

UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT

**ORDER**

Pursuant to the Anti-Deficiency Act, 31 U.S.C. §§ 1341, 1342, upon a lapse in appropriations, lawyers employed by the federal government to represent the agencies and interests of the federal government may be barred from continuing that representation for the duration of the lapse.

An appropriation or continuing resolution not having been enacted by 11:59 p.m. January 30, 2026, in order to facilitate the management of this Court's docket,

**IT IS HEREBY ORDERED**, that absent other direction of the Court, in a case in which a party, including an *amicus curiae*, is represented by a lawyer employed by the federal government, other than a case designated "expedited" by Court order, the obligation of that party to comply with the filing requirements set forth in the Federal Rules of Appellate Procedure and this Court's Local Rules is tolled for the duration of the lapse. The tolling will cease two business days after the President signs into law a budget appropriation or continuing resolution.

In a case subject to this order, the obligation of other parties to comply with the filing requirements of the Federal Rules of Appellate Procedure and this Court's Local Rules remains in effect.

January 31, 2026

s/s  
Debra Ann Livingston  
Chief Judge