

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 3636/February 23, 2016

ADMINISTRATIVE PROCEEDING
File No. 3-17026

In the Matter of

EASYLINK INFORMATION TECHNOLOGY CO., LTD.

ORDER

On December 23, 2015, the Securities and Exchange Commission issued an order instituting proceedings (OIP) pursuant to Section 12(j) of the Securities Exchange Act of 1934, alleging that Respondent has securities registered with the Commission and is delinquent in its periodic filings. On January 19, 2016, I held a telephonic prehearing conference at which only the Division of Enforcement appeared. On February 3, I found that service of the OIP on Respondent had not yet been established and ordered the Division to provide an update on the status of service by February 24, 2016. *Easylink Info. Tech. Co.*, Admin. Proc. Rulings Release No. 3574, 2016 SEC LEXIS 385.

On February 19, the Division filed a declaration concerning service. The declaration notes that Respondent is a British Virgin Islands corporation with a registered agent there, that the registered agent received the OIP by Federal Express on February 15, 2016, and that an employee of the registered agent confirmed by phone that it is still the registered agent of Respondent and had received the OIP on February 15. The declaration further states that under Sections 101(1) and (2) of the BVI Business Companies Act, 2004, and Section 31(1) of the BVI Business Companies (Amendment) Regulations, 2015, service of a document may be effected on a British Virgin Islands company by mailing the document to the company's registered agent. Moreover, the declaration notes that the British Virgin Islands is part of the United Kingdom, a signatory to the Hague Convention, of which Article 10(a) provides that unless a country objects, parties may send judicial documents directly to persons abroad through postal channels, and that the United Kingdom does not object to such service.

I find that service of the OIP on Respondent, in accordance with 17 C.F.R. § 201.141(a)(2)(iv), occurred on February 15, 2016. *See China Tech. Glob. Corp.*, Exchange Act Release No. 62305, 2010 SEC LEXIS 1960, at *1-3 (ALJ June 17, 2010); *see also EOI Corp. v. Med. Mktg. Ltd.*, 172 F.R.D. 133, 142-43 (D.N.J. 1997). Respondent's answer is due by February 29, 2016. *See* OIP at 2; 17 C.F.R. §§ 201.160(b), .220(b). If Respondent fails to timely file an answer or otherwise defend the proceeding, I will deem it in default, determine the proceeding against it, and revoke the registration of its securities. OIP at 2-3; 17 C.F.R. §§ 201.155(a), .220(f).

Brenda P. Murray
Chief Administrative Law Judge