

COMMONWEALTH OF MASSACHUSETTS

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OFFICE OF CITY CLERK
[seal]

PROBATE COURT
CIVIL ACTION
No. 4168

AUG 28 8 35 AM '79
Vita Nicolora and
Ruth M. Nicolora
CAMBRIDGE, MASS., Plaintiff(s)

New England Mutual Life Insurance Company,
Anthony P. Ianneciello an absentee, and
the Treasurer and Receiver General
Defendant(s)
General of the Commonwealth of Massachusetts

SUMMONS

To the above-named Defendant: Anthony P. Ianneciello, an absentee

You are hereby summoned and required to serve upon... Terrence T. Sweeney.....

....., plaintiff's attorney, whose address is... 231 Lewis Wharf.

Boston, Mass. 02110..... filed in said

Court and demands which appear in this summons within 20 days after

served upon you, with 26 days after service of this summons upon you, exclusive of the day of service. If

October 1, 1979; if you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

You are also required to file your answer to the complaint in the office of the Register of this court at

..... Cambridge
..... either before service upon plaintiff's attorney or within a
reasonable time thereafter.

DEMANDS OF COMPLAINT:

1. That the Court adjudicate that after an absence of seven (7) years, the said Anthony P. Ianneciello is presumed to have died on or before November 25, 1978.
2. That the Court determine Plaintiff's rights in a life insurance policy issued to Defendant Anthony P. Ianneciello by Defendant New England Mutual Life Insurance Company.
3. That upon the payment of the benefits under this policy, as ordered by the Court, Defendant insurance company be discharged from all liability upon its contract.

Unless otherwise provided by Rule 13(a), your answer must state as a counterclaim any claim which you may have against the plaintiff which arises out of the transaction or occurrence that is the subject matter of the plaintiff's claim or you will thereafter be barred from making such claim in any other action.

Witness, Edward T. Martin, Esquire, First Judge of said Court.....
thisseventeenth..... day of..... August.....
..... in the year of our Lord one thousand nine hundred and seventy-nine

Posed 8/26/79 11/20/79
Paul J. Carraresi

personally in court to answer the complaint, but if you claim to have a defense, either you or your attorney must serve a copy of your answer within 20 days as specified herein and also file the original in the Register's Office.

Terrence T. Sweeney
Attorney at Law

(617) 367-2951

RECEIVED BY
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AUG 28 8 33 AM '79
CAMBRIDGE, MASS.

229-231 Lewis Wharf
Boston, Massachusetts 02110

August 24, 1979

The Clerk of the City of Cambridge
795 Massachusetts Avenue
Cambridge, Mass. 02118

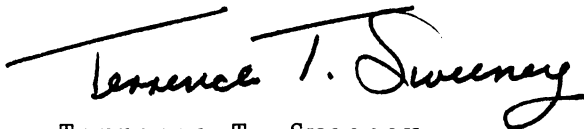
RE: Nicolora et. al. vs. New England Mutual Life
Insurance Company, et. al.
Middlesex Probate Court
Civil Action #4168

Dear Sir:

I have enclosed a copy of the summons in the above matter which I am required by the Court to post in two or more conspicuous public places in the city of Cambridge. I would be most appreciative if you would favor me by posting this summons in some conspicuous place within the City Hall.

I take the occasion to thank you in advance for your kind consideration.

Very truly yours,



Terrence T. Sweeney

Encl.
TTS:cmv

S-435A

Comm. from Paul E. Healy, City Clerk, transmitting a comm. from Terrence T. Sweeney, Esq. Re: summons in the case of Nicolara, et al vs. New England Mutual Life Ins. Co., et al.

In City Council,

August 24, 1979