

Washington, D.C. - Representative Lee Terry (R-NE) today issued the following statement after a conference call with EPA Administrator Stephen L. Johnson who today is announcing EPA will issue a unilateral order against the Union Pacific Company regarding its liability for the clean up of Omaha's Lead Site:

"In my conversation with Administrator Johnson, I urged him to continue having good faith negotiations with all parties, including Union Pacific, even if the unilateral order is being issued against the company," said Terry. "I asked Mr. Johnson to remain flexible in his discussions in an effort to head off litigation that might involve a number of Omaha companies. Litigation could have disastrous results for our community."

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The Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), commonly known as Superfund, provides broad Federal authority for the EPA to take action against parties that are found to be responsible for producing hazardous substances that may endanger public health or the environment. It is this authority that EPA is using in requiring companies in Omaha to pay for the clean up of the Omaha Lead Site.

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