

§ 106.115 Required information for an appeal.

(a) *Appeal of a final rule or withdrawal of a notice of proposed rulemaking.* If you appeal PHMSA's issuance of a final rule or PHMSA's withdrawal of a notice of proposed rulemaking, your appeal must include the following:

- (1) The docket number of the rulemaking you are concerned about, clearly set out at the beginning of your appeal.
- (2) A brief statement of your concern about the final rule or the withdrawal of notice of proposed rulemaking at issue.
- (3) An explanation of why compliance with the final rule is not practical, reasonable, or in the public interest.
- (4) If you want PHMSA to consider more facts, the reason why you did not present those facts within the time given during the rulemaking process for public comment.

(b) *Appeal of a decision.* If you appeal PHMSA's decision on a petition for rulemaking, you must include the following:

- (1) The contested aspects of the decision.
- (2) Any new arguments or information.