

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
19-SO-1

FILED

JAN 04 2019

PETER A. ... JR., CLERK  
US DISTRICT COURT, EDNC  
BY [Signature] DEP CLK

IN RE: )  
THE CONTINUING OPERATIONS OF THE )  
UNITED STATES DISTRICT COURT FOR )  
THE EASTERN DISTRICT OF NORTH )  
CAROLINA DURING A LAPSE OF )  
FEDERAL APPROPRIATIONS )

**AMENDED STANDING ORDER**


In the event that an appropriations bill or continuing resolution funding the operations of the United States Courts is not passed by Congress and signed by the President or in the event that the judiciary ceases to have the ability to self-fund, or there is a lapse in funding due to the expiration of a continuing resolution or other failure to have an appropriation for the operation of the United States Courts, this order shall take effect.

1. The United States District Court for the Eastern District of North Carolina shall continue to perform its constitutional duty to hear and decide cases without interruption. All sessions of court will be held in accordance with the court's previously adopted schedule as necessary during any such lapse in appropriations.
2. If possible, all cases shall continue to be processed according to normal schedules and priorities.
3. All court employees of the United States District Court for the Eastern District of North Carolina, the United States Bankruptcy Court for the Eastern District of North Carolina, and all of their ancillary units including, but not limited to, the Clerk's Office and Probation Office, are deemed essential to maintain and support the exercise of judicial power of the United States and case resolution. It therefore is ORDERED that all employees of the United States District Court for the Eastern District of North Carolina,

the United States Bankruptcy Court for the Eastern District of North Carolina, and all ancillary units shall report for duty as scheduled and that all regular operations in support of the judicial function shall continue until further order. Court unit executives (“CUEs”) are authorized to temporarily place employees in furlough status if necessary.<sup>1</sup> In the event of an extended lapse in appropriations for the judiciary, the level of necessary staff and operations will be reviewed on a periodic basis and may be subject to further order.

4. In accordance with Volume 13, Chapter 2 of the Guide to Judiciary Policy, each district judge, magistrate judge, and bankruptcy judge shall determine the necessary level of service of in-chambers support staff who are essential to the resolution of cases.
5. During any lapse in funding for the judiciary, no new personnel shall be hired and no new obligations, such as acquisition of equipment, shall be made unless absolutely essential to the resolution of cases and controversies or unless expressly authorized by the chief judge or his or her designee. Only essential travel, as expressly authorized by the chief judge or his or her designee, shall be allowed.
6. The General Services Administration shall provide the level of services and building maintenance normally provided, and the United States Marshals Service shall maintain all functions necessary for the appropriate security of all judges and court employees and for the safe use of all court facilities in the Eastern District of North Carolina.

SO ORDERED. This the 4 day of January, 2019.

  
Chief United States District Judge  
Terrence W. Boyle

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<sup>1</sup> CUEs also are authorized to place employees in furloughed status for previously approved leave requests.