

# MAINE STATE LEGISLATURE

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# SEVENTY-SIXTH LEGISLATURE

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HOUSE

NO. 127

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*House of Representatives, Feb. 4, 1913.*

*Tabled pending reference to a committee by Mr. Waterhouse  
of Kennebunk and ordered printed.*

*W. R. ROIX, Clerk.*

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## STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND THIRTEEN.

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AN ACT in relation to practice in the Supreme Judicial Court.

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

Section 1. Whenever a suit in law or in equity is pending  
2 on the docket of the Supreme Judicial Court, any of the par-  
3 ties to said suit may file in court, in term time or in vaca-  
4 tion, interrogatories pertinent to the issue to be answered by  
5 any adverse party named, and thereupon shall notify the  
6 said adverse party or his record counsel of the filing of such  
7 interrogatories. The adverse party may file objections to  
8 said interrogatories, certified by him to be in good faith, in  
9 manner following: If the interrogatories are filed in vaca-

tion, the adverse party may file said objections within seven days after receiving said notice. Thereupon any justice in vacation, may, on application, pass upon the objections, and shall certify what interrogatories shall be answered, and the time within which the answers shall be filed. If the interrogatories are filed in term time, the presiding justice may fix the time within which objections may be filed, and the time within which answers shall be filed. The sufficiency of the answers may, on application, in term time or in vacation, be passed upon by any justice, who may order further answers with costs in his discretion, and fix the time therefor. Any justice passing upon the objections may limit the number of interrogatories to be answered. The answers shall be signed and sworn to by the person answering, and shall be responsive and full according to the best knowledge and information of the person answering. The oath to the answers shall be upon the affiant's own knowledge, information or belief; and, so far as upon information and belief, that he believes his information to be true. On failure or neglect to answer the interrogatories filed if no objections are made thereto, or to answer the interrogatories certified by the court after objection filed, the court may default or non-suit the party so failing or neglecting to answer. No exceptions to any ruling of a justice in proceedings under this section shall be allowed until after a trial of the suit with a verdict for one of the parties.

Sect. 2. The Supreme Judicial Court may establish and

2 cause to be recorded rules for procedure under this act.

Sect. 3. In the trial of the suit any question and answer  
2 may be offered in evidence by the party filing the interroga-  
3 tories, which shall be subject to admission or exclusion ac-  
4 cording to the general rules of evidence.

Sect. 4. Whoever wilfully swears or affirms falsely to any  
2 answers made by him under the provisions of this act, is  
3 guilty of perjury.