

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS**

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| THE LITTLE ROCK DOWNTOWN |) | |
| NEIGHBORHOOD ASSOCIATION, INC., <i>et</i> |) | |
| <i>al.</i> , |) | Case No. 4:19-cv-362-JM |
| |) | |
| Plaintiffs, |) | |
| |) | |
| v. |) | |
| |) | |
| FEDERAL HIGHWAY ADMINISTRATION, |) | |
| <i>et al.</i> , |) | |
| |) | |
| Defendants. |) | |

**JOINT MOTION FOR STAY OF PROCEEDINGS AND MOTION TO WITHDRAW
JOINT PROPOSAL FOR BRIEFING SCHEDULE**

The parties hereby move the Court for a stay of proceedings until the completion of Defendant’s re-evaluation of the I-30 Crossing Project. Now that the Arkansas Department of Transportation (ArDOT) and the design-build firm have agreed upon a project scope, Defendants are engaged in an evaluation of the I-30 Crossing Project to determine whether the approved Finding of No Significant Impact (FONSI) for the project remains valid in light of the agreed-upon project scope. Defendants are working toward a goal of completing the re-evaluation by late February/early March 2020.

“The power to stay proceedings is incidental to the power inherent in every court to control the disposition of the causes on its docket with economy of time and effort for itself, for counsel, and for litigants. *Landis v. N. Am. Co.*, 299 U.S. 248, 254-55 (1936) (citing *Kansas City S. Ry. Co. v. United States*, 282 U.S. 760, 763 (1931)).

This motion is intended to promote judicial economy. Were Defendants to file an administrative record December 31, 2019, and a supplemental record after the completion of the re-evaluation, the parties would then engage in two separate, potentially elongated discussions about the record. Instead, were Defendants to lodge an administrative record that also accounts for appropriate documents relevant to re-evaluation, the parties could more efficiently address such matters while allowing Plaintiff time to review the complete record before filing any motions for leave to amend pleadings.

Accordingly, the parties respectfully request that the Court stay this proceeding until after the re-evaluation is complete and withdraw their Joint Proposal for Briefing Schedule, ECF No. 23. Should the Court grant this motion, the parties will file a joint status report and proposal for further proceedings upon completion of the re-evaluation.

Respectfully submitted on December 23, 2019.

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