

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 93150 / September 28, 2021

Admin. Proc. File No. 3-20483

In the Matter of

WARI, INC.

ORDER REGARDING SERVICE

The Securities and Exchange Commission (“Commission”) issued an Order Instituting Proceedings (“OIP”) on August 26, 2021, pursuant to Section 12(j) of the Securities Exchange Act of 1934, against respondent Wari, Inc. (“Respondent”).¹

On September 24, 2021, the Division of Enforcement filed a Declaration of Sandhya C. Harris, which asserted that, pursuant to Commission Rule of Practice 141(a)(2)(ii),² service of the OIP was made on Respondent on September 8, 2021. The Declaration stated that such service was made by sending the OIP via the United States Postal Service (“USPS”) to the address listed in Respondent’s most recent filing with the Commission, 1717 Pennsylvania Avenue NW, Washington, DC 20006, and that the “USPS tracking system confirms that delivery was attempted on September 8, 2021.” But the USPS tracking information submitted as an exhibit to the Declaration does not demonstrate that delivery was attempted at Respondent’s address on that date. Instead, it shows that the mailing arrived at a post office in the 20018 zip code on the morning of September 8, 2021, and later that morning was apparently returned to the Commission’s headquarters in the 20549 zip code.³ Therefore, the USPS tracking information does not show that service on Respondent was made pursuant to Rule of Practice 141(a)(2)(ii), because such service requires “confirmation of attempted delivery.”⁴

¹ *Wari, Inc.*, Exchange Act Release No. 92773, 2021 WL 3836052 (Aug. 26, 2021).

² 17 C.F.R. § 201.141(a)(2)(ii).

³ It is possible (based on the tracking information) that, prior to being returned to the Commission, the OIP was out for delivery between September 1 and September 7, 2021, but the tracking information does not explicitly confirm that delivery was attempted at Respondent’s address.

⁴ *Id.*

Accordingly, it is ORDERED that the Division shall file a status report concerning service of the OIP on Respondent by October 12, 2021, and every 28 days thereafter until service is accomplished.

The parties' attention is directed to the most recent amendments to the Commission's Rules of Practice, which took effect on April 12, 2021, and which include new e-filing requirements.⁵

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

Vanessa A. Countryman
Secretary

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); *Instructions for Electronic Filing and Service of Documents in SEC Administrative Proceedings and Technical Specifications*, <https://www.sec.gov/efapdocs/instructions.pdf>. The amendments impose other obligations 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.