

**UNITED STATES OF AMERICA**  
**Before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-19243**

**In the Matter of**

**FIDELITY TRANSFER SERVICES, INC.**  
**and RUBEN SANCHEZ**

**Respondents.**

**DECLARATION OF LYNN M. DEAN IN SUPPORT OF DIVISION**  
**OF ENFORCEMENT'S MOTION FOR ENTRY OF**  
**DEFAULT JUDGMENT AND SANCTIONS**

I, Lynn M. Dean, declare pursuant to 28 U.S.C. § 1746 as follows:

1. I am an attorney at law admitted to practice law in the State of California and before the United States District Court for the Central District of California. I am employed as an attorney in the Los Angeles Regional Office of the U.S. Securities and Exchange Commission (“SEC”), and am counsel for the Division of Enforcement in this case. I have personal knowledge or knowledge based upon my review of the file of the facts set forth in this Declaration and, if called and sworn as a witness, could and would competently testify thereto.

2. These proceedings were commenced on July 10, 2019. The Order Instituting Administrative and Cease-and-Desist Proceedings Pursuant to Sections 17A(c) and 21C of the Securities Exchange Act of 1934 and Section 9(b) of the Investment Company Act of 1940 (“OIP”) was served on Respondents by sending copies of the OIP to Respondents’ last-known addresses, by U.S. Postal Service certified mail, in accordance with SEC Rule of Practice 141(a)(2). Respondents did not appear or respond to the OIP and the SEC was unable to obtain delivery confirmation. A true and correct copy of the OIP is attached hereto as Exhibit 1.

3. Pursuant to Rule of Practice 141(a)(2)(iii), as a registered transfer agent, Respondent Fidelity Transfer Services, Inc. (“Fidelity”) may be deemed served at the business address on its most recent registration form upon confirmation of attempted delivery. 17 CFR § 201.141(a)(2)(iii). I provided that address to the Office of the Secretary, which re-served the OIP on September 9, 2019 on both Respondents at the address on Fidelity’s most recent registration form. A true and correct copy of the email from the Secretary’s Office evidencing the September 9, 2019 service is attached hereto as Exhibit 2.

4. On October 8, 2019, the Office of the Secretary issued an Order in which it noted that Fidelity had been served as of September 9, 2019, but queried whether Sanchez could be served pursuant to Rule of Practice 141(a)(2)(iii). Order, Exch Act. Rel. No. 87248 (Oct. 8, 2019). The Secretary’s office directed the Division to provide a status reporting regarding its efforts to serve Sanchez. *Id.* I filed a status report on October 23, 2019 reporting that the Division has exhausted all

known addresses for Sanchez and has been unable to effect service on him. To date, Fidelity has not appeared or responded to the OIP. A true and correct copy of the October 23, 2019 status report is attached hereto as Exhibit 3.

5. On August 6, 2020, the Commission issued an Order to Show Cause ordering Fidelity, by August 20, 2020, to show cause why it should not be deemed to be in default and this proceeding be determined against it due to its failure to file and answer and to otherwise defend. Order, Exch Act. Rel No. 89493 (Aug. 6, 2020). The Order further directed that if Fidelity failed to file a response, the Division should file a motion for default and other relief by September 17, 2020. *Id.* Fidelity did not appear or respond to the OSC.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 17th day of September, 2020 in Los Angeles, California.

A handwritten signature in blue ink, appearing to read "Lynn M. Dean".

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Lynn M. Dean

# **EXHIBIT 1**

**UNITED STATES OF AMERICA**  
**Before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**SECURITIES EXCHANGE ACT OF 1934**  
**Release No. 86347 / July 10, 2019**

**INVESTMENT COMPANY ACT OF 1940**  
**Release No. 33550 / July 10, 2019**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-19243**

**In the Matter of**

**FIDELITY TRANSFER  
SERVICES, INC. and  
RUBEN SANCHEZ,**

**Respondents.**

**ORDER INSTITUTING  
ADMINISTRATIVE AND CEASE-  
AND-DESIST PROCEEDINGS  
PURSUANT TO SECTIONS 17A(c)  
AND 21C OF THE SECURITIES  
EXCHANGE ACT OF 1934 AND  
SECTION 9(b) OF THE INVESTMENT  
COMPANY ACT OF 1940 AND  
NOTICE OF HEARING**

**I.**

The Securities and Exchange Commission (“Commission”) deems it appropriate and in the public interest that public administrative and cease-and-desist proceedings be, and hereby are, instituted pursuant to Sections 17A(c) and 21C of the Securities Exchange Act of 1934 (“Exchange Act”) and Section 9(b) of the Investment Company Act of 1940 (“Investment Company Act”) against Fidelity Transfer Services, Inc. and Ruben Sanchez (collectively, “Respondents”).

**II.**

After an investigation, the Division of Enforcement alleges that:

**A. RESPONDENTS**

1. Fidelity Transfer Services, Inc. (“Fidelity”) is a Nevada corporation formed in 2007 whose last-known mailing address was at a P.O. Box in Bonita, California. Fidelity has been registered with the Commission as a transfer agent pursuant to Section 17A of the Exchange Act since 2010.

2. Ruben Sanchez (“Sanchez”), age 49, is a resident of Chula Vista, California and the only known officer of Fidelity. Sanchez holds no securities licenses and has never been registered with the Commission in any capacity.

**B. INACCURATE, UNTIMELY, AND MISSING COMMISSION FILINGS**

1. Section 17A(d)(1) of the Exchange Act prohibits registered transfer agents from “engag[ing] in any activity as . . . transfer agent in contravention of such rules and regulations [] as the Commission may prescribe.”

2. Exchange Act Rule 17Ac2-1 describes the requirements for transfer agents’ registration with the Commission. Under Rule 17Ac2-1(a), transfer agents must first file a Form TA-1 to apply for registration. The TA-1 calls for certain basic information, including the address of the transfer agent’s principal office and its telephone number. If any information on the TA-1 subsequently “becomes inaccurate, misleading, or incomplete,” Rule 17Ac2-1(c) then requires the registered transfer agent to correct that information by filing an amendment within 60 days.

3. On June 10, 2010, Fidelity filed its Form TA-1 to register with the Commission as a transfer agent. The form listed a Santa Barbara address as Fidelity’s sole location, and provided a telephone number with an area code corresponding to the same geographic area. It was signed by Sanchez as President. It has since become clear that this information is no longer accurate. Fidelity has not been at the address listed since at least 2014, when staff from the Commission’s Office of Compliance Inspections and Examinations (“OCIE”) attempted and failed to conduct a surprise examination at Fidelity’s office location. In addition, the phone number provided by Fidelity was inaccurate by no later than July 2018, when staff from the Commission’s Division of Enforcement (“ENF”) called and found the number was answered by an unrelated business. However, to date, Fidelity has filed no amendments to its initial TA-1 updating its address or telephone number.

4. Exchange Act Rule 17Ac2-2(a) requires registered transfer agents to file annual reports on Form TA-2 by March 31st, describing their transfer agent activity over the previous calendar year. Form TA-2 also asks the filer to confirm whether it has amended its TA-1 as required during the relevant reporting period.

5. For the years 2010 through 2018, Fidelity has filed TA-2s for only seven of those nine years. Two years—2014 and 2018—are missing entirely. Of the seven years that were filed, four (2011, 2012, 2015, and 2016) were filed one to two years late. In each of its TA-2s, Fidelity also affirmed that no amendments to its TA-1 had been necessary in that reporting year. However, this statement was untrue from at least 2014, when Fidelity should have been required to update its principal address and/or telephone number. Therefore, Fidelity’s TA-2s in 2015, 2016, and 2017 included false statements of fact. All of Fidelity’s TA-2s were signed by Sanchez.

## C. FAILURE TO FURNISH REQUESTED RECORDS

1. Under Exchange Act Section 17(a)(1), registered transfer agents must “make and keep for prescribed periods such records, furnish such copies thereof, and make and disseminate such reports as the Commission, by rule, prescribes as necessary or appropriate.” Section 17(a)(3) also lays out a similar obligation for registered transfer agents to make, keep, and furnish copies of records prescribed by rule by “the appropriate regulatory agency . . . in furtherance of the purposes of [Exchange Act S]ection 17A.” Section 17(b)(1) requires registered transfer agents to permit “reasonable periodic, special, or other examinations by representatives of the Commission.” Rules 17Ad-6, 17Ad-7, and 17Ad-10 of the Exchange Act prescribe specific types of records to be created and maintained by a registered transfer agent.

2. On July 21, 2014, OCIE staff attempted to conduct a surprise examination of Fidelity. The examination staff visited the Santa Barbara office address provided by Fidelity in its Form TA-1; however, Fidelity was not at that address, and the property management company for the building had no record of Fidelity having been a tenant at that location within the previous year.

3. OCIE staff then called Fidelity at the phone number listed in its March 31, 2014 Form TA-2; the operator who answered informed staff that Fidelity had relocated to an office in Bonita, California. Subsequent research has since revealed the Bonita address to be a U.S. Post Office box. Letters from OCIE sent to Fidelity’s Santa Barbara and Bonita addresses on August 5, 2014 via certified mail were both returned undeliverable.

4. On December 9, 2014, OCIE staff emailed a letter to Sanchez, requesting basic required records from Fidelity in connection with a broker-dealer examination. After Sanchez and Fidelity did not produce the requested records, OCIE staff followed up with additional emails and voicemails, and finally managed to speak with Sanchez on two separate occasions in February 2015. In both calls, Sanchez made excuses for not responding to the December 9, 2014 request. Sanchez ultimately failed to produce any records in response to the December 9, 2014 request.

5. On March 2, 2018, OCIE staff contacted Sanchez by telephone and informed him that they intended to request certain transfer agent records from Fidelity in connection with a broker-dealer examination. OCIE subsequently emailed a request letter to Sanchez that same day, requesting that the records be produced by March 9, 2018. After receiving no response, on March 12, 2018, OCIE staff tried once again to reach Sanchez by telephone, and then re-sent the original written request by email. OCIE staff later received notifications from the SEC’s secure email system that neither the March 2nd nor the March 12th emails to Sanchez had been read. After additional failed attempts to contact Sanchez by telephone, OCIE sent a new written request for records to Sanchez on March 28, 2018 via UPS to Fidelity’s Bonita address.

6. On April 11, 2018, OCIE staff received a call from Sanchez. Sanchez told staff he had not seen the request letter, but assured them if they re-sent it, he would provide the information the following day. Staff confirmed his telephone number, mailing address, and email address, and re-sent the March 28th letter by email. On April 26, 2018, staff received a notification that the April 11th email had not been read. No records were ever produced by Sanchez in response to the March 9, 2018 or March 28, 2018 requests.

7. On June 21, 2018, Enforcement Division (“ENF”) staff issued a subpoena to Fidelity for certain transfer agent records. The subpoena was sent via UPS to the Santa Barbara address, and was returned undelivered on July 9, 2018. ENF staff then attempted to contact Fidelity at the various phone numbers listed in its filings, but those numbers were apparently no longer connected to Fidelity.

8. On November 27, 2018, ENF staff attempted to contact Fidelity at the phone number listed in an issuer’s recent 10-Q, but found the number had been disconnected. ENF staff subsequently obtained Sanchez’s cell phone number. Over the following week, ENF staff made multiple attempts to reach Sanchez on his cell phone, finally managing to speak with him on December 7, 2018. ENF staff informed Sanchez that the Commission intended to serve a subpoena on Fidelity, and confirmed that the Bonita mailing address, email address, and cell phone number where they had been attempting to reach Sanchez were all correct and current. Sanchez also confirmed he could receive service of the SEC’s subpoena both at the Bonita address and via email.

9. On December 10, 2018, ENF staff issued a new subpoena to Fidelity and transmitted it to Sanchez (1) via UPS overnight to the Bonita address, and (2) as an attachment via secure email. The December 10th subpoena called for the production of transfer agent records by December 28, 2018, and required Sanchez to appear for testimony on February 21, 2019. The UPS package was confirmed delivered the following day, but the email was returned undelivered. Subsequent emails to the same email address were also returned, and calls to Sanchez’s cell phone went unanswered. ENF staff also sent a copy of the December 10th subpoena via UPS to Fidelity’s registered agent for service of process in Carson City, Nevada on December 14, 2018. On December 20, 2018, the registered agent confirmed that it had received the subpoena and forwarded it to Fidelity.

10. Fidelity failed to produce any documents in response to any of the ENF staff requests, and Sanchez did not appear for testimony on February 21, 2019.

#### D. VIOLATIONS

1. As a result of the conduct described above, Fidelity willfully violated Sections 17(a)(1), 17(a)(3), 17(b)(1), and 17A(d)(1) of the Exchange Act and Rules 17Ac2-1(c) and 17Ac2-2(a) thereunder.



2. As a result of the conduct described above, Sanchez willfully aided and abetted and caused Fidelity's violations of Sections 17(a)(1), 17(a)(3), 17(b)(1), and 17A(d)(1) of the Exchange Act and Rules 17Ac2-1(c) and 17Ac2-2(a) thereunder.

### III.

In view of the allegations made by the Division of Enforcement, the Commission deems it necessary and appropriate in the public interest that public administrative and cease-and-desist proceedings be instituted to determine:

A. Whether the allegations set forth in Section II hereof are true and, in connection therewith, to afford Respondents an opportunity to establish any defenses to such allegations;

B. What, if any, remedial action is appropriate in the public interest against Respondents pursuant to Section 17A(c) of the Exchange Act including, but not limited to, civil penalties pursuant to Section 21B(a)(1) of the Exchange Act;

C. Whether, pursuant to Section 21C of the Exchange Act, Respondents should be ordered to cease and desist from committing or causing violations of, and any future violations of, Sections 17(a)(1), 17(a)(3), 17(b)(1), and 17A(d)(1) of the Exchange Act and Rules 17Ac2-1(c) and 17Ac2-2(a) thereunder, and whether Respondents should be ordered to pay a civil penalty pursuant to Section 21B(a)(2); and

D. What, if any, remedial action is appropriate in the public interest against Respondents pursuant to Section 9(b) of the Investment Company Act.

### IV.

IT IS ORDERED that a public hearing before the Commission for the purposes of taking evidence on the questions set forth in Section III hereof shall be convened not earlier than 30 days and not later than 60 days from service of this Order at a time and place to be fixed by further order of the Commission, pursuant to Rule 110 of the Commission's Rules of Practice, 17 C.F.R. § 201.110.

IT IS FURTHER ORDERED that Respondents shall file Answers to the allegations contained in this Order within twenty (20) days after service of this Order, as provided by Rule 220(b) of the Commission's Rules of Practice, 17 C.F.R. § 201.220(b).

IT IS FURTHER ORDERED that the Division of Enforcement and Respondents shall conduct a prehearing conference pursuant to Rule 221 of the Commission's Rules of Practice, 17 C.F.R. § 201.221, within fourteen (14) days of service of the Answer. The parties may meet in person or participate by telephone or other remote means; following the conference, they shall file a statement with the Office of the Secretary advising the

Commission of any agreements reached at said conference. If a prehearing conference was not held, a statement shall be filed with the Office of the Secretary advising the Commission of that fact and of the efforts made to meet and confer.

If any Respondent fails to file the directed Answer, or fails to appear at a hearing or conference after being duly notified, the Respondent may be deemed in default and the proceedings may be determined against him upon consideration of this Order, the allegations of which may be deemed to be true as provided by Rules 155(a), 220(f), 221(f) and 310 of the Commission's Rules of Practice, 17 C.F.R. §§ 201.155(a), 201.220(f), 201.221(f), and 201.310.

This Order shall be served forthwith upon Respondents by any means permitted by the Commission's Rules of Practice.

Attention is called to Rule 151(b) and (c) of the Commission's Rules of Practice, 17 C.F.R. § 201.151(b) and (c), providing that when, as here, a proceeding is set before the Commission, all papers (including those listed in the following paragraph) shall be filed with the Office of the Secretary and all motions, objections, or applications will be decided by the Commission. The Commission requests that an electronic courtesy copy of each filing should be emailed to [APFilings@sec.gov](mailto:APFilings@sec.gov) in PDF text-searchable format. Any exhibits should be sent as separate attachments, not a combined PDF.

The Commission finds that it would serve the interests of justice and not result in prejudice to any party to provide, pursuant to Rule 100(c) of the Commission's Rules of Practice, 17 C.F.R. § 201.100(c), that notwithstanding any contrary reference in the Rules of Practice to filing with or disposition by a hearing officer, all filings, including those under Rules 210, 221, 222, 230, 231, 232, 233, and 250 of the Commission's Rules of Practice, 17 C.F.R. §§ 201.210, 221, 222, 230, 231, 232, 233, and 250, shall be directed to and, as appropriate, decided by the Commission. This proceeding shall be deemed to be one under the 120-day timeframe specified in Rule of Practice 360(a)(2)(i), 17 C.F.R. § 201.360(a)(2)(i), for the purposes of applying Rules of Practice 233 and 250, 17 C.F.R. §§ 201.233 and 250.

The Commission finds that it would serve the interests of justice and not result in prejudice to any party to provide, pursuant to Rule 100(c) of the Commission's Rules of Practice, 17 C.F.R. § 201.100(c), that the Commission shall issue a decision on the basis of the record in this proceeding, which shall consist of the items listed at Rule 350(a) of the Commission's Rules of Practice, 17 C.F.R. § 201.350(a), and any other document or item filed with the Office of the Secretary and accepted into the record by the Commission. The provisions of Rule 351 of the Commission's Rules of Practice, 17 C.F.R. § 201.351, relating to preparation and certification of a record index by the Office of the Secretary or the hearing officer are not applicable to this proceeding.

The Commission will issue a final order resolving the proceeding after one of the following: (A) The completion of post-hearing briefing in a proceeding where the public hearing has been completed; (B) The completion of briefing on a motion for a ruling on the

pleadings or a motion for summary disposition pursuant to Rule 250 of the Commission's Rules of Practice, 17 C.F.R. § 201.250, where the Commission has determined that no public hearing is necessary; or (C) The determination that a party is deemed to be in default under Rule 155 of the Commission's Rules of Practice, 17 C.F.R. § 201.155, and no public hearing is necessary.

In the absence of an appropriate waiver, no officer or employee of the Commission engaged in the performance of investigative or prosecuting functions in this or any factually related proceeding will be permitted to participate or advise in the decision of this matter, except as witness or counsel in proceedings held pursuant to notice. Since this proceeding is not "rule making" within the meaning of Section 551 of the Administrative Procedure Act, it is not deemed subject to the provisions of Section 553 delaying the effective date of any final Commission action.

By the Commission.

Vanessa A. Countryman  
Secretary

# **EXHIBIT 2**

**Subject:** Re-service for 3-19243 - complete  
**Attachments:** Order.pdf; OIP.PDF

**From:** Rodriguez, Elvia <[rodriguez@SEC.GOV](mailto:rodriguez@SEC.GOV)>  
**Sent:** Monday, September 09, 2019 9:43 AM  
**To:** Dean, Lynn M. <[DeanL@sec.gov](mailto:DeanL@sec.gov)>  
**Subject:** Re-service for 3-19243 - complete

Hi Lynn,

OS has re-served the following via certified mail and have updated our records.

Please let me know if you have any questions.

AP File Number	Participant Name	Event Description	SEC Atty
3-19243	Ruben Sanchez	Order Instituting Administrative and Cease-and-Desist Proceedings and Notice of Hearing; with party letters (34-86347).	Lynn M. Dean, Esq.
3-19243	Fidelity Transfer Services, Inc. c/o Ruben Sanchez	Order Instituting Administrative and Cease-and-Desist Proceedings and Notice of Hearing; with party letters (34-86347).	Lynn M. Dean, Esq.
3-19243	Fidelity Transfer Services, Inc. c/o Ruben Sanchez	Order (34-86427)	Lynn M. Dean, Esq.

3-19243

Ruben Sanchez

Order (34-86427).

Lynn M. Dean, Esq.

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Thanks

Elvía Rodríguez

UNITED STATES OF AMERICA  
before the  
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934  
Release No. 86427 / July 22, 2019

INVESTMENT COMPANY ACT OF 1940  
Release No. 33562 / July 22, 2019

Admin. Proc. File No. 3-19243

In the Matter of  
FIDELITY TRANSFER SERVICES, INC.  
and  
RUBEN SANCHEZ

ORDER

On July 10, 2019, the Commission issued an order instituting administrative and cease-and-desist proceedings (the "OIP") pursuant to Sections 17A(c) and 21C of the Securities Exchange Act of 1934 and Section 9(b) of the Investment Company Act of 1940 against Fidelity Transfer Services, Inc., and Ruben Sanchez ("Respondents").<sup>1</sup> In compliance with the statutory provision governing cease-and-desist proceedings, the OIP specified that a "public hearing before the Commission for the purposes of taking evidence . . . shall be convened not earlier than 30 days and not later than 60 days" from service of the OIP.<sup>2</sup> The statute also provides that "an earlier or a later date" for the hearing may be "set by the Commission with the consent of any respondent so served."<sup>3</sup>

Respondents were served with the OIP by July 11, 2019. As a consequence, in the absence of consent by both Respondents regarding a later hearing date, a public hearing will be set for a date on or before September 9, 2019. To facilitate the orderly and expeditious resolution of this matter, it is ORDERED that the parties shall file a statement advising the Commission of any agreement to a later hearing date (or a statement that no such agreement could be reached) as soon as practicable, but not later than the day after the prehearing conference contemplated by the OIP. The Commission will specify further procedures by subsequent order.

For the Commission, by the Office of the General Counsel, pursuant to delegated authority.

Vanessa A. Countryman  
Secretary

<sup>1</sup> Exchange Act Rel. No. 86347, 2019 WL 3035436 (July 10, 2019).

<sup>2</sup> *Id.* at \*4.

<sup>3</sup> 15 U.S.C. § 78u-3(b).

  
By: **Jill M. Peterson**  
Assistant Secretary

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Fidelity Transfer Services, Inc.  
 c/o Ruben Sanchez  
 813 Anacapa Street, No. 110  
 Santa Barbara, CA 93101

2. Article Number (Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  No

3- 19243

- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)

- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

8042367

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

**U.S. Postal Service™**  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

**OFFICIAL USE**

Certified Mail Fee \$ _____ Extra Services & Fees (check box, add fee as appropriate) <input type="checkbox"/> Return Receipt (hardcopy) \$ _____ <input type="checkbox"/> Return Receipt (electronic) \$ _____ <input type="checkbox"/> Certified Mail Restricted Delivery \$ _____ <input type="checkbox"/> Adult Signature Required \$ _____ <input type="checkbox"/> Adult Signature Restricted Delivery \$ _____ Postage \$ _____ Total Postage and Fees \$ _____	Postmark Here
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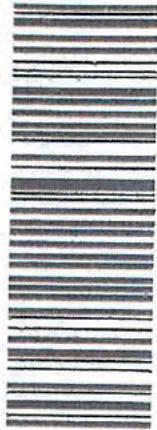
Sent To Fidelity Transfer Services  
 Street and Apt. No., or PO Box No. 813 Anacapa Street, No. 110  
 City, State, ZIP+4® Santa Barbara, CA 93101-1101

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

7015 3430 0000 9272 0052

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE.

CERTIFIED MAIL®



7015 3430 0000 9272 0052

7015 3430 0000 9272 0052



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**Ruben Sanchez**  
 813 Anacapa Street, No. 110  
 Santa Barbara, CA 93101

2. Article Number (Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

**X**

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3- 19243

8042370

- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

7015 3430 0000 9272 0113

7015 3430 0000 9272 0113

7015 3430 0000 9272 0113



**U.S. Postal Service™**  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

OFFICIAL USE

Certified Mail Fee \$ \_\_\_\_\_

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ \_\_\_\_\_

Return Receipt (electronic) \$ \_\_\_\_\_

Certified Mail Restricted Delivery \$ \_\_\_\_\_

Adult Signature Required \$ \_\_\_\_\_

Adult Signature Restricted Delivery \$ \_\_\_\_\_

Postage \$ \_\_\_\_\_

Total Postage and Fees \$ \_\_\_\_\_

Sent To Ruben Sanchez

Street and Apt. No., or PO Box No. \_\_\_\_\_

City, State, ZIP+4® \_\_\_\_\_ 3-19243  
8042370

Postmark Here

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

# **EXHIBIT 3**

**UNITED STATES OF AMERICA**  
**Before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-19243**

**In the Matter of**

**FIDELITY TRANSFER SERVICES, INC.**  
**and RUBEN SANCHEZ**

**Respondents.**

**THIRD STATUS REPORT**  
**REGARDING SERVICE ON**  
**RESPONDENTS FIDELITY**  
**TRANSFER SERVICES, INC. AND**  
**RUBEN SANCHEZ**

The Division of Enforcement (“Division”) submits this Third Status Report regarding service on Respondents Fidelity Transfer Services, Inc. and Ruben Sanchez (“Respondents”).

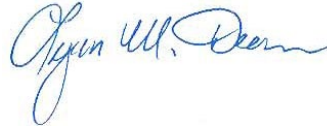
The instant proceedings were commenced on July 10, 2019. The Order Instituting Administrative and Cease-and-Desist Proceedings Pursuant to Sections 17A(c) and 21C of the Securities Exchange Act of 1934 and Section 9(b) of the Investment Company Act of 1940 (“OIP”) was served on Respondents by sending copies of the OIP addressed to Respondents’ last-known addresses, by U.S. Postal Service certified mail, in accordance with Commission Rule of Practice 141(a)(2). Respondents did not appear or respond to the OIP.

Pursuant to Rule of Practice 141(a)(2)(iii), as a registered transfer agent, Fidelity may be deemed served at the business address on their most recent registration form upon confirmation of attempted delivery. The OIP was re-served on September 9, 2019 by certified mail on both Respondents at the address on Fidelity Transfer Services, Inc.’s most recent registration form.

On October 8, 2019, the Secretary’s office issued an Order in which it noted that Fidelity had been served as of September 9, 2019, but queried whether Sanchez could be served pursuant to Rule of Practice 141(a)(2)(iii). The Secretary’s office directed the Division to provide a status

reporting regarding its efforts to serve Sanchez. The Division regrets to report that it has exhausted all known addresses for Sanchez and has been unable to effect service on him as of today's date.

Respectfully submitted,  
DIVISION OF ENFORCEMENT  
By its Attorneys:

A handwritten signature in blue ink, appearing to read "Lynn M. Dean".

---

Lynn M. Dean (323) 965-3245  
Securities and Exchange Commission  
Los Angeles Regional Office  
Securities and Exchange Commission  
444 South Flower Street, Suite 900  
Los Angeles, CA 90071

DATED: October 23, 2019

## CERTIFICATE OF SERVICE

I certify that on October 23, 2019, I caused the foregoing document to be served on the following persons, by electronic mail, facsimile, or by UPS overnight mail as stated:

Vanessa Countryman, Secretary  
Securities and Exchange Commission  
100 F. Street, N.E., Mail Stop 1090  
Washington, DC 20549  
Fax: (202) 772-9324

(By Fax and By UPS)  
(Original and three copies)

Courtesy Copy to:  
Securities and Exchange Commission  
APFilings@sec.gov

(By Electronic mail)

Mr. Ruben Sanchez  
813 Anacapa Street, #110  
Santa Barbara, CA 93101  
(Respondent)

(By U.S. Mail)

Fidelity Transfer Services, Inc.  
c/o Ruben Sanchez  
813 Anacapa Street, #110  
Santa Barbara, CA 93101  
(Respondent)

(By U.S. Mail)

  
\_\_\_\_\_  
Javier Delgadillo

## CERTIFICATE OF SERVICE

I certify that on September 17, 2020, I caused the foregoing document to be served on the following persons, by electronic mail, facsimile, or by UPS overnight mail as stated:

Securities and Exchange Commission  
APFilings@sec.gov

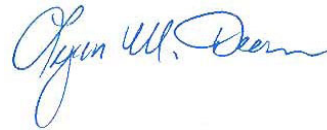
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Lynn M. Dean

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