

THE GREEN BAG

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But what if EPA decides to study the contamination for an indeterminate period of time without taking any remedial action? Counsel had no response when asked whether the statute precludes review if EPA claims that it will take action, after further study, at some point before the sun becomes a red giant and melts the earth.

Judge Diane P. Wood

Frey v. E.P.A., 403 F.3d 828 (7th Cir. 2005)



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