

CHAPTER 540

PARTIES TO ACTIONS

540.05 Married person may sue or be sued alone.

540.152 Service of process on unions, groups, or associations.

540.05 MARRIED PERSON MAY SUE OR BE SUED ALONE.

In cases where the spouse, except for the marriage relation, would not be a necessary party, a married person may sue and be sued as if unmarried and without joining the spouse. If a person marries and at the same time takes a new name while a party to a pending action, the person shall thereafter be designated by the new name.

History: 1987 c 49 s 13

540.152 SERVICE OF PROCESS ON UNIONS, GROUPS, OR ASSOCIATIONS.

The transaction of any acts, business, or activities within the state of Minnesota by any officer, agent, representative, employee, or member of any union or other groups or associations having officers, agents, members, or property without the state on behalf of the union or other groups or associations or any of its members or affiliated local unions shall be deemed an appointment by the union or other groups or associations of the secretary of state of the state of Minnesota to be the true and lawful attorney of the union or other groups or associations, upon whom may be served all legal processes or notices in any action or proceeding against or involving the union or other groups or associations growing out of any acts, business or activities within the state of Minnesota resulting in damage or loss to person or property or giving rise to any cause of action under the laws of the state of Minnesota or to any matters or proceedings arising under the Minnesota labor relations act. Such acts, business, or activities shall be a signification of the agreement of the union or other groups or associations and its members that any process or notice in any action, matter, or proceeding against or involving it, which is so served, shall be of the same legal force and validity as if served upon the union or other groups or associations and its members personally. Service of process or notice shall be made by filing a copy thereof in the office of the secretary of state, together with payment of a fee of \$25 and together with an affidavit stating that no officer or managing agent of the union or other group or association has been found in this state and setting forth an address to which the service shall be forwarded. The service shall be sufficient service upon the union or other groups or associations and its members. Notice of service and a copy of the process or notice shall, within ten days thereafter, be sent by mail by the person who caused it to be served on the union or other groups or associations at its last known address and an affidavit of compliance with the provisions of this chapter shall be filed with the court or other state agency or department before which the action, matter, or proceeding is pending.

History: 1987 c 404 s 187