



1
2
3
4
5
6
7
8
9 UNITED STATES DISTRICT COURT
10 FOR THE CENTRAL DISTRICT OF CALIFORNIA

11 IN RE:

ORDER OF THE CHIEF JUDGE
20-074

12 CORONAVIRUS PUBLIC
13 EMERGENCY

14 ORDER STAYING CIVIL MATTERS
15 INVOLVING THE COMMISSIONER
16 OF SOCIAL SECURITY AS A
17 PARTY UNDER 42 U.S.C. § 405(g)

18
19 WHEREAS the Government has moved *ex parte* for an order staying civil matters
20 involving the Commissioner of Social Security as a party under 42 U.S.C. § 405(g) due
21 to the COVID-19, also known as coronavirus, public health emergency;

22 WHEREAS the Government has shown Social Security Administration staff is
23 unable to compile and prepare certified administrative records (“CARs”) that are
24 necessary to the adjudication of the appeals of the denial of Social Security disability
25 benefits in this Court;

26 Without objection by the Executive Committee and for good cause shown, IT IS
27 ORDERED that the following actions are STAYED: (a) actions brought against the
28 Commissioner of Social Security pursuant to 42 U.S.C. § 405(g) filed on or after the date

1 of this Order; and (b) those previously-filed actions in which the Commissioner has not
2 prepared and served Plaintiff with the CAR.

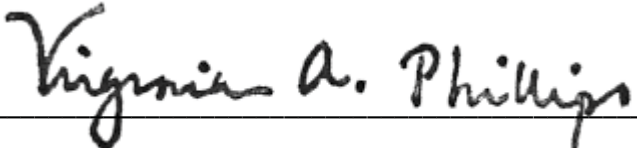
3 IT IS FURTHER ORDERED that the stay will continue until the Commissioner of
4 Social Security resumes operations, including the preparation of CARs, following the
5 conclusion of the COVID-19 public health emergency.

6 IT IS FURTHER ORDERED that the stay entered by this Order automatically will
7 be lifted in individual actions when the Commissioner of Social Security either: (a) files
8 a proof of service showing service of the CAR on Plaintiff; or (b) files the CAR directly
9 with the District Court. Thereafter, case deadlines will proceed pursuant to the
10 applicable case management orders and at the discretion of the assigned Judge(s). It will
11 not be necessary for the Government to move to lift the stay in individual cases.

12 IT IS FURTHER ORDERED that notwithstanding this Order, any Plaintiff may
13 serve the United States with a summons and complaint in a newly-filed action. Actions
14 in which CARs have previously been prepared and served on Plaintiff are not stayed.
15 Those actions may continue subject to the procedures of the assigned Judge(s).

16 IT IS SO ORDERED.

17
18
19 Date: April 17, 2020

20 
21 _____
22 CHIEF UNITED STATES DISTRICT JUDGE
23
24
25
26
27
28