

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING
File No. 3-19979

<p>In the Matter of</p> <p>American Gene Engineer Corp.,</p> <p>Respondent.</p>
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DIVISION OF ENFORCEMENT’S MOTION FOR
DEFAULT AND BRIEF IN SUPPORT

The Division of Enforcement (“Division”), by counsel, pursuant to Commission Rules of Practice Rules 154(a) and 155(a)(2), respectfully moves the Securities and Exchange Commission (“Commission”) for an order entering a default against American Gene Engineer Corp. (CIK No. 0001600784) (“American Gene” or “Respondent”) in this proceeding and ordering the revocation of the registration of each class of Respondent’s securities registered pursuant to Section 12 of the Securities Exchange Act of 1934 (“Exchange Act”).

Argument

On September 10, 2020, the Commission issued an Order Instituting Proceedings (“OIP”) against Respondent, which has securities registered with the Commission under Section 12(g) of the Exchange Act. The OIP alleges the Respondent is delinquent in filing its mandated periodic reports. Because Respondent failed to answer or otherwise respond to the OIP, the Division now seeks entry of an order finding Respondent to be in default in this proceeding.

Commission Rule of Practice 220(b) states that where an answer is required to be filed by rule or order, the respondent “shall do so within 20 days after service upon the respondent of the order instituting proceedings” unless a different period is provided by rule or order. Here, the OIP requires “an Answer [to be filed] to the allegations contained in this Order within ten (10) days after service of this Order.” OIP at IV. Commission Rule of Practice 160(a) provides that Saturdays, Sundays and Federal legal holidays are to be counted as part of the 10 day period, and Commission Rule of Practice 160(b) extends that time by three days if service is made by mail.

The Declaration of Ryan Farney to Assist Secretary with Record of Service (attached hereto as Exhibit A) (“Farney Declaration”) establishes that on March 9, 2021, service upon American Gene of the OIP was attempted by Priority Mail Express delivery at the address provided in American Gene’s last EDGAR filing with the Commission, in accordance with Commission Rule of Practice 141(a)(2)(ii). American Gene’s answer to the OIP was due by March 22, 2021. However, American Gene has neither filed an answer nor made any other response to the OIP in this proceeding.

Respondent is delinquent in its filings with the Commission and has been delinquent for over two years. In addition, Respondent’s failure to answer supports revocation of the registration of each class of Respondent’s securities. Accordingly, the Division moves for an order, pursuant to Rule 155(a)(2), finding American Gene to be in default in this proceeding and ordering that the registration of each class of its securities registered pursuant to Exchange Act Section 12 be revoked.

Conclusion

For the reasons set forth above, the Division respectfully requests that the Commission:

1) grant the Division's Motion; 2) enter an order of default against American Gene; and 3) revoke the registration of each class of American Gene's securities registered pursuant to Section 12 of the Exchange Act.

Dated: April 2, 2021

Respectfully submitted,



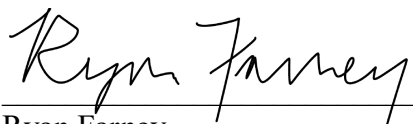
Ryan Farney
U.S. Securities and Exchange Commission
100 F Street, N.E.
Washington, D.C. 20549-5020
(202) 551-4543 (phone)
(301) 847-4699 (fax)
Email: farneyr@sec.gov

COUNSEL FOR
DIVISION OF ENFORCEMENT

CERTIFICATE OF SERVICE

I hereby certify that the Division of Enforcement's Motion for Default and Brief in Support was filed with the Securities and Exchange Commission, Office of the Secretary, 100 F Street NE, Washington, DC 20549, and that a true and correct copy of the foregoing has been served on this 2nd day of April, 2021, on the following persons entitled to notice:

By UPS:
American Gene Engineer Corp.
521 5th Ave, 17th Floor
New York, NY 10175



Ryan Farney

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DECLARATION OF RYAN FARNEY
TO ASSIST SECRETARY WITH RECORD OF SERVICE

RYAN FARNEY, pursuant to 28 U.S.C. § 1746, declares:

1. I am a Senior Counsel with the Division of Enforcement (“Division”) of the Securities and Exchange Commission, and counsel for the Division in the captioned administrative proceeding. I am submitting this Declaration to assist the Secretary in maintaining a record of service on the respondent in the captioned proceeding pursuant to Rule 141(a)(3).

2. The Order Instituting Proceedings (“OIP”) in this administrative proceeding was mailed to respondent American Gene Engineer Corp., CIK 0001600784 (“AGEC”), via Priority Mail Express, Tracking No. EJ59173961US, to the address shown on AGECE’s most recent EDGAR filing at 521 5th Ave, 17th Floor, New York, NY 10175. This address is taken from AGECE’s last filing with the Commission, which was a Form 12b-25 filed on September 14, 2018. A true copy of the tracking information for the OIP is attached as Exhibit 1 hereto. Rule 141(a)(2)(ii) provides that service on a corporation

or entity may be obtained by confirmation of attempted delivery on the most recent address shown on the entity's most recent filing with the Commission.

3. The U.S. Postal Service's tracking system confirms that delivery was attempted on March 9, 2021; however, the package was returned to sender because the addressee was not known at the delivery address. *See Exhibit 1 at page 2.*

I declare under penalty of perjury that the foregoing is true and correct.


Executed on March 26, 2021.


Ryan Farney

EXHIBIT 1

[Track Another Package +](#)

Tracking Number: EJ591739614US

Remove 

Scheduled Delivery by

TUESDAY

9 MARCH 2021 

by **12:00pm** 

Alert

March 17, 2021 at 1:29 pm
Addressee Unknown
NEW YORK, NY 10175

Get Updates 

Text & Email Updates



Proof of Delivery



Tracking History



March 17, 2021, 1:29 pm

Addressee Unknown

NEW YORK, NY 10175

Your item was returned to the sender on March 17, 2021 at 1:29 pm in NEW YORK, NY 10175 because the addressee was not known at the delivery address noted on the package.

March 9, 2021, 9:09 am

Delivered

NEW YORK, NY 10017

March 9, 2021, 6:01 am

Arrived at Post Office

NEW YORK, NY 10017

Feedback

March 9, 2021, 4:15 am

Arrived at USPS Regional Destination Facility
NEW YORK NY DISTRIBUTION CENTER

March 8, 2021, 10:40 pm

Departed USPS Regional Facility
LINTHICUM HEIGHTS MD DISTRIBUTION CENTER

March 8, 2021, 7:58 pm

Arrived at USPS Regional Origin Facility
LINTHICUM HEIGHTS MD DISTRIBUTION CENTER

March 8, 2021, 7:31 pm

Departed Post Office
WASHINGTON, DC 20002

March 8, 2021, 4:46 pm

USPS in possession of item
WASHINGTON, DC 20002

Feedback

Product Information



See Less 

Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

[FAQs](#)