

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 22-5140**September Term, 2022****1:21-cv-00406-TJK****Filed On: September 14, 2022**

Campaign Legal Center,

Appellee

v.

Federal Election Commission,

Appellee

Heritage Action for America,

Appellant

Consolidated with 22-5167**BEFORE:** Millett, Rao, and Childs, Circuit Judges**ORDER**

Upon consideration of the motion to hold in abeyance, the opposition thereto, and the reply; and the motion for summary affirmance and dismissal, the opposition thereto, and the reply, it is

ORDERED that the motion to hold in abeyance be denied without prejudice to a determination by the merits panel that abeyance is warranted. It is

FURTHER ORDERED that the motion for summary affirmance be denied in No. 22-5167 as to the district court's denial of intervention. The merits of the parties' positions are not so clear as to warrant summary action. See Taxpayers Watchdog, Inc. v. Stanley, 819 F.2d 294, 297 (D.C. Cir. 1987) (per curiam). It is

FURTHER ORDERED that the motion to dismiss No. 22-5140 be referred to the merits panel to which this case is assigned. The parties are directed to address in their briefs the issues presented in the motion to dismiss rather than incorporate those arguments by reference.

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Because the court has determined that summary disposition is not in order, the Clerk is instructed to calendar this case for presentation to a merits panel.

Per Curiam