



CHAPTER 59

ARTICLE 2 - UNIFORM PARTNERSHIP ACT

N.C.G.S. § 59-58.

Partner's interest subject to charging order.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2000-140, s. 101(n) — second act in the lineage	21 September 2026, 04:14 UTC	cd92d63b0a6585bf4950fdd3 - 4eade64ca04e9de2c988e6c0 - 45147b0b9c277b0a

§ 59-58(a)

On due application to a competent court by any judgment creditor of a partner, the court which entered the judgment, order or decree, or any other court, may charge the interest of the debtor partner with payment of the unsatisfied amount of such judgment debt with interest thereon; and may then or later appoint a receiver of his share of the profits, and of any other money due or to fall due to him in respect of the partnership, and make all other orders, directions, accounts and inquiries which the debtor partner might have made, or which the circumstances of the case may require.

§ 59-58(b)

The interest charged may be redeemed at any time before foreclosure, or in case of a sale being directed by the court may be purchased without thereby causing a dissolution:

- (1) With separate property, by any one or more of the partners, or
- (2) With partnership property, by any one or more of the partners with the consent of all the partners whose interests are not so charged or sold.

§ 59-58(c)

Nothing in this Act shall be held to deprive a partner of his right, if any, under the exemption laws, as regards his interest in the partnership.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
2 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1941		1971	2000
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT			
Nº	YEAR	ACT	CHARACTER
01	1941	c. 374, s. 28	ENACTED
02	2000	S.L. 2000-140, s. 101(n)	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 59-58 (2000).

PINPOINT

N.C. Gen. Stat. § 59-58(a) (2000).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1941, c. 374, s. 28; 2000-140, s. 101(n).)

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