



March 18, 2019

Brent J. Fields
Secretary, Securities and Exchange Commission ("SEC")
100 F Street NE
Washington, DC 20549-1090

(Sent via e-mail to rule-comments@sec.gov)

RE: File Number S7-26-18 Request for Comment on Earnings Releases and Quarterly Reports

Dear Mr. Fields:

Pacira Pharmaceuticals, Inc. ("Pacira" or "the Company") appreciates the opportunity to comment on the SEC's request for comment on earnings releases and quarterly reports. The Company agrees with the goal of reducing the cost and burden of quarterly reporting, and as such, this letter summarizes the Company's responses to questions which it would like to comment on further.

Question #31: Should we move to a semi-annual reporting model for all or certain categories of reporting companies?

We believe that a semi-annual reporting model would be appropriate for all reporting companies. Semi-annual reporting would allow companies to cut financial reporting costs dramatically, to permit management to focus on longer-term goals, and to keep the playing field level across all companies. The European Union (EU) has demonstrated its success in reporting under the semi-annual reporting model for the last five years. The EU stock market has been named an efficient capital market receiving high marks for its regulatory environment and continues to be viewed as a global leader, as reported in a ComRes study published in November 2018. There have been no indications of negative impacts from the transition to a semi-annual reporting model.

Question #30: Does the frequency of reporting lead managers to focus on short-term results to the detriment of long-term performance?

Yes. Quarterly reporting can lead management to make key decisions that provide for a short-term focus at the detriment of long-term performance. Well-planned strategic initiatives take time to fully execute. Requiring quarterly reporting does not give sufficient time for management to initiate, assess and react to their new strategic initiatives. Executive management also has undue pressure to meet numbers every three months, which could

negatively affect long term stock value. Pressure to meet quarterly analyst expectations can easily take management's focus off long term strategic plans in favor of short term results.

Question #34: How would a semi-annual reporting model affect the general use of Form 8-K to report material information?

The use of Form 8-K plays an important role in keeping investors informed of material events and transactions entered into by the Company, and will undoubtedly continue to be important. If a semi-annual reporting model is adopted, Form 8-K could be used to report key financial information for the 1st and 3rd quarters, e.g., revenue and non-GAAP net income could be provided with a discussion of the key financial and business transactions, results and trends. This discussion would assist investors in analyzing what to focus on when reading the financial statements.

Question #1: Why do reporting companies choose to issue earnings releases, most typically quarterly, and, Question #2: Do quarterly earnings releases provide benefits to investors, companies, or the marketplace separate and apart from the Form 10-Q report?

Pacira chooses to issue quarterly earnings releases in order to quickly disseminate financial performance to the public in a succinct and easily digestible document. These are done in advance of an earnings call with management where more color is added, along with a Q&A session. We believe that doing so makes it more convenient for investors and the marketplace to have the most relevant information presented in one place, saving them time searching through a 10-Q or 10-K document and having to aggregate that data themselves. We also provide financial guidance in these releases which we do not include in our 10-Q or 10-K filings.

Question #5: Are there meaningful differences between the financial information typically provided in an earnings release and the financial information required by Form 10-Q?

There are meaningful differences between the financial information that Pacira provides in an earnings release and the financial information required by Form 10-Q. The earnings release presents key information that our investors are looking for, including non-GAAP financial information and management's estimates on the future outlook of the Company. This information is provided by the Company to meet the demands of its investors. The non-GAAP financial information is used by both management and investors to better analyze the Company's financial results and future outlook and to aid management decision making. We feel that Form 10-Q serves to confirm the information already provided in the earnings release and earnings call. To date, there is an abundant amount of information provided within Form 10-Q, including disclosures, that is likely not being used by investors and the volume of that information dilutes or takes focus away from what is really happening with a company's operations. A significant amount of information provided in GAAP financial statements is complex and difficult to understand.

Question #12: What are the cost burdens associated with the preparation of a Form 10-Q?

The most significant cost burden associated with the internal preparation of Form 10-Q is not only the preparation of unaudited condensed consolidated financial statements in accordance with GAAP along with full disclosures, but also the significant supporting documentation required by the PCAOB and in turn by our auditors. This is both a financial cost and an opportunity cost in the time and dollars which could be directed towards other value-added activities. There are also significant costs for the review of the 10-Q by the Company's independent accounting firm on a quarterly basis.

The financial burden of periodic financial reporting should be better aligned with the factors that contribute to the investment decisions being made by investors. A re-assessment of what information is necessary for interim financial reporting should be performed. The emphasis should be on key drivers of performance of the Company. A detailed analysis of the non-GAAP information that is currently provided on a regular basis should provide a reasonable proxy of the financial information investors are looking for which they may find more relevant.

Question #13: Are there other sources of information investors use to supplement information from earnings releases or quarterly reports?

Yes. The Company provides supplemental information through an earnings call with a Q&A session, periodic presentations at industry and investor conferences, corporate presentations posted on its website, and issues press releases as matters and news impacting the Company warrant doing so.

I appreciate the opportunity on behalf of Pacira to express our views on the questions posed for comment. If you have any questions or would like to discuss these responses further, please feel free to contact me at [REDACTED].

Sincerely,

/s/ Lauren Riker

Lauren Riker
Vice President, Finance