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Attorneys for Defendants

UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

KalshiEX LLC,

Plaintiff,

The United States of America; and

Commodity Futures Trading Commission,

Consolidated Plaintiffs,

North American Derivatives Exchange,

Inc., d/b/a Crypto.com | Derivatives North

America,

Intervenor Plaintiff,

v.

Jackie Johnson, et al.,

Defendants,

State of Arizona, et al.,

Consolidated Defendants.

No. CV-26-01715-PHX-MTL

Hon. Michael T. Liburdi

**NOTICE OF APPEAL AND
NINTH CIRCUIT RULE 3-2
REPRESENTATION
STATEMENT**

**PRELIMINARY INJUNCTION
APPEAL**

1 Notice is hereby given that Defendants the State of Arizona; Jackie Johnson, in her
2 official capacity as Director of the Arizona Department of Gaming; and Kristin K. Mayes,
3 in her official capacity as Attorney General for the State of Arizona, hereby appeal to the
4 United States Court of Appeals for the Ninth Circuit from the Court's Order entered in
5 this action on May 5, 2026, District Court's ECF No. 96, granting the Motion for a
6 Preliminary Injunction filed by Federal Plaintiffs the United States of America and the
7 Commodity Futures Trading Commission.

8
9 RESPECTFULLY SUBMITTED this 6th day of July, 2026.

10 **KRISTIN K. MAYES**
11 **ATTORNEY GENERAL**

12 By /s/ William Y. Durbin
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18 *Attorneys for Defendants-Appellants*
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NINTH CIRCUIT REPRESENTATION STATEMENT

Pursuant to Ninth Circuit Rule 3-2, Defendants-Appellants submit the following list of the parties to the action with the names, addresses, and telephone numbers of their respective counsel:

Defendants-Appellants are represented by the following counsel:

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Defendants-Appellants' counsel are registered for Electronic Filing in the Ninth Circuit.

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18 Other Parties in District Court:

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RESPECTFULLY SUBMITTED this 6th day of July, 2026.

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