

UTAH RULES OF CIVIL PROCEDURE

RULE 4. Process

(d) Method of Service. Unless waived in writing ... by

(d)(1) Personal service. The summons and complaint may be served in any state or judicial district of the United States, by the sheriff or constable ... by a United States Marshall or by any other person 18 years of age or older at the time of service and not a party to the action or a party's attorney. If the person to be served refuses to accept a copy of the process, service shall be sufficient if the [process server] state the name of the process and offer to deliver a copy thereof.

(d)(I)(A) Upon any individual other than one covered by subparagraphs (B), (C) or (D) below, by delivering a copy of the summons and the complaint to the individual personally, or by leaving a copy at the individual's dwelling house or usual place of abode with some person of suitable age and discretion there residing, or by delivering a copy ... to an agent authorized by appointment or by law to receive service of process:

(d)(I)(B) Upon an infant (under 14 years)...

(d)(I)(C) Upon an [incompetent]...

(d)(1)(D) Upon an [inmate of a prison]

(d)(I)(E) Upon any corporation, partnership ... or an unincorporated association ... by delivering a copy of the summons and the complaint to an officer, a managing or general agent, or other agent authorized by appointment or by law to receive service of process...

(d)(2) Service by mail or commercial courier service.

(d)(2)(A) The summons and complaint may be served upon an individual... by mail or commercial courier service in any state or judicial district of the United States provided the defendant signs a document indicating receipt.

(d)(2)(B) The summons and complaint may be served upon an entity covered by (d)(I)(E) ... by mail or commercial courier in any state or judicial district in the United States provided defendant's agent authorized by appointment or by law to receive service of process signs a document indicating receipt.

(d)(2)(C) Service by mail or commercial courier service shall be complete on the date the receipt is signed

(d)(3) Service in a foreign country shall be made...

(d)(3)(A) By any internationally agreed means reasonably calculated to give notice, such as those means authorized by the Hague Convention on the Service Abroad...

(d)(3)(B) If there is no internationally agreed means of service or the applicable agreement allows other means of service, provided that such service is reasonably calculated to give notice:

(d)(3)(B)(i) In the manner prescribed by the law of the foreign country for service in that country in any action in any of its courts of general jurisdiction:

(d)(3)(B)(ii) As directed by the foreign authority in response to a letter oratory or letter of request; or

(d)(3)(B)(iii) Unless prohibited by the law of the foreign country, by delivery to the individual personally of a copy of the summons and the complaint or by any form of mail requiring a signed receipt, to be addressed and dispatched by the clerk of the court to the party to be served; or

(d)(3)(C) By other means not prohibited by international agreement as may be directed by the court.

(d)(4) Other service [publication]...

(e) Proof of Service

(e)(1) If service is not waived, the person effecting service shall file proof with the court. The proof of service must state the date, place, and manner of service. Proof of service made pursuant to paragraph (d)(2) shall include a receipt signed by the defendant or defendant's agent authorized by appointment or by law to receive service of process. If service is made by a person other than an attorney, sheriff, constable or U.S. Marshal, the proof of service shall be made by affidavit.

(e)(2) Proof of service in a foreign country shall be made as prescribed in these rules for service within this state or by the law of the foreign country, or by order of the court. When service is made pursuant to paragraph (d)(3)(C), proof of service shall include a receipt signed by the addressee or other evidence of delivery to the addressee satisfactory to the court.

(e)(3) Failure to make proof of service does not affect the validity of the service. The court may allow proof of service to be amended.

UTAH CODE ANNOTATED 1953

76-8-301. Interference with Public Servant

(1) A person is guilty of interference with a public servant if he:

(a) uses force, violence, intimidation, or engages in any other unlawful act with a purpose to interfere with a public servant performing or purporting to perform an official function; or (b) knowingly or intentionally interferes with the lawful service of process by a public servant.