

19-508 AMG CAPITAL MANAGEMENT, LLC V. FTC

DECISION BELOW: 910 F.3d 417

LOWER COURT CASE NUMBER: 16-17197

QUESTION PRESENTED:

The Federal Trade Commission Act, Pub. L. No. 63- 203, 38 Stat. 717 (1914) (codified as amended at 15 U.S.C. §§ 41 *et seq.*), generally "empower[s] and direct[s]" the Federal Trade Commission "to prevent" persons from using "unfair or deceptive acts or practices in or affecting commerce." 15 U.S.C. §45(a)(2). By its terms, § 13 (b) of the Act authorizes the Commission to seek "preliminary injunction[s]" and, "in proper cases," "permanent injunction[s]." 15 U.S.C. §53(b). The question presented is:

Whether §13(b) of the Act, by authorizing "injunction[s]," also authorizes the Commission to demand monetary relief such as restitution - and if so, the scope of the limits or requirements for such relief.

CONSOLIDATED WITH 19-825 FOR ONE HOUR ORAL ARGUMENT.

ORDER OF NOVEMBER 9, 2020:

THIS CASE IS NO LONGER CONSOLIDATED WITH NO. 19-825.

CERT. GRANTED 7/9/2020