

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 464**

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S. P. 287

In Senate, Feb. 2, 1933.

Referred to Committee on Judiciary and 500 copies ordered printed. Sent down for concurrence.

ROYDEN V. BROWN, Secretary.

Presented by Senator Holmes of Androscoggin.

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**STATE OF MAINE**

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED THIRTY-  
THREE

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AN ACT Relating to Disclosure Proceedings.

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

**Relating to subpoena to issue to debtor to appear and disclose.** Section 23 of chapter 124 of the revised statutes as amended by chapter 194 of the laws of 1931 is hereby amended to read as follows:

'Sec. 23. **To appear before magistrate within said county in the town in which the debtor resides.** Such magistrate shall thereupon issue under his hand and seal a subpoena to the debtor commending him to appear before any such disinterested magistrate within said county in the town in which the debtor, **the petitioner or his attorney** resides, and in case there is no such magistrate in the town where the debtor, **petitioner or his attorney** resides then in the shire town of said county, at a time and place therein named to make full and true disclosure, on oath, of all his business and property affairs. And a judge of any municipal court may hold disclosure court upon a subpoena returnable as aforesaid in any town in which the regular terms of the court of which he is judge are held. The application shall be annexed to the subpoena. Any town in which the regular sessions of the superior court are held, shall be considered a shire town for the purpose of this section. No application or subpoena shall be deemed incorrect for want of form only, or for circumstantial errors or mistakes, when the person and the case can be rightly understood. Such errors and mistakes may be amended on application of either party.'