

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE DRH50239-LM-76 (03/04)

Short Title: Summary Ejectment/Trials.

(Public)

Sponsors: Representative Sutton.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT PROVIDING THAT THE TRIAL IN A SUMMARY EJECTMENT PROCEEDING
3 MAY COMMENCE NOT SOONER THAN FORTY-EIGHT HOURS AFTER SERVICE
4 OF THE COMPLAINT AND SUMMONS ON THE DEFENDANT.
5 The General Assembly of North Carolina enacts:
6 **SECTION 1.** Article 3 of Chapter 42 of the General Statutes is amended by adding
7 a new section to read as follows:
8 **"§ 42-30.1. Time within which trial is set.**
9 The time for trial of a summary ejectment proceeding under this Article shall be set not
10 sooner than 48 hours after service has been made on the defendant as provided in G.S. 42-29,
11 excluding weekends and legal holidays."
12 **SECTION 2.** This act becomes effective October 1, 2009.

