

CHAPTER 19. REGISTERED OFFICES AND ADDRESSES

REGISTERED OFFICES GENERALLY

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Cross References

This chapter cited in 19 Pa. Code § 11.11 (relating to requirements to be met by filed documents); and 19 Pa. Code § 13.11 (relating to addresses).

REGISTERED OFFICES GENERALLY

§ 19.1. Blind addresses prohibited.

In section 135(c) of the code (relating to requirements to be met by filed documents) it is provided that whenever a provision of the code or 54 Pa.C.S. (relating to names) requires that a person set forth an address in a document, the provision will be construed to require the submission of an actual street address or rural route box number, and the Department will refuse to receive or file a document that fails to set forth an address or sets forth only a post office box address.

Source

The provisions of this § 19.1 adopted June 22, 1973, effective June 23, 1973, 3 Pa.B. 1164; amended April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993. Immediately preceding text appears at serial page (24782).

Cross References

This section cited in 19 Pa. Code § 11.11 (relating to requirements to be met by filed documents).

§ 19.2. Change of commercial registered office address.

(a) In section 108 of the code (relating to change in location or status of registered office provided by agent) it is provided that where the registered office of a corporation or other association is stated to be in care of or is in fact in care of an agent who maintains the registered office for the corporation or other association and the agent changes its name or the location of its office in a county from one address to another within the county or ceases to provide a registered office for one or more associations, the agent may reflect the change of name or effect

a corresponding change in the registered office address of or cease to provide a registered office for one or more of the associations represented by it by executing and filing in the Department a Form DSCB:15-108 (Statement of Change of Registered Office by Agent) with respect to each association represented by it.

(b) If the status of an agent as a provider of a registered office is terminated by the filing, the location of the registered office of the association represented is not affected, but the person formerly in care of the office thereafter does not have any responsibility with respect to matters tendered to the office in the name of the association represented. A plaintiff should make service of process on the actual principal place of business of the association represented, wherever situated, in order to minimize the risk of due process defects in the validity of any resulting judgment. As a result of changes in the law effected by the Judiciary Act Repealer Act (JARA), act of April 28, 1978 (P. L. 202, No. 53), the Department no longer receives or forwards service of process with respect to actions, proceedings or appeals against or affecting associations and other persons.

(c) It is not necessary for the association represented to take action to effect a termination of status of agent or other change of registered office as described in this section but the person representing the association is required to promptly furnish the association represented with a copy of the Form DSCB:15-108 as filed in the Department.

Source

The provisions of this § 19.2 adopted June 22, 1973, effective June 23, 1973, 3 Pa.B. 1164; amended April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993. Immediately preceding text appears at serial page (24782).

§ 19.3. Name of commercial registered office provider in lieu of registered address.

(a) In section 109 of the code (relating to name of commercial registered office provider in lieu of registered address) it is provided that where a provision of the code, but not 54 Pa.C.S. (relating to names), authorizes or requires the inclusion of a registered office address in a document filed in the Department, the person filing the document may substitute in lieu thereof the term “c/o” followed by:

(1) The name of an association or a division thereof that has filed in the Department, and not withdrawn, a written statement of the address of its commercial registered office.

(2) The name of a county of this Commonwealth and a statement that the registered office of the association represented shall be deemed for venue and official publication purposes to be located in the county so named. For venue and official publication purposes, the county so named controls over the address contained in the currently applicable statement.

(b) A representing association that has effected a filing in the Department may:

(1) Amend the filing by filing in the Department a superseding statement in writing setting forth the address of the commercial registered office.

(2) Withdraw its filing and cease to provide registered office service by filing in the Department a statement withdrawing as a commercial registered office provider.

(c) If the status of an agent as a provider of a registered office is terminated by the filing, the location of the registered office of the association represented is not affected, but the person formerly in care of the office thereafter does not have responsibility with respect to matters tendered to the office in the name of the association represented. A plaintiff should make service of process on the actual principal place of business of the association represented, wherever situated, in order to minimize the risk of due process defects in the validity of a resulting judgment. As a result of changes in the law effected by the Judiciary Act Repealer Act (JARA), act of April 28, 1978 (P. L. 202, No. 53), the Department no longer receives or forwards service of process with respect to actions, proceedings or appeals against or affecting associations and other persons.

(d) It is not necessary for an association represented to take action in connection with a change or withdrawal effected as described in this section, but the representing association is required to promptly furnish each affected association represented with a copy of the statement as filed in the Department.

Source

The provisions of this § 19.3 adopted April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993.

Cross References

This section cited in 19 Pa. Code § 17.208 (relating to official advertising of fictitious names involving individual parties).

§ 19.4. Designation of venue county.

In section 135(c) of the code (relating to requirements to be met by filed documents), it is provided that if a provision of that title or of 54 Pa.C.S. (relating to names) requires that a person set forth an address in a document, the provision shall be construed to require the submission of an actual street address or rural route box number, and the name of the county of this Commonwealth where the address is located.

Source

The provisions of this § 19.4 adopted April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993.

FORMS

§ 19.101. Official forms.

The following form has been promulgated under this chapter and appears in Appendix A:

Form DSCB:15-108 (Statement of Change of Registered Office by Agent).

Source

The provisions of this § 19.101 adopted June 20, 1973, effective June 23, 1973, 3 Pa.B. 1164; amended April 17, 1992, effective April 18, 1992, 22 Pa.B. 1993. Immediately preceding text appears at serial pages (24783) to (24786).

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