

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

UNITED STATES OF AMERICA,

Plaintiff,

v.

STATE OF COLORADO; JARED POLIS,  
Governor of Colorado, in his official  
capacity; COLORADO GENERAL ASSEMBLY;  
PHILIP WEISER, Attorney General of  
Colorado, in his official capacity; CITY  
AND COUNTY OF DENVER; DENVER CITY  
COUNCIL; MIKE JOHNSTON, Mayor for the  
City and County of Denver, in his official  
capacity; DENVER SHERIFF DEPARTMENT;  
ELIAS DIGGINS, Sheriff of Denver,  
Colorado, in his official capacity.

Defendants.

Civil Action No. 1:25-cv-1391-GPG-KAS

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**MOTION FOR A STAY**

**IN LIGHT OF LAPSE OF APPROPRIATIONS**

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The United States of America hereby requests to stay the case in the above-captioned case.

1. At the end of the day on September 30, 2025, the appropriations act that had been funding the Department of Justice expired and those appropriations to the Department of Justice lapsed. The same is true for the majority of other Executive agencies, including the Plaintiff. The Department of Justice does not know when such funding will be restored by Congress.

2. Absent an appropriation, Department of Justice attorneys and employees of the Plaintiff are prohibited from working, even on a voluntary basis, except in very limited

circumstances, including “emergencies involving the safety of human life or the protection of property.” 31 U.S.C. § 1342.

3. Undersigned counsel for the Department of Justice therefore requests a stay of the case until Congress has restored appropriations to the Department of Justice.

4. If this motion for a stay is granted, undersigned counsel will notify the Court as soon as Congress has appropriated funds for the Department of Justice. The Government requests that, at that point, all current deadlines for the parties be extended commensurate with the duration of the lapse in appropriations—i.e., each deadline would be extended by the total number of days of the lapse in appropriations.

5. Opposing counsel for all Defendants have authorized Plaintiff’s counsel to state that Defendants have no objection to this motion.

Therefore, although we greatly regret any disruption caused to the Court and the other litigants, the Government hereby moves for a stay of the case in this case until Department of Justice attorneys are permitted to resume their usual civil litigation functions.

Dated: October 1, 2025

Respectfully submitted,

/s/ Victoria Turcios

VICTORIA TURCIOS

Trial Attorney

U.S. Department of Justice Civil Division

Office of Immigration Litigation General

Litigation and Appeals Section

P.O. Box 868

Ben Franklin Station

Washington, DC 20044

Telephone: (202) 451-7661

Fax: (202) 305-7000

Email: victoria.e.turcios2@usdoj.gov

**CERTIFICATE OF SERVICE**

I hereby certify that on this 1<sup>st</sup> of October, 2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all CM/ECF registered parties.

*s/ Victoria Turcios*

VICTORIA TURCIOS

Trial Attorney

U.S. Department of Justice, Civil Division

Office of Immigration Litigation

General Litigation and Appeals Section