

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
104th LEGISLATURE

COMMITTEE AMENDMENT "A" to S.P. 168, L.D. 542, Bill, "AN ACT to Conform the Statutes to the Rules of Civil Procedure."

Amend said Bill by inserting after the enacting clause, the following sections:

'Sec. 1. R.S., T. 14, §865, amended. The first sentence of section 865 of Title 14 of the Revised Statutes is amended to read as follows:

All the provisions hereof respecting limitations apply to any counterclaim by the defendant except a conterclaim arising out of the transaction or occurrence that is the subject matter of the plaintiff's claim to the extent of the demand in the plaintiff's claim.

Sec. 2. R.S., T. 14, §7457, additional. Title 14 of the Revised Statutes is amended by adding a new section 7457, to read as follows:

§7457. Effect of judgment

A judgment obtained under this chapter may be pleaded as res judicata only as to the amount involved in the particular action and shall not otherwise be deemed an adjudication of any fact at issue or found therein in any other action or court.'

Further amend said Bill by renumbering sections 1 and 2 to be sections 3 and 4.

Reported by the Committee on JUDICIARY.

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