

**United States District Court
Eastern District of Virginia
Richmond Division**

<p>The Real Truth About Obama, Inc.</p> <p style="text-align: right;"><i>Plaintiff,</i></p> <p style="text-align: center;">v.</p> <p>Federal Election Commission and United States Department of Justice,</p> <p style="text-align: right;"><i>Defendants.</i></p>	<p>Case No. 3:08-cv-00483-JRS</p>
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Consent Motion to Stay Proceedings On the Merits

The parties respectfully move for a stay of the proceedings on the merits in this action pending a resolution of Plaintiff’s preliminary injunction motion. On April 26, 2010, the Supreme Court granted Plaintiff’s petition for a writ of certiorari, vacated the judgment, and remanded the case to the United States Court of Appeals for the Fourth Circuit “for further consideration in light of *Citizens United v. Federal Election Comm’n*, 558 U.S. ___ (2010), and the Solicitor General’s suggestion of mootness.” *Real Truth About Obama v. FEC*, 559 U.S. _____ (No. 09-724). On June 8, the Fourth Circuit panel reissued Parts 1 and 2 of their opinion, 575 F.3d at 342, 345-47, and remanded the remaining issues to this Court. Docket # 115. Plaintiff will be filing a petition for rehearing en banc of this Order.

For judicial economy, the parties respectfully request that this Court continue to stay the proceedings on the merits pending a final resolution of Plaintiff’s preliminary injunction motion. The Fourth Circuit’s June 8, 2010 judgment will not take effect until issuance of the Court of Appeals’ mandate, at which point Plaintiff’s request for a preliminary injunction will return to this

Court for consideration. Because Plaintiff's intended petition for rehearing on banc will stay issuance of that mandate, further proceedings on Plaintiff's request for a preliminary injunction can recommence in this Court when the rehearing petition is fully resolved.

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