

COMMONWEALTH OF MASSACHUSETTS

Supreme Judicial Court

At the Supreme Judicial Court holden at Boston within and for said Commonwealth on the first day of October, in the year of two thousand and nineteen:

present,

<u>RALPH D. GANTS</u>)	Chief Justice
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<u>BARBARA A. LENK</u>)	
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<u>FRANK M. GAZIANO</u>)	Justices
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<u>DAVID A. LOWY</u>)	
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<u>KIMBERLY S. BUDD</u>)	
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<u>ELSPETH B. CYPHER</u>)	
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<u>SCOTT L. KAFKER</u>)	

ORDERED: That the Massachusetts Rules of Civil Procedure adopted by order dated July 13, 1973, as amended, to take effect on July 1, 1974, are hereby amended as follows:

Rule 65.1: By striking out Rule 65.1 and inserting the following new Rule 65.1:

Rule 65.1: Security: Proceedings against security provider

Whenever these rules require or permit the giving of security by a party, and

security is given with one or more security providers, each provider submits to the jurisdiction of the court and irrevocably appoints the clerk of the court as agent upon whom any papers affecting the liability on the security may be served. The security provider's liability may be enforced on motion without the necessity of an independent action. The motion and such notice of the motion as the court prescribes may be served on the clerk of the court, who shall forthwith send copies to each security provider whose address is known.

The amendment accomplished by this order shall take effect on November 1, 2019, for cases commenced after that date.

ORDERED:

<u>RALPH D. GANTS</u>)	Chief Justice
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<u>FRANK M. GAZIANO</u>)	Justices
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