

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

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CITIZENS FOR RESPONSIBILITY)	
AND ETHICS IN WASHINGTON,)	
)	Civil Action No. 22-35-CRC
Plaintiff,)	
)	
v.)	
)	
FEDERAL ELECTION COMMISSION,)	
)	
Defendant.)	
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**PLAINTIFF CITIZENS FOR RESPONSIBILITY AND ETHICS IN WASHINGTON’S
NOTICE OF THE FEDERAL ELECTION COMMISSION’S FAILURE TO OPPOSE**

Plaintiff Citizens for Responsibility and Ethics in Washington (“CREW”) hereby respectfully notifies this Court of the Federal Election Commission’s failure to oppose CREW’s Motion to Compel, ECF No. 6 (the “Motion”). CREW filed the Motion on June 8, 2022. On the same day, CREW served the Motion on the FEC by first class mail. Pursuant to Local Civil Rule 7(b) of the United States District Court for the District of Columbia, the FEC’s opposition was due on June 22, 2022. Even assuming the FEC was entitled to three additional days to respond under Rule 6(d) of the Federal Rules of Civil Procedure due to the need for mail service because of the FEC’s default, any response by the FEC was due no later than June 27, 2022 because of the intervening weekend. As the FEC’s memorandum in opposition was “not filed within the prescribed time, the Court may treat the [M]otion as conceded.” D.D.C. LCvR 7(b).

Dated: July 20, 2022

Respectfully submitted,

/s/ Stuart McPhail
Stuart C. McPhail
(D.C. Bar No. 1032529)

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in Washington

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Certificate of Service

I certify that on July 20, 2022, I caused service of the attached notice to be made on defendant Federal Election Commission by U.S.P.S. First Class Mail as follows:

Federal Election Commission
1050 First Street, N.E.
Washington, DC 20463

/s/ Stuart C. McPhail
Stuart C. McPhail