

18 GCA BUSINESS STRUCTURES & FUNCTION
CH. 6 GENERAL PROVISIONS AFFECTING CORPORATIONS

CHAPTER 6
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- § 6101. Designation of Agent for Service of Process.
- § 6102. General Power.
- § 6103. Taking of Private Property.

§ 6101. Designation of Agent for Service of Process.

Very domestic corporation may file with the Director of Revenue and Taxation a designation of a natural person, residing at a stated address in Guam, as its agent, for the purpose of service of process, and the delivery, to such agent, of a copy of any process against such corporation shall constitute valid service on such corporation. Such corporation shall file with the Director of Revenue and Taxation notice of any change in the address of the person thus designated, and may revoke any such designation by filing notice thereof with the Director of Revenue and Taxation.

If such designation has not been filed with the Director of Revenue and Taxation, or if process against any domestic corporation cannot, with the exercise of due diligence, be served upon the person designated or in any other manner provided by law, service may be had upon such corporation by delivering to the Director of Revenue and Taxation, or to any person employed in his office in the capacity of a deputy, duplicate copies of such process, together with a fee of Forty Dollars (\$40.00), which *shall* be included in the taxable costs of the suit, action, or proceeding. Upon the receipt of such process and fee, the Director of Revenue and Taxation *shall* forthwith give notice of the service of such process to the corporation at its principal office in Guam, and *shall* deliver to such office, a copy of such process. The defendant *shall* appear and answer within thirty (30) days after such service upon the Director of Revenue and Taxation.

SOURCE: CC § 403. References to *Director of Finance* changed to *Revenue and Taxation* by authority of P.L. 9-228 (8/7/68). Amended by P.L. 29-002:V:I:58 (May 18, 2007).

CROSS-REFERENCES: See 7 GCA § 14105 relative to *Service of Summons*.

§ 6102. General Power.

No right or remedy in favor of or accrued against any corporation, its stockholders or officers, nor any liability incurred by any such corporation, its stockholders or officers, shall be removed or impaired either by the

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subsequent dissolution of said corporation or by any subsequent amendment or repeal of this Part or of any part or portion thereof.

SOURCE: CC § 404.

§ 6103. Taking of Private Property.

The right of eminent domain is not granted to any corporation in Guam.

SOURCE: CC § 404a.

NOTE: This section applies only to corporations created or authorized under this Part. See 12 GCA for those public corporations which may exercise, or request the government to exercise, the power of eminent domain, such as the Guam Power Authority.

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