

**FINAL ORDER – THIS PRELIMINARY DETERMINATION BECAME THE FINAL ORDER  
OF THE COMMISSION ON JULY 8, 2022 AS TO CLAIMANTS 2, 3, 4, 5, AND 6  
PURSUANT TO RULE 21F-10(f) OF THE SECURITIES EXCHANGE ACT OF 1934**

Notice of Covered Action [REDACTED]  
[REDACTED]

**PRELIMINARY DETERMINATIONS OF THE CLAIMS REVIEW STAFF**

In response to the above-referenced Notice of Covered Action, the U.S. Securities and Exchange Commission (the “Commission”) received whistleblower award claims from [REDACTED] (2) [REDACTED] (“Claimant 2”), (3) [REDACTED] (“Claimant 3”), (4) [REDACTED] (“Claimant 4”), (5) [REDACTED] (“Claimant 5”), and (6) [REDACTED] (“Claimant 6”) for the above-referenced Commission enforcement action (the “Covered Action”). 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 each of these claims in accordance with the criteria set forth in Rules 21F-1 through 21F-18.

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**Claimant 2**

The Claims Review Staff has preliminarily determined to recommend that the Commission deny an award to Claimant 2.

The record reflects that Claimant 2 did not voluntarily provide original information to the Commission as defined by Rule 21F-4(a) of the Exchange Act. The record reflects that Enforcement staff requested that Claimant 2 participate in a voluntary interview shortly before Claimant 2 submitted information to the Commission.

Further, no information submitted by Claimant 2 led to the successful enforcement of the Covered Action within the meaning of Section 21F(b)(1) of the Exchange Act and Rules 21F-3(a)(3) and 21F-4(c). None of the information that Claimant 2 submitted: (1) caused 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 (2) significantly contributed to the success of a Commission judicial or administrative enforcement action under Rule 21F-4(c)(2) of the Exchange Act.

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[REDACTED]

In making this determination, the Claims Review Staff notes that the record demonstrates that Enforcement staff responsible for the Covered Action did not rely upon the information provided by Claimant 2 when opening the investigation, nor did Enforcement staff use Claimant 2's information during the course of the investigation. Claimant 2 provided information that was already known to Enforcement staff and/or that was unrelated to the conduct that was the focus of Enforcement staff's investigation and the Covered Action.

### **Claimant 3**

The Claims Review Staff has preliminarily determined to recommend that the Commission deny an award to Claimant 3. No information submitted by Claimant 3 led to the successful enforcement of the Covered Action within the meaning of Section 21F(b)(1) of the Exchange Act and Rules 21F-3(a)(3) and 21F-4(c). None of the information that Claimant 3 submitted: (1) caused 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 (2) significantly contributed to the success of a Commission judicial or administrative enforcement action under Rule 21F-4(c)(2) of the Exchange Act.

In making this determination, the Claims Review Staff notes that the record demonstrates that Enforcement staff responsible for the Covered Action did not rely upon the information provided by Claimant 3 when opening the investigation, nor did Enforcement staff use Claimant 3's information during the course of the investigation. Claimant 3 provided information that was already known to Enforcement staff.

### **Claimant 4**

The Claims Review Staff has preliminarily determined to recommend that the Commission deny an award to Claimant 4. No information submitted by Claimant 4 led to the successful enforcement of the Covered Action within the meaning of Section 21F(b)(1) of the Exchange Act and Rules 21F-3(a)(3) and 21F-4(c). None of the information that Claimant 4 submitted: (1) caused 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 (2) significantly contributed to the success of a Commission judicial or administrative enforcement action under Rule 21F-4(c)(2) of the Exchange Act.<sup>6</sup>

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<sup>6</sup> Because Claimant 4 is not eligible for an award in the Covered Action, Claimant 4 is not eligible for any related action award. A related action award may be made only if, among other things, the claimant satisfies the eligibility criteria for an award for the applicable covered action in the first instance. *See* Exchange Act Section 21F-6(b); Exchange Act Rule 21F-3(b), (b)(1); Exchange Act Rule 21F-4(f) and

In making this determination, the Claims Review Staff notes that the record demonstrates that Enforcement staff responsible for the Covered Action did not rely upon the information provided by Claimant 4 when opening the investigation, nor did Enforcement staff use Claimant 4's information during the course of the investigation. Claimant 4 provided information that was already known to Enforcement staff.

**Claimant 5**

The Claims Review Staff has preliminarily determined to recommend that the Commission deny an award to Claimant 5. No information submitted by Claimant 5 led to the successful enforcement of the Covered Action within the meaning of Section 21F(b)(1) of the Exchange Act and Rules 21F-3(a)(3) and 21F-4(c). None of the information that Claimant 5 submitted: (1) caused 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 (2) significantly contributed to the success of a Commission judicial or administrative enforcement action under Rule 21F-4(c)(2) of the Exchange Act.

In making this determination, the Claims Review Staff notes that the record demonstrates that Enforcement staff responsible for the Covered Action did not rely upon the information provided by Claimant 5 when opening the investigation, nor did Enforcement staff use Claimant 5's information during the course of the investigation. Claimant 5 provided information that was unrelated to the conduct that was the focus of Enforcement staff's investigation and the Covered Action.

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(g); Exchange Act Rule 21F-11(a). [REDACTED]

**Claimant 6**

The Claims Review Staff has preliminarily determined to recommend that the Commission deny an award to Claimant 6. No information submitted by Claimant 6 led to the successful enforcement of the Covered Action within the meaning of Section 21F(b)(1) of the Exchange Act and Rules 21F-3(a)(3) and 21F-4(c). None of the information that Claimant 6 submitted: (1) caused 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 (2) significantly contributed to the success of a Commission judicial or administrative enforcement action under Rule 21F-4(c)(2) of the Exchange Act.

In making this determination, the Claims Review Staff notes that the record demonstrates that Enforcement staff responsible for the Covered Action did not rely upon the information provided by Claimant 6 when opening the investigation, nor did Enforcement staff use Claimant 6's information during the course of the investigation. Claimant 6 provided information that was already known to Enforcement staff. Claimant 6 also provided information that was not substantiated, and such information was unrelated to the conduct that was the focus of Enforcement staff's investigation and the Covered Action.

By: Claims Review Staff

Date: May 9, 2022