

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 886
House Committee Substitute Favorable 7/14/89

Short Title: Debtors of Jdgmnt. Dbtrs. Summoned.

(Public)

Sponsors:

Referred to:

April 17, 1989

A BILL TO BE ENTITLED

AN ACT TO PERMIT DEBTORS OF JUDGMENT DEBTORS TO RESPOND TO COURT SUMMONS BY VERIFIED ANSWERS TO INTERROGATORIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 1-360 reads as rewritten:

"§ 1-360. Debtors of judgment debtor, summoned.

After the issuing or return of an execution against property of the judgment debtor, or of any one of several debtors in the same judgment, and upon affidavit that any person or corporation has property of said judgment debtor, or is indebted to him in an amount exceeding ten dollars (\$10.00), the court or judge may, by order, require such person or corporation, or any officer or members thereof, to appear at a specified time and place, and answer concerning the ~~same~~ same; provided, however, that such inquiries may be answered by such person or corporation, or any officers or members thereof, by verified answers to interrogatories. The court or judge may also, in its or his discretion, require notice of the proceeding to be given to any party to the action, in such manner as seems proper."

Sec. 2. This act shall become effective October 1, 1989.