

transition of leadership at the CFTC. Counsel for the CFTC anticipates that an additional thirty days will be sufficient time for the CFTC to comply with the Court's order. If the Court grants this motion, the new deadline would be March 7, 2025.

Counsel for the CFTC conferred with counsel for Plaintiffs in a good-faith attempt to resolve this matter by agreement. Counsel for Plaintiffs opposes the relief sought in this motion and advised counsel for Plaintiffs that the main reason for opposing this relief is the impending deadline of March 10 for the parties to file dispositive motions, as set out in the Scheduling Order entered by the Court (ECF No. 94). Counsel for CFTC suggested to Plaintiffs' counsel that the parties jointly seek to modify the dispositive motions deadline, since there are two pending motions that are likely to necessitate the adjustment of the deadline anyhow: the CFTC's Motion for Judgment on the Pleadings (ECF No. 82) and Plaintiffs' Motion for Leave to file a Third Amended Complaint (ECF No. 117). The parties were unable to agree to jointly seek to modify the dispositive motion deadline. The CFTC intends to file a separate motion to extend the dispositive motion deadline.

Wherefore, the CFTC respectfully requests that the Court enter an order allowing the CFTC an extension of 30 days (to March 7, 2025) to comply with the Court's January 8 order.

Respectfully submitted,

/s/ Carlin R. Metzger

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CERTIFICATE OF SERVICE

I certify that on January 31, 2025, I caused the foregoing document to be served on the Clerk of the Court using the Court's CM/ECF system, which will send notice to all counsel of record in this case.

/s/ Carlin R. Metzger

Carlin R. Metzger
Assistant General Counsel
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