

**IN THE
SUPREME COURT OF PENNSYLVANIA**

IN RE: Amendment of Note to	:	No. 308
Rule of Civil Procedure	:	Civil Procedural Rules
2973.3(a)	:	Docket No. 5

ORDER

PER CURIAM:

AND NOW, this 19th day of March, 1999, the note to Pennsylvania Rule of Civil Procedure 2973.3(a) is amended to read as attached hereto.

Whereas prior distribution and publication of the amendment would otherwise be required, it has been determined that the amendment is of a perfunctory nature and that immediate promulgation is required in the interest of efficient administration.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b) and shall be effective July 1, 1999.

NOTE:

Bracketed material is deleted.
Underscored material is added.

**Rule 2973.3. Notice Served With Writ of Possession. Prompt Hearing
Limited to Issue of Waiver of Due Process Rights**

(a) A written notice in the form prescribed by Rule 2974.3 and a form of petition to strike the judgment and request for prompt hearing prescribed by Rule 2967 shall be served upon the defendant with the writ of possession.

Note: If notice is served under this rule [at least thirty days prior to the filing of the praecipe] with the writ of possession, notice need not be given under Rule 2973.2.

Rule 2974.1 governing the form of the praecipe for the writ of possession requires a certification that notice will be given as provided by this rule.

See Rule 2959(a)(3) which requires a petition for relief from a confessed judgment to be filed within thirty days after service of notice pursuant to this rule.
