


SIXTH GUAM LEGISLATURE
1962 (SECOND) Regular Session

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CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 284, "An Act to amend Sections 2466, 2470, and 2472, of the Civil Code of Guam, and to add a new Section 2469.1 to the Civil Code of Guam, pertaining to the use of fictitious names by individuals and partnerships", was on the 5th day of February, 1962, duly and regularly passed.


A. B. WON PAT
Speaker

ATTESTED:


V. B. BAMBA
Legislative Secretary

This Act was received by the Governor this 9th day
of February, 1962 at 3:25 o'clock P. M.

/s/ Manuel F.L. Guerrero

MANUEL F. LEON GUERRERO
Secretary of Guam

APPROVED:

/s/ BILL DANIEL
BILL DANIEL
Governor of Guam

DATED: FEB 08 1962

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SIXTH GUAM LEGISLATURE
1962 (SECOND) Regular Session

Bill No. 204

Introduced by _____
Committee on Rules, by
request

AN ACT TO AMEND SECTIONS 2466, 2470, AND 2472,
OF THE CIVIL CODE OF GUAM, AND TO ADD A NEW
SECTION 2469.1 TO THE CIVIL CODE OF GUAM,
PERTAINING TO THE USE OF FICTITIOUS NAMES
BY INDIVIDUALS AND PARTNERSHIPS.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

2 Section 1. Section 2466, Civil Code of Guam, is hereby amended to
3 read as follows:

4 "Section 2466. Fictitious names generally. Except
5 as otherwise provided in the next section every person
6 transacting business in Guam under a fictitious name and
7 every partnership transacting business in Guam under a
8 fictitious name, or a designation not showing the names
9 of the persons interested as partners in such business,
10 must file with the Director of Finance of Guam, a certi-
11 ficate, stating the name in full and the place of residence
12 of such person and stating the names in full of all the
13 members of such partnership and their places of residence."

14 Section 2. A new Section 2469.1 is hereby added to Chapter II,
15 Title X, Part IV, Division Third, of the Civil Code of Guam, to read as
16 follows:

17 "Section 2469.1. Abandonment. Every person and every
18 partnership transacting business in Guam under a fictitious
19 name, or a designation not showing the names of the persons
20 interested as partners in such business, who has filed a
21 certificate in accordance with Section 2466, may, upon
22 ceasing to use that name, file with the Director of Finance
23 a certificate of abandonment of name, stating the name in
24 full and the place of residence of such person, and

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1 stating the names in full of all the members of such
 2 partnership and their places of residence. Such certi-
 3 ficate shall be filed by the person therein referred to,
 4 or by one or more of the partners, as the case may be."

5 Section 3. Section 2470, Civil Code of Guam, is hereby amended to
 6 to read as follows:

7 "Section 2470. Registration. The Director of
 8 Finance must keep a register of the names of firms and
 9 persons mentioned in the certificates filed with him pursuant
 10 to this Article, entering in alphabetical order the names of
 11 every such person who does business under a fictitious name,
 12 and the fictitious name, and the name of every such partner-
 13 ship, and of each partner therein. Upon the filing of a
 14 certificate of abandonment of the use of a fictitious name,
 15 as provided by Section 2469.1, the Director of Finance shall
 16 enter the fact of abandonment in the register."

17 Section 4. Section 2472, Civil Code of Guam, is hereby amended to
 18 read as follows:

19 "Section 2472. Foreign copartnership, agent. Every co-
 20 partnership, other than those mentioned in Section 2467 of
 21 this code, domiciled outside of Guam, and having no regular
 22 place of business within Guam, must within 40 days from the
 23 time it commences to do business therein, file in the office
 24 of the Director of Finance of Guam, a designation of some
 25 person residing within Guam upon whom process issued by
 26 authority of or under any law of Guam, may be served. A copy
 27 of such designation, duly certified by the Director of Finance,
 28 is sufficient evidence of such appointment. Such process may
 29 be served on the person so designated, or, in the event that no
 30 such person is designated, then on the Director of Finance, to-
 31 gether with a fee of twenty dollars (\$20.00) which shall be
 32 included as taxable cost in judicial proceedings, and the ser-
 33 vice is a valid service on such copartnership."

34 Section 5. This Act is an urgency measure.