

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Civil Action No. 19-0519

SAFEHOUSE, a Pennsylvania nonprofit
corporation;

JOSE BENITEZ, as President and
Treasurer of Safehouse,

Defendants.

SAFEHOUSE, a Pennsylvania nonprofit
corporation,

Counterclaim Plaintiff,

v.

UNITED STATES OF AMERICA,

Counterclaim Defendant,

and

U.S. DEPARTMENT OF JUSTICE;
MERRICK B. GARLAND, in his official
capacity as Attorney General of the United
States; and JENNIFER ARBITTIER
WILLIAMS, in her official capacity as U.S.
Attorney for the Eastern District of
Pennsylvania,

Third-Party Defendants.

STIPULATED SCHEDULING ORDER

WHEREAS, on February 7, 2022, when the parties last appeared before the Court, they announced that discussions were underway to explore a possible amicable resolution of this matter. The discussions to date, addressing a novel and complex subject matter, have been and continue to be productive.

WHEREAS, on February 4, 2022, the Department of Justice publicly stated that it is “evaluating supervised consumption sites, including discussions with state and local regulators about appropriate guardrails for such sites, as part of an overall approach to harm reduction and public safety.”¹ Those discussions have continued, and the United States believes additional time is necessary to permit careful consideration of the government’s harm reduction and public safety goals.

ACCORDINGLY, IT IS HEREBY STIPULATED AND AGREED by and between the counsel for the parties as follows:

1. The United States shall respond to Safehouse’s Amended Counterclaims for Declaratory and Injunctive Relief by June 23, 2022, by way of answer and/or appropriate Rule 12 motion.
2. Safehouse shall file any brief in opposition by July 25, 2022.
3. The United States shall file any reply by August 8, 2022.

Respectfully submitted,

JENNIFER ARBITTIER WILLIAMS
United States Attorney

DLA PIPER LLP (US)

/s/ Gregory B. David
GREGORY B. DAVID
Assistant United States Attorney

/s/Ilana H. Eisenstein
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¹ <https://thehill.com/policy/healthcare/593212-justice-department-to-evaluate-providing-safe-havens-for-drug-use>.

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Attorneys for Safehouse and Jose Benitez

Approved this 10th day of May 2022.

/s/ Gerald Austin McHugh
United States District Judge