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2005 Decisions

Opinions of the United  
States Court of Appeals  
for the Third Circuit

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11-10-2005

## Interfaith Comm Orgn v. Honeywell Intl

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UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 04-3702

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INTERFAITH COMMUNITY ORGANIZATION;  
LAWRENCE BAKER; MARTHA WEBB HERRING;  
MARGARET WEBB; REV. WINSTON CLARKE;  
MARGARITA NAVAS

v.

HONEYWELL INTERNATIONAL, INC.  
formerly known as ALLIEDSIGNAL, INC.;  
RONED REALTY OF JERSEY CITY, INC.;  
RONED REALTY OF UNION CITY, INC.;  
W.R. GRACE & COMPANY; ECARG, INC.;  
W.R. GRACE, LTD.

W.R. GRACE & COMPANY; ECARG, INC.;  
W.R. GRACE, LTD.,

*Defendants/Third-Party Plaintiffs*

v.

HELLER-JERSEY CITY, L.L.C.;  
HOME DEPOT, U.S.A.;  
SEAMAN FURNITURE COMPANY, INC.,

*Third-Party Defendants*

HACKENSACK RIVERKEEPER, INC.;  
WILLIAM SHEEHAN

v.

HONEYWELL INTERNATIONAL, INC.  
f/k/a ALLIEDSIGNAL, INC.;  
RONED REALTY OF JERSEY CITY, INC.;

RONED REALTY OF UNION CITY, INC.;  
W.R. GRACE, LTD.

Honeywell International, Inc.,

*Appellant*

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On Appeal from the United States District Court  
for the District of New Jersey  
(D.C. Nos. 95-cv-02097 & 00-cv-01451)  
District Judge: Honorable Dennis M. Cavanaugh

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Argued June 30, 2005

Before: RENDELL, BARRY, and BECKER, *Circuit Judges*.

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ORDER AMENDING OPINION

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The opinion filed on October 19, 2005 is amended as follows:

1. On page 6, in the second paragraph, line 4, after “NJDEP” delete “filed suit against AlliedSignal seeking to force the company to take action.” and insert “pursued an administrative action and entered an Administrative Consent Order (ACO) in 1993. *ICO v. Allied Signal*, 928 F. Supp. 1339, 1343-1344 (D.N.J. 1996).”
2. On page 6, at the end of the second paragraph, delete “the site” and add “a total of eighteen sites listed in the ACO including this site. *Id.* at 1344.”
3. On page 6, in the first full paragraph, line 11, replace “two” with “three”.

BY THE COURT:

/s/ Edward R. Becker

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Circuit Judge

DATED: November 10, 2005