

UNITED STATES OF AMERICA

Before the

SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934

Release No. 93551 / November 10, 2021

ADMINISTRATIVE PROCEEDING

File No. 3-20650

In the Matter of  
American CryptoFed DAO LLC,  
Respondent.

MOTION FOR EXTENSION OF TIME FOR  
RESPONDENT TO FILE ANSWER TO  
THE ORDER INSTITUTING  
ADMINISTRATIVE PROCEEDINGS AND  
NOTICE OF HEARING PURSUANT TO  
SECTION 12(j) OF THE SECURITIES  
EXCHANGE ACT OF 1934

American CryptoFed DAO LLC (“American CryptoFed”) hereby moves for an extension of the time established by the Order Instituting Administrative Proceedings and Notice of Hearing Pursuant to Section 12(j) of the Securities Exchange Act of 1934 (“OIP”). Respondent requests an extension to file an Answer to the OIP, from ten (10) days after service of the OIP to

twenty (20) days following Respondent's receipt of investigative documents from the Securities and Exchange Commission ("Commission").

This motion is a result of four (4) email communications between Respondent and Counsel for the Commission, dated October 12, 2021 through October 13, 2021, attached as Exhibit 1 at the bottom of this motion. Respondent's email discussions with Counsel for the Commission were pursuant to Rule 230 and Rule 220. "In these particular circumstances, we would not oppose a motion by you to extend the time to Answer until 20 days after you receive the documents from us pursuant to Rule 230", concluded Counsel for the Commission in the email (Exhibit 1, Date: Sat, Nov 13, 2021, at 8:01 AM).

Dated: November 14, 2021

Respectfully submitted,

A black rectangular redaction box covering the signature of Marian Orr.

By /s/ Marian Orr

Marian Orr

CEO, American CryptoFed DAO LLC

1607 Capitol Ave Ste 327

Cheyenne, WY. 82001

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of this Motion was filed by eFAP and was served on the following on this 14th day of November 2021, in the manner indicated below:

By Email:

Christopher Bruckmann, Trial Counsel

Division of Enforcement – Trial Unit

U.S. Securities and Exchange Commission

100 F Street, N.E.

Washington, D.C. 20549-5949

202-551-5986

[bruckmannc@sec.gov](mailto:bruckmannc@sec.gov)

A black rectangular redaction box covers the signature of Marian Orr. The name 'Orr' is visible at the bottom right of the redacted area.

Marian Orr

CEO, American CryptoFed DAO LLC

1607 Capitol Ave Ste 327

Cheyenne, WY. 82001

# **Exhibit 1**

----- Forwarded message -----

From: **Marian Orr** <marian.orr@americancryptofed.org>

Date: Fri, Nov 12, 2021 at 12:06 PM

Subject: Re: In the Matter of American CryptoFed DAO LLC, AP File No. 3-20650

To: Bruckmann, Christopher <bruckmannc@sec.gov>

Cc: scott.moeller@americancryptofed.org <scott.moeller@americancryptofed.org>,

zhouxm@americancryptofed.org <zhouxm@americancryptofed.org>, Zerwitz, Martin

<ZerwitzM@sec.gov>, Baker, Michael <BakerMic@sec.gov>

Dear Mr. Bruckmann,

I am writing to inquire when we may expect to have all the documents available for inspection and copying, which we believe we are entitled to, pursuant to the [§ 201.230 Enforcement and disciplinary proceedings: Availability of documents for inspection and copying]?

Attached is text of § 201.230.

For your convenience, I copied the section of § 201.230 (a) below that we believe speaks to this request by us.

- a. Documents to be available for inspection and copying. (1) Unless otherwise provided by this section, or by order of the Commission or the hearing officer, the Division of Enforcement shall make available for inspection and copying by any party documents

obtained by the Division prior to the institution of proceedings, in connection with the investigation leading to the Division's recommendation to institute proceedings.

Sincerely,

Marian Orr

CEO, American CryptoFed DAO

1607 Capitol Ave Ste 327

Cheyenne, WY. 82001

----- Forwarded message -----

From: **Bruckmann, Christopher** <bruckmannc@sec.gov>

Date: Fri, Nov 12, 2021 at 12:25 PM

Subject: Re: In the Matter of American CryptoFed DAO LLC, AP File No. 3-20650

To: Marian Orr <marian.orr@americancryptofed.org>

Cc: scott.moeller@americancryptofed.org <scott.moeller@americancryptofed.org>,

zhouxm@americancryptofed.org <zhouxm@americancryptofed.org>, Zerwitz, Martin

<ZerwitzM@sec.gov>, Baker, Michael <BakerMic@sec.gov>

Ms. Orr,

The investigative file in this case is not very large, and we believe we will have it available to send to you next week.

Thank you,

Chris Bruckmann

Sent from my iPhone

----- Forwarded message -----

From: **Marian Orr** <marian.orr@americancryptofed.org>

Date: Fri, Nov 12, 2021 at 3:43 PM

Subject: Re: In the Matter of American CryptoFed DAO LLC, AP File No. 3-20650

To: Bruckmann, Christopher <bruckmannc@sec.gov>

Cc: scott.moeller@americancryptofed.org <scott.moeller@americancryptofed.org>,

zhouxm@americancryptofed.org <zhouxm@americancryptofed.org>, Zerwitz, Martin

<ZerwitzM@sec.gov>, Baker, Michael <BakerMic@sec.gov>

Dear Mr. Bruckmann,

Thank you very much for your prompt response.

You stated, “we believe we will have it available to send to you next week.”

However, pursuant to the same [§ 201.230 Enforcement and disciplinary proceedings:

Availability of documents for inspection and copying], the “documents shall be made available no later than the day after service of the decision as to whether to issue a temporary cease-and-desist order or temporary suspension order” [§ 201.230 (d) Timing of inspection and copying].

Given that the Securities and Exchange Commission (“Commission”) has already suspended our Form 10 filing, we believe we should have received documents yesterday, November 11, one day following service of the decision.

Furthermore, there are 20 days to file an answer, pursuant to Rule 220 (b) of the Commission’s [Rules of Practice] stating , “Except where a different period is provided by rule or by order, a respondent required to file an answer as provided in paragraph (a) of this rule shall do so within 20 days after service upon the respondent of the order instituting proceedings.” (p. 51).

<https://www.sec.gov/about/rules-of-practice-2019-09.pdf>

Given that any investigative documents shall not be provided until next week and the deadline for answer is only 10 days from November 10, we believe the Commission has not allowed us reasonable time to file an effective answer.

May we stipulate an extension of the deadline to 20 days following our receipt of the Commission’s investigative documents?

Sincerely,

Marian Orr

CEO, American CryptoFed DAO

1607 Capitol Ave Ste 327

Cheyenne, WY. 82001



----- Forwarded message -----

From: **Bruckmann, Christopher** <bruckmannc@sec.gov>

Date: Sat, Nov 13, 2021 at 8:01 AM

Subject: Re: In the Matter of American CryptoFed DAO LLC, AP File No. 3-20650

To: Marian Orr <marian.orr@americancryptofed.org>

Cc: scott.moeller@americancryptofed.org <scott.moeller@americancryptofed.org>,

zhouxm@americancryptofed.org <zhouxm@americancryptofed.org>, Zerwitz, Martin

<ZerwitzM@sec.gov>, Baker, Michael <BakerMic@sec.gov>

Ms. Orr,

Regarding an extension for your time to Answer, I don't believe we can simply stipulate to that, you would need to file a motion with the Commission. In these particular circumstances, we would not oppose a motion by you to extend the time to Answer until 20 days after you receive the documents from us pursuant to Rule 230.

Thank you,

Chris Bruckmann

Sent from my iPhone