

MAINE STATE LEGISLATURE

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EIGHTY - SEVENTH LEGISLATURE

Legislative Document

No. 45

H. P. 143

House of Representatives, January 16, 1935.

Referred to Committee on Judiciary, sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Philbrick of Cape Elizabeth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-FIVE

AN ACT Relating to Service of Writs.

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

Sec. 1. R. S., c. 95, § 17, amended. Section 17 of chapter 95 of the revised statutes is hereby amended to read as follows:

'Sec. 17. Service by separate summons. When goods or estate are attached a separate summons, in form by law prescribed, **and a true copy of the writ, bill, petition or other process**, shall be delivered to the defendant, or left at his dwelling-house or last and usual place of abode, at least 14 days before the sitting of the court to which ~~it~~ **the summons** is returnable, which shall be sufficient service.'

Sec. 2. R. S., c. 95, § 19, amended. Section 19 of chapter 95 of the revised statutes is hereby amended to read as follows:

'Sec. 19. Service on municipal and other corporations, how made; service upon any foreign or alien corporation; time of service. In suits against a county, the ~~summons~~ **writ, bill, petition or other process** shall be served by leaving ~~an attested~~ **a true copy** thereof with one of the county commissioners or their clerk; against a town, parish, religious society or

school district, with the clerk, or one of the selectmen or assessors, if there is any such officer; if not, with a member of such corporation; and against any other corporation, however created, with its president, clerk, cashier, treasurer, general agent or director; if there is no such officer or agent found within the county where such corporation is established, or where its records or papers are by law required to be kept, with any member thereof; and in all suits and proceedings at law or in equity against any foreign or alien company or corporation established by the laws of any other state or country, and having a place of business within this state or doing business herein, service of the writ, bill, petition or other process is sufficient, if made by leaving an attested copy thereof with the president, clerk, cashier, treasurer, agent, director or attorney of such company or corporation, or by leaving such copy at the office or place of business of such company or corporation within ~~this~~ the state; and in each case, it shall be so served 14 days at least before the return day thereof.'