

THE TIME DETERMINED BY THE COURT, THE ISSUE OF FACT MAY BE DETERMINED BY A COURT OF LAW. WHEN THE REQUEST IS MADE BEFORE THE COURT HAS DETERMINED THE ISSUE OF FACT, THE COURT SHALL TRANSMIT THE ISSUE TO A COURT OF LAW.

(C) ORDER BASED ON DETERMINATION.

AFTER THE DETERMINATION OF THE ISSUE, WHETHER BY THE COURT OR AFTER TRANSMISSION TO A COURT OF LAW, THE COURT SHALL ENTER AN APPROPRIATE JUDGMENT OR DECREE.

(D) EXCEPTION.

THIS SECTION DOES NOT APPLY WHERE THE ESTATE IS ADMINISTERED UNDER THE JURISDICTION OF A COURT HAVING GENERAL EQUITY JURISDICTION.

REVISOR'S NOTE: This section presently appears as Art. 93, §2-105. The section is divided into four subsections for the purpose of clarity. The only changes are in style and language.

2-106. TIME AND PLACE OF SESSIONS.

(A) GENERAL.

EXCEPT AS PROVIDED IN THIS SECTION AND UNLESS A DIFFERENT TIME IS PRESCRIBED BY LOCAL LAW, THE COURT SHALL BE HELD IN EACH COUNTY AT THE USUAL PLACE OF HOLDING COURT IN THE COUNTY, ON THE SECOND TUESDAY OF FEBRUARY, APRIL, JUNE, AUGUST, OCTOBER, AND DECEMBER, AND MORE OFTEN IF NEED BE, ACCORDING TO ITS OWN ADJOURNMENT. ONE OF THE JUDGES OF THE COURT, IN THE ABSENCE OF THE OTHERS, SHALL HAVE POWER TO HOLD COURT AT A STATED TIME OF ADJOURNMENT ONLY FOR THE PURPOSE OF ADJOURNING. TWO JUDGES SHALL HAVE FULL POWER TO DO AN ACT WHICH THE COURT IS OR MAY BE AUTHORIZED BY LAW TO PERFORM, AND TWO OF THEM SHALL HAVE POWER TO HOLD COURT ON A DAY NOT NAMED IN AN ADJOURNMENT, ON THE APPLICATION OF A PERSON HAVING PRESSING BUSINESS IN THE COURT[.], IF NOTICE [[SHALL]] BE GIVEN TO ANY INTERESTED PERSON, AND THE REGISTER [[SHALL RECORD]] RECORDS THAT NOTICE HAS BEEN GIVEN. ONE OF THE JUDGES, IN THE ABSENCE OF THE OTHERS ON ACCOUNT OF PROLONGED ILLNESS, OR IN CASE OF VACANCY, SHALL HAVE FULL POWER TO DO AN ACT WHICH THE COURT IS AUTHORIZED BY LAW TO DO, PROVIDED THERE IS ATTACHED TO THE PROCEEDINGS OR PAPERS IN EACH CASE A CERTIFICATE SIGNED BY THE REGISTER, CERTIFYING TO THE VACANCY OR PROLONGED ILLNESS OF THE JUDGE OR JUDGES NOT ATTENDING COURT ON THAT DAY. IF THE COURT DOES NOT MEET ON A DAY FIXED FOR ITS MEETING AND IS NOT ADJOURNED AS PROVIDED, THE REGISTER SHALL ADJOURN THE COURT FROM DAY TO DAY UNTIL A MEETING IS HAD ACCORDING TO LAW.