

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

**FILED**  
JAN 10 2019  
CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
DEPUTY  
BY *[Signature]*

IN RE: OPERATING THE COURT IN )  
ABSENCE OF AN APPROPRIATION )  
OR CONTINUING RESOLUTION )  
\_\_\_\_\_ )

General Order No. 689

In the absence of appropriations or a continuing resolution prior to the exhaustion of available funding, the Order shall take effect.

During the government shutdown, the Court has a constitutional duty to continue to hear and resolve cases. All District and Magistrate Judges, their chambers staff, as well as court employees, including employees of the Clerk's Office, the United States Probation Office, and the United States Pretrial Services Office, perform functions necessary and essential to the continued resolution of cases.

2018 marked a 24 percent increase in felony cases, an 11 percent increase in civil cases and 6,416 alien unlawful entry misdemeanor cases. Notwithstanding a huge increase in criminal cases, brought by the Government as part of its zero tolerance prosecution policy, the court has four vacant district judgeships. The work of the court is a crucial part of our constitutional democracy and requires the unflinching effort of every judge and employee. The Judges, chambers staff and the Clerk's Office employees are engaged in work that is necessary for the Court to conduct its essential function of adjudicating cases. The Probation Officers and support staff are necessary for the preparation of presentence reports and supervising released offenders. The Pretrial Services Officers and support staff are necessary to conduct pretrial release interviews, supervise released defendants, supervise defendants on pre-trial diversion, and process drug tests in the regional lab.

Accordingly, all present employees of the United States District Court for the Southern District of California, including District and Magistrate Judges and their staffs, the Clerk's Office, the United States Probation Office, and the United

States Pretrial Services Office are hereby declared essential and are to report to work during the normally scheduled hours and to continue normal operations. To the fullest extent practicable, activities shall be limited to those functions necessary and essential to the continued resolution of cases and supervision of defendants and sentenced offenders. Purchasing, travel, and other expenses shall be limited to those absolutely necessary to support the court's operation.

IT IS SO ORDERED.

Dated: *January 10, 2019*

*Barry Ted Moskowitz*

BARRY TED MOSKOWITZ,  
Chief Judge  
United States District Court