

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

KEVIN CLARKE, et al.

Plaintiffs,

V.

COMMODITY FUTURES TRADING
COMMISSION,

Defendant.

Cause No. 1:24-cv-00614-DAE

The Honorable David A. Ezra

**CFTC NOTICE OF PRODUCTION OF SUPPLEMENTAL ADMINISTRATIVE
RECORD**

The Commodity Futures Trading Commission (CFTC) hereby notifies the Court that, on March 7, 2025, it produced to Plaintiffs' counsel a Supplemental Administrative Record, a Privilege Log, and the Declaration of Vincent McGonagle, in compliance with the Court's January 8, 2025 and February 7, 2025 Orders (Dkt. 119 and 126). A copy of the Supplemental Administrative Record Index and Declaration of Vincent McGonagle are attached as exhibits to this notice.

This notice is for the information of the Court and does not change the position of the CFTC that the Court should decide this case based on the pleadings, as set forth in the CFTC's Motion for Judgment on the Pleadings (Dkt. 82) and Reply in Support of Motion for Judgment on the Pleadings (Dkt. 97).

Respectfully submitted,

/s/ Carlin R. Metzger

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U.S. COMMODITY FUTURES TRADING
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CERTIFICATE OF SERVICE

I certify that on March 7, 2025, I caused the foregoing document to be served 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
U.S. COMMODITY FUTURES TRADING
COMMISSION