

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

NO. 7:24-CV-919-FL

STEVEN JANOVITCH,	)	
	)	
Plaintiff,	)	
	)	
v.	)	ORDER
	)	
UNITED STATES OF AMERICA,	)	
	)	
Defendant.	)	

This matter is before the court on plaintiff's motions: 1) for hearing regarding the Department of Justice's administration of elective option determinations (DE 5); 2) to expedite consideration of motion for hearing (DE 7); and 3) for leave to file motion for hearing regarding the Department of Justice's elective option determinations (DE 14). Defendant responded in opposition. Plaintiff replied. As explained below, the court denies plaintiff's motions.

Case Management Order No. 2 provides that "[n]o Plaintiff . . . will file motions or discovery in any CLJA action, except with permission from Plaintiff's Leadership or leave of Court for good cause shown." Id. at 6. "Provided leave of Court or permission from Plaintiff's Leadership is obtained, non-repetitive positions that uniquely affect an individual Plaintiff . . . shall be filed in the Plaintiff's individual CLJA action." Id. Plaintiff contends good cause exists because he has no other forum to dispute the Department of Justice's administration of the elective option ("EO") claims process and the matter is fully briefed. (Pl's Reply (DE 18) at 3-4).

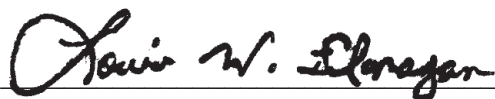
Plaintiff also argues the hearing sought by his motions is appropriate because the court "already supervises the settlement process." (See Pl's Mt. Exped. (DE 7) at 2). Here, plaintiff notes that the court has instructed the plaintiffs' leadership group ("PLG") and Department of

Justice on its expectation that they will “use their best efforts to achieve a global settlement.” See Order Regarding Reappointment of PLG, DE 893, at 2, In re Camp Lejeune Litig., No 7:23-CV-897-RJ (E.D.N.C. June 30, 2026). The court has also appointed settlement masters and a settlement liaison to facilitate global settlement discussions. See Case Mgmt. Order No. 14, DE 251, In re Camp Lejeune Litig., No. 7:23-CV-897-RJ (E.D.N.C. July 9, 2024).

But these global settlement discussions are distinct from the EO claims process administered by the Department of the Navy and the Department of Justice. The court has made efforts to clarify against expansive readings of its prior orders to potentially suggest jurisdiction over the EO claims process. See Third Amend. Stip. Protective Order, DE 802, at 8, In re Camp Lejeune Litig., No. 7:23-CV-897-RJ (E.D.N.C. Jan. 9, 2026). On this record, plaintiff has failed to establish that the court has jurisdiction over the EO claims process, much less that the court should intervene in that process in his individual, stayed case. Thus, the court, in its discretion, does not find good cause to grant plaintiff leave to file his motion for hearing on the Department of Justice’s administration of EO determinations.

Based on the foregoing, plaintiff’s motion for leave (DE 14) is DENIED. Without leave to file, his motion for hearing (DE 5) is DENIED. To the extent relief sought by plaintiff’s motion to expedite (DE 7) remains available,¹ that motion is DENIED as moot.

SO ORDERED, this the 13th day of October, 2026.


LOUISE W. FLANAGAN
United States District Judge

¹ Plaintiff did not receive a settlement offer implicated by the motion to expedite, and that motion primarily sought hearing or other relief before September 27, 2026.