

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

|                              |   |                                |
|------------------------------|---|--------------------------------|
| DAN LA BOTZ,                 | : |                                |
|                              | : |                                |
| Plaintiff,                   | : | Civil Action No.: 11-1247 (RC) |
|                              | : |                                |
| v.                           | : | Re Document No.: 10            |
|                              | : |                                |
| FEDERAL ELECTION COMMISSION, | : |                                |
|                              | : |                                |
| Defendant.                   | : |                                |

**ORDER**

For the reasons stated in the court's Memorandum Opinion separately issued this 5th day of September, 2012, it is hereby

**ORDERED** that the Federal Election Commission's ("FEC") motion to dismiss is **DENIED**; and it is further

**ORDERED** that this matter shall be remanded back to the FEC.

**SO ORDERED.**

RUDOLPH CONTRERAS  
United States District Judge