

UNITED STATES OF AMERICA  
before the  
SECURITIES AND EXCHANGE COMMISSION  
SECURITIES EXCHANGE ACT OF 1934  
Release No. 75477 / July 17, 2015  
WHISTLEBLOWER AWARD PROCEEDING  
File No. 2015-5

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In the Matter of the Claim for Award

in connection with

Redacted

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**ORDER DETERMINING WHISTLEBLOWER AWARD CLAIM**

On March 9 and March 25, 2015, the Claims Review Staff (“CRS”) issued Preliminary Determinations related to Notices of Covered Action <sup>Redacted</sup> (the “Covered Actions”) and <sup>Redacted</sup> related actions.<sup>1</sup> The Preliminary Determinations recommended that <sup>Redacted</sup> (“Claimant”) receive a whistleblower award because Claimant voluntarily provided original information to the Commission that led to the successful enforcement of the Covered Actions and related actions pursuant to Section 21F(b)(1) of the Securities Exchange Act of 1934 (the “Exchange Act”), 15 U.S.C. § 78u-6(b)(1), and Rules 21F-3(a) & (b) thereunder, 17 C.F.R. § 240.21F-3(a) & (b).<sup>2</sup>

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<sup>1</sup> The related actions are:

Redacted

<sup>2</sup> The CRS also recommended that an award application from a second claimant in connection with Covered Action <sup>Redacted</sup> should be denied because the second claimant did not

Further, the CRS recommended that such award be set in the amount of <sup>Redacted</sup> of the monetary sanctions collected or to be collected in the Covered Actions and related actions, which will equal payment of more than \$3,000,000. In arriving at this recommendation, the CRS considered the factors set forth in Rule 21F-6, 17 C.F.R. § 240.21F-6, in relation to the facts and circumstances of Claimant's application.<sup>3</sup>

On March 25, 2015, Claimant provided written notice to the Commission of Claimant's decision not to contest the Preliminary Determinations within the 60-day deadline set out in Rule 21F-10(e) promulgated under the Exchange Act, 17 C.F.R. § 240.21F-10(e). Accordingly, pursuant to Rule 21F-10(f), 17 C.F.R. § 240.21F-10(f), the Preliminary Determinations became the Proposed Final Determination of the Claims Review Staff.

Upon due consideration under Rules 21F-10(f) and (h), 17 C.F.R. § 240.21F-10(f) and (h), and for the reasons set forth in the Preliminary Determinations, it is hereby ORDERED that Claimant shall receive <sup>Redacted</sup> of the monetary sanctions collected and to be collected in the Covered Actions and related actions.

By the Commission.

Brent J. Fields  
Secretary

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provide information that led to the successful enforcement of that action within the meaning of Section 21F(b)(1) of the Exchange Act and Rules 21F-3(a)(3) and 21F-4(c) thereunder. The second claimant thereafter failed to submit a timely response contesting the Preliminary Determination. Accordingly, pursuant to Rule 21F-10(f), 17 C.F.R. § 240.21F-10(f), the Preliminary Determination to deny the second claimant's award application became the Final Order of the Commission as to that second claimant.

<sup>3</sup> Among these factors, due consideration was given to Claimant's unreasonable delay in reporting the illegal conduct to the Commission, although we have not applied this factor as severely here as we otherwise might have done had the delay occurred entirely after the whistleblower award program was established by the Dodd-Frank Wall Street Reform and Consumer Protection Act.