Committee on Judicial Review
Public Meeting Agenda

October 27, 2021, 3:00–5:00 p.m. ET

Virtual Meeting:
Contact knowacki@acus.gov for remote access information

I. Opening Remarks—Matthew L. Wiener, Acting Chairman, Deputy Chairman & Executive Director

II. Meeting Opening—Kristin E. Hickman, Committee Chair

III. Projects Raised During Discussion of Recommendation 2021-5, Clarifying Statutory Access to Judicial Review of Agency Action

   a. Judicial Review Choice of Court
   
   b. Accrual of Cause of Action
   
   c. Issue Exhaustion Requirements
   
   d. Availability of Review in Enforcement Proceedings

IV. Committee Member Suggestions

V. Closing Remarks—Kristin E. Hickman, Committee Chair

Reference Materials

- [ACUS Recommendation 76-4, Judicial Review Under the Clean Air Act and Federal Water Pollution Control Act](#)
- [ACUS Recommendation 82-7, ¶ 2, Judicial Review of Rules in Enforcement Proceedings](#)
• ACUS Statement #19, *Issue Exhaustion in Pre-Enforcement Judicial Review of Administrative Rulemaking*

• ACUS Recommendation 2021-5, n.7, *Clarifying Statutory Access to Judicial Review of Agency Action*

• *Carr v. Saul, 141 S. Ct. 1352 (2021)*