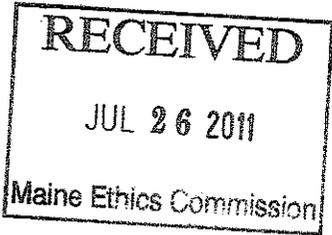


UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MAINE



REP. ANDRE E. CUSHING III, RESPECT)
MAINE PAC, and HAROLD A. CLOUGH,)

Plaintiffs)

v.)

WALTER F. MCKEE, et al.,)

Defendants.)

Civil No. 1:10-cv-00330-GZS

ORDER

Based on the recent decision of the United States Supreme Court in the matter of *Arizona Free Enterprise Club's Freedom PAC v. Bennett*, Docket Nos. 10-238 & 10-239, issued on June 27, 2011, and for the reasons set forth in that decision, as stipulated by the parties, the matching funds provision of Maine's Clean Election Act, 21-A M.R.S. § 1125(9), is hereby declared in violation of the First Amendment of the United States Constitution. This provision is severable from the remainder of the Maine Clean Election Act, 21-A M.R.S. Chapter 14, pursuant to 1 M.R.S. § 71(8).

Consistent with this declaratory judgment and as agreed to by the parties, judgment shall enter for the plaintiffs on Count III of plaintiffs' verified complaint, dated August 5, 2010. There is no indication that the defendants will decline to comply with this court's declaratory judgment and, accordingly, there is no need to issue an injunction as originally requested by the plaintiffs.

Based upon the stipulation of the parties filed on July 20, 2011, the remaining claims set forth in Counts I, II, IV and VI of plaintiffs' complaint¹ are hereby dismissed without prejudice.

So Ordered.

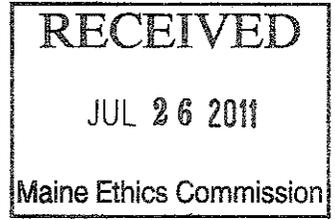
Dated this 21st day of July, 2011

/s/ George Z. Singal
George Z. Singal
United States District Judge

¹ There is no Count V.

July 28, 2011

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE



REP ANDRE E. CUSHING, III et al)	
Plaintiffs,)	
)	
v.)	Civil No. 1:10-cv-330-GZS
)	
WALTER F. MCKEE et al)	
Defendants,)	

JUDGMENT

Pursuant to the Order entered on July 21, 2011 by U.S. District Judge George Z. Singal, Judgment is hereby entered for the Plaintiffs on Count III of the Complaint. The remaining claims set forth in Counts I, II, IV, and VI of the Complaint are hereby dismissed without prejudice.

CHRISTA K. BERRY
CLERK

By: /s/Lindsey Caron
Deputy Clerk

Dated: July 21, 2011