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July 15, 2024

BY ECF

The Honorable Katherine Polk Failla, U.S.D.J.  
Thurgood Marshall United States Courthouse  
40 Foley Square  
New York, NY 10007



Re: *Securities and Exchange Commission v. Coinbase, Inc.  
and Coinbase Global, Inc.*, 23 Civ. 4738 (KPF)

Dear Judge Failla:

Pursuant to the Court's instruction during the pre-motion conference held on July 11, 2024 and the Court's minute entry of July 12, 2024, defendants Coinbase, Inc. and Coinbase Global, Inc. (together, "Coinbase") submit this letter to the Court regarding the schedule for Coinbase's upcoming motion to compel.

The parties met and conferred regarding a proposed briefing schedule for Coinbase's motion, which will address the subpoena to Mr. Gensler and certain additional related discovery disputes concerning Coinbase's requests for production to the SEC, and propose the following deadlines and page limits for the motion: (a) Coinbase's opening brief will be due July 23, 2024, with the brief limited to twelve pages; (b) the SEC's opposition brief will be due August 5, with the brief limited to twelve pages, and (c) Coinbase's reply brief will be due August 12, with the brief limited to six pages.

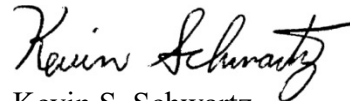
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With respect to the subpoena to Mr. Gensler, Coinbase has determined to seek the production of Mr. Gensler's documents only for the period of his tenure as Chair of the SEC and not before that time.

We are available at the Court's convenience if Your Honor has any questions.

Respectfully,

  
Kevin S. Schwartz

cc: All counsel of record

The Court is in receipt of the parties' proposed briefing schedule for Coinbase's upcoming motion to compel, as well as Coinbase's clarification with respect to the motion. (Dkt. #139). The Court hereby ADOPTS the proposed schedule.

Dated: July 16, 2024  
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE