

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

Administrative Proceedings Rulings
Release No. 6383 / December 3, 2018

Administrative Proceeding
File No. 3-17132

In the Matter of

Infrastructure International, Inc.

Order Finding Service

On November 26, 2018, the Division of Enforcement filed a second supplemental declaration concerning service of process on Respondent. The declaration describes the steps undertaken by the Division to serve Respondent through the Nevada Secretary of State. Nevada Revised Statutes section 14.030 permits service to be made by delivery to the secretary of state's office when a number of requirements are met. Based on the declaration and supporting documentation, I find that Division has satisfied those requirements. Specifically, the listed registered agent of Respondent does not exist or "is not staffed as required"; the service documents were delivered to the secretary of state's office with the required fee; the Division filed an affidavit showing that it exercised due diligence in attempting to serve Respondent through direct or personal service; and the Division mailed a copy of the service documents to Respondent's last known address. Nev. Rev. Stat. § 14.030. Therefore, the date of service is November 21, 2018. Under Nevada law, Respondent must appear within forty days from the mailing of the service documents to Respondent's last known address, which occurred on November 26, 2018. Nev. Rev. Stat. § 14.030(4). Without deciding whether this deadline supersedes the deadline in 17 C.F.R. § 201.220(b) for answering the order instituting proceedings, I find good cause to allow until January 7, 2019, for Respondent to answer. 17 C.F.R. § 201.161.

James E. Grimes
Administrative Law Judge