

**70-3a-405 Forum for actions regarding registration -- Service on out-of-state registrants.**

- (1)
- (a) An action to require the cancellation of a mark registered under this chapter shall be brought in a district court of this state.
  - (b) The division may not be made a party to an action filed under Subsection (1)(a), except that the division may intervene in an action filed under Subsection (1)(a).
- (2) In any action brought against a nonresident registrant, service may be effected upon the nonresident registrant in accordance with the procedures established for service upon nonresident corporations and business entities under Section 16-10a-1511.

Enacted by Chapter 318, 2002 General Session