

**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. 1:24-cv-00614-DAE

The Honorable David Alan Ezra

JOINT STATUS UPDATE

Defendant Commodity Futures Trading Commission and Plaintiffs Kevin Clarke, PredictIt, Inc. and all the others submit this status update as required by the Court's April 8, 2025, Order. Since the parties' motion for a continuance of the hearing on pending motions (ECF No. 133), the parties have had productive discussions. The parties are continuing to engage in settlement discussions that could lead to a consensual resolution of this matter.

The parties therefore jointly request an additional two weeks for those discussions to continue and propose filing a status report on Tuesday, May 20, 2025, on the status of efforts to bring this matter to a close through a consensual resolution and thereby spare the further consumption of judicial resources. During that additional requested period, the parties respectfully request that the Court continue to stay its consideration of the pending motions previously set for a hearing on April 11, 2025.

Dated: May 6, 2025

/s/ Carlin R. Metzger

Carlin R. Metzger (Illinois Bar No. 6275516)
Senior Assistant General Counsel
Anne W. Stukes (D.C. Bar. No. 469446)
Deputy General Counsel
U.S. COMMODITY FUTURES TRADING
COMMISSION

Three Lafayette Centre
1155 21st Street, N.W.
Washington, DC 20581
Phone: (312) 596-0536
Fax: (202) 418-5567
cmetzger@cftc.gov

Respectfully submitted,

/s/ Michael J. Edney

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 May 6, 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