

FINAL ORDER – THIS PRELIMINARY DETERMINATION BECAME THE FINAL ORDER OF THE COMMISSION ON NOVEMBER 7, 2023, AS TO CLAIMANTS 1, 3, 6, 7, 8, 11 AND 12, AND ON NOVEMBER 8, 2023 AS TO CLAIMANT 2, PURSUANT TO RULE 21F-10(f) OF THE SECURITIES EXCHANGE ACT OF 1934

Notice of Covered Action [REDACTED]

Other Action [REDACTED]

Reference Numbers: 11072023 and 11082023

PRELIMINARY DETERMINATIONS OF THE CLAIMS REVIEW STAFF

In response to the above-referenced Notice of Covered Action and Other Action, the Securities and Exchange Commission (the “Commission”) received twelve whistleblower award claims. Pursuant to Section 21F of the Securities Exchange Act of 1934 (the “Exchange Act”) and Rules 21F-10 and -11 promulgated thereunder, the Claims Review Staff has evaluated each of these claims in accordance with the criteria set forth in Rules 21F-1 through 21F-18. The Claims Review Staff sets forth its Preliminary Determination for each award claimant as follows.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Notice of Covered Action [REDACTED]

Other Action [REDACTED]

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[REDACTED]

[REDACTED] (“Claimant 1”)
[REDACTED] (“Claimant 2”)
[REDACTED] (“Claimant 3”)
[REDACTED]
[REDACTED] (“Claimant 6”)
[REDACTED] (“Claimant 7”)
[REDACTED] (“Claimant 8”)
[REDACTED]
[REDACTED] (“Claimant 11”)
[REDACTED] (“Claimant 12”)

The Claims Review Staff has preliminarily determined to recommend that the Commission deny the award claims of Claimants 1 through [REDACTED], 11 and 12.² None of these Claimants provided 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 the information they provided did not:

(1) under Rule 21F-4(c)(1) of the Exchange Act cause the Commission to (a) commence an examination, open or reopen an investigation, or inquire into different conduct as part of a current Commission examination or investigation, and (b) thereafter bring an action based, in whole or in part, on conduct that was the subject of the information provided by Claimants 1 through [REDACTED], 11 and 12, respectively; or

(2) significantly contribute to the success of a Commission judicial or administrative enforcement action under Rule 21F-4(c)(2) of the Exchange Act.

² To the extent Claimants 1 through [REDACTED], 11 and 12 have applied for an award in a related action, because Claimants 1 through [REDACTED], 11 and 12 are not eligible for an award in an SEC Covered Action, they are not eligible for an award in connection with any related action. See 15 U.S.C. § 78u-6(b); Exchange Act Rule 21F-3(b), (b)(1); Rule 21F-4(g) and (f); Rule 21F-11(a); see also Order Determining Whistleblower Award Claim, Release No. 34-86902 (Sept. 9, 2019).

Notice of Covered Action [REDACTED]
[REDACTED]

Other Action
[REDACTED]

Reference Numbers: 11072023 and 11082023

In reaching this preliminary recommendation, we note that the record reflects that the investigation that led to the Covered Action was not opened based on information provided by any of Claimants 1 through [REDACTED], 11 and 12. In addition, none of the information provided by these Claimants caused the staff to inquire concerning different conduct as part of the ongoing investigation or significantly contributed to the success of the Covered Action. Specifically, the staff responsible for the investigation and Covered Action did not review the information submitted by any of Claimants 1, 3 through 6, 8, [REDACTED], 11 and 12; and found that the information submitted by Claimants 2 and 7, which certain of the staff reviewed in connection with unrelated investigations they also worked on, had no connection or relevance to the events investigated in the investigation that led to the Covered Action. Thus the Claimants' information had no impact on the staff's investigation or the Covered Action.

By: Claims Review Staff

Dated: September 5, 2023