

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA**

**IN RE: OPERATION OF THE  
UNITED STATES DISTRICT  
COURT FOR THE NORTHERN  
DISTRICT OF FLORIDA IN  
THE ABSENCE OF AN  
APPROPRIATION OR  
CONTINUING RESOLUTION**

---

**Case No. 4:95mc40111**

**ORDER**

In the event that an appropriation or continuing resolution funding the operation of the United States Courts is not passed by the United States Congress and signed by the President before available judiciary funding is exhausted, this order shall take effect.

Pursuant to the Anti-Deficiency Act, 31 U.S.C. §§ 1341, 1342, and the *Guide to Judiciary Policy*, Volume 13, Chapter 2, § 220.30, the following activities may be performed during a lapse in appropriations.

1. Activities necessary to support the exercise of the Article III judicial power, i.e., the resolution of cases in which there is a constitutional or statutory grant of jurisdiction;

2. Emergency activities necessary for the safety of human life and the protection of property; and,
3. Activities otherwise authorized by law, either expressly or by necessary implication, including:
  - a. Items guaranteed by the Constitution;
  - b. Activities funded with available no-year appropriations; and,
  - c. Minimal activities needed for an orderly shutdown of other official functions.

The dispensing of justice is mandated by the United States Constitution and is essential to our system of government and the resolution of cases and controversies is the only work and product of the federal courts. Accordingly, all chambers employees, including all pro se and death penalty law clerks, of the United States District Court for the Northern District of Florida, and of all associated court units, including the United States Bankruptcy Court and all employees within the United States District Court Clerk's Office, the United States Bankruptcy Court Clerk's Office, and the United States Probation Office are deemed essential as part of, or essential support for, the exercise of judicial powers.

All court employees described in the preceding paragraph are ordered to report for work according to their regularly scheduled hours and shall continue all normal operations consistent with the requirements of the Anti-Deficiency Act.

The General Services Administration will provide the level of services and building maintenance normally provided and the United States Marshals Service will maintain all functions necessary for the appropriate security of all judges and court employees and for the safe use of all facilities occupied by the United States District Court, the United States Bankruptcy Court, and all court support units in the Northern District of Florida.

**DONE AND ORDERED** this 3<sup>rd</sup> day of January, 2019.

**s/Mark E. Walker**  
**Chief United States District Judge**