

SUING A BUSINESS IN A SMALL CLAIMS COURT

Before filing your small claim case, you MUST obtain the business status. Is it a corporation (Inc.), and (LLC), or a (DBA)? You can get this information by contacting the Department of Commerce at: 801-530-4849, or visit their website online at <https://secure.utah.gov/bes/>.

****If the business is Inc., or an LLC, you CANNOT sue the owner of the business.****

1. If the company you are suing is incorporated (Inc.) or a limited liability (LLC) you must have the name and address of the Registered Agent that is on file with the Department of Commerce. (Example below)

Example:

Name of Plaintiff: Bob's Car Service, **Inc.** – or Bob's Car Service, **LLC.**

Agent & Title: John Doe (Registered Agent)

2. If the company you are suing is a "doing business as" or (**DBA**), the Registered Agent information is not applicable. You will have the owner and business name. (Example below)

Name of Plaintiff: Jane Doe, DBA, Jane Doe's Hair Salon

3. **Military Service Declaration** is NOT required when suing a business. However, if the owner is also named as Co-Defendant in a matter, the Military Service Declaration is required for that individual(s).

IF YOU DO NOT FOLLOW THESE INSTRUCTIONS, YOUR CASE MAY BE DISMISSED IN COURT

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If you have questions, please feel free to contact the Court at 435-865-5335 or via email at smallclaims@ironcounty.net.