

10/03/2013	33	<p>MINUTE ORDER, pursuant to the direction of District Judge James O. Browning, alerting the parties that the Guide to Judiciary Policy, Volume 13: Finance and Budget, Chapter 2: Budget, describe Court Operations Under a Lapse in Appropriation. Section 220.30.15 describes Article III Judges and Their Staffs, and states: "Apart from pre-existing criteria such as the Speedy Trial Act, no distinctions or priorities should be drawn between criminal and civil cases." Accordingly, the Temporary Administrative Order Relating to Civil Cases Involving the United States, filed October 1, 2013, No. MC 13-40-02 may not be appropriate in all cases, including this one. The Court will not, however, vacate the order in this case at this time, or, on its own lift the stay or continue the case on the scheduling track in place before the entry of the Administrative Order. The Court desires, however, to also be fair to the non-United States parties. Some cases, including this one, may deserve a stay, and some may not, particularly so early in the phase-down. The Court will allow a more nuanced, individualized response in its cases if the non-United States party prefers one. If the non-United States party does not agree a stay is appropriate in the case, the non-United States party simply needs to send the Court a letter asking the stay to be lifted and the stay will be lifted. If the United States then still wants or needs a stay in this particular case, it will need to move in this case for one. The Court will, however, be sympathetic to requests for continuances and other motions necessitated by phase-down activities in the executive branch, and appreciates that the Acting United States Attorney may need to instruct his staff to limit appearances to those cases essential to the protection of life or property. THIS IS A TEXT ONLY ENTRY. THERE ARE NO DOCUMENTS ATTACHED.(kw) (Entered: 10/03/2013)</p>
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