

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA

IN RE: )  
)  
CONTINUANCE OF BANKRUPTCY )  
MATTERS IN THE UNITED STATES ) Administrative Order No. 2019-1  
BANKRUPTCY COURT FOR THE )  
SOUTHERN DISTRICT OF ALABAMA )  
DUE TO LAPSE IN FEDERAL FUNDING, )  
)

ADMINISTRATIVE ORDER 2019-1

Whereas, at midnight on December 21, 2018, the continuing resolution that had funded nine Departments and several independent agencies of the United States of America expired, and appropriations to the Department of Justice and these other federal departments and agencies lapsed,

Whereas, since that time, no appropriations bill or continuing resolution has been passed that would restore funding,

Whereas, absent an appropriation or continuing resolution, Department of Justice 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. With limited exceptions, this includes attorneys and other employees in the Civil Division of the United States Attorney’s Office for the Southern District of Alabama, and

Whereas, absent an appropriation or continuing resolution, employees of eight other federal Departments and several agencies who may have matters before the court, with limited exceptions, also are prohibited from working, even on a voluntary basis,

IT IS HEREBY ORDERED that:

1. All hearings involving any claim, lien or other interest of the United States of America, including its agencies, scheduled for the week of January 7, 2019, and each week thereafter through the conclusion of the week in which the partial-government shutdown ceases, are continued and shall be placed on the next appropriate calendar;

2. All current deadlines in matters involving a claim, lien or other interest of the United States of America, including its agencies, shall be extended through and including January 31, 2019;

3. All adversary proceedings to which the United States, including its agencies, is a party shall be stayed until such time that Congress has restored appropriations;

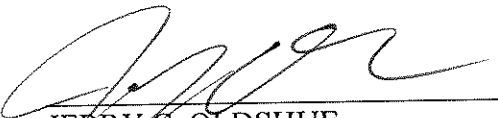
4. If funding is not restored by January 31, 2019 at 10:00 a.m., the Civil Chief of the United States Attorney's office shall so notify the courtroom deputy clerk for Judge Callaway so that such further action may be taken as is just and proper;

5. The Civil Chief of the United States Attorney's office shall forthwith notify the courtroom deputy clerk for Judge Callaway once appropriations have been restored; and

6. Paragraphs 1 through 3 above shall not apply in the case of Charles K. Breland, Jr., Case No. 16-2272.

Date: January 3, 2019

  
HENRY A. CALLAWAY  
CHIEF U.S. BANKRUPTCY JUDGE

  
JERRY C. OLDSHUE  
U.S. BANKRUPTCY JUDGE