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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

<p>CITY AND COUNTY OF HONOLULU,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>SUNOCO LP; ALOHA PETROLEUM, LTD.; ALOHA PETROLEUM LLC; EXXON MOBIL CORP.; EXXONMOBIL OIL CORPORATION; ROYAL DUTCH</p>	<p>CASE NO. 20-cv-00163-DKW-RT</p> <p>DEFENDANTS' NOTICE OF APPEAL; REPRESENTATION STATEMENT</p> <p>No Hearing Date Calendared</p> <p>Action Filed: March 9, 2020</p> <p>No Trial Date Set</p>
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<p>SHELL PLC; SHELL OIL COMPANY; SHELL OIL PRODUCTS COMPANY LLC; CHEVRON CORP; CHEVRON USA INC.; BHP GROUP LIMITED; BHP GROUP PLC; BHP HAWAII INC.; BP PLC; BP AMERICA INC.; MARATHON PETROLEUM CORP.; CONOCOPHILLIPS; CONOCOPHILLIPS COMPANY; PHILLIPS 66; PHILLIPS 66 COMPANY; AND DOES 1 through 100, inclusive,</p> <p style="text-align: center;">Defendants.</p>	
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NOTICE OF APPEAL

Notice is hereby given that Defendants Sunoco LP; Aloha Petroleum, LTD.; Aloha Petroleum LLC; Exxon Mobil Corporation; ExxonMobil Oil Corporation; Royal Dutch Shell plc; Shell Oil Company; Shell Oil Products Company LLC; Chevron Corporation; Chevron USA Inc.; BHP Group Limited; BHP Group plc; BHP Hawaii Inc.; BP plc; BP America Inc.; Marathon Petroleum Corporation; ConocoPhillips; ConocoPhillips Company; Phillips 66; Phillips 66 Company; and Does 1 through 100 in the above captioned cases, pursuant to 28 U.S.C. §§ 1291 and 1447(d), hereby appeal to the United States Court of Appeals for the Ninth Circuit

from the Order entered in this action on the 12th day of February, 2021, granting Plaintiff's Motion to Remand. (ECF No. 128).¹

DATED: Honolulu, Hawaii, February ___, 2021.

Respectfully Submitted,

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¹ This Notice of Appeal is submitted subject to and without waiver of any defense, affirmative defense, or objection, including personal jurisdiction, insufficient process, or insufficient service of process.

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REPRESENTATION STATEMENT

Pursuant to Rule 12(b) of the Federal Rules of Appellate Procedure and Circuit Rules 3-2(b) and 12-2, Defendants submit this Representation Statement. The following list identifies all parties to the action, and also identifies their respective counsel by name, firm, address, telephone number, and email, where appropriate.

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<p>CITY AND COUNTY OF HONOLULU,</p> <p>Plaintiff,</p> <p>vs.</p> <p>SUNOCO LP; ALOHA PETROLEUM, LTD.; ALOHA PETROLEUM LLC; EXXON MOBIL CORP.; EXXONMOBIL OIL CORPORATION; ROYAL DUTCH</p>	<p>CASE NO. 20-cv-00163-DKW-RT</p> <p>CERTIFICATE OF SERVICE</p>
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date, a copy of the foregoing document was electronically served on the following parties via CM/ECF at their last known e-mail addresses as follows:

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