

**United States Court of Appeals
for the
District of Columbia Circuit**

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2012 OCT 31 PM 12:58
FEDERAL ELECTION COMMISSION

GARY E. JOHNSON; JAMES P. GRAY)
and GARY JOHNSON 2012, INC.,)

Petitioners)

) Case No. 12-1418

vs.)

FEDERAL ELECTION COMMISSION,)
and UNITED STATES OF AMERICA)

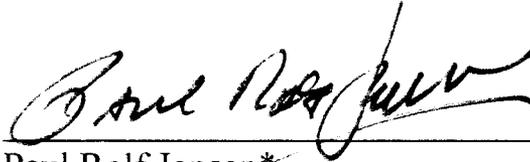
Respondents.)
_____)

MOTION TO DISMISS PETITION FOR REVIEW

Now come Petitioners Gary E. Johnson, James P. Gray and Gary Johnson 2012, Inc., by and through counsel and hereby move to dismiss without prejudice their petition filed in this case. In so moving, Petitioners do not intend that the dismissal constitute a retraxit.

No Respondent has appeared in this matter which was only filed a few days ago, and accordingly, an order granting the motion will not adversely affect the interests of either Respondent, and would be in the best interest of justice.

Respectfully submitted,



Paul Rolf Jensen*

Counsel of Record

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280 South 400 West
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October 24, 2012

*Counsel to Gary E. Johnson, James P. Gray and
Gary Johnson 2012, Inc.*

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District of Columbia Circuit**

FEDERAL ELECTION
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OFFICE OF THE
COUNSEL

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and GARY JOHNSON 2012, INC.,)
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CERTIFICATE OF SERVICE

I, Paul Rolf Jensen, hereby certify that copies of the following document:

Motion to Dismiss Petition for Review

has been served via first-class mail, postage prepaid, this 24th day of October 2012, upon the following parties:

Anthony Herman, Esq.

The Hon. Eric Holder

General Counsel

Attorney General

Federal Election Commission

U.S. Department of Justice

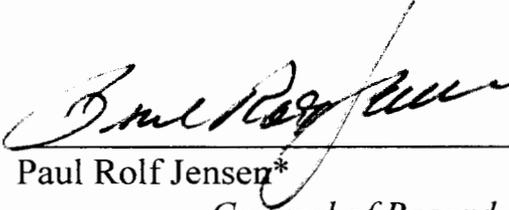
999 "E" Street, N.W.

950 Pennsylvania Avenue, N.W.

Washington, D.C. 20463

Washington, D.C. 20530-0001.

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