

No. 299, S.]

[Published June 5, 1911.]

CHAPTER 231.

AN ACT to amend subdivisions 6 and 7 of section 4096 of the statutes, relating to examinations of adverse party before trial.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Subdivisions 6 and 7 of section 4096 of the statutes are amended to read: (Section 4096.) 6. Such examinations shall not be compelled in any other county than that in which the party to be examined resides, except as hereinbefore provided; provided, however, that whenever plaintiff or defendant is a non-resident of this state his deposition may be had under the provisions of this section in * * * *any county in * * * the state*, if he can be personally served with notice and subpoena.

7. In case a foreign corporation is a party, the examination of its president, secretary, other principal officer, assignor or agent or employee, or the person who was such, or either of them, at the time of the occurrence of the facts made the subject of the examination, may be had under the provisions of this section in *any county of this state*. *The court may also, upon motion and such terms as may be just, fix a time and place in this state for such examination of any of said persons, * * ** *Such persons so sought to be examined as aforesaid shall attend at such time and place and submit to the examination, and then and there have with him all papers, books, files, records, things, and matters in the possession of such person by reason of his relation to such corporation, relevant to the controversy. Such person sought to be examined as aforesaid shall attend at such time and place and submit to the examination, and, if required, attend for the purpose of reading and signing such deposition, without service of subpoena.*

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved June 2, 1911.

No. 300, S.]

[Published June 5, 1911.]

CHAPTER 232.

AN ACT to amend section 4097 of the statutes, relating to the penalty for not testifying on an adverse examination.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 4097 of the statutes is amended to read: **Section 4097. 1. If any party lawfully required to appear and**