

HOUSE No. 282

By Mr. Bateman of Winchester, petition of Thomas H. Bilo-
deau that written notice be required upon entry of a non-suit in
an action at law or suit in equity. Judiciary (Joint).

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-One.

An Act requiring Written Notice upon Entry of a Non-
Suit in an Action at Law or Suit in Equity.

*Be it enacted by the Senate and House of Repre-
sentatives in General Court assembled, and by the
authority of the same, as follows:*

1 SECTION 1. Section fifty-eight of chapter two
2 hundred and thirty-one of the General Laws is
3 hereby amended by adding after the word "de-
4 fault", in the first line, the words: — or non-suit, —
5 and by inserting the word: — non-suit, — after the
6 word "default" in the fifth line, so that the said
7 section as amended shall read as follows: —*Sec-*
8 *tion 58.* Upon entry of a default or non-suit in
9 an action at law or of an interlocutory decree in
10 equity taking a bill pro confesso, the clerk of the
11 court shall forthwith give written notice thereof,
12 in such manner as the court by rule shall direct, to
13 the attorney of record, if any, of each party against
14 whom such default, non-suit or decree is entered.
15 If a party has no attorney of record, and the officer's

16 return does not show that personal service of the
17 writ, bill, petition or complaint, or order therein, as
18 the case may be, has been made upon him, the
19 notice shall be given to the party.

1 SECTION 2. This act shall take effect upon its
2 passage.

