

CHAPTER 543

CIVIL ACTIONS, COMMENCEMENT

Sec.
543.08 Summons, service upon certain domestic corporations

- 543.01 [Superseded, Rules of Civil Procedure, Rules 3.01, 86.01 and 86.02]
- 543.02 [Superseded, Rules of Civil Procedure, Rules 4.01, 12.01, 86.01 and 86.02]
- 543.03 [Superseded, Rules of Civil Procedure, Rules 4.02, 86.01 and 86.02]
- 543.04 [Superseded, Rules of Civil Procedure, Rules 3.02, 4.042, 86.01 and 86.02]
- 543.05 [Superseded, Rules of Civil Procedure, Rules 4.03(a), 86.01 and 86.02]
- 543.06 [Superseded, Rules of Civil Procedure, Rules 4.03(e), 86.01 and 86.02]
- 543.07 [Superseded, Rules of Civil Procedure, Rules 4.03(d), 86.01 and 86.02]

543.08 SUMMONS, SERVICE UPON CERTAIN DOMESTIC CORPORATIONS.

If the action be against a private domestic corporation, the summons may be served by delivering a copy thereof to its president, vice-president, secretary, cashier, or treasurer, or to any director or managing agent thereof.

If such domestic corporation have no officer within the state upon whom service can be made, of which fact the return of the sheriff that none can be found in his county shall be conclusive evidence, service of the summons upon it may be made by depositing two copies thereof, together with a fee of \$5 with the secretary of state, which shall be deemed personal service upon such corporation. One of such copies shall be filed by such secretary, and the other forthwith mailed by him to the corporation, if the place of its main office be known to him or be disclosed by the files of his office.

If the defendant be a foreign corporation the summons may be served by delivering a copy to any of its officers or agents within the state, provided that any foreign corporation having an agent in this state for the solicitation of freight and passenger traffic or either thereof over its lines outside of this state, may be served with summons by delivering a copy thereof to such agent. If a foreign insurance corporation, two copies shall be delivered to the insurance commissioner, who shall file one in his office and forthwith mail the other postage prepaid to the defendant at its home office.

If such foreign corporation shall have appointed a resident agent authorized to accept service of process, and shall have caused such appointment to be filed and recorded as required or authorized by law, delivery of a copy of the summons to such agent shall be deemed service thereof on such corporation.

[*R L s 4109; 1913 c 218 s 1; 1955 c 820 s 48*] (9231)

NOTE: All except the second paragraph and the second sentence of the third paragraph is superseded by Rules of Civil Procedure, Rules 4.03(c), 86.01 and 86.02.

543.09, 543.10 [Superseded, Rules of Civil Procedure, Rules 4.03 (c), 5.02, 86.01 and 86.02]

- 543.11, 543.12 [Superseded Rules of Civil Procedure, Rules 4.04, 86.01 and 86.02]
- 543.13 [Superseded, Rules of Civil Procedure, Rules 4.043, 86.01 and 86.02]
- 543.14 [Superseded, Rules of Civil Procedure, Rules 4.06, 86.01 and 86.02]
- 543.15 [Superseded, Rules of Civil Procedure, Rules 4.04, 12.01, 86.01 and 86.02]
- 543.16 [Superseded, Rules of Civil Procedure, Rules 5.01, 86.01 and 86.02]
- 543.17 [Superseded, Rules of Civil Procedure, Rules 5.02, 86.01 and 86.02]
- 543.18 [Superseded, Rules of Civil Procedure, Rules 5.02, 6.05, 86.01 and 86.02]