

34-99014 UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 99014 / November 22, 2023

Admin. Proc. File No. 3-21292

In the Matter of

AMERITRUST CORPORATION

ORDER DIRECTING STATUS REPORT FROM THE DIVISION OF ENFORCEMENT

The Securities and Exchange Commission issued an order instituting proceedings (“OIP”) on February 1, 2023, pursuant to Section 12(j) of the Securities Exchange Act of 1934, against Ameritrust Corporation (“Respondent”).¹ Respondent was properly served with the OIP but did not answer it. On March 13, 2023, more than ten days after service, we ordered Respondent to show cause by March 27, 2023, why the registration of its securities should not be revoked by default due to its failure to file an answer or otherwise to defend this proceeding.² Respondent failed to respond to the order to show cause.

On June 22, 2023, Respondent filed a letter with the Office of the Secretary stating that: Respondent’s CEO passed away on March 7, 2023; a new CEO was elected on June 7, 2023; and the new CEO has not yet received “the company-related documents kept by the bereaved family.” The filing promised that after receiving those documents, Respondent would “actively respond to” this proceeding, and it requested that the Commission postpone “the implementation of administrative procedures” for an unspecified length of time. The letter did not attach a certificate of service or otherwise indicate that it was served on the Division.

On August 4, 2023, the Division of Enforcement filed a status report stating that it was not served with Respondent’s June 22, 2023, letter; it had attempted to contact Respondent to schedule a prehearing conference, without success; and it would file another status report within 30 days to update the Commission on its efforts to contact Respondent.

¹ *Ameritrust Corp.*, Exchange Act Release No. 96789, 2023 WL 1464404 (Feb. 1, 2023).

² *Ameritrust Corp.*, Exchange Act Release No. 97121, 2023 WL 2494624 (Mar. 13, 2023).

On August 14, 2023, Respondent filed a second letter with the Office of the Secretary, attached as an exhibit hereto. The letter reiterated Respondent's request that we postpone this proceeding. The letter further stated that Respondent intends to hire an attorney to respond to this proceeding. And it attached documents reflecting that Respondent appointed a new registered agent on July 20, 2023, and was reinstated as a Wyoming corporation on August 8, 2023. The letter did not attach a certificate of service or otherwise reflect that it was served on the Division.

To date, the Division has not filed a second status report, as it stated it would do in its August 4, 2023, status report. Accordingly, IT IS ORDERED that, by December 11, 2023, the Division file a status report concerning its efforts to contact Respondent, any other developments in this case, and its views on the appropriate next steps in this proceeding.

The parties' attention is directed to the e-filing requirements in the Rules of Practice.³ We also remind the parties that any document filed with the Commission must be served upon all participants in the proceeding and be accompanied by a certificate of service.⁴

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

Vanessa A. Countryman
Secretary

³ *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.sec.gov/rules/final/2020/34-90442a.pdf>; *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 redaction and omission of sensitive personal information requirement. *Amendments to the Commission's Rules of Practice*, 85 Fed. Reg. at 86,465–81.

⁴ *See* Rule of Practice 150, 17 C.F.R. § 201.150 (generally requiring parties to serve each other with their filings); Rule of Practice 151(d), 17 C.F.R. § 201.151(d) (“Papers filed with the Commission . . . shall be accompanied by a certificate stating the name of the person or persons served, the date of service, the method of service, and the mailing address or email address to which service was made, if not made in person.”).

EXHIBIT