

(9) Judgment

The term “judgment” means any judgment, decree, order, or ruling, final or temporary.

(Oct. 17, 1940, ch. 888, title I, §101, as added Pub. L. 108-189, §1, Dec. 19, 2003, 117 Stat. 2836; amended Pub. L. 108-454, title VII, §701, Dec. 10, 2004, 118 Stat. 3624.)

PRIOR PROVISIONS

A prior section 511, acts Oct. 17, 1940, ch. 888, art. I, §101, 54 Stat. 1179; Pub. L. 92-540, title V, §504(1), Oct. 24, 1972, 86 Stat. 1098; Pub. L. 102-12, §9(1), Mar. 18, 1991, 105 Stat. 38; Pub. L. 107-330, title III, §305, Dec. 6, 2002, 116 Stat. 2826, related to definitions, prior to the general amendment of this Act by Pub. L. 108-189.

AMENDMENTS

2004—Par. (9). Pub. L. 108-454 added par. (9).

§ 512. Jurisdiction and applicability of Act**(a) Jurisdiction**

This Act [sections 501 to 515 and 516 to 597b of this Appendix] applies to—

- (1) the United States;
- (2) each of the States, including the political subdivisions thereof; and
- (3) all territory subject to the jurisdiction of the United States.

(b) Applicability to proceedings

This Act [sections 501 to 515 and 516 to 597b of this Appendix] applies to any judicial or administrative proceeding commenced in any court or agency in any jurisdiction subject to this Act. This Act does not apply to criminal proceedings.

(c) Court in which application may be made

When under this Act [sections 501 to 515 and 516 to 597b of this Appendix] any application is required to be made to a court in which no proceeding has already been commenced with respect to the matter, such application may be made to any court which would otherwise have jurisdiction over the matter.

(Oct. 17, 1940, ch. 888, title I, §102, as added Pub. L. 108-189, §1, Dec. 19, 2003, 117 Stat. 2837.)

PRIOR PROVISIONS

A prior section 512, acts Oct. 17, 1940, ch. 888, art. I, §102, 54 Stat. 1179; Pub. L. 102-12, §9(2), Mar. 18, 1991, 105 Stat. 39, related to territorial application, jurisdiction of courts, and form of procedure, prior to the general amendment of this Act by Pub. L. 108-189.

§ 513. Protection of persons secondarily liable**(a) Extension of protection when actions stayed, postponed, or suspended**

Whenever pursuant to this Act [sections 501 to 515 and 516 to 597b of this Appendix] a court stays, postpones, or suspends (1) the enforcement of an obligation or liability, (2) the prosecution of a suit or proceeding, (3) the entry or enforcement of an order, writ, judgment, or decree, or (4) the performance of any other act, the court may likewise grant such a stay, postponement, or suspension to a surety, guarantor, endorser, accommodation maker, comaker, or other person who is or may be primarily or secondarily subject to the obligation or liability the performance or enforcement of which is stayed, postponed, or suspended.

(b) Vacation or set-aside of judgments

When a judgment or decree is vacated or set aside, in whole or in part, pursuant to this Act [sections 501 to 515 and 516 to 597b of this Appendix], the court may also set aside or vacate, as the case may be, the judgment or decree as to a surety, guarantor, endorser, accommodation maker, comaker, or other person who is or may be primarily or secondarily liable on the contract or liability for the enforcement of the judgment or decree.

(c) Bail bond not to be enforced during period of military service

A court may not enforce a bail bond during the period of military service of the principal on the bond when military service prevents the surety from obtaining the attendance of the principal. The court may discharge the surety and exonerate the bail, in accordance with principles of equity and justice, during or after the period of military service of the principal.

(d) Waiver of rights**(1) Waivers not precluded**

This Act [sections 501 to 515 and 516 to 597b of this Appendix] does not prevent a waiver in writing by a surety, guarantor, endorser, accommodation maker, comaker, or other person (whether primarily or secondarily liable on an obligation or liability) of the protections provided under subsections (a) and (b). Any such waiver is effective only if it is executed as an instrument separate from the obligation or liability with respect to which it applies.

(2) Waiver invalidated upon entrance to military service

If a waiver under paragraph (1) is executed by an individual who after the execution of the waiver enters military service, or by a dependent of an individual who after the execution of the waiver enters military service, the waiver is not valid after the beginning of the period of such military service unless the waiver was executed by such individual or dependent during the period specified in section 106 [section 516 of this Appendix].

(Oct. 17, 1940, ch. 888, title I, §103, as added Pub. L. 108-189, §1, Dec. 19, 2003, 117 Stat. 2838.)

PRIOR PROVISIONS

A prior section 513, acts Oct. 17, 1940, ch. 888, art. I, §103, 54 Stat. 1179; Oct. 6, 1942, ch. 581, §§2, 3, 56 Stat. 769; Pub. L. 102-12, §9(3), Mar. 18, 1991, 105 Stat. 39, related to protection of persons secondarily liable, prior to the general amendment of this Act by Pub. L. 108-189.

§ 514. Extension of protections to citizens serving with allied forces

A citizen of the United States who is serving with the forces of a nation with which the United States is allied in the prosecution of a war or military action is entitled to the relief and protections provided under this Act [sections 501 to 515 and 516 to 597b of this Appendix] if that service with the allied force is similar to military service as defined in this Act. The relief and protections provided to such citizen