

## CHAPTER 544

## PLEADINGS

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544.043 Defamation by radio, defense  
544.21 Incorporation; pleading and proof

Sec.  
544.22 Partnerships; proof as to members

**544.01-544.04** [Superseded, Rules of Civil Procedure]

**544.043 DEFAMATION BY RADIO, DEFENSE.** The owner, licensee or operator of a visual or sound radio broadcasting station or network of stations, or any agent or employee of any such owner, licensee, or operator, is not liable for damages for any defamatory statement published or uttered in or as a part of a visual or sound radio broadcast, by any one other than such owner, licensee, or operator, or agent or employee thereof, if such owner, licensee, operator, or such agent or employee, shows that he has exercised due care to prevent the publication or utterance of the statement in that broadcast. The provisions of this section shall not affect any action or proceeding now pending or which shall be commenced within six months after April 23, 1953, in any of the courts of the state.

[1951 c 532 s 1; 1953 c 680 s 1, 2]

**544.05-544.20** [Superseded, Rules of Civil Procedure]

**544.21 INCORPORATION, PLEADING AND PROOF.** In actions by or against a corporation, domestic or foreign, it shall be a sufficient averment of its incorporation to allege, in substance, that the party is a corporation duly organized and existing under the laws of the designated state, country, or place. Unless the adverse party shall specifically aver that the plaintiff or defendant is not a corporation, no proof thereof shall be required at the trial.

[R. L. s. 4148] (9271)

**544.22 PARTNERSHIPS; PROOF AS TO MEMBERS.** When two or more persons sue or defend as copartners they may give in evidence any contract admissible under the pleadings. Unless the partnership is specifically denied by the adverse party, no proof shall be required that they are the same persons who composed such copartnership when the contract was made or at any subsequent time.

[R. L. s. 4149] (9272)

**544.23-544.35** [Superseded, Rules of Civil Procedure]