

### **Rule 39-3123. Debtor's Exemption**

**39-3123.1.** In all cases in which upon process the defendant is entitled to a statutory exemption and claims the same, or fails to claim the same, but the Sheriff is required by law to claim the same for the defendant, the Sheriff shall immediately notify in writing the plaintiff, or his attorney, or the claim made and the date, time and place of the intended appraisalment. If neither the plaintiff nor his attorney is present at such appraisalment, the Sheriff shall send immediate written notice to the said plaintiff or his attorney of such appraisalment, which shall include a description of the property set aside and its value.

**39-3123.2.** In assigned estates or in estates of insolvents, the exemption appraisalment shall be held by the assignee or receiver, and he shall within thirty (30) days of the exemption appraisalment file in Inventory and Appraisalment. The exemption appraisalment shall be presented in open Court within ten (10) days after it is filed, and shall be confirmed nisi. If no exceptions are filed within thirty (30) days of said confirmation, upon proper Praecipe, the Prothonotary shall mark it confirmed absolutely.