

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 99453 / January 31, 2024

Admin. Proc. File No. 3-21387

In the Matter of 3D PIONEER SYSTEMS, INC.
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SECOND ORDER REGARDING SERVICE

On April 21, 2023, the Securities and Exchange Commission issued an order instituting proceedings (“OIP”) against 3D Pioneer Systems, Inc. (“Respondent”) pursuant to Section 12(j) of the Securities Exchange Act of 1934.¹ After the Commission issued an initial order regarding service,² the Division of Enforcement filed a status report stating that the Division was “in the process of preparing the necessary documents to serve the Nevada Secretary of State” and “attempting to serve the company directly at” the Australia address shown on Respondent’s most recent EDGAR filing via USPS Registered Mail.³ On September 28, 2023, the Division filed a status report stating that its “service package is still in transit to Respondent’s Australia address via USPS Registered Mail.” On October 31, 2023, the Division filed a status report noting that the package to the Respondent’s address in Australia was still in transit and that because of this “long delay, the Division has also initiated service on the Nevada Secretary of State pursuant to Nevada Revised Statutes Sections 78.090.4 and 14.030.”

On December 12, 2023, the Division filed a status report, which established that, pursuant to Commission Rule of Practice 141(a)(2)(ii),⁴ service of the OIP was made on the

¹ *3D Pioneer Sys., Inc.*, Exchange Act Release No. 97344, 2023 WL 3038871 (Apr. 21, 2023).

² *3D Pioneer Sys., Inc.*, Exchange Act Release No. 98125, 2023 WL 5203098 (Aug. 14, 2023).

³ Our initial order regarding service explained that under Nevada law, if a corporation fails to appoint a registered agent or fails to file a timely statement of change of registered agent, service may be accomplished by serving the Nevada Secretary of State and complying with specified procedures. A copy of the service papers must also be sent by registered or certified mail to the last-known address of the corporation or any of its officers. *Id.*

⁴ 17 C.F.R. § 201.141(a)(2)(ii).

Nevada Secretary of State on November 3, 2023. However, the record lacks information about whether the Division satisfied the additional requirement under Nevada law that a copy of the service papers be sent by registered or certified mail to the last-known address of the corporation or any of its officers. The Division's status reports suggest such a mailing occurred but do not establish it. For example, the Division's status reports do not state when its service package was mailed to the Respondents' Australia address or provide any other details about that mailing. To assist the Office of the Secretary in maintaining a record of service that establishes that the OIP has been properly served,⁵ IT IS ORDERED that the Division of Enforcement file a status report concerning service of the OIP on Respondent addressing these concerns by February 14, 2024, and every 28 days thereafter until service is accomplished.

The parties' attention is directed to the e-filing requirements in the Rules of Practice.⁶

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

Vanessa A. Countryman
Secretary

⁵ See Rule of Practice 141(a)(3), 17 C.F.R. § 201.141(a)(3).

⁶ See Rules of Practice 151, 152(a), 17 C.F.R. §§ 201.151, .152(a) (providing procedure for filing papers with the Commission and mandating electronic filing in the form and manner posted on the Commission's website); *Instructions for Electronic Filing and Service of Documents in SEC Administrative Proceedings and Technical Specifications*, <https://www.sec.gov/efapdocs/instructions.pdf>. Parties generally also must certify that they have redacted or omitted sensitive personal information from any filing. Rule of Practice 151(e), 17 C.F.R. § 201.151(e).