

15-108. PROTECTION WHEN DISTRIBUTION MADE IN CONFORMITY WITH ORDER OF COURT.

(A) CLAIM OF ABSENT OR UNKNOWN PERSON.

ANY FIDUCIARY MAKING DISTRIBUTION OR DELIVERY OF ANY PROPERTY, IN CONFORMITY TO ANY DECREE OR ORDER OF COURT PASSED PURSUANT TO THE MARYLAND RULES, SHALL BE PROTECTED FROM ANY CLAIM IN RESPECT TO IT BY AN ABSENT OR UNKNOWN BENEFICIARY OR LIFE TENANT PROCEEDED AGAINST UNDER THE MARYLAND RULES, OR HIS HEIRS, PERSONAL REPRESENTATIVES, OR ASSIGNS.

(B) PRIOR LAWS.

NOTHING IN THIS SECTION LIMITS ANY SIMILAR PROTECTION GRANTED TO FIDUCIARIES BY APPLICABLE LAWS IN EFFECT PRIOR TO THE PASSAGE OF THE MARYLAND RULES.

REVISOR'S NOTE: This section presently appears as Art. 16, §15. It is divided into two subsections for the purpose of clarity. The only other changes are in language and style.

15-109. RELEASE OF FIDUCIARY TO WHOM PROPERTY TRANSFERRED BY ANOTHER.

THE RECEIPT AND RELEASE OF A FOREIGN FIDUCIARY TO WHOM PROPERTY IS TRANSFERRED, PURSUANT TO A COURT ORDER UNDER THE MARYLAND RULES, IS A GOOD AND SUFFICIENT RELEASE TO THE FIDUCIARY TRANSFERRING THE PROPERTY.

REVISOR'S NOTE: This section presently appears as Art. 16, §190. A specific reference to the Maryland Rule is removed. The only other changes are in language and style.

15-110. ENFORCEMENT OF ORDER TO GIVE COUNTERSECURITY.

(A) ATTACHMENT ON ORDER OF COURT.

IN ADDITION TO ANY OTHER MEANS OF ENFORCING ITS ORDER, THE COURT WHICH HAS ORDERED A FIDUCIARY TO GIVE COUNTERSECURITY PURSUANT TO THE MARYLAND RULES MAY COMPEL COMPLIANCE WITH ITS ORDER BY ATTACHMENT AND SEQUESTRATION.

(B) REMOVAL OF FIDUCIARY.

IF THE FIDUCIARY FAILS TO GIVE COUNTERSECURITY WITHIN THE TIME FIXED BY THE COURT, AND IS REMOVED, [[A NEW FIDUCIARY MAY BE APPOINTED IN HIS PLACE.]] AND A NEW FIDUCIARY APPOINTED IN HIS PLACE, THE NEW FIDUCIARY MAY BRING SUIT ON THE BOND OF THE REMOVED FIDUCIARY.