UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UTILITY WORKERS UNION OF AMERICA, LOCAL 369, AFL-CIO, **Plaintiff,** **v.** **FEDERAL ELECTION COMMISSION,** **Defendant.**	**Civil Action No. 09-01022 (JDB)**

ORDER

Upon consideration of [6] defendant's motion to dismiss, and plaintiff's oral motion for summary judgment or, in the alternative, for remand to the Federal Election Commission for further explanation, and for the reasons explained in the accompanying Memorandum Opinion issued on this date, it is hereby

ORDERED that defendant's motion to dismiss is **DENIED**; it is further

ORDERED that plaintiff's conditional motion for leave to amend the complaint is **DENIED**; it is further

ORDERED that plaintiff's oral motion for summary judgment is **DENIED**; it is further

ORDERED that plaintiff's motion, in the alternative, for a remand to the FEC is **GRANTED**; and it is further

ORDERED that this matter is **REMANDED** to the FEC for further proceedings consistent with the accompanying Memorandum Opinion.

SO ORDERED.

/s/
JOHN D. BATES
United States District Judge

Date: March 8, 2010