

**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

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\* 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.**