

**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 MILLER, JOSIAH
NEELEY, GRANT SCHNEIDER, and WES
SHEPHERD,

Plaintiffs,

v.

COMMODITY FUTURES TRADING
COMMISSION,

Defendant.

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

The Honorable David Alan Ezra

**[PROPOSED] ORDER AMENDING SEPTEMBER 25, 2023, ORDER GRANTING
PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION ORDER**

For the reasons stated in the motion to amend filed by Defendant Commodity Futures Trading Commission on September 28, 2023, the September 25, 2023, ORDER GRANTING PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION (Dkt. 45) is amended as follows:

On page 2, in the sentence beginning "The Circuit Court found it unlikely that," the phrase "—or frankly could—" is deleted.

On page 3, the phrase "until 90 days after a final, not further appealable, judgment is entered in this matter" is deleted and replaced by the phrase "until a final judgment is entered by this Court in this matter."

IT IS SO ORDERED.

DATED: San Antonio, Texas, _____

David Alan Ezra
Senior United States District Judge