

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 6084/September 26, 2018

ADMINISTRATIVE PROCEEDING
File No. 3-18490

In the Matter of

AMERICA GREENER TECHNOLOGIES, INC.,	:	ORDER
MV PORTFOLIOS, INC., and	:	
TRYCERA FINANCIAL, INC.	:	

The Securities and Exchange Commission instituted this proceeding with an Order Instituting Proceedings (OIP), pursuant to Section 12(j) of the Securities Exchange Act of 1934 on May 16, 2018. Only America Greener Technologies, Inc., and Trycera Financial, Inc. (Respondents) remain in the proceeding.¹ The OIP alleges that each Respondent is a corporation with a class of securities registered with the Commission pursuant to Section 12(g) of the Exchange Act and has repeatedly failed to file required periodic reports. The Division of Enforcement is seeking to revoke the registration of Respondents' securities.

Thereafter, the proceeding was stayed: On June 21, 2018, “[i]n light of the Supreme Court’s decision in *Lucia v. SEC*,” 138 S. Ct. 2044 (2018), the Commission stayed all pending administrative proceedings, including this one; the stay was operative through August 22, 2018. *Pending Admin. Proc.*, Securities Act of 1933 Release Nos. 10510, 2018 SEC LEXIS 1490; 10522, 2018 SEC LEXIS 1774 (July 20, 2018). On August 22, 2018, the Commission ended the stay and ordered a new hearing in each affected proceeding before an administrative law judge who had not previously participated in the proceeding, unless the parties expressly agreed to alternative procedures, including agreeing that the proceeding remain with the previous presiding administrative law judge. *Pending Admin. Proc.*, Securities Act Release No. 10536, 2018 SEC LEXIS 2058, at *2-3 (August 22 Order). Accordingly, the proceeding was reassigned to the undersigned. *Pending Admin. Proc.*, Admin. Proc. Rulings Release No. 5955, 2018 SEC LEXIS 2264 (C.A.L.J. Sept. 12, 2018).

The OIP provides that each Respondent’s Answer is due within ten days of service of the OIP on it. *See* OIP at 3; 17 C.F.R. § 201.220(b). The undersigned has independently determined that each Respondent was served with the OIP on May 18, 2018, by U.S. Postal Service Express Mail delivery at “the most recent address shown on [its] most recent filing with the

¹ The proceeding has ended as to MV Portfolios, Inc., which settled. *Am. Greener Techs., Inc.*, Exchange Act Release No. 83427, 2017 SEC LEXIS 1392 (June 13, 2018).

Commission.” 17 C.F.R. § 201.141(a)(2)(ii). America Greener filed an Answer on May 24, 2018. To date, Trycera has failed to file an Answer.

In view of the reassignment of the proceeding, Trycera will be afforded a new opportunity to file an Answer, which will be due by October 12, 2018. If Trycera fails to file an Answer within the time provided, it will be deemed to be in default, and the undersigned will enter an order revoking the registration of its securities. *See* OIP at 3. America Greener (and Trycera if it files an Answer) and the Division of Enforcement should submit proposals for the conduct of further proceedings by October 26, 2018. The proposal may include resolving the proceeding by motion[s] for summary disposition pursuant to 17 C.F.R. § 201.250(b). If America Greener (or Trycera if it files an Answer) fails to submit a proposal (or to participate in a joint proposal), it will be deemed to be in default, and the undersigned will enter an order revoking the registration of its securities. *See* August 22 Order, 2018 SEC LEXIS 2058, at *4.

IT IS SO ORDERED.

/S/ Carol Fox Foelak

Carol Fox Foelak
Administrative Law Judge