

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 08-4340

Berg v. Obama

To: Clerk

- 1) Motion by Appellee Federal Election Committee, for Summary Affirmance

The foregoing motion is referred to the merits panel. It is noted that Appellant filed his brief and appendix on January 20, 2009. Counsel for Appellee Federal Election Committee, is directed to inform this office in writing within seven (7) days from the date of this order if they intend to file a brief or rely on the Motion for Summary Affirmance in lieu of a formal brief.

For the Court,

/s/ Marcia M. Waldron

Clerk

Dated: January 28, 2009

cc: Steve N. Hajjar, Esq.
Philip J. Berg, Esq.
John P. Lavelle, Jr., Esq.
Kevin Deeley, Esq.
Thomasenia Duncan, Esq.
David Kolker, Esq.