

UNITED STATES BANKRUPTCY COURT

DISTRICT OF HAWAII

ORDER REGARDING
OPERATIONS OF THE UNITED
STATES BANKRUPTCY COURT,
DISTRICT OF HAWAII DURING
A LAPSE IN APPROPRIATIONS.

GENERAL ORDER
SEPTEMBER 30, 2025

**ORDER REGARDING OPERATIONS
OF THE UNITED STATES BANKRUPTCY COURT,
DISTRICT OF HAWAII DURING A LAPSE IN APPROPRIATIONS**

This order shall become effective upon a lapse in available appropriations for the Federal Judiciary as determined by the Administrative Office of the United States Courts.

Once the appropriations lapse, the court is required to limit its activities and functions to recognized “exceptions” to the Anti-Deficiency Act. Pursuant to the Guide to Judiciary Policy, Volume 13, Chapter 2, Section and the October 11, 2023 memorandum, from Roslynn R. Mauskopf, prior Director of the Administrative Office of the United States Courts. “Excepted activities” include:

- Activities necessary to the exercise of the Judiciary's constitutional functions. This may include the resolution of cases in which there is a constitutional or statutory grant of power;
- Activities addressing emergency circumstances, such that the suspension of the function would imminently threaten the safety of human life or the protection of property; and
- Activities otherwise authorized by law or by necessary implication. This will include the Judiciary's administration of entitlement payments funded by the Judiciary Retirement Trust Fund and other limited activities.

The Bankruptcy Court has a constitutional and statutory duty to continue to hear and resolve cases. The court determines that all court employees perform interrelated functions in fulfilling the court's overall constitutional and statutory mission. Thus, the court concludes that all employees of the United States Bankruptcy Court are necessary to maintain excepted functions, including exercising the court's constitutional functions.

All employees are to report to work during normally scheduled hours and continue normal operations.

Purchasing, travel, and other expenses shall be limited to those absolutely necessary to support the operation of the court and as permitted by law.

The court will review this order on at least a weekly basis to reexamine whether the court can exercise its excepted functions at less than full staff. Further, upon the enactment into law of an appropriation to fund the Federal Judiciary, or a Continuing Resolution, this order shall be automatically vacated.

SO ORDERED.



/s/ Robert J. Faris

United States Bankruptcy Judge

Dated: 09/30/2025