

or pole thereof with blue reflective signals of a type approved by the motor vehicle department.

Approved April 4, 1947.

No. 62, A.]

[Published April 7, 1947.]

CHAPTER 30.

AN ACT to amend 326.12 (3) of the statutes, relating to discovery examinations before trial.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

326.12 (3) of the statutes is amended to read:

326.12 (3) Such examination, when taken within the state, shall be taken before a judge at chambers or a court commissioner on previous notice to all adverse parties or their respective attorneys of at least 5 days. If the person to be examined is a nonresident individual who is a party of the action or proceeding, or is a nonresident president, secretary, treasurer or managing agent of a foreign corporation that is a party to the action, the court may upon just terms fix the time and place of such examination, either within or without the state, and such nonresident shall attend at such time and place and submit to the examination, and, if required, attend for the reading and signing of such deposition, without service of subpoenas. Such examination shall not be compelled in any county other than that in which the persons examined resides, except when a different county shall be designated for the examination of a nonresident, and except that any nonresident subject to examination may be examined in any county of this state in which he is personally served with notice and subpoena, and except that the court may fix another place for such an examination in the case of a resident who is physically unable to attend the examination in the county of his residence. *When a party has instituted suit in any county of this state, he shall be subject to adverse examination in such county whether he resides in such county or not provided a subpoena is served upon him within such county.*

Approved April 4, 1947.