

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING
File No. 3-20650

<p>In the Matter of</p> <p>American CryptoFed DAO LLC,</p> <p>Respondent.</p>

DIVISION OF ENFORCEMENT'S
OMNIBUS RESPONSE TO RESPONDENT'S
MOTIONS REGARDING A PREHEARING CONFERENCE #2 AND #3

The Division of Enforcement (“Division”) of the U.S. Securities and Exchange Commission (“Commission”) respectfully submits this omnibus response to American CryptoFed DAO LLC’s (“Respondent” or “American CryptoFed”) Motion for Scheduling the Prehearing Conference After the Securities and Exchange Commission’s Ruling on Motion for More Definite Statement No.2 and Motion for a Confirmation that the Prehearing Conference Must be Conducted Before a Motion for Summary Disposition is Allowed No. 3.

The two motions listed above (each dated December 9, 2021) are duplicative of Respondent’s Motion for a Procedure to Determine the Date and Time for the Prehearing Conference (dated December 8, 2021). The Division filed an opposition to the December 8, 2021 motion at 8:42 a.m. ET on December 10, 2021 and was then served with the two December 9, 2021 motions 46 minutes later at 9:28 a.m. ET on

December 10, 2021. All three motions should be denied for the reasons set forth in the Division's response filed earlier today.

Additionally, although the Division is attempting to hold a prehearing conference in this proceeding before making a final decision about whether to move for summary disposition, Respondent should not be allowed to deny the Division the Division's right to move for summary disposition by evading the prehearing conference and filing meritless motions.

Finally, as the Respondent has shown a clear predilection for filing duplicative and vexatious filings, which are causing unnecessary delay and needlessly attempting to divert the Division and Commission's resources, the Division respectfully requests that the Commission issue an order requiring that Respondent only file a single motion on any one issue, unless good cause (such as a change in circumstances) provide grounds for filing a subsequent motion. *See* Rule 153(b).

Dated: December 10, 2021

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I caused true copies of the Division of Enforcement's Omnibus Response to Respondent's Motions Regarding a Prehearing Conference #2 and #3 to be served on the following on December 10, 2021, in the manner indicated below:

By Email:

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