

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

PURSUING AMERICA’S GREATNESS,)	
)	
Plaintiff,)	
)	
v.)	Case No. 15-cv-1217 (TSC)
)	
FEDERAL ELECTION COMMISSION,)	
)	
Defendant.)	
)	

ORDER

Upon consideration of the opinion issued by the U.S. Court of Appeals for the District of Columbia Circuit on August 2, 2016, and the parties’ jointly proposed terms, it is hereby ORDERED as follows:

1. Pursuing America’s Greatness’s (“PAG”) motion for a preliminary injunction is granted.
2. Subject to certain exceptions in 11 C.F.R. § 102.14(b), 11 C.F.R. § 102.14(a) generally prohibits unauthorized political committees from using the names of federal candidates in any name under which the political committee conducts activities, including in the titles of websites and social media pages.
3. During the pendency of this action, the Federal Election Commission (“Commission”) shall not enforce 11 C.F.R. § 102.14(a) against PAG in connection with its ownership and operation of certain websites, none of which will solicit contributions or otherwise conduct fundraising activities. These websites are those listed below in subparagraphs (a)–(c) or, in the case of websites PAG has not yet identified but wishes to use during the pendency of this action, those following the format set out in subparagraph (d):

- a. "I Like Kelly Ayotte," located at ilikekellyayotte.com;
- b. "I Like Richard Burr," located at ilikerichardburr.com;
- c. "I Like David Young," located at ilikedavidyoung.com;
- d. "I Like [Name of Candidate for Federal Office]," located at [www.ilike\[Name of Candidate for Federal Office\].com](http://www.ilike[Name of Candidate for Federal Office].com).

4. During the pendency of this action, the Commission shall not enforce 11 C.F.R. § 102.14(a) against PAG in connection with its creation and operation of certain Facebook pages, none of which will solicit contributions or otherwise conduct fundraising activities. The Facebook pages will be those listed below in subparagraphs (a)–(c) or, in the case of Facebook pages PAG has not yet identified but wishes to use during the pendency of this action, those following the format set out in subparagraph (d):

- a. "I Like Kelly Ayotte";
- b. "I Like Richard Burr";
- c. "I Like David Young";
- d. "I Like [Name of Candidate for Federal Office]."

5. During the pendency of this action, the Commission shall not enforce 11 C.F.R. § 102.14(a) against PAG in connection with its creation and operation of certain Twitter accounts (usernames or "handles"), none of which will solicit contributions or otherwise conduct fundraising activities. The Twitter accounts will be those listed below in subparagraphs (a)–(c) or, in the case of Twitter accounts PAG has not yet identified but wishes to use during the pendency of this action, those following the format set out in subparagraph (d):

- a. "I Like Kelly Ayotte";
- b. "I Like Richard Burr";

c. “I Like David Young”;

d. “I Like [Name of Candidate for Federal Office].”

6. As explained in paragraph 2, 11 C.F.R. § 102.14(a) regulates the use of a candidate’s name in the special project names and titles of authorized and unauthorized political committees. This regulation and the injunctive relief awarded in this order would thus be inapplicable if PAG either ceases to be an unauthorized committee or if the individuals whose names PAG is using in the names of its special project websites and social media pages are no longer candidates for federal office.

7. This is a preliminary injunction order that is being issued pursuant to Rule 65 of the Federal Rules of Civil Procedure.

8. This order does not affect any law or regulation other than 11 C.F.R. § 102.14(a), and nothing in this order shall be construed to waive the Commission’s right to defend the merits of 11 C.F.R. § 102.14(a)–(b) in this case.

9. This order may be modified for good cause upon motion by any party.

Date: October 12, 2016

Tanya S. Chutkan
TANYA S. CHUTKAN
United States District Judge