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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

IN RE:

CORONAVIRUS PUBLIC
EMERGENCY

ORDER LIFTING THE STAY OF
CIVIL MATTERS INVOLVING THE
COMMISSIONER OF SOCIAL
SECURITY AS A PARTY UNDER
42 U.S.C. § 405(g)

ORDER OF THE CHIEF JUDGE
21-037
(Supersedes Order of the
Chief Judge 20-074)

WHEREAS on April 17, 2020, due to the impact of the COVID-19 pandemic on the Social Security Administration’s ability to prepare certified administrative records (“CARs”), the following actions were stayed by Order of the Chief Judge 20-074:

(a) actions brought against the Commissioner of Social Security pursuant to 42 U.S.C. § 405(g) that were filed on or after April 17, 2020; and (b) those previously-filed actions in which the Commissioner had not prepared and served the plaintiff with the CAR;

WHEREAS since issuing Order of the Chief Judge 20-074, the circumstances concerning the COVID-19 pandemic have improved and the Social Security Administration has resumed preparing CARs; and

1 WHEREAS although its operations have resumed, the Social Security
2 Administration requires additional time to prepare CARs in certain cases given the
3 backlog resulting from the prior limitations on its operations due to the COVID-19
4 pandemic;

5 THEREFORE, for good cause shown, the Chief Judge orders as follows:

- 6 1. The stay imposed in Order of the Chief Judge 20-074 is hereby lifted.
- 7 2. For actions brought against the Commissioner pursuant to 42 U.S.C.
8 § 405(g) that were filed in 2020, any outstanding CARs must be produced
9 within 90 days of the date of this Order.
- 10 3. For actions brought against the Commissioner pursuant to 42 U.S.C.
11 § 405(g) that were filed in 2021 before the issuance of this Order, any
12 outstanding CARs must be produced within 120 days of the date of this
13 Order.
- 14 4. The assigned Judge retains discretion to alter the time frames provided in
15 this Order in individual actions.
- 16 5. Actions brought against the Commissioner pursuant to 42 U.S.C. § 405(g)
17 that are filed after the date of this Order are subject to the procedures in
18 the assigned Judge's case management order.

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20 IT IS SO ORDERED.

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22 Date: April 15, 2021

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26 CHIEF UNITED STATES DISTRICT JUDGE