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U.S. District Court

District of Oregon

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The following transaction was entered on 6/14/2018 at 2:24 PM PDT and filed on 6/14/2018

Case Name: Juliana, et al v United States of America, et al

Case Number: [6:15-cv-01517-TC](#)

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Document Number: 238(No document attached)

Docket Text:

ORDER: As the Government notes in its motion, in order to stay discovery pending resolution of objections to a discovery order, the movant must show that (1) it is likely it will succeed on the merits of the appeal, (2) it will suffer irreparable injury in the absence of a stay, (3) other parties will not be substantially injured by a stay, and (4) the stay will not harm public interest. See NML Capital, Ltd. v. Republic of Argentina, No. 2:14-cv- 492-RFB-VCF, 2015 WL 3489684, at *4 (D. Nev. June 3, 2015). In briefing the motion, the Government does not clearly explain what "irreparable harm" it will suffer in the absence of a stay pending resolution of the Government's objections, Nor does the Court find irreparable harm likely under the circumstances. To the extent that the Government does address the "balance of hardships," formulation of the relevant test, NML Capital, 2015 WL 3489684, at *4, its concerns would seem to be better addressed by specific objections to specific discovery requests, rather than by a blanket stay of all discovery pending this Court's review of the Government's objections. Accordingly, the motion, [216] is DENIED. Ordered by Judge Ann L. Aiken. (ck)

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