

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

KEVIN CLARKE, TREVOR  
BOECKMANN, HARRY CRANE, CORWIN  
SMIDT, PREDICT IT, INC., ARISTOTLE  
INTERNATIONAL, INC., MICHAEL  
BEELER, MARK BORGHI, RICHARD  
HANANIA, JAMES D. MILLER, JOSIAH  
NEELEY, GRANT SCHNEIDER, and WES  
SHEPERD,

*Plaintiffs,*

v.

COMMODITY FUTURES TRADING  
COMMISSION,

*Defendant.*

Civil Docket No. 1:22-cv-00909-DAE

The Honorable David A. Ezra

**MOTION FOR ADMISSION *PRO HAC VICE***

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now Martin B. White, applicant herein, and moves this Court to grant admission to the United States District Court for the Western District of Texas *pro hac vice* to represent the Commodity Futures Trading Commission (“CFTC” or “Commission”), an agency of the United States government, in this case, and would respectfully show the Court as follows:

1. Applicant is an attorney who serves as Senior Assistant General Counsel in the CFTC’s Office of the General Counsel. My business address and contact information are as follows:

COMMODITY FUTURES TRADING COMMISSION  
Three Lafayette Centre  
1155 21st Street, N.W.

Washington, DC 20581  
Phone: (202) 993-1390  
Fax: (202) 418-5521  
mwhite@cftc.gov

2. Since December 18, 1974, Applicant has been and presently is a member of and in good standing with the Bar of the State of Maryland. Applicant's Maryland bar license number is 741201387. Since November 19, 1975, Applicant also has been and presently is a member of and in good standing with the Bar of the District of Columbia. Applicant's District of Columbia bar license number is 221259

3. Applicant has been admitted to practice before the following courts:

COURT	ADMISSION DATE
U.S. Court of Appeals, Second Circuit	February 5, 2019
U.S. Court of Appeals, Ninth Circuit	January 30, 2018
U.S. District Court for the District of Columbia	April 3, 2023

4. Applicant is presently a member in good standing of all the bars of the courts listed above.

5. Applicant has never been subject to grievance proceedings or involuntary removal proceedings while a member of the bar of any state or federal court.

6. Applicant has never been charged, arrested, or convicted of a criminal offense or offenses, omitting minor traffic offenses.

7. Applicant seeks permission to appear *pro hac vice* without local co-counsel solely for purpose of resolving the above-captioned case.

8. Applicant has read and is familiar with the Local Rules of the Western District of Texas and will comply with the standards of practice set out therein.

9. Applicant as an attorney for an executive agency of the United States is exempt from any *pro hac vice* fee in compliance with Local Court Rule AT-1(g).

Wherefore, Applicant prays that this Court enter an order permitting the admission of Martin B. White to the Western District of Texas *pro hac vice* for this case only.

Respectfully submitted,



Martin B. White (Md. Bar. No. 741201387)  
*Senior Assistant General Counsel*  
U.S. COMMODITY FUTURES TRADING  
COMMISSION  
Three Lafayette Centre  
1155 21st Street, N.W.  
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Phone: (202) 993-1390  
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mwhite@cftc.gov

#### CERTIFICATE OF SERVICE

I hereby certify that I have caused to be served a true and correct copy of this motion upon each attorney of record and the original upon the Clerk of Court via ecf on May 30, 2023.

/s/ Martin B. White

Martin B. White