

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING
File No. 3-20345

<p>In the Matter of</p> <p>Spongetech Delivery Systems, Inc.,</p> <p>Respondent.</p>

DECLARATION OF GINA JOYCE
TO ASSIST SECRETARY WITH RECORD OF SERVICE

GINA JOYCE, 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 co-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 proceedings pursuant to Rule 141(a)(3).

2. Among other means, Securities and Exchange Commission (“Commission”) Rule of Practice 141(a)(2)(ii) permits service on a corporation or entity by delivering a copy of an Order Instituting Administrative Proceedings (“OIP”) to an agent authorized by appointment or law to receive such service or, in the case of an issuer with a class of securities registered with the Commission, by sending the OIP via U.S. Postal Service certified, registered, or Express Mail and obtaining a confirmation of attempted delivery on the most recent address shown on the entity’s most recent filing with the Commission.

Further, the OIP in this matter authorizes service of the OIP “by any means permitted by the Commission’s Rules of Practice.” Therefore, the Division asked the Commission’s Secretary to first attempt service on the Respondent via U.S. Priority Mail Express.

3. The Office of the Secretary provided me with the U.S. Priority Mail Express tracking number for the copy of the Order Instituting Proceedings (“OIP”)¹ that was mailed by the Secretary to the Respondent in these proceedings. I input the tracking number into the U.S. Postal Service’s (“USPS’s”) package tracking system on its Internet website located at www.usps.com, and printed out the tracking confirmation in order to obtain confirmation of the delivery or attempted delivery of the OIP on the Respondent. A true copy of the tracking confirmation for the Respondent on which express mail service was attempted is attached as Exhibit 1, hereto.

4. The Secretary mailed the OIP to Respondent Spongetech Delivery Systems, Inc., CIK 1201251 (“Spongetech”), via Priority Mail Express, Tracking No. EJ 435 624 078 US, to the address shown on its most recent EDGAR filing at 10 W. 33rd Street, Suite 518, New York, NY 10001. This address is taken from Spongetech’s last filing with the Commission, which was a Form 8-K filed with the Commission on May 13, 2010. The USPS tracking system confirms that the OIP was delivered on June 2, 2021. *See* Exhibit 1 at pp. 1 – 2.

I declare under penalty of perjury that the foregoing is true and correct.
Executed on June 24, 2021.

/s/ Gina Joyce
Gina Joyce

¹Each service package included the OIP, a letter from the Commission’s Secretary, and a letter from the Division offering discovery pursuant to Rule of Practice 230.

CERTIFICATE OF SERVICE

I hereby certify that I caused true copies of the Division of Enforcement's Declaration of Gina Joyce to Assist Secretary with Record of Service, and Exhibit thereto, to be served on the following on June 24, 2021, in the manner indicated below:

By Email:

Office of the Secretary
apfilings@sec.gov

By UPS:

Spongetech Delivery Systems, Inc.
10 W. 33rd Street
Suite 518
New York, NY 10001

/s/ Gina Joyce
Gina Joyce

Track Another Package +

Tracking Number: EJ435624078US

Remove X

Scheduled Delivery by

SUNDAY

30 MAY 2021 ⓘ

by **6:00pm** ⓘ

Delivered

June 2, 2021 at 10:04 am
NEW YORK, NY 10001

Get Updates ▾

Text & Email Updates ▾

Proof of Delivery ▾

Tracking History ▲

June 2, 2021, 10:04 am

Delivered

NEW YORK, NY 10001

Your item was delivered at 10:04 am on June 2, 2021 in NEW YORK, NY 10001. Waiver of signature was exercised at time of delivery.

OS Received 06/24/2021

June 1, 2021, 2:27 pm
Addressee Unknown
NEW YORK, NY 10001

June 1, 2021, 11:49 am
Delivered
NEW YORK, NY 10001

June 1, 2021, 9:20 am
Delivery Attempted - No Access to Delivery Location
NEW YORK, NY 10001

June 1, 2021, 6:57 am
Out for Delivery
NEW YORK, NY 10001

June 1, 2021, 6:46 am
Arrived at Post Office
NEW YORK, NY 10001

May 30, 2021, 4:52 am
Departed USPS Regional Facility
NEW YORK NY DISTRIBUTION CENTER

May 29, 2021, 7:58 pm
Arrived at USPS Regional Facility
NEW YORK NY DISTRIBUTION CENTER

May 29, 2021, 7:51 pm
USPS in possession of item
NEW YORK, NY 10199

May 29, 2021
In Transit to Next Facility

May 28, 2021, 11:14 pm
Departed USPS Regional Facility
LINTHICUM HEIGHTS MD DISTRIBUTION CENTER

OS Received 06/24/2021

May 28, 2021, 8:05 pm
Arrived at USPS Regional Facility
LINTHICUM HEIGHTS MD DISTRIBUTION CENTER

Product Information



See Less ^

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FAQs