

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

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-21447**

<p><b>In the Matter of</b></p> <p><b>Beverage Acquisition Corporation,</b></p> <p><b>Respondent.</b></p>
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**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 Priority Mail Express.

3. The Office of the Secretary provided me with the Priority Mail Express tracking number for the copy of the Order Instituting Proceedings (“OIP”)<sup>1</sup> that was mailed by the Secretary to the Respondent in these proceedings. I input the tracking number into the package tracking system of the U.S. Postal Service (“USPS”) on its Internet website located at [www.usps.com](http://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 Priority Mail Express service was attempted is attached as Exhibit 1, hereto.

4. The Secretary mailed the OIP to Respondent Beverage Acquisition Corporation, CIK 1369144 (“Beverage Acquisition”), via Priority Mail Express, Tracking No. ER 006 877 269 US, to the address shown on its most recent EDGAR filing at 2670 Commercial Avenue, Mingo Junction, Ohio 43938. This address is taken from Beverage Acquisition’s last filing with the Commission, which was a Form 8-A12G filed with the Commission on November 1, 2006. The USPS tracking system confirms that delivery was attempted on May 26, 2023, but forwarding had expired; addressee had moved and left no address. The package was returned to the SEC. *See* Exhibit 1.

I declare under penalty of perjury that the foregoing is true and correct.  
Executed on June 13, 2023.

/s/ Gina Joyce  
Gina Joyce

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<sup>1</sup> Each service package includes the OIP, a letter from the Commission’s Secretary, and AP filing instructions.