

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10

11 CALIFORNIA JUSTICE COMMITTEE,
12 THE CONSTITUTION PARTY OF
13 CALIFORNIA, JEFF NORMAN,
CHARLES MICHEL DEEMER, and
JOHN GABREE,

14 Plaintiffs,

15 v.

16 DEBRA BOWEN, California Secretary
17 of State, in her official capacity,

18 Defendant.
19

CV 12-3956 PA (AGR)
AMENDED JUDGMENT

20 Pursuant to the Court's Findings of Fact and Conclusions of Law issued on October
21 18, 2012, and the Court's November 29, 2012 Minute Order granting defendant's Motion to
22 Alter or Amend Judgment,

23 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that plaintiffs
24 California Justice Committee, the Constitution Party of California, Jeff Norman, Charles
25 Michel Deemer, and John Gabree (collectively "Plaintiffs") shall have judgment in their
26 favor against defendant Debra Bowen, California Secretary of State, in her official capacity
27 ("Defendant" or "Secretary of State").
28

1


2 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that California
3 Elections Code section 5100's timing requirement violates Plaintiffs' rights under the First
4 and Fourteenth Amendments of the United States Constitution.

5 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Secretary of
6 State is permanently enjoined from enforcing or otherwise applying California Elections
7 Code section 5100's requirement that proposed political parties that wish to qualify as
8 political parties in order to participate in a November presidential election must satisfy the
9 party qualification requirements at least 135 days prior to the primary election.

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Plaintiffs shall
11 have their costs of suit.

12 IT IS SO ORDERED.

13
14 DATED: November 29, 2012



Percy Anderson
UNITED STATES DISTRICT JUDGE