

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

**PUBLIC CITIZEN, et al.,** )  
)  
*Plaintiffs,* )  
)  
v. )  
)  
**FEDERAL ELECTION COMMISSION,** )  
)  
*Defendant.* )  
\_\_\_\_\_ )

**Civil Action No. 14-148 (RJL)**

**CONSENT MOTION FOR  
LEAVE TO FILE AMICUS BRIEF**

**CONSENT MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF**

*Amicus Curiae* the Center for Competitive Politics (CCP) hereby moves for leave to file an *amicus* brief in support of Defendant the Federal Election Commission. Counsel for all parties have consented to the filing of an *amicus* brief by CCP.

Founded in 2005 by former Federal Election Commission Chairman Bradley Smith, *Amicus Curiae* CCP is a 501(c)(3) organization that seeks to educate the public about the effects of money in politics and the benefits of increased freedom and competition in the electoral process. CCP works to defend the First Amendment rights of speech, assembly, and petition through scholarly research and state and federal litigation. CCP has participated in many of the notable cases concerning campaign finance laws and restrictions on political speech, including *Citizens*

*United v. FEC*, 558 U.S. 310 (2010) and *SpeechNow.org v. FEC*, 599 F.3d 686 (D.C. Cir. 2010) (en banc).

CCP believes that this *amicus* brief will assist the Court on the issue of the standard of review and appropriate deference. While the FEC's brief does an excellent job of addressing those issues, CCP believes the Commission actually understates the deference it is due and the limited nature of judicial review as provided in the statute where the Commission fails to achieve the necessary votes to take affirmative action, is thus barred from taking such action, and therefore dismisses a Complaint. CCP's brief addresses statutory and other factors that support deference and limited review equal to or greater than that described by the Commission, and refute the more stringent review sought by Plaintiffs.

Respectfully Submitted,

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September 17, 2014