

## **Exhibit L**

*Empower Oversight Whistleblowers & Research*

*v.*

*Securities and Exchange Commission*



UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
STATION PLACE  
100 F STREET, NE  
WASHINGTON, DC 20549-2465

Office of FOIA Services

December 21, 2022

Mr. Jason Foster  
Empower Oversight  
601 King Street  
Suite 200  
Alexandria, VA 22314-3151

Re: Freedom of Information Act (FOIA), 5 U.S.C. § 552  
Request No. **23-00588-FOIA through 23-00590-FOIA**

Dear Mr. Foster:

This letter is in reference to your requests, dated and received in this office on December 15, 2022, for access to the records described below in items 1 through 5. This request was assigned three FOIA tracking numbers based on the SEC custodians identified in the request, as noted below.

**23-00588-FOIA (Items 1 and 2)**

1. All records relating to communications from May of 2017 through December of 2020 between William Hinman and William Allen, David Azarkh, Richard Beattie, Martin Bell, Thomas Bell, Stephen Blake, Stephen Cutler, William Dougherty or Chris Lin, including calendar entries, notes, or emails;

2. All records relating to communications from May of 2017 through December of 2020 between Mr. Hinman and Marc Andreessen, Darren Azman, Alfred Browne, Brad Burnham, Vitalik Buterin, John Buttrick, Luke Cadigan, Derek Colla, Matt Corva, Chris Dixon, Joseph Evans, Patrick Gibbs, Nick Grossman, J. Dax Hansen, Ben Horowitz, Rick Howell, Jong in Jun, Rebecca Kaden, Jonathan Kim, Stephane Leavy, Joseph Lubin, Jeremy Millar, Aya Miyaguchi, Wendy Moore, Michael Morgan, Steve Nerayoff, Lowell Ness, Mike Novogratz, Carlos Ortiz, Alexandra Scheibe, Katharine Suominen, Andy Weissman, Albert Wenger, Fred Wilson, or Nancy Wotjas, including calendar entries, notes or emails;

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**23-00589-FOIA (Items 3 and 4)**

3. All records relating to communications from May of 2017 through January of 2021 between Marc Berger and William Allen, David Azarkh, Richard Beattie, Martin Bell, Thomas Bell, Stephen Blake, Stephen Cutler, William Dougherty, or Chris Lin, including calendar entries, notes or emails;

4. All records relating to communications from May of 2017 through January of 2021 between Mr. Berger and Marc Andreessen, Darren Azman, Alfred Browne, Brad Burnham, Vitalik Buterin, John Buttrick, Luke Cadigan, Derek Colla, Matt Corva, Chris Dixon, Joseph Evans, Patrick Gibbs, Nick Grossman, J. Dax Hansen, Ben Horowitz, Rick Howell, Jong in Jun, Rebecca Kaden, Jonathan Kim, Stephane Leavy, Joseph Lubin, Jeremy Millar, Aya Miyaguchi, Wendy Moore, Michael Morgan, Steve Nerayoff, Lowell Ness, Mike Novogratz, Carlos Ortiz, Alexandra Scheibe, Katharine Suominen, Andy Weissman, Albert Wenger, Fred Wilson, or Nancy Wotjas, including calendar entries, notes or emails; and

**23-00590-FOIA (Item 5)**

5. All records relating to communication from May of 2017 through December of 2020 between Jay Clayton and Sebastian Pedro Bea, Tutting Chen, Qin Chen, Joseph Chung, Jason Cummins, Paul Ebner, Courtney Simmons Elwood, Nathan Faber, Harold Ford Jr., Ian Gardiner, Kevin Hassett, Marcel Kasumovich, Patrick Kazley, Chris Lawn, Matt Lundy, Edward Major, Ian Malloch, Shaun Martiniak, Chase Muller, Ryan McRandal, John Orszag, Eric Peters, Lindsay Politi, Stephen Pranja, Hardin Ramani, Will Wallin, or Doug Wilson, including calendar entries, notes or emails.

We will be unable to respond to your requests within the Freedom of Information Act's twenty day statutory time period, as there are unusual circumstances which impact on our ability to quickly process your request. Therefore, we are invoking the 10 day extension. These unusual circumstances are: (a) the need to search for and collect records from an organization

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geographically separated from this office; (b) the potential volume of records responsive to these requests; and (c) the need for consultation with one or more other offices having a substantial interest in either the determination or the subject matter of the records. For these reasons, we will process your cases consistent with the order in which we received your requests.

You requested a fee waiver of all costs associated with your requests. We may waive or reduce search, review, and duplication fees if (A) disclosure of the requested information is in the public interest because it is likely to contribute significantly to public understanding of the operations and activities of the government and (B) disclosure is not primarily in the commercial interest of the requester, 5 U.S.C. § 552(a)(4)(iii).

Based on the information you provided, we classified you in the "media use" fee category. As such, search and review services are free of charge to you. Additionally, we typically release records electronically and do not charge copy costs. Accordingly, your request for a fee waiver is moot.

Finally, we are consulting with other SEC staff regarding your request. As soon as we complete our consultation, we will notify you of our findings.

If you have any questions, please contact Joel Hansen of my staff at [hansenjo@sec.gov](mailto:hansenjo@sec.gov) or (202) 551-8377. You may also contact me at [foiapa@sec.gov](mailto:foiapa@sec.gov) or (202) 551-7900. You may also contact the SEC's FOIA Public Service Center at [foiapa@sec.gov](mailto:foiapa@sec.gov) or (202) 551-7900. For more information about the FOIA Public Service Center and other options available to you please see the attached addendum.

Sincerely,



Lizzette Katilius  
FOIA Branch Chief

Enclosure

## ADDENDUM

For further assistance you can contact a SEC FOIA Public Liaison by calling (202) 551-7900 or visiting <https://www.sec.gov/oso/help/foia-contact.html>.

SEC FOIA Public Liaisons are supervisory staff within the Office of FOIA Services. They can assist FOIA requesters with general questions or concerns about the SEC's FOIA process or about the processing of their specific request.

In addition, you may also contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA dispute resolution services it offers. OGIS can be reached at 1-877-684-6448 or via e-mail at [ogis@nara.gov](mailto:ogis@nara.gov). Information concerning services offered by OGIS can be found at their website at [Archives.gov](https://www.archives.gov). Note that contacting the FOIA Public Liaison or OGIS does not stop the 90-day appeal clock and is not a substitute for filing an administrative appeal.