

constitutionality holding effectively disposes of this as-applied challenge. *Second*, WRTL’s purported as-applied challenge to BCRA as it might apply to ads whose context, text, and timing is wholly unspecified, but which by WRTL’s lights fall into a category it calls “grassroots lobbying,” is not ripe for adjudication and, in any event, is nothing more than a repeat of the facial challenge that *McConnell* has substantively foreclosed.

Wherefore, the Intervening Defendants respectfully move that this Court grant this Motion for Summary Judgment, or in the alternative, grant judgment on the record.

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