

FOR PUBLICATION

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

FEDERAL TRADE COMMISSION,
Plaintiff-Appellee,

v.

AMG CAPITAL MANAGEMENT, LLC;
BLACK CREEK CAPITAL
CORPORATION; BROADMOOR CAPITAL
PARTNERS, LLC; LEVEL 5
MOTORSPORTS, LLC; SCOTT A.
TUCKER; PARK 269 LLC; KIM C.
TUCKER,
Defendants-Appellants.

No. 16-17197

D.C. No.
2:12-cv-00536-
GMN-VCF

ORDER

On Remand from the United States Supreme Court

Filed June 8, 2021

Before: Diarmuid F. O'Scannlain and Carlos T. Bea,
Circuit Judges, and Richard G. Stearns,* District Judge.

Order

* The Honorable Richard G. Stearns, United States District Judge
for the District of Massachusetts, sitting by designation.

ORDER

In light of the Supreme Court's decision in *AMG Capital Mgmt., LLC v. FTC*, 141 S. Ct. 1341 (2021), the opinion of this Court dated December 3, 2018, 910 F.3d 417, is **VACATED**, and judgment is entered **REVERSING** the district court's order awarding equitable monetary relief to the FTC. We remand this case to the district court for further proceedings consistent with the Supreme Court's opinion.

REVERSED and REMANDED.