

# HOUSE . . . . . No. 2675

By Mr. Piro of Somerville, petition of Vincent J. Piro relative to notices under the Soldiers' and Sailors' Civil Relief Act of 1940. The Judiciary.

## **The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Eighty-Two.

### AN ACT RELATIVE TO NOTICES UNDER SOLDIERS' AND SAILORS' CIVIL RELIEF ACT OF 1940.

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

1 Section 1 of chapter 57 of the Acts of 1943, as most recently  
2 amended by chapter 105 of the acts of 1959, is hereby further  
3 amended by striking the last paragraph and inserting in place  
4 thereof the following new paragraph: —

5 In proceedings under this section, no person who does not  
6 appear of record to be an owner of the equity of redemption in the  
7 mortgaged property and who is not entitled to the benefit of the  
8 Soldiers' and Sailors' Civil Relief Act of 1940 as amended, with  
9 respect to the mortgage, trust deed or other security described in  
10 the bill whether named as a defendant in the bill or not, shall be  
11 entitled, to appear or be heard in such proceeding except on behalf  
12 of a person so entitled, or unless an affidavit by the claimant, or  
13 certificate by counsel appearing him, stating that he is in the service  
14 and thus entitled to the benefit of the Act, is filed with the appear-  
15 ances. Such proceedings shall be limited to the issues of the exist-  
16 ence of such persons and their rights, if any.

