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9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**
11 **WESTERN DIVISION**

<p>12 A.W. CLARK,</p> <p>13 Plaintiff,</p> <p>14 v.</p> <p>15 SHIRLEY N. WEBER, as California Secretary of State,</p> <p>16 Defendants.</p>	<p>2:22-cv-007489-DOC(DFMx)</p> <p>[Proposed] ORDER</p> <p>ON MOTION (1) FOR DECLARATORY RELIEF AND (2) PRELIMINARY INJUNCTION</p> <p>Judge David O. Carter</p>
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17 **IT IS ORDERED that:**

- 18 **1. Donald Trump was an officer who took an oath to uphold the United**
- 19 **States Constitution;**
- 20 **2. Trump violated that oath by engaging in and/or fomenting an**
- 21 **insurrection on Jan. 6, 2021;**
- 22 **3. Trump, therefore, is barred by clause 3 of the Fourteenth**
- 23 **Amendment from again holding elective office;**
- 24 **4. It is declared that Defendant, Cal. Sec'y of State Shirley N. Weber**
- 25 **may not list on any California, 2024 primary or general election ballot**
- 26 **Trump's name; and**
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5. Defendant, Cal. Sec'y of State Shirley N. Weber is enjoined preliminarily from listing on any California, 2024 primary or general election ballot Trump's name.

Dated: October 23, 2023

DAVID O. CARTER
United States District Judge