



Styrene Information and Research Center (SIRC)

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05/21/12 — SIRC Motion for Summary Judgment in Legal Challenge to Report on Carcinogens Argues that NTP Misled HHS Secretary

The Washington-based Styrene Information and Research Center (SIRC) on May 18 filed a motion for summary judgment in its challenge to the U.S. Department of Health and Human Services' (HHS) listing of styrene as "reasonably anticipated to be a human carcinogen" in its 12th Report on Carcinogens (RoC).

SIRC is challenging the listing as being unsupported by the science and the result of a seriously flawed process. The suit was filed in the U.S. District Court for District of Columbia on June 10, 2011, the same date that the RoC was published.

In its Memorandum in Support of the May 18 motion, SIRC argues that (1) procedural errors render the "reasonably anticipated" classification as arbitrary and capricious; (2) the National Toxicology Program misled HHS Secretary Kathleen Sebelius during the RoC development process, and (3) the RoC's classification criteria is illegal in that the statutory language authorizing the biennial report does not permit the listing of suspect or possible carcinogens.

All of these arguments are expanded upon and supported with evidence in the Plaintiffs' Memorandum in Support of Its Motion for Summary Judgment, [which is available here](#). The Motion for Summary Judgment itself, which is a pro forma document, as well as the "Memorandum," both are available on the court docket.

SIRC filed its motion for summary judgment and supporting memorandum in line with the summary judgment briefing schedule; per that schedule, HHS' opposition and cross-motion are due June 22. For additional information on styrene, visit www.YouKnowStyrene.org.

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