

MAINE STATE LEGISLATURE

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EIGHTY-FOURTH LEGISLATURE

House Document

No. 718

S. P. 710 House of Representatives, March 21, 1929.

Referred to Committee on Revision of Statutes in concurrence and 500 copies ordered printed.

CLYDE R. CHAPMAN, Clerk.

Presented by Senator Weatherbee of Penobscot.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-NINE

AN ACT to Amend Section Thirty-seven of Chapter Eighty-seven of the Revised Statutes, Relative to Hearings and Judgments in Vacation.

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

Section thirty-seven of chapter eighty-seven of the revised statutes is hereby amended by striking out the words "such time as the justice orders" in the twelfth and thirteenth lines of said section and by inserting in place thereof the words 'thirty days from the rendition of judgment, unless the time is further extended by any justice of such court,' so that said section as amended shall read as follows:

‘Sect. 37. *Hearings and judgments in vacation.* Any justice of the supreme judicial court or superior courts on application of either party and on notice, may in vacation hear and determine a demurrer or any interlocutory motion in any cause pending in these courts respectively and may make any order therein which the court could make if in session; and by agreement of parties, he may, at any time or place, try and determine issues of fact and of law submitted to him and render any judgment therein which the court could render if in session. Any such justice may in vacation render judgment in any case heard by him in term time. Parties shall have the right of exception to such orders and judgments, and to other rulings on questions of law, as if judgment had been rendered in term time. Bills of exceptions in such cases shall be filed within thirty days from the rendition of judgment, unless the time is further extended by any justice of such court. When a judgment for the plaintiff is rendered in vacation, all pending attachments of property shall continue in force for thirty days after the order of final judgment is entered upon the docket.’