

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 91632 / April 22, 2021

Admin. Proc. File No. 3-19935

In the Matter of
FOREVERGREEN WORLDWIDE CORPORATION

ORDER REGARDING SERVICE

The Securities and Exchange Commission (“Commission”) issued an Order Instituting Proceedings (“OIP”) on August 26, 2020, pursuant to Section 12(j) of the Securities Exchange Act of 1934, against respondent ForeverGreen Worldwide Corporation (“Respondent”).¹

Rule 141(a)(2)(ii) of the Commission’s Rules of Practice provides that service of an order instituting proceedings may be made on “an issuer of a class of securities registered with the Commission,” such as Respondent, “by sending a copy of the order addressed to the most recent address shown on the entity’s most recent filing with the Commission by U.S. Postal Service certified, registered, or Express Mail and obtaining a confirmation of attempted delivery.”²

On October 6, 2020, the Division of Enforcement filed a declaration, which stated that, on August 29, 2020, the OIP was delivered to “623 North 200 West Suite 101 Lindon, Utah 84042” (the “Declaration Address”). The declaration also stated that the Declaration Address was “the address shown on [Respondent’s] most recent EDGAR filing.” But the address reflected in what was Respondent’s most recent filing when the OIP was mailed is “632 North

¹ *ForeverGreen Worldwide Corp.*, Exchange Act Release No. 89681, 2020 WL 5076938 (Aug. 26, 2020).

² 17 C.F.R. § 201.141(a)(2)(ii).

2000 West, Suite 101, Lindon, Utah 84042” (the “Filing Address”)(emphasis added).³ Accordingly, it is unclear if the declaration incorrectly lists the address to which the OIP was delivered or if it accurately reflects that the OIP was delivered to an erroneous address.

Accordingly, the Division of Enforcement is ORDERED to file a supplemental declaration regarding service clarifying the status of service in this proceeding by May 20, 2021.

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 to the extent possible shall submit all filings electronically at apfilings@sec.gov.⁴ Also, the Commission’s Rules of Practice were recently amended to include new e-filing requirements, which took effect on April 12, 2021.⁵

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

Vanessa A. Countryman
Secretary

³ See ForeverGreen Worldwide Corp., Current Report (Form 8-K) (Mar. 5, 2020), <https://www.sec.gov/Archives/edgar/data/1091983/000154812320000021/f8kfvg201810-kafinal.htm>. On September 10, 2020, Respondent made an additional filing that also contained the Filing Address. See ForeverGreen Worldwide Corp., Annual Report for the Fiscal Year Ended December 31, 2018, Amendment No. 1 (Form 10-K/A) (Sept. 10, 2020), <https://www.sec.gov/Archives/edgar/data/1091983/000154812320000126/fvrg201810k-a1v4.htm>.

⁴ *Pending Administrative Proceedings*, Exchange Act Release No. 88415, 2020 WL 1322001 (Mar. 18, 2020), <https://www.sec.gov/litigation/opinions/2020/33-10767.pdf>.

⁵ *Amendments to the Commission’s Rules of Practice*, Exchange Act Release No. 90442, 2020 WL 7013370 (Nov. 17, 2020), 85 Fed. Reg. 86,464, 86,474 (Dec. 30, 2020), <https://www.govinfo.gov/content/pkg/FR-2020-12-30/pdf/2020-25747.pdf>; see also *Instructions for Electronic Filing and Service of Documents in SEC Administrative Proceedings and Technical Specifications*, <https://www.sec.gov/efapdocs/instructions.pdf>. The amendments also impose other obligations on parties to administrative proceedings such as a new redaction and omission of sensitive personal information requirement. *Amendments to the Commission’s Rules of Practice*, 85 Fed. Reg. at 86,465–81.