

November 16, 2023

Via 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:

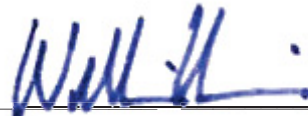
Pursuant to the Court's October 25, 2023 order concerning a schedule for the January 17, 2024 oral argument on the pending Motion for Judgment on the Pleadings, defendants Coinbase, Inc. and Coinbase Global, Inc. (together, "Coinbase") and plaintiff Securities and Exchange Commission ("SEC") respectfully propose that the four hours allotted for argument be divided equally between Coinbase and the SEC.

The parties believe the arguments and positions stated by the *amici* are adequately set forth in the briefs. In accordance with the Court's order, the parties have conferred with their respective *amici* on this matter.

Respectfully,



Patrick R. Costello
Securities and Exchange Commission



William Savitt
Wachtell, Lipton, Rosen & Katz

cc: Steven R. Peikin, Esq.
Sullivan & Cromwell LLP

Nicholas C. Margida, Esq.
Peter A. Mancuso, Esq.
Securities and Exchange Commission

The Court is in receipt of the parties' joint letter regarding the schedule for the January 17, 2024 oral argument and accepts the parties' proposal.

SO ORDERED.

Dated: November 17, 2023
New York, New York



HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE