Notice of Covered Action

PRELIMINARY DETERMINATION OF THE CLAIMS REVIEW STAFF

In response to the above-referenced Notice of Covered Action, the U.S. Securities and Exchange Commission ("Commission") received whistleblower award claims from [redacted] (Claimant 6).

Pursuant to Section 21F of the Securities Exchange Act of 1934 ("Exchange Act") and Rule 21F-10 promulgated thereunder, the Claims Review Staff has evaluated the claims in accordance with the criteria set forth in Rules 21F-1 through 21F-17.
Claimants [redacted] and 6

The Claims Review Staff has also preliminarily determined to recommend that the Commission deny the award claims of [redacted] Claimant 6. The basis for this determination is as follows:

Claimants [redacted] and 6 did not provide information that led to the successful enforcement of the above-referenced Covered Action within the meaning of Section 21F(b)(1) of the Exchange Act and Rules 21F-3(a)(3) and 21F-4(c) thereunder because their information did not:

a. cause the Commission to commence an examination, open or reopen an investigation, or inquire into different conduct as part of a current Commission examination or investigation, and the Commission brought a successful judicial or administrative action based in whole or in part on conduct that was the subject of the information under Rule 21F-4(c)(1) of the Exchange Act; or

b. significantly contribute to the success of the Covered Action under Rule 21F-4(c)(2) of the Exchange Act.
With respect to Claimants 1 and 6, the Enforcement staff responsible for the Covered Action received no information from them and had no communications with them. 3

By: Claims Review Staff

Date: November 19, 2019

3 We also preliminarily deny Claimant 6’s award claims because Claimant 6 is not a “whistleblower” under Exchange Act Rule 21F-2(a)(1). To qualify as a whistleblower, an individual must (among other things) provide information regarding a potential securities law violation to the Commission in the form and manner that is required by Exchange Act Rule 21F-9(a). Claimant 6 contends in Claimant 6’s award application that Claimant 6 submitted information to authorities in the [redacted] and the number identified on Claimant 6’s award application does not appear to be a Commission TCR number.