

MAINE STATE LEGISLATURE

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N I N E T Y - F I F T H L E G I S L A T U R E

Legislative Document

No. 690

H. P. 1110

House of Representatives, February 14, 1951.

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

HARVEY R. PEASE, Clerk

Presented by Mr. McGlauffin of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-ONE

AN ACT Relating to Costs in Municipal Courts.

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

R. S., c. 96, § 9, amended. That part of section 9 of chapter 96 of the revised statutes which relates to "Costs in civil actions" is hereby amended to read as follows:

'Costs in civil actions. Costs to parties and attorneys in civil actions shall be the same as allowable in the superior court.

To plaintiffs who prevail:

I. Where the damages recovered amount to \$20 or more;

Writ	\$3.54
Entry	.50
Officers' fees for serving writ, as allowed by the court	—
Attendance, each term	3.50
Travel, each term	.66
Witness fees, as allowed by the court	—
Taxing costs	.25

H. Where the damages recovered amount to less than \$20;	
Writ	\$2.00
Entry	.50
Officers' fees for serving writ, as allowed by the court	—
Attendance, each term	2.00
Travel, each term	.66
Witness fees, as allowed by the court	—
Taxing costs	.25
To defendants who prevail:	
Pleadings	2.00
Witness fees, as allowed by the court	—
Attendance, each term	2.00
Travel, each term	.66
To trustees who make disclosure at the return term:	
Disclosure	\$1.00
Attendance, each term	2.00
Travel, each term	.66
Witness fees, as allowed by the court	—

If the prevailing party actually travels more than 10 miles for the special purpose of attending court in any such action, he may be allowed by the court for every 10 miles so traveled, but not exceeding 40 miles .33

The allowance for travel and attendance to parties recovering costs shall be limited to 2 terms, except that the court, for good and sufficient cause, may order allowance for additional terms.

Copies of papers for removal or appeal to the superior court, to be paid by the appellant to the municipal court and taxed in his costs by the superior court if he finally prevails 2.00

If any attorney at law or other person demands or takes for a writ of attachment with a summons or for an original summons with the declaration, returnable before a trial justice, judge or recorder of a municipal court, more than the costs and fees allowed in the preceding paragraphs of this section from the defendant; or, in the taxation of costs, such justice, judge or recorder taxes or allows more than that sum for the same, he forfeits to the defendant not less than \$5, nor more than \$10, to be recovered in an action of debt, but nothing herein contained shall be so construed as to reduce the fees of municipal courts otherwise established by law.'