

# MAINE STATE LEGISLATURE

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SEVENTY-NINTH LEGISLATURE

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SENATE

NO. 156

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In Senate, March 4, 1919.

Taken from the table on motion by Mr. Gurney of Cumberland and on further motion by same senator referred to Committee on Legal Affairs and 500 copies ordered printed.

P. F. CRANE, Secretary.

Presented by Mr. Hinckley of South Portland.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND  
NINE HUNDRED AND NINETEEN

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AN ACT Relating to Appeal of Cases from Supreme Judicial  
and Superior Courts.

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Be it enacted by the People of the State of Maine, as follows:

Section 1. When an action now pending or hereinafter  
2 entered in either the supreme judicial court or a superior  
3 court has once been tried by a jury and a verdict rendered  
4 thereon, the verdict set aside and a new trial granted by  
5 the supreme judicial court, sitting as a court of law, on  
6 a motion for a new trial, or on an exception based on the  
7 refusal of the presiding justice to direct a verdict, the ver-  
8 dict of the jury at the succeeding trial shall be final. The

9 presiding justice, at said trial, shall not order a non-suit  
10 in the action or direct a verdict therein, but must submit  
11 the same to the jury for its determination.

Sect. 2. This act shall not limit the right to take excep-  
2 tions and to perfect the same, except to the refusal of the  
3 court to direct a verdict at a second trial.

Sect. 3. All acts or parts of acts inconsistent herewith  
2 are hereby repealed.