

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 Defendant: 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 Defendant: 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 are acting as your own attorney, it is your responsibility to research and learn the ODR small claims process.

The Court cannot give advice.

<https://www.utcourts.gov/en/self-help/case-categories/consumer/small-claims.html>

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Contact Information for Court:
435-865-5335 or email at smallclaims@ironcounty.net