

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

HERITAGE ACTION FOR AMERICA,

Plaintiff,

v.

FEDERAL ELECTION COMMISSION,
et al.,

Defendants.

Civil Action No. 1:22-cv-01422 (CJN)

PLAINTIFF'S CROSS-MOTION FOR SUMMARY JUDGMENT

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, Plaintiff Heritage Action for America (Heritage Action) respectfully cross-moves for summary judgment against Defendants Federal Election Commission (FEC or Commission) and the FEC's Acting General Counsel.

Heritage Action seeks an order declaring that Defendants violated and are violating the Administrative Procedure Act (APA), Federal Election Campaign Act (FECA), FEC regulations, and D.C. Circuit precedent by failing to notify complainants and respondents of the Commission's terminating actions in eight enforcement matters and by failing to publicly release the Commission's voting records and statements of reasons. Heritage Action also seeks an order compelling Defendants to issue the required notifications and to publicly release the matter files in the eight enforcement matters.

The grounds for this motion are set forth in the accompanying Memorandum of Law and exhibits. A proposed order is attached.

Dated: August 5, 2022

Respectfully submitted,

/s/ Brett A. Shumate

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CERTIFICATE OF SERVICE

I hereby certify that on August 5, 2022, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and distribution to all registered participants of the CM/ECF System, which will serve all counsel of record.

/s/ Brett A. Shumate

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