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,

Civil Docket No. 1:24-cv-00614-DAE

The Honorable David Alan Ezra

Plaintiffs,

v.

COMMODITY FUTURES TRADING COMMISSION,

Defendant.

JOINT NOTICE REGARDING MEET AND CONFER

Pursuant to the Court's December 10, 2024 Order, Dkt. 106, the parties participated in a meet and confer videoconference on January 2, 2025. The parties were unable to resolve any of the issues in the three pending motions (Dkts. 101, 102, 105) set for hearing on January 7, 2025.

Dated: January 3, 2025

<u>/s/ Martin B. White</u> Martin B. White (D.C. Bar No. 221259) Assistant General Counsel Anne W. Stukes (D.C. Bar. No. 469446) Deputy General Counsel Carlin R. Metzger (Illinois Bar No. 6275516) Senior Assistant General Counsel U.S. COMMODITY FUTURES TRADING COMMISSION

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<u>/s/ Michael J. Edney</u> Michael J. Edney Hunton Andrews Kurth LLP 2200 Pennsylvania Avenue, NW Washington, DC 20037 T: (202) 778-2204 medney@huntonak.com

Attorney for Plaintiffs Kevin Clarke, Trevor Boeckmann, Harry Crane, Corwin Smidt, Aristotle International, Inc., Predict It, Inc., Michael Beeler, Mark Borghi, Richard Hanania, James D. Miller, Josiah Neeley, Grant Schneider, and Wes Shepherd

CERTIFICATE OF SERVICE

I hereby certify that on January 3, 2025, a copy of the foregoing was filed electronically

and was served on counsel of record through the Court's electronic case filing/case management

(ECF/CM) system.

/s/ Michael J. Edney

Michael J. Edney