

Exhibit E

EMPOWER OVERSIGHT

Whistleblowers & Research



SEC Releases E-mails to Empower Oversight in Crypto Conflicts Lawsuit, Still Searching for More



February 25, 2022

WASHINGTON —After **suing** the Securities & Exchange Commission (SEC) for documents related to potential conflicts of interest in its cryptocurrency-related enforcement decisions, Empower Oversight has obtained the first documents from the SEC as a result of this litigation under the Freedom of Information Act (FOIA). The documents consist of emails between two now-former senior SEC officials and any email address at the law firm that employed them after they left the SEC, Simpson Thacher & Bartlett. They include **1,053 pages** of emails involving William Hinman, the former Director of the SEC’s Division of Corporation Finance, and **46 pages** of emails involving Marc Berger, the former Acting Director of the SEC’s Division of Enforcement. However, due to formatting issues, many of those pages are almost entirely blank and contain duplicate information. On February 18, at the SEC’s request, Empower Oversight provided a **detailed list of people** associated with the entities named in the FOIA request so that SEC can identify additional responsive records rather than limiting its searches to just certain email address domains.

“This initial document production by the SEC is a step in the right direction, but it must keep its commitment to conduct additional searches in order to fulfill its legal obligation to transparency. Empower Oversight will not relent in its commitment to enforcing accountability through the public’s right to know,” **said Empower Oversight Founder and President Jason Foster.**

The judge hearing Empower Oversight’s lawsuit recently **granted** an extension requested by the SEC to file an answer to Empower Oversight’s legal complaint. The SEC formally **responded** to the complaint on February 18, 2022, denying that it failed to meet its statutory obligations under FOIA.

Empower Oversight initially **filed** its FOIA request with the SEC on August 12, 2021.

In the months since then, Empower Oversight: (1) **filed** a lawsuit due to the lack of response from the SEC, (2) submitted **an administrative appeal** to the SEC's initial claims that there were no responsive records, and (3) **sent a letter** to the SEC and a **new FOIA request** for records related to how the SEC's FOIA personnel were conducting searches for responsive records.

If you have first-hand information you'd like to disclose to assist Empower Oversight with these inquiries, please contact us confidentially [here](#).

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SUBMIT

As requested, see below for specific names to assist SEC in conducting 5 of the 8 searches. (Those that do not pertain to communications with the SEC's Office of Ethics Counsel.) If for some reason the searches yield an overwhelming volume of documents, we can provide terms to narrow things down.

1. [21-02531-FOIA] All records relating to communications from May of 2017 through December of 2020 between William Hinman and any personnel from Simpson Thacher, including calendar entries, notes, or emails between Mr. Hinman and any email address from the domain "@stblaw.com"

"Personnel from Simpson Thacher" include:

- William Allen
- David Azarkh
- Richard Beattie
- Martin Bell
- Thomas Bell
- Stephen Blake
- Stephen Cutler
- William Dougherty

2. [21-02532-FOIA] All records relating to communications from May of 2017 through December of 2020 between William Hinman and any personnel from the Enterprise Ethereum Alliance, including calendar entries, notes or emails between Mr. Hinman and any email address from the domain "@entethalliance.org"

"Personnel from the Enterprise Ethereum Alliance" include:

- Joseph Lubin
- Matt Corva
- Jeremy Millar
- Aya Miyaguchi
- Lowell Ness
- J. Dax Hansen
- Rick Howell
- Wendy Moore
- Vitalik Buterin
- Nancy Wotjas
- Alfred Browne
- Patrick Gibbs
- Luke Cadigan
- Derek Colla
- Jonathan Kim
- Stephane Leavy
- Darren Azman
- Joseph Evans
- Jong in Jun
- Michael Morgan

- Carlos Ortiz
 - Alexandra Scheibe
 - Katharine Suominen
 - Marc Andreessen
 - Ben Horowitz
 - Chris Dixon
 - Albert Wenger
 - Andy Weissman
 - Brad Burnham
 - Fred Wilson
 - John Buttrick
 - Rebecca Kaden
 - Nick Grossman
 - Mike Novogratz
 - Steve Nerayoff
3. [21-02533-FOIA] All records relating to communications, including calendar entries, notes or emails between Mr. Hinman and any personnel in the SEC's Office of the Ethics Counsel regarding Mr. Hinman's continued payments from Simpson Thacher while employed at SEC, his potential recusals or conflicts related to his prior or future employment at Simpson Thacher, as well as his discussions and negotiations with Simpson Thacher regarding rejoining the firm
4. [21-02534-FOIA] All records relating to communications from May of 2017 through January of 2021 between Marc Berger and any personnel from Simpson Thacher, including calendar entries, notes or emails between Mr. Berger and any email address from the domain "@stblaw.com"

"Personnel from Simpson Thacher" include:

- William Allen
 - David Azarkh
 - Richard Beattie
 - Martin Bell
 - Thomas Bell
 - Stephen Blake
 - Stephen Cutler
 - William Dougherty
5. [21-02535-FOIA] All records relating to communications from May of 2017 through January of 2021 between Marc Berger and any personnel from the Enterprise Ethereum Alliance, including calendar entries, notes or emails between Mr. Berger and any email address from the domain "@entethalliance.org"

"Personnel from the Enterprise Ethereum Alliance" include:

- Joseph Lubin
- Matt Corva
- Jeremy Millar

- Aya Miyaguchi
 - Lowell Ness
 - J. Dax Hansen
 - Rick Howell
 - Wendy Moore
 - Vitalik Buterin
 - Nancy Wotjas
 - Alfred Browne
 - Patrick Gibbs
 - Luke Cadigan
 - Derek Colla
 - Jonathan Kim
 - Stephane Leavy
 - Darren Azman
 - Joseph Evans
 - Jong in Jun
 - Michael Morgan
 - Carlos Ortiz
 - Alexandra Scheibe
 - Katharine Suominen
 - Marc Andreessen
 - Ben Horowitz
 - Chris Dixon
 - Albert Wenger
 - Andy Weissman
 - Brad Burnham
 - Fred Wilson
 - John Buttrick
 - Rebecca Kaden
 - Nick Grossman
 - Mike Novogratz
 - Steve Nerayoff
6. [21-02536-FOIA] All records relating to communications, including calendar entries, notes, or emails between Mr. Berger and any personnel in the SEC's Office of the Ethics Counsel, regarding Mr. Berger's discussions and negotiations with Simpson Thacher, including all communications regarding potential recusals or conflicts related to his potential employment with Simpson Thacher
7. [21-02537-FOIA] All records relating to communication from May of 2017 through December of 2020 between Jay Clayton and personnel from One River Asset Management, including calendar entries, notes or emails between Mr. Clayton and any email address from the domain "@oneriveram.com"
- "Personnel from One River Asset Management" include:
- Eric Peters
 - Chase Muller

- Ryan McRandal
 - Stephen Pranja
 - Lindsay Politi
 - Marcel Kasumovich
 - Ian Gardiner
 - Chris Lawn
 - Tutting Chen
 - Nathan Faber
 - Hardin Ramani
 - Joseph Chung
 - Shaun Martiniak
 - Doug Wilson
 - Paul Ebner
 - Edward Major
 - Ian Malloch
 - Will Wallin
 - Matt Lundy
 - Sebastian Pedro Bea (or Sebastian w/3 Bea)
 - Qin Chen
 - Patrick Kazley
 - Jason Cummins
 - Courtney Simmons Elwood (or Courtney w/3 Elwood)
 - Harold Ford Jr.
 - Kevin Hassett
 - John Orszag
8. [21-02538-FOIA] All records of communications, including calendar entries, notes or emails between Mr. Clayton and personnel in the SEC's Office of the Ethics Counsel regarding Mr. Clayton's discussions and negotiations with One River Asset Management, including all communications regarding potential recusals or conflicts related to his potential employment with One River Asset Management.