

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

CITIZENS FOR RESPONSIBILITY AND	)	
ETHICS IN WASHINGTON	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Civil Action No. 18-2737 (KBJ)
	)	
U.S. DEPARTMENT OF HOUSING,	)	
AND URBAN DEVELOPMENT,	)	
	)	
Defendant.	)	

**DEFENDANT’S UNOPPOSED MOTION TO STAY PROCEEDINGS  
IN LIGHT OF LAPSE IN APPROPRIATIONS**

A responsive pleading is due on January 9, 2019, as a result, the Defendant hereby moves for a stay of the above-captioned civil action for the following reasons:

1. At the end of the day on December 21, 2018, the appropriations act that had been funding the Department of Justice (Department) expired and appropriations to the Department lapsed. The same is true for several other executive agencies. The Department does not know when funding will be restored by Congress.

2. Absent an appropriation, Department attorneys and employees are prohibited from working, even on a voluntary basis, except in very limited circumstances, including “emergencies involving the safety of human life or the protection of property.”  
31 U.S.C. § 1342.

3. Defendant, through counsel, therefore requests a stay of this civil action until Congress has restored appropriations to the Department.

4. If this motion for a stay is granted, undersigned counsel will notify the Court within two days after Congress has appropriated funds for the Department. Defendant

respectfully requests that all current deadlines for the parties be extended commensurate with the calendar day duration of the lapse in appropriations.

5. Counsel for Defendant has conferred with Plaintiff's counsel who **does not oppose** the relief requested.

Therefore, although we greatly regret any disruption caused to the Court and the other litigants, Defendant hereby moves for a stay of this case until Department of Justice attorneys are permitted to resume their usual civil litigation functions.

Dated: January 7, 2019

Respectfully submitted,

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Defendant.	)	

**[PROPOSED] ORDER**

In consideration of the Defendant’s Motion to Stay Proceedings in Light of Lapse of Appropriations, it is hereby ORDERED that the motion is GRANTED and all deadlines are stayed.

It is FURTHER ORDERED that all current deadlines for the parties shall be extended commensurate with the duration of the lapse in appropriations and Defendant's counsel shall notify the Court as soon as Congress has appropriated funds for the Justice Department.

\_\_\_\_\_  
DISTRICT COURT JUDGE