

# **EXHIBIT H**



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

Office of FOIA Services

July 13, 2023

Mr. Thomas Brugato  
Covington & Burling LLP  
One CityCenter 850 Tenth Street, NW  
Washington, DC 20001-4956

RE: Freedom of Information Act (FOIA), 5 U.S.C. § 552  
Request No. **23-02870-FOIA**

Dear Mr. Brugato:

This letter is in reference to your request, dated July 12, 2023, and received in this office on July 13, 2023, for information concerning Supplemental data and analysis regarding the proposed reporting thresholds in the equity security-based swap market.

We will be unable to respond to your request 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 geographically separated from this office; (b) the potential volume of records responsive to your request; and (c) the need for consultation with two 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 case consistent with the order in which we received your request.

Please be advised, we are consulting with other Commission staff regarding information that may be responsive to your request. We will advise you of our findings, as soon as we receive a response.

Thomas Brugato  
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In the interim, if you have any questions, please contact me at [mandicf@sec.gov](mailto:mandicf@sec.gov). You may also contact me at [foiapa@sec.gov](mailto:foiapa@sec.gov) or (202) 551-7900.

Sincerely,

A handwritten signature in black ink that reads "Frank Mandic". The signature is written in a cursive style with a large, stylized "F" and "M".

Frank Mandic  
FOIA Research Specialist

## 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.