

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 90446 / November 18, 2020

Admin. Proc. File No. 3-19926

In the Matter of

BILLION HOLDING INC.

ORDER REGARDING SERVICE

The Securities and Exchange Commission (“Commission”) issued an Order Instituting Proceedings (“OIP”) on August 25, 2020, pursuant to Section 12(j) of the Securities Exchange Act of 1934, against Billion Holding Inc. (“Respondent”).¹

On October 5, 2020, the Division of Enforcement filed the Declaration of Sandhya C. Harris (“Declaration”), which stated that, pursuant to Commission Rule of Practice 141(a)(2)(ii),² service of the OIP was made on Respondent on September 15, 2020. The Declaration stated that service of the OIP was made by mailing the OIP to an address in “Longgang Shenzhen, China” taken from Respondent’s “last filing with the Commission,” a Form 10-Q filed with the Commission on November 14, 2018. The Form 10-Q in the EDGAR database shows a Longgang, Shenzhen, China address.³ An exhibit to the Declaration shows that delivery of the OIP was attempted in China on September 15, 2020.

¹ *Billion Holding Inc.*, Exchange Act Release No. 89650, 2020 WL 5038548 (Aug. 25, 2020).

² 17 C.F.R. § 201.141(a)(2)(ii).

³ *See* Rule of Practice 323, 17 C.F.R. § 201.323 (permitting the Commission to take official notice of, among other things, “any matter in the public official records of the Commission”).

The Declaration did not state, however, what steps the Division took to ensure that this method of serving Respondent was valid, including whether it had determined that mail is an acceptable means of service in China, and the basis for that determination.⁴

Accordingly, it is ORDERED that by December 2, 2020, the Division of Enforcement shall file a declaration or status report providing additional information regarding its efforts to effect service of the OIP on Respondent.

The parties' attention is called to the Commission's March 18, 2020 order regarding the filing and service of papers, which provides that, pending further order of the Commission, parties shall to the extent possible submit all filings electronically at apfilings@sec.gov.⁵

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

Vanessa A. Countryman
Secretary

⁴ See Rule of Practice 141(a)(2)(iv), 17 C.F.R. § 201.141(a)(2)(iv) (providing that service may be made upon foreign corporations or entities in a foreign country by “[a]ny method specified in” Rule 141(a)(2)(ii) “that is not prohibited by the law of the foreign country”); *Alife Corp.*, Exchange Act Release No. 89179, 2020 WL 3529897 (June 29, 2020) (providing that a supplemental declaration “established service of the OIP by describing the steps taken by the Division to determine . . . that mail service is an acceptable means of service in Singapore”); see also *Hyundai Merch. Marine Co. v. Grand China Shipping (Hong Kong) Co.*, 878 F. Supp. 2d 1252, 1259-61 (S.D. Ala. 2012) (report and recommendation adopted by district court) (holding that defendant could not be served in China by courier).

⁵ See *Pending Administrative Proceedings*, Exchange Act Release No. 88415, <https://www.sec.gov/litigation/opinions/2020/33-10767.pdf>.