



Issue Date: 01 October 2013

Case No. 2014-MIS-00001

In the Matter of:

**SUSPENSION OF GOVERNMENT
OPERATIONS DURING LAPSE
IN FEDERAL FUNDING**

ORDER

The current continuing resolution funding operations of the Federal government expired at 12:01 a.m. on October 1, 2013 without passage of a Fiscal Year 2014 appropriations bill or a continuing resolution. Consequently, Federal departments and agencies have been required to execute contingency plans for a lapse in appropriations (more commonly referred to as a “shutdown”).

As a result of this lapse in funding, the Office of Administrative Law Judges will be unable to perform any case-related activities, including conducting hearings. Hearings that have been previously scheduled will therefore be cancelled prior to the date of the hearing, and they will not be rescheduled for hearing until an appropriations bill or continuing resolution takes effect.

Any deadlines occurring during the period of a government shutdown which involve case-related activities, such as responses to discovery requests, scheduled depositions, or responses to orders, will be suspended. Due dates for these events must therefore be recalculated by the parties based on the number of days of any government shutdown, *e.g.*, if the government experiences a lapse in funding for 5 days, responses to discovery requests, orders and the like will be due five days later than the original due date. Any disputes regarding due dates should be resolved by the parties themselves and should not require the intervention of the presiding administrative law judge. If disputes remain unresolved thereafter, any motions regarding such

matters must attest to the fact that the parties have engaged in a good faith effort to resolve the dispute but were unable to do so.

SO ORDERED.



Digitally signed by STEPHEN PURCELL
DN: CN=STEPHEN PURCELL,
OU=ADMINISTRATIVE LAW JUDGE,
O=Office of Administrative Law Judges,
L=Washington, S=DC, C=US
Location: Washington DC

STEPHEN L. PURCELL
Chief Administrative Law Judge