

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 18-5227

September Term, 2018

FILED ON: MAY 21, 2019

LIBERTARIAN NATIONAL COMMITTEE, INC.,
APPELLANT

v.

FEDERAL ELECTION COMMISSION,
APPELLEE

On Certification of Constitutional Questions
from the United States District Court
(No. 1:16-cv-00121)

Before: GARLAND, *Chief Judge*, and HENDERSON, ROGERS, TATEL, GRIFFITH, SRINIVASAN,
MILLETT, PILLARD, WILKINS, KATSAS, *Circuit Judges**

J U D G M E N T

This cause came on to be heard on the certification of constitutional questions from the United States District Court for the District of Columbia and was argued by counsel. On consideration thereof, and of the Federal Election Commission’s motion to dismiss for lack of jurisdiction, the response thereto, and the reply, it is

ORDERED that the motion be denied. It is

FURTHER ORDERED and **ADJUDGED** that the imposition of FECA’s annual contribution limits on Shaber’s bequest, and FECA’s two-tiered contribution limit, both on its face and as applied to Shaber’s bequest, do not violate the Libertarian National Committee’s First Amendment rights.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/

Michael C. McGrail
Deputy Clerk

Date: May 21, 2019

Opinion for the Court filed by Circuit Judge Tatel.
Opinion concurring in part and dissenting in part filed by Circuit Judge Griffith.
Opinion concurring in part, concurring in the judgment in part, and dissenting in part filed by Circuit Judge Katsas, with whom Circuit Judge Henderson joins.

* Circuit Judge Rao did not participate in this matter.