C. § 2342.

Venue is proper in this Court pursuant to 28 U.S.C. § 2343.

Dated: September 7, 2007

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