

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE DRH80148-LM-77 (03/04)

Short Title: Small Claims Court/Trials.

(Public)

Sponsors: Representative Sutton.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT PROVIDING THAT THE TRIAL OF A SMALL CLAIMS ACTION MAY
3 COMMENCE NOT SOONER THAN FIVE DAYS AFTER SERVICE OF THE
4 MAGISTRATE SUMMONS ON THE DEFENDANT.
5 The General Assembly of North Carolina enacts:
6 **SECTION 1.** G.S. 7A-214 reads as rewritten:
7 "**§ 7A-214. Time within which trial is set.**
8 The time for trial of a small claim action is set not sooner than five days after service of the
9 magistrate summons and not later than 30 days after the action is commenced. By consent of all
10 parties the time for trial may be changed from the time set. For good cause shown, the
11 magistrate to whom the action is assigned may grant continuances from time to time."
12 **SECTION 2.** This act becomes effective October 1, 2009.



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