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**HOUSE BILL NO. 2374**

House Amendments in [ ] — January 30, 2001

*A BILL to amend and reenact § 64.1-75.1 of the Code of Virginia, relating to appointment of an administrator of a deceased defendant's estate.*

Patron Prior to Engrossment—Delegate Joannou

Referred to Committee for Courts of Justice

**Be it enacted by the General Assembly of Virginia:**

**1. That § 64.1-75.1 of the Code of Virginia is amended and reenacted as follows:**

§ 64.1-75.1. Appointment of administrator for prosecution of action for personal injury or wrongful death against estate of deceased [ resident or ] nonresident.

In any case in which it is represented that an action at law for personal injury or death by wrongful act upon a cause of action arising within this Commonwealth is contemplated against the estate of a ~~person~~ *resident or nonresident of this Commonwealth* who has died within or without this Commonwealth and ~~who was a nonresident of this Commonwealth~~, *for whose estate an executor has not been appointed*, an administrator of such person may be appointed, solely for the purpose of prosecution of said suit, by the clerk of the court having jurisdiction for the probate of wills in the county or city in which jurisdiction and venue would have been properly laid for such action in the same manner as if the person for whom the appointment thereof is sought had survived.

ENGROSSED

HB2374E