

foiapa

18-03000-T

**From:** Mark M. <mark@checkfundmanager.com>  
**Sent:** Thursday, June 28, 2018 12:28 PM  
**To:** foiapa  
**Subject:** FOIA request for non-public information

CheckFundManager LLC  
Spectrum Office & Technology Park  
365 Willard Ave Suite 2C  
Newington, CT 06111  
(860)666-9595 voice  
(860)666-2666 fax



06/28/2018

United States Securities and Exchange Commission  
Station Place, 100 F Street, NE  
Washington, DC 20549-2465

Dear Sir or Madam:

Under the Freedom of Information Act (FOIA), please send me any records of investigations, preliminary inquiries, consumer complaints, civil complaints (civil injunction proceedings), administrative proceedings, and disciplinary actions for all available dates against the below company or individual. I authorize one half-hour of research, at the rate of \$61 per hour.

Atalaya Special  
NY, NY

Sincerely,

Mark Mierzejewski  
Associate Fraud Examiner  
CheckFundManager.com <http://www.CheckFundManager.com>  
860.666.9595 ext. 106  
[mark@checkfundmanager.com](mailto:mark@checkfundmanager.com)



UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
STATION PLACE  
100 F STREET, NE  
WASHINGTON, DC 20549-2465

Office of FOIA Services

July 05, 2018

Mr. Mark Mierzejewski  
Check Fund Manager, LLC  
365 Willard Avenue, Suite 2C  
Newington, CT 06111

Re: Freedom of Information Act (FOIA), 5 U.S.C. § 552  
Request No. 18-03000-T

Dear Mr. Mierzejewski:

This letter is in response to your request, dated and received in this office on June 28, 2018, for any records of investigations, preliminary inquiries, consumer complaints, civil complaints (civil injunction proceedings), administrative proceedings, and disciplinary actions for all available dates regarding Atalaya Special.

Based on the information you provided in your letter, we conducted a thorough search of the SEC's various systems of records, but did not locate or identify any information responsive to your request.

If you still have reason to believe that the SEC maintains the type of information you seek, please provide us with additional information, which could prompt another search. Otherwise, we conclude that no responsive information exists and we consider this request to be closed.

You have the right to appeal the adequacy of our search or finding of no responsive information to the SEC's General Counsel under 5 U.S.C. § 552(a)(6), 17 CFR § 200.80(d)(5)(iv). The appeal must be received within ninety (90) calendar days of the date of this adverse decision. Your appeal must be in writing, clearly marked "Freedom of Information Act Appeal," and should identify the requested records. The appeal may include facts and authorities you consider appropriate.

You may file your appeal by completing the online Appeal form located at [https://www.sec.gov/forms/request\\_appeal](https://www.sec.gov/forms/request_appeal), or mail your appeal to the Office of FOIA Services of the Securities and Exchange Commission located at Station Place, 100 F Street NE,

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July 05, 2018  
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Mail Stop 2465, Washington, D.C. 20549, or deliver it to Room 1120 at that address. Also, send a copy to the SEC Office of the General Counsel, Mail Stop 9612, or deliver it to Room 1120 at the Station Place address.

If you have any questions, please contact me at moodyd@sec.gov or (202) 551-8355. You may also contact me at [foiapa@sec.gov](mailto:foiapa@sec.gov) or (202) 551-7900. You also have the right to seek assistance from Aaron Taylor at (202) 551-7900 as a FOIA Public Liaison for this office, or contact the Office of Government Information Services (OGIS) for dispute resolution services. OGIS can be reached at 1-877-684-6448 or [Archives.gov](http://Archives.gov) or via e-mail at [ogis@nara.gov](mailto:ogis@nara.gov).

Sincerely,

A handwritten signature in cursive script that reads "Denise R. Moody".

Denise R. Moody  
FOIA Research Specialist