



Dipping Its Toe in the Groundwater? Supreme Court Eyes Expedited Review for Clean Water Act Case

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EPA, meanwhile, has been actively considering the issue itself, leading at least one petitioner to insist that the Court refrain from hearing the case until after the agency finalizes its decision.⁴ Despite this pleading, the Court's desire to potentially rule on the issue during its current term signals that the time to cross this bridge is nearly upon us.

¹ Court Order, Docket No. 16-268 (Dec. 3, 2018).

² Brief of Update Forever, et al, at 2, *available at* https://www.supremecourt.gov/DocketPDF/18/18-268/67721/20181023112439839_18-268%20Brief%20in%20Opposition.pdf.

³ *Id.* at 1.

⁴ *See id.* at 28 (citing 83 Fed. Reg. 7,126, 7,126 (Feb. 20, 2018)).

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