

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

CITIZENS FOR RESPONSIBILITY AND
ETHICS IN WASHINGTON,

Plaintiff,

v.

FEDERAL ELECTION COMMISSION,

Defendant.

Civil Action No. 11-951 (CKK)

ORDER

(December 30, 2011)

Presently before the Court is Defendant Federal Election Commission's [4] Motion to Dismiss, or, in the Alternative, for Summary Judgment. The Court construes this motion as a motion to dismiss for lack of subject matter jurisdiction and a motion for summary judgment for failure to exhaust administrative remedies. For the reasons stated in the accompanying Memorandum Opinion, it is, this 30th day of December, 2011, hereby

ORDERED that Defendant's motion to dismiss for lack of subject matter jurisdiction is DENIED; it is

FURTHER ORDERED that Defendant's motion for summary judgment for failure to exhaust administrative remedies is GRANTED. This case is dismissed in its entirety.

SO ORDERED.

This is a final, appealable order.

/s/

COLLEEN KOLLAR-KOTELLY
UNITED STATES DISTRICT JUDGE