PRELIMINARY DETERMINATION OF THE CLAIMS REVIEW STAFF

In response to the above-referenced Notice of Covered Action, the U.S. Securities and Exchange Commission received whistleblower award claims from Claimant 1 and Claimant 2. Pursuant to Section 21F of the Securities Exchange Act of 1934 (the “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.

Claimant 1

The Claims Review Staff has preliminarily determined to recommend that the Commission deny an award to Claimant 1 based on the following:

1. The information provided by Claimant 1 does not qualify as original information as defined in Section 21F(a)(3) of the Exchange Act and Rule 21F-4(b)(1) thereunder because the information was derived from publicly available sources, and specifically from allegations made in a judicial complaint filed by another party.

2. Claimant 1 did not provide original information that led to the successful enforcement of the above-referenced Notice of 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 it did not:

   a. cause the Commission to (i) commence an examination, (ii) open or reopen an investigation, or (iii) inquire into different conduct as part of a current Commission examination or investigation under Rule 21F-4(c)(1) of the Exchange Act; or
   
   b. significantly contribute to the success of a Commission judicial or administrative enforcement action under Rule 21F-4(c)(2) of the Exchange Act.

Claimant 2

See Rule 21F-4(b)(2).
FINAL ORDER - THIS PRELIMINARY DETERMINATION BECAME THE FINAL ORDER OF THE COMMISSION WITH RESPECT TO CLAIMANT #1 ON NOVEMBER 30, 2015, PURSUANT TO RULE 21F-10(f) OF THE SECURITIES EXCHANGE ACT OF 1934.

Notice of Covered Action
Redacted

By: Claims Review Staff
Date: September 30, 2015