

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

**PENNSYLVANIA MUNICIPAL
AUTHORITIES ASSOCIATION, et al.**

Plaintiffs,

v.

CHRISTINE TODD WHITMAN, et al.

Defendants.

Civil Action 02-01361 (HHK)

ORDER

Before this court is defendants' motion for stay of proceedings, including stay of discovery and summary judgment briefing, pending resolution of defendants' motion to dismiss. The court recognizes its broad discretion to stay judicial proceedings, including discovery. *Chavous v. Dist. of Columbia Fin. Responsibility and Mgmt. Assistance Auth.*, 201 F.R.D.1, 1 (D.D.C. 2001). In this instance, however, the court is persuaded that the information plaintiffs seek is relevant to consideration of defendants' motion to dismiss. *Coastal States Gas Corp. v. Dep't of Energy*, 84 F.R.D. 278, 282 (D.Del. 1979) ("discovery should precede consideration of dispositive motions when the facts sought to be discovered are relevant to consideration of the particular motion at hand"). Thus, upon consideration of defendants' motion, plaintiffs' opposition thereto, and the record of this case, this court concludes that defendants' motion must be denied.

Accordingly, it is this 22nd day of November, 2002, hereby:

ORDERED that defendants' motion to stay proceedings pending resolution of their motion to dismiss be **DENIED**.

Henry H. Kennedy, Jr.
United States District Judge