

By Mr. Donnelly of Boston, petition of Gerald F. O'Leary that provision be made for appeals to the Superior Court from hearings of the Department of Public Utilities rather than to the Supreme Judicial Court. The Judiciary.

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**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Seventy-Five.

AN ACT PROVIDING FOR APPEALS TO THE SUPERIOR COURT FROM HEARINGS OF THE DEPARTMENT OF PUBLIC UTILITIES RATHER THAN TO THE SUPREME JUDICIAL COURT.

*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. The first paragraph of section 5 of chapter 25 of  
2 the General Laws, as appearing in section 1 of chapter 575 of the  
3 acts of 1953, is hereby amended by striking out, in line 12, the  
4 words "supreme judicial court" and inserting in place thereof the  
5 following words:— superior court.

1 SECTION 2. The last sentence of the second paragraph of  
2 section 5 of said chapter 25, as so appearing, is hereby amended  
3 by striking out in, lines 22 and 23, the words "supreme judicial  
4 court" and inserting in place thereof the following words:—  
5 superior court.

1 SECTION 3. The third paragraph of section 5 of said chapter  
2 25, as appearing in chapter 190 of the acts of 1956, is hereby  
3 amended by striking out, in lines 24, 25 and 28, the words  
4 "supreme judicial court" and inserting in place thereof, in each  
5 instance, the following words:— superior court.

1 SECTION 4. Section 5 of said chapter 25 is hereby further  
2 amended by striking out the ninth paragraph, as appearing in

3 section 1 of chapter 575 of the acts of 1953, and inserting in  
4 place thereof the following paragraph:— The superior court  
5 shall also have jurisdiction upon application of the commission  
6 to enforce all orders of the commission.

1 SECTION 5. Section 5 of said chapter 25, as most recently  
2 amended by chapter 485 of the acts of 1971, is hereby further  
3 amended by adding the following paragraph:— Any party  
4 aggrieved by the decision or order of the superior court may  
5 appeal therefrom to the supreme judicial court. Such appeal  
6 shall be prosecuted in accordance with the provisions of law and  
7 rules of court for appeals in civil actions.