

**FOR PUBLICATION**  
**UNITED STATES COURT OF APPEALS**  
**FOR THE NINTH CIRCUIT**

JOHN McCOMISH; NANCY McLAIN;  
TONY BOUIE,

*Plaintiffs-Appellees,*

v.

KEN BENNETT, in his official  
capacity as Secretary of State of  
the State of Arizona; GARY  
SCARAMAZZO; ROYANN J. PARKER;  
JEFFREY L. FAIRMAN; LOUIS  
HOFFMAN; LORI S. DANIELS, in their  
official capacities as members of  
the Arizona Citizens Clean  
Elections Commission,

*Defendants-Appellants,*

and

CLEAN ELECTIONS INSTITUTE, INC.,  
*Defendant-Intervenor,*

v.

DEAN MARTIN; ROBERT BURNS;  
RICK MURPHY; ARIZONA FREE  
ENTERPRISE CLUB'S FREEDOM CLUB  
PAC; ARIZONA TAXPAYERS ACTION  
COMMITTEE, agent of Taxpayers  
Action Committee,

*Plaintiff-Intervenors-Appellees.*

No. 10-15165

D.C. No.

2:08- cv-1550 ROS

D Ariz., Phoenix

JOHN MCCOMISH; NANCY McLAIN;  
TONY BOUIE,

*Plaintiffs-Appellees,*

v.

KEN BENNETT, in his official  
capacity as Secretary of State of  
the State of Arizona; GARY  
SCARAMAZZO; ROYANN J. PARKER;  
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v.

DEAN MARTIN; ROBERT BURNS;  
RICK MURPHY; ARIZONA FREE  
ENTERPRISE CLUB'S FREEDOM CLUB  
PAC; ARIZONA TAXPAYERS ACTION  
COMMITTEE, agent of Taxpayers  
Action Committee,

*Plaintiffs-Intervenors-Appellees,*

No. 10-15166  
DC No.  
2:08 cv-1550 ROS  
D Ariz., Phoenix  
ORDER

On Remand from the Supreme Court of the United States

Filed August 10, 2011

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Before: Andrew J. Kleinfeld, A. Wallace Tashima, and  
Sidney R. Thomas, Circuit Judges

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**ORDER**

In accordance with the mandate of the Supreme Court in *Arizona Free Enterprise Club's Freedom Club PAC v. Bennett*, 131 S. Ct. 2806 (2011), the judgment of the district court is affirmed.