



United States of America  
FEDERAL TRADE COMMISSION  
WASHINGTON, D.C. 20580

Office of the Secretary

December 18, 2019

Electronic Privacy Information Center  
1519 New Hampshire Ave, N.W.  
Washington, D.C. 20036

*Re: In the Matters of Aleksandr Kogan and Alexander Nix, Matter Nos. 182-3106, 182-3107*

Dear Mr. Rotenberg and Ms. Bannan:

Thank you for your comment on behalf of the Electronic Privacy Information Center (“EPIC”) regarding the Federal Trade Commission’s (“Commission” or “FTC”) consent agreements in the above-entitled proceedings. As you note, your comment does not discuss the proposed consent agreements, but instead expresses your view that the Commission could have prevented the violations at issue in this matter by enforcing differently its 2012 consent order against Facebook, Inc. (the “2012 Facebook Order”). Please note that the public comment period is designed to allow members of the public to provide comments on the specific settlements described, *see* 16 C.F.R. § 2.34(c), and not to opine on other related issues. As such, the Commission will not respond to each of your allegations other than to note that your comment’s history of the FTC’s Facebook investigation contains factual and legal inaccuracies, and offers conclusions that are unsupported by the record.

Having considered all the facts of this case and your comment submitted in response to the proposed orders, the Commission has now determined that the public interest would best be served by issuing the Complaint and the Decision and Orders in the above-entitled proceedings in final form without any modifications. The final Decision and Orders and other relevant materials are available from the Commission’s website at <http://www.ftc.gov>. The Commission thanks you again for your comment.

By direction of the Commission.

April J. Tabor  
Acting Secretary