

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FEDERAL ELECTION COMMISSION,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 07-2196 (PLF)
)	
JAMIE JACOB MORGAN,)	
)	
Defendant.)	
)	

ORDER AND JUDGMENT

The Court has before it Plaintiff Federal Election Commission's Motion for Entry of Default Judgment [8]. Plaintiff's verified complaint, an original summons and all attachments thereto were served on defendant on March 28, 2008. An affidavit of said service has been filed with the Court. On May 16, 2008, the Clerk of the Court for the United States District Court for the District of Columbia declared that defendant – who is not an infant or incompetent person – is in default for failure to plead or otherwise defend this action.

Plaintiff filed its motion for entry of default judgment on May 30, 2008. Plaintiff seeks (1) certain declaratory and injunctive relief; (2) an order compelling defendant to pay \$60,000 in satisfaction of a civil penalty that defendant agreed to pay pursuant to a conciliation agreement; and (3) interest on the amount due until the civil penalty is paid in full. See Complaint at 4.¹ On July 22, 2008, the Court issued an order for defendant to show cause by

¹ Plaintiff's proposed order of judgment, attached to its motion for entry of default judgment, suggests that plaintiff is seeking an award of costs as well. The Court will not address that request as plaintiff's complaint makes no mention of it and plaintiff has offered the Court no guidance for calculating such an award.

August 8, 2008 why a default judgment should not be entered in favor of plaintiff. Defendant has failed to respond to that order. Thus, plaintiff's motion for entry of default judgment will be granted. See FED. R. CIV. P. 55(b)(2). Accordingly, it is hereby

ORDERED that Plaintiff Federal Election Commission's Motion for Entry of Default Judgment [8] is GRANTED; it is

FURTHER ORDERED that the Court DECLARES that defendant violated the terms of the conciliation agreement he entered into with the Federal Election Commission pursuant to 2 U.S.C. § 437g(a)(4)(A)(i); it is

FURTHER ORDERED that defendant shall pay the \$60,000 civil penalty imposed by the conciliation agreement plus interest on the amount due until the civil penalty is paid in full; it is

FURTHER ORDERED that defendant is permanently enjoined from violating the conciliation agreement in the future, including the provision requiring him to "cease and desist from violating 2 U.S.C. §§ 432(b)(3), 432(c) and (d), 434(b), 441a(f), and 441f, and 11 C.F.R. §§ 102.3 and 104.14(b)," Conciliation Agreement at 15 (April 20, 2007); it is

FURTHER ORDERED that this Court retains jurisdiction over any matter pertaining to this judgment; and it is

FURTHER ORDERED that this case is DISMISSED and the Clerk of the Court shall remove it from the docket of the Court. This is a final appealable order. See FED. R. APP. P. 4(a).

SO ORDERED.

/s/ _____
PAUL L. FRIEDMAN
United States District Judge
DATE: November 7, 2008