

No. 12-5413

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In the  
**United States Court of Appeals**  
for the District of Columbia Circuit

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INVESTMENT COMPANY INSTITUTE and  
CHAMBER OF COMMERCE OF THE UNITED STATES OF AMERICA,

*Appellants,*

v.

UNITED STATES COMMODITY FUTURES TRADING COMMISSION,

*Appellee.*

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**NOTICE OF INTENT OF THE NATIONAL FUTURES  
ASSOCIATION AND BETTER MARKETS, INC. TO FILE JOINT BRIEF  
AS *AMICI CURIAE* IN SUPPORT OF APPELLEE**

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## CORPORATE DISCLOSURE STATEMENT

Pursuant to Federal Rule of Appellate Procedure 26.1 and D.C. Circuit Rules 26.1 and 29(b), *amici* hereby states that:

1. The National Futures Association (“NFA”) is a non-profit organization and the independent, self-regulatory organization for the United States futures industry. Its fundamental mission is to protect the integrity of the U.S. futures market. To this end, it provides innovative regulatory programs and services that ensure futures industry integrity, protect market participants, and help its members meet their regulatory responsibilities. It has no parent corporation and there is no publicly held corporation that owns 10% or more of stock in NFA.

2. Better Markets (“Better Markets”) is a non-profit organization founded to promote the public interest in the financial markets. It advocates for greater transparency, accountability, and oversight in the financial system through a variety of activities, including comment on proposed rules, public advocacy, litigation, and independent research. Better Markets has no parent corporation and there is no publicly held corporation that owns 10% or more of the stock of Better Markets.

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AND BETTER MARKETS, INC. TO FILE JOINT BRIEF AS *AMICI  
CURIAE* IN SUPPORT OF APPELLEE**

Pursuant to D.C. Circuit Rule 29(b), NFA and Better Markets hereby notify the Court of their intent to file a joint brief as *amici curiae* in support of appellee. All parties have consented to the participation of NFA and Better Markets as *amici*. However, the consent of Appellant is subject to NFA and Better Markets filing a joint brief of not more than 7,000 words, in accordance with the Circuit Rules and the scheduling order entered in this case. NFA and Better Markets have filed a joint motion requesting 10,000 words for their joint brief.

March 8, 2013

Respectfully submitted,

/s/John M. Devaney

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**CERTIFICATE OF SERVICE**

I certify that on March 8, 2013, I caused the foregoing Notice of Intent of the National Futures Association and Better Markets, Inc. to File Joint Brief as *Amici Curiae* in Support of Appellee to be filed with the Clerk of the Court for the United States Court of Appeals for the D.C. Circuit via the CM/ECF system, which will serve counsel listed below.

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