



UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
STATION PLACE
100 F STREET, NE
WASHINGTON, DC 20549-2736

Office of FOIA Services

November 3, 2010

Ms. Pam Martens
[REDACTED]
[REDACTED]
[REDACTED]

Re: Freedom of Information Act (FOIA), 5 U.S.C. § 552
Request No. 11-00182-FOIA

Dear Ms. Martens:

This letter responds to your request dated October 6, 2010 and received in this office on October 12, 2010, for access to the names of the internalizer and market maker reference in the SEC-CFTC Report on the Market Events of May 6, 2010.

After consulting with other Commission staff, we have determined to withhold the records that may be responsive to your request under 5 U.S.C. § 552(b)(8), 17 CFR § 200.80(b)(8). This exemption protects from disclosure records that relate to examination, operating, and condition reports, prepared by or on behalf of the Commission, in connection with its supervision and regulation of financial institutions.

You have the right to appeal our decision to our General Counsel under 5 U.S.C. § 552(a)(6), 17 CFR § 200.80(d)(5) and (6). Your appeal must be in writing, clearly marked "Freedom of Information Act Appeal," and should identify the requested records. The appeal may include facts and authorities you consider appropriate.

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Send your appeal to the Office of FOIA Services of the Securities and Exchange Commission located at Station Place, 100 F Street NE, Mail Stop 2736, Washington, D.C. 20549, or deliver it to Room 1120 at that address. Also, send a copy to the SEC Office of the General Counsel, Mail Stop 9612, or deliver it to Room 1120 at the Station Place address.

If you have any questions, please contact Carl Rollins of my staff at rollinsc@sec.gov or (202) 551-8329. You may also contact me at foiapa@sec.gov or (202) 551-7900.

Sincerely,

A handwritten signature in black ink, appearing to be "John Livornese", with a long horizontal flourish extending to the right.

John Livornese
FOIA Branch Chief