

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

COMBAT VETERANS FOR CONGRESS)	
POLITICAL ACTION COMMITTEE and)	
DAVID H. WIGGS, TREASURER)	
)	
Plaintiffs,)	
)	
v.)	Civil Case No. 1:11-cv-02168 CKK
)	
FEDERAL ELECTION COMMISSION)	
)	
Defendant.)	

MOTION FOR SUMMARY JUDGMENT

Plaintiffs Combat Veterans For Congress Political Action Committee (CVFC PAC) and Treasurer David H. Wiggs, in his official capacity as Treasurer, by their undersigned attorney, respectfully move this Court for an order granting summary judgment pursuant to Fed. R. Civ. P. 56 and setting aside or modifying Defendant Federal Election Commission’s November 4, 2011 Final Determination purporting to find Plaintiffs liable for violating the reporting provisions of 2 U.S.C. 434(a) and assessing fines against them in the aggregate of \$8,690.00. As demonstrated in the accompanying Memorandum of Points and Authorities in Support thereof, the Final Determination is arbitrary, capricious, an abuse of discretion, a failure to exercise discretion, contrary to law, without observance of procedure required by law, and a violation of Due Process and the First Amendment to the United States Constitution.

Respectfully submitted,

Dated June 7, 2012

/s/

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