

UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934  
Release No. 92099 / June 3, 2021

WHISTLEBLOWER AWARD PROCEEDING  
File No. 2021-55

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In the Matter of the Claim for an Award

in connection with

Redacted

Notice of Covered Action Redacted

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**ORDER DETERMINING WHISTLEBLOWER AWARD CLAIM**

The Claims Review Staff (“CRS”) issued a Preliminary Determination recommending that Redacted (“Claimant”) receive a whistleblower award of almost \$200,000, equal to Redacted percent (\*\*\* %) of collected monetary sanctions in the above-referenced Covered Action (“Covered Action”). The recommendation of the CRS is adopted. The record demonstrates that Claimant voluntarily provided original information to the Commission that led to the successful enforcement of the Covered Action.<sup>1</sup>

Exchange Act 21F-9 sets forth certain procedural requirements that claimants must comply with including, among other things, filing a tip on a Form TCR within 30 days of supplying information to the Commission, in order to be eligible for a whistleblower award. Exchange Act Rule 21F-9(e) provides for a waiver of this procedural requirement in certain circumstances where: (1) a claimant can demonstrate to the satisfaction of the Commission that he or she complied with the Form TCR requirement within 30 days of first obtaining actual or constructive notice about the requirement (or 30 days from the date a claimant retains counsel to represent him or her in connection with the submission of original information to the Commission, whichever occurs first); and (2) the Commission can readily develop an administrative record that unambiguously demonstrates that claimant would otherwise qualify for an award. Here, although Claimant did not file a Form TCR within 30 days of first contacting the Commission, Claimant satisfies Exchange Act Rule 21F-9(e) and is entitled to a waiver of this procedural requirement because the record reflects that Claimant submitted a Form TCR within 30 days of learning of the TCR filing requirement and Claimant otherwise unambiguously qualifies for an award.

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<sup>1</sup> See Exchange Act Section 21F(b)(1), 15 U.S.C. § 78u-6(b)(1); Exchange Act Rule 21F-3(a), 17 C.F.R. § 240.21F-3(a).

Redacted

Claimant <sup>Redacted</sup> saved Enforcement staff time and resources in conducting the investigation. Claimant provided meaningful information that advanced the investigation and assisted in establishing the underlying misconduct. Claimant provided continuing assistance throughout the investigation, including providing documents and meeting with the staff. Claimant also acted quickly <sup>Redacted</sup>

Accordingly, it is hereby ORDERED that Claimant shall receive an award of <sup>Redacted</sup> percent (<sup>\*\*\*</sup> %) of the monetary sanctions collected or to be collected in the Covered Action.<sup>6</sup>

By the Commission.

Vanessa A. Countryman  
Secretary

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<sup>6</sup> For purposes of determining the payment of the Claimant's award under Exchange Act Rule 21F-14, the Director of the Division of Enforcement, or his or her designee, may determine whether any subsequent Commission enforcement action where the total monetary sanctions do not exceed \$1 million should be treated as part of this Covered Action pursuant to Exchange Act Rule 21F-4(d)(2).