CRAWFORD COUNTY

APPEARANCE DOCKET

BOOK 288
Vol. 2

MAY 1990

PIRRELLO ENTEPRISES INC.
Scanned June 2017

1990

Elizabeth A. Smith

~~Mason & Mason~~
~~Joan D. Mason~~ pro se

~~George R. Gray~~

551

Douglas Ferguson

10-20-92
Received from Plaintiff Mediation fee 75.00

10-20-92
Received from defendant Mediation fee #75.00

3-16-93 Pd Co Comm Ck# 7385 med fees 150.00

6-23-93 Received from dft Mediation fee 150.00

8-4-93 Pd dft Bal Med Dep Ck# 7708 141.00

~~8-17-93 Pd Co Comm med fee~~ Error

BERNARD C. TOBIN

vs.

CAROLE A. TOBIN

Filed June 8, 1990
@ 10:55 A.M.

Tax & entry paid 50.50
John Fuller, Mediator
Mediation Cost 135.00
Pro Co 9.00
John Fuller mediator 150.00
Pro Co. 9.00
John Fuller Mediator 200.00
Pro Co Pd 8-11-93 Ck# 7730 9.00

COMPLAINT IN CUSTODY

2 copies (atty)
1 copy (mediator)

June 11, 1990 Order filed: AND NOW, June 8, 1990, upon presentation of the within complaint the matter is referred to John Fuller, as custody mediator to hold a hearing and make appropriate recommendations.

BY THE COURT,
Gordon R. Miller, J

1 copy (atty)
1 copy (mediator)

July 3, 1990, Complaint reinstated.

July 25, 1990 Motion to Allow Correction and Order filed. And now 7/25/90 Granted.

P. Richard Thomas, J

July 27, 1990 Copies of order put in Joan Mason and JOhn Fuller's box.

July 31, 1990 Order filed. AND NOW, July 30, 1990, after mediation conference before JOhn Fuller, esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Tricia M. Robin and Christina K. Tobin, shall be shared between the father, Bernard C. Tobin, and themother, Carole A. Tobin, that is, each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitled to take part fully in decisions affecting the child's religious instruction, eudcation, medical treatment and other such important decisions.

II. Physical custody of Tricia M. Tobin and Christina K. Tobin shall be shared or divided as follows:

A. Fromthedate of the custody mediation conference, July 25, 1990, until the beginning of school, the children shall be inthe custody of their father, Bernard C. Tobin, subject to the right of the mother to have the children inher custody for two (2) weekends of her choice, from 6:00 p.m. Friday evening until 8:00 p.m. Sunday evening.

B. Beginning September 1, 1990, or such sooner time as the children's school year begins, the children shall return to thehome cf the mother and shall be in her primary physical custody subject to the following conditions:

(1) The father shall be entitled to visit and take the children into his custody every weekend except the first weekend cf each month, from 6:00 p.m. Friday evening until 8:00 p.m. Sunday evening. On the first weekend of each month the children shall remain in the custody of their mothr and the first weekend shall be deemed to be the weekend on which the first Friday of the month falls.

(2) Beginning with the Summer of 1991, the chidlren shall be in the custody of the father form the end of the school year until the beginning cf the following school year, subject to the right of the mother to have the children in her custody two weekends in June, two weekends in July and two weekends in August. Unless otherwise agreed upon, the two weekends shall be the second and fourth weekends of each month and shall be from 6:00 p.m. Friday until 9:00 p.m. Sunday. The second and fourth weekends shall be the weekends which the second Friday and fourth Friday of each month fall.

(3) Holidays shall be defined as Christmas, Easter, Memorial Day, the 4th of July, Labor Day and Thanksgiving and the childrne's birthdays. The parents shall share custody of the children on the aforementioned holidays and unless otherwise agreed upon the children shall be in the home of the mother until 11:00 p.m. on each holiday andin the home of the father from 1:00 p.m. until 8:00 p.m. on each holiday.

(4) Transportation ofthe children on weekends and holidays shall be responsibilityof the father.

C. Neither mother nor father shall say or do anything in an attempt to turn the children against theother parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the children towards both parents.

D. Neither mother nor father shall expose the children to any person or situatuion which may be harmful to the children's health or well being.

E. Both parents agree to inform the other immediately of any illness or injury regarding one or both of the children andboth parents agree to funishe the other with a current telephone number.

III. This order is a temporary order but shall beocme a permanent orde runless exceptions thereto are filed by either pa rty within thirty (30) day sof the date hereof.

IV. Costs of the mediation conference shall be paid by Crawford County.

P. Richard Thomas, J

Aug. 1, 1990 Copies of order put in Joan Mason, Douglas Ferguson and John Fulle's box.

Aug. 2, 1990 Complaint Reinstated.

Aug. 22, 1990 Motion by Joan D. Mason, esq. attorney for plaintiff moves the court for her to withdraw from the captioned case and Order filed.

ORDER: AND NOW, August 22, 1990, Motion granted.

Gordon R. Miller, J.

Aug. 24, 1990 Copies of order put in Joan Mason, Douglas Ferguson and John Fuller's boxes.

July 8, 1991 Petition For Contempt and ORDER filed. AND NOW, July 8, 1991 upon receipt of a petition from the plaintiff alleging that the defendant has not complied with the order of July 30, 1990 a rule to show cause is hereby entered and directed to the defendant to show cause, if any she has, why she should not be held in contempt of court.

Said rule is returnable for hearing and/or argument on the 31 day of July, 1991 at 9:00 o'clock A.M., prevailing time in Courtroom No. 1 or 2 of the Crawford County Courthouse.

The petition shall be filed of record with the Prothonotary together with the original copy of this order. A copy of the petition shall be attached to the copy of this order that is served upon the defendant so that she will be advised of the basis upon which the plaintiff seeks a contempt order.

BY THE COURT;
P. Richard Thomas, S.J.

July 8, 1991 (2) copies of Order given to Atty. George R. Gray.

JUly 22, 1991, Motion to Withdraw Petition for Contempt and Order filed.

ORDER: AND NOW, July 22, 1991, Granted. For the Court,
Imogene Yetman, Ct. Adm.

July 23, 1991 copy of order to Atty. Gray.

Continued on Page 702

SEE VOL. 3

1990

Joseph F. Kulwicki

552

WALTER PRUSKOWSKI

vs.

LORAINE PRUSKOWSKI

Filed June 8, 1990
@ 2:28 p.m.

Tax & entry paid	50. 50
Pro Co Pd 11-13-90	9.00
State Pd 11-13-90	10.00

COMPLAINT UNDER §201(c) OF THE DIVORCE CODE.

1 copy (atty)

July 26, 1990, Complaint Reinstated.

aug. 3, 1990 Certificate of Service filed. Laura VanGorder, being duly sworn according to law, deposes and says that she is employed by Joseph F. Kulwicki, Esq., attorney for the plaintiff, and as such on July 31, 1990, she placed a certified copy ofthe above reinstated Divorce Complaint in the U.S. mail, addressed to the defendant, as follows: Loraine Pruskowski
c/o Mike Goodman
Box 80
Knox, PA 16232

Said Divorce Complaint was mailed certified mail, restricted delivery, being certified mail item number P 401 445 586. The signature care for said certified mail item was returned to the office of Joseph F. Kulwicki, Esq., bearing the signature of the defendant as having received same on August 1, 1990. Said signature card is attached hereto and made a part hereof.

FURTHER DEPONENT SAYETH NOT. Laura VanGorder

Oct. 15, 1990 Affidavit Of Consent of Plaintiff filed.

Oct 22, 1990 Affidavit of Consent of Defendant filed.

Nov 7, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Nov. 27, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, November 27, 1990, it is ordered and decreed that Walter Pruskowski, plaintiff and Loraine Pruskowski, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Jorden & White
Harry Faber White, II

553

JEFFREY A. MERMON, JR.

vs.

KARLA D. MERMON

Filed June 8, 1990
@ 2:44 p.m.

Tax & entry paid	50.50
State pd 6/8/90	10.00
Pro Co Pd 10/2/90	9.00
Pro Co Pd 12/19/90	5.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) of the DIVORCE CODE.

1 copy (atty)

June 12, 1990 Acceptance Of Service filed. AND NOW, this 9th day of June, 1990, comes the defendant, Karla D. Mermon, and swears that she accepted service of a Divorce Complaint under Section 201(c), and a NOtice to defendant and Claim Rights on the 9th day of June, 1990 in the above cpationed matter, with the full force and effect of service under the Divorce Code of Pennsylvania Karla D.Mermon

Oct. 2, 1990, Affidavit of Consent of plaintiff filed.

Oct. 2, 1990, Affidavit of Consent of defendant filed.

Oct. 2, 1990, Upón praecipe of plaintiff attorney, to Trans=mit the record, this case moved to court.

Oct. 10, 1990 **D I V O R C E D E C R E E F I L E D .**

And now, October 9, 1990, it is ordered and decreed that Jeffrey A. Mermon, Jr., plaintiff, and Karla D. Mermon, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

Dec. 18, 1990, NOTICE OF ELECTION TO RETAKE MAIDEN NAME FILED.
To Be Known As:
KARLA D. DUNCAN

4

1990

Jorden & White
Harry Faber White, II

554

WILLIAM N. PIZER

vs.

WANDA L. PIZER

Filed June 8, 1990
@ 2:44 p.m.

Tax ¢ entry paid	50.50
State pd 6/8/90	10.00
Pro Co pd 10/30/00	9.00
Pro Co pd 11/26/90	5.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OF THE DIVORCE CODE

a copy (atty)

June 22, 1990, Affidavit of Service filed. Harry Faber White, II, Esq. atty. for plaintiff, in the above matter, being duly sworn according to law, deposes and says that he served the Notice to Plead and Complaint under section 201(c) of the divorce code upon the defendatn Wanda L. Pizer by cert. mail, ret. rec. requested, on June 13, 1990 at the defendant' address, 703 Park Ave., Meadville, Pa. 16335. The defendant's acceptance of the same is attached hereto. Harry Faber White, II, Esq.

Sept. 28, 1990 Affidavit Of Consent Under Section 201(c) of the the Divorce code of Defendant filed.

Oct. 4, 1990, Affidavit of Consent Under section 201(c) of the Divorce Code filed.

Oct. 29, 1990 Upon praecipe of Plaintiff Attorney To Transmit Record Section 201(c) of the Divorce Code, this case moved to court.

Nov. 7, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, November 7, 1990, it is ordered and decreed that William N. Pizer, plaintiff, and Wanda L. Pizer, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. MIller, P.J.

Nov. 26, 1990, NOTICE OF ELECTION TO RETAKE MAIDEN NAME FILED.
TO BE KNOWN AS: WANDA L. THOMAS.

1990

555

Joseph F. Kulwicki

JONES PLUMBING & HEATING CO.

vs.

ELIZABETH L. COCHRAN

Filed June 8, 1990
@ 2:57 p.m.

Tax & entry paid 50.25

APPEAL OF DEFENDANT FROM JUDGMENT OF
WILLIAM D. CHISHOLM, MAGISTRATE, 30-2-01

June 8, 1990 Rule entered upon plaintiff to file complaint entered.

June 13, 1990, Proof of service filed.

June 29, 1990 Complaint filed.

556

CAROL LEE FOSTER

vs.

ARTHUR PAUL PRINGLE

Filed June 8, 1990
@ 3:27 p.m.
Tax & entry 50.50
Sheriff's costs 21.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

ORDER:

And now, this _____ day of _____, 19___, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff ~~or any of the minor children named in the Petition~~.

2. Special Conditions:

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for Friday June 15 1990 at 3:30 M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

June 12, 1990 Sheriff's Return filed. SERVED Arthur Paul Pringle personally on June 8,1990 at 3:50 PM at his place of employment, Crawford County Jail, 360 Center Street, Meadville, PA 16335.
So answers,
Howard N. Stewart, Sheriff

June 20, 1990 ORDER filed. AND NOW, June 15, 1990, at the time set for hearing, the Court lacks sufficient time to explore the allegations through testimony and cross examination. The parties mutually agree that the hearing on this abuse petition will be continued for a period of three (3) months from this date on the following conditions:

1. The Defendant will not go to the residence of the Plaintiff for any purposes.
2. The Defendant may not call or communicate with the Plaintiff in any fashion.
3. The Defendant may not procure others to contact the Plaintiff in any fashion on his behalf.
4. If after three (3) months the Plaintiff has not asked for a hearing on this petition, the petition will be automatically dismissed without a hearing.

If the Plaintiff believes the Defendant has violated the terms and conditions of this Order, she will request a hearing be set in writing and specify how the Defendant has violated this Order.

5. This Order is entered without any admission by the Defendant that the allegations in the petition constitute a violation of the abuse act.

By Order Of The Court,
P. Richard Thomas, P.J.

June 20, 1990 Copy of Order to Atty. James R. IRwin, County Control, Plaintiff.

1990

Watts, Pepicelli, Youngs & Youngs, PC
Christopher J. Youngs

557

JAMES E. UREY

vs.

L&R COMMUNICATIONS, LIMITED, a Corporation

Filed June 8, 1990
@ 4:03 p.m.

Tax & entry paid 50.50
Pro Co pd 8/22/90 6.00

COMPLAINT IN CIVIL ACTION

1 copy (atty)

June 26, 1990 Complaint reinstated filed.

July 10, 1990 Affidavit Of Service filed. Christopher J. Youngs, hereby certifies that he is the Attorney for the Plaintiff James e. Urey, in the within Action and that a copy of the Complaint in Civil Actionw as sent by certified mail, return receipt requested, deliver to addressee only to the Defnednat, L&R Communications at 2301 Bridgeport Drive, Sioux City, Iowa,

Attention: Kenneth Fentress, Controller, on June 27, 1990 and was received by the Defendnat on July 6, 1990. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A". Christopher J. Youngs

Aug. 22, 1990 Upon praecipe of Plaintiff Attorney the above action is marked settled and discontinued of record.

1990

558

THE FIRST NATIONAL BANK
OF PENNSYLVANIA

vs.

GAYLE T. KNAPP
RUTH E. KNAPP

Pro. Simmons Pd id 9.00
plff on orig. + SAT 14.500

AGREEMENT TO REVIVE

OF

DSB 1985 - 424

The undersigned hereby agree that the judgment entered on June 11, 1985 to DSB 1985-424 be revived and the lien continued and authorize the prothonotary to enter and index a judgment of revival in the amount of $157.500.00 plus costs.
Signed and dated this 6 day of June, 1990.

Dated-----June 6, 1990
Debt ---- $157,500.00
K - 73 - 222 -----JUDGMENT
James F. Simmons
Prothonotary

Mar. 4, 1991 This Judgment Satisfied.
(See paper filed)

559

THE FIRST NATIONAL BANK
OF PENNSYLVANIA

VS.

PARK H. JACKSON
SALLY K. JACKSON

Filed June 8, 1990
@ 4:11 P.M.

Pro Simmon's Paid	$9.00 ✓
Pltff on orig + Sat	14.50
Release paid 7/26/90	5.00 ✓

AGREEMENT TO REVIVE

OF

DSB 1985-425

Revival of Judgment indexed in favor of plaintiff and against the defendants in the sum of One Hundred Fifty-Seven Thousand Five Hundred Dollars plus costs.

Debt.....$157,000.00
Dated June 6, 1990
J-133, 153 JUDGMENT
James F. Simmons
Prothonotary

July 26, 1990, Writing filed wherein plaintiff releases from the lien of the above judgment the following property: ALL that certain piece or parcel of land situate in Vernon Township, Crawford County, Pa. more fully described in Exhibit A hereto attached and incorporated herein by reference.

Mar 4, 1991 This Judgment Satisfied.
(see paper filed)

10

1990

Arthur M. Lebovitz
Suite 700 Manor Complex
564 Forbes Ave.
Pittsburgh, Pa 15219

560

MELLON BANK (North) N.A.

VS.

WILLIAM R. McILRATH and
TONI M. McILRATH

Filed June 11, 1990
@ 11:20 A.M.

Tax & Entry Paid	$50.50
Sheriffs costs	57.00
Pro Co. Pd. 8/8/90	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

July 17, 1990, Sheriffs Return filed. Before me, the undersigned authority, personally appeared Jerry Hanlon who being sworn according to law, deposes and says that on the 2nd of July 1990 1:30 p.m. he served Complaint in mortgage Foreclosure filed june 27, 1990 at 560 1990, upon dft. William McIlrath (by making known contents to Toni McIlrath his wife) and Toni McIlrath (personally) at 2808 Berg St. Pgh. handing to and leaving with her copy of the writ received from Crawford County Pa.

SERVED William R. McIlrath by deputizing the Sheriff of Allegheny, County, Pa. as per his affidavit of service attached. Served: July 2, 1990.

SERVED Toni M. McIlrath by deputizing the Sheriff of Allegheny County, pa as per his affidavit of Service attached. Served: Jul y 2, 1990.

So answers, Howard N. Stewart, Sheriff

August 8, 1990, 11:13 A.M., AND NOW upon Praecipe of Plaintiff Attorney, with Praecipe and Affidavits attached, judgment is entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows:

Amount claimed in Complaint	$19,503.35
Interest from 5/23/90 through 8/7/90	582.92
Total	$20,086.27

M-171,161
Judgment entered 8 /8/90

Debt $20,086.27
Judgment
James F. Simmons, Pro.

Ex1990-83

Jonah D. Levin
536 Swede St.
Norristown, Pa 19401

561
Mahany, Roeder & Rothschild
By: Tamera Ochs Rothschild

BROADVIEW MORTGAGE COMPANY

VS.

LESTER R. WRIGHT, JR., and
PATRICIA L. WRIGHT

Filed June 11, 1990
@ 11:39 A.M.

Tax & Entry Paid	$50.50
Sheriffs costs	34.40
Sheriff's costs	27.50
Pro Co pd 3/4/91	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

3 copies (atty)

Sept 20, 1990, Verification of Service filed. Carol Sambrick employee of the Law offices of Jonah D. Levin, atty. for plff, hereby verifies that a copy of the complaint in mortgage foreclosure was mailed by cert. mail, ret. rec. req. on June 14, 1990, to dfts. to last known address 530 Faulkner Drive, Hackettstown, N.J. 07840 and that defendant Patricia L. Wright did receive and sign for said complaint on June 30, 1990, as evidenced by the ret. rec. attached hereto, made a part hereof and marked Exhibit "A". Carol Sambrick.
Date: Sept 18, 1990

Sept 20, 1990 Order from Bankruptcy Court filed.

Sept 20, 1990 Complaint Reinstated.

Nov. 14, 1990, Sheriffs Return filed. Not Found, as to defendant Lester e. Wright Jr. Moved from R. d. #4, Rt. 428, Titusville, Crawford County, Pa. to Cambridge Springs, crawford County, Pa. Mailing address, P.O. Box 121. residence address unknown. Howard N. Stewart
So answers,

Jan. 14, 1991 Complaint Reinstated.

Jan. 29,1991 Acceptanc e of Service filed. I, Tamera Ochs Rothschild, Esq., accept service of the Complaint in Mortgage Foreclosure on behalf of the Defendant, Lester E. Wright, Jr., and certify that I am authorized to accept same.
Tamera Ochs Rothschild, ESQ.

Feb 12, 1991 Sheriff's Return filed: NOT FOUND, AS TO Defendant Lester E. Wright, Jr. Address given in Cambridge Springs, Pa is that of Ex-wife. Address unkown.
So answers, Howard N. Stewart, Sheriff

And Now, Mar. 4, 1991 at 12:01 pm upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Fifty-six Thousand Three Hundred Twenty-three and 30/100 plus interest and cost of suit.
W-104-134
judgment entered Mar. 4, 1991
notice of judgment mailed 3/7/91

Debt $54,323.30
Judgment
James F. Simmons
Prothonotary

Ex 1991 - 19

12

1990

JOSEPH F. KULWICKI

562

M. Kathryn Karn

NINA M. PERINO

VS.

RANDALL PERINO

Filed June 11, 1990
@ 1:13 P.M.

Tax & Entry Paid	$50.50
State Paid	10.00
4 counts Pd 3-11-92	60.00
State Pd 3-11-92	20.00
Pro Co Pd 3-11-92	9.00
Pro Co Pd 3-6-96	9.00

COMPLAINT UNDER §201(c) OF THE DIVORCE CODE

2 copies (atty)

July 26, 1990, Complaint Reinstated.

Aug. 16, 1990 Certificate of Service filed. Debbie A.Skook, being duly sworn according to law, deposes and says that she is employed by Joseph F. Kulwicki, Esq., attorney for the plaintiff, and as such on July 31, 1990, she placed a certified, reinstated c copy of the above Divorce Complaint in the U.S. mail, addressed to the defendant, as follows: Mr. Randall Perino, 603 E. 19th St. Erie Pa. 16503.

Said Divorce Complaint was mailed certified mail, restricted delivery, being certified mail item number P 724 954 588. The signature card for said certified mail item was returned to the office of Joseph F. Kulwicki, Esq., bearingthe signature of the defendant as having received same on Aug. 13, 1990. Said receipt and signature card are attached hereto and made a part hereof.

FURTHER DEPONENT SAIETH NOT . Debbie A. Shook

Sept. 14, 1990, Petition for Related Claims Under the Divorce Code of Alimony Pendente Lite, Counsel Fees and Costs, Equitable Distribution, Permanent Alimony, and Custody of Children, and Rule to Show Cause filed. RULE TO SHOW CAUSE: AND NOW, Sept. 12, 1990, upon presentation and consideration of the within Petition, A Rule is ehreby granted upon the defendant Randall Perino, to show cause, if any he has, why the request fo the petitioner should not be granted alimony pendente lite, counsel fees and costs.

RULE RETURNABLE on the 22 day of Oct. 1990 at 1:30 p.m. in Courtroom of theCrawford County Court House.

BY THE COURT,
P. Richard thomas, J.

Sept 18, 1990 copy of rule to Atty. Kulwicki.

Oct. 4, 1990, Income and Expense Statement of Plaintiff filed.

Oct. 22, 1990, Motion to Continue and Order filed. ORDER: AND NOW, this 22nd day of Oct. 1990, the defendant's Motion to Continue is hereby granted.

BY THE COURT,
P. Richard Thomas, S. J.

Oct. 24, 1990, copies to M. Kathryn Karn and Jos. Kulwicki, attys.

Jan. 25, 1991 Motion To Reschedule Hearing On Petition For Related Claims Under the Divorce Code and Order filed. AND NOW, this 25 day of January, it is hereby Ordered and Decreed that hearing & argument March 1, 1991 11:oo AM P R Thomas, S.J.

Jan. 25, 1991 Copies of order put in Joseph Kulwicki and copy mailed to KathrynKarn

Feb. 27, 1991, Motion to Continue and Order filed. ORDER: AND NOW, this 27 dayof Feb. 1991, it is hereby ordered and decreed that the hearing shall be continued generally and to be rescheduled on motion of either party.

Gordon R. Miller, J.

Mar. 4, 1991, copies to J. Kulwicki and Kathryn Karn.

Apr. 22, 1991 Motion To Reschedule Hearing On Petition For Related Claims Under The Divorce Code and Order filed. AND NOW, this 22 day of April, 1991, it is hereby Ordered and Decreed that June 6, 1991 10:30 A for hearing. P R Thomas, S.J.

Apr. 26, 1991 Copies of order to Kathryn Karn and Joseph Kulwicki

June 5, 1991 Motion to Reschedule Hearing on Petition for Related Claims Under the Divorce Code, and Order filed. ORDER: AND NOW, this 5 day of June 1991 it is hereby ordered and Decreed that this case be continued generally and to be reset on motion of either party.

Gordon R. Miller, J.

June 11, 1991 copies to J. Kulwicki and M. Kathryn Karn.

Sept. 6, 1991 Motion To Reschedule Haring On Petition For Related Claims Under The Divorce Code and Order filed. AND NOW, this day of September, 1991, comes the Plaintiff, Nina M. Perino, by and through her attorney, Joseph F. Kulwicki, III, and moves the Court to reschedule her Petition for Related Claims under the Divorce Code for the reason the parties have been unable to resolve the issues amicably. ORDER: AND NOW, this 6th day of September, 1991 it is hereby Ordered and decreed that the hearing shall be held on Cotber 4, 1991 at 11:30 a.m.

GordonR. Miller, J

Sept. 10, 1991 Copies of order put in box for Atty's Kulwicki and Karn

Oct. 9, 1991 Motion to Withdraw Petition for Related Claims and order filed. ORDER: AND NOW this 4th day of Oct. 1991 upon review of the within motion, plaintiff's request to withdraw her related claims is granted.

Gordon R. Miller,J.

Oct. 11, 1991 copies to Attys. J. Kulwicki and M. Kathryn Karn.

Oct. 22, 1991 Affidavit of consent of plaintiff filed.

Oct. 22, 1991 AFfidavit of Consent of defendant filed.

March 11, 1992 Upon Praecipe of plaintiff attorney for Review under Section 201(c) of Divorce Code this case moved to Court.

Mar. 18, 1992 **D I V O R C E D E C R E E F I L E D .**

AND NOW, March 16, 1992, it is ordered and decreed that Nina M. Perino, plaintiff, and randall Perino, defendant, are divorced form the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not been entered and which have not been withdrawn by leave of Court.

BY THE COURT,
Gordon r. Miller, J

RECORD CONTINUED ON PAGE 501 (A).....

pro se

563

Northwest Legal Services
Gerald Sullivan
for dft. J. Caldwell

WILLIAM R. BERKSTRESSER

VS.

JEFF CALDWELL &
SHERRY CALDWELL PETERSON

Filed June 11, 1990
@ 2:05 p.m.

Tax & Entry paid $50.25
Pro co Pd. 5/29/91 9.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT

June 28, 1990 Complaint filed.

July 13, 1990 Proof of Service filed.

May 22, 1991 Upon praecipe of attorneys for defendant Jeff Caldwell, the appeal of Plaintiff is hereby stricken against the one defendant Jeff Caldwell for failure to serve with copy of Complaint.

APPEAL STRICKEN (against one dft.)
James F. Simmons,
Prothonotary

May 28, 1991, Upon praecipe of plaintiff attorney, with default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendant Sherry Caldwell Peterson for failure to answer; in the sum of Five Hundred Dollars iwth costs fo $52.50 and interest.
Judgment entered
5/28/91 Judgment entered
P - 210

Debt ---- $500.00
JUDGMENT
James F. Simmons,
Prothonotary

May 28, 1991 Notice of entry of Judgment mailed to dft. Peterson.

14

1990

R. Charles Thomas

564

STEPHANIE L. SMITH

VS.

JAMES EDWARD PEDICINI

Filed June 11, 1990
@ 3:54 P.M.

Tax & Entry Paid $50.50

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (Mediator)

ORDER OF COURT:

YOU, **JAMES EDWARD PEDICINI**, Defendant, have been sued in Court to obtain custody of the following child: **DOUGLAS JAMES PEDICINI.**

You are hereby ordered to appear in person at such time and at such place as is hereby designated by the Custody Mediator hereinafter appointed for a conference.

WILLIAM PINEO, Esquire, is hereby appointed as Custody Mediator in this case.

If you fail to appear at the time specified by the Custody Mediator hereby appointed by this order, an Order for Custody may be entered against you or the Court may issue a Warrant for you arrest.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary
Court House
Meadville, Pennsylvania 16335

BY THE COURT,
Gordon R. Miller, J.

1990

Mary Ann Kirkpatrick

565

CONSTANCE L. DEITMAN

VS.

GARLAND O. DEITMAN

Filed June 12, 1990
@ 9:05 A.M.

Tax & Entry Paid $50.50
State Pd 6/26/90 - 10.00
Pro Co Pd 9/27/90 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

June 28, 1990 Affidavit Of Service filed. And Now, June 28, 1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Constance Deitman, Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 276 618 207; postmarked June 19, 1990, to the last known address of the Defendant, Garland Deitman, 917 Diamon Park, Meadville, Pennsylvania, 16335.
3. That the Defendant, Garland Deitman, on June 22, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter an dwhich is attached hereto as Exhibit "A".
4. Service ofthe Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.
Lisa M. Sherretts

Sept 19, 1990, Affidavit of Consent of plaintiff filed.

Sept. 24, 1990 Affidavit of Consent of Defendant filed.

Sept. 26, 1990, Upon praecipe of plaintiff attorney for review Under Section 201(c) of the Divorce Code, this case moved tocourt.

Oct. 4, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, October 3, 1990 it is ordered and decreed that Constance L. Deitman, plaintiff and Garland Deitman, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
John Q. Stranahan,

1990

Jack, Kookogey & Felton
Robert J. Felton

566

BRIAN E. ANTILL

VS.

MACHELE. A. ANTILL

Filed June 12, 1990
@ 10:37 A.M.

Tax & Entry Paid	$50.50
1 count paid	15.00
State Paid	10.00
Pro Co pd 5/29/91	9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION

1 copy (atty)

July 25, 1990 Affidavit Of Service filed. I, Robert J. Felton, Esquire, Attorney at Law, 144 West Spring Street, Titusville, Pennsylvania, dc hereby certify that, in my capacity as attorney for the plaintiff in the above-captioned matter, served a certified copy of the Divorce Complaint in this matter on Defendant, Machele A. Antill, by sending her the same by certified mail no. P 297 231 728, return receipt requested. A complaint was mailed to the defendnat on July 2, 1990, an dreceipted for by her on July 3, 1990, as reflected in the reciept for mailing and the return receipt attached hereto. Robert J. Felton

Apr 23, 1991 Affidavit of Consent of Plaintiff filed.

May 15, 1991 Affidavit of Consent of defendant filed.

May 15, 1991 Stipulation and Order filed. AND NOW, this 15 day of May, 1991, the parties hereto having stipulated and agreed, IT IS HERE BY ORDERED AND DECREED as follows:

1. The parties hereto are divorced from the bonds of matrimony the same as if no marriage had existed between them and each is now free to marry, the same as if they had not been married one to the other.

2. The martial real estate located on Newland aVenue in Oil Creek Township, Crawford County, which has previously been conveyed to the husband shall be the sole and separate property ofthe husband.

3. The husband shall pay to the wife the sum of four thousand ($4,000.00) dollars and the husband shallhave the right to retain the funds remaining formt he fire insurance proceeds as well as any additional funds which may be made available by reason of the damage to the residential real estate.

4. All of the household goods and furnishings presently in the possession of the couple shall be and remain the sole and separate proper ty of the wife.

The 1986 Cherolet Sprint automobile shall become the sole and separate property of the wife. In the event that any documents of title need to be executed to complete the transfer of title, the husband is directed to execute any such transfer of title on ten (10) days request.

The 1980 Chevrolet S-10 is and is to be the sole and separate property of the husband.

5. The primary physical custody of the children ADAM ANTILL, date of bith, October 1, 1984 and MATTHEW ANTILL, date of birth, December 10, 1986, and BOBBIE ROSE ADKINS, a/k/a BOBBIE ROSE ANTILL, is placed with the wife. The husband shall be entitled to tak ethe children into his phsical custody on weekends from Friday afternoon after school until Sunday at 7:00 o'clock p.m. Holidays shall be equally divided with the father being entitled to the morning with the children from 9:00 o'clock until 1:00 o'clock and the mother being entitled to the afternoon from 1:00 o'clock until 7:00 o'clock on those days which fall on the father's periods of visitation. In the event that the father fails to arrive to gain custody ofthe children within one (1) hour of the time set, that period of custody is waived. In the event that the father is unable to pick up the children at the time specified, he may, ahead of the visitation notify th emother of another pick up time but in no event amy the father change the pick up time after the time originally set for gaining the physical custody of the children.

6. The husband shall pay the attorneys fees of the wife which are in a total amount of $654.00, which sums are to be paid forthwith.

7. Although neither party has admitted or denied any abusive behavior on the part of either party, the husband is directed to refrain from making contact with the wife for any purpose other than the transfer of custoyd of the chidlren and shall not go to her residence, any place of employment, any place of schooling, or any other place where she has a reasonable necessity to be for th epurpose of attmepting to contact her.

P. Richard Thomas, S.J.

May 16, 1991 copies of order mailed to robert Felton and Ann Hansen Gamble

May 22, 1991 Upon praecipe of Defendant Attorney To Transmit Record, this case moved to court.

May 7, 1992 ORDER FILED. AND NOW, May 5, 1992, at the close of a formal hearing on the Plaintiff's petition for contempt and modification, the parties with the assistance of their attorneys arrived at an amicable agreement to resolve these matter, and based upon that agreement, the Court enters the following Order:

1. The Plaintiff's contempt petition is dismissed.

2. The Order of May 15, 1991 insofar as it affects custody and visitations, that is in Paragraph 5, is hereby modified and amended as herein after provided. In all other respects, the Order of May 15, 1991 remains in full force and effect without change or modification.

3. The parties shall enjoy shared legal custody of Adam, Matthew and Bobbie Rose. Preimary physical custody of Adam shall be with the Plaintiff,their father. Preimary physical custody of Matthew and Bobbie Rose shall be with the Defendant, their mother. This primary physical custody shall be subject to the following visitation periods in the other parent for weekends, holidays and summer vacation.

4. Weekend visitations shall be alternated so that every other weekend the children will be with one of their parents. The weekend visitations shall commence this upcoming weekend, starting with May 9, 1992. The father shall have all three children with him for the weekend of May 9, 1992 consisting of May 9th and 10th, all three children shall be with their father.

The following weekend consiting of May 16 and 17, 1992, all three children shall be with their mother, and the weekend visitations shall alternate in that fashion thereafter until modified by further Order of Court or agreement signed by the parties.

The weekend visitations shall commence at 11:00 o'clock a.m. onSaturday and terminate at 6:00 p.m. the next day, Sunday.

5. The parties shall alternate visitations for Thanksgiving, Christmas and Easter so that all three children will be with one of the parents during each of those holidays.

Continued of Record to Page 698

SEE VOL. 3

1990

MACDONALD, ILLIG, JONES
& BRITTON
Stephen R. Thelin

567

~~Meyer, Unkovic & Scott~~
~~William F. Ward~~

ROBINSON'S GOLDEN RULE
WALLPAPER, INC. d/b/a
CROSS CREEK RESORT

VS.

BLN FINANCIAL SERVICES, INC

Filed June 12, 1990
@ 10:47 A.M.

Tax & Entry Paid	$50.50
Sheriffs' costs	46.75
Pro Co Pd 11/13/90	5.00

COMPLAINT

1 copy (sheriff)

July 20, 1990 Sheriff's return filed. Before me, the Undersigned authority, personally appeared Robert Moore, who being duly sworn according to law, deposes and says that on the 2nd day of July, 1990, at 3:27 P.M. he served BLN Financial Services, filed 27 of July at No. 567, 1990.Pa. upon defendant BLN Financial Services, at 4232 Northern Pike Suite 301, Monrowville By making known the contents thereof to Mr. John Doe, Person in charge and handing to and leaving with him the certified copy of the Complaint received from Crawford County.

R. Moore, Dep. Sheriff

So answers, Eugene L. Coon, Sheriff, Allegheny Co.,Pa.

SERVED BLN Financial Services, Inc. by deputizing Sheriff of Allegheny County Pa. as per Affidavit of Service attached. Served: July 2, 1990.

So answers, Howard N. Stewart, Sheriff

Aug. 13, 1990 Appearance of Meyer, Unkovic & Scott by William F. Ward for Defendants filed.

Oct. 29, 1990 Upon Praecipe of Meyer, Unkovic and Scott; William F. Ward and John Lucas, Attorneys for Defendant, appearance withdrawn.

Nov. 7, 1990, upon praecipe of plaintiff attorneys, the above captioned case is hereby discontinued of record.

1990

KNOX GRAHAM GORNALL & SENNETT
Karen S. Phelps

568

Hoffman and Walker
Co. L.P.A.
James E. Hoffman III
(see 7/18/90 entry)

Dorothy Williams
c/o Gary Naughton
for Dorothy Williams, Anna M. Dunmire & Isabelle Acheiger

HILDA BLATZ, Administratrix of the Estate of ALOIS BLATZ, and HILDA BLATZ, Individually, and FRANCIS S. GAUS

VS.

MARJORIE McILRATH SHAW, HARRIET SHAW ALLEN GATES, ESTATE OF HUGH C. SHAW, ESTATE OF GLADYS M. SHAW HOWARD SHAW, JAMES SHAW, ROBERT SHAW, DORIS J. SHAW WILLIAMS; GLADYS SHAW, ESTATE OF RACHEL THELMA SHAW D'ALMAINE, ESTATE OF ERIC C. D'ALMAINE, LEONARD McKNIGHT WRIGHT, ZEPHIRENA WRIGHT, ESTATE OF EVA RENA WRIGHT, ESTATE OF MARY RENA SHAW VOGEL, ESTATE OF FRED J. VOGEL, JANET E. PAWLEY, RACHEL HELEN VOGEL KUBIN, MARION SHAW VOGEL ADOLPHSON, ESTATE OF HARRIET SHAW STEWART, ESTATE OF JOHN A STEWART, JAMES STEWART, HARRIET STEWART, JOHN STEWART, JOHN H. DUNMIRE, AMANDA E. DUNMIRE AND HARRY DUNMIRE: their heirs, executors, administrators or assigns, and all other persons claiming by, through or under them
Rosemary Cuming, Edith Weyand, Jill E. Miller and Thomas W. Neely

Filed June 12, 1990
@ 11:17 A.M.

Tax & entry paid $50.50

PRoCo Pd 12-19-91 9.00
Pro Co pd 2-16-93 9.00

COMPLAINT IN ACTION TO QUIET TITLE

10 copies (atty)

July 18, 1990, Answer of defendants Est. of Hugh C. Shaw, Est. of Gladsz M. Shaw, Howard Shaw, James Shaw, Robert Shaw, Doris J. Williams, Gladsz Shaw, Est. of Mary Rena Shaw Vogel, Est. of Fred J. Vogel, Janet E. Pawley, Helen Ra chel Bogel Kubin a/k/a Rachel Helen Vogel Kubin, Marion Shaw Vogel Adolphson, Est. of Harriet Shaw stewart, Est. of John A. Stewart, James Stewart, John Stewart, Ex. of Harriet Stewart, and John Stewart,by Hoffman and Walker Co. L.P.A., by James E. Hoffman, III, attorneys for above defendants, filed.

July 25, 1990, A cceptance of Service filed. I, the undersigned hereby accept service of the complaint filed in above matter on behalf of the following: Howard Shaw, James Shaw, Robert Shaw, Doris J. Shaw Williams, Gladys Shaw, Janet Pawley, RaCHEL Helen Vogel Rubin, Marion Shaw Vogel Adolphson, Estate of Mary Rena Shaw Vogel, Estate of Fred J. Bogel, Estate of John Stewart, James Stewart and Est. of Harriet Shaw Stewart, John Stewart, John Stewart as Ex. of the Est. of Harriet Stewart, Est. of Hugh C. Shaw and Est. of Gladsz M. Shaw. James Hoffman, Esq.

July 31, 1990 Motion To Amend Captioned and Complaint and Order filed. AND NOW, to-wit, this 30 day of July, 1990, it is hereby ordered, adjudged and decreed that the plaintiffs' complaint shall be amended to include Thomas Neeley as a defendant.
P. Richard Thomas, J

Aug. 1, 1990 Copy of order mailed to Karen Phelps

July 31, 1990 Amended Complaint In Action To Quiet Title filed.

Apr. 15, 1991 Response to Complaint to Quiet Title by Dorothy Williams c/o Gary Naughton, 2182 E. Camino Road #109, Oceanside, Cal. 92054 (619) 722-7974) filed,

June 5, 1991, Petition for Alternate Service and Order filed. 1 COPY (atty) ORDER: AND NOW, to-wit, this 5th day of June, 1991 after consideration of the foregoing Petition for Alternate Service of Process and the attached Affidavit, it is hereby ORDERED AND DECREED that service of process be allowed by the plaintiffs upon the defendants Marjorie McIlrath Shaw, Harriet Shaw, Allen Gates, Rachel Thelma Shaw D'Almaine and Eric C. D'Almaine, Leonard McKnight Wright, Zephirena Wright, eva Rena Wright, Thomas W. Neely, John H. Dunmire, Amanda E. Dunmire, and Harry Dunmire, and all those claiming by, through or under them, by publication once in the Crawford County Legal Journal and Meadville Tribune, Crawford County, Pa. being the count and state in which the subject property is located. Gordon R. Miller, J.
June 11, copies to Attys. Phelps, Hoffman & D. Williams.
June 5, 1991 Amended Complaint in Action to Quiet Title filed. 1 copy (atty)

June 5, 1991 Motion to Amend Caption and Order filed. ORDER: AND NOW, to-wit, this 5 day of June, 1991 it is hereby ordered adjudged and decreed that the caption shall be amended to include Edith Weyand, Rosemary Cuming Jill E. Miller, Est. of John L. Dunmire, Isabelle Acnciger, Est. of John H. Dunmire, Jr. Harry L. Dunmire, Ann Dunmire and Dorothy Williams as defendants, The caption is further amended to read Est. of Harriet Stewart.
1 copy (atty. Gordon R. Miller, J.
June 11, 1991 copies to Attys. Phelps, Hoffman and D. Williams.

June 24, 1991 Order filed. AND NOW, to-wit, this 21st day of June, 1991, after consideration of the attached foregoing Petition for Alternate Service of Process and the attached Affidavit, it is was Ordered and Decreed on the 5th day of June, 1991, that service of process would be allowed by the plaintiffs upon the defendants Marjorie McIlrath Shaw, Harriet Shaw Allen Gates, Rachel Thelma Shaw D'Almaine, Eric C. D'Almaine, Leonard McKnight Wright, Zephirena Wright, Eva Rena Wright, Thomas W. Neely, John H. Dunmire, Amanda E. Dunmire and Harry Dunmire by publication. This revised order is to also include in addition to the above Harry H. Dunmire, Jr. and John L. Dunmire, both defendants, listed in the Petition for Alternate Service and Affidavit, but inadvertently not named in the Affidavit.

It is hereby ORDERED AND DECREED that service be allowed by the plaintiffs upon the defendants Marjorie McIlrath Shaw, Harriet Shaw Allen Gates, Rachel Thelma Shaw D'Almaine, Eric C. D'Almaine, Leonard McKnight Wright, Zephirena Wright, Eva Rena Wright, Thomas W. Neely, John H. Dunmire, Amanda E., Dunmire, Harry Dunmire, John L. Dunmire and Harry H. Dunmire, Jr., and all those claiming by, through or under them, by publication once in the Crawford County Legal Journal and Meadville Tribune, Crawford County, Pennsylvania, being the county and state in which the subject property is located.

Gordon R. Miller, P. J.

July 24, 1991 Affidavit of Service filed. On this, the 23rd day of July, 1991, Joanna K. Budde, the undersigned, deposes and says that she is counsel for plaintiffs in the above-captioned matter, and that she served the following defendants by publication pursuant to the Order of the Court of Common Pleas of Crawford Co., PA., dated June 5, 1991, and thereafter amended on June 21, 1991, in accordance with Pa. R.C.P. 410 and 430, in the Meadville Tribune on July 8, 1991; Marjorie McIllrath Shaw, Harriet Shaw Allen Gates, Estate of Rachel Thelma ShawD'Almaine, Estate of Eric C. D'Almaine, Leonard McKnight Wright, Zephirena Wright, Estate of Eva Rena Wright, Estate of John H. Dunmire, Estate of John L. Dunmire, Estate of Harry Dunmire, Estate of John H. Dunmire, Jr.,Estate of Amanda E. Dunmire, and Thomas W.Neely. Served by Certified Mail return receipt requested in accordance with Pa. R.C.P. §403 and 404 were Harry L. Dunmire, Rosemary Cuming, and Jill Miller. Copies are attached hereto. This statement is made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Joanna K. Budde
Attorney for Plaintiffs

Continued on page 18A

Hilda Blatz, al

vs.

Marhorie McIlrath Shaw, et al

Record continued from page 18

of record

A.D. 1990 - 568

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July 31, 191 Affidavit of Service filed. On this, the 30th day of July, 1991, Joanna K. Budde, the undersigned, deposes and says that she is counsel for plaintiffs in the above-captioned matter, and that she served the following defendants by publication pursuant to the Order of the Court of Common Pleas of Crawford County, Pennsylvania, dated June 5, 1991, and thereafter amended on June 21, 1991, in accordance with Pa. R.C.P. 410 and 430, in the Crawford County County Legal Journal on July 10, 1991; Marjorie McIlrath Shaw, Harriet Shaw AllenGates, estate of Rachel thelma Shaw D'Almaine, Estate of Eric C. D'Almaine, Leonard McKnight Wright, Zephirena Wright, Estate of eva Rena Wright, Estate of John H. Dunmire, Estate of JOhn L. Dunmire, Estate of Harry Dunmire, Estate of John H. Dunmire, Jr., Estate of Amanda E. Dunmire, and Thomas W. Neely.

Joanna K. budde

Sept. 18, 1991 Motion For Entry Of Judgment and Order filed. AND NOW, to-wit, this 18th day of September, 1991, upondue consideationofthe Plaintiff's Motion for Entry of Judgment, it is hereby ORDERED and DECREED with regard to:

All that certain piece or parcel of land situate in Fairfield Township, Crawford County, Pennsylvania and being more particularly bounded and described as follows, towit:

On the northby Legislative Route 20011 and land now or formally of Charles Raina; o;nthe west by land now or formerally of Savid Sanzari, Robert Preston, et ux, and Paul Fullerton, on the south by land of Paul Fullerton; and on the west by land now or formerly of ThomasD. Grossman and violet B. Grossman, his wife, siad parcel of alnd containing 18 acres, more or less.

BEING, the same land conveyed to Aloix Blatz, et ux, by deed of Daniel M. tokos, et ux, said ded being datedApril 26, 1977 and recorded in Crawford County Deed Book 507 page 980. The purpose and intent ofthis deed is to correct an error inthe aforesaid deed whereinsaid property was described "andon the west by land now or formerly of Thomas D. Grossman and Violet B. Grossman, his wife "whereinin fact said description should have read "andon the east by land nor or formerly of Thomas D. Grossman and Violet B. Grossman, his wife".

PUrsuant to a deed made April 11, 1978 and recroded April 21, 1978, the description of the property was corrected as follows:

ALL that certain piece or parcel of alnd situate in Fairfield Township, Crawford County Pennsylvania and beingmore particularly bounded and descrived as follows,to-wit:

On the north by Legistlatiave Route 20011 and land now or formerly of Charles Raina; onthe west by land now or formerly of David Sanzari, Robert Preston, aet us and Paul Fullerton; on the south by land of Paul Fullerton; and on the west by land now or formeerly of Thomas D. Grossman and Violet B. Grossman, his wife, said parcel of land containing 18 acres more orless.

and

All that certain piece or parcel of land situatein Fairfield Township, Crawford County, Pennsyvlania and being more particularly bounded and descrived as follows, to=wit;

On the North by Legislative Route No. 20011; on the east by the west brink of a hollow and land now or formerly of Reid and Huidekamp; onthesouth by land now or formerly of Kelly, andon the west by the west brink ofthe hollow and land now or formerly of Daniel Tokos, et ux. Containing thirty (30) dacres of land more or less, andhaving erected thereon a frame dwellinghouse, including garage.

that Defendant, Marjorie McIlrath Shaw, Harriet Shaw AllenGates, Estate of Rachel Thelma Shaw D'Almaine, Estate of Eric D. D'Almaine, Leonard McKnight Wright, Zephirena Wright, Estateof Eva Rena Wright, Thomas W.Nelly, Estate ofJOhn H. Dunmire, Estate of JohnH. Dunmire, Jr., Rosemary Cuming, Edith Weyand, Jill E. Miller and Harry L. Dunmire, their heirs and assignas and all persons claiming by, under and through them, are forever barred form asserting any right, lien, title orinterest inconsitent withthe interest andclaim of the parties set forthin their complaint, andthat the title ofthe plaintiffs are hereby decared valid andindefeasible as agianst all persons named inthe Complaint and generally against every other personor persons who ever may have a claim to or any right, title, lien, claimor interest against the title and rights ofthe plaintiffs, unless the said defendants or any other personhereinnamed or claiming by, through or under themshall bring an Actionof Ejectment within thirty (30) days form the entry of this judgment.

By the Court:
Gordon R. Miller,J

S-116;G-85; D-151-51; W-104-174-54; N-161; D-93-13-83-93-93-83; C-142; W-53; M-211

Sept. 19, 1991 Copies of order mailed to Atty's Budde, James Hoffman and Dorothy Williams

Oct. 22, 1991 ORDER filed. AND NOW, to-wit, this 18th day of October, 1991, upon due consideration of the Plaintiff's Motion for Entry of Judgment, it is hereby ORDERED and DECREED with regard to:

All that certain piece or parcel of land situate in Fairfield Township, Crawford Co., PA. and being more particularly bounded and described as follows, to-wit:

On the north by Legislative Route 20011 and land now or formally of Charles Raina; on the west by land now or formally of David Sanzari, Robert Preston, et ux, and Paul Fullerton; on the south by land of Paul Fullerton; and on the west by land now or formerly of Thomas D. Grossman and Violet B. Grossman, his wife, said parcel of land containing 18 acres, more or less.

BEING, the same land conveyed to Alois Blatz, et ux, by deed of Daniel M. Tokos, et ux, said deed being dated April 26, 1977 and recorded in Crawford County Deed Book 507, page 980. The purpose and intent of this deed is to correct an error in the aforesaid deed wherein said property was described "and on the west by land now or formerly of Thomas D. Grossman and Violet B. Grossman, his wife "wherein in fact said description should have read "and on the east by land now or formerly of Thomas D. Grossman and Violet B. Grossman, his wife."

Pursuant to a deed made April 11, 1978 and recorded April 21, 1978, the description of the property was corrected as follows:

All that certain piece or parcel of land situate in Fairfield Township, Crawford Co., PA. and being more particularly bounded and described as follows, to-wit:

On the north by Legislative Route 20011 and land now or formerly of Charles Raina; on the west by land now or formerly of Savid Sanzari, Robert Preston, et ux and Paul Fullerton; on the south by land of Paul Fullerton; and on the west by land now or formerly of Thomas D. Grossmand and Violet B. Grossman, his wife, said parcel of land containing 18 acres more or less.

and

All that certain piece or parcel of land situate in Fairfield Township, Crawford Co., PA. and being more particularly bounded and described as follows, to-wit:

RECORD CONTINUED ON PAGE 18 (B).....

18
B

19 90

Hilda Blatz

VS.

Marjorie McIlrath Shaw, et al.

RECORD CONTINUED FROM PAGE 18 (A)

OF

AD 1990 - 568

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On the north by Legislative Route No. 20011; on the east by the west brink of a hollow and land now or formerly of Reid and Huidekamp; on the south by land now or formerly of Kelly, and on the west by the west brink of the hollow and land now or formerly of Daniel Tokos, et ux. Containing thirty (30) acres of land more or less, and having erected thereon a frame dwelling house, including garage.

that Defendants, Marjorie McIlrath Shaw, Harriet Shaw Allen Gates, Estae of Rachel Thelma Shaw D'Almaine, Estate of Eric C. D'Almaine, Leonard McKnight Wright, Zephirena Wright, Estate of Eva Rena Wright, Thomas W. Neely, Estate of John H. Dunmire, Estate of Amanda E. Dunmire, Estate of Harry Dunmire, Estate of John L. Dunmire, Estate of John H. Dunmire, Jr., Rosemary Cuming, Edith Weyand, Jill E. Miller and Harry L. Dunmire, their heirs and assigns and all persons claiming by, under and through them, are forever barred from asserting any right, lien, title or interest inconsistent with the interest and claim of the plaintiffs set forth in their complaint, and that the titles of the plaintiffs are hereby declared valid and indefeasible as against all persons named above the Complaint and generally against every other person or persons who ever may have a claim to or any right, title, lien, claim or interest against the title and rights of the plaintiffs, unless the said defendants or any other person herein named or claiming by, through or under them shall bring an Action of Ejectment within thirty (30) days from the entry of this judgment.

By the Court:
Gordon R. Miller, J.

Oct. 22, 1991 Copy of Order to Atty. Joanna Budde; Oct. 24, 1991 Copy of Order to Atty. James Hoffman III and Dorothy Williams.

AND NOW, Dec 19, 1991 @ 11:20 a.m. upon praecipe of Plaintiff's Attorney, final judgment is hereby entered in favor of the plaintiffs, and against and against the Defendants, Marjorie McIlrath Shaw, Harriet Shaw Allen Gates, Estate of Rachel Thelma Shaw D'Almaine, Estate of Eric C. D'Almaine, Leonard McKnight Wright, Zephirena Wrightm Estate of Eva Rena Wright, Estate of John H. Dunmire, Estate of John L. Dunmire, Estate of John H. Dumire, Harry L. Dunmire, Estate of John H. Dunmire, Jr., Estate of Harry Dunmire, Rosemary Cuming, Edith Weyand, Jill E. Miller and thomas W. Neeley, pursuant to the foregoing Order of Court.

FINAL JUDGMENT
James F. Simmons
Prothonotary

S-116; G-85; D-141, 51; W-104, 174, 54;
D-93, 93, 83, 93, 83; C-143; W 53; J-211; N-161

Feb. 5, 1993, Praecipe of Enforcement of Settlement and entry of Final Judgment and Order filed.

ORDER: AND NOW, to-wit, this 5 day of Feb. 1993, upon due consideration ofthe plaintiff's praecipe to enforce Settlement and Entry of final Judgment, it is hereby ORDERED AND DECREED that with respect to the quiet title action filed in the above captioned case, defendants, Isabelle Achciger, Ann Dunmire, and Dorothy williams, their heirs and assigns, and all persons claiming by, through and under them, are forever barred from asserting any right, lien, title or interest in the subject property inconsistent with the interest and claim of the plaintiffs as set forth in their complaint, and that the titles fo the plaintiffs are hereby declared valid and indefeasible as against all persons named above, and generally against every other person or persons who ever may have a claim to or any right, title, lien, claim or interest against the title and rights of the plaintiffs.

The Prothonotary is hereby directed to enter judgment pursuant to this order.

BY THE COURT,
Gordon R. MIller, J.

Feb. 8, 1993, copies of order to attys. of record.

A - 84
D - 13
W - 215
Judgment entered - 2/5/93

FINAL JUDGMENT
Barbara H. King,
Prothonotary

1990

569

DONNA M. LOMAX

VS.

WILLIAM JOSEPH ROHR

Filed June 12, 1990
@ 11:26 A.M.

Sheriff's Costs 24.80
TAX + ENTRY Pd 7/6/90 50.50
Lno Co; Pd 7/6/90 9.00

7/6/90 RECD $24.80 FROM DEFENDANT

7/9/90 PAID $24.80 TO HOWARD STEWART, SHERIFF. WK #57, 33

PETITION FOR EMERGENCY RELIEF
UNDER PROTECTION FROM ABUSE ACT

1 copy(plaintiff)
3 copies (Sheriff)

Temporary Abuse Order:

And Now, this 12 day of June, 1990, upon review of the petition of plaintiff, the court enteres the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendant may not dispose of any goods or property in the rental home. Def. may not go to Pl's place of employment or go to child's day care center for any reason.

3. The Order may be enforced without a warrant or arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for June 21, 1990 at 11:00 a.m. in Courtroom 1 or 2 of the Crawford County Courthosue.

The Defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
P. Richard Thomas, J

June 14, 1990 Sheriff's Return filed. SERVED William Joseph Rohr personally on June 13, 1990 at 2:10 PM at his residence, R.D.#1, Box 217, Atlantic, Crawford County, PA.
So answers,
Robert M. Stevens, Deputy Sheriff
Edgar D. Householder, Chief Deputy
Howard N. Stewart, SHeriff

June 25, 1990 Order filed. AND NOW, June 21, 1990 at the time scheduled for hearing, both parties appeared without counsel and were advised by the Court of the importance of these proceedings, the advantages of having counsel, the right of counsel, and both elected to proceed without counsel.

The Defendant does not admit that he engaged in the conduct alleged in the petition, but he is willing to have an abuse order entered against him, and accordingly we Order as follows:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff or the minor child named in the petition.

2. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.

3. A copy of this Order shall be delivered to the police department in the jurisdiction where the Plaintiff resides and to County Control.

4. This Order shall remain in full force and effect for one year from this date, unless modified or terminated by further Order of the Court.

5. Costs in these preceedings shall be paid by the Defendant. Costs will be paid to the Prothonotary no later than July 6, 1990.

6. The Defendant is reminded that this is an order of Court and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.

BY ORDER OF THE COURT,
Gordon R. Miller, J

June 26, 1990 Copies of order mailed to Plaintiff and Defendant and copy given to County Control.

1990

Mary Ann Kirkpatrick

570

RONALD L. MILLER

VS.

SUE A. MILLER

Filed June 13, 1990
@ 8:57 a.m.

Tax & entry paid	$50.50
1 count paid	15.00
State paid	10.00
Pro Co. Pd. 9-28-90	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

July 10, 1990 Affidavit Of Service filed. And Now, June 28, 1990, comes Lisa M. Sherretts being duly sworn accor ding to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Ronald L. Miller, Plaintiff in the above-captioned matter.
2. that on information furnished her by the Plaintiff, she cuased a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 276 618 208; postmarked June 18, 1990, to the last known address of the defendnat, Sue A. Miller, P.O. Box 302, Meadville, PA 16335.
3. That the defendnat, Sue A. Miller, on June 21, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto as Exhibit "A".
4. service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.
Lisa M. Sherretts

Aug. 17, 1990 Memorandum of Agreement as to Divorce and Equitable Distribution filed.

Sept 19, 1990, Affidavit of Consent of plaintiff filed.

Sept .24, 1990 Affidavit Of Consent of Defendant filed.

Sept 28, 1990 Motion to Withdraw Counts and Order filed: AND NOW, this 28 day of Sept. 1990, the within Motion is allowed.
P. R. Thomas, S.J.
Sept 28, 1990 Copies of order put in Atty Kirkpatricks box.

Sept. 28, 1990 Upon Praecipe of Plaintiff Attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Oct. 4, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, October 3, 1990 it is ordered and decreed that Ronald L. Miller, plaintiff and Sue a. Miller, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
John Q. Stranahan

1990

571

HAZLE VATTER

vs.

THOMAS VATTER

Filed June 13, 1990
@ 11:40 a.m.

Tax & entry Pd 7/2/90 50.50
Sheriff's Costs 21.00
Pro Co Pd. 7/2/90. 9.00

7/2/90
Rec'd from dft.
$21.00 Sheriff Costs

7/2/90
Ck 5775
Pd to
Howard Stewart
Sheriff

PETITION FOR EMERGENCY RELIEF UNDER
PETITION FROM ABUSE ACT

1 copy (plaintiff)
3 copies (Sheriff)

Temporary Abuse Order:

And now, this 13 day of June, 1990, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the petition.

2. Special conditions: Not dispose of any of Pl's property in the residence(Support action pending.)

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a Sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for June 20, 1990 at 3:30 p.m. in Courtroom 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, J

June 14, 1990 Sheriff's REturn filed. SERVED Thomas Vatter personally on June 13, 1990 at 1:32 PM at his residence, 451 Finley Avenue, Meadville, Crawford County, PA. 16335.
So answers,
Robert M. Stevens, Deputy Sheriff
Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sher;iff

June 25, 1990 Order filed. AND NOW, June 20, 1990 at the time scheduled for hearing in this matter, both parties appeared with counsel and indicated to the Court that theyhad arrived at an agreement, with the exception that the DEfendant does not believe we should proceed in this matter, becuase there is a contemporaneous criminal charge pending arising out of the same event, and he believes this action is duplicitious.

We hereby enter the following Order:

1. The Defendant does not admit to the facts set forth in the abose petition and does not admit to the facts set forth in the abuse petition and doe snot admit to be engaged in any abuse as that term is defined by the act, but is willing to have this Court enter an Order that he shall not abuse, assault, harass, or threaten the Plaintiff in any way, and accordingly he is ordered to refrain fr om such assault, abuse, harassment, or threats.

2. Custody of the minor child, Mark A. Vatter, is awarded temporarily to the Plaintiff with no visitation rights now being established for the defendant.

3. The Plaintiff shall be permitted to go upon the defendant's proper ty at 451 Finley Avenue, on June 23, 1990 at 12:00 p.m., provided she is in the company of another adult, for the purpose of picking up her clothing and her personal belongings; clothing, toys, and personal belongings of Mark Vatter; and a reasonable amount of household belongings such as towels, bedding, etc.

4. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to be lieve that it has been violated.

5. A copy of this Order shall be delivered to the police department in the jurisidction where the Plaintiff resides and to County Control.

6. This Order shall remain in full force and effect for six (6) mo;nths unless modified or terminated by further Order of this Court. If the Plaintiff believes that she is in need of further protection, she may file a petition in the future and we would reconsider the length of time the Order should remain in effect, realizing that we can only enter an Order that covers a one year from this date.

7. The Defendant shall pay all court costs in these proceedings by notlater than July 20, 1990 and is warned that if he fials to pay the costs by then, he faces potential contempt of Court proceedings.

8. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.

BY ORDER OF THE COURT,
Gordon R. Miller, J

June 25, 1990 Copies of order mailed to Defendant and copies put in Gerald Sullivan, Bruce Barrett and County Control's box.

22

1990

CULBERTSON, WEISS, SCHETROMA & SCHUG
John Brautigam

572

Brian J. Lindsay

GARY S. BOYLE

VS.

NANCY L BOYLE

Filed June 13, 1990
@ 3:43 P.M.

Tax & Entry Paid	$50.50
1 count pd 6-14-90	15.00
State paid 6-13-90	10.00
Pro. C. Pd 2/26/91	9.00

COMPLAINT IN DIVORCE,
EQUITABLE DISTRIBUTION

1 copy (atty)

July 13, 1990 Affidavit of Service of Divorce Complaint filed. John B. Brautigam, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. AThat he is the Attorney for the Plaintiff in the above-captioned action.
2. That on information furnished by him by the Plaintiff he caused a certified copy ofthe Complaint in the above action to be forwarded by certified Mail No. P 401 441 497, postmarked June 13, 1990, to the last known address of the Defnednat, at R.D.#1, Guys Mills, Pennsylvania 16327.
3. That the Defendnat, on June 16, 1990, personally signed the return receipt card which is attached hereto as Exhibit "A".
John B. Brautigam

July 26, 1990 Appearance of Brian J. Lindsay for Defendnat filed.

Juy 26, 1990 Acceptance of Service filed. I hereby accept service of the Complaint in the above action. Nancy L. Boyle

Feb. 21, 1991 Affidavit of Consent of plaintiff filed.

Feb. 21, 1991, Affidavit of Consent of defendant filed.

Feb. 21, 1991, Upon praecipe for Review Under Section 201(c) of the Divorce Code, filed by plaintiff attorney, this case moved to court.

Feb. 26, 1991 **D E C R E E F I L E D .**

And Now, February 26th, 1991, it is ordered and decreed that Gary S. Boyle, plaintiff, and Nancy L. Boyle, defendant, are divorced frmthe bonds of matrimony and it is further ordered that the terms, provisions, and conditions of a certain property settlement agreement between the parties dated February 15, 1991, and attached to this decree and Order as Exhibit "A", is hereby incorporated into this Decree and Order as though the same were set forth herein at length. Said agreement shall not nerge with, but shall survive, this decree and Order.
By the Court:
Gordon r. Miller, J

1990

MAHANEY, ROEDER & ROTHCHILD
Richard Roeder

573

TITUSVILLE INDUSTRIAL
FUND, INC.

VS.

CENTRAL MICROFILMING, INC.

Filed June 14, 1990
@ 9:05 a.m.

Tax & Entry Paid $50.50
Sheriff's Costs 38.60
Pro for Co. pd. 8-16-90 9.00

COMPLAINT IN EJECTMENT

1 copy (attorney)

July 6, 1990 Sheriff's Return filed. SERVED Central Microfilming Inc. on June 21, 1990 at 1:05 PM by handing copy of Complaint in Ejectment and Notice to Defend to Linda Lyons, Secretary and person in charge at 127 West Central Avenue, Titusville, Crawford County, PA.
The building located at R.D.#2, Skyline Drive, Skyline Industrial Park, Lot #15 was found to be vacant.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. STewart, Sheriff

Aug. 6, 1990 certificate of service Of Notice Of Intention To File a Praecipe For Entry of Default Judgment filed.

Aug. 16, 1990 Certificate of Last known Residence and Non Military Service filed.

Aug. 16, 1990 Praecipe for Default Judgment filed.
AND NOW, uponPraecipe of Plaintiff's Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Central Microfilming, Inc. for possession of the premises described in Plaintiff's Complaint in Ejectment, Exhibit A.
C-183 Judgment
Judgment entered 8-20-90 James F. Simmons, Pro
Notice of entry mailed 8-20-90

1990

BARRETT & DRATLER
Bruce A. Barrett

574

pro se

DONALD SWISTOK AND
CAROLYN SWISTOK, his wife

vs.

GARY C. SALSBERRY

Filed June 14, 1990
@ 10:11 a.m.

Tax & Entry paid $50.50
Sheriffs costs 39.88
Arb. pd. 11/13/90 15.00

COMPLAINT

1 copy (sheriff)

July 2, 1990, Sheriff's Return filed. SERVED Gary C. Salsberry, personally on June 19, 1990 at 10:33 a.m. at his residence R. D. #2, Box 219, Linesville, Pa. County of Crawford. So answers, Robert M. Stevens Dep. sheriff
Howard N. Stewart, Sheriff

Nov. 5, 1990 Answer To Complaint filed.

Nov. 8, 1990, Upon praecipe of plaintiff for reference to the arbitrators, the following arbitrators are appointed:
M. Dana Mason, Ch.
William F. Peters
Mark D. Prather

Nov. 26, 1990, Arbitrators Take the Qualifying Oath.

Jan. 30, 1991 decision of Arbitrators filed in which they find in favor of defendant and against the plaintiffs.
S-45-35 DECISION OF ARBITRATORS
1/30/91 Copy put in box for Atty. barrett and copy mailed to defendan
defendant

1990

BARRETT & DRATLER
Bruce A. Barrett

575

Thomas, Truax,
Spadafore, Vardaro
& Walker,
R. Charles Thomas
Frank R. Fuller, Jr

Brian J. Lindsay, for
Sandra L. Fuller

STERNBY ASSOCIATES
REAL ESTATE

VS.

FRANK R. FULLER, JR. and
SANDRA L. FULLER

Filed June 14, 1990
@ 10:11 A.M.

Tax & Entry Paid $50.50
Sheriffs costs 36.72

Fuller)

COMPLAINT

2 copies (sheriff)

June 28, 1990 Appearance of Thomas, Truax, Spadafore, Vardaro & Walker by R. Charles Thomas for Frank R. Fuller, Jr. on of the Defendants, filed.

July 2, 1990, Sheriffs Return filed. SERVED Frank R. Fuller Jr. personally at his place of employment, Meadville City Garage 1340 S. Cottage St. Meadville, Pa. County of Crawford on June 18, 1990 at 1:30 p.m.
SERVED Sandra L. Fuller, personally at her residence Rt. 18, Conneaut Lake, Pa. County of Crawford on June 19, 1990 at 11:15 a.m.
So answers, Robert M. Stevens, Dep. sheriff
Howard N. Stewart, Sheriff

July 10, 1990 Preliminary Objections filed.

July 23, 1990 Appearance of Brian J. Lindsay, attorney for defendant, Sandra L. Fuller filed.

July 23, 1990, Preliminary Objections filed. (of Sandra

26

1990

BARRETT & DRATLER
Bruce Barrett

576

WILLIAM GEORGE GARLICK, JR.

VS.

CATHERINE MARY GARLICK

Filed June 14, 1990
@ 10:12 a.m.

Tax & Entry Paid $50.50
State Paid 10.00
Pro Co Pd 1/4/90 9.00

COMPLAINT UNDER SECTION 201(d) of the
DIVORCE CODE

1 copy (atty)

June 22, 1990 Affidavit of Service filed: BRUCE A. BARRETT, Esq. being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the Affiant is the attorney for the Plaintiff in the above captioned action.

2. That a true and correct copy of the Complaint under Section 201(d) and a Defendnt's Counter-Affidavit Under Section 201(d) under the Divorce Code. In addition, a Notice of Intention to Request Entry of a Divorce Decree was sent by registered mail to the Defendant on June 14, 1990. The sender's receipt is attached hereto.

3. The registered mail was sent to Catherine Mary Garlick, 16 Canal Street, Albion, Pa 16401.

4. That the Defendant received said registered mail on June 19, 1990. Said receipt card number P 966 074 379 is attached hereto and signed by Catherine Mary Garlick.

Bruce A. Barrett,
Attorney for Plaintiff

Jan. 3, 1990, Upon praecipe of plaintiff attorney, for review under Section 201(d) of theDivorce Code, this case moved to court.

Jan. 23, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 22, 1991, it is ordered and decreed that William George Garlick, plaintiff, and Catherine Mary Garlick, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Mason & Mason
Joan D. Mason

577

NORMA J. HALL

vs.

LEWIS H. HALL

Filed June 14, 1990 @ 11:56 a.m.

Tax & entry paid	$50.50
1 Count paid	15.00
Pd 7/3/90	10.00
Pro Co Pd 5/1/91	9.00
State paid 5/1/91	10.00

COMPLAINT IN DIVORCE,
EQUITABLE DISTRIBUTION

2 copies (atty)

Aug. 16, 1990 Praecipe to reinstate the above captioned divorce action filed.

Sept. 19, 1990 Affidavit of Service filed. I, Verna M. Bode, an employee for the law firm of Mason and Mason, being duly sworn according to law, depose and say that I did on August 16, 1990 at 10:28 a.m. personally hand to the Defendant, Lewis H. Hall, a certified copy of the complaint in the above divorce action, in his vehicle in front of 414 Arch STreet, Meadville, Pennsylvania.
Verna M. Bode

Oct. 4, 1990 Affidavit of Consent of Plaintiff filed.

Oct. 4, 1990 Affidavit of Consent of Defendant filed.

Apr. 29, 1991, Upon praecipe of plaintiff attorney, for Review Under 201(c) of the Divorce Code, this case moved to court.

Apr. 29, 1991 Motion to Withdraw Count II and Order filed. And now, May 1, 1991 Motion granted.
Gordon R. Miller, J

May 3, 1991 Copy of order put in Joan Mason's box.

May 1, 1991 **D I V O R C E D E C R E E F I L E D**

AND NOW, May 1, 1991, it is ordered and decreed that Norma J. Hall, plaintiff, and Lewis H. Hall, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

28

1990

Allen & Hall
Stephen E. Hall

578

John R. Gavin

TIMOTHY J. ROCKETT

vs.

J. W. SCHROEDER d/b/a
J & J TRUCKING

Filed June 14, 1990
@ 1:29 P.M.

Tax & Entry paid $50.25
Arb. Pd. 10/4/90 15.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT

June 21, 1990 Proof of Service filed.

July 5, 1990 Complaint filed.

July 19, 1990, Answer and Counterclaim filed.

July 26, 1990 Reply To Counterclaim filed.

Oct. 3, 1990, Upon praecipe of plaintiff attorney, for reference to the Arbitrators, the following arbitrators are appointed: Charles J. Swick, Ch.
Joseph W. Tinko
~~Joseph F. Kulwicki, Jr.~~
Alan Shaddinger

Oct. 15, 1990 Arbitrators Take Qualifying Oath.

Feb. 7, 1991, DECISION OF THE ARBITRATORS filed win which they find: in favor of the defendant on plaintiff's Complaint and in favor of plaintiff on defendant's counterclaim.
Decision entered - 2/7/91 DECISION OF ARBITRATORS
James F. Simmons, Prothonotary

1990

James R. Irwin	DR. LESLIE TAR, M.D.	NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT
579	VS.	June 14, 1990, Proof of Service filed. Jul 3, 1990 Complaint filed. (1 copy-Atty)
Ferguson and Spataro Douglas W. Ferguson	LINDA BRUMAGIN	Oct. 4, 1990, Answer and New Matter filed. 1 copy (atty)
	Filed June 14, 1990 2:02 P.M. Tax & Entry paid $50.25 ✓	

30

1990

Douglas D. Rozelle
PO Box 77
Corry, Pa 16407

580

GERRY A. GREEN

VS.

LAURENE J. PERKINS

Filed June 14, 1990
@ 3:17 P.M.

Tax & Entry Paid 9.00

Plff on Orig 9.50
Sat paid 4/17/91 5.00

AGREEMENT TO REVIVE

of

AD 1985-580

The undersigned hereby agrees that the judgment entered on June 21, 1985 to DSB 1985-447 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $2,273.92 plus costs.
Signed and dated this 8th day of June, 1990.

Dated.....June 6, 1990
Debt.....$2,273.92
P-104.....JUDGMENT
James F. Simmons
Prothonotary

Apr. 17, 1991 This Judgment Satisfied. (see paper filed)

1990

BARRETT & DRATLER
Bruce A. Barrett

581

Brian J. Lindsay

JOAN MARIE THOMPSON

VS.

RICHARD LLOYD THOMPSON

Filed June 14, 1990
@ 3:40 P.M.

Tax & Entry Paid	$50.50
1 count paid	15.00
William Pineo, Mediator	
Pro Co Pd 6/27/90	10.00
Mediation Costs	137.00
	9.00
William Pineo Mediator	102.00
Pro Co. Pd 2-11-92	9.00
Pro Co pd 7-10-92	9.00
Pro Co pd 8-10-92	5.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, CUSTODY

1 copy (atty)
1 copy (Mediator)

ORDER OF COURT:

You, RICHARD LLOYD THOMPSON, Defendant, have been sued in Court to obtain custody of the children, Jessica Thompson and Melanie Thompson.

You are ordered to appear in person for a conference at such time and place as may be set by William Pineo, Child Custody Mediator.

If you fail to appear as provided by this Order, an Order for Custody may be entered against you or the Court may issue a warrant for your arrest.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

CRAWFORD COUNTY BAR ASSOCIATION
Service to the Public Committee
c/o Prothonotary
Crawford County Courthouse
Meadville, Pa 16335
Phone: (814) 724-4636

BY THE COURT,
P. Richard Thomas, J

9/24/90 Recd. $68.50 From Defendant. Recd 10-2-90 $68.50 Vivian Stoltzy

Received 2-5-92 mediation costs 51.00 from Plff

Received from Plff installment 68.50 2-11-92

Pd 3-11-92 Craw Co Comm Ck#6700 114.50 mediation

Recd 7-10-92 mediation costs $51.00 from dft.

Pd 9-14-92 CC Comm Ck 7046 Mediation 51.00

June 20, 1990 Affidavit of Service filed: BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the attorney for the Plaintiff in the above-captioned action.

2. That a true and correct copy of the Complaint Under Section 201(c) of the Divorce Code along with a Count for Custody was sent by registered mail to the defendant on June 15, 1990. the sender's receipt is attached hereto.

3. The registered mail was sent to Richard Thompson, 597 Pine Street, Meadville, Pa 16335.

4. That the Defendant received said registered mail on June 18, 1990. Said receipt card number P 966 074 378 is attached hereto and signed by Richard Thompson.

Bruce A. Barrett, Attorney for Plaintiff

Aug. 31, 1990 Temporary Order filed. AND NOW, this 29 day of August, 1990, after Mediation in the above referenced matter and upon the recommendations ofthe Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child.

2. The parties shall share with each other any and all information which each may have regarding the health, educaton, and the major events in the life of the subject minor child. Health care, school personnel, an dother care providers are her eby authorized to release to eithe rpar ty any and all confiential information which they may have regarding the subject minor child.

3a. Primary physical custody of Jessica and Samantha Thompson is awarded to their father and primary physical custody of Christina and Melanie is awarded to their mother. The mother shall have temporary physical custody and the right of visitation with Jessica and Samantha on alternate weekends, beginning with the weekend of September 7, 1990 from Friday at 6:00 p.m. through Sunday at 7:00 p.m. The fathe rshallhave temporary physical custody and visitaiton with Christina and Melanie on alternate weekends beginning with the weekend of September 14, 1990, from Friday at 6:00 p.m. through Sunday at 7:00 p.m. During the children's summer vacation from school, each parent shallhave the right to designate a two-week period during which he/she may hav eall of the children in residence and no visitation need be accorded the other party. the parties shall meet each May to decide the summer schedule.

b. The subject minor children shall have the right to telephone th eparent not having physical custody at reasonable times and for reasonable lenghts of time and such conversations willnot be unreasonably monitored by the parent having physical custody.

4a. The holidays to be observed are New Year'sDay, Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving, and Christmas. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m. The mother shall have visitation with all of her children on Labor Day, 1990, and the parties shall thereafter alternate the holiday periods.

b. The children shall spend father's day with their father from 9:00 a.m. to 7:00 p.m., and Mother's Day with their mother, during the same hours.

c. The provisions of this paragraph dealing with holiday visitations shall take precedence over the other provisions of this order relating to the custoidal or visitation periods.

5. Should it be necessary for either party to cancel or modify the vistiations as set out in this Order of as previously arranged, the party seeking cancellation or modification shall notify the other party as soonas he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6. The parties shall split responsibiltiy for transportation with the party receiving the chidlren in the exercise of his or her rights picking up the children at the home of the other.

7. The children shall give to each of their parents the love, respect, and obedience, which is due a parent for his/her chidlren and each party shall teach said children to give same to the other party.

8. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the cuare an dcustody ofthe subject minor chidlren. The parties are cuationed that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or inthe bedroom of the children.

9. Neither party shall expose the children to the company of persons ofthe opposite sex to whom she/he is not related by blook or marriage between th ehours of 8:00 p.m. and 8:00 a.m. and neither party shall at any time expose the chidlren to a display of romantic affection between said party and any other person.

10. Any person transporting the children shall amke sure that the seat belts or other restraints are used in accordance with the law of Pennsylvania.

11. Neither party shall do or say anything to blacken the character ofthe other int he childrne's estimation. EAch party shall treat th eothe rin a polite and respectful manner when in the children's presence and each par ty shall instruct hi sor her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

Continued on page 664.

SEE VOL. 3

1990

THOMAS, TRUAX, SPADAFORE
VARDARO & WALKER
Anthony J. Vardaro
~~Barbara J. Walton~~
582

Brian J. Lindsay

CHERIE J. ALABRAN

VS.

RANDY L. ALABRAN

Filed June 14, 1990
4:26 P.M.

Indigent filing
John Fuller mediator 200.00
Pro Co
John Fuller, Mediator 150.00
Pro Co Pro Copd 6-9-94 #8356 9.00

12-8-93 $150.00 deposited by Pltf.
1-12-94 Pd atty Walton Ch# 8020 150.00
2-14-94 Rec from dept Med Fee 150.00
4-22-94 Pd dept Ch# 8269 64.00
8-19-94 Rec from dept med dep. 200.00

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Randy L. Alabran, Defendant, have been sued inCourt to obtain partial custody of the children: Robin N. Alabran and Mtthew R. Alabran.

You are ordered to appear in person at such time and such place as JOHN FULLER, child custody mediator, shall designate for a Mediation Conference.

You are further ordered to bring the child, an Order for custody, partial custody, or visitation may be entered against you or the Court may issue a warrant for your arrest.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary, Courthouse
Meadville, Pa 16335
(814) 724-4636

BY THE COURT, PO. Richard Thomas, J.

June 14, 1990 Praecipe to Proceed In Forma Pauperis filed.

June 14, 1990 Petition for Leave to Proceed In Forma Pauperis filed.

July 5, 1990 Affidavit Of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. vardaro, Esquire, Attorney for Plaintiff in this action and certifies that on June 20, 1990 she sent a true and correct copy of the Complaint and Order of Cour tin this matter to Randy L. Alabran at Madison Avenue, Meadville, PA 16335 by certified mail, postage prepaid, return receipt requested, delivery restricted to addressee only, by certified mail no. P 276 618 654 which is attached hereto as Exhibit "A". Thereafter on June 25, 1990 it was returned to Anthony J. Vardaro, Esquire, return receipt card bearing the same number and signed by Randy L. Alabran said return receipt card being attached hereto as Exhibit "B". Vicki Bradshaw

Sept. 25, 1990 Order filed. AND NOW, September 24, 1990, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Robin N. Alabran and Matthew R. Alabran shall be shared abetween the mother Cherie J. Alabran, and the father, Randy L. Alabran, that is, each parent shall be entitled to full access to school recard, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting the children such as the
chidlren's educaiton, religious instruction and medical treatment.

II. Physical custody of Robin N. Alabran and Matthew R. Alabran shall be with their mother, Cherie J. Alabran, subject to the following conditions:

A. The fathe rshall be entitled to visit and take the children into his custody every weekend, beginning September 21, 1990, from 4:30 p.m. Friday until 8:00 p.m. Sunday evening.

B. On those weekends when the fathe rhas to work on Saturday, shallhave the children in his custody from Saturday at 4:30 p.m. until Sunday at 8:00 p.m.

C. The father shall be entitled to visit and take the children into his custody ev ery Thursday evening at 7:00 p.m. and shallhave them in his custody for church services and for other purposes until 9:30 p.m. that evening.

D. Holidays shall be defined as Christmas, Thanksgiving and Easter. The mother shall be entitled to have the children in her custody on each of the aforesaid three holidays until 2:00 p.m. and the father shall be entitled to have the children in his custody on those three holidays from 2:00 p.m. until 8:00 p.m.

E. Transportation of the children on weeken, week night and holidays shall be the responsibility of the father.

F. Neither mother nor father shall say or do anything in an attempt to turn the children against the other parent, but on the other hand shall do everything on the power of each to foster a favorable and loving attitude on the part of the children towards both parents.

G. Neither mother nor father shall expose the children to any person or situation which may be harmful to the children's health or well being.

H. Both parents agree to iform the other immediately of any illness or injury regarding the children an dboth parents agree to furnishe theother with a current telephone number.

III. This Order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either par ty within thirty (30) days of the date hereof.

IV. Cost of the mediation conference shall be paid by Crawford County.

P. Richard Thomas, S.J.

Sept. 26, 1990 Copies of order put in Anthony Vardaro and John Fuller's box.

Sept. 1, 1992 ORDER filed. AND NOW, August 28, 1992, the Plaintiff appears in Motion Court and advises the Court she has informed the Defendant of her intended appearance and that he refuses to come to Motion Court. She does not actually have a motion with her but indicates that apparently with respect to the Sept.24, 1990 custody Order, the visitation times for the Defendant are no longer working and she would like to have the Order modified. She does make some indication that she would like to have visitation terminated for the Defendant.

This matter was previously before John Fuller for mediation and we believe it would be appropriate to send it back for further mediation.

Therefore this matter is returned to John Fuller, Esq., for further mediation.

In light of the fact that the Plaintiff had previously been granted leave to proceed in forma pauperis, the Court will not require a deposit prior to mediation but the mediator may determine at the time of mediation who shall pay costs of the mediation conference.

BY THE COURT:
Anthony J. Vardaro, J.

Sept. 1, 1992 Copy of Order sent to plaintiff and defendant, Sept. 4, 1992 copy of Order to Atty. John Fuller.

Continued on Page 32A

CHERIE J. ALABRAN
vs.
RANDY L. ALABRAN

CONTINUED FROM PAGE 32
of Record
A. D. 1990 - 582

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Nov. 24, 1992 ORDER filed. AND NOW,Nov. 23, 1992, after mediation conference before John Fuller, Esq., IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Robin N. Alabran and Matthew R. Alabran shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting the children such as the education, medical treatment and religious instruction of thesubject children.

II. The parents are directed to secure an evaluation of the children and of the family situation from the Community Mental Health Center and to cooperate in every way. Until such an evaluation is received, the prior order shall remain in full force and effect, to-wit:

III. Physical custody of Robin N. alabran and Matthew R. Alabran shall be with their mother, Cherie J. Alabran, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every weekend, beginning Sept. 21, 1990, from 4:30 p.m. Friday until 8:00 p.m. Sunday evening.

B. On those weekends when the father has to work on Saturday, he shall have the children in his custody from Saturday at 4:30 p.m. until Sunday at 8:00 p.m.

C. The father shall be entitled to visit and take the children into his custody every Thursday evening at 7:00 p.m. and shall have them in his custody for church services and for other purposes until 9:30 p.m. that evening.

D. Holidays shall be defined as Christmas, Thanksgiving and Easter. The mother shall be entitled to have the children to her custody on each of the aforesaid three holidays until 2:00 p.m. and the father shall be entitled to have the children in his custody on those three holidays from 2:00 p.m. until 8:00 p.m.

E. Transportation of the children on weekend, week night and holidays shall be the responsibility of the father. The father's wife shall not accompany the father on custody exchanges except in an emergency.

F. Neither mother nor father shall say or do anything in an attempt to turn the children against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the children towards both parents.

G. Neither mother nor father shall expose the children to any person or situation which may be harmful to the children's health or well being.

H. Both parents agree to inform the other immediately of any illness or injury regarding the children and both parents agree to furnish the other witha current telephone number.

IV. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within 30 days of the date hereof.

V. Cost of the mediation conference will be paid by Crawford County. Gordon R. Miller, P.J.

Dec. 2, 1992 copy to Plf. & Dft, J. Fuller

Nov. 15, 1993 Affidavit of Service filed. A true and correct copy of the Motion for Modification of Custody filed in the above-captioned matter was served upon the Defendant, Nov. 12, 1993, by certified mail, restricted delivery, pursuan to Pa. R.C.P. 412 on Nov. 13, 1993, as is evidenced by the United States Postal Service Return Receipt (Certified No. P100655979) attached hereto as Exhibit A. (see papers filed).

Dec. 8, 1993 Motionto Appoint Custody Mediator and Order filed. YOU, RANDY L. ALABRAN, have been sued in Court to obtain custody of Robin N. Alabran and Matthew R. Alabran.

YOu are ORDERED to appear on person at Crawford County Courthouse, Meadville, Pennsylvania 16335, for a conference before John Fuller, esquire, Child Custody Mediator, time & place will be set by custody mediator.

IIf you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administratr
Crawford County Courthouse
Meadville, PA 16335
Phone: (814) 336-1151 ext. 298

BY THE COURT
Anthony J. Vardaro, J

12/7/93
1 copy med.; 1 copy atty.

Dec. 14, 1993 Affidavit of Personal Service filed. Carole Walker, being duly sworn according to law, deposes and say that she is an adult over the age of eighteen (18) years, that she served the Motion To Appoint a Custody Mediator filed in the above matter on Randy L. Alabran, Defendant, personally by handing to him a true and correct copy hereof and informing him of its contents at the Law Office of Barbara J. Walton, Esq., 312 Chestnut St., Meadville, PA on December 10, 1993 at 11:30 a.m.

Deponent further avers that at the time of said service the said Randy L. Alabran identified himself to deponent.

Carole Walker

Dec.23, 1993 Stipulation and Consent to Entry of Custody Order and CONSENT CUSTODY ORDER filed. And Now, this 22 day of December, 1993, upon receipt of theStipulation and Consent to Entry of Custody Order, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECRED AND DECREED that:

1. Plaintiff/Mother, Cherie J. Alabran,shall have primary physical cusotdyof the parties minor children, Robin N. Alabran and Matthew R. Alabran.

2. Defendant/Father, Randy L. Alabran, shall have no scheduled visitation at any time with the parties minor children Robin N. Alabran and Matthew R.Alabran.

3. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.

BY THE COURT:
Anthony J. Vardaro, J.

1-6-94 Copy of Order to Atty. Walton, Fuller & Deft.

Jan. 11, 1994 Motion For Refund and Order filed. AND NOW, January 10, 1994, this Court orders that the Prothonotary's Office refund to Plaintiff's attorney for Plaintiff the amount of $150.00 which is the full amount of Plaintiff's mediation deposit.

BY THE COURT,
Gordon R. Miller, J

Jan. 13, 1994 Copy of order to Atty. Walton

Feb. 14, 1994, appearance of brian Lindsay, attorney for defendant, filed.

Feb. 14, 1994 Petition for Modification of Custody Order and ORDER filed. AND NOW, this 16 day of February, 1994, upon consideration of the within Petition, it is hereby ordered that the child custody mediator, John Fuller, Esquire shall be appointed mediator and hold a conference todetermine the best interest of the minor children.

BY THE COURT:
Anthony J. Vardaro, J.

2-23-94 Copy of Order to Attys.Walton, Lindsay & Fuller

Continued on Page 32B

Cherie J. Alabran
vs.
Randy L. Alabran

CONTINUED FROM PAGE 32A
of Record
A. D. 1990 - 582

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Apr. 21, 1994 Order filed. AND NOW, April 18, 1994 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Robin N. Alabran and Matthew R. Alabran shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting the children such as the education, medical tareatment and religious instruction of the subject children.

II. Physical custody of Robein N. Alabran and Matthew R. Alabran shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every week end from 5:00 o'clock p.m. on Friday to 5:00 o'clock p.m. on Sunday, beginning April 22, 1994.

B. Holidays shall be defined as Christmas, Easter and Thanksgiving. Custody of the children shall be shared on the aforesaid holidays and in the absence of an agareement to the contrary, the children shall be in the custody of the mother on the aforesaid holidays until 1:00 o'clock p.m. and in the custody of the father on the aforesaid holidays from 1:00 o'clock p.m. until 8:00 o'clock p.m.

C. Beginning with the Summer of 1994, the children shall be in the custody of the father during the month of June.

D. Transportation of the children on weekends, holidays and Summer visits shall be provided by the father.

E. Neither mother nor father shall say or do anything in an attempt to turn the children against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the children towarda both parents.

F. Neither mother nor father shall expose the children to any person or situation which may be harmful to the children's health or well being.

G. Both parents agaree to inform the other immediately of any illness or injury regarding the children and both parents agree to furnish the other with a current telephone number.

H. The parents shall cooperate in scheduling appointments for the children with the Mental Health Center or with a private psychologist in order to deal with any emotional problems the children have.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within ten (10) days of the date hereof; however, this order is entered without prejudice to the right of either party to request a further mediation conference at any time after July 15,1994.

IV. Cost of the mediation conference shall be paid by Crawford County. The Prothonotary of Crawford County is hereby directed to refund the deposit paid in advance by the Defendant, less the cost of the custody order.

Anthony J. Vardaro, J.

Apr. 27, 1994 copy to b. Walton, B. Lindsay, J. Fuller, Plf. & Dft.

May 9, 1994 Motion to Schedule Hearing De Novo and ORDER filed. And Now, May 6, 1994, hearing de novo is scheduled for June 7, 1994 at 1:30 p.m. inCourtroom #2.

For the Court,
Ann A.Walker, Court Administrator

5-9-94 Copies faxed to Attys. Lindsay & Walton

May 23, 1994 Motion to Cancel Hearing DeNovo and ORDER OF COURT filed. AND NOW, this 20th day of May, 1994, upon presentation of the Motion to Withdraw Request for Hearing DeNovo by the Plaintiff, same is hereby granted and the Hearing DeNovo scheduled for June 7, 1994 at 1:30 p.m. in courtroom Number 2 is hereby cancelled.

By the Court:
Gordon R. Miller, J.

May 23, 1994 Copy Faxed to Attys. Walton and Lindsay.

August 19, 1999 Petition to Modify Existing Child Custody Court Order Order and Notice and Notice and Order to Appear Filed. And NOw, this 20 day of Aug 1999 it is ordered and decreed that the parents in this mater shall satisfactorily complee the Seminar for Separating Parents in accordance with Crawford County Civil Rule L1930 Applicatiaons for the seminar may be obtained at the Center for Family Services, Inc. at 213 Center St, Meadville, PA 16335; the Prothonotary at the Crawford County Courthouse; or the Court Adminsitrator at the Crawford County Courthouse.
Application for attendance at the seminar must be made by the plaintiff or petitioner within fifteen days after the pleading or petition is filed; and by the Defendant or respondent within fifteen days after he or she is served with the pleading or petition.
The Seminar must be completed within 45 days after application. Failure to Attend the Seminar may result in sanctions, including contempt of court a dismissal of the action or a delay in the proceedings unless attendance is waived by Order of Court.
If either party has any questions about this seminar, he/she should consult an attorney or refer to the Crawford County Civil Rule of Court that are available in the Prothonotary's Office and in the Crawford County Law Library or contact the Center for Family Services, Inc.

By the court
Anthony J. Vardaro, J.

You, Cherie J. Sullivan, have been sued in Court regarding the custody of your children Robin N. Alabran Age 15, born 3/20/84 and Matthew R. Alabran, age 13 born 11/26/85.
You are ordered to appear in person for a Child Mediation Conference at the Crawford County Courthouse in Meadville, PA 16335 before John Fuller, Esq. Child Custody Mediator. The date and time of the Child Mediation Conference will be scheduled by teh Child Custody Mediator. The Child Custody Mediator chosen in your case will contact you and inform you of lthe date and time of the child Mediation Conference.
If you fail to appear as provided by this Order, and Order for custody may be entered against you or the courtmay issue a warrant for your arret.
You should take this paper to your Lawyer at Once. If you do not have a Lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.
Court Administrtor, Courthouse, Meadville, PA 16335 Phone:(814)333-7598.
Amerians with Disabilities Act of 1990 The Court of Common Pleas of Crawford County is required by law to comply with the Americans with Disabilites Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact the Court Administrators office. All arrangements must be made at least 72 hours prior to any hearing or business before the Court. You must attend the scheduled conference of hearing.

By the Court
Anthony J. Vardaro, J.

8/24/99 Faxed Lindsay, Fuller & Walton

Sept 2, 1999 Motion to Withdraw and Order filed. Adn now 9/1/99 the motion for withdrawal of appearance is granted.
9/2 faxed Walton & Hatheway

RECORD CONTINUED ON PAGE - 32 b - .....

S31761

CHERIE J. ALABRAN
n/k/a CHERIE SULLIVAN

vs.

RANDY L. ALABRAN

RECORD CONTINUED FROM PAGE 32 - b-

OF

AD 1990 - 582

****

Sept. 16, 1999 ORDER filed. AND NOW, Sept. 16, 1999 after mediation conference before John Fuller, Esq., IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Children and Youth Services shall investigate and determine the suitability of the home of Mr. and Mrs. Joseph Lawry of 16 Woodbine Dr., Greenville, as a place for Robin N. Alabran and Matthew R. Alabran, to live.

II. Children and Youth Services shall investigate and determine whether the home and environment in the home of Cherie J. Sullivan is a proepr environment for visits and partial custody.

III. After the investigation, Children and Youth Services will report to the Court and the Court will enter a further order with respect to returning Robin N. Alabran to Crawford Co. for a hearing before the Corut with respect to custody of the children.

IV. The fees ($300.00) and costs $13.50 court order filing fee and $2.98 certified mail) in this case are to be paid by Crawford County.

Gordon R. Miller,
Judge

Sept. 21, 1999 Distributed Atty. Hatheway; Mailed Plff. and Deft.

AS OF FEBRUARY 16, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

1990

Gilbert S.Merritt, Jr.

583

LORI L. WORTH

VS.

DAVID E. WORTH

Filed June 15, 1990
@ 11:00 a.m.

Tax & entry Pd 7/11/90 - 50.50
State Pd. 8/9/90 10.00
Pro Co Pd 8/9/90 - 9.00

CERTIFICATION OF THE RECORD FROM THE
COURT OF COMMON PLEAS OF CAMERON COUNTY
No. 89-2551

Cameron County Entries:

November 13, 1989 Complaint in Divorce filed by Gilbert S. Merritt Jr., Esq.
Date Certified copy of Complaint with endorsement thereon to pleas , issued for for service upon the defendant.
March 29, 1990, Notice to the Defendant and Plaintiff's Affidavit Under Section 201(d) filed:
May 23, 1990- Defendant's Counter-Affidavit Under Section 201(d)filed:
May 25, 1990 - Affidavit of Service of Complaint and Affidavit, Affidavit of Non-Military Service and Praecipe to Transmit the Records filed:
May 25, 1990 - Requested Decree is denied by Judge Daghir.
June 5, 1990 - Motion for Change of Venue filed.
June 6, 1990 - Order of Court filed:
AND NOW, TO WIT, this 5th day of Juane, 1990, it is hereby ORDERED, ADJUDGED AND DECRED that the Prothonotary of this Court shall forward to the prothonotary of Crawford Co., Pennsylvania, certified copies of the docket entries, pleadings and all other papers filed in this action. The costs and fees of the Petition for Transfer and Removal of the Record shall be paid by the Plaintiff.

BY THE COURT:
/s/Gordon J. Daghir, P.J.

CRAWFORD COUNTY ENTRIES

Aug. 8, 1990 Affidavit of Non-Military Service filed.

Aug. 8, 1990 Notice Of Intention To Request Entry of Divorce Decree filed.

Aug. 8, 1990 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

Aug. 8, 1990 Upon praecipe of Plaintiff Attorney To Transmit REcord, this case moved to Court.

Aug 13, 1990 Order filed: AND NOW, this 13th day of August, 1990, upon the filing of a praecipe to transmit the record to the Court for the entry of a divorce decree under Section 201(d)(1) of the Divorce Code and after review it appears that the defendant denies the allegations that the marriage is irretrievably broken.

Therefore, a hearing is scheduled under Section 201(d) of the Divorce Code (23 P.S.201(d)) for the 5th day of Sepember, 1990 at 1:30 p.m. in Courtroom No. 2 of the Crawford County Courthouse.

Service of this Order shall be made upon the defendant personally or by first class mail, postage prepaid, to the defendant at his last known address by certified mail, return receipt requested, requiring a receipt signed by the defendant or his authorized agent. Service by mail shall be complete upon delivery . A return of service shall be filed by plaintiff's counsel before the date and time for hearing.

BY THE COURT,
Gordon R. Miller, J

Aug 14, 1990 copies of order mailed to Atty. Merritt.

Sept. 5, 1990 Affidavit Of Service O fNotice Of Hearing Date filed. I hereby certify that on August 20, 1990 a copy of this Court's Order of August 13, 1990 scheduling hearing for September 5, 1990 in the above captioned matter was sent to defendant certified mail return receipt requested and also First class mail noted address correction requested. To date no response has been received by the undersigned frm either mailing from the defendant or the United States Postal Service.
Gilbert S. Merritt, Jr.

Sept. 5, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, September 5, 1990, it is ordered and decreed that Lori L. Worth, plaintiff, and David E. Worth, defendnat, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Elderkin, Martin,
Kelly & Messina
James H. Richardson,Jr.

584.

THE FIRST NATIONAL BANK OF PENNSYLVANIA

vs.

CHARLES B. YAEGER AND JEAN YAEGER, HIS WIFE, a/k/a JEANNE YAEGER a/k/a IRMA JEAN YAEGER

Filed June 18, 1990
@ 11:18 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	27.00
Pro.Co. pd 7/29/93	5.00

COMPLAINT

2 copies (sheriff)

July 2, 1990 Sheriff's Return filed. SERVED Jean Yaeger personally on June 19, 1990 at 11:35 AM, at her residence, RD #9 Box 1040, Meadville, PA, County of Crawford.
SERVED Charles Yaeger, on June 19, 1990 at 11:36 AM, by handing complaint to his wife, Jean Yaeger, at their residence, RD #9, Box 1040, Meadville, PA, County of Crawford.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, sheriff

July 29, 1993 Upon Praecipe of James M.Antoun, Esquire, Attorney for Plaintiff, the above case marked settle and discontinued of record.

1990

Fruit, Dill, Goodwin,
and School
Chester B. Scholl

585.

RICHARD D. RICHMOND AND
NATALIE M. RICHMOND

vs.

CATHRYN L. RICHMOND

Filed June 18, 1990
@ 1:24 p.m.

Pro Simmons paid	$15.00
plff on orig	32.47
Sheriff's Costs	25.84
Pro Co Pd 7-31-90	9.00

WRIT OF REVIVAL
of
DSB 1985 - 618

Writ of revival indexed in favor of plaintiff and against the defendant in the amount of Seven thousand Five hundred and 00/100 Dollars with interest at rate of 11½% per annum from Oct. 25, 1985 as per court order of 10/25/85.
Entered - 6/18/90

Debt -------$7,500.00
Int. at rate of 11½% per annum from 10/25/85
R - 32 - JUDGMENT REVIVAL
James F. Simmons, Pro.

Issued (sheriff)

July 3, 1990 Writ Return filed. SERVED Cathryn L. Richmond, personally, at 134 Erie Street, Linesville, PA, on June 20, 1990 at 2:23 PM.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, July 31, 1990 Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiffs and against the Defendant for failure to plead to the Writ of Revival issued in this case, and the same shall be liquidated in the amount of Seven Thousand Five Hundred Dollars with interest thereon at the rate of 11½% per annum from October 25, 1985 as per Order of Court of October 25, 1985.
R-32

Debt.....$7,500.00 + Interest
JUDGMENT
James F. Simmons
Prothonotary

1990

586.

THE FIRST NATIONAL BANK
OF PENNSYLVANIA

vs.

G. J. STARR, INC.

Filed June 18, 1990
@ 2:03 p.m.

Pro Simmons Paid	$9.00
plff on orig	9.50
Sat. paid	5.00

AGREEMENT TO REVIVE

of

AD 1990 - 586

The undersigned hereby agrees that judgment entered on Sept. 4, 1985 to DSB 1985 - 575 be revived and lien continued and authorizes Prothonotary to index judgment of revival in amount of One Hundred Fifty Seven Thousand, Five Hundred Dollars plus costs.

Debt - $157,500.00
Dated - June 12, 1990
S - 285 ----JUDGMENT

James F. Simmons,
Prothonotary

June 19, 1990, Notice of Revival mailed to defendant.

Mar. 4, 1991 This Judgment Satisfied.
(see paper filed)

1990

R. Charles Thomas

587.

pro se
Culbertson, Weiss,
Schetroma & Schug
Glenn A.W. Thompson

ALICE ROSIANSWICK REKAS

vs.

LEIGH EMERLING
LEIGH EMERLING CHEVROLET

Filed June 18, 1990
@ 3:43 p.m.

Tax & entry Paid $50.25
Pro Co Pd 2/27/91 - $15.00

APPEAL OF DEFENDANTS FROM JUDGMENT OF DISTRICT JUSTICE ROBERT E. VOGAN, DISTRICT 30-3-02

June 18, 1990, Rule entered upon plaintiff to file Complaint issued.

June 19, 1990 Proof of Service filed.

July 6, 1990 Complaint filed.

Jan. 28, 1991, Answer and New Matter of Defendant Leigh Emerling to Plaintiff's Complaint filed.

Feb. 25, 1991, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed: Richard W. Roeder, Ch.
Louis J. stack
Joan D. Mason

Feb. 25, 1991, Reply to New Matter filed. 1 copy (atty)

Mar. 13, 1991 Arbitrators Take Qualifying Oath.

Apr. 24, 1991 Notic e of Arbitrator's Hearing filed.

May 9, 1991 Decision of Arbitrators filed in which they find in favor of plaintiff and against defendant Leigh Emerling Chevrolet, INc. in the amount of $480.00, costs and legal interest from 2/15/90, We find in favor of defendant Leigh Emerling, INdividually.
E-182 DECISION OF ARBITRATORS

May 9, 1991 copy put in atty's box.

1990

Shafer, Swick, Bailey
Irwin & Stack
Louis j. Stack

588.

MacDonald, Illig, Jones
& Britton
John F. Mizner, Esq.
for Defendant

NORTHWEST LEASING COMPANY

vs.

ERIE COPY PRODUCTS, INC.

vs.

CLAUDE PETTIS, individually and doing business as SIR SPEEDY INSTANT PRINT

Filed June 18, 1990
@ 3:54 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	21.00
Sheriffs costs	25.00
Arb paid 11/19/90	15.00
Pro Co pd 11/30/90	9.00
Pro Co Pd 2/5/91	6.00

COMPLAINT

L COPY (sheriff)

July 3, 1990 Sheriff's Return filed. SERVED Erie Copy Products, by handing complaint to Terri Livingston, Copy Center Co-Ordinator, person in charge, at 1139 Conneaut Lake Road, Meadville, PA, on June 20, 1990 at 1:35 PM.
So answers, Robert M. Stevens, Deputy Sher.
Howard N. Stewart, Sheriff

July 9, 1990 Appearance of MacDonald, Illig, Jones & Britton by John F. Mizner, Esq. for Defendant filed.

Oct. 9, 1990 Answer filed.

Oct. 9, 1990 Complaint Against Additional Defendant filed.

Oct. 30, 1990, Sheriffs Return filed. SERVED Claude Pettis personally on Oct. 10, 1990 at 2:45 p.m. at sheriffs Office, Crawford County Courthouse, Meadville, Pa. 16335
So answers, Catherine I. allen, Dep. Sheriff
Howard N. Stewart, Sheriff

Nov. 1, 1990 Default Notice filed.

Nov. 13, 1990, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed:

Emil Spadafore, Jr. Ch.
Glenn Thompson
William Gregg

Nov. 30, 1990 Notice Of Entry of Default Judgment filed.

And Now, Nov. 30, 1990 at 11:30 a.m. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer.

P-35; S-184 Judgment
Judgment entered 11/30/90 James F. Simmons, Pro
notice of entry of judgment mailed 11/30/90 Prothonotary

Jan. 7, 1991 Arbitrators Take Qualifying Oath.

Feb. 5, 1991, Upon praecipe of plaintiff attorney, the above captioned matter has been marked settled and discontinued of record, with prejudice.

1990

Shafer, Swick, Bailey, Irwin & Stack
Charles J. Swick

589.

MARQUETTE SAVINGS ASSOCIATION

vs.

HARRY GALLANT AND ROBIN GALLANT

Filed June 18, 1990
@ 3:57 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	30.80
Pro Co Pd 1/24/91	5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

June 18, 1990, Affidavit of Non-Military Service filed.

July 2, 1990 Sheriff's Return filed: SERVED Robin Gallant, personally, with a copy of complaint in mortgage foreclosure, at her residence, RD#2, Cambridge Springs, Pa on June 20, 1990 at 3:28 P.M.

SERVED Harry Gallant, by handing copy of complaint in mortgage foreclosure to his wife, Robin Gallant, at their residence, RD#2, Cambridge Springs, Pa on June 20, 1990 at 3:29 P.M.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 24, 1991, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked discontinued of record.

1990

Shafer, swick, Bailey, Irwin & Stack
Charles J. swick

590.

MARQUETTE SAVINGS ASSOCIATION

vs.

CHARLES D. HUSSING AND
CYNTHIA L. HUSSING

Filed June 18, 1990
@ 4:00 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	30.80
Pro Co pd 8/16/90	5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

June 18, 1990 Affidavit of Non military Service filed.

July 2, 1990 Sheriff's Return filed: SERVED Cynthia Hussing, personally, with a copy of complaint in mortgage foreclosure at her residence, RD#1, Raleigh Lane, Espyville Station, on June 20, 1990 at 2:03 P.M.

SERVED Charles D. Hussing, by handing copy of complaint in mortgage foreclosure to his wife, Cynthia Hussing at their residence, RD#1, Raleigh Lane, Espyville Station, on June 20, 1990 at 2:04 P.M.

So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 13, 1990 Upon praecipe of Plaintiff Attorney the above captioned matter is marked settled and discontinued of record.

1990

Shafer, Swick, Bailey, Irwin & Stack
Charles J. Swick

591.

MARQUETTE SAVINGS ASSOCIATION

vs.

WILLIAM G. MINETTI AND
JUDI E. MINETTI

Filed June 18, 1990
@ 4:07 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	27.00
Pro Co pd 10/9/90	5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

Juen 18, 1990, Affidavit of Non Military service filed.

July 2, 1990 Sheriff's REturn filed. SERVED Judi E. Minetti, personally, at her residence, 374 Park Avenue, on June 19, 1990 at 2:52 PM, with copy of complaint in Mortgage Foreclosure. SERVED William G. Minetti, by handing Complaint in Mortgage Foreclosure, to his wife, Judi E.Minetti, at their residence, 374 Park aVenue, onJune 19, 1990 at 2:53 PM.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 9, 1990 Upon praecipe of Plaintiff Attorney the above captioned matter is marked settled and discontinued of record.

1990

Thomas, Truax, Spadafore, Vardaro, Walker
William 1. Walker

592.

Watts, Pepicelli, Youngs & Youngs, PC
~~Alan L. Pepicelli~~ withdrawn

JOSEPH ARENDASH

vs.

DONALD C. TYLER, JR.

Filed June 18, 1990
@ 4:09 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	27.40

COMPLAINT

1 copy (sheriff)

July 2, 1990 Sheriff's Return filed: SERVED Donald C. Tyler, Jr., by handing copy of complaint to adult person in charge, Judy Granda, at RD#1, Conneautville, Pa on June 20, 1990 at 2:40 P.M.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 3, 1990 Appearance of Watts, Pepicelli, Youngs & Youngs PC, by Alan L. Pepicelli for Defendnat filed.

Nov. 14, 1990 Answer , New Matter and Counterclaim filed.

Feb. 12, 1992 Motion of Alan L. Pepicelli to withdraw as counsel for Defendant filed.

Feb. 14, 1992 MOTION FOR LEAVE TO WITHDRAW AS COUNSEL and ORDER filed. ORDER: AND NOW, this 14th day of February, 1992, upon consideration of the within Motion, leave is granted to Alan L. Pepicelli, Esq., and Watts and Pepicelli, PC to withdraw as counsel in above referenced case. BY THE COURT
Anthony J. Vardaro, J.

Feb. 21, 1992 copy in box for A. Pepicelli

1990

William J. Gregg

593.

GREG J. HUGHES

vs.

JERRENE ARNOLD AND C. B. ARNOLD, HER HUSBAND, THEIR HEIRS, EXECUTORS, ADMINISTRATORS, SUCCESSORS, AND ASSIGNS, AND HAZEL M. BUCK, AND HER HEIRS, EXECUTORS, ADMINISTRATORS, SUCCESSORS, AND ASSIGNS

Filed June 19, 1990
@ 11:18 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	216.60
Pro Co Pd 11-15-90	9.00

ACTION TO QUIET TITLE

Aug. 20, 1990 Praecipe to Reinstate Complaint filed.

Aug. 22, 1990 Motion For Service By Publication, Affidavit. and Order For Service By Publication filed. AND NOW, to-wit: Aug. 22, 1990, upon consideration of the foregoing Motion, it is Ordered and Directed that service of the Complaint on the Defendants, Jerrene Arnold, C.B. Arnold & Hazel M. Buck, by publication once in the Meadville Tribune newspaper, a newspaper of general circulation in Crawford County, PA., and in the Crawford County Legal Journal.

Gordon R. Miller, J.

Aug. 24, 1990 Copy of Order to Atty. William Gregg.

Oct. 8, 1990 Sheriff's Return filed. Served by publication once only on September 12, 1990, Wednesday, in the Crawford County Legal Journal and The Meadville Tribune, proof of publications hereto attached.
So answers, Howard N. Stewart, Sheriff

Oct 12, 1990 Motion for Judgment and Order filed: AND NOW, October 12, 1990, it appearing that the Complaint in the above action has been served by Publication in accordance with the order of this Court and no Answer has been filed or Appearance entered by the Defendants, their heirs and assigns, the Court, upon Motion of William J. Gregg, Esq. Attorney for the Plaintiff, hereby decrees that title to the hereinafter described property is in the Plaintiff, and the said named defendants, and their heirs, personal representatives, successors or assigns, are forever barred from asserting any right, lien, title or interest in the premises hereinafter described to wit:

BEING Lot No. 97 of the Hazel Park Plan of lots which Plan is duly recorded in the Recorders Office of Crawford County, in Deed Book 155, Page 721, said lot being bounded on the South by Mohawk Drive; bounded on the East by Lot No. 96 of said Plan; bounded on the North by Lot No1 112 of said Plan; and bounded on the West by Lot No. 98, and having a frontage on Mohawk Drive of 40'.

It further ORDERED AND DECREED that the said Defendants, their heirs and assigns are enjoined from impeaching, denying or in anyway attacking the title of the Plaintiff or of his successors in title to this parcel of land or from issuing or maintaining any action attacking the same or from encumbering, mortgaging or conveying the same or any part thereof unless the Defendants or any one of them, shall within thirty days from the entry of this Order, file with the court written objections. If such action is not taken within the thirty day period, the Prothonotary, upon Praecipe of the Plaintiff, shall enter final judgment.

Robert L. Walker, J.

Oct 15, 1990 Copies of order put in Atty Gregg's box.

AND NOW, Nov 15, 1990 @ 10:31 a.m., Upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.

A-94, 34; B-86

FINAL JUDGMENT
James F. Simmons
Prothonotary

1990

594.

CHERYL LEW

vs.

THOMAS LEW

Filed June 19, 1990
@ 11:41 a.m.

~~Tax~~ pd 5-5-95 .50
~~Tax &~~ entry 41.25 ✓ ~~$50.50~~

Sheriff's costs 23.00
9.00

Received from [illegible] 6-20-90 pd 41.25
Balance due from Thomas Lew 41.25

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy plaintiff

ORDER:

And now, this 19 day of June, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendant may not go to the residence of the Plaintiff for any purpose.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for June 29, 1990, at 9:30 A. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, J

June 29, 1990 Sheriff's Return filed: NOT FOUND, as to Thomas Lew, as of June 28, 1990.
So answers, Howard N. Stewart, Sheriff

July 3, 1990 Order filed: AND NOW, June 29, 1990, after an informal hearing, at which time neither party has counsel and both were advised of the nature of the proceedings and the right to counsel, they elected to proceed. The Defendant admits that he has abuse the Plaintiff and is willing to have an order entered against him.

Accordingly, it is ordered as follow:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff.

2. The Defendant will not go to the Plaintiff's residence or her place of work at any time for any purpose.

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.

4. A copy of this Order shall be delivered to the police department in the jurisdiction where the Plaintiff resides and to County Control.

5. This order shall remain in full force and effect for one year, or until June 28, 1991.

6. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.

7. Costs in these proceedings shall be split between the parties. Each party is given until July 20, 1990 to pay his or her share of the costs.

8. The Defendant shall be permitted to go upon the residence of the Plaintiff on July 1, 1990 between the hours of 12:00 noon and 2:00 p.m. for the purpose of picking up and taking with him any of his personal belongings, tools and the like.

BY ORDER OF THE COURT,
Gordon R. Miller, J.

July 5, 1990 Copies of order mailed to Plaintiff and Defendant and copy given to Co. Control.

1990

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

595.

Kathleen Nelson

10/3/91 Rec'd $94.50
from Plaintiff
Nov. 7, 1991 paid
Co. Comm $94.50

RHONDA LEE

vs.

ROBERT J. LEE

Filed June 20, 1990
@ 8:38 a.m.

Tax & entry Paid $50.50
1 count paid 15.00
State Pd. 6/20/90 - 10.00

Bruce Smith, mediator
Mediation Costs 133.40
Mediation Costs 163.45
Pro Co Pd 7/6/92 - 9.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

June 22, 1990, Motion to Appoint Custody Mediator and Order filed. ORDER: AND NOW, this 21st day of june 1990, BRUCE SMITH is hereby appointed custody Mediator to hear the plaintiff's claim for custody as set forth inthe action in divorce filed herewith. the physical custody of the child, Bobbie Jo Lee shall remain with teh mother Rhonda Lee until further order of court. Neither of the parties hereto shall remove the child form the Com. of Pa. for any purpose pending further order of court. Gordon R. Miller, J.
1 copy (atty) 1 copy (mediator)

July 13, 1990 Affidavit Of Mailing filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an atttorney at Law, duly authorized to practive law in the Commonwealth of Pennsylvania and that on June 29, 1990, she sent a certified copy of the Complaint in Divorce to theDefendnat by certified mail, restricted delivery, postage prepaid, receipt requested, to Robert J. Lee % Mary Goodearl, 8 Dadant Drive, Wilmington, MA 01887, the Defendnat's last known address. The said receipt being attached hereto. Ann Hansen Gamble

Aug. 6, 1990 Temporary Order of Court filed. AND NOW, this 3 day of August, 1990, after Mediation andupon recommendation of the Child Custody Mediator, it is hereby Ordered and decreed that:

1. The natural parents of Bobbie Jo Lee, age four, born July 24, 1986, the parties to this action, shall share legal custody of the said minor child. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the child held by a third pa rty, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to the educational and religious upbringing of the child as well as elective surgery.
2. Primary physical custody of the child shall remain with the natural mother, Rhonda Lee. Regular visitation and custody of the child shall be granted to the defendant father, Robert J. Lee. Temporary physical custody by the defendnat father shall be as follows:
   a. Upon written notice of seven days fromthe father to the mother, the father shall be allowed to take the child into him temporary custody on visits to the Commonwealth of Pennsylvania for up to four consecutive days.
   b. In 1990, the child shall be with the father from Friday, August 10, until Tuesday, September 4. beginning with th esummer of 1991, the child shall be with the defendant father from June 15 through August 15 of each year.
   c. Beginning with Christmas, 1990, the child shall be with the father in even-numbered years December 23-30; in odd-numbered years, the child shall be with the father December 26-January 2.
   d. The cost of transportation of the child to th ehome where she is going shall be the responsibility of the receiving parent. Air travel is authorized; in the event that air travel is unaffordable, the parent receiving the child shall travel to the locationof the child, pick up the child, and transport the child to his/her home. Obviously, at the end of a visitation, the mother will go to the father's home to pick up the child and transport her back to the mother hom.
3. The parent having custody of the child at anyt ime shall notify the other parent as soon as possible inthe event of injury o illness of the child requiring medical treatment. For the purposes of this paragraph, each parent will have to keep the other informed as to his/her current mailing address and telephone number at all times.
4. Neither parent shall take the child into any environment which might be commonly throught of as detrimental to her development or to the development of her character or which would be commonly throught of as dangerous to her physical persons.
5. The parents are encouraged todiscuss arrangements for physical custody of the child; and, if the parties mutually agree to an alternative arrangement to accommodate themselves and/or the child's schedule, they may adjust the physcial custody arrangement accordingly and are encouraged to do so by mutual consent and agreement.
6. Each parent and all adults coming into contact with the child will teach the child to develop and dispaly that love and respect toward a parent which is due a parent from his or her child, and neither of the parents nor anyone coming into contact with the child will do or say anything to blacken the character of either parent in the eyes of the child. this adminition shall extend to all relatives, including grand-parents, stepparents, and persons who live with either of the parents outside of marriage.
7. Use of illegal or street durgs by either parent while the child is in his/her custody is strictly prohibited. Use of any other mind-altering chemicals, including alcohol, by the parent having custody of the child for any given time will be done so only in moderation. In the event that there is the abuse of alcohol by either parent during a time when he/she has physical custody of the child, that, in and of itself, will be a sufficient reason for additional Mediation with a view toward limiting that parent's contact with the child.
8. This Order shall not prejudice the right of either party to request a Mediation Conference if futher Mediation would be in the bes tinterest of the child or if there are changed circumstances in thel ives of the parties or of the child.
9. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so ling as either parent or the child resides inthe Court's jurisdiction and for at least six months from the date of this Temporary Order.
10. The fee for the Child Custody Mediator shall be paid 50% by the the Countyof Crawford on behalf of the plaintiff mother, and 50% by the defnedant father.
11. This Orde rshall be a Temporary Order, but shall beocme a permanent Orde runless exceptions are filed by either party within thirty days formthe date of this Temporary Order.

BY THE COURT:
P. Richard Thomas, J

Aug. 7, 1990 Copies of order mailed to Ann Hansen Gamble, Defendant, Bruce Smith and copy put in Kathleen Nelson's box.

Oct. 11, 1990, Affidavit of Consent of plaintiff filed.

Continued on Page 672 See Vol. 3

1990

Thomas, Truax, Spadafore, Vardaro, Walker
R. Charles Thomas

596.

JACQUELINE L. MORRISON

vs.

MICHAEL E. MORRISON

Filed June 20, 1990
@ 9:21 a.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
State pd. 6/20/90	10.00
Pro Co Pd 8-21-91	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
TEMPORARY ALIMONY, COUNSEL FEES, AND COSTS

1 copy (atty)

July 8, 1991 Affidavit of Consent of defendant filed.

Aug 21, 1991 Affidavit of Service of Complaint in Divorce filed: R. Charles Thomas, Esquire, being duly sworn according to law, deposes and says that on July 6th, 1990, he sent a true and correct copy of the Complaint in Divorce, properly endorsed with the Notice to Defend, filed in the above action to the Defendant, Michael E. Morrison, at Defendant's last known address of Accent Kitchen & Bath, 41632 Rambler Ave., Elyria, Ohio 44035 by certified mail No. P063-589 571, postage prepaid, restricted delivery, return receipt requested and that attached hereto is a duly executed return receipt card showing date of delivery as July 9, 1990.

Thomas, Truax, Spadafore, Vardaro and Walker
R. Charles Thomas, Esquire
Attorneys for Plaintiff

Aug 21, 1991 Affidavit of Consent of Jacqueline L. Morrison filed.

Aug 21, 1991 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code this case is moved to court.

Aug 21, 1991 Motion for Withdrawal of Counts from Divorce Complaint filed: And now, August 21, 1991, Plaintiff is authorized to withdraw Counts II and III from the Complaint in Divorce filed in this action and this case is to proceed to Court on the issue of the divorce alone.

BY THE COURT,
Gordon R. Miller, J.

Aug 28, 1991 Copies of order put in Atty. Thomas' box.

In error - See above.

Aug. 21, 1991 Affidavit of Service of Complaint In Divorce filed. R. Charles Thomas, Esq. being duly sworn according to law, deposes and says that on July 6th, 1990, he sent a true and correct copy of the Complaint In Divorce, properly endorsed with the Notice To Defend, filed in the above action to the Defendant, Michael E. Morrison, at Defendant's Last known address of Accent Kitchen & Bath, 41632 Rambler Ave., Elyria, OH 44035, by Certified Mail No. P063 589 571, postage prepaid, restricted delivery, return receipt requested and that attached hereto is a duly executed return receipt card showing date of delivery as July 9, 1990.

Thomas, Truax, Spadafore, Vardaro And Walker
R. Charles Thomas, Esq.

Sept. 12, 1991 **DIVORCE DECREE FILED.**

AND NOW, September 12, 1991, it is ordered and decreed that Jacqueline L. Morrison, plaintiff, and Michael E. Morrison, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Mason and Mason
Joan D. Mason

597.

DORIS A. KLEIN

vs.

JOHN C. KLEIN

Filed June 20, 1990
@ 1:05 p.m.

Tax & entry Paid	$50.50
State pd 6/20/90	10.00
One Count pd 9-20-90	15.00
State pd. 9-20-90	5.00
Pro Co pd 10/25/90	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

July 20, 1990, Complaint Reinstated.

Sept. 20, 1990 Petition for Additional Remedies(CUSTODY) filed. (1 copy atty.)

Oct. 2, 1990 Affidavit of Acceptance of Service filed. I, John C. Klein, being duly sworn according to law, do hereby certify that I did receive a certified copy of the divorce complaint filed int he above captioned action, on July 23, 1990, at my home, located at 502½ North Broad Street, Grove City, Pennsylvania.
JohnC. Klein

Oct. 2, 1990 Affidavit of Acceptance of Service filed. I, John C. Klein, bieng duly sworn according to law, do hereby certify that I did receive a certified copy ofthe Petition for Additional Remedies (Custody) filed in the above captioned action on September 20, 1990, at 973 Liberty Street, Meadville, Pennsylvania.
John C. Klein

Oct. 2, 1990 Affidavit of Consent of Defendant filed.

Oct. 2, 1990 Affidavit of Consent of Plaintiff filed.

Oct. 23, 1990 Upon praecipe of Plaintiff Attorney For Review Under 201(c) ofthe Divorce Code, this case moved to court.

Oct. 31, 1990 Stipulation and Consent Custody Order filed. AND NOW, this 29th day of October, 1990, the court orders as follows:
1. Primary legal and physical custody of the child, Amanda Marie Klein, born July 8, 1987, now age three (3), is here by awarded to her mother, Doris A. Klein.
2. Father, John C. Klein, is herjeby awarded the following temporary custody:
a. Every other weekend beginning Friday, September 21, 1990 from 6:00 p.m. Friday to 6:00 p.m. the following Monday. On the inbetween weekends, beginning the weekend of September 28th-30th, he shallhave the child from Saturday at 4;00 p.m. to Monday at 6:00 p.m.
3. The parties hreto shall alternate the following holidays, with mother to begin by having Thanksgiving Day, 1990; Thanksgiving Day, Christmas Day, Easter Sunday, Memorial Day, July 4th, and Labor Day. The hours of visitation on said holidays shall be 9:00 a.m. to 9:00 p.m. HOliday visitation shall take precedence over normal weekday-weekend visitation. The party not having Christmas Day of a particular year, shall be entitled to have the child from 9:00 a.m. to 9:00 p.m. December 24th of said year.
4. Each party shall keep the other party hereto, provded with current residential and work telephone number, and residential address.
5. In the event that either party moves out of state and over one hundred (100) miles away form his or her current residence, that party shall seek modification of this order.
BY THE COURT,
Gordon R. MIller, J

Oct. 31, **D I V O R C E D E C R E E F I L E D .**

AND NOW, October 29, 1990, it is ordered and decreed that Doris A. Klein, plaintiff, and John C. Klein, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
Gordon R. Miller, J

1990

Gerald Sullivan

598.

Christopher Youngs

EDYTHE EDWARDS

vs.

RAYMOND J. EDWARDS, JR.

Filed June 21, 1990
@ 2:08 p.m.

Tax & entry	$50.50
Sheriff's Costs	21.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff

1 copy plff

ORDER:

And now, this 21 day of June, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant may not contact Plaintiff in any manner
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for June 29, 1990, at 10:00 A M., in Courtroom-4 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, J

June 26, 1990 Sheriff's Return filed. SERVED Raymond Edwards, Jr. personally on June 21, 1990 at 10:30 AM by handing copy of Protection From Abuse to him at residence, 214 Asbury Manor East, Meadville, Crawford County, PA.
So answers,

Robert M. Stevens, Deputy SHeriff
Edgar D. Householder, Chief Deputy
Howard N. Stewart, sHeriff

July 3, 1990 Order filed: AND NOW, June 29, 1990 both parties appeared with counsel at the hearing in this matter and arrived at an agreement without an admission on the part of the Defendant that he has engaged in any abuse as defined by the act. Accordingly, we enter the following Order based upon the stipulations and agreements of the parties;

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff nor shall he procure, encourage, or arrange to have others do so on his behalf.
2. The Defendant shall not go to or upon the residence of the Plaintiff at any time.
3. The Plaintiff shall be permitted to return to the marital residence at 214 Asbury Manor on July 7, 1990 between the hours of 12:00 p.m. and 2:00 p.m. to remove and take control of purely personal effects belonging to her and the child Shannon. The Defendant shall not be present when that occurs. The Plaintiff shall cause no damage or destruction to the items she leaves.
4. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this Order shall be given to the Police Department in the jurisdiction where the Plaintiff resides and to County Control.
6. This Order shall remain in full force and effect for one year from this date.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. Costs in this matter shall be paid by the county since it is represented that both parties receive Public Assistance.
9. The Defendant shall temporarily relinquish to the Sheriff of Crawford County any guns or firearms that he has. He shall relinquish those guns and firearms to the Sheriff no later than 10:00 noon on Monday, July 2, 1990. The Sheriff of Crawford County shall keep those guns and firearms in safe keeping and return them to the Defendant on June 28, 1991 or in accordance or at a time sety by any Order of Court hereafter entered, whichever occurs first.

.BY ORDER OF THE COURT,
Gordon R. Miller

July 5, 1990 Copies of order put in Attys. Sullivan and Youngs and Co. Control.

1990

599.

MARILYN K. STEADMAN

vs.

CURTIS W. STEADMAN

Filed June 21, 1990

Tax & entry Pd 7/2/90 $50.50 ✓
Pro Co pd 7/2/90 9.00 ✓

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

2 copies sheriff

2 copies plff

ORDER:

And now, this 21 day of June, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Sole possession of the plaintiffs residence is awarded to her. Defendant shall not go upon that property except that he may go there at a time that is satisfactory to Plaintiff to pick up his personal belongings.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for July 2, 1990, at 3:30 P. M.,.in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

July 5, 1990 Order filed. AND NOW, July 2, 1990, at the time this matter is called for hearing before the court the parties advise the Court they have amicably resolved their differences and do not wish the Court to enter an Order under the Abuse Act.

The parties assure the Court that if they agree to separate there will be an amicable disposition of the parties' property.

By Agreement each party agrees to pay one-half (1/2) of the total costs of $59.50 in this case forthwith.

Petition dismissesed by agreement of the parties.

BY ORDER OF THE COURT,
P. richard Thomas, P.J.

July 9, 1990 Copies of order mailed to both parties and copy put in County Control's box.

1990

Gerald Sullivan

600.

Theodore Watts

LUCIA KELTNER

vs.

KENNETH F. KELTNER

Tax & entry pd 7/19/90 $50.50 ✓
Sheriff's costs 28.80
Proc Co Pd 7/19/90 9.00 ✓

7/19/90 Recd. $ 58.80 From Defendant

7/19/90 Paid $28.80 To Howard Stewart, Sheriff Cert # 5756

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copy plff
3 copies Sheriff
1 copy greenhouse

ORDER:

And now, this 21 day of June, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Temporary cusotdy of the children shall be with the plaintiff. Defendant shall not visit his children in the meantime. Defendant shallhave no contact with the Plaintiff or her children. He shall not go to the Greenhouse.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for July 2nd, 1990, at 3:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

June 29, 1990 Sheriff's Return filed: Served Kenneth F. Keltner, with Protection from Abuse on June 28, 1990 at 3:49 P.M. by handing copy to his Attorney Ted Watts, at his office, Chestnut Street, Meadville, Pa County of Crawford.
So Answers,
Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sheriff

July 11, 1990 Order filed: AND NOW, July 2, 1990 at the time set for hearing both parties appeared with counsel and arrived at an agreement, whcih agreement the Defendant consents to without admitting that he engaged in the abuse alleged in the petition. Acordingly, it is ordered as follows:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff or any of the minor children named in the petition.
2. The marital residence shall belong to the Plaintiff and the defendant shall vacate that premises not later than 12:00 noon on July 6, 1990. Neither party will dispose of, damage or destroy any marital property until that property has been distributed by agreement or by Court Order.
3. Custody of the parites' minor children is temporarily awarded to the Plaintiff with the Defendant having visitation rights on the following occasions: Every Satruday from 9:00 a.m. until the next day, Sunday, at 7:00 p.m. starting with Saturday, July 7, 1990. The Defendant shall be obligated to provide transporation to and from said visitations. The children shall be picked up and delivered to the home of Kathy Steudler.
4. In the event that the Defendant does not appear to pick up the children by 9:30 o'clock a.m. on a Saturday, and further provided that the parties have not entered into an agreement regarding a different time for pick up, the Plaintiff may assume that that visitation has been cancelled, and may make other plans for the children for that visitation.
5. The Defendant shall pay temporary support for the parties' minor children in the amount of $50.00 per week with the first payment to be made on or about July 14, 1990 and each subsequent payment to be made no later than Saturday of each subsequent week. This Order regarding support is subject to the provisions of P.S. 10186(a)(5).
6. The costs of these proceeding shall be paid by the Defendant no later than July 20, 1990.
7. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
8. A copy of this Order shall be delivered to the police department where the Plaintiff resides and to County Control.
9. The Defendant is reminded that this is an Order of Court and violation of this order may be punishable by a fine up to $1,000.00 and a jail sentence up to six months.
10. This order shall remain in full force and effect for one year until modified or terminated by further order of this Court.

BY ORDER OF THE COURT,
Gordon R. Miller, J.

July 13, 1990 Copies of order put in Attys. Sullivan and Watts' boxes and copy given to Co. Control.

Feb. 12, 1991 Order filed. AND NOW, February 11, 1991, the Court, upon receipt of a letter from the defendant alleging that the plaintiff has not complied with the visitation provisions of the Abuse Order of July 2, 1990 orders and directs as follows:

1. The defendant's latter shall be filed of record in this case.
2. The defendant's letter shall constitute a petition for contempt.
3. A rule to show cause is hereby entered directed at the pl aintiff, lUcia Keltner, to show cause if any she has, why she has violated the order of July 2, 1990 and why she should not be held in contempt of Court for doing so. Said rule is returnable for hearing and/or argument on the 1st day of April, 1991 at 9:00 o'clock a.m. in Courtroom No. 2 of the Crawfod County Courthouse.
4. The defendant shall serve a true and correct copy of his latter togethr with this order upon the plaintiff by personal service in any manner permitted by Rule 404 of the Pennsylvania Rules of Civil Procedure which said service shall be accomplished not later than twenty (20) days prior tothe hearing. An appropriate return of service shall be made.

BY THE COURT,
GordonR. Miller, J

Feb. 15, 1991 Copies of order put in Gerlad Sullivan and Theodore Watts box and copy mailed to defendant

Record continued on page 50A

1990

LUCIA KELTNER

vs.

KENNETH F. KELTNER

Record continued from page 50

of record

A.D. 1990 - 600

****

Mar. 27, 1991 Motion To Dismiss and Order filed. AND NOW, this 27th day of March, 1991, upon presentation and consideration of the foregoing Motion, this matter is dismissed as the parties hereto are trying to amicably resolve their differences.

BY THE COURT,
Robert L. Walker, S.J.

2 copies atty.

50
B

1990

1990

Mason and Mason
Joan D. Mason

601.

SHELLY L. BEISH

vs.

THOMAS L. BEISH

Filed June 22, 1990
@ 10:21 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
State paid	10.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Aug. 28, 1990 Praecipe to reinstate Complaint filed.

Feb. 17, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 8/28/90 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: February 13, 1998 Anthony J. Vardaro, J
Feb. 17, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

Mahany, Roeder &
Rothschild
Tamera Ochs Rothschild

602.

ANN MARIE HOMILY

vs.

ANIL NEIMANN-MARCUS HOMILY

Filed June 22, 1990
@ 10:38 a.m.

Tax & entry Paid	$50.50
State Pd 6/27/90	10.00
Pro Co. pd 1/7/92	9.00
User Fee pd. 1/7/92	5.00
Pro Co Pd 1/28/92	8.00

DIVORCE COMPLAINT

2 copies (atty).

June 27, 1990 Certificate Of Service filed. ON June 26, 1990 I mailed a certified ocpy of a Divorce Complaint in the above captioned matter by certified mail No. P 899 145 455 Return Receipt Requested, Restricted delivery, postage prepaid, to the Defendant, Anil Neimann-Marcus Homily, addressed as follows:
Anil Neimann-Marcus HOmily, 31 Lincoln AVenue, Montrose, PA 18801,
The receipt for Certified Mail is attached hereto and marked "Exhibit A".
I make this statement pursuant to 18 PA. C.S. Section 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute. Tamera Ochs Rothschild

July 3, 1990 Affidavit Of Return Of Service By Mail filed. On June 26, 1990, I mailed a true copy of the Divorce Complaint in the above captioned matter by Certified Mail No. P 899 145 455 Restricted Delivery to the Defendant, Anil Neimann-Marcus Homily. Defendnat signed a return receipt upon delivery June 28, 1990. The receipt is attached hereto and marked Exhibit A.
I make these statements pursuant to 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute. Tamera Ochs Rothschild

Dec. 12, 1991 Plaintiff's Affidavit Under Section 201(d) (Now 3301(d)) of the Divorce Code filed.

Dec. 12, 1991 Certificate of Service of Plaintiff's Affidavit Under Section 201(d) (now 3301(d) of the Divorce Code, together with NOtice of Intention to REquest Entry of Divorce Decree, and Defendant's counter-Affidavit, filed. (copies attached)

January 7, 1992 Upon Praecipe of Plaintiff attorney for Review Under Section 3301(d) of Divorce Code this case moved to Court.

Jan. 14, 1992 **D I V O R C E D E C R E E F I L E D .**

AND NOW, this 13th day of January, 19992, it is ORDERED, ADJUDGED AND DECREED that Ann Marie Homily, Plaintiff, and Anil Neimann-Marcus Homily, Defendant, are divorced from the bonds of matimony. No claims have been raised by the aprties to this action fro which a final order has not yet been entered.

BY THE COURT,
Gordon r. Miller, J

Jan. 28, 1992, Notice of Resumption of Maiden Name Upon Divorce filed.
To Be Known As: ANN MARIE FRANDENFIELD.

1990

Ruthanne Beighley

603.

DENISE A. CALLOWAY

vs.

JONATHAN BLAKE CALLOWAY

Filed June 22, 1990
@ 11:26 a.m.

Tax & entry Paid	$50.50
4 counts paid	60.00
State Pd 6/27/90	10.00
Pro co Pd 12/6/91	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS, AND EXPENSES, CUSTODY, PARTIAL CUSTODY, AND/OR VISITATION

1 copy (atty)

June 29, 1990 General Appearance filed. Enter my General Appearance in the above-entitled divorce action I hereby accept service of and acknowledge receipt of a copy of the oritianl Complaint in Divorce file din the above aciton.

Jonathan Blake Calloway

Jan. 18, 1991, Affidavit of Consent of plaintiff filed.

Jan. 18, 1991, Affidavit of Consent of defendant filed.

Dec. 4, 1991 Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Dec. 12, 1991 MEMORANDUM filed. This case is before the court on the plaintiff's praecipe to tramsmit the record for a final divorce decree. The record is being returned to the Prothonotary for further proceedings consistent with this memorandum.

The plaintiff's complaint filed on June 22, 1990 contains five counts, to-wit: divorce, equit. dist. alimony, alimony pendetne lite, etc. custody etc.

Counts two through five have not been withdrawn nor decided or disposed of by any court. To grant the divorce without disposing of Cournts two through five would be tenatamount to a bifurcation which the court is unwilling to do absent other proceedings.

Thus the plaintiff msut either (a) filed a motion for leave to withdraw counts two thru five and either obtian the written consetn of the dft. or give the dft. notice of the filing of the motion in the time required by local rules of court; (b) file an appropriate motion or petition for bifurcation; (c) move the matters posed in courts two through five for disposition in accordance with the rules; or (d) present an agreemnet of the parties disposing of the issued raised in courts two through five and request that said agreemetn be incorporated into the divorce decree.

BY THE COURT,
Gordon R. Miller, p.J.

Dec..12, 1991, copies mailed to Attys. Beighley and defendant.

Jan. 3, 1992 **D E C R E E F I L E D .**

1. **DIVORCE:** Upon consideration of the pleadings and affidavits filed in the above-captioned case, this Court hereby grants an absolute divorice from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of filing of the Complaint, and a Affidavit has been file dby each of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 3301(c) of the Pennsylvania Divorce Code.

2. **EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION: DIVISION OF DEBTS:** The marital property and debts of the parties shall be divided and distributed as follows:

a. **Tangible personal property:** The parties agree to release, remise and quit-claim all of his or her right, title and interest in and to the personal property, including cash and liquid funds, in the possession and control of the other party.

b. **Real Estate:** Parties hereby covenant and agree that the marital residence situate at 120 Mapleton Street, Jamestown, Crawford County, Pennsylvania shall hereafter belong solely outright and exclusively to the wife. Contemporaneously herewith the parties shall cause the deed from Jonathon B. Calloway and Denise A. callowway to denise A. Calloway to be recorded int he Office of the REcorder of Deeds of Crawford County, Pennsylvania.

The wife hereby covenants and agrees that she is taking said real estate subject to the purchase money mortgage and that she shall be solely and exclusively responsible for timely payment of said mortgage and does hereby indemnify and agree to hold harmless the husband form any and all claims or demands which may be made against him by reason of said mortgage.

c. Neither party shall make any further claims to the assets or property or property rights in the possession of or titled to the other party hereto.

3. **INVENTORY AND APPRAISEMENT, INCOME AND EXPENSE STATEMENT:** Neither party hereto shall be required to file an Inventory and Appraisement form, nor an Income and Expense Statement, as specified by the Pennsylvania Rules of Civil Procedure, as each has by eay of a separate agreement agreed to waive the filing of said documents by the other party hereto.

4. **CUSTODY:** Legal custody of the parties minor child namely; Matthew J. CAlloway, born March 31, 1986 shall be shared betweenthe parties and they shall contact each other and confer regarding any major decisions affecting the child. and shall notify each other of any sickness or important events regarding said child.

Primary physical custody of Matthew J. Calloway shall remain with his mother.

5. **ALIMONY:** The wife hereby covenants and agrees to waive any right to alimony. This is more fully set forth in a separate Settlement Agreement signed by these parties.

6. **PENSIONS:** The wife hereby convenants and agrees to waive any right to the husband's pension plan with his employer. This is more fully set forth in a separate Settlement Agreement signed by these parties.

7. **CONSENT BY PARTIES.** Denise Al Calloway, by her attorney, Ruthanne Beighley and Jonathan Blake Calloway, do hereby consent to the terms and conditions of this Divorce Decree.

This Order shall be effective as of this 3rd day of January, 1992.

BY THE COURT,
Gordon R. Miller, J

1990

Brian J. Lindsay

604.

M. Dan Mason

TRISHA FARNHAM

vs.

ERIC C. FARNHAM

Filed June 22, 1990
@ 12:12 p.m.

Tax & entry 7/13/90 $50.50 ✓
Sheriff's Costs 25.00
Pro Co Pd 7/13/90 - 9.00 ✓

7/13/90 # Recd 25.00 Sheriff's costs

7/13/90 Paid to Howard Stewart #25.00 Check #5746

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff
2 copies plff.

ORDER:

And now, this 22 day of June, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: temporary possesion of 448 Jefferson St., Meadville is awarded to Plaintiff. Defendant shall not go to that place except to pick up necessary clothes and personal items if he is accompanied by another adult and notifies the Plaintiff in advance.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for June 29, 1990, at 3:00 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

9. Defendant shall not contact Plaintiff.

BY ORDER OF COURT.
Gordon R. Miller, J

June 26, 1990 Sheriff's Return filed. SERVED Eric C. Farnham personally on June 22, 1990 at 3:45 PM at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers, Diane Severo, Deputy SHeriff
Howard N. sTewart, Sheriff

July 2, 1990 Order filed: AND NOW, June 29, 1990, at the time scheduled for hearing in this matter both parties appeared with counsel and agreed to some but not all matters. The Defendant, without admitting that he abused the Plaintiff, is willing to have an abuse Order entered against him, willing to allow the Plaintiff to continue to reside in the marital residence and willing to permit her to have possession of a 1981 Cutlass automobile. In all other respects, the issues raised at the hearing are disputed.

It is hereby ORDERED as follows:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff in any manner. The Defendant, except as herein after provided, shall not go to the marital residence from this moment forward.
2. The Defendant shall be permitted to go to the marital residence on Monday, July 2, 1990 at 2:00 p.m. for the sole purpose of picking up clothing and purely personal items. If the parties have a disagreement over which items he is entitled to (and there shall be no disagreement with respect to clothing which he is entitled to receive), those items shall remain on the property with the Plaintiff not disposing of them or destroying them in any way until there is an appropriate agreement or resolution on the items in dispute.
3. The Defendant shall pay support to the Plaintiff in the amount of $213.95 per week with the first payment commencing with the week of Juane 24, 1990, which said payment shall be made on or before the last day of each week, with the first payment to be made June 29, 1990 for the week commencing June 24, 1990. This temporary support Order is based upon the fact that the Plaintiff is not gainfully employed and the Court has attributed a net earning capacity to the Defendant of $2,300.00 per month which may be admittedly low. This temporary support Order shall remain in full force and effect until further Order of Court. Provided, however, if the Plaintiff does not petition for support under the provisions of 23 Pa. C.S. Chapter 43 (Relating to Support Matters Generally), this Order shall only remain in effect until July 6, 1990.
4. This Order may be enforced without warrant by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this Order shall be delivered to the police department in the jurisdiction in which the Plaintiff resides and to County Control.
6. This Order shall remain in full force and effect for one (1) year from this date unless modified or terminated by further Order of this court.
7. Costs of these proceedings shall be paid by the Defendant, which said payment shall be made to the Prothonotary no later than July 13, 1990.
8. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence up to six (6) months.

BY ORDER OF THE COURT,
Gordon R. Miller, J

July 5, 1990 Copies of order put in Attys Mason and Lindsay's boxes and copy given to Co. Control.

1990

Mary Ann Kirkpatrick

605.

ARTHUR H. ALLEN

vs.

CATHERINE OSBORN

IN RE:
CUSTODY OF ASHLEY ALLEN

Filed June 25, 1990
@ 8:56 a.m.

Tax & entry Paid 6/26/90 $50.50
John Fuller mediator

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, June 26, 1990 the parties herein, their counsel and the child are ordered to appear before JOHN FULLER, CHILD CUSTODY MEDIATOR, at such time and place as the Child Custody Mediator shall determine.

BY THE COURT,
P. Richard Thomas, J.

July 18, 1990 Affidavit Of Service filed. And Now, July 18, 1990, comes Jeremy A. Vitaro being duly sworn acco rding to law, deposes and sets forth as follows:

1. That he is the legal secretary of Attorneh for Arthur H. Allen, Plaintiff in the above-captiond matter.
2. That on information furnished him by the Plaintiff, he caused a certified copy of the Complaint in Custody to be forwarded by Certified Mail P 320 787 935; postmarked July 9, 1990, to the last known address ofthe Defnednat, Catherine Osborn, R.D. 8, Little Corners Road, Meadville, Pennsylvania 16335.
3. That the Defnednat, CAtherine Osborn, on July 10, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Jeremy a. Vitaro

July 20, 1990 Appearance of Northwestern Legal Services , by Gerald Sullivan, esq. for defendant filed.

1990

Gent, Gent, and Snyder
Michael D. Snyder

606.

THE FIRST NATIONAL BANK OF PENNSYLVANIA

vs.

STEPHEN C. ANDRE

Filed June 25, 1990
@ 11:28 a.m.

Tax & entry Paid $50.50
Pro Co Pd. 10/25/90 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

Aug. 28, 1990 Affidavit of Service filed. Michael D. Snyder, being duly sworn according to law, deposes and says that a true and correct copy of Complaint in Mortgage Foreclosure filed in the above captioned proceedings was mailed to the Defendant by certified mail on August. 15, 1990,evidence of which is attached hereto and marked Exhibit "A", in the form of a Receipt for Certified Mail identified as Article No. P 091 133053; and further that the Defendant in the above c aptioned proceedings received a true and correct copy of said Complaint on Aug. 21, 1990, evidence of which is attached hereto and marked Exhibit "B", in the form of a Return Receipt identified as Article No. P 091 133 053.

GENT, GENT AND SNYDER
By: Michael D. Snyder, atty.Plaintiff

And now, Oct. 25, 1990, upon praecipe of plaintiff attorney, at 3:45 p.m., Judgment of default is hereby entered in favor of plaintiff and against the defendant for failure to answer, in the sum of Thirty One Thousand One Hundred Fiorteen and 51/100 dollars (Prin. - $24,407.71; Int. to 9/30/90-$3,631.18; Late chgs-$144.79' Tax and Ins.-$195.83; Attys collection fee-$2,735.00)
Judgment entered-
10/25/90
A - 153

Debt ---$ 31,114.51
JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION 1990 - 100

1990

Federman and Phelan
Frank Federman

607.

FIRST FEDERAL SAVINGS AND LOAN OF ROCHESTER

vs.

RANDAL J. FELTON
R. D. #1
Saegertown, Pa. 16433

Filed June 25, 1990
@ 11:37 a.m.

Tax and entry paid $50.50
Sheriff's costs 25.00
Pro Co Pd 9/13/90 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)

July 9, 1990 Sheriff's Return filed: Served Randal J. Felton on June 27, 1990 at 9:40 A.M. by serving Janine Maricre adult person in charge of residence, R.D.#1, Box 732, Saegertown, Crawford County, Pa.
So answers, Howard N. Stewart, Sheriff

And Now, Sept 13, 1990 at 10:22 a.m., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of plaintiff and against the defendant for failure to file answer, damages assessed in the sum of Sixteen Thousand Five Hundred Fifty Eight and 49/100 Dollars with int. from 6/1/90 to 9/12/90 of $ 364.00 - total of Sixteen Thousand Nine Hundred Twenty Two and 49/100 Dollars.
Judgment entered 9/13/90 Debt - $16,922.49
JUDGMENT
F - 141 James F. Simmons, Prothonotary

Sept 18, 1990 notice of entry of judgment mailed to defendant.

EXECUTION 1990 - 85

1990

William F. Gorman 608.	THOMAS L. KOPTA AND KATHLEEN R. KOPTA, HIS WIFE vs. EARL A. JENNINGS, HIS HEIRS, AND ASSIGNS AND DOROTHY JENNINGS a/k/a DOROTHY M. JENNINGS, HER HEIRS AND ASSIGNS Filed June 25, 1990 @ 4:02 p.m. Tax & entry Paid $50.50 Sheriff's Costs 21.00	COMPLAINT - ACTION TO QUIET TITLE 1 copy (sheriff) July 10, 1990 Sheriff's Return filed. SERVED Earl A. Jennings personally on June 28, 1990 at 3:28 PM at his residence 274 Loomis Street, Meadville, Crawford County, PA. So answrs, Edgar D. Householder, Chief Deputy Howard N. Stewart, Sheriff

1990

William Walker

609.

IN THE MATTER OF:

MILDRED ULLIO

Filed June 26, 1990

PETITION FOR INVOLUNTARY INTERVENTION BY EMERGENCY COURT ORDER
Older Protective Srevices Act (35 P.S. Sections 10211-10224)

EMERGENCY ORDER FOR INVOLUNTARY INTERVENTION:
AND NOW, June 25, 1990 upon consideration of the foregoing petition, it is hereby ordered that Active Aging, Inc. shall provide the following protective services to MILDRED ULLIO and that such services shall be provided without her consent:

The state or local police, ac companied by a representative of Active Aging, Inc. are hereby authorized to forcibly enter the premises of the aforesaid older adult to enforce the terms of the order.

The terms of this order shall expire at 6/29/90 at 5 p.m. The court hereby sets June 28, 1990 at 4 p.m. Ct. Rm #1, as the time and place for a review hearing in the event of need for an emergency (additional) court order or continued court and protective services involvement or both. The court appoints William Walker, Esq. to represent the aforesaid older adult at said hearing.

BY ORDER OF THE COURT,
P. Richard Thomas, J.

June 26, 1990, copies to order to S. Hall and Wm. Walker, attys.

July 3, 1990 Order filed. AND NOW, June 28, 1990, this matter is before the Court, with the Court noting that Orders were entered under a Protection From Abuse Petition at A.D. 1989-439.

It now appears that Mildred Ullio has been transferred to Peaceful Rest Home because her daughter Sara contends she is no longer physically able to take care of her mother.

It appears that on or about September 14, 1989, a deed was executed by Mildred Ullio, placing sole ownership of the property in her daughter Sara Slater. It appears now that Mildred Ullio does not fully recollect the details of the transaction, but asserts that if the same did occur, the consideration for the transfer was the obligation of her daughter to care for her the rest of her life.

The daughter now apparently professes to Aging Caseworkers that her condition of health precludes her caring for her mother inn her own home. It further appears that Mildred Ullio's only income is Social Security in the amount of $492.00 per month and this Order shall be sufficient authority for the Social Security administration to change the mailing address of Mildren Ullio from 1370 Pennsylvania Avenue to the Active Aging Office, Inc., 1034 Park Avenue, Meadville, Pennsylvania 16335.

Attorney William Walker is directed to continue as counsel for Mrs. Ullio and is directed to file the necessary legal action attempting to restore title to the real estate in the name of Mildred Ullio. In this regard, the Prothonotary is directed to index this action as a lis pendens against Sara Slater concerning the property at 1370 Pennsylvania Avenue in the judgment index of Crawford County.

In the meantime, Mildred Ullio will remain in care at the aforesaid rest home, but the Court authorizes Active Aging to change her residence so long as they are satisfied she will receive adequate care and they may do so without obtaining further Order of court.

This matter is scheduled for review at 10:30 o'clock a.m., August 3, 1990 before the undersigned

S-151

BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

July 6, 1990 Copies of order put in Stephen Hall and William Walker's box.

Aug 8, 1990 Order filed: AND NOW, August 3, 1990, the matter is back before the Court for review. It appears Mildred Ullio is still under care at the Peaceful Rest Home and still desires to return to her residence in Kerrtown.

Counsel for Mildred Ullio, William L. Walker, advises the Court they filed an Equity Action at EQ 1990-12 seeking a declaration that the residence of Mildred Ullio which was conveyed to daughter Sarah be held in trust or reconveyed to Mildred Ullio. The time for filing an Answer to said Equity Complaint does not expire until August 9, 1990.

Attorney for Stephen Hall on behalf of Active Aging advises they are looking into the possibility of having son Melvin Hartele, Corneaut Lake, Pennsylvania, appointed as guardian of Mildred Ullio.

It appears that daughter Sarah Slater was at the Courthouse for this hearing together with Attorney Donald Lewis who may or may not be representing her but left before the hearing took place.

The Court DIRECTS that Mildren Ullio continue to be cared for at the rest home until further order of this court.

The Court declines to set a hearing for further review, but Attorney Hall or Attorney Walker may move the court to set a hearing with respect to the equity action or the proposed guardianship action any time they believe it appropriate to do so.

BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Aug 8, 1990 Copies of order put in Attys. Hall, Walker and Lewis's boxes.

Oct 5, 1990 Motion for Review Hearing and Order filed: AND NOW, this 5 day of October, 1990, upon consideration of the foregoing matter, a review hearing will be held in the above captioned matter to determine whether the court will vacate or modify the orders previously entered in this matter. The hearing will be held on the 16 day of Oct., 1990, in Courtroom 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania. 1:30 P.M.

Date: 10-5-90

BY THE COURT,
P. Richard Thomas, S. Judge

Oct 8, 1990 copies of order put in Atty Walker's box.

1990

Shafer, swick, Bailey
Irwin and Stack
James R. Irwin
Thomas, Truax , Spadafore, Vardaro, Walker
Anthony J. Vardaro
Jeffrey Millin
610.
~~Mary Ann Kirkpatrick~~ with drawn
Barbara J. Walton

CAROL A. BAKER

vs.

GORDON A. BAKER

Filed June 26, 1990
@ 3:01 p.m.

Tax & entry Paid	$50.50
1 count pd 6/26/90	15.00
State paid	10.00
1 count paid 7/12/94	**15.00**
state paid 7/12/94	**5.00**

COMPLAINT PURSUANT TO 301(a) OF DIVORCE CODE
NO FAULT DIVORCE UNDER 201(d), REQUEST FOR
EQUITABLE DISTRIBUTION UNDER 401(d) DIVORCE CODE

1 copy (atty)

June 26. 1990, Plaintiff's Affidavit Under section 201(d) of the Divorce Code filed. 1 copy (atty)

July 18, 1990 Affidavit Of Service filed. Vicki bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. vArdaro, Esquire, Attorney for Plaintiff in this action and certifies that on June 28, 1990 she sent a true and correct copy of the Consolidated Complaint PUrsuant to §301(a) of the Divorce Code and Plaintiff's Affidavit Under §201(d) of the Divorce Code in this matter to Gordon A. Baker at R.D.#2 Conneautville, PA 16406 by certified mail, postage prepaid, return receipt requested, delivery restricted to addressee only, by certified mail No. P 276 618 655 which is attached hereto as Exhibit "A". Thereafter on July 2, 1990 it was returned to Anthony J. Vardaro, Esquire, return receipt card bearing the same number and signed by Gordon Baker said return receipt card being attached hereto as Exhibit "B". Vicki Bradshaw

July 27, 1990 Appearance of Mary Ann Kirkpatrick, Attorney for Defendant filed.

Dec. 20, 1991 Motion To Withdraw Appearance of Plaintiff Attorney and Order filed. AND NOW, this 20 day of Dec., 1991, upon consideration of the foregoing Motion, Anthony J. Vardaro, Esquire, is permitted to withdraw his appearance on behalf of the Pl aintiff, Carol A. BAker.

BY THE COURT,
P R Thomas, S.J.

Dec. 31, 1991 Copies of order put in box for Atty's Vardaro and Kirkpatrick

June 24, 1994 Appearance of Barbara J. Walton for Defendant Gordon a. Baker, filed.

June 27, 1994 Affidavit of Consent of Defendant filed.

July 12, 1994, Petition for Alimony, Alimony Pendente Lite, Counsel Fees, costs and Expenses filed.

July12, 1994, ORDER filed. AND NOW, this 12 day of July 1994, a hearing is set on Petitioners claim for temporary alimony, alimony, counsel fees, and expenses for the 9 day of August 1994 at 9:00 a.m. in c. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
P. Richard Thomas, P.J.

July 12, 1994, copies faxed to Attys. Irwin and Kirkpatrick.

Aug. 10, 1994 Motion to Continue and ORDER OF COURT filed. AND NOW, this 9th day of August, 1994, upon presentation of the Motion for Continuance by the Defendant, the hearing set on the Petitioner's claim for alimony, temporary alimony, counsel fees and expenses scheduled for August 9, 1994 at 9:00 a.m. is hereby continued until Sept. 20, 1994 at 1:30 p.m. in Courtroom #3.

By The Court:
Gordon R. Miller, J.

Aug. 10, 1994 Order Faxed to Attys. Walton and Irwin.

Aug. 11, 1994, Notice of Withdrawal of Appearance of Mary Ann Kirkpatrick, atty. for dft. filed.

Aug. 18, 1994 Affidavit Under Section 3301 (d) of the Divorce Code by Gordon A.Baker, Counter-Plaintiff, filed.

Aug. 18, 1994 Counter Complaint in Divorce Under Section 3301 (d), filed.

Sept. 22, 1994, Motion to Continue and Order filed. ORDER: AND NOW, this 21 day of Sept. 1994, upon presentation and consideration of the within Motion this hearing is rescheduled for the 9 day of Nov. 1994, at 9:30 a.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
Gordon R. Miller, J.

Sept. 22, 1994, faxed to Irwin aND Walton.

Nov. 14, 1994 ORDER filed. AND NOW, November 9, 1994, this confused cross divorce action is before the Court on a Petition for Alimony and Counsel Fees. It appears the parties jointly own a liquor license for a bar in Conneautville, Pennsylvania, but for reasons immaterial to the decision in this case, the closing of the sale of the bar has been inordinately delayed. The parties have reached a contract to sell the bar for some $86,500, and by written agreement, the parties have already agreed to an equitable distribution of the net proceeds arising from the sale of the bar.

It appears the matter of the transfer of the liquor license is in its final stages, and in the meantime, the wife plaintiff has filed a Petition for Alimony Pendente Lite and Counsel Fees in this case.

CONTINUED ON PAGE 60A

1990 TERM

Carol A. Baker
vs.
Gordon A. Baker

CONTINUED FROM PAGE 60
of Record
A. D. 1990 - 610

****

The wife has contracted lung cancer, and on recommendation of her doctor, no longer can devote the working time in operation of the bar she did in previous years. The divorce action has been protracted allegedly because there was an amicable reconciliation at some time.

In addition to operating the bar, the husband works for Meadville Forage and seems to agree that his net take-home pay per month is approximately $2,000. Either for assistance offered at the bar or in some form of a suppor tobligation, husband is currently paying wife the sum of $100 per week. There is some uncertainty and dispute about whether the bar is operating at a profit at this time, but the court is advised that revised tax forms show that in the 1993 calendar year, the bar operated at a profit of some $17,000.

The parties and their counsel agaree the factual situation is somewhat complicated and agrees that the Court can render a decision in this case based on informal input from counsel and the parties regarding income and needs of each party.

ACCORDINGLY, commencing with the week of November 13, 1994, the defendant husband will pay the wife $200 per week as alimony pendente lite. The Court notes a Guideline figure of $2,000 for husband and zero income for wife. On the request for attorney fees, an additional sum of $300 will be paid direct to wife on or before November 21, 1994, and a similar sum on or before December 21, 1994 to apply toward attorney fees, without prejudice to request additional attorney fees if this matter becomes protracted.

The parties mutually agree that this arrangement for alimony pendente lite will continue for a period of not more than 6 months. In the event that the sale of the bar is consummated within the 6-month period, either party may move the Court for consideration of the alimony pendente-lite and any additional counsel fee issues.

BY THE COURT,
P. Richard Thomas, S.J.

Nov. 14, 1994 copies dist to Millin & Walton
Nov. 17, 1994 copy Faxed to Irwin

Feb. 17, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 11/14/94. We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Anthony J. Vardaro, J

Date: February 13, 1998
Feb. 13, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

60
-b-

1990 TERM

1990

Ann Hansen Gamble

611.

R. Charles Thomas

7/30/90 Recd $17.00 From Plaintiff

7/30/90 Paid $17.00 To Howard Stewart, Sheriff GH 5526

JULIE TITUS

vs.

ROBERT CARMEN STEPHENS

Filed June 27, 1990
@ 9:32 a.m.

Tax & entry	Pd 7/30/90	$50.50 ✓
Sheriff's Costs		17.00
Pro Co	Pd 7/30/90	9.00 ✓

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

TEMPORARY ABUSE ORDER:

AND NOW, this 27 day of June 1990 upon review of the petiton of plaintiff, the court enters the following Temporary Order:

1. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

2. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for July 9, 1990 at 3:30 p.m. in Court-room No. 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Gordon R. Miller, Judge

Jul 9, 1990 Sheriff's Return filed: Before me, the under signed authority personally appeared Harry Holmwood, Deputy, who being duly sworn according to law, deposes and says that on the 28th day of June 1990, at 4:30 p.m., he served Petition for Protection from Abuse and Court Order filed at AD 1990-ttl, Crawford County, Pennsylvania, upon Defendant Robert Carmen Stevens at 12369 R.D.#1, Erie County, Edinboro, Pennsylvania by making known the contents thereof to Robert Carmen Stephens and handing to and leaving with him the certified copy of the Petition for Protection from Abuse and Court Order received from Crawford County.

H. Holmwood, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED Robert Carmen Stephens by deputizing the Sheriff of Erie County, Pa as per Affidavit of Service attached. Served: June 28, 1990.
So answers, Howard N. Stewart, Sheriff

July 13, 1990 Order filed. AND NOW, July 9, 1990, at the time scheduled for an abuse hearing, upon review ofthe allegations in the Abuse Petition and upon apparent admission by the petitioner, there is no basis to resolve the issue that concerns Julie Titus through an abuse proceeding. ACCORDINGLY, the petition is DISMISSED and the plaintiff is directed to pay the costs in this case in the amount of $76.50 within fifteen (15) days of being billed therefor by the Prothonotary.

It appears the real thrugst of the Abuse Petition and amplified in a Petition for Emergency Modification of a previous custody Order, which was filed this date at the time set for the Abuse Order, is an allegation that the minor children, aged four and six, are terrorized of being in the custody of their father. Julie Titus brings to court several witnesses who, if called upon would apparently testify to the upset condition of the children before and after visits with the father. HOWEVER, the Court lacks the time to take detailed testimony on this issue and to take said testimony would be unfair to the father as he would have little or no notice of the allegations and would lack the time to present or gather contrary testimony.

ACCORDINGLY, this matter is referred back to Custody Mediator William Pineo, with directions to hold a further conference, and if he believes psychiatric or psychological evaluation ofthe children is appropriate, he may order the same and divide the costs thereof between the parties as he deems appropriate.

In the event the parties reach an amicable agreement after mediation, the Custody Mediator may reduce the smae to writing for signature by the Court. If the parties cannot reach an amicable agreement on custody, the Court Mediator will enter such Temporary Order as he believes appropr-iate and forward the smae to the Court, and upon signing the same, either parj ty may take exceptions thereto and a full hearing will be scheduled before the Court.

BY ORDER OF THE COURT,
P. Richard Thomas, J

July 16, 1990 Copies of order put in R. Charles Thomas, William PIneo and County Control's box and copy mailed to Plaintiff and Ann Hansen Gamble

1990

Jack H. Kudzma

612.

Quinn, Gent, Buseck & Leemhuis, Inc.
John M. Quinn, Jr.
Meadville Medical Center

MacDonald, Illig, JOnes & Britton
Irving Murphy
John T. Arno, M.D.

Marsh, Spaeder, Baur, Spaeder & Schaaf
Will J. Schaaf
Brenda Hibbard

ALMA M. PARKER, ADMINISTRATRIX OF THE ESTATE OF DONALD W. PARKER, SR., DECEASED AND ALMA M. PARKER, INDIVIDUALLY

vs.

BRENDA HIBBARD, ADMINISTRATRIX OF THE ESTATE OF ALANSON ORRY HIBBARD, DECEASED, JOHN T. ARNO, M.D. AND MEADVILLE MEDICAL CENTER

COMPLAINT IN CIVIL ACTION

3 copies (atty)

July 11, 1990 Appearance of Quinn, Gent, Buseck & Leemhuis Inc. by John M. Quinn, Jr for Meadville Medial Center filed. (Jury Trial Demanded)

July 11, 1990 Appearance of MacDonald, Illig, Jones & Britton by Irving Murphy for John T. Arno, M.D. filed.

July 16, 1990, Preliminary Objections of Meadville Medical Center, Defendant, filed.

July 16, 1990 Upon praecipe of dft. Mead. Medical Center, preliminary objections placed on next argument list.

ON ARGUMENT LIST FOR AUGUST 1990

July 27, 1990 Complaint Reinstated.

Aug. 6, 1990 Order SEtting Argument Date filed. And now, August 2, 1990, arguemnt in the above matter is herjeby set for September 5, 1990, at 1:30 p.m., in Courtroom No. 1 of the Crawford County Courthouse, Meadville, Pennsylvania.

For The Court,
Imogene Yetman, C.A.

Aug.7, 1990 Copies to all counsel of record.

Aug. 10, 1990, Preliminary Objections of J. Thomas Arno, M.D. filed.

Aug. 10, 1990, Praecipe for Argument List filed. (argument now scheduled for Sept. 5, 1990 at 1:30 p.m.)

Filed June 27, 1990
@ 1:44 p.m.

Tax & entry Paid $50.50 ✓

Sheriff's Costs 58.50
Pro Pd 8/26/92 #5.00 ✓

Aug. 15, 1990 Sheriff's Return filed. SERVED Brenda Hibbard by Deputizing Sheriff of Erie County, Pa. as per his Affidavit of Service attached. Served: August 2, 1990
SERVED John T. Arno., M.D. on June 28, 1990 at 1:55 PM personally at his office, 149 N. Main St. MeaDVILle, Crawford Co. Pa.
SERVED.Meadville Medical Center on June 28, 1990 at 1:45PM by handing copy of Complaint to Molly Keenan, person in charge at 751 Liberty St. Meadville, Crawford Co. Pa.
So answers,

Edgar D. Householder, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Before Me, the undersigned authority, personally appeared Paul Greiner, Deputy who being duly sworn according to law, deposes and says that on the 2nd day of Aug. 1990 at 9:49 am , he served a Complaint filed at No. AD 612, 1990 ,Crawford Co Pa. upon defendant Brenda Hibbard at her place of employment, First National Bank, 717 State St., Erie Co. Erie, Pa. By making known the contents thereof to Brenda Hibbard and handing to and leaving with her the certified copy of the Complaint received from Crawford Co.

So answers ,

Paul Greiner, Deputy Sheriff
Robert N. Michel, Sheriff, Erie Co.

Aug. 15, 1990 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf, By: Will J. Schaaf, for Brenda Hibbard, filed.

Aug. 16, 1990 Motion for Continuance of Argument and Order filed. (Jury Trial Demanded) ORDER: And Now, August 16, 1990, argument in the above captioned matter heretofore set for September 5, 1990, is hereby continued to the October 29, 1990, argument list, at a time to designated on the printed list.

FOR THE COURT,
Imogene Yetman, Court Administrator

Aug. 20, 1990 Copies of Order mailed to Jack H. Kudzma, Irving Murphy, John M.. Quinn, Jr. and Will J. Schaaf, attorneys

Aug. 24, 1990 Preliminary Objections Of Brenda Hibbard, Aministratrix of the Estate of Alanson Orry HIbbard, Deceased filed.

On October 1990 Argument List

Nov 2, 1990 Order filed: AND NOW, November 1, 1990, the Court denies the Defendant Meadville Medical Center's Preliminary Objections, finding sufficient facts have been pled for the Defendant Hospital to prepare a defense.

Defendants Brenda Hibbard and Dr. Arno filed Preliminary Objections as to Subparagraph (1) of Pargraph (14), which they maintain is overly broad and would leave the door open for what otherwise could be new claims or legal theories which may be brought at a later time, after the statute of limitations has run. We concur and order Paragraph 14(1) to be stricken.

Defendant Arno filed Additional Preliminary Objections maintaining that all of Paragraph (14) is not sufficiently pled for a defense to be prepared and that all the averments in Paragraph (14) ar so general, new legal theories may emerge at a later time. We disagree, finding the facts are sufficient for the defense to know the nature of the claim in order for him to file a sufficient responsive pleading. Should the Plaintiff wish to later amend its pleadings and allege what may be a new or different legal theory, the Court will take a dim view on this issue, especially when Plaintiff's counsel as admitted that records have already been reviewed and he has, at this time, a firm grasp of the legal theories to be presented.

Dr. Arnor also maintains that negligence alleged against Dr. Hibbard and himself should be pled separately and not jointly, because the duty of care is different as to a general practitioner and a cardioligist. We find not merit in this argument. Dr. Arno may in his Answer and New Matter assert facts contrary to the Plaintiff's and aver that his duty of care was different than Dr. Hibbard's duty of care. Accordingly, we deny his Preliminary Objections as to this issue.

BY ORDER OF THE COURT,
P. Richard Thomas, Senior Judge

Nov 5, 1990 Copies of order mailed to Attys. Kudzma, Quinn, Murphy & Schaaf.

Continued on Page 62A

Nov. 19, 1990 Answer of brenda HIbbard, administratrix of the Estate of Alanson Orry Hibbard, deceased, filed.

Nov. 21, 1990, Answer of Defendant Meadville Medical center filed.

Dec.4, 1990, Answer of J. Thomas Arno, M.D. filed.

Dec. 6, 1990 Verification to Pleading of J. Thomas Arno, M.D. filed.

Mar. 13, 1991 Notice Of Service Of Interrogatories filed.

August 5, 1991 MOTION TO COMPEL and ORDER filed. AND NOW, to-wit, this 2nd day of Aug., 1991, upon consideration of the foregoing Motion to Compel, and it appearing after Hearing that said Motion should be granted pursuant to Rule 4019 of the Pennsylvania Rules of Civil Procedure,

IT IS ORDERED that plaintiff Alma M. Parker, Administratrix of the Estate of Donald W. Parker, Sr., deceased, and Alma M. Parker, individually (hereinafter "plaintiff Parker"), is hereby directed to serve full and complete Answeres to the Interrogatories to Plaintiff (First Set), with proper verification and without objections, within twenty (20) days of the date of this Order.

IT IS FURTHER ORDERED that plaintiff Parker is hereby directed to serve full and complete Responses to the Request for Production of Documents Directed to Plaintiff (First Set),without objections, and to provide all requirements documents to counsel for defendants John T. Arno, M.D. and Brenda Hibbard within twenty (20) days of the date of this Order.

IT IS FURTHER ORDERED that if plaintiff Parker fails to file timely and complete Answers to the Interrogatories to Plaintiff (First Set) and Responses to the Request for Production of Documents Directed to Plaintiff (First Set), all as disrected by this Order, the Court, upon further application and after notice to defendants John T. Arno, M.D. and Brenda Hibbard, Administratrix of the Estate of Alanson Orry Hibbard, deceased, may enter an Order imposing appropriate sanctions pursuant to Rule 4019(c) of the Pennsylvania Rules of Civil Procedure.

BY THE COURT,
P. Richard Thomas, S.J.

August 7, 1991 copies of order sent to Attys. Kudzma, Quinn, Murphy & Schaaf.

Mar. 23, 1992, Defendants' (Meadville Medical Center) Motion to Compel Production of Expert Reports and Motion for Sanctions, and Order filed.

~~ORDER: AND NOW, to-wit on this 23 day of March 1992, it is hereby ordered Adjudged and Decreed that the defendants Motion to Compel Production of Expert Reports is granted and the plaintiff is directed to produce the identity and opinion of any and all experts she intends to call as witnesses at trial, or rely upon in any way.~~

SEE ORDER,
PRT. (P. Richard Thomas,J.)

Mar. 24, 1992, copies to Attys. Kuszma, Quinn, Murphy and Schaaf.

Mar. 23, 1992, Plaintiff's Answer and New Matter to Motion to compel Production of Export Resports and Motion for San ctions filed.

March 25, 1992 ORDER filed. AND NOW, March 23, 1992, counsel for defendant Meadville Medical Center and Dr. Arno move the Court to compel counsel for plaintiff fo disclose the name of their expert. The posture of plaintiff's counsel is that he has received a consulting expert's opinion, but has not yet decided upon an expert who will testify at the time of trial. Plaintiff's argument is that they need the deposition of Dr. Arno for use in consultation and retaining an expert to testify at trial.

In order to expedite the discovery process, the Court directs as follows:

Plaintiff is granted permission to take the testimony of Dr. ARno at a date to be mutually agreed upon between counsel, but said deposition must be taken not later than May 11, 1992.

Counsel for plaintiff will advise all opposing counsel of the name and address of the exeprt he intends to call for trial not later than August 3, 1992 and provide them with a copy of the expert's report.

This case shall be ready for trial at the October Trial Term.

By Order Of The Court,
P. Richard Thomas, S. J.

March 27, 1992 Copy of Order to Attys. Jack Kudzma, John M. Quinn, Jr., Irving Murphy, Will J. Schaaf.

Aug. 26, 1992, Upon praecipe of plaitiff attorney, this matter is discontinued as to all defendants.

62
-b-

1990

1990

~~Barrett & Dratler~~
~~Bruce A. Barrett~~

613.

THOMAS CHARLES VATTER

vs.

HAZLE R. VATTER

Filed June 27, 1990
@ 3:41 p.m.

Tax & entry Paid $50.50
1 count paid 15.00
State paid 6/26/90-10.00
John Fuller, Mediator

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE
CUSTODY, AND VISITATION

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
You, Hazle R. Vatter, defendant have been sued in Court to obtain shared custody and liberal visitation of the child: Mark A. Vatter.

You are ordered to appear in person for a conference at such time and pla ce as may be set by JOHN FULLER, CHILD CUSTODY MEDIATOR.

If you fail to appear asprovided by this Order, an Order for custody may be entered against you or the ocut may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Association, Serv ice tothe Public Committee, c/o Prothonotary, Crawford CountyCourthouse, Meadville Pa. 16335, TeleP 814 724-3636.

Dated: June 27, 1990

BY THE COURT,
Gordon R. MIller, J.

Aug 10, 1990 Motion to Consolidate and Order filed: MOTION ALLOWED: August 10, 1990; by the court,
Gordon R. Miller, J

Aug. 10, 1990 Copies of order put in Attys. Barrett and Kirkpatrick's boxes.

(Consolidated with AD 1990-686)

Aug. 15, 1990 Motion for Withdrawal of Appearance of Bruce A. Barrett,attorney for Plaintiff and Order filed. ORDER: And Now, August 15, 1990, The above motion allowed.

Gordon R. Miller , J.

Aug. 17, 1990 Copies of order put in Attys. Barrett and Kirkpatrick's boxes.

Feb. 17, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 8/15/90 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Anthony J. Vardaro, J

Date: February 13, 1998

Feb. 13, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

Mary Ann Kirkpatrick

614.

Ferguson & Spataro
Douglas w. Ferguson

EMILIE R. McNAMARA

vs.

WILLIAM F. McNAMARA

Filed June 27, 1990
@ 4:16 p.m.

Tax & entry paid	$50.50
1 count paid	15.00
State pd. 6/27/90	10.00
Pro Co Pd 12/11/90	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

July 9, 1990 Affidavit of Service filed. And Now, July 9,1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Emilie R. McNamara, Plaintiff in the above-captioned matter.

2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 276 618 206; postmarked June 27, 1990, to the last known address of the Defendant, William F. McNamara, RD # 3, Box 290, Meadville, PA 16335.

3. That the Defendant, William F. McNamara, on June 30, 1990 personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against Defendant is therefore effected in accordance with PA. Rules of Civil Procedure.

Lisa M. Sherretts

July 25, 1990, Appearance of Ferguson & Spataro, by Douglas W. Ferguson, attorneys for defendant filed.

Oct. 12, 1990 Affidavit Of Consent of Plaintiff filed.

Dec. 7, 1990 Motion to Withdraw Counts and Order filed. AND NOW, this 7th day of December, 190, the within Motion is allowed.

By the Court,
Gordon R. Miller, J

Dec. 7, 1990 Copies of order put in Mary Ann Kirkpatrick and Douglas Ferguson's box.

Dec. 11, 1990 Affidavit Of Consent of Defendant filed.

Dec. 11, 1990 upon praecipe of plaintiff attorney, for review under Section 201(c) of the Divorce Code, this case moved to court.

Dec. 20, 1990 DIVORCE DECREE FILED.

AND NOW, December 18, 1990, it is ordered and decreed that Emilie R. McNamara, plaintiff, and William F. McNamara, defendant, are divorced from the bonds of matrimony.

BY THE COURT,

Gordon R. Miller, P.J.

1990

Halliday & Halliday PC
MIchael Halliday

615.

FREDERICK W. STUCKEY

vs.

JOYCE A. STUCKEY

Filed June 28, 1990
@ 10:45 a.m.

Tax & entry Paid $50.50
State pd. 6/28/90 10.00

Pro. Co. pd 2/7/95 $9.00

COMPLAINT IN DIVORCE

Aug. 6, 1990 Affidavittof Service filed. On this, the 2nd day of July, 1990, before me, the undersigned officer, personally appeared MICHAEL HALLIDAY, ESQUIRE, who being duly sworn according to law, deposes and states that the following facts are true and correct to the best of his knowledge, information and belief.

(1) That he is an attorney at law, authorized to practive law in the Commonwealth of Pennsylvania, with officers situate at 111 Church Street, Cambridge Springs, Crawford County,Pennsylvania 16403.

(s) That on July 2, 1990, he did forward to the Defendant, Joyce A. Stuckey, a certified copy of the Complaint to Confirm Custody as filed in this matter, by certified mail, restricted delivery, return receipt requested, addressed to Mrs. Joyce A. Stuckey, 8641 Wattsburg Road, Erie, PA 16509.

(3) That service of the Complaint has been effected by certified mail.

(4) That attached hereto is the return receipt showing the delivery date of July 10, 1990, executed by the Defendant.

Michael Halliday

Feb. 7, 1995 Affidavit of Consent by Frederick W.Stuckey, Plaintiff, filed.

Feb. 7,1995 Affidavit of Consent by Joyce A.Stuckey,Defendant, filed.

Feb. 7, 1995 Upon Praecipe of Michael Halliday,Esquire, Attorney for Plaintiff to transmit record,Case moved to Court.

DIVORCE DECREE FILED

Feb. 17, 1995 AND NOW Feb. 16, 1995, it is hereby ordered and decreed that FREDERICK W. STUCKEY, Plaintiff, and JOYCE A. STUCKEY, Defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

1990

Purcell, Nissley,
Krug & Haller
Leon P. Haller

616.

Lawrence A. D'Ambrosio

Plate, Shapira,
Hutzelman, Berlin
May Walsh & Brabender
Stephen Hutzelman

SHEARSON LEHMAN HUTTON MORTGAGE CORPORATION f/k/a SHEARSON/AMERICAN EXPRESS MORTGAGE CORPORATION

vs.

HERMAN HORSTMAN AND DOLORES A. HORSTMAN

Filed June 28, 1990

Tax & entry Paid	$50.50
Sheriff's Costs	27.00
Pro Co. pd 3/24/92	9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (sheriff)

July 12, 1990 Sheriff's Return filed. SERVED Dolores A. Horstman personally on July 5, 1990 at 1:18 PM by handing copy of Complaint to her at Sheriff's Office, Crawford County Courthouse, Meadville, PA
SSERVED Herman Horstman onJuly 5, 1990 at 1:19 PM by handing copy of Complaint to his Authorized AGent, DoloresA. Horstman, at Sheriff's Office, crawford County Courthouse, Meadville, PA
Signed Acceptance of Service attached.
So answers, Catherine I. Allen, Deputy Sher.
Howard N. Stewart, Sheriff

July 25, 1990 Defendants' Preliminary Objections To The Complaint filed.

Oct. 1, 1990, Upon praecipe of plaintiff attorney, preliminary Objections listed on next argument list.

ON NOVEMBER 1990 ARGUMENT LIST

Nov. 27, 1990, Upon praecipe of defendant attorney, preliminary objections withdrawn of record.

Nov. 27, 1990, Motion to Remove case from Argument List and order filed. ORDER: AND NOW, this 27 day of Nov. 1990, it appearing that the parties have reached an agreement disposing of the Preliminary Objections filed by defendants, It is hereby ordered that the argument on Defendants preliminary objections be removed from the argument list sc heduled for Wed. Nov. 28, 1990.
BY THE COURT,
P. Richard Thomas, S. J.
Nov. 27, 1990, copies of order to attys. Leon P. Haller and L. D'Ambrosio.(3 copies atty)

Apr. 12, 1991 Answer and New Matter filed.

July 22, 1991 Preliminary Objections filed.

July 22, 1991 Upon praecipe of Plaintiff Attorney the above captioned matter is placed on the next available argument list.

On August 1991 Argument List

Sept. 16, 1991 Memorandum and Order filed. AND NOW, September 13, 1991, the plaintiff's motion to strike the defnedants' New Matter is granted.
The defendants are given leave of court to file an amended responsive pleading, if they so desire, within twenty (20) days form the date of this order.
BY THE JCOURT,
Gordon R. MIller

Sept. 16, 1991 Copies mailed to Atty's

Feb. 27, 1992, Affidavit of plaintiff filed.

Feb. 27, 1992, Motion for Summary Judgment filed.

Feb. 27, 1992, Upon pr aecipe of plaintiff attorney, above Motion is scheduled for hearing next argument court.

ON ARGUMENT COURT FOR MARCH 1992

March 24, 1992 Stipulation filed. COME NOW the parties hereto, by and through their counsel, and hereby stipulate that judgment in this action in mortgage foreclosure may be entered in favor of the Plaintiff and against the Defendants as follows:
The mortgage is in default due to the fact that mortgagors have failed to pay off the mortgage which was fully due and payable on Jan. 1, 1989 and the following amounts are due:

(a)	Unpaid principle balance	$50,000.00
(b)	Interest through 6/1/90	4,389.73
(c)	Late charges	101.29
(d)	Escrow deficit	0.00
(e)	Appraisal fee	100.00
(f)	5% attorney's commission	2,729.56
	TOTAL	$57,320.58

Together with interest at the rate specified in the mortgage after June 1, 1990 and other charges and costs to date of the Sheriff Sale proceedings.

Judgment
Barbara H. King,
Prothonotary

Interest through 6/1/90
Due 1/1/89
H-84,44
3-25-92 Notice mailed to defendant.

March 24, 1992 Non-Military Affidavit filed.

1990

Quinn, Buseck, Leemhuis, Toohey & Iroto,Inc.
Natalie Dwyer Haller

Marsh, Spaeder, Baur, Spaeder & Schaaf
Thomas M. Lent

617.

Knox McLaughlin Gornall & Sennett PC
Wallace J. Knox

JERRY GONGAWARE AND CAROL GONGAWARE, HIS WIFE

vs.

SEARS, ROEBUCK & COMPANY, SUNBEAM LEISURE PRODUCTS CO., SUNBEAM CORPORATION AND ALLEGHENY INTERNATIONAL, INC.

Filed June 28, 1990
@ 11:06 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	29.00
Pro Co pd 3-24-95	6.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff & atty)

Aug. 15, 1990Sheriff's Return filed. Before me, the undersigned authority, personally appeared Isenberg, who being duly sworn according to law, deposes and says that on the 16th day of July , 1990 at 11 am. he served a Writ of Summons, filed at No. 617 , 1990, County , Pa., upon defendant Allegheny INternational Inc. By making known the contents thereof to Barbara Osinski, and handing to and leaving with her the certified copy of the Summons received from Crawford Co.

Dan Isenberg, Dep. Sheriff
So answers, Eugene L. Coon, Sheriff, Allegheny Co

Before me, the undersigned authority, personally appeared Isenberg, who being duly sworn according to law, deposes and says that on the 16th day of July, 1990 at 12PM he served a srit of Summons at No 617, 1990, Allegheny Pa. upon defendant Sunbeam Corp. at C.T. Corp Systems , Oliver Bldg. Mellon Square, 15222.
By making known the contents thereof to Susan Bamford and handing to and leaving with her the certified copy of the Summons received from Crawford Co.

Dan Isenberg,Dept. Sheriff
So answers Eugene L. Coon, Sheriff, Allegheny Co

SERVED AND MADE KNOWN TO Sears Roebuck & Co. Defendant Co. by handing a true and attested copy of the within Summons/Cpmplaint, issued in the abpve captioned matter on July 9, 1990, at 10:00 o'clock am. at 123 S. Broad St., in the County of Philadelphia, State of Pa. to Ms. Chambers, agent or person for the time being in charge of defendant's office or usual place of business.

SERVED Sears, Roebu ck & Co. by deputizing Sheriff of Philadelphia Co., Pa. as per his Affidavit of Service attached. Served: July 9, 1990.
SERVED Sunbeam Corp. by deputizing Sheriff of Allegheny Co. Pa. as per his Affidavit of Service attached. Served :JULy 9, 1990.
SERVED Allegheny International, INC. by deputizing Sheriff of Allegheny Co. Pa. as per his Affidavit of Service attached. Served: July 16, 1990.
So answers, Howard N. Stewart, Sheriff

Aug. 27, 1990, Appearance of Knox McLaughlin, Gornall & sennett, P.C., attorneys for defendants, filed.

Aug. 27, 1990, Upon praecipe of attorneys for defendants, Rule entered upon plaintiff to file Complaint, issued. (3 copies-Atty. Knox)

Aug. 28, 1990 NOtice of Service of Request for Production to Plaintiffs filed. (First Request)

Aug. 28, 1990 Notice of Service of Interrogatories to Plaintiffs filed.(First Set)

Mar. 21, 1995 Upon praecipe of plaintiffs attorney the above matter is settled and discontinued of record.

1990

618.

Harry Faber White II

EDWARD STERNBY, AGENT FOR
GEORGE & DEBBIE DAY

VS.

TOM FIELLO

Filed June 28, 1990
@ 1:53 p.m.

Tax & entry Paid $50.25

Pro co. pd 8-17-90 9.00

APPEAL OF DEFENDANT FROM JUDGMENT OF
GEORGE HERZBERGER, DISTRICT JUSTICE 30-3-04

June 28, 1990, Rule entered upon plaintiff to file Complaint issued.

July 3, 1990, Proof of service filed.

And Now, August 17, 1990 @ 10:27 a.m. , upon praecipe of defendant's attorney, Judgment is hereby entered against the named plaintiff; Edward Sternby, for failure to file a Complaint within 20 days after being ruled so to do.

"S - 55" Judgment of Non Pros
James F. Simmons, Prothonotary

1990

619. Harry Faber white II	ADVANTAGE AUTO STORE # 728 vs. BEN KIGHTLINGER d/b/a KIGHTLINGER'S AUTO BODY Filed June 28, 1990 @ 1:53 p.m. Tax & entry Paid $50.25	APPEAL OF DEFENDANTS FROM JUDGMENT OF HUBERT E. VOGAN, MAGISTERIAL DISTRICT 30-3-02 June 28, 1990 Rule entered upon plaintiff to file Complaint issued. July 3, 1990, Proof of Service filed.

1990

Arthur M. Feld

620.

R. Charles Thomas

OLD GUARD MUTUAL FIRE INSURANCE CO.

vs.

DENNIS & JANE BUBNA

Filed June 28, 1990
@ 3:16 p.m.

Tax & entry Paid $50.25

APPEAL OF DEFENDANTS FROM JUDGMENT OF ROBERT J. LEONHART, DISTRICT 30-3-03

June 28, 1990 Rule entered upon plaintiff to file complaint issued.

July 6, 1990 Proof of Service filed.

July 26, 1990 Complaint filed.

Aug. 31, 1990, Answer of defendants filed.

1990

Robert A. Sambroak Jr.
Specter Law Offices

621.

William L. Walker

DEBRA RUNDELL

vs.

STATE FARM INSURANCE COMPANY

COMPLAINT

1 copy (sheriff)

(Jury of Twelve Demanded)

July 11, 1990 Sheriff's Return filed: SERVED State Farm Insurance Company on July 3, 1990 at 2:15 p.m. by handing copy of Complaint, Interrogatories & Request for Production, Inspection and Copying to Carla Jackson, Receptionist, at business, Conneaut Lake Road, Meadville, Crawford County, Pa.
So answers, Edgar D. Householder, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Filed June 29, 1990
@ 10:45 a.m.

Tax & entry Paid $50.50

Sheriff's Costs 33.00
Pro Co Pd 3/4/91 5.00

July 24, 1990, Appearance of William L. Walker, attorney for defendant, filed.

Aug. 24, 1990 Answer To Complaint filed.

Dec. 27, 1990 Notice Of Filing Answers To Interrogatories filed.

Feb. 27, 1991, Upon praecipe of plaintiff attorney, the above action is settled and discontinued of record.

1990

Jack, Kookogey & Felton
Robert J. Felton

622.

Bifulco, Bender, Scarpitti, Moore & McNair
William F. Scarpitti

5/24/91 Recd $166.45 From Plaintiff

7-1-91 pd. Co. Comm. #166.45 Ck #6295

Pd by defendant mediation pre-pd 6-26-92 $150.00

Pd dept Bd & med deposit Check 7196 141.00

KEVIN D. MUIR

vs.

DONNA HOLTZMAN

Filed June 29, 1990
@ 1:26 p.m.

Tax & entry paid $50.50 ✓
Bruce Smith-mediator

Mediation Cost	166.45
	9.00 ✓
Pro Se Pd 5/24/91	
Sheriff's costs	32.95
Pro Se Pd 12-15-92 Ck#7223	9.00
John Fuller Mediator	100.00

COMPLAINT FOR SHARED CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER: AND NOW, this 29 day of June 1990, upon presentation of the foregoing Complaint for Custody, the parties hereto and their respective counsel are ordered to appear before BRUCE L. SMITH, THE CHILD CUSOTDY MEDIATOR, who is hereby appointed in this case. The said parties and their respective counsel shall appear at such time or times that the Child Custody mediator shall hereinafter determine.

Gordon R. Miller,
J.

Sept. 12, 1990 Affidavit filed. I, ARTHUR F. NELLIS, III, of R.D.2, Box 154, Titusville, Pennsylvania, do hereby state that I am personally acquainted with the Defendant, DONNA HOLTZMAN. I personally saw Miss Holtzman in th ehome of her mother, Shirley Holtzman, R.D. 2 Harrison Road, Spartansburg, Pennsylvania, on Wednesday, August 1, 1990. I went to the residence to visit her brother, Pat Holtzman.

Arthur F. Nellis, III

Sept. 12, 1990 Affidavit filed. I, JEFF SCHLEY, of R.D. 2, Spartansburg, Pennsylvania, do her eby state that I am personally acquainted with the Defendant, DONNA HOLTZMAN. I personally saw Miss Holtzman in th ehome of her mother, Shirley Holtzman, R.D. 2, Harrison Road, Spartansburg, Pennsylvania, on Wednesday, August 1, 1990. I went to the residence to visit her brother, Pat Holtzman.

Jeff Schley

Sept. 12, 1990 Affidavit filed. I, Richard E. Lydick, of R.D. 1, Titusville, Pennsylvania, a duly licensed Constable of the Commonwealth of Pennsylvania, did serve a certified copy of the Complaint filed in this action on the Defendant, Donna Holtzman, by handing the same to her in person at her mother's, Shirley Holtzman's residence, R.D. 2, Harrison Road, Spartansburg, Pennsylvania, on Tuesday, July 24, 1990 at 2:12 P.M. On July 25, 1990 I attempted to serve a notice of the time and place of the Mediation Conference in this action on said Defendant at her mother's home. Her mother advised me that she had left the area. I did notice, however, the clothing of a young child drying on the clothes line in the rear of the house.

Richard E. Lydick

Sept. 12, 1990 Temporary Order of Court filed. AND NOW, this 11 day of September, 1990, after Mediation and upon recommendation ofthe Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Tyler B. Muir, age one, born August 24, 1989, the parties to this action, shall share legal custody of the said minor child. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the child held by a third party, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to the educational and relgious upbringing of the child, as well as elective surgery.
2. Primary physical custody of the child shall be shared by the natural mother and the natural father.
3. Beginning in 1991, the father shallhave custody of the child during the months of January, February, March, April , May and June of each year, and the mtoher shallhave custody of the child during the months of July, August, September, October, November, and December of each year. When the child begins school, primary physical custody shall be with the mother of the child, but the father shallhave temporary physical custody of the child during all non-school time from three days after the end of school through three days prior to the beginning of school during the months of June, July, and August of each year.

Additionally, the father shall have the opportunity to have the child with him during the Christmas vacation from one day after the vacation begins through one day before the vacation ends, if he is able to afford and provide transportation from the mothr's home to his home and return. The cost of transportaton and the duty to provide for it shall be the father's responsiblity in all transfers of custody. No provision for holiday visitation, except those holidays occurring during the time when each parent has the child, shall be made.

3. The parent having cusotyd of the child at any time shall notify the other parent as soon as possible in the event of injury or illness of the child requiring medical treatment.
4. Neither of the parents shalltake the child into any environment which might be commonly thought of as detrimental to his development or to the development of his character or which would be commonly thought of as dangerous to his physical person.
5. The parents are encouraged to discuss arrangements for physical custody of the child; and, if the parties mutually agree to an alternative arrangement to accommodate themselves and.or the child's schedule, they may adjust the physical custody arrangement accordingly and are encouraged to do so by mutual consent and agreement.
6. Each of the parents, any future stepparents, and grandparents will teach the child to devleop and display that love and respect due a parent, stepparent, or grandparent from his or her child, stepchild, or grandchild, and none of the parties involved will do or say anything to blacken the character of either parent, the stepparents, or the grandparents in the eyes of the child.
7. This Order shall not prejudice the right of either party to request a Mediation Conference if further Mediation would be in the best interest of the child or if there are changed circumstances in the lives of the parties or the child.
8. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either of the parents or the child, the subject matter of this matter so long as either of the parents or the child, the subjec tmatter of this action, resides in the Court's jurisdiction and for at least six months from the date of this Temporary Order.
9. The fee for the child Custody Mediator shall be paid in its entirety by the plaintiff father.
10. This Order shall be a Temporary Order, but shall become a permanent Order unless exceptions are filed by either party within thirty days from the date of this Temporary Order.

BY THE COURT:
P. Richard Thomas, J

Sept. 17, 1990 Copies of order mailed to Atty. Felton & Smith, Plaintiff and Defendant.

May 7, 1991 Petition For Contempt and Order filed. AND NOW, this 7th day of May, 1991, upon presentation and consideration of the within Petition for Contempt, the Respondent, DONNA HOLTZMAN, now by marriage, DONNA H. GRAY, is hereby ordered and directed to immediately give Petitioner custody of the parties minor child, Tyler B. Muir, and the Sheriff of Crawford County and/or the Corry Barracks of the Pennsylvania State Police are divorced to serve a copy of this Order on the Respondent and effect the transfer of physical custody on May 7, 1991, as directed.

A Rule is hereby entered upon the Respondent to show cause, if any she has, as to why she should not be held in contempt of court. This Rule is returnable for hearing on the 10 day of May, 1991 at 3:00 o'clock p.m. in Court room 1 or 2 of the Crawford County court House, Meadville, pennsylvaia.

BY THE COURT,
P. Richard Thomas, S.J.

2 copies atty.

Continued on page 72A

1990

Kevin D. Muir

vs.

Donna Holtzman, now by marriage Donna H. Gray

Record continued from page 72

of record

A.D. 1990 - 622

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May 15, 1991 Order filed. AND NOW, May 10, 1991, the matter is before the Court on a Petition for Contempt file dby the plaintiff against the defendant/mother of their child born out of wedlock on August 24, 1989. A Custody Order was entered September 11, 1990, which essentially divided the custody of the child between the parents, with the father having the first six (6) months of each year and the mother having the last six (6) months of each year.

A Petition for Contempt was filed with this Court on May 7, 1991, alleging that the mother has remarried one Christopher Gray, who is in the United States Navy, stationed at Portsmouth, Virginia, and that the mother was temporarily visiting her mother, Shirley Holtzman, in Crawford County and that the father had been accorded a short visit with the child on May the 7th and was advised tha tthe mother would not comply with this Court's Order of September 11, 1990 and that she should not give rher address where she is residing with her husban din the State of Virginia with the child

This Court ordered a contempt hearing and service of the Petition and the Court Order for a hearin gthis date was serve dby the Sheriff of Crawford County upon the mtoher of the defendant, Shirley Holtzman, at the motehr's residence. Mrs. Holtzman advised the Sheriff that her daughter was temporarily away from the house and accepted service of the Petition and the notice for the hearin this date. The defendant/mother fails to appear at the hearing. The plaintiff father advises the Court that he was reliably informed by neighbors in the grandmother's neighborhood that the mother had returned to her mother's home shortly after service was made and that on the same date of May 7, 1991, she, her husband and the child were seen leaving the premieses in a car.

The Court believes the mother got service of notice of this hearing and has willfully and deliberately failed to appear to explain why she will not accord the father of the child the visits ordered by this Court. We find her in contempt, but withhold any punishment for said contempt and refer the mother to the appropriate Court in the State of Virginia, requesting their assistance in according to the father the visits ordered by this Court.

The Court notes that the mother filed a support action at Domestic Relations No. 1989-675 in the Domestic Relations Section of the Common Pleas Court of Crawford County, said Order requiring the father to pay support in the amount of $23.80 per week for the support of the child. This Support ORder is current, but the mother has advised the Domestic Relations Section that she will not disclose her address, and accordingly, the father continued to pay the support obligation, but the same is being held in escrow at the Domestic Relations Section.

This Order notes that the half year custody accorded each parent under this court's Order, that technicially, the father would not be entitled to custody of the child after the end of June, 1991. If the plaintiff begins a custody action in the State of Virginia, the Court believes the custody periods should be modified to accord the father the five months of visitation he has been deprived of in 1991, because of the failure of the mother to comply with this Order. This Court advises the mother that she must surrender the child forthwith to the father and either party may petition the Court for a hearing to re-establish a shared custody arrangement for the child.

The Court directs the Prothonotary to issue a Bench Warren for the arrest of Conna Holtzman, now Donna H. Gray, and lodge the same with the Sheriff of Crawford County, and the Sheriff is DIRECTED to execute the same any time they locate Donna H. Gray within this Court's jurisdiction.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

May 20, 1991 Copies of order to Robert Felton and Sheriff's Department.

May 31, 1991 Sheriff's Return filed. SERVED Donna H. Gray on May 7, 1991 at 3:15 PM by handing copy of Petition and Court Order to her Mother, Shirley Holtzman, at her residence, Harrison Rd., Rome Township, Crawford County, PA.
So answers,

Howard N. Stewart, Sheriff

JUne 17, 1992 PETITION TO STRIKE FINDING OF CONTEMPT AND REQUEST TO LIFT BENCH WARRENT and ORDER filed. ORDER: AND NOW, to-wit, this 17th day of June, 1992, in consideration of the foregoing Petition to Strike Findign of Contempt and Request to Lift Bench Warrant, it is hereby ordered, adjudged and decreed, that a hearing shall be held on the 13th day of July, 1992, at 2:30 p.m. in courtroom 1 or 2 of the Crawford County Court House, Meadville, Pa.

FOR THE COURT:
Imogene Yetman, Crt. Adm.

June 22, 1992 copy in box for R. Felton, mailed copy to W. Scarpiti, Jr.

June 26, 1992 Complaint for Custody and Order filed. AND NOW, to-wit, this 26 day of June, 1992, in consideration of the foregoing Complaint for Custody, it is hereby ordered, adjudged and decreed, that John Fuller, Esq., shall be appointed as mediator to hear and rule on the issue prayed for by the Plaintiff at a hearing to be later scheduled by said mediator. No mediation shall be held until after the hearing on the related Petition is held on July 13, 1992.

By the Court:
Anthony J. Vardaro, J

1 copy (atty); 1 copy (med)

June 6, 1992 ORDER filed. AND NOW, to-wit this 2nd day of July 1992 in consideration of the foregoing Motion a hearing shall be held on the matter on the 13th day of JUly 1992 at 2:30 p.m. in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

FOR THE COURT,
Imogene Yetman, Ct. Adm.

July 7, 1992 copy in box for R. Felton & mailed copy to Scarpitti

Continued on Page 72B

72
B

1990

Kevin D.Muir
vs.
Donna Holtzman, now by marriage
Donna H. Gray

CONTINUED FROM PAGE 72A
of Record
A. D. 1990 - 622

****

July 16, 1992 ORDER filed. AND NOW, July 13, 1992, at the time fixed for hearifng on the Defendant's Motion for Temporary Return of the Child, or in the Alternative, Temporary Placement of the Child in Foster Care and the Defendant's Petition to Strike the Finding of Contempt and Request to Lift Bench Warrant, both parties appeared in court with counsel and have entered into an agreement that will be temporary only until the outcome of the modification process that was begun on petition of the defendant and will soon be heard by a Mediator. Based upon said stipulation and agreement, it is ORDERED as follows:

1. This order will dispose of the two motions referred to above filed by the defendant.

2. The findings that the defendant was in contempt of court, which said finding was made by Judge P. Richard Thomas on May 10, 1991 will stand. HOWEVER, said finding shall not be used in evidence in any future custody proceeding involving teh child and these parties. The facts underlying and supporting that contempt finding may be used in a future proceeding provided those facts are admissible under the substantive and procedural law that applies. The only prohibition now applies to the finding itself.

3. The defendant shall pay the sum of $200.00 to apply to the plaintiff's costs and expenses, including attorney's fees, incurred in connection with the contempt proceedings, which said sum shall be paid at the rate of $50.00 per monthe on or before the last day of each month, commencing with the month of july, 1992.

4. Until further Order of Court, the defendant shall have the right to visit and take the child into her custody every third weekend, with the first weekend being the weekend of July 17 through 19, 1992 from 6:00 p.m. on Friday evening to 6:00 p.m. the immediately following Sunday evening. Said visitations shall take place at the defendant's mother's residence in Crawford County and the child will not be remove dfrom the jurisdiction of this Court, Crawford County, during those visitations.

5. The defendant shall within twenty (20) days from this date provide the following information to the plaintiff:

A) Her address in the United States, including any change of address that may occur in the future, which said change shall be given to the plaintiff within twenty (20) days after the change becomes effective.

B) The defendant's husband's Social Security Number.

C) Addresses and phone numbers of all of the defendant's close relatives that reside in Texas, Florida and South Carolina.

D) The defendant's current phone number and any changes within five (5) days after the changes take effect.

6. The maternal grandmother shall have the right to visit with the child for at least two (2) consecutive hours during the period of time that the child is residing with the plaintiff. The maternal grandmother and the plaintiff shall come to an agreement as to when those two hours shall be. Those visits shall be unsupervised and shall take place at the plaintiff's home or residence property.

7. The defendant shall be granted reasonable periods of time when she may contact her child by telephone, wherupon, the child shall talk to his mother in an uncensored atmosphere.

8. During all periods of time while the child is in the custody of the plaintiff, the child shall not be in any place where any salvage operation or work is being done unless the child is supervised. At no time shall the child be ina place of danger, whether supervised or unsupervised. The child shall not be in the garage or the salvage area at all, even if supervised.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

July 16, 1992 copies mailed to Attys Felton & Scarpitti

Nov. 24, 1992 ORDER filed. ANDNOW, Nov. 23, 1992, after mediation conference before John Fuller, Esq. and on agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Tyler Muir shall be shared between the mother and the father, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records and that each parent shall be entitled to take part fully in important decisions affecting the child such as the education, medical treatment and religious instruction of the subject child.

II. Physical custody of Tyler Muir shall be with him mother, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody every other weekend, from 7:00 p.m. on Friday to 7:00 p.m. on Sunday, beginning Nov. 13, 1992.

B. Holidays shall be defined as Christmas, Easter and Thanksgiving. Custody of the child shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the child shall be in the custody of the mother on the aforesaid holidays until 1:00 p.m. and in the custody of the father on the aforesaid holidays from 1:00 p.m. until 7:00 p.m.

C. The father shall also be entitled to have the child in his custody 2 days each week from 9:00 a.m. to 7:00 p.m. These days shall be as the parties agree and the father is directed to notify the mother at least the night before, of any request for a day visit.

D. Transportation of the child on weekends, holidays and day visits shall be provided by the father.

E. Neither mother nor father shall say or do anything in an attempt to turn the child against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents.

F. Neither mother nor father shall expose the child to any person or situation which may be harmful to the child's health or well being.

G. Both parents agree to inform the other immediately of any illness or injury regarding the child and both parents agree to furnish the other with a current telephone number.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within 30 days of the date hereof.

IV. Cost of the mediation conference will be paid by Crawford County. The Prothonotary of Crawford County is hereby directed to refund the deposit paid in advance by the Defendant, less the cost of the custody order.

Gordon R. Miller, P.J.

Dec. 2, 1992 copy to W. Scarpitti, R. Felton, Plf. & Dft.

May 10, 1996 Bench Warrant Returned, filed. (No Costs)

1990

Brian J. Lindsay

623.

HOWARD H. ENNIS

vs.

BARBARA D. ENNIS

Filed June 29, 1990
@ 1:30 p.m.

Tax & entry paid $50.50
state pd 6/29/90 10.00
ProCoPd 2-15-91 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

July 12, 1990 Appeptance of service filed. I hereby accept service ofthe Complaint in the above action. Barbara D. Ennis

Jan. 9, 1991 Affidavit of Consent of Defendant filed.

Jan. 24, 1991, Affidavit of Consent of plaintiff filed.

Feb 12, 1991 Upon Praecipe of Plaintiff's Attorney for Review Under §201C of the Divorce Code, this case is moved to court.

Feb. 21, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, February 20, 1991, it is ordered and decreed that Howard N. Ennis, plaintiff, and Barbara D. Ennis, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, P.J.

1990

Edward J. Hatheway

Brian J. Lindsay

624.

Northwestern Legal Serv.
R. Christopher Brode

Alan L. Pepicelli

#91.00 Paid by Plff. on 1/27/92 Mediation Costs

Pd 3-11-92
Craw. Co Comm.
Ch.#6700 91.00
Mediation

KENNETH BURNS

vs.

GLORIA BURNS

Filed June 29, 1990
@ 1:29 p.m.

Tax & entry Paid $50.50

William Pineo, Mediator 182.00
Pro Co Pd 1/27/92 #9.00

COMPLAINT FOR CUSTODY
1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Gloria J. Burns, defendant have been sued in court to obtain custody, of the children, Shaun Allen Burns and Melissa Ann Burns.

You are ordered to appear in person before Custody Mediator WILLIAM PINEO, at such time and place as the mediator may specify.

You are further ordered not to remove said children from this jurisdiction pending further order of court.

If you faIL TO APPEAR as provided by this order, anorder for custody may be entered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one go to or telephone the office set forth below to find out where you can get legal help.

Crawford county Bar Assoc. Ser. to the Pub. Comm.
c/o Prothonotary, courthouse, Meadville, Pa. 16335 814 333-1151

BY THE COURT,
Gordon R. Miller, J.

July 17, 1990 Verification of Service filed. I, BriaN J. Lindsay, do hereby verify that I am the atty. of record for above plaintiff and that as such I am authorized to make this verification; that I did on the 6th day of July 1990, send by Cert. Mail, addressee Only, Ret. Rec. REq. a true and correct copy ofthe custody complaint filed above; and that I did on the 10th day of july 1990 receive a duly executed ret. rec. dated July 9, 1990
Brian J. Lindsay, Esq. 7/13/90

Aug 31, 1990 Temporary Order : AND NOW, this 29 day of August, 1990, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of Shawn Burns is hereby awarded to his father, and custody of Melissa Burns is hereby awarded to her mother.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. The father shall have visitation and temporary physical custody of his daughter, Melissa, on alternate weekends, beginning with the weekend of August 31, from Friday at 5:30 p.m. to Sunday at 7:00 p.m. The mother shall have temporary physical custody and visitation with her son, Shawn, on alternate weekends, beginning with September 7, from Friday at 5:30 p.m. to Sunday at 7:00 p.m.

b. Each parent shall have the right to temporary physical custody and visitation of his/her children for two weeks each summer during which visitation does not need to be accorded to the other party. The parents shall meet during the month of May of each year to work out which two-week period each wants to select.

c. The parties shall provide themselves with telephones and the subject minor children shall have the right to telephone the parent not having physical custody at reasonable time and for reasonable lengths of time and such conversation will not be unreasonable monitored by the parent having physical custody.

4. Holiday visitation shall be arranged as follows:

a. The holidays to be observed are New Years Day, Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving, and Christmas. Holiday visitation shall be between the hours of 10:00 a.m. and 8:00 p.m. The father shall have visitation of the subject minor children for Labor Day, 1990, and the parties shall thereafter alternate the holidays.

b. The children shall spend Father's Day with their father from 10:00 a.m. to 7:00 p.m., and Mother's Day with their mother, during the same hours.

c. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which inpels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6. The father shall provide transportation necessary for the carrying out of the terms of this order. The mother shall reimburse him for one-half of his gasoline costs.

7. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

8. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or in the bedroom of the children.

9. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the law of Pennsylvania.

10. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

11. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so it that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Orde shall govern.

12. Either party may request a review of this Order two years from date hereof to make any adjustments.

13. Costs and fees of this Mediation, which are fixed at $182.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

14. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Gordon R. Miller, J

Sept 10, 1990 Copies of order put in Attys. Lindsay and Pineo's boxes and copies mailed to plaintiff and defendant.

Continued on page 74A

Kenneth G. Burns

vs.

Gloria J. Burns

Record continued from page 74

of record

A.D. 1990 - 624

****

Aug. 29, 1991 Petition For Special Relief and Contempt of Court and Orders filed. AND NOW, this 28th day of August, 1991, upon presentation and consideration of the foregoing Petition, KENNETH G. BURNS, shall have primary physical and legal custody of the minor child: MELISSA A. BURNS, Pending further Order of this Court.

BY THE COURT,
Gordon R. Miller, J

AND NOW, this 28th day of August, 1991, upon presentation and consideration of the foregoing Petition, a Rule is entered upon the Respondent to show cause, if any she has, why the prayer ofthe Petitioner for special relief adnthe imposition of sanctions for contempt should not be granted.

THIS RULE IS RETURNABLE on the 25 day of Sept., 1991, at 1:30 o'clock p.m. in Courtroom No. 1 or 2 ofthe Crawford County Court House, Meadville, PA.

BY THE COURT,
Gordon R. Miller

2 copies atty

Sept. 26, 1991 Order filed. AND NOW, September 25, 1991, at the time fixed for hearing in this matter, the petitioner appeared with his attorney, bu the respondent did not appear. The petitioner and his attorney believe that the respondent has been properly served with notice of this hearing. The petitioner desires to have custody of his two (2) children and to permit the respondent to have reasonable visitations provided the children are not in the company of the respondent's current boy friend.

ACCORDINGLY, It is ORDERED AS FOLLOWS:

1. Custody of Shawn Burns and Melissa Burns is here by awarded to the father until further Order of Court.
2. The mother shallhave reasonable visitation rights during which she may take the children with her, provided, however, that at no time while she is exercising her visitation rights shall the children be in the company of her current boy friend, Luke Schueble.
3. In the event that the respondent believes that her visitation rights should be set forth in more detail or in the event that she believes that she should regain custody of one or both of the children, she shall file a petition to modify a petition to modify this Order which said proceedings shall be processed through a custody mediator.
4. The petitioner is ORDERED and DIRECTED to file an appropriate proof of service signed by the independent adult individual who served the respondent with notice of this hearing, which said proof of service shall be filed with the Prothonotary no later than October 4, 1991 at 4:30 o'clock p.m.
5. The Court does not now dispose of the ocntempt of court petition at this time.
6. The respondent shall not take the children out of the City of Meadville without the express written consent of the petitioner or without an Order of Court.

BY ORDER OF THE COURT,
Godron R. Miller, P.J.

Sept. 30, 1991 Copies of order to Atty. Lindsay and Defendant

Sept. 27, 1991 Affidavit filed. I, Kenneth G. Burns, Plaintiff & Petitioner, do herby swear and depose that on the 29th day of August, 1991, on the sidewalk on the south side ofthe Meadville Market House, I did indentify Burns, Defendant & Respondent, and I did witness LeRoy Chaney deliver into the hand of Gloria G. Burns, a true and correct copy of this Court's Rule to Show Cause and Temporary Order of Custody and Plaintiff/Petitioner's Petition for Special Relief and Contempt of Court, and I did hear LeRoy Chaney read the Rule to Show Cuase directly to Gloria J. Burns.

And further your deponent saith not.

Kenneth G. Burns

Oct. 1, 1991 Certificate Of Service filed. I, LeRoy Chaney, Constable, do hereby certify that I did, o the 29th day of August, 1991, serve a true and correct copy of the Petition for Special Relief, with accompanying notice and Order, upon the Respondent by handing her a true and correct copy of same and reading the Rule to her. Identification was made of the REspondent to me by Petitioner and by Respondent's own acknowledgement that she was, in fact, the said Gloria J. Burns. Service was effected onthe sidewalk on the south side of the Meadville Market House, Meadville, Pennsylvania.

LeRoy Chaney, Constable

Mar. 16, 1992 ORDER filed. AND NOW, March 13, 1992 before the Court were all of the parties, except for that the Plaintiff was unrepresented, in a co mpanion abuse case, but not in this case.

It came to the attention of the Court, however, that the court order in this case entered Sept. 25, 1991 has not been followed in that custody of Melissa apparently has returned back to her mother, and that her mother lives with her boyfriend Luke Schaberl, who was prohibited in paragraph 2 of the Sept. 25, 1991 order from being in the company of the mother when the children were there.

The custody matter was not before the Court this time, except that there is reference to custody in the Protection from Abuse Order. The Court will not sort all of this out now, except to order as follows:

1. A true and correct copy of the order of September 25, 1991 is at this moment being handed to the Defendant Gloria J. Burns for her use and reference. She maintains she did not have a copy of that order prior to th is date, although the Plaintiff and his attorney dispute that.
2. Shawn Burns shall remain with his father until further order of Court either in a custody action or Protection from Abuse action.
3. Melissa Burns may temporarily live with her mother even though her boyfriend Luke Schaberl is present until further order of Court.
4. The Court may entertain these custody matters in the Protection from Abuse case that will be heard on March 20, 1992; or the Plaintiff Kenneth Burns may take appropriate steps to hold Gloria J. Burns in contempt of Court, at which time we will schedule a hearing; or Gloria J. Burns may take appropriate steps to seek modification of the prior order through the normal custody process.

The Court simply is preserving the status quo in what appears to be a confusing and angry situation.

5. The parties are advised that from this moment on, the court order of Sept. 25, 1991 except as modified by this order shall be followed in all respects without change.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Mar. 18, 1992 copy in box for B. Lindsay, mailed copy to Defendant

Continued on Pg. 74B

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B

1990

Kenneth Burns
vs.
Gloria J. Burns

RECORD CONTINUED FORM PAGE 74A
of Record
A.D. 1990 - 624

Mar. 20, 1992 Petition to Reschedule Hearing on Contempt, filed.

Mar. 20, 1992 ORDER filed. AND NOW, March 20, 1992, upon petition of the plaintiff a contempt hearing shall be held on Wed., March 25, 1992 at 1:30 P.M. in Courtroom No. 1 of the Crawford County Courthouse after the PFA hearing is held.

The defendant has the right to ask the Court for a continuance if she and her counsel believe that she has not had an adequate period of time to prepare for the contempt hearing in this matter.

BY THE COURT,
Gordon R. Miller, P.J.

Mar. 23, 1992 copy in box for B. Lindsay & C. Brode

March 31, 1992 ORDER filed. AND NOW, March 27, 1992, at the time fixed for hearing in this matter the Court spent two and a half hours attempting to settle this case apparently without success. Since it is at the end of the Court day we cannot begin a hearing at this time and accordingly this matter is continued.

A hearing in this case shall be held on Friday, April 10, 1992 at 9:00 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse.

Paragraphs 2, 3, 4 and 5 of the Order of March 13, 1992 entered in this case shall remain in full force and effect.

By Order Of The Court,

March 31,1992 Copies of Order to Attys. Brian Lindsay, Christopher Brode.

Apr. 13, 1992 ORDER filed. AND NOW, April 10, 1992, at the time fixed for hearing on the Plaintiff's petition for contempt, the petition is dismissed. The Court does not find the Defendant in contempt even though she violated a portion of the Order, because we are not entirely satisfied that she actually received a copy of the Order.

Normally The Court would stop here, but there is an unresolved matter entering around where Melissa Burns lives. In this case, this Judge ordered that Melissa live with her father on Sept. 25, 1991. However, another judge of this court in a Protection From Abuse Action, based upon the allegations that Mrs. Burnsmade, ordered that Melissa live with her mother, the Defendant.

The Court has held lengthy discussions with the children in camera in the presence of the attorneys for the parties at a former session when the Defendant was represented by counsel. While we are somewhat adverse to splitting siblings up, the Court believes that Shawn should live with his father and Melissa with her mother at this time.

Accordingly, it is ORDERED AS FOLLOWS:

1. Shawn Burns shall remain the custody of his father and Melissa Burns shall remain in the custody of her mother.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. The father shall have visitation and temporary physical custody of his daughter, Melissa, on alternate weekends, beginning with the weekend of April 10, 1992, from Friday at 5:30 p.m. to Sunday at 7:00 p.m. The mother shall have temporary physical custody and visitation with her son, Shawn, on alternate weekends, beginning with April 17, 1992, from Fridya at 5:30 p.m. to Sunday at 7:00 p.m.

b. Each parent shall have the right to temporary physical custody and visitation of his/her children for two (2) weeks each summer during which visitation does not need to be accorded to the other party. The parents shall meet during the month of May of each year to work out which two-week period each wants to select.

c. The parties shall provide themselves with telephones and the subject m inor children shall have the right to telephone the parent not having physical custody at reasonable times and for reasonable lenghts of time and such conversations will not be unreasonably monitored by the parent having physical custody.

4. Holiday visitation shall be arranged as follows:

a. The holidays to be observed are New Year's Day, Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving, and Christmas. Holiday visitation shall be between the hours of 10:00 a.m. and 8:00 p.m. The mother shall have visitation of the subject minor children for Easter, 1992, and the parties shall thereafter alternate holidays.

b. The children shall spend Father's Day with their father from 10:00 a.m. to 7:00 p.m., and Mother's Day with their mother, during the same hours.

c. The provisions of this paragraph shall take precedence over the other provisions of this Order relating to the custodual or visitation periods.

5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arrnaged, the party seeking cancellation or modification whall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her childrne.

7. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to be health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or in the bedroom of the children.

8. Any person transporting the children shall make sure that the seat blets or other restraints are used in accordance with the law of Pennsylvania.

9. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in apolite and respectful manner when in the children's presence and each party shall instruct his or her relative and friends to do likewise and also not to disparage the other party in the children's estimation..

10. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encourgage to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.

11. The Defendant shall maintain a stable household environment. Luke Schaberl shall n ot be living with the Defendant at any time when the children are in the Defendant's custody. Since Luke Schaberl may now live with the Defendant, this provision does not go into effect untl April 25, 1992.

However, Luke Schaberl shall not be at the Defendant's home next weekend, Easter weekend, when Shawn Burns is there.

12. Neither party shall take the children into bars, but may take the children into places such as the David Mead Inn or the Days Inn where alcohol or liquor may be served, provided they go to those facilities solely for the purpose of eating.

13. The Plaintiff shall not have any firearms in his possession or on his premises when the children are with him. The Plaintiff may keep a .410 shotgun on the premises provided that it is never loaded. That appears to be Shawn Burns' gun and may remain on the property provided it is not loaded.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Apr. 15, 1992 copy in box for C. Brode, W. Pineo. Mailed copy to Plf. and B. Lindsay

Continued on Pg. 74c

Kenneth G.Burns
vs.
Gloria J. Burns

CONTINUED FROM PAGE 74B
of Record
A. D. 1990 - 624

June 11, 1992 Complaint filed.

June 11, 1992 ORDER filed. AND NOW, June 10, 1992, the Plaintiff appears in Motion Court pro se with a handwritten petition which the Court takes to be a petition to hold the Defendant in contempt for violation of a custody order.
Apparently, that order was entered in April of 1992. Plaintiff's main complaint seems to be that the Defendant has one, Luke Schaberl,living with her in violation of Paragraph 11 of that order.
The Defendant apparently has not been served with a notice of this motion but the Court will set a hearing and the Prothonotary is directed to forward a copy of this order to the Plaintiff at his address at 55 William St. in Meadville and to Christopher Brode, Esq., the attorney for the Defendant. The Prothonotary should also attach a copy of Plaintiff's petition to the copy of the order supplied to Defend ant's attorney.
Hearing is therefore set for the lst day of July, 1992 at 1:30 p.m. in Courtroom No. 1. BY THE COURT:
Anthony J. Vardaro, J.

June 17, 1992 copy in box for C. Brode & Plf. (mailed copy)

July 10, 1992 Order Filed. AND NOW, July 1, 1992 after a formal hearing on the Plaintiff's petition for contempt, the Court believes that the Defendant did violate the court order ofApril 10, 1992 in one respect only; that is, that Luke Schaberl was present at her home on Easter weekend when Sean Burns was there. As to all other allegations in the Plaintiff's letter, the Court is not satisfied that those events, even if they occurred, amount to contempt of court, although they may be material in a modification proceeding.
The Court does not impose any punishment on theDefendant at this time sl long as she fully and completely complies with the order ofApril 10, 1992 in all respects and as modified herein. In the event tht she fully and completely complies with the order of April 10, 1992 as modified herein for the next six months, the contempt proceeding shall be dissolved automatically without any further action on the part of any party and no punishment will be imposed.
The Court adds to the order ofApril 10, 1992 by adding a condition that Luke Schaberl shall not be in the home of Defendant at any time when any of the children are in that home, either visiting or living.
BY ORDER OF THE COURT,
Gordon R. Miller,P. J.

July 10, 1992Copy of the Order to R. Christopher Brode, Esq. Plft, Atty. Pineo & Deft.

Nov. 9, 1993 Motion For Contempt of Court Order Hearing filed.

Nov. 9, 1993 ORDER filed. AND NOW, November 9, 1993, upon presentation and consideration of the foregoing petition (improperly referred to by the plaintiff as a motion) a hearing to determine whether or nto the defendant is in contempt of court is hereby scheduled for Nov. 22, 1993 at 1:30 o'clock p.m. in Courtroom No. 1 of the Crawford Co. Courthouse.
Service of the petition (motion) together with a copy of this order and the attached notice and order to appear shall be served in either of the following ways:
1. By the Prothonotary mailing the same to the defendant at the address listed on the petition by regular mail at least seven days prior to the date of the hearing; or
2. At the plaintiff's election in order to assure that there is no continuance under Pa. R.C.P. 1915.12(c) by the Sheriff of Crawford Co. making personal service on the defendant. In the event that the plaintiff desires to serve the defendant in this manner he shall notify the Prothonotary immediately after receipt of this order and he shall go to the Sheriff's office to give the Sheriff instructions on how to serve the defendant and make arrangements for the payment of the Sheriff's costs for service. If the plaintiff desires to serve the defendant in this manner he shall notify the Prothonotary and give the Prothonotary a written instruction that the Prothonotary need not send these documents to the defendant for the plaintiff desires service to be made by the Sheriff and will make the necessary arrangements himself to accomplish that type of service.

BY ORDER OF COURT
Gordon R. Miller, P.J.

Nov. 9, 1993 Copy of Order (2) to Plaintiff; Nov. 12, 1993 Copy mailed to Defendant, copy to Attys. Brode and Pineo.

Nov. 24, 1993 ORDER filed. AND NOW, Nov. 22, 1993, at the time fixed for the Contempt Hearing in this matter, the defendant appears in court with R. Christopher Brode, Esq. and indicated that she just received notice of the hearing this past Friday, Nov. 19, 1993, that she intends to hire another lawyer, William Gregg, Esq., and that she would like a continuance because she is not prepared to proceed. It appears that both of the subject children are now living with the plaintiff.
Accordingly, it is ordered as follows:
1. The hearing in this case is continued and shall be held on Tuesday, Dec. 14, 1993 at 9:30 o'clock a.m. in Courtroom Number 1 of the Crawford Co. Courthouse.
2. In the meantime, the defendant shall comply with paragraph 11 of the order of April 10, 1992 until this matter can be finally resolved. That is, when the children are with her, Luke Schaberl shall not be present.
3. Based upon the agreement of parties Melissa shall temporarily reside with her father and go to school in Meadville until the hearing on Dec. 14.

BY THE COURT,
Gordon R. Miller, P.J.

No. 29, 1993 Copies distributed to Attys. R. Chris Brode, Wm. Gregg and Plft.

Nov.22, 1993 ORDER filed. AND NOW, July 1, 1992 after a formal hearing on the Plaintiff's petition for contempt, the Court believes that the Defendant did violate the court order of April 10, 1992 in one respect only; that is, that Luke Schaberl was present at her home on Easter weekend when Sean Burns was there. As to all other allegations in the Plaintiff's letter, the Court is not satisfied that those events, even if they occurred,amount to contempt of court, although theymay be material ina modificationproceeding.
The Court does not impose any punishment on the Defendant at this time so long as she fully and completely complies with the order of April 10, 1992 in all respects and as modified herein. In the event that she fully and completely complies with the order of April10, 1992 as modified herein for the next six months, the contempt proceeding shall be dissolved automatically without any further action on the part of any party and no punishment will be imposed.
The Court adds to the order ofApril10, 1992 by adding a condition that Luke Schaberlshall not be int he home of the Defendant at any time when any of the children are in that home,either visiting or living.
BY ORDER OF THE COURT,
(Signed) Gordon R. Miller, P. J.

12-1-93 Copies dist. to Plft. & Brode.

Dec. 7, 1993 Appearance of Edward J. Hatheway,Esquire, Attorney for the Plaintiff Kenneth G. Burns, filed.

Dec. 8, 1993 Motion to Withdraw and ORDER filed. AND NOW, this 8 day of December, 1993, upon presentation and consideration of the foregoing Motion, said Motion is granted by the Court.

BY THE COURT:
Anthony J. Vardaro, J.

12-9-93 Copy of Order to Attys. Hatheway, LIndsay, Brode & Pineo.

Continued to Page 74 D

74
D

1990

Burns vs Burns AD 1990-624 Continued from Page 74 C

Dec. 16, 1993 ORDER filed. AND NOW, December 14, 1993, at the time fixed for hearing in this matter, Alan L.Pepicelli, Esquire, appears in person for the mother and indicated that he was just reatined yesterday, and that there is a possibility that the parties will settle their difference in this case. He makes an oral motion to continue this matter on behalf of the mother.

It is, therefore, ORDERED as follows:

1. The MOtion to Continue is granted and the hearing in this case shall be held on Thursday, January 27, 1994, at 1:30 o'clock p.m. in Courtroom No. 1 of the Crawford County Courthouse.

2. In the meantime,the Order of April 10, 1993 shall remain in full force and effect, subject to the following changes:

A) Until further Order of Court, Melissa Burns shall live with her father.

B) The father and mother shall come to an agreement that will afford the mother reasonable visitations in Shawn and Melissa during the Christmas 1993 season. The Court hoes that those children can spend part of Christmas Day with their mother, but that is not an Order. The parties shall attempt to resolve that on their own.

C)Luke Schaberl was forbidden from being present during a visitation in Paragraph 11 of the Order of April 10, 1992. That provision is suspended until the hearing on January 27, 1994. Therefore, his presence at the mother's home when the children are present shall not be considered to be a violation of the Order by itself, unless he engages in conduct that adversely affects the children.

D) The parties shall also agree to other reasonable periods of visitation such as alternating weekends.

BY THE COURT,
Gordon R. Miller, P. J.

12-16-93 Copies dist. to Hatheway & A. Pepicelli. 12-28-93 Copy of Order to Attys. Lindsay & Brode.

Jan. 11, 1994 Motion to Withdraw Appearance and Order filed. AND NOW, this 7th day of January, 1994 this motion is granted.

BY THE COURT,
Gordon R. Miller, J

Jan. 13, 1994 Copies of order to Atty's Lindsay, Hatheway and Pepicelli

Jan. 31, 1994 Motion to Withdraw Motion for Contempt of Court Order and ORDER filed. AND NOW, January 27, 1994, upon presentation and consideration of the foregoing MOtion toWithdraw Motion For Contempt of Court Order,the Plaintiff is granted leave to withdraw his Motion for contempt, and the originally scheduled hearing on this matter set for January 27, 1994 at 1:30 p.m. is hereby canceled.

BY THE COURT,
Gordon R. Miller, J.

2-2-94 Copy of Order to Attys. Lindsay, Hatheway & Pepicelli

1990

Ferguson & Spataro
John F. Spataro

625.

JAMES L. FIELD AND MILDRED A. FIELD

vs.

ROBERT E. KNUTH

Filed June 29, 1990
@ 3:39 p.m.

Tax & entry Paid $50.50 ✓
Pd. 7/2/90
John Fuller, Mediator

Pro Co. Pd 12/4/90 $6.00

COMPLAINT FOR GRANDPARENTS VISITATION AND PARTIAL CUSTODY WITH GRANDCHILDREN

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Robert E. Knuth, Defendant have been sued in court to obtain custody, partial custody or visitation of the children: Robert D. Knuth and Larissa L. Knuth.

JOHN FULLER, ESQ. has been appointed Child Custody Mediator and you are ordered to appear in person for a conference with the Child custody Mediator at suc h time and place as he directs. You are further ordered to bring with you the child if so requested by the Child Custody Mediator.

If you fail to appear as directed by the Child Custody Mediator or to bring the child, an order for custody, partial custody or visitation may be entered against your or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Assoc. ser. to the Public Committee, Prothonotary, Courthouse, meadville, Pa. 16335.
Tele: 814 724-4636.

BY THE COURT,
P. Richard thoms, J.

July 9, 1990 Affidavit of Service filed. I, JAMES WITHERS, CONSTABLE, the undersigned, being duly sworn according to law, depose an dsays that I served a true and correct copy of the Complaint for Grandparents Visitation and Partial Custody with Grandchildren file dby the Plaintiffs and certified by the Prothonotary of Crawford County, Pennsylvania, by personal service by handing said copy to the above named defnednat at his address of R.D. #1, Box 658, Saegertown, PA 16433, on July 2, 1990, at 8:15 o'clock p.m. James Withers

Dec. 3, 1990, Upon praecipe of plaintiff attorneys, the above action is discontinued of record.

1990

James L. Pazol

626.

HARVEY R. MORRISON AND
ALICE P. MORRISON,
HUSBAND AND WIFE
5507 Warren-Sharon Road
Vienna, Ohio 44473

vs.

RACHAEL J. CARPENTER
511 Cole Drive, Box 602
Meadville, Pa. 16335

Filed June 29, 1990
@ 3:48 p.m.

Tax & entry Paid $50.50
Sheriff's Costs 28.00
Pro Co. pd. 3-20-91 5.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

July 12, 1990 Writ Return filed. SERVED Rachael J. Carpenter personally on July 6, 1990 at 12:40 PM by handing copy of Summons to her at Sheriff's Office, Crawford County Courthouse, Meadville, PA
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 14, 1991 Please mark the above-captioned matter settled and discontinued of record.
James L. Pazol, atty,for plaintiff

1990

627.

ROBIN ANN MOSS

vs.

VERLIN GENE MOSS

Filed July 2, 1990
@ 9:13 a.m.

Tax & entry pd 7/16/90 $50.50 ✓
Sheriff's Costs 21.00
Pro Se Pd 7/16/90 9.00 ✓

7/16/90 Recd $21.00 From Defendant
7/16/90 Paid $21.00 To Howard Stewart, Sheriff
Ck # 5348

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

ORDER:

And now, this 2nd day of July, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petitio n.
2. Special Conditions:

Custody fo the child shall temporarily be with the plaintiff.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for July 13, 1990, at 3:30 p M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. MIller, J.

July 2, 1990 Sheriff's Return filed. SERVED Verlin Gene Moss, personally, with Protection From Abuse, on July 2, 1990 at 11:43 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers,

Catherine Allen, Deputy
Howard N. sTewart, Sheriff

July 18, 1990 Order filed. AND NOW, July 13, 1990, both parties appear with counsel, entered into an agreement which forms the basis of this Court Order, all without an admission by the defendant that he engaged in abuse as defined by the Act.

In accordance with the agreement of the parties, it is ordered as follows:

1. The defendnat shall not assault, abuse, harass or threaten the plaintiff or the minor child named in the petition.
2. The defnednat will not go upon the residence of the plaintiff at any time except to pick up and return this child for periods when he has parital custody.
3. The defnednat shall have exclusive possession of the marital residence. The Plaintiff shall be permitted to go upon the marital residence on July 14, 1990 at 12:00 o'clock noon to pick up and remove her personal effects and the personal effects of the child.
4. Temporary custody of the minor child shall be shared between the p laintiff and the defendant with primary physical custody in the plaintiff. The defendnat shall have partial physical custody of the child every Monday, Wednesday and Friday commencing at 9:00 a.m. and concluding at 11:00 o'clock a.m. The defnednat shall have the responsibility of picking up the child and returning the child at these times. The child shall not be fed while the defnedant has partial custody. This is a temporary custody order with either par ty having the right to pursue custody or visitation matters de novo in accordance with the law and the rule sof Civil Procedure. Any custody or visitation order entered by a Court of competent jurisdiction after this date shall supersede this custody order.
5. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
6. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to County Control.
7. This order shall remain in effect for one year or until July 12, 1991 unless modified or terminated by further order of this Court. The defendant shall pay the record court ocsts forthwith.
8. The defendnat is reminded that this is an order of court and violation of this order may be punishable by a fine up to $1,000.00m and a jail sentence of up to six (6) months.

BY THE COURT,
Gordon R. Miller, J

July 23, 1990 Copy of order given to County Control and copies mailed to plaintiff and defendnat.

1990

Specter Law Offices
Robert A. Sambroak Jr.

628.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

MARYETTA BRINSON

vs.

RICHARD RAWLINGS

Filed July 2, 1990
@ 1:25 p.m.

Tax & entry Paid $50.50
Sheriff's Costs 27.00
Pro Co Pd 1/10/91 6.00

COMPLAINT IN A CIVIL ACTION

1 copy (sheriff)

(Jury Trial Demanded)

July 10, 1990 Sheriff's Return filed. SERVED Richard Rawlings personally on July 3, 1990 at 1:50 PM at his residence 954 C Street, Meadville, Crawford County, PA.
So answers, Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sher;iff

July 12, 1990 appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defnednat filed.

Aug. 27, 1990, Answer and New Matter of Richard Rawlings to Plaintiffs Complaint, filed.

Sept 11, 1990 Notice of Service of Reply to New Matter filed.

Sept 11, 1990 Reply to New Matter filed.

Sept. 20, 1990 Notice of Deposition of Richard Rawlings filed.

Sept. 26, 1990, Notice of Deposition of Maryetta Brinson filed.

Jan. 9, 1991, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record;

1990

Bettie J. Peterson-Muth
629.

MARY M. ROXBERRY

vs.

DONALD A. ROXBERRY

Filed July 2, 1990
@ 1:31 p.m.

Tax & entry Paid $50.50 ✓
Pro Co pd 12/9/91 9.00 ✓
State pd 12/9/91 10.00
Pro Co. Pd. 12/3/92 5.00

COMPLAINT IN DIVORCE

1 copy (atty)

July 26, 1990 Affidavit of Service filed. Bettie J. Peterson-Muth, Esquire, being duly sworn according to law, deposes and says that she is the attorney for Plaintiff, MARY M. ROXBERRY, and that she did mail a true and ccrrect copy ofthe complaint in divorce filed inthe above matter, by certified mail, restricted delivery, return receipt requested, to the defendnat, DONALD A. ROXBERRY, on July 11, 1990, at his last known address, R.D. $ Box 32A, Cochranton, Pennsylvania 16314. The signed receipt is attache dhereto as Exhibit "A" Betty J. Peterson Muth

Oct. 18, 1990 Affidavit Of Consent of Plaintiff filed.

July 17, 1991 Petition For Leave To File Amended Complaint In Divorce filed.

July 22, 1991 Order filed. AND NOW, this 18th day of July 1991, Plaintiff is hereby granted leave to file an Amended Complaint in Divorce which sets forth a cause of action for divorce pursuant to Section 201(d) of the Divorce Code.

BY THE COURT,
Gordon R. Miller, J

July 23, 1991 Copy put in box for Atty. Muth

July 30, 1991, Amended Complaint in Divorce Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Oct. 22, 1991, Plaintiff's AFfidavit Under Seciton 201(d) of the Divorce Code filed.

Dec. 5, 1991 Affidavit of Service filed. Bettie J. Peterson-Muth, Esquire, being duly sworn according to law, deposes and says that she is the attorney for the plaintiff, Mary A. Roxberry, and that she did personally serve a true and correct copy of the Amended Complaint in Divorce filed in the above matter on the defendant, Donald A. Roxberry, on August 26, 1991 at her offices at Star Route 27, Meadville, Crawford County, Pennsylvania 16335. Defendant was informed of the contents of the Amended Complaint in Divorce.

Bettie J. Peterson-Muth

dec. 5, 1991 Affidavit of Service of Intention To Request Entry of Divorce Decree and Defendant's Counter-Affidavit Under Section 201(d) of the divorce Code filed.

Dec. 5, 1991 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Dec. 10, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 9, 1991, it is ordered and decreed that Mary M. Roxberry, plaintiff, and Donald A. Roxberry, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

Dec. 3, 1992, Notice of Election to Resume Prior Name filed.
TO BE KNOWN AS: MARY M. CONSLA

1990

Edgar M. Snyder &
Associates, P.A.
Cynthia M. Danel

630.

BEVERLY L. KERR AND DAVID KERR

vs.

MADELYN BRENOT

Filed July 2, 1990
@ 1:37 p.m.

Tax & entry Paid $50.50 ✓

Sheriff's Costs 31.44
Pro Co Pd 9/25/90 6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

July 11, 1990 Writ Returned: SERVED Madelyn Brenot personally on July 10, 1990 at 12:03 p.m. by handing copy of summons to her at her residence, R.D.#1, Sugar Lake Road, Cochranton, Crawford County, Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept 24, 1990, Upon praecipe of plaintiff attorney this action is hereby marked settled and discontinued of record.

1990

Shafer, Swick, Bailey
Irwin & Stack
Paul D. Shafer, Jr.

631.

Thomas , Truax,Spadafore
Vardaro & Walker
By: Emil M. Spadafore, Jr.

Fuller, Kinnunen,
Petruso & Gamble
Gary A. Fabian
for dft. L. Lindstrom

Marsh, Spaeder,
Baur, Spaeder & Schaaf
Will J. Schaaf
Dr. Scott H. Bedwell

Dickie, McCamey, &
Chilcote, PC
Frank M. Gianola,
for dft. Randy R. Young

MacDonald, Illig, Jones
& Britton
J. Douglas Murphy
for add'l dft. Sullivan

Quinn, Gent, Buseck
& Leemhuis, Inc.
John M. Quinn, Jr.
for add'l dft. Mead. Med. Ctr

Grigsby, Gaca & Davies
PC Daniel P. Carroll
& Lynn E. Bell for
Diag. Medical Imaging Inc.
& Charles A. Young MD

HAROLD W. DELP, ADMINISTRATOR OF THE ESTATE OF ZENOBIA D. DELP, DECEASED AND HAROLD W. DELP, INDIVIDUALLY

vs.

RANDY R. YOUNG

Laurie Lindstrom, additional Defendant

Dr. William D. Sullivan, Dr. Scott H. Bedwell & Meadville Meical Center ~~Diagnostic Medical Imaging, Inc and Charles A. Young MD ,add'l dfts.~~

Filed July 2, 1990
@ 1:42 p.m.

Tax & entry Paid	$50.50
Sheriffs Costs	25.00
Sheriff's Costs	71.00
Sheriff's Costs	35.00
Pro Co pd. 4-8-92	5.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

July 16, 1990, Writ Returned. SERVED Randy R. Young on July 10, 1990, at 2:16 p.m. by handing copy of Summons to Donna Young his wife at their residence, R. D. #4, Centerville, Crawford County, Pa.
So answers, Robert M. Stevens, Dep. sheriff
Howard N. Stewart, sheriff

July 30, 1990 Complaint filed.

July 30, 1990 Certificate Of Mailing filed. I. Paul D. Shafer, Jr., attorney for the Plaintiffs in the above civil action dc her eby certified that I did on the 30th the day of July, 1990, send a true and correct copy of the Complaint by first=class mail, postage prepaid to Defendant at his last known residential address of R.D. #3, Centerville, PA 16404.
Paul D. Shafer, Jr.

Aug. 20, 1990 Answer Containing New Matter; and New Matter and Joinder of Additional Defendant, Laurie Lindstrom, under Rule of Civil Procedure 2252 (d) filed.

Aug. 22, 1990 Preliminary Objections filed.

Aug. 22, 1990 Certificate of Mailing filed.

Aug. 22, 1990 Praecipe for Placement on Argument list filed. (ARGUMENT LIST SEPTEMBER 1990)

1990 SEPTEMBER ARGUMENT LIST

August 31, 1990, Amended Answer filed. 1 copy (atty)

Sept. 26, 1990 Appearance of Dickie, McCamey & Chilcote, P.C. by Frank M. Gianola for Defendant filed.

Sept. 26, 1990 Upon praecipe of Defendant Attorney a Writ is hereby issued to join Laurie Sue Lindstrom, Dr. William D. Sillivan, Dr. Scott H. Bedwell and Meadville Medical center as Additional Defendants.

Oct. 11, 1990, Appearance of Fuller, Kinnunen, Petruso & Gamble, by Gary A. Fabian, attys. for defendant, Laurie Sue Lindstrom, filed.

Oct. 15, 1990 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Will J. Schaaf for Dr. scott H. Bedwell only filed.

Oct. 16, 1990, Notice of Service of Interrogatories upon atty. for dft, Frank M. Gianola, filed.

Oct. 24, 1990, UPon praecipe of attorneys for additional defendant, William D. Sullivan, M. D., rule entered upon defendant to file complaint, issued.

Oct. 24, 1990, Appearance of MacDonald, Illig, Jones & Britton, by J. Douglas Murphy, attorneys for additional defendant, William D. Sullivan, M. D. filed.

Oct. 26, 1990, Appearance of Quinn, Tent, Buseck, ang Leemhuis, Inc. by John M. Quinn, Jr. attorneys for additional Defendant Meadville Medical Center, filed.

Oct. 26, 1990 Upon praecipe of additional defendant, Meadville Medical Center, Rule entered upon defendant Randy L. Young, to file complaint, issued.

Oct. 31, 1990 Certification of Serving Rule upon Attorney Frank M. Gianola on the 29th day of October, 1990 filed.

Nov. 20, 1990, Upon praecipe of attorneys for Scott H. Bedwell, defendant, Rule entered on defendant Randy R. Young, to file Complaint, issued.

Dec. 17, 1990, Notice of Deposition of Custodian of Records for St. Vincent Health Center filed.

Dec. 20, 1990, Complaint to Join Additional Defendants filed. (Additional Defendants Dr. William D. Sullivan,Dr. Scott H. Bedwell and Meadville Medical Center)

Jan. 3, 1990 Preliminary Objections On behalf of Dr. William D. Sullivan, Dr. Scott H. Bedwell and Meadville Medical Center, Additional Defendants filed.

Jan. 3, 1990 Upon praecipe of Attorney Schaaf the above Preliminary Objections are placed on the next available argument list.

1991 FEBRUARY ARGUMENT LIST

Jan. 3, 1990 Writ Return filed. SERVED Laurie Sue Lindstrom personally on October 1, 1990 at 12:54 PM at her residence, R.D. #1, Box 648, Townline Road, Meadville, PA.
SERVED Dr. william D. Sullivan on October 1, 1990 at 10:00 am by serving his Office Manager, Bettie Beatty, at place of business, 751 Liberty St., Meadville, Crawford County, PA.
SERVED Dr. Scott H. Bedwell on October 1, 1990 at 10:16 AM by serving Laura Gregor, Secretary, at place of business, 505 Poplar Street, Meadville, Crawford County, PA.
SERVED Meadville Medical Center on October 1, 1990 at 10:10 am by serving Francis Payne, Director of Finance, 1034 Grove Street, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriiff
Howard N. sTewart, sheriff

Feb. 11, 1991 Verification of Randy R. Young to the Complaint to Join Additional Defendants filed.

Continued on Page 683

SEE VOL. 3

1990

Jeffrey K. Millin
Shafer, Swick, Bailey
Irwin & Stack
Paul D. Shafer, Jr.

632.

Gorr, Moser, Dell &
Loughney
Patrick J. Loughney

LAURIE S. LINDSTROM
now LAURIE S. BRAWLEY
vs.

RANDY R. YOUNG

Filed July 2, 1990
@ 1:42 p.m.

Tax & entry Paid $50.50 ✓
Sheriffs Costs 25.00
Pro Co Pd. 2/24/93 - 9.00 ✓
Pro. Co.pd 8/5/93 6.00 ✓

JURY TRIAL DEMANDED

✓ SUMMONS IN CIVIL ACTION

Issued (sheriff)

✓ July 16, 1990 Writ Returned. SERVED Randy R. Young on July 10, 1990 at 2:17 p.m. by handing copy of Summons to Donna Young his wife, at their residence, R. D. #4, Centerville, Crawford County, Pa.
So answers Robert M. Stevens, Dep. sheriff
Howard N. Stewart, Sheriff

✓ Oct. 14, 1992 Complaint filed.

✓ Oct 19, 1992 Gorr, Moser, Dell & Loughney by Patrick J. Loughney for Defendant, filed.

✓ Oct. 19, 1992 ACCEPTANCE OF SERVICE filed. I accept service of the Complaint on behalf of the Defendant, Randy R. Young, and certify that I am authorized to do so. Patrick J. Loughney

✓ Oct. 19, 1992 NOTICE OF INTENT TO COMPLETE DISCOVERY PURSUANT TO LOCAL RULES, filed.

✓ Nov. 25, 1992 Answer and New Matter filed.

✓ **Nov. 30, 1992, Reply to New Matter of Defendant Randy R. Young filed.**

✓ Dec. 17, 1992 Response To Motion For Summary Judgment filed.

✓ Dec. 18, 1992 Motion for Summary Judgment and Order filed. AND NOW, December 17, 1992, the Prothonotary is directed to to place this matter on the next available argument list.
FOR THE COURT,
Imogene Yetman, Court Adminstrator

Dec. 24, 1992 Copy of Order to Attys.Millin, Shafer, Jr. Loughney.

ON JANUARY, 1993 ARGUMENT LIST

✓ Dec. 29, 1992 Certificate of Readiness for Placement on Civil Trial List filed.

1993 February Trial List

✓ Jan. 18, 1993 MOTION FOR SUMMARY JUDGMENT/REASSIGNMENT OF ARGUMENT DATE, filed. Argument in the above matter heretofore set for Feb. 11, 1993, is hereby reset for Jan. 25, 1993, at 2:30 p.m., in Courtroom 1, before Gordon R. Miller, P.J.
FOR THE COURT,
Imogene Yetman Crt. Adm.

Copies distributed by Crt. Adm. Office

✓ Jan.29, 1993 FACTS and ORDER filed. AND NOW, January 29, 1993 the defendant's motion for summary judgment is denied.

BY ORDER OF COURT
Gordon R. Miller, P.J.

Jan. 29, 1993 Copies of Order given to Attys. Jeffrey Millin, Paul Shafer; copy mailed to Attys. Patrick Loughney and John Williams.

Feb. 5, 1993 Pre-trial Order filed. (See paper filed.)

Feb. 8, 1993, Defendant Randy R. Young's Motion in Limine filed.

Feb. 8, 1993, Defendant Randy R. Young's Request for Voir Dire filed.

Feb. 8, 1993, Points for Charge filed.

Feb. 9, 1993 Plaintiff's Proposed Points For Charge filed.

Feb. 9, 1993 Exhibits filed.

Feb. 9, 1993 AND NOW February 8, 1993, 11:21 a.m. jury selected and sworn as follows:

1. Robert P. Baker
2. Kathleen J. Connor
3. Wanda J. Keag
4. Jeffrey Huth
5. David Heeter
6. Arthur Getchell
7. Earleen Biery
8. Janelle Marley
9. Sally Courtney
10. Marjorie J. Bowen
11. Richard Reaugh
12. Karen Peterson

Alternate - Linda Denison
Alternate - John W. Frye

twelve good and lawful persons who upon their solemn oath which they have taken and at least 10 of them say February 9, 1993 at 3:57 p.m. they find in favor of the plaintiff, Laurie S. Lindstrom now Laurie Brawley and against the defendant, Randy R. Young and award damages in the amount of $110,000.00.

Y-143

Wanda J. Keag, Foreman

Feb. 12, 1993 ORDER filed. AND NOW, Feb. 9, 1993 after the jury has rendered a verdict in this case in favor of the Plaintiff and agaisnt the Defendant in the amount of $110,000 the Court hereby molds the verdict in keeping with the understanding of the parties that the verdict would be reduced by $15,000 representing first party benefits tht the Plaintiff is entitled to receive under the Motor Vehicle Financial Responsibility Law; that is, $10,000 on medical expenses and $5,000 on lost wages.

Accordingly, the verdict of the jur is hereby molded and shall read as follows:

A verdict is hereby rendered in favor of the Plainitiff o fLaurie S. Lindstrom now Laurie Brawley and against the Defendant Randy R. Young in the amount of $95,000.

BY ORDER OF THE COURT
Gordon R. Miller, P.J.

Feb. 13, 1993 sent copies to Shafer & Mliiin, Feb. 19, 1993 sent copy to Loughney

Continued on Page 82A

LAURIE S. LINDSTROM, now
LAURIE S. BRAWLEY
vs.
RANDY R. YOUNG

CONTINUED FROM PAGE 82
of Record
A. D. 1990 - 632

****

Feb. 18, 1993 Bill of Costs per Local Rule L217A, filed.

Feb. 22, 1993 Exceptions to Plaintiff's Bill of Costs, filed.

Feb. 24, 1993, Praecipe for Entry of Delay Damages filed.

And Now, Feb. 24, 1993, at 10:47 a.m., upon praecipe of plaintiff attorney, for entry of Judgment upon the Verdict, Judgment Upon the Verdict is hereby entered in favor of plaintiff and against the defendant in the amount of Ninety Five Thousand and 00/100 Dollars plus legal interest from the date of the verdict plus costs.
Judgment entered - 2/24/93
Y - 143

JUDGMENT ON VERDICT
Debt - $95,000.00
Barbara H. King,
Prothonotary

Mar. 3, 1993, notice of entry of judg. to Atty. Loughney.

Feb. 11, 1993 Plaintiff's Motion for Delay Damages Pursuant to PARCP 23 filed.

Feb. 26, 1993 Order Filed. AND NOW, February 23, 1993, upon consideration of the plaintiff's motion for delay damages to which the defendant filed no answer it is ORDERED that damages for delay in the amount of$9,496.46 shall be added to the verdict in this action all as authorized by Pa. R.C.P. 238.

BY ORDER OF COURT,
Gordon R. Miller, P.J.

March 5, 1993 Copy of Order to Attys.Shafer, Jr. and Millin and Mailed to Atty. Loughney.

Mar.3, 1993 Motion to Strike Exceptions to Bill of Costs or in the Alternative, Motion to Dismiss Exceptions to Bill of Costs and Order filed. AND NOW, March 1, 1993, upon consideration of the foregoing Motion a Rule is hereby entred upon the Defendant to Show Cause if any he has why the exceptions which he filed to the Plaintiff's Bill of Costs should be stricken or in the alternative dismissed.
Returnable for Argument on the 16th day of April, 1993, in Courtroom No. 1, Crawford County Courthouse, Meadville, Pennsylvania, at 9:00 A.M.

Per Curiam,
BY: Gordon R. Miller

Mar. 8, 1993 Copy of Order to Attys. Shafer, Jr. & Millen & Atty. Loughney.

Apr. 29, 1993 Transcript of Proceedings of William D.Fritz, M.D. filed.

May 26, 1993, MEMORANDUM AND ORDER filed. ORDER: AND NOW, May 25, 1993, the defendant's exceptions to the plaintiff's bill of costs are approved in part and denied in part.
The following costs shall be taxed as costs in this case:

Fritz	$5.00
Conklin	101.70
Feely	9.20
Newhard	7.10
McClelland	9.20
Coblentz	7.10
ClaPPER	5.35
Anderson	5.35
Service	19.60
McCleary	51.25
total	220.85

BY ORDER OFTHE COURT,
Gordon R. Miller, p.J.
May 26, 1993, copies distributed to MIllin, Shafer, Williams, Loughney.

June 16, 1993 Petition for Reconsideraton of Decision Concerning Plaintiff's Bill of Costs, filed.

June 16, 1993 Order filed. AND NOW, June 15, 1993, upon consideration and review of the foregoing petition for reconsideration said petition is denied without further proceedings.

BY ORDER OF COURT
Gordon R. Miller, P.J.

June 23, 1993 copy to J. Millin, P. Loughney, J. Williams, P. Shafer

Aug. 5, 1993 Upon Praecipe of Paul D. Shafer, Jr. Esquire, the judgment satisfied in the above captioned case of record.

Ejectment on File Case A

1990

1990

Gifford, Lay and
Johnson
James P. Lay III

633.

ELAINE M. DILLAMAN AND
ROGER DILLAMAN, HER HUSBAND

vs.

RONALD M. VRABLIK, M.D.
A. O. HIBBARD, M.D. AND
MEDAVILLE MEDICAL CENTER

Filed July 2, 1990
@ 4:17 p.m.

Tax & entry Paid $50.50 ✓
Pro Co Pd 8/27/90 5.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Aug. 27, 1990, upon praecipe of plaintiff attorney, the above captioned matter is marked discontinued of record.

Jan. 3, 1990 Writ return filed. Summons returned 1-3-91 to Prothonotary. No service instructions or costs receiveddby Sheriff's Office.
So answers, Howard N. Stewart, Sheriff

1990

634.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

JOSEPH TAGLIAFERRI
ROSE TAGLIAFERRI

Filed July 3, 1990
@ 11:37 a.m.

Pro simmons paid $9.00 ✓
plff on orig. 9.50
Satisfaction pd. 3/11/96 $5.00 ✓

AGREEMENT TO REVIVE

of

DSB 1986 - 767

Revival of Judgment indexed in favor of plaintiff and against the defendants in the sum of Six Thousand Dollars plus costs.
Debt -------$6,000.00
Dated ----- --
T - 91, 141 ------REVIVAL OF JUDGMENT
James F. Simmons,
Prothonotary

March 11, 1996 This Lien satisfied.
(see paper filed)

1990

Legal Services
Gerald Sullivan

635.

CINDY BOWSER

vs.

PATRICIA BOWSER AND WILLIAM BOWSER
AND
KENNETH ALBERT BEICH

Filed July 3, 1990
@ 2:18 p.m.

Indigent filing

John Fuller, mediator

COMPLAINT FOR CUSTODY

5 copies (atty)
1 copy (mediator)

ORDER OF COURT:

You, Patricia Bowser and William Bowser, and Kenneth Albert Beich defendants, have been sued in court to obtain custody of the minor child, Kenneth Lee Beich.

You are ordered to appear in person at the time and place selected by JOHN FULLER, ESQ. CUSTODY MEDIATOR.

If you fail to appear as provided by this order, and order for custody, partial custody, or visitation may be entered against you or the court may issue a warrant for your arrest.

The Crawford CountySheriff's Department is directed to serve a cert. copy of this complaint and order upon the defendants. In the alternative, this petition and order may be served by any competent adult or by cert. mail.

Plaintiff is allowed to proceed without payment of court reserving to the court the right to impose costs.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help. Ser. to the Public Committee, c/o Prothonotary, Crawford County Courthouse, Meadville, Pa. 814 724-4636.

Crawford County Bar Assoc.

BY THE COURT,
Gordon R. Miller, J.

July 3, 1990, Affidavit to Proceed In Forma Pauperis, Praecipe to Proceed IN Forma Pauperis filed.

1990

Bruce A. Barrett
Barrett & Dratler

636.

NORMAN JAMES HUMPHREYS

vs.

MARY FRANCES HUMPHREYS

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, CUSTODY, AND EQUITABLE DISTRIBUTION

1 copy (atty)
1 copy (mediator)

ORDER:

You, Mary Frances Humphreys, Defendant, have been sued in court to obtain custody of the children, William Humphreys and Sandra Rose Humphreys.

You re ordered to appear in person for a conference at such time and place as may be set by JOHN FULLER, CHILD CUSTODY MEDIATOR.

If you fail to appear as provided by this order, and order for custody may be entered against you or the court may issue a warrent for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Assoc. Ser. to the Pub. Comm.
c/o Prothonotary, crawford CountyCourthouse, Meadville, Pa. 16335.
Phone 814 724-4636.
Dated: July 3, 1990

BY THE COURT,
Gordon R. Miller, J.

9/26/90 Recd $90.00 From Plaintiff
Recd 10-2-90
$90.00
Vivian Stoltz

Filed July 3, 1990
@ 3:32 P.M.

Tax & entry Paid	$50.50 ✓
2 counts paid	30.00 ✓
State Pd. 7/3/90	10.00
John Fuller, mediator	
Mediation Costs	180.00
	9.00 ✓
Pro Co. Pd 1/8/91	9.00 ✓

July 23, 1990 Affidavit Of Service filed. BRUCE A. BARRETT, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the attorney for the Plaintiff in the above captioned action.
2. That a true and correct copy of the Complaint under Section 201(c) of the Divorce Code, Complaint for Custody and Equitable Distribution was sent by registered mail to the Defendant on July 18, 1990. The sender's receipt is attached hereto.
3. The registered mail was sen tto Mary Frances Humphreys, 404 Main Street, Linesville, PA 16424.
4. That the Defendant received said registered mail on July 19, 1990. Said receipt card number p. 966 074 382 is attached hereto and signed by Mary Frances Humphreys.

Bruce A. Barrett

Aug. 31, 1990 Order filed. AND NOW, August 29, 1990, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of William Humphreys and Sandra Rose Humphreys shall be shared between their father, Norman James Humphre ys, and their mother, Mary Frances Humphreys, that is, each parent shall be entitled full access to school records, medical records and other important records and each parent shall be entitled to tak epart in important decisions affecting the children such as the children's education, religious instruction and medical treatment.

II. Physical custody of William Humphreys and Sandra Rose Humphreys shall be with the father from August 13, 1990 until Sunday, August 26, 1990 when they shall be returned to the home ofthe mother. Thereafter, physical custody of the children shall be with the mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every weekend beginning Friday, August 31, 1990, from 5:00 p.m. on Friday until 5:00 p.m. on Sunday.

B. HOlidays shall be defined as Thanksgiving, Christmas and Easter. The parties shall share custody of the children on three aforementioned holidays andin the absence of an agreement to the contrary, the children shall be in the home of the mother on those three holidays until 1:00 p.m. and in th ehome of the fathe ron those three holidays from 1:00 p.m. until 7:00 p.m.

C. Beginning with the Summer of 1991 the children shall be in the home of the father from the end of the school year (approximately June 1st) until the beginning of the following school year (approximately September 1st). During the three Summer months, th emother shall be entitled tovisit and take the children into her custody every weekend from Friday at 5:00 p.m. until Sunday at 5:00 p.m.

D. Transportation of the children on weekend and holiday visits shall be equally shared between the mother and father with the person receiving custody providing transportation.

E. Neither mother nor father shall say or do anything in an attempt to turn the children against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude onthe part ofthe children towards both parents.

F. Neither mother nor fathe rshall expose the children to any person or situation which may be harmful to the children's health or well being.

G. Both parents agree to inform th eother immediately of any illness or injruy regarding onr or both ofthe children and both parents agree to furnishe the other with a current telephone number.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof.

IV. Cost of the mediation conference shall be equally divided with the father paying one-half of the cost thereof and the remaining one-half to be paid by Crawford County.

Gordon R. Miller, J

Sept. 4, 1990 Copies of order put in Bruce Barrett and John Fuller's box and copies mailed to Defendant and plaintiff

Dec. 31, 1990, Affidavit of Consent of defendant filed.

Jan. 8, 1991 Affidavit of Consent of Plaintiff filed.

Jan. 8, 1991 Upon Praecipe of Plaintiff Attorney for Review under §201(c) of Divorce Code, this case is moved to Court.

Jan. 8, 1991 Motion to withdraw equitable distribtuion and Order filed. And now, January 22, 1991 The Above Motion allowed. Gordon R. Miller, J

Jan. 24, 1991 Copy of order put in Bruce Barrett's box.

Jan. 23, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 22, 1991, it is ordered and decreed that Norman James Humphreys, plaintiff, and Mary Francis Humphreys, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

637.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

LOIS PATTERSON

Filed July 3, 1990
@ 11:36 a.m.

Pro Simmons paid $9.00 ✓
plff on orig 9.50
Pro Co. Pd. 6-28-95 $5.00 ✓

AGREEMENT TO REVIVE

of

DSB 1985 - 489

Revival of judgment indexed in favor of the plaintiff and against the defendant in the sum of Two Thousand Five Hundred Forty Four and 00/100 Dollars plus costs.

Debt ------$2,544.00
Dated ----------
P - 105 ----REVIVAL OF JUDGMENT
James F. Simmons,
Prothonotary

June 28, 1995 This Lien satisfied (see paper filed)

1990

638.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

JOSEPH L. BAYER

Filed July 3, 1990
@ 11:36 a.m.

Pro Simmons Paid	$9.00 ✓
plff on orig	9.50

AGREEMENT TO REVIVE

of

DSB 1985 - 797

Revival of Judgment indexed in favor of the plaintiff and against the defendant in the sum of Three Thousand Eight Hundred Twenty Three and 00/100 plus costs.

Debt ------$3,823.00
Dated-----
B - 94 ---REVIVAL OF JUDGMENT
James F. Simmons,
Prothonotary

Revived 7-28-95 & AD1995-760

1990

Shafer, Swick Bailey, Irwin & Stack
Louis J. Stack

639.

Randy M. Wisnouse

Kelly A. Tomblin

ARRO FORGE, INC.

vs.

PENNSYLVANIA ELECTRIC COMPANY

Filed July 5, 1990
@ 10:45 a.m.

Tax & entry Paid $50.50 ✓
Pro Co pd 2/13/91 30.00 ✓
Pro Co Ad 3/22/91 9.00 ✓

COMPLAINT

2 copies (atty)

✓ July 13, 1990 Acceptance Of Service filed. I, RANDY M. WISNOUSE, ESQ., accept service of the Complaint on behalf of the Pennsylvania Electric Company and certify that I am authorized to do so.
Date: 7/12/90 Randy M. Wisnouse

✓ July 31, 1990 Answer filed.

✓ July 31, 1990 Certificate of Service of Answer filed.

✓ Sept. 19, 1990 Motion For Summary Judgment filed.

✓ Sept. 19, 1990 Upon praecipe of Plaintiff Attorney the above captioned matter is placed on the next available arguement list

1990 OCTOBER ARGUMENT LIST

✓ Oct. 24, 1990, Appearance of Kelly A. Tomblin, attorney for defendant filed.

✓ Oct. 24, 1990, Certificate of Service of defendant of appearance and brief filed.

✓ Jan. 9, 1991 Motion For Leave Of Court To Submit Additional Authority filed.

✓ Jan. 9, 1991 Order On Motion For Leave Of Court To Submit Additional Authority filed. AND NOW, this 9th day of January, 1991, upon c;onsideration of the foregoing Motion, said Motion is denied.
BY THE COURT,
Gordon R. Miller, J

Jan. 9, 1991 Copy of order put in Louis Stack's box and copy of order mailed to Kelly Tomblin

✓ Jan. 11, 1991 Response To Plaintiff's Motion For Leave Of Court To Submit Additional Authority filed.

✓ Jan. 14, 1991 Response To Plaintiff's Submission Of Additional Authority filed.

✓ Jan. 14, 1991 Certificate Of Service filed.

✓ Jan. 14, 1991 Memorandum and Order filed. AND NOW, January 14, 1991, a motion having been made by Plaintiff for summary judgment in its favor and after hearing and on consideration of the pleadings, briefs and arguments of counsel, it is ORDERED that the Plaintiff's motion is granted.
Judgment is entered in favor of the Plaintiff declaring that it has the right, as a matter of law, to raise issues of negligence, by way of counterclaim, in the Defendant's action against i if for underpayment of back bills. The Plaintiff may raise allegations or negligence regarding negligent hookups of electric lines, misrepresentation of amount of electricity used, failure t to maintain and inspect lines, and breach of warranty. The Plaintiff is foreclosed, as a matter of law, at this point, from basing any cliams against the defendant on adequancy of service of a utility.
BY THE COURT,
Gordon R. Miller, J

Jan. 14, 1991 Copies to Attys. Paul Shafer (box) and Kelly Tomblin (mail)

Feb.8,1991@1:59p.mUpon Praecipe of Kelly A. Tomblin, Attorney for Defendant with Certificate of Service attached, judgment is hereby entered on the Order dated Jan. 14, 1991, so that an appeal may be taken in accordance with Rule 301 of the Pennsylvania Rules of Appellate Procedure.

Judgment entered 2/8/91
P-183

James F. Simmons,
Prothonotary

Feb. 13, 1991 Notice Of Appeal of Defendant To the Superior Court of Pennsylvania filed.

Mar. 20, 1991 Docket entries of Superior Court of Pennsylvania # 00428PGH91 filed

Aug. 21, 1991, Record returned from Superior Court of Pennsylvania filed.
Aug. 21, 1991, copy of acknowledgment mailed to Superior Court.

Aug. 21, 1991, ORDER certified from the record of Superior Court filed.
ORDER: August 19, 1991, praecipe for discontinuance, filed by appellant. (appeal discontinued)

1990

William J. Gregg

640.

Atty. for Commonwealth
William A. Kuhar, Jr.

IN RE:
LICENSE SUSPENSION OF
MICHAEL J. SMITH

Filed July 5, 1990
@ 10:58 a.m.

Tax & entry Paid $50.50 ✓

PETITION FOR APPEAL
FROM SUSPENSION OF OPERATING PRIVILEGES

2 copies (atty)

July 20, 1990, RE: PETITION FOR APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES - ORDER filed.

And now, July 5, 1990 hearing in the above captioned matter is hereby set for Oct. 23, 1990 at 9:30 a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

The Petitioner is directed to give the necessary notice to the Commonwealth of Pennsylvania.

BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

2 copies (atty)

Oct. 24, 1990 ORDER filed. AND NOW, Oct. 23, 1990, at the time the petition for appeal from suspension is before the Court, counsel for the Commonwealth and the Defendant advise the Court that the matter has been resolved as follows: The Commonwealth admits that notice required by 75 P.C.S.A. 1551 was not timely given and accordingly the suspension cannot be sustained. Accordingly, the Defendant's appeal is sustained and the Commonwealth Department of Transportation is DIRECTED to rescind the thirty (30) day suspension imposed in this case allegedly arising from a speeding violation occurring Aug. 18, 1989 in Montgomery County, Pennsylvania.

By Order Of The Court,
P. Richard Thomas, S.J.

Oct. 26, 1990 Copy of Order to Attys. William Gregg and William Kuhar, Jr.

1990

William J. Gregg

641.

Philip C. Ursu

Mason & Mason
M. Dan Mason

RON RONCAGLIONE, t/d/b/a
R, J. RONCAGLIONE
EXCAVATING

vs.

DONALD E. HUEY AND MILLIE
E. HUEY, HIS WIFE, AND
DONALD A. HUEY, t/d/b/a
DON HUEY HOME IMPROVEMENTS

Filed July 5, 1990
@ 11:01 a.m.

Tax & entry Paid $50.50

Sheriff's costs 92.00
Pro Co Pd 10/30/90 15.00

COMPLAINT

2 copies (atty)

Aug. 17, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Bryan K. Helman who being duly sworn according to law, deposes and says that on the 11th day of July, 1990, at 3:25 pm., he served Complaint Civil Action, filed at No. 641 - 1990, Crawfoord Co. Pa., upon defendant Donald A. Huey t/d/b/a Don Huey Home Improvements at 676 Old Route 119 North, North 4th St. Indiana, White Twp., Indiana Co., Pa. By making known the contents thereof to Shirley Booth, person in charge at time and handing to and leaving with her the certified copy of the complaint received
Crawford Co. Pa. Bryan K. Helman, Dep. Sheriff
So answers John R. Gondal,Sheriff, Indiana Co.

Before me, the undersigned authority, personally appeared K William Kelly wo being duly sworn according to law, deposes and says that on the 2nd day of Aug. 1990, at 9:00 P.M. , he served Complaint Civil Action, filed at No. 641-1990 Crawford Co. Pa., upon defendant Millie E. Huey, at Gypsy Montgomery Twp., Indiana County,. Pa. By making known the contents thereof to herpersonally and handing to and leaving with her the certified copy of the complaint re ceived
from Crawford Co. Pa. K. WilliamKelly, Dep. Sheriff
So answers John R. Gondal, Sheriff Indiana Co.

Before me, the undersigned authority, personally appeared K, William Kelly who being duly sworn according to law, deposes and says that on the 2nd day of Aug. 1990, at 9:00 P.M., he served Complaint Civil Action, filed at No. 641, 1990 Crawford Co. Pa., upon defendant Donald E. Huel, at Gypsy Montgomery Twp. Indiana Co. Pa. By making known the contents thereof to him personally and handing to and leaving with him the certified copy of the complaint received
from Crawford Co. Pa. K. William Kelly, Dep. Sheriff
So answers John R. Gondal, Sheriff, Indiana Co.

SERVED Donald E. Huey by deputizing Sheriff of Indiana Co. Pa. as per Affidavit of Service attached.
Served: Aug. 2, 1990.

SERVED Millie E. Huey by deputizing Sheriff of Indiana Co. Pa. as per Affidavit of Service attached.
Served: Aug. 2, 1990.

SERVED Don Huey Home Improvements by deputizing Sheriff of Indiana Co. Pa. as per Affidavit of Service attached.
Served: July 11, 1990.

So answers, Howard N. Stewart, Sheriff

Aug. 23, 1990 Appearance of Philip C. Ursu for Defendants filed.

Aug. 23, 1990 Answer and Counterclaim filed.

Sept. 19, 1990 Plaintiff's Answer To Defendant's Counterclaim filed.

Oct. 25, 1990, UPon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed: R. Charles Thomas, Ch.
Joseph W. Tinko
Terry Toomey

May 20, 1991, Certificate of Readiness filed.

ON OCTOBER 1991 TRIAL LIST

Oct 2, 1991 Appearance of Mason and Mason by M. Dan Mason, Esq, for Defendants Donald E. Huey, Millie E. Huey and Donald A. Huey filed.

Oct. 15, 1991 ORDER SETTING NONJURY TRIAL filed. AND NOW, Oct. 15, 1991, nonjury trial in this matter is hereby set for Dec. 4, 1991 at 9:00 A.M. in Courtroom 1 or 2.
FOR THE COURT,
Imogene Yetman, Court Administrator
Oct. 18, 1991 Copy of Order to Attys. Wm. Gregg and M. Dan Mason.

May 19, 1992 Memorandum and Order filed. An award is entered in favor of the plaintiff and against Donald A. Huey only in the sum of $4,006.00 with interest from March 14, 1990.
An award is entered in favor of the defendants Donald E. Huey and millie E. Huey onthe claim of the plaintiff against them.
An award is entered in favor of the plaintiff and against the defendant Donald A. Huey on the counterclaim.
Date: May 15, 1992 BY ORDER OF COURT,
H-46 Robert L. Walker, S.J.

July 10, 1992 Exhibits filed.

1990

Plate, Shapira, Hutzelman, Berlin, May, Walsh & Brabender
Stephen Hutzelman

642.

MARINE MIDLAND BANK

vs.

HELEN F. LANNING

Filed July 5, 1990
@ 11:19 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	29.48
Pro. Co. Pd 9-20-90	9.00
Pro Co. Pd 10-3-91	5.00

COMPLAINT

1 copy (sheriff)

July 12, 1990 Sheriff's Return filed. SERVED Helen F. Lanning on July 10, 1990 at 1:29 PM by handing copy of Complaint to Peggy Lanning, Daughter-in=Law and person in charge of residence, at R.D.#2 Centerville, crawford County, PA.
So answers, Robert M. STevens, Deputy Sheriff
Howard N. Stewart Sheriff

Sept. 20, 1990, 1:22 P.M., AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows:

Amount claimed in Plaintiff's Complaint	$2,048.48
Interest	0.00
Attorney's fees	409.70
TOTAL	$2,458.18

Plus court costs of record.
Dated: September 18, 1990

L-83
Judgment entered 9-20-90

Debt $2,458.18
Judgment
James F. Simmons, Pro.

Oct. 3, 1991 Upon praecipe of plaintiff attorney, the above captioned matter of record marked satisfied.

1990

R. Charles Thomas
643.
Natalie Dwyer Haller

ANTHONY MOTTILLO

vs.

~~KATULICH ENTERPRISE, INC.~~
Robert Katulich

Filed July 5, 1990
@ 11:49 a.m.

Tax & entry Paid $50.25 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
HUBERT E. VOGAN, DISTRICT MAGISTRATE

July 5, 1990 Rule entered upon Plaintiff to file Complaint issued.

July 5, 1990 Proof of Service filed.

July 25, 1990 Petition To Strike Appeal and Order filed. AND NOW, this 25 day of July, 1990, upon presentaton and consideration of the within Petition, a Rule is granted upon the Defendant, ROBERT KATULICH and/or KATULICH ENTERPRISES, INC. (President Robert Katulich) to show cause, if any he has, why the appeal filed in the above entitled case should not be stricken.

Returnable and for hearing on the 14 day of Aug., 1990, at 9:00 o'clock A.M., or as soon thereafter as the attenton of the Court may be had. In the meantime, all proceedings to stay.

BY THE COURT,
P. Richar dThomas, J

a copy atty.

Sept. 5, 1990 Motion To Amend Caption filed.

Sept. 5, 1990 Memorandum and Order filed. AND NOW, September 4, 1990, Plaintiffs' motion to strike is denied and Defendant's motion to amend the caption is granted.

BY THE COURT,
Gordon R. Miller, J

Sept. 5, 1990 Copy put in Atty Thomas box and copy mailed to Atty. Haller

1990

John R. Gavin

644.

Martin M. Scoratow

Thomas, Truax, Spadafore, Vardaro, Walker
Emil Spadafore

HELEN NIEDBALA

vs.

HERBERT RICH, d/b/a
HOUSE OF QUALITY

fore, V

Filed July 5, 1990
@ 12:25 p.m.

Tax & entry Paid $50.25
Arb. paid 12/4/90 15.00

APPEAL OF DEFENDANT FROM JUDGMENT OF RONALD A. COLE, SR., DISTRICT MAGISTRATE 30-0-6

July 5, 1990, Rule entered upon Plaintiff to file complaint issued.

July 5, 1990, Proof of SERvice filed.

July 18, 1990 Complaint filed.

July 30, 1990 Preliminary Objections filed.

Aug. 16, 1990 Plaintiff's Answer to Defendant's Preliminary Objections filed.

Aug. 16, 1990 Upon Precipe of Plaintiff's attorney , the above captioned action is places on the next Argument List.

1990 SEPTEMBER ARGUMENT LIST

Sept 7, 1990 Argument set for Oct 3 1990 at 1:30 p.m.

Nov. 1, 1990, Motion to Withdraw Preliminary Objections, and order filed. ORDER: AND NOW, Oct. 31, 1990, motion granted. FOR THE COURT,
P. R. Thomas, S.J.

Nov. 2, 1990, copies to Attys. Scoratow, Gavin and Spadafore.

Dec. 4, 1990, Upon praecipe of defendant attorney, for reference to the arbitrators, the following arbitrators are appointed: Theodore H. Watts, Ch.
Glenn Thompson
William Gregg

Dec. 14, 1990 Arbitrators take qualifying oath.

Mar. 28, 1991 Decision of Arbitrators filed in which they find in favor of plaintiff in the amount of Three Thousand Seventy-five and 00/100 together with interest and cost of suit.
H-86-186 DECISION OF ARBITRATORS
Mar. 28, 1991 Copy mailed to atty's Gavin and Scoratow and copy put in Atty. Spadafore's box.

1990

Stephen Hall,
solicitor for Active Aging
645.

Brian Lindsay
for W. Johnson

IN THE MATTER OF

WILLIAM JOHNSON

Filed July 5, 1990
@ 2:41 p.m.

PETITION FOR INVOLUNTARY INTERVENTION BY EMERGENCY COURT ORDER

EMERGENCY ORDER FOR INVOLUNTARY INTERVENTION:
AND NOW, July 5, 1990, upon consideration of the foregoing petition, it is hereby ordered that William Johnson shall remain in the Crawford Care Center during the pendincy of this order and it is further ordered that Dorothy Johnson be prohibited from removing or attempting to remove the aforesaid William Johnson from the Crawford Care Center durign the pendency of this order.
The Terms of this order shall expire at 1:00 p.m. July 9 1990. The court hereby sets July 9, 1990 at 9:00 a.m. as the time and place for a review hearing inthe event of need for an additional emergency court order or continued court and protective services involvement or both. The court hereby appoints BRIAN LINDSAY, ESQ. to represent the aforesaid order adult in any further proceedings with regard to this matter.

BY ORDER OF THE COURT,
P. Richard Thomas, J.

July 5, 1990, copies to S. Hall and B. Lindsay, attys.

July 10, 1990 ORDER filed. AND NOW, July 9, 1990, after hearing, the Court is satisfied that William Johnson could be returned to the care and custody of his wife at their residence providing the Court is assured of a plan that would augment the wife's care for her husband and would enablethe wife to have some time of her own out of the household when her husband does not have to accompany her. The Court notes that the wife has an admitted heart condition and the Court believes eith the husband's physical condition a stressful situation within the home easily develops and that supplemental assistance is necessary to assure his care if he is to be returned to the home.

The Court notes that at this time some friction has developed between the wife and the Office of Aging, and accordingly, the Court enters the folowing Order:

William Johnson shall remain in care at the Crawford County Care Center until further Order of this Court. The wife and the other persons responsible for removing his belongings from the home will return all belongings to the home by 5:00 p.m. this date.

It is the ultimate goal of the Court to return William Johnson to his home to be primarily cared for by his wife, but this Court is of the opinion that a definitive plain in writing must be approved by the Court as a condition for his return. Accordingly, a further informal review hearing is scheduled for July 25, 1990 at 10:00 a.m. at which time the Court will receive input from wif, any local agencies she cares to use or private indiiduals she cares to use to ascertain if the plan satisfies the Court in assuring that the wife will receive some supplemental care within the home in caring for her husband.

The wife may have the continued right to visit her husband for reasonable periods of time at the home, but in the event for any reason she is asked to leave by the home authorities, she will do so without argument and comply with their requests.

By Order Of The Court,
P. Richard Thomas, P.J.

July 11, 1990 Copy of Order to Attys. Stephen Hall, Brian Lindsay, R. Charles Thomas.

July 31, 1990 Order filed. AND NOW, July 25, 1990, the matter is back before the Court for review in accordance with this Court's Order of July 9, 1990. The matter is handled informally and the Court listens to input from Mrs. Johnson as to the additional services she has arranged for in caring for her husband including part time L. P. N. services, certain physical aids to be purchased and her intention to subscribe to an emergency responsive service in order to alert appropriate persons in case of an emergency involving herself or her husband.

The Court is satisfied that the best interest of Mr. Johnson at this time would be to return him to the care and custody of his wife in their common home, and accordingly, it is DIRECTED that he will be released from the County Home and surrendered to the custody of his wife for return to their residence on July 26, 1990 between thehours of 1:00 and 1:30 p.m.

The Court will retain jurisdiction of this case ofr a period of sixty (60) days and if no further motions or petitions are filed within said period of time, this matter will be automatically terminated without further Order of Court.

BY ORDER OFTHE COURT,
P. Richard Thomas, P.J.

Aug. 1, 1990 Copies of order put in Stephen Hall, Brian Lindsay and R. Charles Thomas' box

1990

646.

BRENDA L. ACKER

vs.

ROBERT B. MUCKINHAUPT SR.

Filed July 5, 1990
@ 3:34 p.m.

Tax & entry	$50.50
Sheriff's Costs	21.00
	71.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies sheriff
1 copy plaintiff

ORDER:

And now, this 5 day of July, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: The Defendnat shall not go to the residence at RD #1 Shartle Road for any purpose. Def. may not destroy any of Pl aintiff's possessions.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for July 12, 1990, at 9:30 A. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, P.J.

July 9, 1990 Sheriff's Return filed. SERVED Robert B. Muckinhaupt personally on July 6, 190 at 12:14 Pm by handing copy of Protection From Abuse to him at his employment, Thornes, 1101 Conneaut Lake Road, Meadville, Crawford County, PA.
So answrs,

Howard N. Stewart, Sheriff

1990

647.

CONNIE L. SIMONS

vs.

MELVIN E. SIMONS, SR.

Filed July 6, 1990
@ 9:48 a.m.

Tax & entry Pd 8/1/90 $50.50 ✓
Sheriff's Costs 37.64
Pro co Pd 8/1/90 9 00 ✓

8/1/90 Recd. $15.50 from Defendants

8/1/90 Paid $15.50 To Howard Stewart, Sheriff Unit #5376

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff
1 copy plaintiff

ORDER:

And now, this 6 day of July, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendant may not contact Pl. or children for any reason untilfurther order of court. Def. may not remove any personal property from the residence

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for July 17, 1990, at 2:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, P.J.

July 12, 1990 Sheriff's Return filed. SERVED Melvin E. Simons personally on July 10, 1990 at 11:05 AM at his temporary place of residence, crawford County Jail, Meadville, PA.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

July 19, 1990 ORDER filed. AND NOW, July 17, 1990 at the time scheduled for hearing on this matter, the parteis appeared without counsel, were advised of their absolute right to have counsel, elected to proceed without consel, and basically presented their positions with respect to the allegations contaied in the petition. After hearing both parties in an informal hearing where neither of them were sworn to tell the truth, the Court is satisfied that the Defendant has engaged in conduct constituting abuse as that term is defined in the act. Accordingly, it is ordered as follows:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff or any of the minor children born of this marraige.

2. The Defendant shall not live with the Plaintiff nor shall he go to the residene of the Plaintiff nor shall he go to the residence of the Plaintiff unless (a) he is accompanied by another adult; (b) he is specifically invited thereby the Plaintiff; or (c) to exercise the visitation rights hereinafter provided.

3. Temporary custody of the minor children is awarded to the Plaintiff and the Defendant shall have the following temporary visitation rights: He shall be permitted to take his minor children with him every other Saturday between 12:00 noon and 4:00 p.m., commencing with Saturday, August 4, 1990. At all times when the Defendant is exercising visitation rights, his mother shall be present. The Defendant has the obligation of picking up and returning the children in a timely fashion. If the Defendant does not appear by 12:30 p.m. on a scheduled date for visitation, the Plaintiff can assume that visitation period has been cancelled, and no substitute will be provided. These provisions for custody and visitation are temporary and are subject to modification as provided by the act.

4. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.

5. A copy of this Order shall be delivered to the police department in the jurisdiction where the Plaintiff resides and to County Control.

6. This Order shall remain in full force and effect for one (1) year until July 16, 1991 or unless modified or terminated by further order of Court.

7. The Defendant shall pay $75.00 toward the court costs no later than August 1, 1990. Because of the limited earnings of the parteis, all other court costs in these proceedings to date shall be paid by the county.

8. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

By Order Of The Court,
Gordon R. Miller, J.

July 19, 1990 Copy of Order to County Control.
July 24, 1990 Copy of Order to Plaintiff, Defendant.

1990

John S. Kookogey
Solicitor

IN RE:

CONDEMNATION BY THE TITUSVILLE AREA SCHOOL DISTRICT, TITUSVILLE PENNSYLVANIA, OF PROPERTIES IN THE FIRST WARD OF THE CITY OF TITUSVILLE, CRAWFORD COUNTY, PENNSYLVANIA

DECLARATION OF TAKING

July 6, 1990, MEMORANDUM filed.

July 25, 1990, Preliminary Objections of Declaration of Taking (by Francis J. Cosmark) filed.

August 2, 1990 Appearance of Jack, Kookogey & Felton By John S. Kookogey, Attorney filed.

Aug. 10, 1990 Preliminary Objections To Declaration of Taking of Joseph L. Fenstermaker filed.

Aug. 21, 1990 Preliminary Objections to Defendant's Preliminary Objections filed. (1 copy Atty.)

Aug. 24, 1990 UPon praecipe of Plaintiff Attorney, the above captioned case is placed on the next available argument list.

1990 SEPTEMBER ARGUMENT LIST

Sept 7, 1990 Argument set for Oct. 24, 1990 at 9:30 a.m.

Se pt. 20, 1990 Praecipe to Withdraw Preliminary Objections to Declaration of Taking filed.

Oct. 3, 1990, Upon praecipe of Joseph L. Fenstermaker, Preliminary Objections to Declaration of Taking, withdrawn.

648.

Thomas J. Dempsey
for Francis J. Cosmark

Joseph L. Fenstermaker
pro se

PROPERTY OWNERS:

Francis J. Cosmark et al
Joseph L. Fenstermaker et al
Marvin Gibson and Barbra B. Gibson et al
Katherine B. Kitson and Herbert William Kitson et al
Robert E. Matthews and Barbara B. Matthews, et al
Kathleen J. Preston and William H. Preston et al
Fred A. Wieland and Norma J. Wieland et al
Dewey E. William and Patricia M. Williams, et al

Filed July 6, 1990
@ 10:20 a.m.

Tax & entry Paid $50.50 ✓

1990

649.

Alan J. Natalie

STEVE BERNOSKY

vs.

ALBERT J. FICCARI, JR. AND
A J'S AUTO

Filed July 6, 1990
@ 11:01 a.m.

Tax & entry Paid	$ 50.25
Pro co Pd 8/3/90	9.00
Pro Co pd 8/15/90	1.00

APPEAL OF DEFENDANTS FROM JUDGMENT OF
ROBERT J. LEONHART, DISTRICT JUSTICE

July 6, 1990 Rule entered upon plaintiff to file complaint issued.

July 10, 1990 Proof of Service filed.

And Now, August 3, 1990 at 11:18 a.m., Judgment of NOn Pros is hereby entered against the plaintiff for failure to file Complaint within 20 days after service of the Rule.

Judgment entered - 8/3/90
B - 154

JUDGMENT OF NON PROS
James F. Simmons,
Prothonotary

1990

William L. Walker

650.

ROBERT R. WATSON

vs.

MARY K. WATSON

Filed July 6, 1990
@ 11:52 a.m.

Tax & entry Paid	$50.50 ✓
State pd. 7/6/90	10.00
Sheriff's Costs	64.77
Pro Co pd 9/12/90	9.00 ✓

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

July 6, 1990 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

July 23, 1990 Sheriff's Return filed. SERVED Mary K. Watson personally on July 17, 1990 at 5:15 PM by handing copy of Complaint in Divorce to her at residence, R.D.# 2, Greene Road, Springboro, Crawford County, Pa.
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Sept. 12, 1990 Amended Sheriff's Return filed. SERVED Mary K. Watson personally on July 17, 1990 at 5:15 PM by handing copy of complaint in Divorce and Plaintiff's Affidavit under 201(d) of the Divorce Code to her at residence, R.D. #2, Green Road, sprngboro, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 12, 1990 Affidavit of Service filed. Debra Mattocks, being duly sworn according to law, deposes and says that she is the secretary to William L. Walker, Esquire, Attorney for Plaintiff in this action, and certifies that on August 21, 1990 she sent a true and correct copy of the Notice of Intention to Request Entry of Divorce decree and Defendant's Counter-Affidavit Under Section 201(d) of the Divorce in this matter to Mary K. Watson at R.D. #2 Greene Road, Springboro, Crawford County, Pennsylvania 16435 by first class mail, postage prepaid. Debra Mattocks

Sept. 12, 1990 Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

Sept. 12, 1990 Upon praecipe of Plaintiff Attonrey To Transmit Reocrd, this case moved to court.

Sept. 19, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, September 19, 1990, it is ordered and decreed that Robert R. Watson, plaintiff, and Mary K. Watson, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gorodn R. Miller, J

1990

Shafer, Swick, Bailey, Irwin & Stack
James R. Irwin

651.

Bruce L. Smith

RAYMOND O. MATZ

vs.

JACQUELINE T. MATZ

Filed July 6, 1990
@ 1:43 p.m.

Tax & entry Paid $50.50 ✓
1 count paid 15.00 ✓
St. pd. 7/6/90 10.00
1 Count pd. 8/14/90 15.00 ✓
State Pd 8/14/90 5.00
Pro Co Pd 4/3/91 5.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION

1 copy (atty)

Aug 9, 1990 Answer and New Matter filed. (1 count-Alimony Pendente Lite, Counsel Fees, Costs and Expenses)

Mar. 22, 1991 Stipulation To Discontinue Action and Defendant's Counterclaim and Order filed. AND NOW, this 22nd day of March, 1991 the divorce Action at A.D. 1990 - 651 is hereby discontinued and all matters raised in Defendant's Counterclaim are hereby withdrawn.

BY THE COURT,
Gordon R. Miller, J

Mar. 26, 1991 Copy of order put in James Irwin box and copy amiled to Bruce Smith

1990

Halliday & Halliday
Michael Halliday

652.

ANN MARIE VALESKY

vs.

NORMAN D. VALESKY

Filed July 6, 1990
@ 1:52 p.m.

Tax & entry Paid	$50.50 ✓
3 counts paid	45.00 ✓
St. pd 7/6/90	10.00
Pro.Co. pd 12/22/93	9.00

COMPLAINT IN DIVORCE, CHILD CUSTODY, DIVISION OF PROPERTY, ALIMONY PENDENTE LITE, COUNSEL FEES, AND EXPENSES, ALIMONY

Oct. 29, 1990, Complaint Reinstated.

Oct. 5, 1992 Affidavit of Service filed. AND NOW,, this 20th day of November, 1990, before, the underisnged officer, per sonally appeared Michael Halliday, Esquire, who being duly sworn according to law, deposes and states that the following facts are true and correct to the best of his knowledge, information and belief:

1. that he is an attorney-at-law authorized to practice law in the Commonwealth of Pennsylvania, with offices at 273 Main Street Greenville, Mercer County, Pennsylvania 16125.
2. That on October 30, 1990, he did serve the defendant, Norman D. Valesky, with a certified copy of the Complaint in Divorce filed at the above number and term.
3. That service of the Complaint was made by certified mai/return receipt requested, addressed to Mr. Norman D. Valesky, RD #1, Atlantic, PA 16111.
4. That attached hereto is the return receipt as executed by Norman D. Valesky, showing delivery to be made on November 2, 1990.

Michael Halliday

Sept 7, 1993 Certificate of Mailing of Defendant's Answers to Plaintiff's First Set of Interrogatores upon Michael Halliday, Esq. filed.

Dec. 22, 1993 Motion To Withdraw Counts Two, Three Four and Five From Plaintiff's Complaint in Divorce and Order filed. AND NOW,this 22 day of December, 1993, the Court grants the within Mtoion to Withdraw Count Two, Three, Fourt and Five from the Complaint in Divorce since the parties have resolved those matters between them.

BY THE COURT,
Anthony J. Vardaro, J

Jan. 3, 1994 Copy of order mailed to Atty. Halliday

Dec. 22, 1993 Affidavit of Consent by Norman D. Valesky, Defendant, filed.

Dec. 22, 1993 Affidavit of Consent by Ann Marie Valesky, Plaintiff, filed.

Dec. 22, 1993 Upon Praecipe of Michael Halliday, Esquire, Attorney for Plaintiff, to transmit record, case moved to Court.

DIVORCE DECREE FILED

Jan. 5, 1994 AND NOW, January 4, 1994, it is hereby ordered and decreed that ANN MARIE VALESKY, Plaintiff and NORMAN D. VALESKY,JR., Defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

1990

653

8/20/90 Recd
#32.60
Sheriff cost

8/20/90 Paid to
Howard Stewart,
Sheriff. #32.60
Check # 5804

MELINDA MARIE KINNEY-EGGLESTON

VS.

DAVID EGGLESTON

Filed July 9, 1990
@ 1:40 p.m.

Tax & entry Pd 8/20/90	50.50	✓
Sheriff's Costs	32.60	✓
Pro co Pd 8/20/90 -	9.00	✓

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff
1 copy plaintiff

ORDER:

And now, this 9 day of July, 19 90, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petitio n.
2. Special Conditions: Not contact Pl for any purpose
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for July 20, 1990, at 9 A. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, J

July 12, 1990 Sheriff's Return filed. SERVED David Eggleston personally on July 10, 1990 at 12:45 PM at his place of employment, Weyerhaeuser Lumber Co., Campbell Road, Titusville, Crawford County, PA.
So answers,

Robert M. Stevens, deputy Sheriff
Howard N. Stewart, Sheriff

July 25, 1990 ORder filed. AND NOW, July 20, 1990, at the time set for hearing, the matter is discussed informally. These appears to be no doubt that the Defendant went to the residenc eof the p laintiff and a fight ensued. Each claims the other is an alcoholic and the father claims to be in alcohol rehabilitation, but admits to overconsumption in the past week.

The minor child of the parties, born September 11, 1988, is in the custody of the baby's great aunt, Karen Holy, R.D. #1 - Box 244A, Titusville, PA. Telephone: 827-6991. It appears the par ents occasionally buy diapers for the child, but th eprimary care and custody resides with Mrs. HOlly. The child apparently has a delicate stomach and is on a limited diet, which Mrs. Holly contends is breached when the child is in the custody of the father. The mother apparently has little contact with the child. The Court awards temporary custody of the child to Karen Holly and directs Children and YOuth Services to make an investigation of this of this case to ascertain if the home of karen Holly is adequate to care for the child. As long as either parent is sober an dhas not been consuming alcoholic beverages, they may go to the residence of Karen Holly at a reasonably time to have visitations with the child. But neither parent may remove the child for a period of more than two (2) hours form the custody of Mrs. Holly without further Order of Court.

Each parent is employed, with the husband having a net take-home pay of approximately $193.00 from a lumbering company and the wife having a net income as a barmad at the Dirty Dog Saloon of $110.00 per week.

ACCORDINGLY, until a formal support petition can be filed by Karen Holly, the Court directs David Eggleston to pay the sum of $20.00 per week direct to Karen Holly to help her care for the child. The father apparently has some insurance that covers some of the care costs and he is idrected to continue said insurance; and in the event care for the child is not covered by insurance, the father shall be responsible for payment of any uninsured medical costs. The mother is directed to pay the sum of $10.00 per week to karen Holly to help defray a portion of the expense.

As far as the abuse action in concerned, the Court directs that the defendan tnot go the residence of the plaintiff for any purpose, not annoy, threaten or harass her in any fashion and not procure otehrs to do so on his behalf.

Any Policer Officer having reasonable grounds to bel ieve that the abuse portion of this Orde rhas been violated, may apprenhend the defendant without an arrest warrant lodge him the Crawford County Jail and present a request for an immediately contempt hearing.

Cost sin this case shall be paid by the defendant within ten (10) days of the time he receives a bill therefor from the Prothonotary's Office addressed to him at 126 East Main Street, Titusville, PA.

BY ORDER OF THE COURT,
P. Richard Thomas, j

July 26, 1990 Copies of order amiled to Plaintiff and Defendant and copies put in Children and Youth Service and County Control's box.

Continued on page 674-b
SEE Vol. 3

1990

William L. Walker 654	LEIGH BOWES and JANET BOWES, his wife, t/a/d/b/a GREENHILL FARMS vs. ROBERT J. FIELD and LINDA J. FIELD, t/a/d/b/a ROLIN FIELD FARM Filed July 9, 1990 @ 2:48 p.m. Tax & entry paid 50.50 ✓ Sheriff's Costs 27.00	COMPLAINT 2 copies (atty) July 12, 1990 Sheriff's Return filed. SERVED Robert J. Field per sonally on July 10, 1990 at 3:05 PM at his residence, R.D. #1, Saegertown, Crawford County,PA. SERVED Linda J. Field on July 10, 1990 at 3:04 PM by handing copy of Complaint to Robert J. Field, husband and adult in charge of residence at R.D. #1, Saegertown, Crawford County, PA. So answers, Robert M. Stevens, Deputy Sheriff Howard N. stewart, Sheriff

1990

Brian J. Lindsay

655

N/W Legal Servi ces
Gerald Sullivan

JAMES DUNCAN

vs.

CHRISTINE ROGERS

Filed July 9, 1990
@ 3:36 p.m.

Tax & entry paid 50.50 ✓
William Pineo, mediator

COMPLAINT FOR CUSTODY

1 copy (atty) 1 copy (mediator)

Order:

You, Christine Rogers, Defendant have been sued in court to obtain custody of the child: James Allen Duncan.

You are ordered to appear in person for a conference at such time and place as may be set by WILLIAM PINEO, CHILD CUSTODY MEDIATOR.

If you fai to appear as provided by this order, the court my enter an order for cusotdy against you or issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Courthouse, Ser. to the Pub. Comm. c/o Prothonotary, Meadville, Pa. 16335, 814 336-1151.

July 13, 1990 BY THE COURT,
P. Richard Thomas, J.

July 23, 1990 Appearance of Northwestern Legal Services, by Gerald Sullivan, for defendant Christine Rodgers filed.

July 23, 1990 Verification of Servic e filed. I, Brian J. Lindsay, Esq., do hereby verify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification: that I did on the 18th day of July, 1990, send by Certified Mail, Addressee Only, Return Receipt Requested, a true and correct copy of the custody pleading and order filed at the above term and number; and that I did on the 20th day of July, 1990, receive a duly executed return receipt dated July 18, 1990.

Brian J. Lindsay, atty. for Plaintiff

Aug. 14, 1990 Motion To Continue Generally and Order filed . AND NOW, this 13th day of August, 1990, upon presentation and consideration of the foregoing Motion, the matter is continued generally until such time that either par ty petitions the court to return the matter to the appointed Mediator, William Pineo, Esquire, for mediation.

BY THE COURT:
Gordon R. Miller, J

Aug. 16, 1990 Copies of order put in Brian Lindsay and Gerald Sullivan's box.

Dec. 28, 1990 Motion To Return To Mediation and Order filed. AND NOW, this 28 day of Dec., 1990, upon presentation and consideration of the foregoing Motion, this matter is referred back to William Pineo, Mediator, for further consideration at a time and date to be arranged by the Mediator.

BY THEK COURT,
P. Richard Thomas, S.J.

Dec. 31, 1990 Copies of order put in Brian Lindsay, Gerald Sullivan and William PIneo's box.

1990

Jorden & White
William T. Jorden

656

Pietragallo, Bosick & Gordon
By: Robert E. Dapper,

Knox, McLaughlin, Gornall & Sennett
Wallace J. Knox
Weatherite

Evans, Garvey & Lackey
Robert L. Lackey
Highland Group

Zimmer, Kunz, Loughren, Hart, Lazaroff, Trenor, Banyas & Conaway, PC
Raymond J. Conlon
for Atlas

NANCY L. STEPCHUCK and
DARRYL M. STEPCHUCK

vs.

JAMESWAY CORPORATION dft.
Jr. Atlas, Weatherite and Highland Group, add'l dft

Filed July 9, 1990
@ 4:29 p.m.

Tax & entry paid 50.50 ✓
Pro.Co. pd 2/5/96 6.00

Jury Trial

COMPLAINT

1 copy (atty)

Aug. 21, 1990 Appearance of Pietragallo, Bosick & Gordon, by: Robert E. Dapper Jr.,ESQ., for defendant Jamesway Corporation filed. JURY TRIAL DEMANDED

Aug. 21, 1990 Notice of Service of First Set of Interrogatories were served on plaintiff's counsel filed.

Sept. 7, 1990 Notice Of Service Of Interrogatories To Defendant filed.

Sept 14, 1990, Answer and New Matter on behalf of defendant Jamesway Corp. filed.

Sept 14, 1990, Upon praecipe of defendant attorney for writ to join Additional Defendants Atlas,Weatherite and Highland Group. Issued (atty)

Oct 9, 1990 Proof of Service of Writs of Summons to Join Additional Defendants filed.

Oct. 12, 1990 Appearance of Knox, McLaughlin, Gornall & Sennett, PC by Wallace J. Knox for Weatherite filed.

Oct. 12, 1990 Upon praecipe of Additional Defendant Attorney Rule to File A Complaint is hereby issued upon Jamesway Corporation to file a complaint.

Oct. 15, 1990 Notice Of filing Answers To Interrogatories filed.

Nov. 9, 1990 Appearance of Evans, Garvey & Lackey by Robert L. Lackey for Highland Group filed.

Jan. 9, 1991, Appearance of Raymond J. Conlon, of Zimmer, Kunz, Loughren, Hart, Lazaroff, Trenor, Banyas & Conaway, P.C., for defendant Atlas, filed.

Mar. 21, 1991 Praecipe by Robert L. Lackey, atty. for Highland Group to enter a rule upon defendant Jamesqay Corp. to file a complaint against additional defendants Atlas, Weatherite and HIghland Group filed. (issued atty.)

May 16, 1991, Complaint to Join Additional Defendants filed.

June 4, 1991, Answer of Weatherite to Complaint to Join Additional defendants, and New Matter filed.

June 19, 1991 Reply to New Matter of Weatherite filed.

June 24, 1991, Supplemental Verification to Complaint to Join Additional Defendants filed.

Aug. 15, 1991 PLAINTIFFS' REPLY TO THE DEFENDANT, JAMESWAY'S NEW MATTER, filed.

Aug. 15, 1991 AFFIDAVIT OF SERVICE, filed. AND NOW comes the plaintiffs' counsel, William T. Jorden, Esq., who after being duly sworn, deposes and says that he served copies of the Notice to Plead and Complaint filed in the above captioned action upon the original defendant, Jamesway Corp., at their corporate offices located at 40 Hartz Way, Secaucus, N.J., pursuant to Pa. Rules of Civil Procedure 403 & 404, by certified mail, return receipt requested mailed on July 10, 1990, and received by out of state defendant, Jamesway Corp., on July 13, 1990.
Said return receipt is attached hereto as Ex. "A" and incorporated herein by reference as if fully set forth.

Aug. 19, 1991 ANSWER WITH NEW MATTER (of Highland Group) filed.

Sept 9, 1991 Answer, New Matter and New Matter Pursuant to Rule 2252(d) to Complaint to Join Additional Defendants filed.

Sept. 16, 1991 Reply To New Matter Under Rule 2252(d) of Atlas filed.

Sept. 16, 1991 Notice of Deposition of Nancy C. Stepchuck filed.

Sept. 16, 1991 Notice of Deposition of Darryl M. STepchuck filed.

Sept. 27, 1991 Notice of Service of Interrogatories and REquest for productions of Documents filed.

Jan. 15, 1992 Motion For Sanctions Of Additional Defendant Weatherite filed.

Jan. 15, 1992 Upon praecipe of Attorney Knox, the above matter is placed on the next available argument list.

1992 FEBRUARY ARGUMENT LIST.

Feb. 6, 1992, ASSIGNMENT OF ARGUMENT DATE filed. Feb. 6, 1992: ARgt. on Motion for Sanctions filed by Additional Dft. Weatherite has been set for Feb. 27, 1992. Additional Defendant Atlas has now filed Motion for Sanctions. ARgt. on both motions for sanctions will be held Feb. 27, 1992, at 10:30 a.m. before Judge Anthony J. Vardaro.
FOR THE COURT, Anthony J. vardaro, Esq.
Feb. 6, 1992, copies given or mailed to counsel of record.

Feb. 7, 1992, Motion for Sanctions filed on behalf of add'l Defendant Atlas filed.

Feb. 7, 1992, Upon praecipe of add. dft. Atlas, motion for sanctions placed on argt. list.

Continued on Pg. 106A

Continued from page 106.

Feb. 28, 1992, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Feb. 27, 1993, after argument on the motion for sanctions of Atlas and Weatherite, the court directs that the original defendant Jamesway Corporation, shall fully answer the interrogatories and requests for production previously served upon it by Additional defendants, Atlas and Weatherite, in full and ocmpletely no later thatn April 15, 1992 and Jamesway Corporation will be bound by any documents produced on or before that date and shall not be entitled tosupplement those documents at any time thereafter without the written consent of all other parties.

All other discovery in this matter shall be completed on or before July 1, 1992.

The Court notes that it will not impse sanctions against Jamesway Corporation at this time but inthe Court's opinion from the facts in this matter the Jamesway Corp. has not made a good faith effort to answer theinterrogatories and requests for production in a timely manner and if there is a failure by Jamesway tomake a good faith effort to comply with this order the court will consider inposing sanctions.

BY THE COURT,
AnthonyJ. Vardaro, J.

Feb. 28, 1992, copies mailed or given to all counsel of record.

May 8, 1992 Certificate of Service of Request for Admission, filed.

May 19, 1992 NOTICE OF SERVICE OF COMPLETION OF DISCOVERY filed.

JUne 4, 1992 RESPONSES TO REQUESTS FOR ADMISSIONS OF ADDITIONAL DEFENDANT HIGHLAND GROUP, filed.

June 4, 1992 NOTICE OF DEPOSITION DUCES TECUM OF GARY ROHRER, filed.

June 19, 1992 Notice of Deposition of Audrey Schmidt,filed.
June 19, 1992 Notice of Deposition of Stephen Cohen, filed.
June 19, 1992 Notice of Deposition of Ron Kraine, filed.
July 8, 1992 Notice of Deposition of Audrey Schmidt, filed.
July 8, 1992 Notice of Deposition of Ron Kraine, filed.

Aug. 10, 1992 Notice Of Deposition of Rudy Slucker filed.

Aug. 10, 1992 Notice of Deposition of Melvin Marx filed.

Sept. 16, 1993 Notice To Complete Discovery filed.

Sep. 28, 1993 Suggestionof Bankruptcy filed.

Feb. 2, 1996 Upon Praecipe of William T.Jorden, Esquire, Attorney for Plaintiffs, for value received and upon payment of costs, the above captioned matter is hereby settled and discontinued of record.

106B

1990

1990

657

ANGELA L. GOMORA

vs/

ROBERT CLYDE SMITH

Filed July 10, 1990
@ 11:32 a.m.

Tax & entry Pd 12/15/90 50.50
Sheriff's Costs 21.00
Pro Co Pd 12/15/90 9.00

12/15/90 Recd $ 21.00 From Plaintiff

12/15/90 Paid $ 21.00 To Howard Stewart, Sheriff Ck # 5458

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies sheriff
1 copy plaintiff

ORDER:

And now, this 10 day of July, 19 90, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Def. will not go to residence of Plaintiff for any purpose.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for July 20, 1990, at 3:00 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, J

July 13, 1990 Sheriff's Return filed. SERVED Robert Clyde Smith personally on July 12, 1990 at 9:30 AM by handing copy of Protection From Abuse to him at his residence, R.D. #4, Saegertown, Fountainhouse Trailer Court, Lot #26, Crawford County, PA.
So answers,
Robert M. Stevens, Deputy Sheriff
Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sheriff

July 24, 1990, ORDER filed. And now, July 20, 1990, at the time set for hearing on this abuse matter neither party appears. The Prothonotary is directed to send a bill for costs in this case to the plaintiff and the same must be paid within 15 days of recipt of said bill.
BY ORDER OFTHE COURT,
P. Richard Thomas, P.J.

July 24, 1990, copy of order mailed to plff. at 307 Walnut St. Apr. 6, Meadville, Pa. with bill.

1990

Mary Ann Kirkpatrick

658

GARY R. CHECK

vs.

HELENE R. CHECK

Filed July 10, 1990
@ 1:46 p.m.

Tax & entry paid	50.50 ✓
Stated pd 7/11/90	10.00 ✓
Pro Co. pd 12/3/91	9.00 ✓

COMPLAINT (DIV.)
1 copy (atty.)

July 18, 1990 Affidavit Of Service filed. And Now, July 18, 1990, comes Jeremy A. Vitaro being duly sworn according to law, deposes and sets forth as follows:

1. That he is the legal secetory of Attorney for GAry R. Check, Plaintiff in the above-captioned matter.
2. That on information furnished him by the P laintiff, he caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 320 787 917; postmarked July 10, 1990, to the last known address of the Defendnat, Helene R. Check, 4531 W. 36 ½ St., #21 St. Louis, MN, 55416.
3. That the Defendant, Helen R. Check, on July 13, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and wich is attached hereto as Ehxibit "A".
4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Jeremy A. Vitaro

Nov. 8, 1990 Affidavit Of Consent of Plaintiff filed.

Nov. 13, 1990, Affidavit of Consent of defendant filed.

Nov. 26, 1991 Upon Praecipe of Plaintiff attorney for Review Under Section 3301(c) of Divorce Code, this case moved to Court.

Dec. 6, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, December 5, 1991, it is ordered and decreed that GARY R. CHECK, plaintiff, and HELENE R. CHECK, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

659 Edith Benson	RITA GOLDBERG, Agent for STEVEN GOLDBERG vs. LORRAINE POPE Filed July 10, 1990 @ 3:13 p.m. Indigent filing	NOTICE OF APPEAL OF DEFENDANT FROM DISTRICT MAGISTRATE 30-2-01 July 10, 1990 Rule Issued Upon Plaintiff to File Complaint. July 10, 1990 Upon praecipe of Lorraine Pope To Proceed In Forma Pauperis filed. July 12, 1990 Proof of Service filed.

110

1990

Shafer, Swick,
Bailey, Irwin &
Stack
James R. Irwin

660

MARK A. BELL

vs.

KATHY R. BELL

Filed July 10, 1990
@ 3:15 P.M.

Tax & entry paid	50.50
1 Count pd	15.00
State paid 7/10/90	10.00
Pro Co Pd 10-24-90	9.00
> State Paid 10-24-90	10.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) or 201(d)
EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION

1 copy (atty)

Oct. 23, 1990, Affidavit of Consent of plaintiff filed.

Oct. 23, 1990, Affidavit of Consent of defendant filed.

Oct 24, 1990 Affidavit of Service filed: I, James R. Irwin, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated July 11, 1990. The Defendant acknowledged service on July 12, 1990 by accepting delivery on that date as evidenced by the attached signed return receipt.

James R. Irwin, Esquire

Oct 24, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Nov. 7, 1990 **D E C R E E F I L E D .**

1. Divorce: Upon consideration of the pleadings and affidavits filed in the abovecaptioned case, this Court hereby grants an absolute divorce form the bonds of matrimony to the abovenamed parties on the grounds that the marriage is irretrievably broken and Ninety (90) days have elapsed from the date of filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the entry of a divorce decree, pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: It is ordered and decreed that the marital property of the abovenamed parties shall be divided in accordance with a Separation and Property Settlment Agreement dated October 21, 1990, executed by the parties and file din the Court of Common Pleas, of Crawford County, Pennsylvania at the abovecaptioned number and term.

This Agreement, in part, provides that the Defendant shall be the sole owner and jointly owned real estate located at 415 McCellan Street, Cambridge Springs, Pennsylvania, being the same land conveyed unto the Plaintiff and Defendant by a General Warranty Deed, duly filed in the REcorder's Office of Crawford County, Pennsylvania.

Further, it is ordered and decreed that the division of marital owned personal property shall be made in accordance with Paragraphs 11 and 12, of the Separation and Property Agreement dated October 21, 1990, which in part, provides:

a) The Defendant shall be the sole and exclusive owner of all maritally owned personal property in the Defendant's possession.

b) Additionally the Plaintiff shall be the sole and exclusive owner of all other marital owned personal property, s pecifically addressed in this decree.

c) The Plaintiff shall be the sole and exclusive of the 1982 Honda Silverwing Motorcycle and the 1979 Oldsmobile Starfire, automobile.

d) Defendant shall be the sole and exclusive owner of the 1982 Chevrolet, IMpala, automobile.

3. Alimony; In accordance with Paragraph 15 of the October 21, 1990, agreement neither ofthe parties hereto shall be awarded alimony.

4. A copy of the Separation and Property Settlement Agreement of the parties, dated October 21, 1990, which sets in further detail the agreement of the parties concerning the matters sherein, shall be filed with this decree in the Prothonotary's Office at the abov enumber and term.

5. No other matters or causes of action provided under the Pennsylvania Divorce Code are reserved by either of the parties.

This Order shall be effective as of this 7th day of November, 1990.

BY ORDER OF THE COURT,
Gordon R. Miller, J

±

1990

Gerald Sullivan

661

CHRISTINE ROGERS

vs.

JAMES DUNCAN

Filed July 11, 1990
@ 9:26 a.m.

Indigent filing

COMPLAINT FOR CUSTODY

4 copies (atty); 1 copy (mediator)

ORDER: You, James Duncan, defendnat, have been sued in Court to obtai custody of th eminor child, James Allen Duncan.
You are ordered to a ppear in person at th etime and place selected by William Pineo, Custody Mediator.
If you fail, to appear as provided by this Order, an Order for custody, partial custody, or visitation may be entered against you or the Court may issue a warrant for your arrest.
The Crawford County Sheriff's department is directed to serve a certified copy of this Complaint and Orde rupon the defendant. In the alternative, this Petition and Order may be served by any competent adult or by certified mail.
Plaintiff is allowed to proceed without payment of Court costs reserving to the Cour tthe right to impose costs.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary
Crawford County Courthouse
Meadville, Pennsylvania
(814) 724-4635

BY THE COURT,
P. Richard Thomas, J

July 11, 1990 Upon praecipe of Pl aintiff To Proceed In Forma Pauperis.

July 23, 1990 Proof of Service filed.

1990

HOWARD A. HAIN

662

Meyer,Darragh,Buckler, Bebenek & Eck
Henry M.Sneath

JOHN M. CSIRand SUZANNE M. CSIR, his wife, individually and as parents of ANGELA CSIR, a minor

VS.

ASHBY BRENNAMAN and RUBY BRENNAMAN, his wife, individually and t/d/b/a VICTORY ACRES CHRISTIAN CAMP

Filed July 12, 1990 @ 11:53 A.M.
Tax & Entry Paid $50.50 ✓
Sheriff's costs 46.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

July 31, 1990, Writ return filed. SERVED Ashby Brennaman on July 27, 1990 at 8:40 AM by handing copy of Summons to him personally at his place of temporary residence, Crawford County Jail, 360 Center Street, Meadville, Crawford County, PA.

SERVED Victory Acres Christian Camp on July 27, 1990 at 8:41 AM by handing copy of Summons to Ashby Brennaman, person formerly in charge of Camp, at his temporary residence, Crawford County Jail, 360 Center St., Meadville, Crawford County, PA.

SERVED Ruby Brennaman on July 27, 1990 at 8:42 AM by handing copy of Summons to her Authorized Agent, Ashby Brennaman, at Crawford County Jail, 360 Center St., Meadville, Crawford County, PA. His signed Acceptance of Service attached.
So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 9, 1992 Appearance of Meyer, Darragh, Buckler, Bebenek & Eck by Henry M. Sneath, Esquire for Ashby and Ruth Brennaman, t/d/b/a Victory Acres Christian Camp, defendants, filed.

July 15, 1993, UPon Praecipe of defendant, Rule Entered upon plaintiff to file complaint, issued. (copies of Rule to dft. atty)

Aug. 6, 1993, Complaint filed. 3 copies (atty)

Mar. 7, 1994 Petiton for Settlement Approval of Minor's Action Pursuant to Pa. R.C.P. 2039 and ORDER filed. AND NOW, this 7th day of March, 1994, upon consideration of the Petition for Settlement Approval of Minor's Action Pursuant to Pa. R.C.P. 2039 the Petition and the proposed settlement of the injury claim of Angela Csir, a minor, is hereby approved.

The Petitioners,John M. Csir andSuzanne M.Csir, as parents of Angela Csir, are hereby authorized to execute a release (Exhibit A to Petition) from the Church Mutual Insurance Company consistent with the terms of the Petition and this Order.

The distribution of the $25,000.00 initial cash payment is hereby approved as follows:

Susmarski & Hain - attorneys fees		$15,400.00
John& Suzanne Csir - reimbursements:		
Transportation	$100.00	
Medical expenses paid	720.76	
Medical reports	375.00	
Court filing fees	125.50	$ 1,321.26
Andrew Kwasny, D.M.D.		$ 1,624.24
Edward Zimm, D.M.D.		$ 1,560.00
Randall Valentine,D.M.D.		$ 2,900.00
Lehrain Oral Surgery		$ 58.00
Leroy Hoffman,D.P.S.		$ 107.00
SUBTOTAL		$22,970.50
Balance to be deposited in interest bearing restricted trustee account for Angela Csir with account to be restricted by Court Order until reaching age of majority		$ 2,029.50
TOTAL		$25,000.00

Proof of placement of the $2,029.50 in an interest bearing restricted account for the benefit of Angela Csir shall be provided to the court by Petitioners' counsel. Petitioners' counsel shall also file with this court proof of the issuance of the structured settlement providing for the payment to Angela Csir of the additional $63.000.00 consistent with the dates and amounts as set forth in paragraph 5B of the Petition.

BY THE COURT:
Gordon R. Miller

3-7-94 (2 copies atty.)

Jun. 20, 1994 Proof of Placement of Funds, filed.

1990

663

Terry Toomey

July 12, 1990 Cash Bond of $90.20 Deposited

Check 5867 Paid to Atty Toomey 10/3/90

MEADVILLE HOUSING CORP.

VS.

DARRY BUTTRAY

Filed July 12, 1990 @ 2:03 P.M.
Tax & Entry Paid $50.25 ✓
Pro Co Pd 10/3/90 5.00 ✓

Appeal from Judgment of District Justice William Chisholm
(appeal of defendant)

July 12, 1990, Rule entered upon plaintiff to file complaint issued.

July 13, 1990 Proof of Service filed.

Oct. 2, 1990, Upon praecipe of defendant attorney, appeal discontinued of record.

Oct. 3, 1990 Motion For Release Of Bond Upon Discontinuance of Appeal From District Justice Judgment filed.

Oct. 3, 1990 Order of Court filed. AND NOW, upon Motion of the Defendant for release of bond upon discontinuance of appeal from District Justice Judgment, the Prothonotary is hereby directed to release bond in the maount of $90.20 directly to Defendant's attonrey, Terry Toomey, Esquire.
DATE: 10/3/90 BY THE COURT,
P. Richard Thomas, S.J.

Oct. 4, 1990 Copy of order put in Terry Toomey's box.

QUINN, GENT, BUSECK AND LEEMHUIS
Lawrence C. Bolla

664

MARINE BANK

VS.

KERRY L. FULLER AND
ELIZABETH FULLER

Filed July 12, 1990 @ 2:53 P.M.
@ 2:53 p.m.

Entry paid	$15.00 ✓
Plff of Original	88.30
Sheriffs costs	28.32
Pro Co Pd 8-8-90	9.00 ✓

WRIT OF REVIVAL REVIVAL

OF

AD 1986-870

Revival of Judgment indexed in favor of plaintiff and against the named defendants in amount of One Thousand Seven Hundred Thirty-one and 17/100 Dollars with interest from October 6, 1986 and the costs of this action.

Debt.....$1,731.17 with int. & costs
Interest from October 6, 1986
F-101, 51

JUDGMENT
James F. Simmons
Prothonotary

Issued (sheriff)

July 19, 1990, Writ Returned. NOT FOUND as to defendants Kerry L. fuller and Elizabeth Fuller. Moved, left no forwarding address at Post Office.
So answers Howard N. Stewart, Sheriff

AND NOW, Aug 8, 1990 @ 1:45 P.M. Judgment is hereby entered in favor of the Plaintiff and agains the defendants per Writ of Revival in the amount of One Thousand Seven Hundred Thirty-one and 17/100 Dollars, plus interest from October 6, 1986 and costs of this action.
F-101, 51

Debt.....$1,731.17 + interest & costs
JUDGMENT
James F. Simmons
Prothonotary

4-15-94 Revived to AD1994-361

1990

WATTS, PEPICELLI, YOUNGS AND YOUNGS, PC
Alan L. Pepicelli

665

EVELYN E. RILEY

VS.

LAFAYETTE TAXI SERVICE, INC., HAWLEY D. KILBURN t/a/d/a LAFAYETTE TAXI SERVICE, and RICHARD CASLER

Filed July 12, 1990 @ 4:11 p.m.

Tax & entry paid	$50.50
Sheriff's costs	47.00
Pro Co pd 3/7/91	6.00

WRIT OF SUMMONS

Issued - sheriff

July 23, 1990 Sheriff's Return filed. SERVED Lafayette Taxi Service July 17, 1990 at 10:10 am by handing copy of Summons to owner, Hawley D. Kilburn at 1000 Market St. Meadville, Pa
SERVED Hawley D. Kilburn personally on July 17, 1990 at 10:11AM by handing copy of Summons to him at business, 1000 Market St. Meadville, Pa.
SERVED Richard C asler personally on July 17, 1990 at 10:20AM at his residence, 1237 S. Main St. Apt. #1 Meadville, Pa.

So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Mar. 5, 1991 Upon praecipe of Plaintiff Attorney the above-captioned case is marked settled and discontinued of record.

1990

Shafer, Swick, Bailey
Irwin & Stack
James R. Irwin

666.

William Pineo

LESLIE TAR, M.D.

vs.

PRISCILLA BATCHELOR

Filed July 13, 1990
@ 10:16 a.m.

Tax & entry paid $50.25 ✓

Sheriff's Costs ... $7.00

APPEAL OF DEFENDANT FROM JUDGMENT OF WILLIAM D. CHISHOLM, DISTRICT MAGISTRATE

July 13, 1990 Rule entered upon plaintiff to file complaint issued.

July 17, 1990 Proof of Service filed.

July 23, 1990 Sheriff's Return filed. SERVED Lafayette Taxi Service July 17, 1990 at 10:10 AM by handing copy of Summons to owner, Hawley D. Kilburn at 1000 Market St., Meadville, Pa. SERVED Hawley D. Kilburn personally on July 17, 1990 at 10:11 AM by handing copy of Summons to him at business, 1000 Market St., Meadville, Pa.
SERVED Richard C asler personally on July 17, 1990 at 10:20 AM at his residence, 1237 S. Main St., Apt. # 1, Meadville, Pa.
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Typed in error. should be on #665

July 30, 1990 Complaint filed.

Aug. 14, 1990 Appearance of Prather, Prather & Pineo by William Pineo for defendant filed.

Aug. 14, 1990 Answer filed.

Aug. 24, 1990, Answer filed.

1990

Prather, Prather & Pineo
William Pineo

667.

JAMES D. PHELPS

vs.

ALICE D. PHELPS

Filed July 13, 1990
@ 10:32 a.m.

Tax & entry Paid	$50.50
State pd.	10.00
Pro Co Pd 10-31-90	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

July 16, 1990 Acceptance of Service filed. I accept service of the complaint in the above matter.
Dated: 7/13/90 Alice D. Phelps.

Oct 31, 1990 Affidavit of Consent of Defendant filed.

Oct 31, 1990 Affidavit of Consent of Plaintiff filed.

Oct 31, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Nov. 7, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, November 7, 1990 it is ordered and decreed that James D. Phelps, plaintiff, and Alice D. Phelps, defendant are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Dennis G. Kuftic

668.

RONALD GREGGS AND LYNDA GREGGS, HIS WIFE

vs.

THE ESTATE OF BENNY A. PARISE AND BENNY D. PARISE, EXECUTOR

Filed July 13, 1990
@ 2:21 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	30.00
Pro Co. Pd.10-4-90	6.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

July 20, 1990 Sheriff's Return filed. SERVED Benny D. Parise personally on July 16, 1990 at 2:40 PM by handing copy of Summons, Interrogatories and Request for Production of Documents to him at Sheriff's Office, Crawford County Courthouse. Meadville, Pa.

So answers, Carole Stefanucci, Dep. Sheriff
Howard N. Stewart, Sheriff

October 4, 1990 Upon praecipe of Plaintiff attorney, this case is marked settled and discontinued of record.

1990

William B. Moore

669.

HARRY A. McCONNELL, AND
BETTY McCONNELL

vs.

HERBERT J. REDDEN, AND
SUSAN A. REDDEN

Filed July 13, 1990
@ 2:52 p.m.

Tax & entry Paid $50.50
Sheriff's costs 41.80

COMPLAINT

2 copies (atty)

And Now, July 13, 1990 at 3:52 p.m., upon praecipe of plaintiff attorney, pursuant to the authority contained in the warrant of attorney, a copy of which is attached to the complaint filed in this action, I appear for the defendants and confess judgment in ejectment in favor of the plaintiffs and against the defendants, for possession of the real property described as follows:

ALL that certain piece or parcel of land situate in Richmond Township Crawford County, Pa. (see paper filed for lengthy description of property-contains 50.58 acres of land, with no buildings thereon)

R - 83, 153 JUDGMENT IN EJECTMENT
James F. Simmons,
Prothonotary

June 16, 1990, notice of judgment mailed to each defendant.

Aug. 22, 1990Sheriff's Return filed. Before me, the undersigned authority, personally appeared Joseph Amato, Deputy Sheriff, Cuyahoga Co., who being duly sworn according to law, deposes and says that on the 7th day of Aug. 1990, at 5:20 P.M. he served Complaint and Confession of Judgment, filed JUly 13, 1990 at No. AD669 , 1990 Crawford Co. Pa., upon defendant Susan A. Redden, Personal Service at 89 Power Rd. Bedford, Ohio.

By making known the contents thereof to her the certified copy of the Complaint & Confession of Judgment received from Sheriff of Crawford Co. Pa.

So answers

Joseph Amato, Deputy Sheriff
Gerald T. McFaul, Sheriff, Cuyahoga Co,Ohio

Before me, the undersigned authority, personally appeared Joseph Amato, deputy Sheriff, Cuyahoga Co. who being duly sworn according to law, deposes and says that on the 7th day of Aug. 1990, at 5:20 P.M. he served Complaint and Confession of Judgment , filed July 13, 1990 at No. AD 669 , 1990 Crawford Co. Pa. upon defendant Herbert J. Redden Personal Service at 89 Power Rd. Bedford, Ohio . By making known the contents thereof to him and handing to and leaving with him the certified copy of the Complaint & Confession of Judgment received from Sheriff of Crawford Co.Pa.

Joseph Amato , Deputy Sheriff
Gerald T. McFaul, Sheriff, Cuyahoga Co. Ohio

So answers

SERVED Herbert J. Redden by deputizing Sheriff of Cuyahoga County, Ohio, as per his Affidavit of Service attached. Served: August 7, 1990.

SERVED Susan A. Redden by deputizing Sheriff of Cuyahoga County, Ohio, as per his Affidavit of Service attached. Served : August 7, 1990.

So answers,

Howard N. Stewart, Sheriff

EX 1990-92

1990

William L. Walker

670.

JEFFREY L. MERRITT

vs.

DANETTE L. MERRITT

Filed July 13, 1990
@ 2:55 p.m.

Tax & entry paid	$50.50
St. pd. 7/13/90	10.00
Pro Co Pd 11-21-90	9.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

July 18, 1990 Affidavit Of Service filed. Debra Mattocks, being duly sworn according to law, deposes and says that she is the secretary to William L. Walker, Esquire, Attorney for Petitioner in this action and certifies that on July 13, 1990 she delivered to the POst Office in Meadville, PA for delivery to Danette L. Merritt at 738 Garden Street, Meadville, PA 16335 by certified mail,r eturn receipt requested, delivery restricted to addressee only,.a true and correct copy of the Complaint in this matter for which deponent received at the time receipt for certified article No. P 276 618 738 which is attached hereto as Exhibit "A'. Thereafter on July 17, 1990 it was returned to william L. Walker, Esquire, return receipt card bearing the same number and signe dby Danette L. Merritt said return receipt card being attached hereto as Exhibit "B".

Debra Mattocks

Nov 21, 1990 Affidavit of Consent of Defendant filed.

Nov 21, 1990 Affidavit of Consent of Plaintiff filed.

Nov 21, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Dec. 10, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 7, 1990, it is ordered and decreed that Jeffrey L. Merritt, plaintiff and Danette L. Merritt, defendant, are divorce from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

AS OF SEPTEMBER 27, 2000 ANY FILINGS INVLOVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

1990

Mahany, Roeder & Rothschild
By: Richard W. Roeder

671.

Gerald Sullivan
Legal Services

SHARON ANDERSON

vs.

DANIEL GRIFFITHS AND
KAREN GRIFFITHS

Filed July 16, 1990
@ 10:35 a.m.

Indigent filing
Jayne Entry 50.50
STATE 5.00

APPEAL OF DEFENDANTS FROM JUDGMENT OF
RONALD A. COLE, SR. DISTRICT JUSTICE

July 16, 1990 Rule entered upon plaintiff to file complaint issued.

July 16, 1990, Praecipe to Proceed in Forma Pauperis, and Affidavit to Proceed in Forma Pauperis filed.

July 16, 1990, Proof of Service filed.

Aug. 7, 1990, Upon praecipe of defendant attorney, Judgment of Non Pros is hereby entered in favor of defendant and against the named plaintiff for failure to file complaint after being ruled so to do.'
Judgment entered 8/7/90
A - 153 JUDGMENT OF NON PROS
James F. Simmons,
Prothonotary

Aug. 22, 1990 Plaintiff's Petition to Open Default Judgment, Notice of petition to Gerald Sullivan and Order Opening Default Judgment filed. ORDER: AND NOW, this 22 day of August, 1990 upon consideration of Plaintiff's Petition to Open Default Judgment, it is hereby ORDERED that rule to show cause is entered and directed to the defendants to show cause if any they have why the prayer of the Petition may not be granted. Said rule is returnable for hearing and or Argument for the 5th day of September 1990 at 11:00 am in Room 1 or 2 .

By the Court:

Gordon R. Miller, J.

Aug. 24, 1990 copies of order to Richard W. Roeder and Gerald Sullivan.

Sept. 4, 1990 Certificate Of Service of Motion To Continue and Order filed.

Sept. 4, 1990 Motion To Continue and Order filed. AND NOW, this 6th day of Sept., 1990, upon Plaintiff's Motion for Continue, it is her eby ORDERED that the hearing presently scheduled for September 5, 1990, at 11:00 a.m. is continued to Oct. 2, 1990 at 9:30 o'clock a.m.

Imogene Yetman, C.A.

Sept. 12, 1990 Copy of order mailed to Richard Roeder and copy of order put in Gerald Sullivan's box.

Oct. 2, 1990, Complaint filed. 2 copies (atty)

Oct. 2, 1990 Copy of Notice of Appeal and Delivery Notice filed.

Oct. 4, 1990 Order filed. AND NOW, October 2, 1990, after legal argument, the plaintiff's Petition to Open the Default Judgment of Non Pros is GRANTED after the Court reviews the peculiar procedural problem.

ACCORDINGLY, counsel for the plaintiff having prepared the requisite Complaint and presented the same to the Court, he is directed to file the same and counsel for the defendants being present in Court this date, accepts service of the same.

The defendants shallhave twenty (20) days to file an Answer to the plaintiffs' Complaint.

A nonjury trial is hereby set for November 15, 1990, at 9:00 a.m. in Courtroom 1 or Courtroom 2.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Oct. 8, 1990 Copy of order mailed to Richard Roeder and copy put in Gerald Sullivan's box.

Nov. 8, 1990, Answer and New Matter filed.

Nov. 16, 1990, ORDER filed. And now, Nov. 14, 1990, hearing in the above matter heretofore set for Nov. 15, 1990 is hereby reset by the court for Dec. 14, 1990 at 9:30 a.m. in C. R. No. 2.

FOR THE COURT,
Imogene Yetman, Ct. Adm.

Nov. 20, 1990, copies to Attys. R. Roeder and G. Sullivan,

Dec. 7, 1990, Motion for Continuance and order filed. ORDER: AND NOW, Dec. 7, 1990, non jury trial is hereby reset for Jan. 29, 1991 at 1:30 p.m. in C. R. No. 1 or 2.

FOR THE COURT, Imogene Yetman, Ct. Adm.

Dec. 10, 1990, copies to R. Roeder and G. sullivan, attys.

Jan. 31, 1991 ORDER filed. AND NOW, January 29, 1991 at the time this landlord and tenant action is set for non-jury trial, the parteis and their counsel advise the Court the matter has been amicably resolved as follows:

1. Five months rent at $260.00 per month is admittedly due, which totals $1300.00, and accordingly, judgment is entered and a verdict rendered in this case in favor of the Plaintiff for the sum of $1300.00.

2. The Defendants agree that without further legal proceedings they will vacate the premises on or before Feb. 13, 1991 and remove nothing from the premises except their personal possessions. The Defendants agree that one day before moving, they will notify Richard Roeder, Attorney for the Plaintiff, of the date and time they will be leaving the premises and it shall be the responsibility of the Plaintiff to drain the pipes. The Defendant shall remain responsible for the paymetn of any other utilities up to the date of their removal from the premises.

3. The Defendants consent that the effect of this agreement is that a writ of possession removing them from the premises may issue in default of this agreement without any furtehr legal proceedings.

Upon compliance with the above order, this case will be considered settled and dismissed of record.

By Order Of The Court,
P. Richard Thomas, S.J.

Feb. 4, 1991 Copy of order to ATtys. Richard Roeder, Gerald Sullivan.

1990

672.

Stephen Hall

PETITION FOR ORDER OF COURT

for

KATHY R. BERNARD

Filed July 16, 1990
@

PETITION FOR ORDER OF COURT (MENTAL HEALTH)

July 23, 1990, Report of Mental Health Review Officer, Recommendation, and Order of court filed. ORDER OF COURT: AND NOW, this 20 day of July 1990, upon consideration of the petition filed at the above number and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED AND DIRECTED that the said Kathy R. Bernard be committed to Washington County for treatment for a period not to exceed 90 days. (Community MH/MR Center)

The patient is further ordered to contact the aforesaid MH/MR Center within five (5) days of the date of this order to establish a treatment plan.

Hearing scheduled July 23, 1990 1:30 M.H. Center notify family members and produce patient for hearing.

BY THE COURT,
P. Richard Thomas, J.

9/20/90
@ 4:20 p.m.

July 23, 1990, copies given out by Mr. LIlly, MH/MR office.

July 24, 1990 Order filed. AND NOW, July 23, 1990, the matter is before the Court to review a reocmmendation by the Mental Health Hearing Officer. It appears this patient has had ongoing suicidal episodes over a lenghty period of years, has recently been confined in Wester Psychiatric and ended up July 13th after a suicide attempt as a patient at the Meadville Mental Center. It appear now she is being released against medical advice and also left Western Psychiatric hospitalization against medical advice. The patient postulates that he has now recovered and is no longer in a period of anxiety or depression and wishes to return to her hme County of Washington and keep an appointment scheduled for July 24, 1990 at the Washington County Mental Health center.

The Daughter of the patient appears and advises she will transport her to Washington County this date and see that she keeps her appointment on July 24th. Accordingly, the patient is discharged from the Mental Health Center and released into mental health counseling and treatment under the Washington County Community Mental Health Center. IN the event further hospitalization for mental illness or depression is required, the same shall be carred out in Washington County instead of Crawford County since the patient is a full-time resident and employed in Washington county.

Upon keeping her appointment on July 24, 1990, Crawford County jurisdiction over this patient will be terminated.

BY ORDER OF THE COURT,
P. Richard Thomas, J

July 24, 1990 Copies given out by Mr. Lilly

1990

Brian Lindsay

James R. Irwin

Thomas, Truax, Spadafore
Vardaro & Walker
~~Emil M. Spadafore Jr.~~ withdrawn
673.

N/W Legal Services, Inc.
Gerald Sullivan

Ted Isoldi
Thomas, Truax, Spadafore,
Walker and Keenan
R. Charles Thomas, Esq.

DAVID W. KUHN

vs.

LAURA E. KUHN

Filed July 16, 1990
@ 2:43 p.m.

Tax & Entry paid	$50.50
State pd.	5.00
John Fuller, mediator	

Pro Se Pd 11/25/91 9.00
Pro Se Pd # 1024 = 9.00

1/25/91 Recd $67.50 from Plaintiff
Recd 2-1-91 $67.50 Vivian Stoltzy

1-25-96 Ref from deft med dep. $150.00

9-9-96 Pd deft Refund # 1024 $21.00

9-19-96 Pd Def # 10244 $120.00 med

5-21-97 Ref from plff med fee $120.00

120.00

9-7-99 Ref from Deft med fee 200
Disp at AD1992-1119

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

YOU, Laura E. Kuhn, Defendant have been sued in court to obtain custody, partial custody or visitation of the child: Megan Kuhn.

You are ordered to appear in person in front of JOHN FULLER CHILD CUSTODY MEDIATOR, at such time and such place as he shall designate for a mediation conference.

If you fail to appear as provided by this order an order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Assoc. Ser. to the Pub. comm.
c/o Prothonotary, courthouse, Meadville, Pa. 16335 TeleP 814 724-4636.

Date: July 18, 1990, BY THE COURT,
P. Richard Thomas, J.

July 23, 1990 Appearance of Northwestern Legal Services, by Gerald Sullivan, for defendant Laura E. Kuhn filed.

Oct. 23, 1990, Amended Complaint for Custody filed.

TEMPORARY ORDER: AND NOW, this 22rd dayof Oct, 1990, it is hereby ordered that JOHN FULLER, ESQUIRE, is the apponted child custody mediator and that the parties appear for a mediation conference at such time and place as custody mediator shall designate for a mediation conference.

10/22/90 BY THE COURT,
Gordon R. Miller, Judge

Oct. 24, 1990, copies to G. Sullivan and E. Spadafore attys.

Nov. 14, 1990 Order filed. AND NOW, November 14, 1990, after mediation conference before John Fuller, Esquire, and based upon an agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Megan Kuhn shall be shared between the father, David W. Kuhn, and the mother, Laura E. Kuhn, that is, each parent shall be entitled to take part fully in decisions affecting the child such as the child's medical treatment, religious instruction and education, and each parent shall be entitled to full access to school records and other important records.

II. Physical custody of Megan Kuhn shall be shared between the parties in the following manner:

A. The father shall be entitled to custody of the child each week from Friday at 3:00 p.m. until MOnday at 8:00 p.m.

B. The mother shall be entitled to custody of the child each week from 8:00 p.m. Monday evening until 3:00 p.m. Friday afternoon, effective November 14, 1990.

C. Transportation of the child will be provided by the fathe runtil such time as the mother has an automobile available to her. In the meantime, the father will pick up the child at the home ofther mother on Friday afternoon and the father will drop off the child at the home ofthe mother on Monday evening. When the mother has transportation available to her, the parties shall equally divide the transportation of the child and if they cannot agree otherwise, the father will pick up the child at the home of the mother on Friday and the mother will pick up the child at the home of the fathe ron Monday.

D. Holidalys shall be defined as Thanksgiving, Christmas and Easter. The parties shall share custody of the child on the aforementioned three holidays and if they are unable to agree otherwise, the child shall be in the custody of the fathe ron those three holidays from 8:00 a.m. untl 1:00 p.m. and in the custody of the mtoher on those three holidays from 1:00 p.m. until 8:00 p.m.

E. Neither mother nor father shall say or do anything in an attempt to turn the child against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents.

F. Neither mother nor father shall expose the child to any person or situation which may be harmful to the child's health or well being.

G. Both parents agree to inform the other immediately of any illness or injury regarding the child and both parents agree to furnish the other with a current telephone number.

III. THis Order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof.

IV. Cost of the mediation conference shall be equally divided, with the father paying one-half of the cost thereof and the remaining one-half to be paid by crawford County.

Gordon R. Miller, J

Nov. 20, 1990 Copies of order put in Emil Spadafore, Gerald Sullivan and John Fuller's box and copy mailed to Plaintiff

Aug 16, 1991 Motion to Withdraw as counsel and Order filed: AND NOW, this 16 day of August, 1991. Upon presentation and consideration of the foregoing Motion, Gerald Sullivan, Esq., is hereby granted permission to withdraw. A copy of this order shall be served on defendant.

BY THE COURT,
Gordon R. Miller, J.

Aug 20, 1991 Copies of order put in Attys Spadafore andSullivan's boxes.

Aug. 27, 1991 Modification of Custody and ORDER filed. AND NOW, this 27th day of August, 1991, upon consideration of the attached Modification of Custody, this matter is hereby referred back to the custody mediator, Attorney John Fuller, for further hearing.

PER CURIAM,
Gordon R. Miller, J.

Aug. 27, 1991 Copy of Order to Attys. Mason and Mason, and John Fuller.

Continued on Page 684D
SEE Vol. 3

1990

Thomas, Truax, Spadafore, Vardaro, Walker

Emil M. Spadafore Jr.

674.

MARINE BANK

vs.

RANDALL P. HARTZELL AND
PAMELA J. HARTZELL, HIS WIFE

Filed July 16, 1990
@ 2:58 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	28.72
Pro Co. Pd 8/30/90	9.00

H-144,134
Judgment entered 8-30-90

COMPLAINT

2 copies (sheriff)

July 25, 1990 Sheriff's Return filed. SERVED Randall P. Hartzell personally on July 18, 1990 at 3:44 PM at his residence, R.D.#1, Connueat Lake, Crawford County, PA.
SERVED Pamela J. Hartzell personally on July 20, 1990 at 9:55 AM at Sheriff's OFfice, Crawford County Courthouse, MEadville, PA.
So answers, Robert M. Stevens, Deputy SHeriff
Carole STefanucci, Deputy SHeriff
Howard N. Stewart, SHeriff

August 30, 1990, 1:50 P.M., AND NOW upon Praecipe of Plaintiff Attorney, judgment is hereby entered in favor of the Plaintiff and against the Defendants in the amount of Twenty-Nine thousand six hundred eighty-four and 66/100 together with interest at the rate of $6.88 per day from the date of entry of judgment and for judicial sale of the mortgaged property.

Debt $29,684.66

Judgment
James F. Simmons, Pro.

EXECUTION NO. 1990 - 82

1990

Jack, Kookogey & Felton
John S. Kookogey

675.

GARY A. LAFFERTY AND CHRISTINE LAFFERTY, HIS WIFE, AND CABOT OIL AND GAS CORPORATION

vs.

SARAH BOWER, a/k/a BAUER, MRS. FRANK ENGELS, JOHN BOWER, EDWARD BOWER, AND FRED BOWER, THEIR HEIRS, PERSONAL REPRESENTATIVES AND ASSIGNS

Filed July 16, 1990
@ 4:05 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co pd 9/28/90	9.00

COMPLAINT - ACTION TO QUIET TITLE

July 18, 1990 Affidavit, Motion For Leave To Serve By Publication and Order filed. AND NOW, 7/18, 1990, on motion of John S. Kookogey, Attorney for Plaintiffs in the above-captioned matter, leave is hereby granted to serv e Sarah Bower, a/k/a Bauer, Mrs. Frnak Engels, John Bower, Edward Bower and Fred Bower, and their respective heirs, personal representatives, and assigns, generaly, Defendants in said action, by publication of a notice of the facts set forth in the Complaint in the Meadville Tribune and the Crawford County Legal Journal newspapers of general circulation, one (1) time and requiring the said Defendants to plead within twenty (20) days from last date of publication thereof.

PER CURIAM,
P. Richard Thomas J

July 23, 1990 copy of order mailed to John S. Kookogey

Aug 22, 1990 Motion for Judgment and Final Decree filed: AND NOW, this 22 day of Aug., 1990, upon presentation of the foregoing motion and due consideration thereof, it is hereby ORDERED AND DECREED that the defendants, SARAH BOWER, a/k/a BAUER, MRS. FRANK ENGELS, JOHN BOWER, EDWARD BOWER, and FRED BOWER, and their heirs, personal representatives, and assigns, are forever barred from asserting any right, title, lien or interest inconsistent with the claim of the plaintiffs, as set forth in the Complaint in this case, of, in, or any way attacking the title of the Plaintiffs in said property, or from issuing or continuing any action attacking the same, and from encumbering, mortgaging or conveying the same or any part thereof, unless the Defendants, SARAH BOWER, a/k/a BAUER, MRS. FRANK ENGELS, JOHN BOWER, and FRED BOWER, and their heirs, personal representatives, and assigns, take such action as is herein directed within thirty (30) days after the entry of this judgment. It is further Ordered and decreed that if no Petition to open this judgment or set aside this Decree is presented by the Defendants, SARAH BOWER, a/k/a BAUER, MRS. FRANK ENGELS, JOHN BOWER, EDWARD BOWER and FRED BOWER, and their heirs, personal representatives, and assigns, within thirty (30) days from and after the entry of this Decree, the same shall be final. If such action is not taken within said thirty day period, the Prothonotary, on praecipe of the Plaintiffs, shall enter final Judgment.

PER CURIAM,
Gordon R. Miller, J

Aug 24, 1990 Copies of order mailed to Atty Kookogey.

And now, September 27, 1990 upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.
B-154-94-54-64; E-63

FINAL JUDGMENT
James F. Simmons
Prothonotary

Watts, Pepicelli, Youngs and Youngs
Christopher J. Youngs

676.

Nancy Sennett

VICTOR N. FULLER, AND REBECCA FULLER, INDIVIDUALLY AND AS PARENTS AND NATURAL GUARDIANS OF CHRISTOPHER J. FULLER, A MINOR

vs.

BIBLE BAPTIST OF MEADVILLE, PENNSYLVANIA, AND REVEREND JAMES LOTZ

Filed July 16, 1990
@ 9:30 a.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Pro Co Pd 7/26/90	5.00 ✓
Pro Co Pd 7/27/90	1.00 ✓

SUMMONS IN A CIVIL ACTION

July 16, 1990, Petition to Compromise a Minor's Claim and Order filed.

ORDER APPROVING COMPROMISE OF MINOR'S CLAIM:

AND NOW, July 16, 1990 upon presentation and consideration of the foregoing Petition, the court hereby approves settlement of the claim of Christopher J. Fuller, a minor, for the gross amount of $17,500.00 It is further ordered that:

1. The $17,5000 shall be distributed as follows:

a. To Watts, Pepicelli, Youngs and Youngs PC, as legal fees $4,375.00

b. To Watts, Pepicelli, Youngs and Youngs PC as reimbursement for costs advanced 100.50

c. To Petitioners, victor N. Fuller and REbecca Fuller as reimbursement for medical expenses paid on behalf of Christopher J. fuller 728.50

d. To Meadville MEdical Center 4,503.43

e. To V. R. Ordinario, Jr. M.D. 510.00

f. To Christopher J. Fuller 7,282.57

2. The net proceeds of $7,282.57 shall be paid to Victor N. Fuller, natural guardian of the minor Christopher J. fuller, pursuant to Pa. Rule of Civil Procedure 2039(b)(1). Victor N. Fuller, as natural guardian, shall manage the minor's funds in accordance with the restrictions and obligations of the Pennsylvania Uniform Gift to Minor's Act, as the same may be amended from time to time. It shall not be necessary for the natural guardian to obtain court approval for expenditures or for inventment decisions except as may be required by the Pennsylvania Uniform Gift to Minor's Act.

3. Upon receipt of the $17,500 from the insurance carrier, , the Petitioners shall execute a general release in favor of Bible Baptist of Meadville, Pennsylvania.

BY THE COURT,
Gordon R. Miller, J.

2 copies (atty)

July 23, 1990, Upon praecipe of plaintiff attorney, the above entitled action is hereby settled and discontinued of record.

1990

Schuchert Sheerer PC
Martin W. Sheerer

677.

Knox McLaughlin Gornall & Sennett,P.C.
By: Matthew J. McLaughlin for Edward L. & Ann Zehe

JOSEPHINE ANN CASILE

vs.

EUGENE F. DUFFY t/d/b/a SOUSA REALTY AND EDWARD L. ZEHE AND ANN ZEHE

Filed July 17, 1990
@ 10:40 a.m.

Tax & entry Paid	$50.50
St. paid	5.00
Sheriff's Costs	25.72
Pro Co Pd 12-28-90	9.00
Pro Co Pd. 1/30/91	5.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

July 24, 1990 Writ Return filed. SERVED Eugene F. Duffy on July 18, 1990 at 3:45 PM by handing copy of Summons to Nancy Duffy, his wife, at place of business, Sousa Realty, Midway Blvd., Conneaut Lake, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 21, 1990, Complaint filed.

Nov. 13, 1990 Praecipe for Appearance of KNox, McLaughlin Gornall & Sennett, P.C. by Matthew J. McLaughlin for defendants Edward L. Zehe and Ann Zehe filed (Jury Trial of twelve jurors demanded)

Dec. 6, 1990 Notice Of Service Of INterrogatories To Plaintiff (First set) filed.

Dec. 6, 1990 Answer Filed.
@ 2:02 p.m.

AND NOW, Dec 28, 1990 /Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendants, EUGENE F. DUFFY,t/d/b/a SOUSA REALTY only, based on Defendant's failure to file an Answer, amount to be determined during later proceedings, plus court costs and interest from date of judgment.
D-56; S-186 JUDGMENT
James F. Simmons
Prothonotary

Dec 31, 1990 Judgment entered.

Dec 31, 1990 Notice of Judgment mailed defendants, Duffy & Sousa Realty with copy ,mailed to Atty. Wm. Gregg.

Jan. 28, 1991, Upon praecipe of plaintiff attorney the above captioned action is marked settled and discontinued of record.

1990

678.

SANDRA LEA ERICKSON

vs.

DENNIS L. ERICKSON

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies sheriff; 1 copy plaintiff

ORDER:

And now, this 17th day of July, 19 90, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions:

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for July 30, 1990, at 3:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Filed July 17, 1990
@ 3:33 p.m.

Tax & entry pd 8/10/90 $50.50
Sheriff's Costs 27.50
9.00
Proc pd 8/10/90

8/10/90 Recd $27.50 From Plaintiff

8/10/90 Paid $27.50 To Howard Stewart, Sheriff Chk # 5746

July 19, 1990 Sheriff's Return filed. SERVED Dennis L. Erickson personally by handing copy of Protecton From Aubse toh im on July 19, 1990 at 8:25 AM at Sheriff's OFfice, Crawford County Courthouse, Meadville, PA.
So answers,

Edgar D. Householder, Chief Deputy Sher.
Howard N. STewart, Sheriff

Aug. 10, 1990 Motion for Consent Order and Order filed. AndsNow, this 10th day of August, 1990, the Court, in consideration of the following Agreement of the parties to this action, does hereby enter the following Consent Order based on the terms of said Agreement:

This Agreement, made this 31st day of July, 1990, between Sandra Lea Erickson, Plaintiff, and Dennis L. Erickson, Defendant, as follows:

Whereas, Sandra Lea Erickson commenced an action at the above term and number by filing a petition for emergency relief under Protection from Abuse Act; and

Whereas, the parties desire to amicably settle the aforementioned action,

Now, Therefore, the parties hereto, each intending to be legally bound hereto, do hereby agree as follows:

1. Dennis L. Erickson shall not assault, abuse, harass, threaten, or in any way frighten Sandra Lea Erickson.
2. Dennis L. Erickson shall not be present on the premises of Sandra Lea Erickson's place of employment employment while Mss.Erickson is working there and dennis L. Erickson will not contact or attempt to contact Sandra Lea Erickson except through a third person.
3. Upon approval of this Court, this Agreement shall be reduced to an Order of the Court, to be effective effective for one year pursuant to 35 P.S. § 10186(4)(b).

In Witness Whereof, the parties hereto have hereunto set their hands and seals the day and year first above written

Sandra Lea Erickson, P laintiff
Dennis L. Erickson, Defendant

Wherefore, this 10th day of August, 1990, the Court hereby enteres this Agreement of the parties as a consent Order to be in effect for one year fromthe date of the aprties' Agreement and, pursuant to 35 P.S. § 10187, directs that a copy of this Consent Order shall be issued to the Plaintiff, to the Defendant, and to the County Sheriff's Office, to enforce the consent Order.

By the Court
Gordon R. Miller, J

Aug. 13, 1990 Copy of order put in JOhn Brautigam's box.

1990

Jorden & White
William T. JOrden &
George R. Gray

~~Quinn, GEnt, Buseck & Leemhuis, Inc.~~
withdrawn
~~Natalie Dwyer Haller~~
Brian J. Lindsay
Halliday & Halliday
Michael Halliday
for Patricia Wagner
679.

Knox, Graham, Gornall & Sennett, INc.
Joanna K. Budde
Farmes Mutual Fire Insurance Co. of Schuylkill Co. and Wilbur A. Miller, and Independent Assocs.

BERNARD WAGNER, PATRICIA WAGNER, AND DAVID WAGNER, INDIVIDUALLY AND D/B/A WAGNERCREST FARM

vs.

FARMERS' MUTUAL FIRE INSURANCE COMPANY OF SC HUYLKILL COUNTY, WILBUR A. MILLER, AND INDEPENDENT ASSOCIATES

Filed July 17, 1990
@ 3:32 p.m.

TaX & entry paid	$50.50 ✓
State	5.00
Sheriff's Costs M 7/23/90	82.50
Pro Co pd 3-5-96	6.00 ✓

JURY TRIAL

COMPLAINT

3 copies (sheriff)

Aug. 2, 1990 Appearance of Knox, Graham, Gornall & Sennett, Inc by Joanna K. Budde for Farmers Mutual Fire Insurance company of Schuylhill County filed.

Aug. 9, 1990 Appearance of Knox, McLaughlin, Gornall & Sennett, P.C. by JOanna K. Budde for Defendants filed.

Aug. 28, 1990 Answer and New Matter filed.

Aug. 31, 1990 Sheriff's Return filed. I hereby certify and Return that service was made by handing a true and attested copy to: John C. Pitts at 318 South Liberty St., Orwigsburg, PA 17961 on July 24, 1990 at 11:05 am
So answers, Dave Snyder, Deputy Sheriff
Tom Holden, Sheriff
Before me, the undersigned authority, personally appeared Richard C. Elliott, Butler County Deputy Sheriff who being duly sworn accor ding to law, deposes and says tha ton the 24th day of July, 1990, at 1:00 p.m., he served Complaint in Civil Action, filed 7/17/90 at No. AD 1990-679 Term, 19, Crawford County Pennsylvania, upon defendant Independent Associates at thier place of business P.O Box 250 Rt. 308, West Sunbury Boro Butler County, PA by making known the contents thereof to Harry Joswiak Mgr. of INdepentent Association and handing to and leaving with him the certified copy of the Complaint received from Crawford County Sheriff
So answers, Richard C. Elliott, Deputy Sher.
Dennis C. Rickard, Sheriff
SERVED FArmer's Mutual Fire Insurance Company of Schuylkill County by deputizint the Sheriff of Schuylkill County, PA as per his affidavit of Service attached Served: July 24, 1990
SERVED Wilbur A. Miller personally on July 25, 1990 at 12:49 PM at his residence, R.D. #9, Box 672 Meadville, Crawford County, PA.
SERVED Independent Associates by deputizing Sheriff of Butler County, PA as per his Affidavit of Service attached. Served: July 24, 1990.
So answers, Robert M. Stevens, Deputy Sher.
Howard N. Stewart, Sheriff

Sept. 25, 1990 Reply To New Matter filed.

July 22, 1991 Motion To withdraw As Counsel and Order filed. AND NOW, this 23rd day of July 1991, upon consideration of the foregoing Motion, it is hereby ORDERED, ADJUDGED and DECREED that Quinn, Gent, Buseck and Leemhuis, Inc. is hereby granted leave to withdraw as counsel in the above captioned case. Gordon R. Miller, J
1 copy atty.

Nov. 4, 1991 Defendant's Motion For Sanctions filed.

Nov. 4, 1991 Upon praecipe of Defendant attorney the above matter is placed on the next available argument list.

1991 DECEMBER ARGUMENT LIST

Dec. 20, 1991 ASSIGNMENT OF ARGUMENT DATE, filed. And now, Dec. 20, 1991, argument on the above matter is set for Jan. 29, 1992, at 1:30 PM, in Courtroom 2, before Anthony J. Vardaro, J. FOR THE COURT,
Imogene Yetman, Court Administrator

Jan. 3, 1992 Mailed copy to J. Budde & Plfs.

Jan. 29, 1992 MOTION TO CONTINUE and ORDER filed. ORDER: AND NOW, this 29th day of January, 1992, the within Motion is granted and Argument is set for March Argument List. Anthony J. Vardaro, J.
Feb. 3, 1992 copy in box for B. Lindsay, copy mailed to J. Budde

1992 MARCH ARGUMENT LIST

Mar. 30, 1992, ORDER filed.
1. The plaintiffs shall forthwith provide to the defendants an authorization for the defendants to obtain records from Riverside Processing.
2. All other interrogatories and requests for production shall be answered completely within 15 days of this date with the exception that all tax returns shall be provided within six weeks fo this date.
3. The corut chooses not to imposes sanctions at this time but the plaintiffs are cautioned that the court reserves the right to ompose appropriate sanctions upon the failure of the pl aintiffs to comply with this order.
4. Said sanctions may include requiring the plaintiffs to pay the defendants attorney fees with respect to the delay caused by their lack of cooperation with regard to this matter and could ultimately include the sanctions prayed for by the defendants with respect to dismissal of plaintiffs' complaint with prejudice for failure to respond it being the court's opinion that the plaintiffs ahve been uncooperative with respect tothis matter for too long a period of time.
5. The plaintiffs are advised that included in the intent of this order is that they require other individuals such as accountants or others in possession ofthe required documents to provide those to plaintiffs counsel so that they may be provided tothe defendants in a timely manner pursuant to this order.
BY THE COURT,
Anthony J. Vardaro, Judge
Mar. 30, 1992, copies to Attys. Brian Lindsay and Joanna K. Budde.

Continued on Page 699
SEE VOL. 3

1990

J. Wesley Rowden
First Ass't D. A.

680.

Robert Vincent Allen

COMMONWEALTH OF PENNSYLVANIA

vs.

$ 1,289.00

Filed July 17, 1990
@ 3:43 P.m.

Entry $50.50

PETITION FOR FORFEITURE AND CONDEMNATION DECREE

2 copies (atty)

Aug. 9, 1990, Answer filed. (with New Matter)

Aug. 23, 1990 Reply To New Matter and Motion and ORDER filed. And now, August 21, 1990, upon consideration of the within Reply and Motion, hearing on the Forfeiture Petition is hereby scheduled for Sept. 7, 1990, at 9:30 A.M., in Courtroom No. 1 or 2 of the Crawford Co. Courthouse.

The Sheriff, or his duly authorized representative, is directed to return Robert Vincent Allen from the State Correctional Institution at Huntingdon to the Crawford County Jail on or before Sept. 5, 1990.

Upon completion of the hearing set for Sept. 7, 1990, the Sheriff, or his duly authorized representative, is directed to return the Defendant to the State Correctional Institution at Huntingdon.

By Order Of The Court,
Gordon R. Miller, P.J.

Aug. 23, 1990 Copy of Order to Attys. J. Wesley Rowden. Sheriff, Institution and Defendant (copies given out by D.A.'s Office).

Sept. 7, 1990 Motion To Revoke Order In Part filed.

Sept 27, 1990 Memorandum filed.

Sept 27, 1990 Order filed: AND NOW, September 7, 1990, the defendant having advised the Court he does not wish to appear to contest forfeiture of the sum of $1,289.00 found upon his person at the time of his arrest on a drug charge, the Court hereby grants the District Attorney's request and directs forfeiture of said sum and further direct that said sum be surrendered to the District Attorney's Office for the enhancement of its prosecutions and investigations in drug-related offenses.

The Court directs a transcript of the evidence heard in this case and the original be filed at the civil action in the Prothonotary's Office and a duplicate be filed, together with a copy of this Order, with the defendant's records in the Clerk of Courts' Office.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Sept 27, 1990 Copies of order given to Atty Rowden.

1990

Barrett & Dratler
Bruce A. Barrett

681.

PATRICIA L. LOBINS

vs.

SCOTT D. LOBINS

Filed July 17, 1990
@ 3:45 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co Pd	9.00
Pro ~~State~~ Atty 4/18/91	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

July 26, 1990 Affidavit of Service filed. BRUCE A. BARRETT, Esq., being duly sworn to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the attorney for the Plaintiff in the above captioned action.
2. That a true and correct copy of the Complaint under Section 201(c) of the Divorce Code was sent by registered mail to the defendant on July 18, 1990. The sender's receipt is attached hereto.
3. The registered mail was sent to Scott D. Lobins, R.D.#3, Box 26, Conneaut Lake, pa 16316.
4. That the Defendant received said registered mail on July 21, 1990. Said receipt card number P 966 074 383 is attached hereto and signe dby Scott D. Lobins.

Bruce A. Barrett

Apr. 8, 1991, Affidavit of Consent of plaintiff filed.

Apr. 10, 1991, Affidavit of Consent of defendant filed.

Apr. 10, 1991, upon praecipe of plaintiff attorneys, fpr review Under 201(c) of the Divorce Code, this case moved to court.

Apr. 18, 1991 **DIVORCE DECREE FILED.**

And now, April 18, 1991, it is ordered and decreed that Patricia L. Lobins, plaintiff, and Scott D. Lobins, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Watts, Pepicelli, Youngs and Youngs
Alan L. Pepicelli

682.

Hain & Hain
Howard A. Hain

SUNDAHL & CO. INSURANCE, INC.

vs.

H. JESSE HAAS, INDIVIDUALLY, AND t/a/d/b/a CONNEAUTVILLE COURIER, AND t/a/d/b/a AREA SHOPPER

Filed July 17, 1990
@ 3:51 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Sheriff's Costs	31.32

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

July 25, 1990 Sheriff's Return filed. SERVED H. Jesse Haas on July 19, 1990 at 11:35 AM by handing copy of Complaint to Lisa Fredericks, Secretary and person in charge at his business, Conneautville Courier, Main Street, Conneautville, Crawford County, PA. SERVED H. Jesse Haas, I/A/D/B/A Conneautville Courier, and Area Shopper on July 19, 1990 at 11:36 AM by serving Lisa Fredericks, Secretary and person in charge at place of business, Conneautville Courier, Main Street, Conneautville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 7, 1990 Appearance of Hain & Hain by Howard A. Hain for Defendants filed.

Aug. 7, 1990 Answer, New Matter and Counterclaim filed.

Sept. 6, 1990, Plaintiff's Reply to New Matter/Answer to Counterclaim, filed.

Sept. 6, 1990 Certificate of Readiness filed.

1990 OCTOBER CIVIL TRIAL LIST

Sept. 18, 1990 NOtice of Service of Defendants' First Request for Admissions Interrogatories and Requests for the Production of Documents filed.

Sept 27, 1990 Motion for Continuance and Order filed: AND NOW, this 21 day of Sept., 1990, upon Motion of the Defendants the above case is removed from the October 1990 trial list and the trial of the case is continued until Dec. 11, 1990, all discovery must be complete 10 days before trial date.
P. Richard Thomas, SJ

Sept 28, 1990 Copies of order mailed to Atty. Hain and put in Atty. Pepicelli's box.

Oct. 5, 1990, Plaintiff's Answer to Defendants' First Request for Admissions, filed.

On February 1991 Trial List
On April 1991 Trial List
On October 1991 Trial List
On February 1992 Trial List

Jan 16, 1992, Upon praecipe of plaintiff attorney, case removed from trial list.

Jan. 28, 1992 ORDER filed. AND NOW, Jan. 27, 1992 at the call of the February Civil Trial List, counsel for the Plaintiff indicated that the proposed settlement was not consummated because the Defendant is in bankruptcy. This case is stricken from the non-jury list without any prejudice whatsoever. Either party may place it on the trial list again by following the local Rules of Court regarding the same. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Feb 3, 1992 copy in box for A. Pepicelli, mailed copy to H. Hain

1990

683.

JAMMIE VIDRICK

vs.

JOSEPH VIDRICK, JR.

Filed July 17, 1990
@ 4:07 p.m.

Tax & entry	Pd 9/13/90	$50.50 ✓
Sheriff's Costs		17.20
STATE	Pd 9/13/90	5.00
Penn Co	Pd 9/13/90	5.00 ✓

9/13/90 RECD $17.20 FROM PLAINTIFF

9/13/90 PAID $17.20 TO HOWARD STEWART, SHERIFF Chk# 5834

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff; 1 copy plaintiff

ORDER:

And now, this 17 day of July, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Not contact Plaintiff in any fashion. No go to Pl's trailer for any reason at Crystal Springs Campground Linesville RD Pa.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for July 31, 1990, at 3:30 M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so. Certified mail service authorized.

BY ORDER OF COURT,
P. Richard Thomas, J

Aug. 3, 1990 Order filed. AND NOW, July 31, 1990, at th etime set for hearing on this petition, the Plaintiff appears but the Defendant fails to appear. The Court authorized certified mail service and the Sheriff Deputy advises the Court that on or about July 18, 1990, they forwarded a copy of the Complaint to the Defendnat at his address in Wickliff, Ohio, but have not received a return of service.

Accordingly, the hearing is continued generally and the temporary Order originally entered by this Court July 7, 1990 will remain in full force and effect.

When the Sheriff's Department obtains service, they shall notify the Court in writing and the Court will set a further date for hearing in this case.

BY ORDER OF THE COURT,
P. richard Thomas, J

Aug. 6, 1990 Copies of order mailed to Plaintiff and DEfendant and Copies put in Sheriff's and County Control's box.

Aug. 14, 1990 Sheriff's Return filed. A certified Letter, return receipt requesed, was mailed to Joseph Vidrick, Jr. on July 18, 1990 at his last known address, 29990 Trueman Avenue, Wickcliff, Ohio, 44195. the letter was returned marked "Unclaimed: and hereto attached.

So answes, Howard N. Stewart, Sheriff

Sept 13, 1990 Upon Praecipe of Plaintiff, this action is discontinued.

1990

Mary Ann Kirkpatrick

684.

LINDA HALPERIN

vs.

FARLEY HALPERIN

Filed July 18, 1990
@ 9:05 a.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
State pd 7/20/90	10.00
Pro Co Pd 1-15-91	9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Aug 1, 1990 Affidavit of Service filed: AND NOW, July, 1990, comes Jeremy A. Vitaro being duly sworn accordiang to law, deposes and sets forth as follows:

1. That he is the legal secretary of Attorney for Linda Halperin, Plaintiff in the above-captioned matter.

2. That on information furnished him by the Plaintiff he caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 320 787 921; postmarked July 19, 1990, to the last known address of the Defendant, Farley Halperin, Timbercrest Apartments, Muller Road, Meadville, Pa 16335.

3.That the Defendant, Farley Halperin, on July 26, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.

4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Jerry A. Vitaro

Dec. 3, 1990, Affidavit of Consent of plaintiff filed.

Dec. 19, 1990, Affidavit of Consent of defendant filed.

Jan 15, 1991 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

Jan. 29, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, January 29, 1991, it is ordered and decreed that Linda Halperin, plaintiff and Farley Halperin, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Mary Ann Kirkpatrick

685.

KENNETH STEADMAN

vs.

PATRICIA STEADMAN

Filed July 18, 1990
@ 9:05 a.m.

Tax & entry Paid $50.50 ✓
State paid 5.00
JOhn Fuller, mediator
STATE 7/20/90 10 00

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER: AND NOW, July 18, 1990, the parties herein, their counsel and the child are ordered to appear before JOHN FULLER, CHILD CUSTODY MEDIATOR, at such time and place as the Child Custody Mediator shall determine.

BY THE COURT,
P. Richard Thomas, J.

July 25, 1990, Affidavit of Service filed. And now, July -- 1990, comes Jeremy A. Vitaro being duly sworn according to law, deposes and set forth as follows:

1. That he is the legal secretary of Atty. for Kenneth Steadman plaintiff in above matter.
2. That on information furnished him by palintiff, he caused a cert. copy of Complaint in Divorce to be forwarded by Cert. Mail P 320 787 920; postmarked July 18, 1990, to the last known address of dft. c/o Randy kiser, R. D. #1, Saegertown, Pa. 16433.
3. That the dft. on July 19, 1990, personally singed the ret. crc. card which was affixed to Complaint in above matter and which is attached hereto as Ex. "A".
4. Service of the Complaint is therefore effected in accordance with Pa. Rules of Civil Procedure. Jermy A. vitaro.

Feb. 27, 1991 Stipulation and Consent Decree filed.

AND NOW, this 27th day of February, 1990, the Court orders as follows:

1. Legal custody of Kenneth John Steadman, now age seven (7), born June 15, 1983, shall be shared by his parents Kenneth Steadman and Patricia Steadman, such that all important decisions affecting the welfare ofthe child shall be shared between the parents, and each shall have access to all important documents regarding the child's medical treatment, educational matters, and religous upbringing.
2. Physical custody of Kenneth John Steadman shall be with his mother Patricia Steadman, subject to temporary physical custody witht he father as follows:
a. Father shall have the child three weekends a month, beginning with the weekend in which the first Friday of the month falls, from 5:00 p.m. Friday (with mother to deliver the child to the home ofthe father's parents, Arthur and Joann Steadman, at that time), until 7:00 p.m. the following Sunday (at which time father will return the child to the home of the mother).
B. Father shall have the child each Tuesday and Thursday evening, with mother to deliver the child to the home of the father's parents no later than 5:00 p.m., and with father to return the child to the mother no later than 8:30 P.M.
3. The Christmas holiday will be divided approximately equally, with the first half of the Christmas holiday to be defined as extending from 9:00 a.m. Christmas Day to 5:00 p.m. December 28th, and with the second half of saidholiday to be defined as extending from 5:00 p.m. December 28th to 7:00 p.m. January 1st. In even numbered years, beginning with 1990, the father shall have temporary custody of the child the first half of Christmas vacation, (including Christmas Day, beginning at 9:00 a.m.) and the mother shallhave the second half of Christmas vacation as defined. During odd numbered years, the mother shallhave the child the first half of Christmas vacation. The parent having the second half of Christmas vacation, shall also have the child from 5;00 p.m. of the day the child gets out of s chool for Christmas vacation, until Christmas Day at 9:00 a.m., at which time said parent shall deliver the child to the home of the parent having the first half of said vacation.
4. Each Thanksgiving, the father shallhave the child from the wednesday preceding Thanksgiving at 5:00 p.m. until 3:00 p.m. Thanksgiving Day, at which time father wil return the child either to the home of the mother, or to the home ofthe mother's parents, as the mother shall elect.
5. If Easter weekend would normally have fallen on father's weekend, father shallhave the child until Sunday at 10:00 a.m., at which time he shall the deliver the child to the home ofthe mother. If Easter weekend falls on mother's weekend, mother will deliver the child to the father at 10:00 a.m. Easter Sunday morning, and father will return the child to the mother at 7:00 p.m. Easter Sunday.
6. On the three-day wekeends of Memorail Day and Labor Day each year, these weekends shall be shared by dividing them into two halves, with the first half to be defined as extending from 5:00 p.m. of the day the child gets out of school until noon Sunday, and the second half defined as extending f rom noon Sunday until 7:00 p.m. the following Monday. In 1991, mother shallhave the f irst half of theMemorial Day weekend, and the second half of the Labor Day weekend, as defined above, and father shallhave the second half of the Memorial Day weekend and the first half of the Labor Day weekend. This arrangement shall continue in all odd-numbered years. In even-numbered years, the schedule will reverse, with father to have the first half of the Memorial Day weekend and the second half of the Labor Day weekend, and mother to have the second half of the Memorial Day weekend and the frist half of the Labor Day weekend.
7. During summers, the parents shall alternate two week periods with the child, beginning with the mother to have the child until 7:00 p.m. on the first Sunday following the end of the school year. At that time, she will deliver the child to the home of the father, for the first two week period with father. At 7:00 p.m. two Sundays thereafter, father shall return the child to the home of the mother for her two weeks, continuing in this manner until noon on the Sunday preceding the commencement of the school year, at which time the child will be with the mother until the school year begins. Once the school year begins, the schedule set forth above (Three weekends a month, and Tuesday and Thursday evenings) will resume.
8. Neither parent shall turn the child against the other parent, nor shall either parent allow others, whether relatives or friends, to say derogatory things in front of the child, or in any way influence the child against th eother parent.
9. In the event that the child suffers any serious illness or injury, the parent then having either cusotdy or temporary custody shall immediately notify th eother parent, giving details of the accident or illness and the treatment necessitated.

BY THE COURT,
Gordon R. Miller, J

2 copies atty

1990

Mary Ann Kirkpatrick

686.

Gerald Sullivan

5/13/91 Recd #26.00 From Plaintiff

7-1-91 paid Co. Comm. #26.00 #6295

THOMAS VATTER

vs.

HAZLE VATTER

Filed July 18, 1990
@ 9:08 a.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
State paid	10.00
State Att 7/20/90	10.00
William Pineo, Mediator	
Mediation Costs	52.00
Pro Co Pd 5/13/91	9.00 ✓
Pro Co. Pd 6-3-91	9.00

COMPLAINT IN DIVORCE - CUSTODY

1 copy (atty)

(William Pineo appointed Custody Mediator in AD 1990 - 613)

July 24, 1990 Appearance of Northwestern Legal Services by Gerald Sullivan for Defendant filed.

July 27, 1990 Affidavit of Service filed: AND NOW, July_____, 1990, comes Jeremy A. Vitaro being duly sworn according to law, deposes and sets forth as follows:

1. That he is the legal secretary of Attorney for Thomas Vatter, Plaintiff in the above-captioned matter.

2. That on information furnished him by the Plaintiff, he caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 320 787 923, postmarked July 18, 1990, to the last known address of the Defendant, Hasle Vatter, P.O. Box 9024, Pittsburgh, Pennsylvania 15224.

3. That the Defendant, Hazle Vatter, on July 23, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.

4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure

Jeremy A. Vitaro

Aug 10, 1990 Motion to Consolidate and Order filed: Motion Allowed. August 10, 1990. (Consolidated with AD 1990-613, Papers filed at that number)

BY THE COURT,
Gordon R. Miller, J

Aug 10, 1990 Copies of order put in Atty. Kirkpatrick's box and Atty. Sullivan's box.

Nov. 2, 1990, Affidavit of Consent of plaintiff filed.

FEb. 27, 1991, Addendum to Request for Child Custody, filed.

Apr. 30, 1991 Temporary Order filed. AND NOW, this 29th day of of April, 1991, after Mediation in the above referenced matter and upon the recommendations of the Child Cutody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor child is hereby awarded to his father, Thomas Vatter.
2. The mother did not appear at the mediation conference. No visitation is awarded to her, but she shall have the right to request a visitation scheduling.
3. Costs and fees of this Mediation, which are fixed at $52.00. The father's half is assessed to him as costs in this case. The mother's have is assessed to Crawford County, the mother having qualified for legal services. Payment shall be made to the Prothonotary of Crawford County.
4. Either party may move the Court for a hearing de novo for thirty (30) days form date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
p. Richard Thomas, J

May 6, 1991 Copies of order put in Atty's. Pineo, Kirkpatrick and Sullivan's box and copy mailed to plaintiff

May 23, 1991, Affidavit of Consent of defendant filed.

May 31, 1991 Upon Praecipe for Review Under Section 201(c) of Divorce Code, this case moved to Court.

June 3, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, June 3, 1991, it is ordered and decreed that Thomas Vatter, plaintiff, and Hazle Vatter, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Culbertson, Weiss, Schetroma and Schug
JOhn B. Brautigam

687.

withdrawn
~~Donald Lewis~~
Brian Lindsay

SANDRA L. ERICKSON

vs.

DENNIS L. ERICKSON

Filed July 18, 1990
@ 2:48 p.m.

Tax & entry Paid $50.50 ✓
State paid 5.00
William Pineo,mediator

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

You, Dennis L. Erickson, defendant, have been sued in court to obtain custody of the children, Joseph D., Joshua A., and Christina m. Erickson.

You are ordered to appear in person before Custody Mediator WILLIAM PINEO, at such time and place as the Mediator may specify.

If you fail to appear as provided by this order, an order for custody may be entered against you orthe court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the offic e set forth below to find out where you can get legal help.

Crawford County bar Assoc. Ser. to the Publ Comm. c/o Prothonotary, Courthouse Meadville, Pa. 16335, 814 724-4636.

Date: 7/23/90 By the Court,
P. Richard Thomas, J.

Aug. 1, 1990 Motion for Consent Custody Order and Order filed. AND NOW, this 1 day of Aug., 1990, the Court, in consideration of the following Agreement ofthe parties to this action, does hereby enter the following as a Consent Order based onthe terms of said Agreement:

AGREEMENT

THIS AGREEMENt, made and entered into this 31st day of July, 1990, by and between the parties Sandra L. Erickson, (hereinafter called "MOther"), and Dennis L. Erickson, (hereinafter called "Father"), as follows:

WHEREAS, the parties hereto are husband and wife, having been married on June 14, 1980, in Linesville, Crawford county, Pennsylvania, the parties have separated; and

WHEREAS, the parties hereto are the parents of three minor children: Joseph D. Erickson, born Octobert 9, 1982; Joshua Allen Erickson, born April 7, 1984; and Christina Mae Erickson, born March 18, 1985; and

WHEREAS, the Mother has filed a custody petition, filed at the above term and number requesting custody of the aforenamed minor children ofthe parties, and Father desires to share in said custody and to establish his rights of visitation consistent with the best interest and general welfare of the minor children who are the subject of said custody action.

NOW, THEREFORE, in consideration ofthe premises and of the mutual promises and covenants and undertakings hereinafter set forth, the parties hereto, each intending to be legally bound hereby, covenant and agree as follows:

1. The parties agree that custody ofthe said minor children shall be shared legally between the parties, with Wife having primary physical custody of the minor children.

2. Father shallhave liberal visitation with the chidlren according to a schedule mutually agreed upon between the parties. As a minimum, Father shall have visitation as follows:

a) father shall be entitled to visitation with the chidlren every other weekend, commencing with the first weekend following the execution date ofthis agreement, being the date the Court has entered same as an Order.

b) The parties hereto agree to alternate visitation on the major holidays of: New Years, Easter, Memorial Day, Fourth of July, Labor Day, Thanksgiving, and Christmas, commencing with Father's visitation for Labor Day of 1990, and alternating thereafter.

c) Father shallhave visitation on Father's Day, and MOther shallhave Mother's Day.

d) the parties shall alternate visitationon the birthday of any of the aforesaid minor children, commencing with fAther having visitaiton with the chidlren for Joseph D. Erickson in October, 1990, and alternating thereafter. The par ty not having physical custody of the children for the birthday, shall be entitled to take siad children into his or her physicalcustody on the day before or the day after the child's birthday.

e) Father shall be entitled to visitation with said chidlren for two (2) consecutive weeks during the chidlren's summer school vacation providing he give Mother written notice of his intentionto exercise said visitation of one (1) week.

3. Transportation for vistiation shall be divided equally between the parties as follows: The party desiring to have the children returned to his/her residence shall be responsible for providi the transportation ofthe children.

4. The parties recognize that there may be circumstances from time to time which may prevent the exercise of visitation at the agree dupon dates and times. To that end, the parties agree that each will give timely and reasonable notice to the other of the existance of such circumstanc The parties further agree that an equal amount of makeup visitation time will be granted for any visitation which does not take place as scheduled.

5. In the event of any serious illness of any of the chidlren at any time, any party then having custody of the said child shall immediately communicate with the other par tyby telephone or any other means, informing the other party of the nature of the illness: During such illness, eahc par ty shall have the right to visit the child as often as she or he desire, consistent with the propert meidcal care ofthe said child. The word "illness" as used her ein shall mean any disability which confines the child to bed under the direction of a licensed physician for a period in excess of 48 hours.

6. This Agremeent shall be constructed in accordance with the law of the commonwealth of Pennsylvania.

7. This Agrement constitues the entire understanding of the parties and supersedes any and all prior agreements and negotiations between them regarding custody and visitation of the minor childrn.

8. The fact that this Agremeent has been drafted by the legal representative of one of the parties shallhave no effect, whatsoever, on the validity of ther terms and provisions of this Agreement.

WHEREFORE, the parties hereto request the Ccurt to enter the above and the "Addendum to Consent Order" attached hereto as a consent Order.

Continued in margin . . . . .

ADDENDUM TO CONSENT ORDER

9. Neither party shall do and say anything in an effort to turn the children agains the other parent, but on the other hand shall do everything in the power of each to forster a favorable and loving attitude on the part of the children towards both parents. It is specifically provided that there shall be no arguing between the parents during custody exchanges.

10. Neither aprty shall spend the night with a paramour when the subject minor children are on the premises.

John B. Brautigam
Attorney for Plaintiff

Sandra Lea Erickson, Pff.

Don Lewis Attonrey for Defendant

Dennis L. Erickson, Dft.

BY THE COURT:
P. richard Thomas, J

Includes addendum conditions
PRT

Aug. 1, 1990 Copies of order put in John Brautigam and Don Lewis' box.

Nov. 27, 1990, Appearance of brian J. Lindsay, attorney for defendant; withdrawal of Donald Lewis as attorney for defendant, filed.

RECORD CONTINUED ON PAGE 677.....
SEE VOL. 3

RECORD CONTINUED ON PAGE 677.....
SEE VOL. 3

1990

Mason and Mason
Joan D. Mason

688.

JACK R. LOUGHNER

vs.

WENDY S. LOUGHNER

Filed July 18, 1990
@ 2:52 p.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
State paid	10.00
State Pd 7/20/90	10.00
Pro Co. Pd 4-10-92	12.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Aug. 1, 1990 Affidavit of Service filed. I, Joan D. Mason, Esquire, attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, deposes and say that I did on July 24, 1990 mail to the above Defendant, Wendy S. Loughner by certified mail return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received on July 30, 1990 as indicated by the return receipt card which was returned to the office of the Prothonotary's attorney and is attached hereto. Joan D. Mason

Jan. 6, 1992 Affidavit of Consent of Defendant filed.

Mar. 23, 1992 Affidavit of Consent of Plaintiff, filed.

Apr. 6, 1992 Upon praecipe of Plaintiff attorney to transmit record, case is move to Court.

April 6, 1992 Petition to Correct Divorce Complaint and ORDER filed. AND NOW, this 15 day of April, 1992, upon consideration of the attached Petition to Correct Divorce Complaint, paragraph 4 of the above captioned Divorce Complaint is hereby amended.

BY THE COURT,
Anthony J. Vardaro, J.

April 16, 1992 Copy of Order to Atty. Joan Mason.

April 15, 1992 STIPULATION and DECREE filed. AND NOW, this 15 day of April, 1992, the court orders and decrees as follows:

1. DIVORCE:

Upon consideration of the pleadings and affidavits filed in the above-captioned case, this court hereby grants an absolute divorce from th bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the complaint, and an affidavit has been filed by each of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. REAL ESTATE:

The Plaintiff is purchasing property located in Vernon Township (mailing address RD # 4, West Vernon Road, Box 794-A, Meadville, PA.) which property consists of approximately 5.5 acres, same being purchased through a land contract between himself ("Jacky Ray Lougherner") from Edward J. Sharisky and his wife Rose Marie Sharisky, which land contract is not recorded. Approximately $8,000.00 is owed on said land contract. Defendant shall transfer all of her right, title and interest to said property to the Plaintif, and shall sign the necessary documents presented to her to effectuate said transfer, thereby releasing any rights to same that she may have by virtue of her marriage to the Plaintiff. Jack R. Loughner shall hereinafter retain all rights under said land contract, and shall be responsible for all debts and duties thereunder.

Included in said land contract, and hereby awarded to the Plaintiff, Jack R. Loughner, is a 1974 Hollybrook 14x70 mobile home (with 10x20) porch addition), the title to which shall be transferred to the Plaintiff, with the Defendant's cooperation.

The Plaintiff, Jack R. Loughner shall remain responsible for all taxes in regard to said real estate.

3. AUTOMOBILE:

Defendant, Wendy S. Loughner is hereby awarded the jointly owned 1987 Ford Tempo automobile, which shall be transferred to her within two weeks of the date that the divorce decree in this matter is final. She shall likewise be responsible for the balance on any loan regarding the purchase of said car, which is presently through Marine Bank (Meadville branch), which is in the amount of approximately $2,600.00, more or less.

4. Within two weeks after the date of the entry of a divorce decree in this matter, the Plaintiff shall make available to the Defendant, washing machine, presently located in the mobile home.

5. All other tangible personal property has been divided between the parties to their mutual satisfaction, and the Defendant shall retain those items that she now has in her possession free and clear of any ownership or claims from the Plaintif, and likewise he shall retain those items of tangible personal property now in his possession, and those items now located on the 5.5 acres, and in and about the mobile home, free and clear of any claim of ownership from the Defendant (except for the camera and washer, as noted above).

6. DEBTS:

Plaintiff shall be responsible for the balance owed on the Discover debt, which is approximately $800.00 to $900.00. Neither party hereto shall make any further charges on the Discover account.

7. WAIVER OF FILING OF DOCUMENTS:

Neither party hereto shall require the other party hereto to file an inventory and appraisement as would otherwise have been required by the Pennsylvania Rules of Civil Procedure. Each party is aware of the debts and assets acquired during the marriage.

8. WAIVER OF CLAIMS:

Neither party hereto shall make any claim against the other party hereto, except for enforcement of the rights and responsibilities set forth in this decree.

BY THE COURT:
Anthony J. Vardaro, J.

1990

Mason and Mason
Joan D. Mason

689.

10/5/90
#91.00 Pd by Plaintiff
Mediation Costs
Rec'd 11-2-90
#91.00
Miriam Stoltz

DEBORAH LEHMAN

vs.

LEO F. DUGAN, JR.

Filed July 18, 1990
@ 3:14 p.m.

Tax & entry Paid $50.50 ✓
State paid 5.00
William Pineo, Mediator
Mediation Costs 182.00
Pro Co Pd 10/5/90 9.00 ✓

PETITION FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
You, Leo F. Dugan, Jr. have been sued in court to obtain custody, partial custody, or visitation with the child Wren Brady dugan.

WILLIAM PINEO is hereby appointed mediator to hear this matter, You are ordered to appear in person at such times and places as shall be set for hearing in this matter, whether by the mediator or the Judge.

You are further ordered to bring with you, if in your physical custody, the above named child.

It is further ordered and decreed that pending a final determination by the court, the aforesaid minor child, Wren Brady dugan shall not be removed from the Commonwealth of Penna. by either party, under possible punishment for Contempt of Court.

Date: July 20, 1990 BY THE COURT,
P. Richard Thomas, J.

July 27, 1990 Affidavit of Acceptance of Service filed: I, Leo F. Dugan, Jr., Defendant in the above captioned action, being duly sworn according to law, do hereby state that I accepted service of a certified copy of the custody complaint, on July 26, 1990, by receiving said complaint from my attorney, James Irwin, at his office at 360 Chestnut Street, Meadville, Pennsylvania
Leo F. Dugan, Jr., Defendant

Sept. 12, 1990 Temporary Order filed. AND NOW, this 11th day of September, 1990, after mediation in the above referenced matter an dupon the recommendations of the child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child.
2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor child. Health care, school persosnnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor child.
3a. The subject minor child shall reside with her mother for a period to begin at 6:00 p.m. of the Sunday immediately preceding the opening of the school session after the summer vacation and ending at 6:00 p.m. on the Sunday immediately after the colse of the school session for the summer vacation. The father shallhave the right of temporary physical custody and visitation with his daughter three out of every four weekends, beginning with the weekend of September 14, from Friday at 4:00 p.m. until Sunday at 8:00 p.m. The summer vacation period shall be divided into two-week intervals, each beginning Sunday at 6:00 p.m. and ending on the second Sunday thereafter at 6:00 p.m. The child shall reside with her father during the first such period and with her mother the second, and the parties shallthereafter alternate the periods. In view ofthe frequency of shifts, no weekend visitation is provided separately for the summer.
b. The subject minor child shall have the right to telephone the parent not having physical custody at reasonable times and for reasonable lenghts of time and such conversations will not be unreasonably monitored by the parent having physical custody.
4. HOliday visitation shall be arranged as follows:
a. Christmas holiday visitation shall be arranged as follows: The first period shall begin at noon on Christmas Eve and end at 9:00 a.m. Christmas Day and the second period shall begin at 9:00 a.m. Chrsitmas Day and end at 9:00 p.m. on December 27. For Christmas 1990, the father shallhave visitation and temporary physical custody for the first period, adn the mother, the second, andthe parties shall thereafter alternate the periods. The father shallhave temporary physical custody and visitation each year from December 27 at 9:00 p.m. through January 1, at 9:00 a.m.
b. Thanksgiving holiday visitation shall be arranged as follows: The Thanksgiving holiday visitation period shall begin on the Wednesday preceding Thanksgiving at 8:00 p.m. and end on Thanksgiving Day at 8:00 p.m. For Thanksgiving 1990, the father shallhave visitation and temporary physcial custody and the Thanksgiving holiday visitation period shall thereafter alternate. The father shallhave visitation and temporary physical custody with his daughter each year from 8:00 p.m. Thanksgiving Day to 8:00 p.m. on the Monday after Thanksgiving.
c. The Easter vacation visitation shall be arranged as follows: The Easter vacation period shall begin 9:00 a.m. Good Friday and end 9:00 p.m. Easter Sunday. For Easter 1991, the mother shallhave visitation and temporary physical custody and the Easter vacation period shall thereafter alternate. Should there be an additional spring or Easter vacation from school, the father shallhave temporary physical custody and visitation during such vacation period form 8:00 p.m. on the day school lets out until 8:00 p.m. of the evening preceding the reopening of school.
d. The other holidays to be observed are New Years Day, Memoriaal Day, Independence Day, Labor Day, and the child's birthday, which is May 24. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independance Day, when the holiday visitation shall shall be extended to 11:00 p.m. so that the child may watch the fireworks. The mother shallhave visitation on the holiday next following the entry of this Order, and the parties shall thereafter alternate the holiday periods.
e. The child shall spend Father's Day with her father from 9:00 p.m. to 7:00 p.m., and Mother's Day with her mother, during the same hours.
f. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.
5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
6. The parties shall split resonsibility for transportation with the party receiving the child in the exercise of his or her r ights picking up the child at the home of the other.
7. Each party shall teach said child to give to the other party that love and respect which is due a parent from his or her child.
8. The parties shall cooperate in making sure that the subject minor child continues to participate in the Sunday School of the Unitarian Church in Meadville and in the other celecrations and observance of said church.
9. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the law of Pennsylvania.
10. Neither party shall do or say anything to blacken the character of th eothe rin the child's estimation. Each par shall treat the other in a polite and respectful manner when in the child's presence and each party shallinstruct his or her relatives an dfriends to do likewise and also not to disparage the other party in the child's estimation.
11. The parties are free to amke additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.
12. Either party may request a review of this Order two year form date hereof to make any adjustments.
13. Costs and fees of this Mediation, which are fixed at $182.00 are divided equally between the aprties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
14. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If noether party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, SJ

Sep. 17, 1990 Copies of order put in William PIneo, Joan Mason and James Irwin's box and copies mailed to plaintiff and defendant.

Oct. 3, 1990 Motion For Technical Correction and Order filed. AND NOW, this 2nd day of October, 1990, upon consideration of the foregoing motion, the same is hereby granted.

BY THE COURT,
P. R Thomas, S.J.

Oct. 4, 1990 Copies of order put in Joan Mason, James Irwin and William PIneo's box

Continued of Record to Page 700. SEE VOL. 3

1990

Edward G. Davis
Legal Services

690.

ROSELLA DALY

vs.

BETTY J. KELLY AND THOMAS J. KELLY, AND EVERETT SUTTON

Filed July 19, 1990
@ 11:05 a.m.

Indigent filing
Bruce SMith, mediator

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Betty Kelly, Thomas Kelly, and Everett Sutton, have been sued in court toobtain custody, partial custody or visitation rights of Robert Sutton, Bruce Smith, Esq. is appointed mediator for the purpose of conducting a conference with respect to the issues raised in the Complaint. The mediator shall conduct a conference and shall repor tto the court as to whether or not the issues raised in the complaint are capable of resolution by agreement between the parties. The mediator shall confer with the parties and make every effort to ac hieve negotiated resolutions of the issues raised in the complaint. No testimony will be taken at the mediation conference. The parties should bring with them any relevant expert reports. If no such resolution can be achieved, the mediator shall also report to the court. he shall also submit an interim proposed order which shall include a hearing date before the court.

You are further ordered to appear for mediation conference to be set by mediator.

If you fail to appear as provided by this order, an order for custody, partial custody or visitation may be entered against you ro the court may issue a warrant for your arrest.

You should take this paper to you lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Court Administrator Crawford County Courthouse, Meadville, Pa. 16335, 814 336-1151.

July 20, 1990

By the Court,
P. Richard Thomas, J.

July 19, 1990, Praecipe to Proceed In Forma Pauperis with affidavit attached filed.

Aug. 31, 1990 Temporary Order Of Court filed. AND NOW, this 29 day of August, 1990, after Mediation and upon recommendation of the child Custody Mediator, it is her eby ordered and decreed that:

1. The natural parents of Robert Sutton, age thirteen, born September 16, 1976, and the natural grandparents, Mr. & Mrs. Thomas J. Kelly, shall share legal custody of the said minor child. Said joint legal custody being shared shall entitle all parties to equal access to any records relating to the child held by a third party, including, but not limited to, school and medical records, and shall also entitle all parties to equal input with regard to the educational religious upbringing of the child, as well as elective surgery.

2. Primary physical custody of the child shall remain with the natural grandparents, Betty J. Kelly and Thomas J. Kelly. Visitation with the father, Everett Sutton, shall be as arranged between Mr. Sutton and Mr. & Mrs. Kelly. Regular visitaiton and temporary custody with the child shall be granted to the pl aintiff mother, Rosella Daly. Physical custody of the child of the plaintiff mother shall be as follows:

a. Beginning with the month of September, 1990, the mother shall have the right to take the child into her temporary physical custody during the first, second, and fourth weekends of each month. Said weekends shall begi at 5:00 p.m., Friday, prevailing time, and shall end at 6:00 p.m., prevailing time. The mother shall provide the transportation from the child's home to her home and from her home back to the child's home with the grandparents.

b. During the summer of each year, beginning in 1991, the child shall spend one uninterrupted week in each of the the months of June, July, and August in the mother's home in lieu of weekend visitation, and the mother shall give the grandparents a notice of ten days of which weeks.

c. Holiday visitation shall take priority over other scheduled visitation. The parties are encouraged to agree to holiday visitation; however, in the event that they cannot, during even-numbered years, beginning in 1990, the mother shallhav ethe child on Memorial Day and Labor Day. In odd-numbered years, beginning in 1991, the mother shallhave the child on Easter and the 4th of July. These days shall begin at 9:00 a.m, prevailing time, and shall end at 8:00 p.m., prevailing time. The child shall spend Thanksgiving each year in the grandparents' home and shall spend the Friday and Saturday immediately Thanksgiving in the mother's home beginning at 9:00 a.m., prevailing time, on Friday and ending at 9:00 p.m., prevailing time, on Saturday. With regard to Christmas each year, the child shall be available to spend part of Christmas Day with the mother. That part of Christmas Day shall begin no later than 2:00 p.m., prevailing time, and shall end no earlier than 7:00 p.m., prevailing time.

d. Anytime the mother is nore than one hour later to pick up the child at the grandparents' residence, the transfer and resulting visitation shall be waived and shall not occur unless satisfactory arrangements have been previously made with the grandparents.

3. The parent or grandparent having custoyd of the child at anytime shall notify the other as soon as possible in the event of injury or illness ofthe child requiring medical treatment.

4. Non of the parties to this action shall take the child into any environment which might be commonly thought of as detrimental to his development or to the development of his character or which would be commonly thought of as dangerous to his physical person.

5. The parties to this action are encouraged to discuss arrangements for physical custody ofthe child; and, if the parties muutally agree to an alternative arrangement to accommodate themselves and/or the child's schedule, they may adjust the physical custody arrangement accordingly and are encouraged to do so by mutual consent and agreement.

6. All of the parties to this action an d any other person coming into regular contact with the child will teach the child to develop and display that love and respect due a parent or grandparent from his or her child or grandchild, and none of parties or other people comming into contact with the child will do or say anything to blacken the character of any of the parties to this action in the eyes of the child.

7. This Order shall not prejudice the right of any party to this actionto request a Mediation Conference if further Mediation would be in the best interest of the child or if there are changed circumstances in the lives ofthe aprties or of the child.

8. The Court of Common Pleas of Crawford County, Pennsyvlania, shall retain jurisdiction of this matter so long as either of the parents, either of the grandparents, or the child, the subject matter of this action, resides inthe Court's jurisdiction and for at least six months from the date of this Temporary Order.

9. The fee for the Child Custody Mediator shall be paid by the County of Crawford.

10. This Order shall be a Temporary Order but shall become a permanent Orde runless exceptions are filed by either party within thirty day sf rom the date oft his Temporary Order

BY THE COURT:
Gordon R. Miller, J

Spet. 6, 1990 Copies of order mailed to Atty. Davis & Smith and also to Mr. sutton and Mr. & Mrs. Kelly

Rosella Daly

vs.

Betty J. Kelly et al

Record continued from page 140

of record

A.D. 1990 - 690

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Oct. 10, 1990 Motion For Hearing De Novo and Order filed. AND NOW, this 1 day of October, 1990, upon presentation and consideration of the foregoing, a hearing de novo is scheduled before this Court on the 2 da yof Nov., 1990, commencing at 1:30 o'clock p.m. in Courtroom No. 1 of the crawford County Courthouse, Meadville, PA 16335.

BY THE COURT,
P. Richard Thomas, S.J.

Oct. 11, 1990 Copies of order mailed to Bruce Smith, Edward Davis and copy put in Brian Lindsay's box.

Nov. 16, 1990 Order filed. AND NOW, November 2, 1990, at the time set for de novo hearing in this custody case, which was requested by the father and grandparents, neither the mother nor her counsel appear.

Robert Sutton, the child at issue, was recently hospitalized from October 10th through October 30th, 1990, apparently for excessive epiliptic seizures and has had some change in the medication. He has not returned to school and apparently because of potential pressures at school, the school believes that for the immediate future it would not be in his best interest to attend school and they have offered to give in-home tutoring to the child, and the grandparents with whom he lives believes that at this state it is the best solution.

The Court Order of August 29, 1990 provided for three (3) weekend visits per month for the mother, but apparently only one (1) of these visits was kept by the mother. At other times, the mother did not appear to pick up the child or called and advised it was impractical to have him for the weekend.

Robert is upset by the fact that while he was in the hospital for twenty days in Clarion his mother neither called, sent a card or came to visit. As an ancillary circumstances, Mrs. Kelly advises that Everett Sutton who is critically ill is in a declining medical condition, is bedridden and his physician advises his life expectancy is only about two weeks.

Robert desires to have visits with his mother but because of his physical condition, it makes him nervous to be around so many other children in the mother's home. He still wishes to see his motehr but his request, agreed to by the grandparents with whom the child lives, is that the visits be at the home of the grandparents.

Accordingly, the Order of August 29, 1990 is modified to the end that the three (3) monthly weekend visits are cancelled, but the mother willhave the opportunity to visit her son in the home of the Kellys for a reasonable period of time every two (2) weeks. It shall be the responsibility of the mother to call Mrs. Kelly to arrange a time for these visits.

Because of Robert's medical and epileptic problems, the future is difficult to predict, but Robert and Grandmother Kelly opine that if Robert's condition stabilizes and he would desire an occasional visit in the home of his mother, that it should be arranged.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Nov. 20, 1990 Copy of order put in Brian LIndsay's box and copy mailed to Edward Davis

140
B

1990

1990

R. Charles Thomas
Thomas, Truax, spada-
fore, Vardaro, Walker

691.

Brian J. Lindsay

Devine & Kuftic
Elizabeth A. Malc

2-12-93 Received from
deft 350 on
masters deposit

JOANNE M. SMITH

vs.

DUANE L.SMITH

Filed July 19, 1990
@ 1:26 p.m.

Tax &	entry Paid	$50.50
State	Pd 7/22/91	10.00
State	Pd 7/22/91	5.00
Pro Co	Pd 7/22/91	30.00
STATE Co	Pd 7/22/91	10.00
Pro Co	pd 10-19-92	9.00

Christopher Youngs, Master

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 17, 1990 Affidavit Of Consent of defendant filed.

Nov. 20, 1990 Petition For Related Claims Under Divorce Code filed. (Alimony Pendente Lie, Counsel Fees and Costs and Equitable Distribution)

Nov. 20, 1990 Order filed. AND NOW, November 16, 1990 upon presentation and consideration of the within petition the Plaintiff is granted leave to file said peittion in accordance with Pa. R.C. P. 1920.13(b) (2).
The matters raised in said petition sahll be diposed of by the Master or the Court upon motion and hearing.
BY THE COURT,
Gordon R. Miller, J

Nov. 20, 1990 Copy put in Atty's box.

June 15, 1992 Appearance of Devine & Kuftic by Elizabeth A. Malc, Esq. for Duane L.Smith, Defendant, filed.

June 24, 1992 Petition For Bifurcation and Order filed. AND NOW, this 24th day of June, 1992, upon consideration of the within Petition and upon Motion of David R. Devine, Attorney for Petitioner, a rule is entered upon Respondent to show cause why the request for bifurcation should not be granted.
Rule returnable (or hearing is scheduled for) for 15th day of July, 1992, at 1:00 p.m. in Court Room 1 at.
BY THE COURT,
Gordon R. Miller, J

4 copies (atty)

July 15, 1992 Motion for Continuance and Order of Court filed. AND NOW, July 15, 1992 Upon presentation and consideration of the within MOtion, it is ordered that this matter is set for August 5, 1992 at 11:00 AM in Court Room 1.
Gordon R. Miller, J.
July 15, 1992 Copy of the Order to: Atty.R.Charles Thomas, Atty. Brian Lindsay and Atty. Elizabeth A. Malc

August 6, 1992 ORDER filed. AND NOW, August 5, 1992, at the time scheduled for hearing and/or argument on the Defendant's Petition for Bifurcation the Plaintiff appears with counsel and does not oppose a bifurcation so long as economic issues are preserved, and therefore, it is ORDERED as follows:
1. The issues in this case are hereby birfucated to the extent that the count for divorce is bifurcated from all economic counts and the Defendant shall have a right to proceed to file a praecipe to refer this matter to the Court for final Divorce Decree provided all of the rules regarding divorces have been complied with, and the Court will entertain said request for a Divorces Decree.
2. All economic issues and other issues raised by the pleadings and petitions are hereby preserved and remain unabated until a full and final disposition of those matters.
3. This Court retains continuing jurisdiction to resolve the claims of either party to equitable distribution of marital property, alimony pendente lite, counsel fees and costs.
4. Until final resolution of the ancillary economic claims both parties are enjoined and restrained from alienating, assigning, consigning, concealing, conveying, distributing, encumbering, pledging, secreting, transferring or otherwise disposign of any marital real property and marital personal property.
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Aug. 6, 1992 copy in box for R.C. Thomas, mailed copy E. Malc

Oct 19, 1992 NOTICE OF INTENTION OF REQUEST ENTRY OF DIVORCE DECREE, filed.

Oct. 19, 1992 Upon praecipe of Defendant attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

October 26, 1992 AND NOW, this 26th day of October, 1992, it is ordered and decreed that **JOANNE M. SMITH**, Plaintiff, and **DUANE L. SMITH**, Defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
BY THE COURT:
Gordon R. Miller, J.

Feb. 3, 1993 Inventory and Appraisement of Joanne M. Smith, filed.

Feb. 3, 1993 Plaintiff's Income and Expense Statement, filed.

Feb. 3, 1993 Motion for Appointment of Master in Divorce and Order filed. ORDER: And Now, Feb. 3, 1993, Christopher Youngs, Esq., is appointed Master in respect to the following claims: Alimony Pendente Lite, Distribution of Property, Counsel Fees, Costs and Expenses.
Deposit required: By Plaintiff $400.00 By Defendant $350.00
If not filed already the parties are ordered to file their pretrial statements within 30 days from this date.
PER CURIAM,
Anthony J. Vardaro, J.
Feb. 8, 1993 copy to R.C. Thomas, B. Lindsay, E. Malc

Mar. 5, 1993 Defendant's Inventory and Appraisement filed.

Mar. 5, 1993 Income and Expense Statement filed.

Continued on Page 694B
SEE VOL. 3

1990

William F. Peters

692.

NORMAN J. MOSALLEM

vs.

SUSAN MOSALLEM

Filed July 19, 1990
@ 3:08 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co pd 12/6/90	9.00

COMPLAINT IN DIVORCE

July 30, 1990 Vertification of Service filed. I, Susan Mosallem the above named defnednat, do her eby verify that I did, onthe 20th day of July, 1990, receive a true and certified copy ofthe Divorce complaint filed at the above term and number . I acknowledge that service was made by personal service at the law office of William F. Peters, Esquire, 311 Walnut St., Meadville, PA-16335. Susan Mosallem

Oct. 25, 1990 Affidavit Of Consent of Plaintiff filed.

Nov. 13, 1990, Affidavit of Consent of defendant filed.

Dec. 5, 1990 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Dec. 24, 1990 **D I V O R C E D E C R E E F I L E D .**

And now, December 20, 1990, it is ordered and decreed that NORMAN J. MOSALLEM, plaintiff, and SUSAN MOSALLEM, defendant are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Watts, Pepicelli, Youngs and Youngs Alan L. Pepicelli	CLAIR D. CASBOHM AND AUDREY C. CASBOHM, CO-ADMINISTRATORS OF THE ESTATE OF CANDACE DIANNE CASBOHM, DECEASED vs. ANTHONY WILLIAM MIEHL	SUMMONS IN CIVIL ACTION Issued (atty) July 19, 1990, Notice of Depositions filed. July 19, 1990 Notice of depositions of Anthony William Miehl and Daniel P. miehl filed.
693.	Filed July 19, 1990 @ 3:42 p.m. Tax & entry Paid $ 50.50 ✓ State paid 5.00 ✓	

1990

Jorden & White
Harry Faber White II

694.

RONALD G. SHAW, SR.

vs.

REGINA M. CASZATT

Filed July 20, 1990
@ 8:45 a.m.

Tax & entry Paid $50.50
State paid 5.00

COMPLAINT IN CUSTODY

July 20, 1990, CONSENT CUSTODY AGREEMENT AND ORDER OF COURT filed.

ORDER: AND NOW, this 20 day of july 1990, upon consideration of the foregoing agreement of the parties relating to cusotdy of the two minor children which are the subject of this action, the same is hereby entered as an order of this court.

BY THE COURT,
P. Richard Thomas, J.

July 20, 1990 copy of order to Atty. White.

July 20, 1990, Acceptance of Service filed. AND NOW, this 20 day of July 1990, comes the defendant Regina M. Caszatt, and swears that she accepted service of a Complaint in Custody and a notice to defend and claim rights on the 20 day of July 1990 in the above matter, with the full force and effect of service under the Divorce Code of Pa. Regina M. Caszatt.

1990

Brian J. Lindsay

695.

William Kuhar Jr

JOHN S. EAKIN

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed July 20, 1990
@ 9:40 a.m.

Tax & entry Paid $50.50
State paid 5.00

PETITION FOR WRIT OF SUPERSEDEAS, MOTION AND ORDER

2 copies (atty)

ORDER:
AND NOW, this 19 day of July 1990 upon Motion by the appellant, a hearing is set on said Appeal for the 23 day of October 1990, at 9:30 a.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

Further, notice of said Appeal and of this Order of Court are to be given forthwith by Appellant's attorney to the appropriate representatives of the Appellee.

Finally, said Appeal shall act as a supersedeas to Appellee's suspension of the Appellant's operating privileges.

BY THE COURT,
P. Richard Thomas, J.

July 26, 1990 Notice of Appeal of Suspension of Vehicle Registration Provileges filed.

Oct. 19, 1990 Motion To Continue and Order filed. AND NOW, this 19th day of October, 1990, upon presentation and consideration of the foregoing Motion, and counsel for both aprties having consented to the above continuance, the hearing of October 23, 1990 is rescheduled for December 5th, 1990 at 9:30 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, PA 16335.

BY THE COURT,
Robert L. Walker, J

1 copy atty
Oct. 22, 1990 Cop

Dec. 5, 1990 Exhibit filed.

Dec. 17, 1990 ORDER filed. AND NOW, Dec. 5, 1990 at the time this license suspension is on appeal because of the imposition of a six month suspension on the Defendant, the parties mutually agree that the Defendant had 2 citations for violation of §1501(a), the first occurring Jan. 29, 1990 and the second occurring Feb. 11, 1990. It appears that on both, a $25.00 fine was assessed, both of which were paid.

Counsel for the Commonwealth and counsel for the Defendant agre thre is a conflict within the Court system in a proper interpretation of §1501(a) when applied against the suspension provisions of §1532(b) (2).

A corresponding factual situation was decided by the Commonwealth Court in Commonwealth vs. Empfield 552 A. 2d, 1154 (January 24, 1989). Counsel stipulates that Empfield is on appeal to the Supreme Court and was argued in Sept. of 1990 and remains undecided at this time.

Counsel agree that if the Supreme Court sustains the Commonwealth Court decision in Empfield, the Plaintiff-Appellant in this case would not be subject to any suspension of his operating privileges and that upon motion, after the Court decision, this Court would direct the Dept. to cancel said suspension and restore John S. Eakin's operating privileges.

Likewise, if the Supreme Court decision reverses Empfield, counsel for the Defendant agrees that the license would be suspended, and upon motion by the Commonwealth the Court would enter an order sustaining the Defendant's six-month suspension.

Until the decision in Empfield, the appropriate supersedeas permitting the Defendant to operate shall remain in full force and effect.

By Order Of The Court,
P. Richard Thomas, S. J.

Dec. 18, 1990 Copy of Order to Attys. Brian Lindsay, William Kuhar, Jr.

Feb. 21, 1991, Motion for Disposition and Order of Court filed. ORDER OF COURT: AND NOW to-wit, this 20 day of Feb. 1991 uponconsideration of the foregoing Motion, it is hereby ordered in accordance with the stipulaiton of the parties that was entered at the time of the de novo hearing on this appeal on Dec. 5, 1991, that his appeal shall be dismissed as a result of the Supreme Court's decision in Dept. of Trans. Bureau of Driver Lisensing vs. Empfield Pa. --- A 2nd (No. 88 W.D. 1989 filed Jan. 25, 1991.

BY THE COURT:
P. Richard Thomas J.

Feb. 22, 1991, copies given to Attys.

696.

DEBORAH LEHMAN

vs.

LEO F. DUGAN, JR.

Filed July 20, 1990
@ 9:59 a.m.

Tax & entry Pd. 8/3/90 $50.50
State Pd 8/3/90 5.00
Pro Co Pd 8/3/90 9.00

PETITION FOR PROTECTIVE ORDER

3 copies (atty)
1 copy (county control)
1 copy (PSP)
1 copy (City Police)

TEMPORARY PROTECTIVE ORDER:

AND NOW, this 20 day of july 1990, upon consideration of the foregoing petition for ptotective order, it is hereby ordered that;

1. A hearing be held on the Petition for Protective Order on the 3 day of Aug. 1990 at 3:00 p.m. in Courtroom 1 or 2 Crawford County Courthouse, Meadville, Pa.

2. Pending said hearing, the defendant is hereby ordered not to abuse, follow, threaten, harass, or communicate with the plaintiff nor babysitters of the child, nor the plaintiff's family, nor any persons at her place of work. In regard to communications with the child, the defendant is directed not to mention the name of the plaintiff, or to make any further accusations against the plaintiff to the child.

3. Temporary custody of the minor child Wren Brady Dugan is hereby awarded to the plaintiff pending further hearing or order in this matter.

4. The defendant shall produce a copy of the typical pay stub at the time of the hearing.

5. A copy of this order is to be given tothe Pa. St. Police and the Meadville City Police who are hereby ordered to enforce this order. If the defendant shall violate this order he is warned that he may be immediately committed tothe Crawford County Jail, until such time as this matter may come to the attention of the court to impose proper penalty for violation of the order, and that he may be subject to considerable fines in addition.

6. Costs of filing and of service of this petition are not required to be advanced by the palintiff, but instead shall be determined at the time of hearing.

Per curiam,
P. Richard Thomas, J.

July 24, 1990 Affidavit Of Acceptance of Service filed. I, Leo F. Dugan Jr., Defendant in the above captioned action, being duly sworn according to law, do her eby state that I accepted service of a certified copy of the Petition for Protective Order, on July 23, 1990, by receiving said petition from my a ttorney, James Irwin, at his office at 360 Chestnut Street, Meadville, Pennsylvania. 16335.

Leo F. Dugan, Jr.

August 8, 1990 ORDER filed. AND NOW, Aug.3, 1990, at the time set for hearing on this matter, the Court reviews the factual situation with the parties and their counsel. It appears to the Court that the evidence of actual physical assault is relatively minor but the main complaint is an ongoing threatening and harassing situation alleged by the Plaintiff. The Defendant denies the same and denies the assault but in the interest of getting the matter resolved without the necessity of a lengthy hearing, with the agreement of the parties, the Court DIRECTS this case be continued generally on the condition that the Defendant will not go to the residence of the Plaintiff for any purpose except as noted hereafter regarding custody, that he will not threaten her, assault her or annoy her in any manner.

A custody petition has been filed and mediation is scheduled for Aug. 31, 1990. In the meantime, the parties mutually agree that for the weekends of Aug. 3-5, 17-19 and 24-26 that the father will ahve custody of the minor child Wren, age 10, between the hours of 6:00 p.m. Friday and 9:00 p.m. Sunday except for the initial visit on Aug. 3rd the pickup time will be 7:30. In addition, on Aug. 9th, the father shall have the custody of the child between 6:00 p.m. and 9:00 p.m.

The Defendant without an admission of responsibility agrees to pay costs in this case forthwith.

Either party may petition the Court for further hearing in this abuse case but if neither party petitions the Court for further hearing, the Court will consider the conditions granted regarding abuse terminated as of Dec. 1, 1990.

Until ultimate decision by temporary and final order after the mediator's hearing, primary physical custody of the child shall be lodged with the mother because of the necessity to have a primary responsible parent at the tme of school registration.

By Order Of The Court,
P. Richard Thomas, P.J.

Aug. 9, 1990 Copy of Order to Plaintiff, Defendant, County Control.

1990

Mason and Mason
Joan D. Mason

697.

DEBORAH LEHMAN

vs.

LEO F. DUGAN, JR.

Filed July 20, 1990
@ 10:10 a.m.

Tax & entry paid	$50.50
1 count paid	15.00
State paid 8/26/92	10.00
State Users Fee	
Pro Co. pd 8/26/92	19.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

July 24, 1990 Affidavit Of Acceptance of Service filed. I, Leo F. Dugan, Jr., Defendant in the above captioned action, being duly sworn according to law, do her eby state that I accepted service of a certified copy of the divorce complaint filed July 20, 1990, on July 23, 1990, by receiving said complaint from my a ttorney, James Irwin, at his of fice at 360 Chestnut Street, Meadville, Pennsylvania 16335.

Leo F. Dugan, Jr.

July 13, 1992 Affidavit of Consent by Deborah Lehman, Plaintiff, filed.

August 26, 1992 Affidavit of Consent of Defendant filed.

August 26, 1992 Upon Praecipe of plaintiff attorney for Review under §201(c) of divorce Code this case moved to Court.

DIVORCE DECREE FILED

Sept. 1, 1992 STIPULATION and DECREE filed. AND NOW, this 28 day of August, 1992, the court orders and decrees as follows:

1. DIVORCE:

Upon consideration of the pleadings and affidavits filed in the above-captioend case, this court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the complaint, and an affidavit has been filed by each of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 3301(c) of the Pennsylvania Divorce Code.

2. ESCROW ACCOUNT:

The Plaintiff, Deborah Lehman shall receive the entire proceeds of the Integra Bank/North escrow account #3240001251, which has a present balance of approximately $12,325.00, and any interest accrued up from deposit dates until date(s) of withdrawal, with the exception of the sum total of $1,500.00 which shall be paid to Leo F. Dugan, Jr., representing his entire interest in said account. Said payment shall be distributed to the Defendant, Leo F. Dugan,Jr. within one week of the date he signs and delivers the Stipulation attached to this Decree and also signs and properly dates the Affiavit of Consent to Divorce, and likewise delivers same, to the office of Mason and Mason Attorneys. Any income tax due on the interest accrued on said account, from the time of its initial deposit or deposits, shall be the responsibility of the Plaintiff, Deborah Lehman, and she shall pay taxes on said interest on or before April 15, 1993.

Previous disbribution of fire insurance proceeds:

The parties hereto received fire insurance proceeds from Allstate, for partial destruction of their jointly owned residence located at RD # 1, Sheets Raod, Guys Mills, PA., and also received certain sums for destruction of personal property, some of which was jointly owned, and some of which was owned separately by the Plaintiff, and some of which was owned separately by the Defendant. Distribution of said insurance proceeds has already been accomplished, including liquidation of the first mortgage owed to Pennbank, payment of certain amounts and expenses for relocation of the Defendant, distribution of monies owed by the Defendant to National Fire Adjustment, with the balance having been deposited to the escrow account noted above. Neither party shall make any claim to those funds distributed to or on behalf of the other party hereto, from the fire insurance proceeds.

3. JOINT DEBTS:

Plaintiff, Deborah ehman shall be responsible for the following joint debts, incurred during the term of the marraige, and for any interest charges thereon incurred either prior to separation or subsequent to separation, until said debts are paid by her in full. She shall hold the Defendant, Leo F. Dugan, Jr. harmless in regard to said debts:

A. PSECU VISA account, $2,843.03 owed as of June, 1990.
B. PSECU personal service loan, balance $2,895.00 owed as of June, 1990.
C. First National Bank credit line, $498.06 as of June, 1990.

4. VEHICLES:

Defendant shall transfer to the Plaintiff, his interest in the 1986 Toyota, within 30 days of the date of this decree. Plaintiff shall transfer to the Defendant her interest in the jointly owend 1987 Mazda truck, as soon as teh title is available for her to sign. No payments remain on the Toyota. Defendant shall be responsible for all payments owed to Marine Bank on the Mazda truck, and shall pay same promptly as they come due.

5. TANGIBLE PERSONAL PROPERTY:

Each party hereto shall retain those items of tangible personal property that he or she now has in his or her respective possession, without claim from the other party hereto.

6. PENSION AND RETIREMENT BENEFITS: DEFERRED COMPENSATION:

Each party hereto is employed by the Commonwealth of PA., and neither party hereto shall make any claim personally to the pension and retirement benefits, or other employment-related benefits, that the other party has acquired in his or her individual name, with the following exception:

Defendant, Leo F. Dugan, Jr. shall continue to maintain his current contribution rate of $5.00 every two weeks, which contribution shall be added to his current Deferred Compensation account, #173-26-9138. He shall not reduce or withdraw or in any other way borrow against, reduce in value, or teminate said account, prior to his retirement or separation from state service. At the time of his retirement or separation from state service, the entire balance of said account, including all contributions and any interest, increases, or dividends thereon, shall be transferred into a trust account for the benefit of his daughter, Wren Brady Dugan, to be held by Dorothy Lehman (the child's maternal grandmother), as trustee. In the event that the Defendant fails to survive to teh date of retirement, he shall designate Dorothy Lehman as trustee of said funds for the benefit of Wren Brady Dugan, and shall execute an irrevocable pre-retirement death beneficiary designation form accordingly, and shall supply a true and correct copy of same to the Plaintiff for her records, within 30 days of the date of this decree. At such time as the Deferred Compensation rules and regulations, and the Internal Revenue Code and regulations pertaining thereto, may allow withdrawal of said funds prior to Defendant's retirement as separation from state service for the purpose of educating the above named child, and if the child has graduated from high school and is enrolled in college, said funds shall be made available through Dorothy Lehman as trustee, for the benefit of WRen Brady Dugan, and Defendant shall execute the necessary documents to effectuate transfer of the funds.

Once the Plaintiff has concluded payment of the OSECU personal service loan noted above, she shall deduct $60.00 a month by way of payroll deduction, and shall establish a savings account for the purpose of post high school education for the parties' daughter, Wren Brady Dugan, which funds shall not be diminished, withdrawn, borrowed gainst, or jeopardized by teh Plaintiff in any way.

RECORD CONTINUED ON PAGE 703.....

SEE VOL. 3

1990

Bukac and Toomey By: Terry Toomey	SCOTT E. ALLEN , t/d/b/a SCOTT ALLEN SERVICE	APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT JUSTICE GEORGE HERZBERGER, III, 30-3- 04
698.	vs.	July 20, 1990 Rule entered upon plaintiff to file complaint issued.
Brian J. Lindsay	ROBERT P. DUIGNAN	July 23, 1990, Proof of Service filed.
	Tax & entry Paid $50.25 ✓ State paid 5.00	Aug. 21, 1990 Civil Complaint filed. (1 copy (atty)
		Sept. 18, 1990 Complaint Reinstated.
		Oct. 24, 1990, Defendant's Answer to Complaint filed. 1 opy (atty)
		Nov. 13, 1990 Reply to New Matter and Answer to Counter-claim filed.

1990

699.	DOROTHY S. BURKHARDT vs. MARJORIE HARTMAN Filed July 20, 1990 @ 2:26 p.m. Indigent filing Pro Paid 8/14/90 $9.00	APPEAL OF PLAINTIFF FROM JUDGMENT OF WILLIAM CHISHOLM, DISTRICT MAGISTRATE, # 30-2-01 July 20, 1990, Affidavit in Support of Petition to Proceed In Forma Pauperis, Praecpe to Proceed In Forma Pauperis filed. July 23, 1990 Proof of Service filed. Aug. 14, 1990, at 10:22 a.m., upon praecipe of defendant, Appeal is hereby striken, by reason of failure of plaintiff to comply with Rule 1004(a) of the Rules of Civil Procedures. APPEAL STRIKEN James F. Simmons, Prothonotary

1990

Jorden and White
Harry Faber White II

700

IN RE:
HEATHER LEA STEINEBRONN

CHANGE OF NAME
TO:
HEATHER LEA MENZIES

Filed July 20, 1990
@ 2:41 p.m.

Tax & entry fd 9/7/90 $50.50
State fd 9/7/90 5.00

PETITION FOR CHANGE OF NAME

ORDER:
AND NOW, this 20 day of July 1990, upon consideration of the foregoing Petition for Change of Name, a hearing on the same is scheduled for the 23 day of Aug. 1990 at 9:30 a.m. in C. R. No. 1 or 2.
Pending said hearing, the Petitioner shall advertise the proposed change of name in one newspaper of general circulation in Crawford County and inthe Crawford County Legal Journal.

BY THE COURT,
P. Richard thomas, J.

July 23, 1990, copy of order to H. White, Esq.

Aug 23, 1990 Lien and Encumbrance Search filed.

Aug 23, 1990 Proofs of Publication filed.

Aug 23, 1990 Affidavit of Service filed: HARRY FABER WHITE, II, ESQUIRE, attorney for petitioner in the above captioned matter, being duly sworn according to law, deposes and says that he served notice of the hearing in the above captioned action to the petitioner's natural father, Kurt Steinebronn, by certified mail, Restricted delivery, return receipt requested, on August 13, 1990, at his address, 666 White Oak Court, Winter Springs, Florida, 32708. The acceptance of the same is attached hereto.

Harry Faber White, II, Esq.
Attorney for Petitioner

Aug 23, 1990 Final Order: AND NOW, this 23rd day of August, 1990, after hearing on the above captioned petition for change of name, and hearing no objection thereto, the name of the petitioner, Heather Lea Steinebronn, shall be changed to Heather Lea Menzies.

BY THE COURT,
Gordon R. Miller, J

Aug 29, 1990 Copies of order put in Harry White's box.

1990

Blystone & Blystone
Curtis E. Blystone

701.

CYCLOPS TITUSVILLE FEDERAL CREDIT UNION

vs.

ROBERT J. FIELY AND PATTI FIELY

Filed July 20, 1990
@ 4:20 p.m.

Tax & entry Paid $50.50
State paid 5.00

Sheriff's Costs 113.80

Pro Co Pd 9-25-90 9.00
Disc. pd 11/15/90 5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (atty)

Aug. 2, 1990 Affidavit Of Non-Military Service of Defendants filed.

Aug. 13, 1990 Complaint Reinstated.

Sept 13, 1990 Sheriff's Return filed: Before me, the undersigned authority personally appeared Nancy A. Cox, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 21st day of August, 1990, at 11:39 A.M. she served Notice-Complaint in Action of Mortagage Foreclosure, filed at AD 1990-701, Crawford County, Pennsylvania, upon defendant Patti Fiely at her place of visitation, 1186 Elk St., Franklin Pa 16323, Sheriff's Office by making known the contents thereof to Patti Fiely, in person and handing to and leaving with her the certified copy of the Writ received from Crawford County Sheriff.

Nancy A. Cox, Deputy Sheriff
Gene Price, Sheriff

Before me, the undersigned authority, personally appeared Nancy A. Cox, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 21st day of August, 1990, at 11:39 A.M. she served Notice-Complaint in Mortgage Foreclosure filed at AD 1990-701, Crawford County, Pennsylvania, upon defendant Robert J. Fiely at his place of visitation, 1186 Elk St., Franklin, Pa 16323, Sheriff's Office by making known the contents thereof to Robert J. Fiely, in person and handing to and leaviang with him the certified copy of the Writ received from Crawford County Sheriff.

Nancy A. Cox, Deputy Sheriff
Gene Price Sheriff

SERVED Robert J. Fiely and Patti Fiely each by deputizing the Sheriff of Venango County, Pa as per his Affidavit of Service attached. Both served August 21, 1990.

So answers, Howard N. Stewart, Sheriff

@ 4:19 P.M.

AND NOW, Sept 25, 1990/ Upon praecipe of Plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an answer and damages are assessed as follows: Principal debt due pursuant to the terms of the Mortgage and Note, Twenty-eight Thousand, Six Hundred Ninety-five and 09/100 Dollars; Accrued interest on the principal debt at the rate of 12% per annum to July 5, 1990, One Thousand Four Hundred Seventy-five and 43/100 Dollars; Reasonable attorney's fees of 10% of the mortgage debt in accordance with the contract terms, Three Thousand Seventeen and 05/100; TOTAL PRINCIPAL DEBT, ACCRUED INTEREST AND ATTORNEY'S FEES, Thirty-three Thousand One Hundred Eighty-seven and 57/100 Dollars together with interest on the aforesaid principal debt of Twenty-eight Thousand Six Hundred Ninety-five and 09/100 dollars at the rate of 12% interest per annum from 7/5/90.

F-131,141

Debt.....$33,187.57 + Int.

9-25-90 Judgment entered.

JUDGMENT
James F. Simmons
Prothonotary

EX 1990-89

Nov. 13, 1990, Upon praecipe of plaintiff attorney, the defendants, debtors, have cured the default, under the residential mort. pursuant to Sec. 404 of Act 6 of 1974, 41 P.S. Sec. 404 and therefore, action is settled and discontinued.

1990

R. Charles Thomas
Thomas, Truax, Spada-
fore, Vardaro, Walker

702.

Christopher Youngs

VERNON CONSTRUCTION CO.

vs.

ALLTEL PENNSYLVANIA, INC.

Filed July 23, 1990
@ 2:32 p.m.

Tax & entry Paid $50.25 ✓
State paid 5.00

APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT E. VOGAN, DISTRICT MAGISTRATE _ 30-3-02

July 23, 1990, Rule entered upon plaintiff to file Complaint, issued.

July 27, 1990 Proof of Service filed.

Nov. 15, 1990, Complaint filed. 1 copy (atty)

Mar 13, 1991 Preliminary Objection filed.

Apr. 24, 1991 upon praecipe of defendant attorney, the above preliminary objections placed on next argument list.

On May 1991 Argument List

June 7, 1991 RE: PRELIMINARY OBJECTIONS INTHE NATURE OF A DEMURRER - ORDER filed. This court concludes that the Defenants Preliminary Objections in the Nature of a Demurrer to both Counts 1 and II should be sustained as the Plaintiff's Compaint fails to allege sufficient facts to warrant recovery under either of the two theories pled by the Plaintiff. Defendants preliminary objections in the nature of demurrers are sustained.

Date: June 6, 1991

BY ORDER OFTHE COURT,
P. Richard Thomas, S.J.

June 7, 1991 copies to Atty. R. C. Thomas and C. Youngs.

1990

703.

CAROL MARIE STERNER

vs.

JAMES HAROLD STERNER

Filed July 23, 1990
@ 2:45 p.m.

Tax & entry fee $50.50
Sheriff's Costs 32.60

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff; 1 copy plaintiff

ORDER:

And now, this 23 day of July, 19 90, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendant may not go to the residence of the plaintiff for any purpose.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and toCounty Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for August 3, 1990, at 11:00 A M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, J

July 25, 1990 Sheriff's Return filed. SERVED James Harold Sterner personally on July 25, 1990 at 11:40 AM at his place of residence and employment, Colonel Drake Hotel, Titusville, crawford County, PA.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug 8, 1990 Order filed: AND NOW, August 3, 1990, this abuse petition is before the Court for hearing. Both parties appear. It appears that the Court's Temporary order of July 23, 1990 has been violated with the consent of the Plaintiff, because she allowed her husband to come to the home for the purpose of visiting the minor child after the Court entered the Order on July 23rd.

It also appears that the assault charge filed by the wife against the Defendant has been bound over to the Court on a waiver of a preliminary hearing by the Defendant and will be on the September trial list.

The wife is unable to articulate to the husband what she wishes in regard to this Order, but seemingly indicates she has no objection to the father continue seeing the child. The parties are unable to specify to the Court the hours, places or terms of any visitation order. Accordingly, this hearing is continued for a period of three (3) months on the condition that the Defendant will not assault, threaten or harass his wife in any fashion. He may go to the residence of the wife for the purpose of visiting the minor child at such hours as the wife agrees to.

If the support or visitation becomes an issue, either party may petition the Court in the form of a support complaint or a custody and visitation Complaint for the purpose of solving those two issues.

If neither party requests a further hearing in this case, the Court DIRECTS that this case be deemed to have been resolved by the parties and will be considered an inactive case after October 23, 1990, thus any further complaints about abuse will require the filing of a new petition.

Costs in this case will be paid by the County.

The Prothonotary is DIRECTED to forward a copy of this Order to the Clerk of Court's Office for the purpose of filing the same with the criminal assault case recently bound over to the September term of court.

BY ORDER OF THE COURT,
P. Richard Thomas, P.

Aug 8, 1990 Copies of order given to Clerk of Courts, DA & Cc Control and copies mailed to plaintiff and defendant.

Aug 24, 1990 Order filed: AND NOW, August 24, 1990, the Court has been advised by the Warden of the Crawford County Jail that the defendant was incarcerated on August 23 or 24, 1990 allegedly having violated the abuse order entered August 3, 1990.

Accordingly, a hearing is hereby scheduled for the 27th day of August, 1990 at 11:00 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse for the purpose of a hearing on whether or not the Defendant should be in contempt of Court for violating the order of August 3, 1990 and, if so, the appropriate punishment that should be imposed for said contempt.

A copy of this order shall be served upon both parties by an appropriate peace officer.

BY THE COURT,
Gordon R. Miller, P.J.

Aug 24, 1990 Copy of order mailed to Plaintiff by Ct. Adm. (see letter filed). Copy of order delivered by Court Administrator to the Jail Warden for service on Defendant.

Continued on page 663

SEE VOL 3

1990

704.

DONNA L. HOWLES

vs.

CURTIS D. HOWLES

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies Sheriff; 1 copy Plaintiff

ORDER:

And now, this 24 day of July, 19 90, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions:

Filed July 24, 1990
@ 10:42 a.m.

Tax & entry	Pd 9/21/90	$50.50
Sheriff's Costs		21.00
Pro Co Pd	9/21/90	9.00
State Pd	9/21/90	5.00

9/21/90. Rec'd 21.00 Sheriff's Costs

9/21/90 Paid Howard N. Stewart Sheriff #21 Clk#5845

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for August 1, 1990, at11:00 A. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Robert L. Walker, J

July 25, 1990 Sheriff's REturn filed. SERVED Curtis D. Howles personally on July 25, 1990 at 11:00 AM at his place of employment, Blooming Valley RV Center, Rt. 198 Blooming VAlley, Crawford County, PA.
So answers,
Robert M. Stevens, Deputy SHeriff
Howard N. Stewart, SHeriff

Aug. 7, 1990 Order filed. AND NOW, August 1, 1990, this abuse matter comes before the Court and both parties appear without counsel. It appears and the parties agree that the focus of the problem is the Defendant's uncontrollable temper. The defendant advises he has now scheduled appointments with the Mental Health Center to receive counseling to address this problem. For the immediate future, the parties agree they will remain separated with the wife's mailing address 1140 West Sixth Street, Erie, Pennsylvania 16502 and the Defendant's mailing address, R.D.#3, Box 114C, Saegertown, Pennsylvania 16433.

The Plaintiff/Wife agrees that she has removed all of her personal possessons and the child's possessions fromthe residence and makes no claim for any property remaining in the residence. T the parties have one (1) car and the wife agrees the smae shall remain in possession ofthe husband.

The parties mutually agree that primary custody for minor child Ashley, born May 13, 1987, shall be with the mother and the parties will make mutually satisfactory arrangements for visitations between child and father. The wife has apparently begun to process a support claim in the Erie County Domestic Relations Section.

By mutual agreement of the parties, final adjudication inthis case will be postponed for at least sixty (60) days. It shall be a specific condition of this continuance agreement that the temporary Order entered in this case shall remain in force and effect and the Defnednat agrees that he shall not threaten, assault, abuse or annoy his wife in any fashion. If the wife believes this condition regarding abuse is violated, she may request in writing a contempt hearing at any time.

Either party may petition the Court for a final hearing in this matter after sixty (60) days and if neither party petitions the Court by October 10, 1990, for a final hearing, this Court will assume th ematter has been amicably resolved and the Defendnat is DIRECTED to pay the record costs in this case within ten (10) days of billing by the Prothonotary of Crawford County.

BY ORDER OF THE COURT,
P. Richard Thomas, J

Aug. 8, 1990 Copy of order putin County Control's box and copies mailed to plaintiff and defendant.

1990

Phillips and Galanter
Cary W. Valyo

705.

Allen and Hall
Stephen E. Hall

RONALD L. MILLER AND
SUE ANN MILLER

vs.

BARBARA J. LEHENY

Filed July 24, 1990
@ 11:01 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	21.00
Pro Co Pd Arb. 8/31/90-	15.00

COMPLAINT

1 copy (sheriff)

July 31, 1990 Sheriff's Return filed. SERVED Barbara J. Leheny on July 26, 1990 at 3:00 PM by handing copy of Complaint to her personally at her residence 72 Golden Drive, Meadville, Crawford County, Pa.
So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 23, 1990, Answer and New Matter filed.

Aug. 31, 1990, Reply to New MaTTER filed.

Aug. 31, 1990, UPon praecipe of plaintiff attorney, for appointment of arbitrators, the following arbitrators are appointed: Douglas Ferguson, CH.
Ann Hansen Gamble
Brian J. Lindsay)

Sept. 10, 1990 Arbitrators take qualifying oath.

Dec 24, 1990 Motion to Consolidate and Order filed: Dec 24, 1990 Motion Granted.
(Consolidated with AD 1990-492.) P. Richard Thomas, S.J.

Dec 27, 1990 Copies of order mailed to Atty. Valyo & put in Atty. Hall's box

Feb. 1, 1991, Decision of the Arbitrators filed in which they find in favor of the defendant and agaisnt the plaintif since the board finds as a fact the plaintiff's negligence was in excess of 51%,

DECISION OF ARBITRATORS

Feb. 4, 1991, copies in box of Attys. Hall and mailed to Atty. Valyo.

1990

Fuller, Kinnunen,
Petruso & Gamble
JOhn Fuller

706.

MERLE HAYES AND EVELYN C. HAYES, HIS WIFE

vs.

RICHARD H. WATKINS AND MARIAN M. WATKINS, HIS WIFE

Filed July 25, 1990
@ 4:24 p.m.

Pro Simmons paid $15.00
plff on orig. 9.50
Sheriff's Costs 31.00
Pro Co Pd 9-10-90 9.00

Pro.Co. Pd 12/16/93 5.00

WRIT OF REVIVAL

of

DSB 1985 - 706

Revival of Judgment indexed in favor of the plaintiffs and against the defendants in the sum of Nine Thousand Three Hundred Fifty and 83/100 Dollars with interest from Sept. 21, 1985.

Debt ---- $9,350.83
Int. from 9/21/85
W - 145
115 --JUDGMENT REVIVAL
James F. Simmons,
Prothonotary

Issued (sheriff)

Aug. 6, 1990 Writ Return filed. SERVED Richard H. Watkins personally on August 2, 1990 at 3:40 PM by handing copy of Writ of REvival to him at his residence, 753 Euclid Avenue, Saegertown Crawford County, PA 16433.

SERVED Marian M. Watkins on August 2, 1990 at 3:41 PM by handing copy of Writ of Revival to her husband, Richard H. Watkins, at their residence, 753 Euclid Avenue, Saegertown, Crawford County PA. 16433.

So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, September 10, 1990 @ 4:24 p.m., upon praecipe of Plaintiff's attorney with notice of judgment attached, judgment is hereby entered in favor of Plaintiff and against the defendants per Writ of Revival filed.

W-145, 115

Debt.....$9,350.83
JUDGMENT
James F. Simmons
Prothonotary

Dec. 16, 1993 This Judgment satisfied. (See paper filed.)

1990

Mary Ann Kirkpatrick

707.

Thomas, Truax,
Spadafore, Vardaro
& Walker
R. Charles Thomas

KAREN M. GATES

vs.

WESLEY L. MORRIS

Filed July 27, 1990
@ 9:08 a.m.

Tax & entry Paid	$50.50
4 counts paid	45.00
State pd. 7/27/90	10.00
State pd. 7/27/90	20.00
William Pineo Mediator	202.00
Pro Co Pro Co Pd Ch#9366 8-31-93	9.00
James Irwin, Master	
Pro Co pd 9-29-93	9.00
Pro Co Pd 12-15-94	9.00

Requested 9-10-92
By defendant
Irrideation dep.
$150.00

1-4-93 Pd deft
Bal/med dep.
Ch# 7260
40.00

16
3-8-93 Pd @ Comm.
Med Fees Ch# 7385
$110.00

6-28-93 Rec from deft
masters deposit
$1200.00

9-23-93 Pd Master Steno
Ch#7806 150.00 master
" 74.80 steno
224.80

12-6-93 Pd deft
Bal Master Steno Ch# 7943
$975.20

5-26-94 Rec from Plty
Masters fee 10.00
(Bal due 91.00)

6-23-94 Pd @ Ch#8399 $10.00

9-14-94 Rec'd from deft
med dep 150.00

12-15-94 Pd Co. med Fee
#8292 101.00

12-13-95 Pd deft
Refund #9060 40.00

Continued
on Pg 681

SEE Vol. 3

COMPLAINT IN DIVORCE, ALIMONY, CHILD SUPPORT, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS & EXPENSES, EQUITABLE DISTRIBUTION AND CUSTODY

2 copies (atty)

Aug. 1, 1990 Motion To Set Hearing on Custody and Order filed And Now, July 30, 1990, the parties herein, their counsel and the children are ordered to a ppear before JOhn Fuller, Child Custody Mediator, at such time and place as the Child Custody Mediator shall determine. By the Court:
1 copy atty; 1 copy mediator P. Richard Thomas, J

Aug. 10, 1990 Petition For Special Relief and Order filed. And Now, August 10, 1990, it is hereby ORDERED: Pending further Order in this divorce or in the Domestic Relations support action filed by the Plaintiff, Defendant is prohibited from reducing, changing, deleting, modifying, or canceling the medical insurance now in effect covering Plaintiff and the three minor children of the marriage.
By the Court,
Gordon R. Miller, J

Aug. 10, 1990 Copy of order put in Mary Ann Kirkpatrick's box.

Aug. 22, 1990 Affidavit of Service filed. AND NOW, Aug. 22, 1990, comes Jeremy A. Vitaro being duly sworn according to law, deposes and sets forth as follows:

1. That he is the legal secretary of Attorney for Karen M. Gates, Plaintiff in the above-captioned matter.
2. That on information furnished him by the Plaintiff, he caused a certified copy of the Complaint in Divorce and of the Petition for Special Relief and Order thereon to be forwarded by Certified Mail, P 320 787 922; postmarked August 15, 1990, to the last known address of the Defendant, Wesley L. Morris, RD # 3, Box 72 C, Cambridge Springs, PA 16403.
3. That the Defendant, Wesley L. Morris, on Aug. 16, 1990, personally signed the return receipt card which was affixed to the Complaint and to the Petition and Order in the above-matter and which is attached hereto.
4. Service of the Complaint and Petition against Defendant is therefore effected in accordance with PA. Rules of Civil Procedure.

Jeremy A. Vitaro

Sept. 24, 1990 Appearance of Thomas, Truax, Spadafore, vardaro & Walker by R. Charles Thomas for defendant filed.

Oct. 31, 1990 Motion for Order and Order filed. And Now, October 31, 1990, at the request of the parties the Court enters the following Order:

1. The parties shall share legal custody of their three minor children; Mother shall have primary physical custody ofthe children.
2. The three minor children shall spend one weekend per month with their father.
3. Minor child Rodney shall be in father's custody each week from Sunday at 6:00 p.m. until Wednesday at 8:00 a.m.
4. The three minor children shall be in the custody of their father for a half day each year on Thanksgiving and on Christmas day.
5. The parties agree to the entry of this order without the need for them to be present in court when the Order is entered.

Mary ann Kirkpatrick, Esq.
Attorney for Plaintiff
Karen M. Gates, Plaintiff

R. CharlesThomas, Esq.
Attorney for defendant
Wesley L. Morris, Defendant

And Now, October 31, 1990, SO ORDERED.
By the Court,
Gordon R. Miller, J

Nov. 2, 1990 Copies of order put in Mary Ann Kirkpatrick and R. Charles Thomas' box.

Nov. 13, 1990 Petition for Special Relief and Order filed. And Now, November 13, 1990, hearing on Petition for Special Relief is set for 10:00 O'clock a.m. on December 7, 1990, in Courtroom number 1 or 2 of the Crawford County Courthouse, located in Meadville, Pennsylvania.
By the Court
Gordon r. Miller,

Nov. 15, 1990 Copies of order put in Mary Ann Kirkpatrick and R. Charles Thomas' box.

Nov. 13, 1990 Motion to Set Hearing on Alimony Pendente Lite, Court Costs, Counsel Fees and Apraisal fees and Order filed. And Now, November 13th, 1990 hearing on Alimony Pendente Lite, Court Costs, Counsel Fees and Appraisal fees is set for 10:00 O'clock a.m. on December 7, 1990, in Courtroom Number 1 or 2 of the Crawford County Courthouse, located in Meadville, Pennsylvania.
By the Court,
Gordon R. Millerl, J

Nov. 15, 1990 Copies of order put in Mary Ann Kirkpatrick and r. Charles thomas' box.

Nov. 15, 1990 Affidavit of Consent of Plaintiff filed.

Dec. 12, 1990, ORDER filed. AND NOW, Dec. 7, 1990, alimony pendente lite is hereby awarded in the sum of $350.00 per month. Counsel fees at this point are awarded in the sum of $500.00 to be payable one-half (½) during the month of December 1990 and one-half (½) during the month of Jan. 1991. The defendant is ordered to pay all taxes and insurance on the marital residence which he is occupying and he shall pay the current insurance premium or the apporpriate installment there on on or before Dec. 10, 1990 and furnish a receipt for such payment to the plaintiff on or before Dec. 10, 1990. The policy shall be a standard home owners policy of approximately the same coverage that was earlier in force onthe dwelling. Thereafter, all insurance premiums and taxes shall be mde timely and a copy ofthe receipt therefor forwarded to the plaintiff within five (5) days after the due date. Alimony pendente lite payments are to be administered by the Domestic Relations Office and made to that office for transmittal to the plaintiff.
BY ORDER OF THE COURT,
Robert W. Walker, S. J.

Dec. 14, 1990, copies to M. Kirkpatrick, R. C. Thomas and Dom Rel office.

Dec. 19, 1990, Inventory and Appraisement of Karen M. Gates, plaintiff, filed.

1990

Mason and Mason
Joan D. Mason

708.

JOSEPH F. ANTINORE

vs.

CHARLOTTE M. ANTINORE

Filed July 27, 1990
@ 9:39 a.m..

Tax & entry Paid	$50.50 ✓
STate pd.	10.00
State pd.	5.00
Pro Co pd 2/7/91	9.00

COMPLAINT IN DIVORCE -

1 copy (atty)

July 27, 1990, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. (1 copy -Atty)

Aug. 28, 1990 Praecipe to reinstate the Divorce Complaint and Plaintiff's Affidavit Under Section 201(d) filed.

Sept. 20, 1990 Affidavit of Servie filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Sept. 12, 1990 mail to the above Defendant, Charlotte M. Antinore, by certified mail #P-966 073 982, return receipt requested, deliver to addressee only a divorce complaint and Plaintiff's Affidavit under Section 201(d) of the Divorce Code in the above divorce action. Said notice was received by Charlotte M. Antinore on Sept. 13, 1990 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Atty. for Plaintiff.

Jan. 14, 1991 Affidavit of Service filed. I, Joan D. Mason Esq., Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Dec. 12, 1990, mail to the above Defendant, Charlotte M. Antinore, by certified mail #P 966 073 988, return receipt requested, deliver to addressee only, a Notice of Intention to Request Entry of Divorce and Counter-Affidavit, in the above divorce action. Said notice was received by the Defendant, Charlotte M. Antinore on Jan. 4, 1991, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Atty.

Jan. 28, 1991, Upon praecipe of plaintiff attorney for review Under Section 201(d) of the Divorce Code, this case moved to court.

Feb. 7, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, February 7, 1991, it is ordered and decreed that Joseph F. Antinore, plaintiff, and Charlotte M. Antinore, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Mason and Mason
Joan D. Mason
709.

RONALD B. NEWMAN

vs.

MARTHA A. NEWMAN

Filed July 27, 1990
@ 9:39 a.m.

Tax & entry paid	$50.50
State pd.	10.00
State pd.	5.00
Pro Co pd 3/4/91	9.00
Pro Co pd 3-15-91	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Oct 22, 1990 Affidavit of Service filed: I, Joan D. Mason, Esquire, attorney for the Plaintiff in the above entitled case and being duly sworn according to law, despose and say that I did on July 31, 1990 mail to the above Defendant, Martha A. Newman, by certified mail return receipt requested, deliver to addressee only, a complaint in the above captioned divorce action, which complaint had been filed July 27, 1990. Said notice was received on Aug. 1, 1990, as indicated by the ret. rec. card which was returned to the office of the Plaintiff attorney and is attached hereto. Joan D. Mason ,Esq.

Dec. 18, 1990, Affidavit of Consent of plaintiff filed.

Feb. 25, 1991 Affidavit of Consent of Defendant filed.

Feb. 27, 1991 Upon praecipe of Plaintiff Attorney For Review Under §201(c) ofthe divorce Code., this case moved to Court.

Mar. 5, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, March 5, 1991, it is ordered and decreed that Ronald B. Newman, plaintiff and Martha A. Newman, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

Mar. 15, 1991 NOtice of Election to Retake Maiden Name Filed.

TO BE KNOWN AS: Martha A. Murphy

1990

Thomas, truax, Spada-
fore Vardaro, Walker

R. Charles Thomas
Watts Pepicelli Youngs Youngs
Christopher J. Youngs
710.

Mary Ann Kirkpatrick

GARY L. HOUSEHOLDER

vs.

CLARA K. HOUSEHOLDER

Filed July 27, 1990
@ 1:22 p.m.

Tax & entry Paid	$50.50
State pd.	10.00
State pd.	5.00
State Paid 11-15-90	30.00
User fee paid 11-15-90	10.00
Pro Co pd 9-7-95	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

July 27, 1990, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Aug 9, 1990 Appearance of Mary Ann Kirkpatrick, Esq. for Defendant filed.

Oct. 26, 1990 Motion For Authority To Withdraw Appearance and Order filed. And now, October 26, 1990 The within Motion is granted and R. Charles Thomas, esquire, is authorized and directed to withdraw his Appearance on behalf of the Plaintiff in the above captioned case.

BY THE COURT,
Gordon R. Miller, J

Oct. 30, 1990 Copies of order put in R. Charles Thomas and Mary Ann Kirkpatrick's box.

Oct. 29, 1990, Appearance of Watts, Pepicelli, Youngs and Youngs, PC, by Christopher Youngs, attorney for plaintiff filed.

Nov. 7, 1990, Notice of plaintiff of INtention to REquest Divorce Decree filed.

Nov 8, 1990 Affidavit of Service filed: R. CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on August 1st, 1990 he sent a true and correct copy of the Complaint in Divorce, properly endorsed with the Notice to Plead, and Plaintiff's Affidavit under Section 201(d) of the Divorce Code; filed in the above action, to the Defendant, Clara K. Householder, at Defendant's last known address of 137 Imperial Way, Edinboro, Pennsylvania 16412, by Certified Mail No. P063 589 556, postage prepaid, restricted delivery, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as August 20, 1990.

Thomas, Truax, Spadafore,
Vardaro and Walker
R. Charles Thomas,
Attorney for Plaintiff

Nov 15, 1990 Petition for Additional Claims filed.(Equitable Distribution, Alimony, Child Support, Alimony Pendente Lite, Reasonable Counsel Fees, Costs and Expenses)

Aug. 15, 1995, Notice of Intention to Request Entry of Divorce Decree filed.

Sept 7, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 12, 1995 AND NOW, the 11th day of September, 1995, it is ORDERED and DECREED that GARY L. HOUSEHOLDER, Plaintiff, and CLARA K. HOUSEHOLDER, Defendant, are divorced from the bonds of matrimony. The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

IT IS FURTHER ORDERED:

EQUITABLE DISTRIBUTION:

Each party shall keep all personal property now in his or her possession or titled in his or her sole name.

Husband's pension with Meadville Forging Co. shall be divided between the parties by a Qualified domestic Relations Order to be drafted by counsel for husband. The Order shall provide that wife shall receive 50% of the marital portion of husband's pension. The Court retains jurisdiction for the purpose of entering any further orders which may be appropriate to amend, amplify and/or clarify the Qualified Domestic Relations Order, as the Court shall deem appropriate.

ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS AND EXPENSES:

Wife shall waive her claim for alimony, alimony pendente lite, counsel fees, costs and expenses. Each party shall be solely liable to pay his and her own counsel fees, costs and expenses except as otherwise provided herein.

CHILD SUPPORT:

Husband and Wife agree that Husband shall pay to Wife the sum of $670.00 per month for support of the minor children, Troy and Ty, which support shall be reduced to the sum of $406.00 per month when Ty graduates from high school and shall continue at the amount of $406.00 per month until Troy's high school graduation. The aforesaid child support obligations of Husband shall be modifiable only in the event of Husband's lay-off, disability, injury, illness and/or involuntary transfer to a lower paying position with Meadville Forging Co., Husband shall not be entitled to modified child support based upon any increases in Wife's earnings or earning capacity. The obligations of this paragraph shall be carried out by a wage attachment/assignment.

Husband and Wife shall each be responsible to pay fifty (50%) percent of uninsured medical expenses of Ty and Troy while each child is enrolled in high school. As each child graduates from high school, the parties' obligations hereunder shall cease. Except as provided to the contrary herein, the paraties shall continue to abide by the Domest Relations Support Order based on Conference Summary and Recommendations dated Aug. 19, 1993, at No. DR 1988-175.

STIPULATIONS:

We, the undersigned, Clara K. Householder and Gary L. Householder, represent that we have read, thoroughly and understand completely the above Decree, that we have consulted with our respective attorneys and have been full advised of the legal effect of the Decree, and that we have signed our names with the intention to be legally bound.

WITNESS:

Mary Ann Kirkpatrick, Esquire
Christopher J. Youngs

Clara K. Householder
Gary L. Householder

BY THE COURT,
Gordon R. Miller, J.

Cont on Page 714 Book 3

1990

Shafer, Swick, Bailey,
Irwin & Stack
James R. Irwin

711.

NETTIE ANTHONY

vs.

DAVID H. ANTHONY

Filed July 27, 1990
@ 1:50 p.m.

Tax & entry Paid	$50.50
State pd. 7/27/90	10.00
State ½d/ 7/28/90	5.00
Pro Co Pd 11-13-90	9.00
~~User~~ fee pd 11-13-90	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov 7, 1990 Affidavit of Service filed: I, James R. Irwin, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, as as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated July 27, 1990. The Defendant acknowledged service on August 2, 1990 by accepting delivery on that date as evidenced by the attached signed return receipt.

James R. Irwin, Esquire

Nov 7, 1990 Affidavit of Consent of Plaintiff filed.

Nov 7, 1990 Affidavit of Consent of Defendant filed.

Nov 7, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Nov. 27, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, November 27, 1990, it is ordered and decreed that Nettie Anthony, plaintiff, and David H. Anthony, defendant are divorced from the bonds of matrimony.

BY THE COURT;
Gordon R. Miller, J

1990

Wayman, Irvin &
McCauley
Warren L. Siegfried

712.

JOSEPH MaKRAY

vs.

CHAUNCEY R. PENFIELD

Filed July 27, 1990
@ 2:00 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	22.44
Sheriff's costs	31.00
Pro.Co. pd 9/9/93	9.00
Cert Pd 11-17-93	2.00

COMPLAINT

1 copy (sheriff)

Aug. 15, 1990 Sheriff's Return filed. NOT FOUND, as to defendant Chauncey R. Penfield. Did reside at Rising Sun Trailer Park, then moved and left no forwarding address, at Conneaut Lake, Pa.

So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Feb. 14, 1992, Complaint Reinstated.

Feb. 26, 1992 Sheriff's Return filed. SERVED Chauncey R. Penfield personally on Feb. 19, 1992 at 2:24 PM at his place of employment, Spar-Gard, Route 19, Meadville, Crawford Co., PA.
So answers,

Dale A. Collins, Deputy Sheriff
Robert M. Stevens, Sheriff

Sept. 1, 1993 Affidavit of Service of Ten Day Important Notice, filed.

And Now, Sep. 9, 1993 at 11:47 AM upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the same is liquidated at the sum of Three Thousand Eight hundred thirty-eight and 55/100 plus costs.

Debt $3,838.55

P-33:
Entered on 9-9-93
Atty. Dirks

Judgment
Barbara H. King
Prothonotary

Revived to AD1998-848

1990

Thomas, Truax, Spadafore, Vardaro & Walker
David P. Truax

713.

IN RE:
MATTER OF LIQUOR LICENSE
RENEWAL OF JOHN D. HYLAND
AND HYLAND ENTERPRISES, INC.
t/a
MICKEY'S LOUNGE

Filed July 30, 1990.
@ 9:05 a.m.

Tax & entry Paid $50.50 ✓
State Paid 7/30/90 5.00 ✓

APPEAL FROM DENIAL OF RENEWAL OF LIQUOR LICENSE
AND/OR PETITION FOR SUPERSEDEAS PENDING DISPOSITION
OF APPEAL

2 copies (atty)

ORDER:

AND NOW, this 30th day of July 1990, upon consideration of the Appeal and Petition and upon motion of David P. Truax, Esq. atty. for the Licensee-Petitioner, it is ORDERED AND DECREED as follows:

IN view of the fact that the Licensee-Petitioner, has been granted a hearing before the Pa. Liquor Control Board pursuant to 47P.S. § 4-464, the same being scheduled for Wed. Aug. 8, 1990 at Erie, Pa. no hearing before the Court of Common Pleas shall presently be scheduled as this matter is premature pending disposition by teh Pa. Liquor Control Board. The within Appeal and Petition are directed to be filed in the Office of the Prothonotary and at such time as licensee-Petitioner elects to take an appeal from any decision of th Pa. Liquor Control Board, he shall be permitted to do so upon motion submitted to the court and a hearing will be scheduled in accordance with teh Pa. Liquor Code and upon proper servcie and notice to the Pa. LIquor Control Board and the Office of chief Counsel.

Insofar as the status of the restaurant liquor license of the Licensee-Petitioner it is ORDERED AND DECREED, that the Pa. Liquor Control Board shall renew the restaurant liquor license which is the subject of this proceeding pending disposition of the matter by the Pa. Liquor Control Board and the finalization of any appeals which may be taken from the action of that board. Service of a cert. copy of this order shall be served upon the Pa. liquor Control Board Bureau of Licensing and the Office of Chief Counsel forthwith and prior to the expiration of Licensee-Petitioner's license on July 31, 1990, and providing, service is made p rior to this time, this order shall suffice as sufficient authority for lIcensee-Petitioner to lawfully operate under restaurant liquor license nO. R-11629, pending formal reissuance of said license by the proper authorities. Additionally, Licensee-Petitioner shall file with the above authorities, the required bond in connection with his restaurant liquor license and within the same time frame as above set forth.

By the Court,
P. Richard Thomas, P.J.

714.

LELA MAE BALDWIN

vs.

GEORGE DANA BALDWIN JR.

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

$29.48 Recvd Sheriff's 9-24-90.

9/24/90 Paid $29.48 To Howard Stewart, Sheriff Ck # 5846

Filed July 30, 1990
@ 9:31 a.m.

Tax & entry	Pd. 9-24-90	$50.50
State	Pd. 9-24-90	5.00
Sheriff's Costs		29.48
Pro. Co.	Pd. 9-24-90	9.00

TEMPORARY ABUSE ORDER:

And now, this 30th day of July 1990, upon review of the petition of plaintiff, the court enters the following Temporary order;

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any of the minor children named in the petition.

2. Special Conditions: Sole possession of the property at R. D. #1, Town ville is granted to plff. Defendant shall not go to that place until further corut order.

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to County Control.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this c ourt. Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an order of court and violation of this order may be punsihable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for August 9, 1990 at 11:00 a.m. in C. R. No. 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required todo so.

BY ORDER OF THE COURT,
Gordon R. Miller, Judge

Aug. 2, 1990 Sheriff's Return filed. SERVED George Dana Baldwin, Jr., personally on July 31, 1990 at 11:34 AM at his residence, R.D. #4, Centerville, Crawford, PA
So answers,
Robert M. Stevens, Deputy Sheriff
Edgar d. Householder, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Aug 13, 1990 Order filed: AND NOW, August 9, 1990 at the time scheduled for hearing in this matter, both parties appeared without counsel, were advised as to their right to counsel, given an opportunity to obtain counsel, and given a brief description as to the advantages of counsel, whereupon both parties declined the opportunity to obtain counsel and decided to proceed. Furthermore, the Defendant was advised of the nature of these proceedings, both substantively and procedurally. The Defendant does not admit that he engaged in the conduct set forth in the petition, nor does he admit that he abused the Defendant as abuse is defined by the act, because, amoung other thisngs, there are pending criminal charges arising out of the events set forth in the petition. Nonetheless, the Defendant is willing to have a standard abuse ordered entered against him, although he does not agree to pay all of the court costs. Accordingly, it is ordered as follows:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff in any manner.

2. Sole possession of the former marital property is granted to the Plaintiff. The Defendant shall not go to that property unless (a) he is specifically invited there by the Plaintiff; or (b) he has notified the Plaintiff that he is coming, which said notice shall be given 8 hours in advance, and he is accompanied by another adult, which shall not be Joseph Kelly.

3. This Order may be enforced without a warrant by any law enforcement officer having reasonable grounds to believe it has been violated.

4. A. Copy of this order shall be delivered to the police department of the jurisdiction where the plaintiff resides and to County Control.

5. This order shall remain in full force and effect until August 8, 1991 unless modified or terminated by further order of this court.

6. The Defendant shall pay the court costs in the amount of $84.98 no later than September 15, 1990.

7. The Defendant is reminded that this is an order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

BY ORDER OF THE COURT,
Gordon R. Miller, J.

Aug 14, 1990 Copies of order mailed to Plaintiff and defendant and copy given to Co. Control.

1990

Shafer, swick Bailey, Irwin & Stack Charles J. Swick 715.	ALLEGHENY COLLEGE vs. JOEL F. GERACI Field July 30, 1990 @ 10:54 a.m. Tax & entry Paid $50.50 ✓ STate paid 5.00	COMPLAINT - ACTION ON ACCOUNT STATED 1 copy (atty)

1990

Shafer, Swick, Bailey, Irwin & Stack
Charles J. Swick

716.

ALLEGHENY COLLEGE

vs.

REBECCA CLEWELL

Filed July 30, 1990
@ 10:55 a.m.

Tax & entry Paid	$50.50 ✓
state pd.	5.00

COMPLAINT - ACTION ON ACCOUNT STATED

1 copy (atty)

1990

Gerald Sullivan

717.

John W. Brown

Brian Lindsay

KAREN M. WOLFORD

vs.

MERVAN M. WOFFORD

Filed July 30, 1990
@ 11:05 a.m.

Tax & entry	$50.50
State	5.00
Sheriff's Costs	19.00

PETITION FOR EMERGENCY RELIEF UNDER PTOTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

TEMPORARY ABUSE ORDER:
AND NOW, this 30 day of july 1990, upon review of the petition of plaintiff, the court enters the following temporary order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any ofthe minor children named in the petition .

2. Special Conditions: Defendant may not contact plaintiff in any manner.

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the polcie departments in the jurisdiction where the plaintiff resides and to county control.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an order of court and violation of this order may be punsihable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Aug. 7, 1990 at 3:30 p.m. in C. R. No. lor 2 of the Crawford County courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to doso,

BY ORDER OF THE COURT,
P. Richard Thomas, J.

Aug 10, 1990 Order filed: AND NOW, August 7, 1990 at the time this matter is before the Court, it is impossible for the Court to hold a full hearing on this matter at this time. Both parties accuse the other of all types of irrational and abusive conduct, with the husband contending that an abuse action is already pending in Allegheny County, and that he has filed a petition to secure child custody of the parties' three children in Allegheny County.

It is the wife's contention that the conduct of her husband was so bad she was required to file an abuse action in Allegheny County as well as an abuse action for abuse perpetrated upon her in Crawford County. Accordingly, she is no longer interested in pursuing the abuse action in Allegheny County, but the husband insists that since he served a week in jail as a result of the abuse action in Allegheny County, that he is demanding a full hearing. It is the husband's posture that the wife is manipulating the two abuse actions in order to secure housing in the City of Meadville and in order to deprive him of the custody of his children. Even on the simplest issues there is a violent disagreement between the parties. Accordingly, it will take a full and complete factual hearing by the Court on the abuse action in Crawford County to ascertain which party is willfully and deliberately fabricating testimony. Accordingly, this case is continued until September 4, 1990 at 1:30 p.m. in Courtroom No. 1 or Courtroom No. 2. In the meantime, pending final hearing in this case. The Defendant is directed to comply with the temporary order entered July 30, 1990 to the end that he may not assault, abuse, harass or threaten the wife in any fashion, and he may not go to her residence for any purpose.

It appears that both parties now have attorneys, and the Defendnat may not contact his wife except through her attorney. The Defendant is cautioned that if he violates this order, an immediate arrest warrant will be issued.

BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Aug 10, 1990 Copies of order mailed to Plaintiff and Defendant and copy given to County Control.

Aug. 14, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Zina Jenkins who bieng duly swcrn according to law, deposes and says that on the 31 day of Jluly, 1990, at 12:30 P.m., he served Protection from Abuse, filed at Nc. 717 Term, 1990 Crawford County, Pennsylvania, upon defendant Mervan M. Wofford at Room 111 Sheriff's Office Courthouse, Pgh. By making known the contents thereof to Mervan personally and handing to and leaving with him him the certified copy of the PFA received from Crawford
So answers

Zina Jenkins, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED Mervan M. Wooford by Deputizing Sheriff of Allegheny County, PA as per his Affidavit of Service attached. Served: July 31, 1990.
So answers,

Howard N. Stewart, Sheriff

Aug. 24, 1990 Petition For Contempt Pursuant To The Protecton From Abuse Act and Order filed. AND NOW, this 24th day of August, 1990, upon consideration on the foregoing Petition, a Rule be and is hereby entered against respondent to show cause why he should not be held in contempt of Court as prayed for in the attached Petition.

Rule returnable for hearing onthe 4th day of Sept., 1990, at 1:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County courthosue Meadville, Pennsylvania.

The Crawford County Sheriff's department is directed to serve a certified copy of this Petition and Order upon the respondent. In the alternative, the Petition and Order may be served upon the respondent or his attorney by any competent adult or by certified mail.

This Petition and Order shall be filed and served without payment of costs; the Court shall determine at the hearing if the respondent shall be required to pay costs.

BY THE COURT,
Robert L. Walker, J

4 copies atty

Aug. 31, 1990, Affidavit of Service filed. I hereby certify that the respondent Mervan M. Wofford, was served by cert. mail on Aug. 27, 1990. Ret. REc. is attached. Gerald Sullivan

Continued on page 665

See Vol. 3

1990

Apple and Apple
Joel E. Hausman

718.

BROADCAST MUSIC, INC.

vs.

ARTHUR W. CERVI i/t/a/d/b/a
RADIO STATION WVCC-FM

Filed July 30, 1990
@ 11:37 a.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Sheriff's Costs	27.00
Pro Co pd 11/13/90	9.00 ✓
Sat pd 4/25/91	5.00 ✓

COMPLAINT

2 copies (sheriff)

Aug. 24, 1990 Sheriff's REturn filed. SERVED Arthur W. Cervi personally on August 3, 1990, at 2:15 PM by handing copy of Complaint to him at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
Served Radio Station WVCC-FM on August 3, 1990 at 2:14 PM by handing copy of Complaint to ARthur W. Cervi, owner, at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Nov. 13, 1990 at 1:10 p.m. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of One Thousand Seven Hundred Fifty-seven and 43/100 plus interest, and cost of suit.

C-14; R-186	Debt $1,757.43
judgment entered 11/13/90	Judgment
Notice of entry of judgment mailed 11/16/90	James F. Simmons Prothonotary

EX1991-20

Mar. 18, 1991 Interrogatories in Attachment filed.

Apr. 25, 1991 Upon praecipe of palintiff attorney, the above captioned judgment is hereby satisfied of record.

1990

Brian J. Lindsay

719.

RONNIE L. URQUHART

vs.

TAMMY URQUHART

Filed July 30, 1990
@ 1:20 p.m.

Tax & entry paid	$50.50 ✓
1 count paid	15.00
State paid	10.00
State paid	10.00
John Fuller, mediator	
Pro Co Rd. 7/1/91	$9.00 ✓

COMPLAINT IN DIVORCE, CUSTODY/VISITATION

1 copy (atty)

Sept 14, 1990 Complaint Reinstated.

Sept. 20, 1990 Vertification of Service filed. I, Brian J. Lindsay, Esq do hereby verify that I am the atty. of record for above plff. and that as su ch I amauthorized to make this verification; that I did on the 14 day of Sept, 1990, send to the above named defendant by Cert. Mail, addressee Only, Ret. Rec. REq. a true and correct copy of the divorce complaint filed at above no. and that I did on the 19 day of Sept. 1990,receive a duly executed ret. rec. dated Sept. 17, 1990.
9/20/90 Brian J. Lindsay Esq.

Nov. 14, 1990, Motion for Appointment of a mediator and order filed. ORDER: AND NOW, this 14 day of No v. 1990, upon presentation and consideration of the foregoing Motion, JOHN FULLER is appointed mediator in the above captioned matter.

BY THE COURT,
Robert L. Walker, J.

Nov. 14, 1990, copies of order to Atty. Lindsay & mediator.

Feb. 13, 1991 Affidavit of Consent of Defendant filed.

May 7, 1991 Affidavit of Consent of Plaintiff filed.

June 21, 1991 Consent Custody Order and Order filed. AND NOW, upon presentation and consideration of the foregoing, and the parties hereto having executed same, the foregoing Agreement is entered as an Order of this Court.

BY THE COURT:
P. Richard THomas, S.J.

2 copies atty.

July 1, 1991 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

July 10, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, July 9, 1991, it is ordered and decreed that RONNIE L. URQUHART, plaintiff, and TAMMY URQUHART, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J

1990

Brian J. Lindsay

720.

TRINA KAY RICHARDS

vs.

GENE PAUL RICHARDS

Filed July 30, 1990
@ 1:28 p.m.

Tax & entry Paid	$50.50 ✓
State paid	10.00
State paid	5.00
Pro Co pd 11/13/90	9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 15, 1990 Acceptance of Service filed. I, the above named defendnat, hereby accept service of the Complaint in the abaove action. Gene Paul Richards

Nov. 7, 1990 Affidavit of Consent of Plaintiff filed.

Nov. 8, 1990, Affidavit of Consent of defendant filed.

Nov. 13, 1990 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Nov. 27, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, November 27, 1990, it is ordered and decreed that Trina Kay Richards, plaintiff, and Gene Paul Richards, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

721.

JOAN R. RODGERS

vs.

DANIEL L. RODGERS

Filed July 30, 1990
@ 1:44 p.m.

Tax & entry	$50.50
STate	5.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

TEMPORARY ABUSE ORDER:

AND NOW, this 30 day of july 1990 upon review of the petition of plaintiff, the court enters the following order;

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or nay of the minor children named in the petition.

2. Special Conditions: Sole possession of the marital residence is awarded to plaintiff. Defendant shall not contact or attempt to contact the plaintiff.

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to county control.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, polcie officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an order of court and violation of ths order may be punsihable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Aug. 10, 1990 at 11:00 a.m. in C. R. No. 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Gordon R. Miller, J.

Aug. 14, 1990 Motion To Continue Hearing and Temporary Aubse Order filed.

Aug. 14, 1990 Order filed. AND NOW, this 10th day of August, 1990, upon consideration of the defendant's motion to continue the hearing and the temporary abuse order the hearing scheduled this date is continued generally to be rescheduled upon motion of either par ty. The temporary abuse order entered July 30, 1990 shall remain in effect until further order of Court, but, in no event, shall the temporary abuse order continue beyond July 29, 1991.

BY THE COURT,
Gordon R. Miller, J

Aug. 16, 1990 Copy given to Douglas Ferguson and copy mailed to John R. Gavin

722.

DENISE A. THOMPSON

vs.

DALE A. THOMPSON

Filed July 30, 1990
@ 2:13 p.m.

Tax & entry	Pd 8/22/90	$50.50
State	Pd 8/22/90	5.00
Procco	Pd 8/22/90	5.00
She;riff's Costs		19.00

8/22/90 Reed Sheriff 19.00 Costs from plff

8/22/90 Check # 5808 Paid Howard Stewart - $19.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

TEMPORARY ABUSE ORDER

And now, this 30 day of July 1990, upon review of the petiton of plaintiff, the court enters the following order:

1. The defendant shall nto assault, abuse harass or threaten the plaitiff or any fothe minor children named in the petition.

2. Special Conditions: Plaintiff may remove childrens beds from residence at 122½ Prospect St., Cambridge Springs upon 24 hours notice and def. is ordered to unlock the apartment to allow said removal.

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the polcie departments in the jurisdiction where the plaintiff resides and to county control.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remian in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Aug. 13, 1990, at 1:15 p.m. in C. r. No. 1 or 2 of the Crawford County Courthouse. The defendant is advise dhe may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
P. Richard Thomas, J.

Aug. 13, 1990 Order filed. AND NOW, August 13, 1990, at thetime fixed for hearing the Plaintiff appeared without counsel indicating that she desired to drop this action and that she and the defendant were living together. Accordingly, it is ORDERED as follows:

This action is dismissed and the temporary abuse Order entered July 30, 1990 is dissolved. A copy of this Order shall be delivered to the Police Department in the jurisdiction where the Plaintiff resides and to County Control.

The Plaintiff shall pay the record court costs no later than Friday, August 17, 1990.

BY ORDER OF THE COURT,
Gordon R. Miller, J

Aug. 14, 1990 Copies mailed to plaintiff and defendant and copy put in County Control's box.

Aug. 14, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeare appeared Paul Greiner, Deputy who being duly sworn according to law, deposes and says that on the 31st day of July, 1990, at 2:27 P.M., he served Petition for Protection from Aubse and Court Order, filed at No. AD 722 term, 1990, crawford county Pennsylvania, upon defendant Dale A. Thompson at his place of employment, Gartner and Harf, Peach street, Erie County, Erie, Pennsylvania By making known the contents thereof to Dale A. Thompson and handing to and leaving w with him the certified copy of the Petition received from Crwaford County.

So answers,

Paul Greiner, deputy Sheriff
Robert N. Michel, Sheriff

SERVED Dale A. Thomspon by Deputizing the Sheriff of Erie County, PA as per his Affidavit of Service attached. Served: July 31, 1990.

So answers,

Howard N. Stewart, sheriff

1990

Jones, Gregg, Creehan & Gerace
Carol A. Carolla

723.

Cohen & Grigsby, PC
Thomas J. Madigan
Emerson Electric Co & Thermo Disc, Inc

John W. Beatty
Knox McLaughlin Gornall & Sennett PC for Proctor Silex, Inc.
Wearever Proctor Silex

Quinn, Gent, Buseck & Leemhuis
John M. Quinn, Jr.
Elmwood Sensors, Inc.
Additional Defendants

Pd 10-12-93 John Beatty Esq
outpayment on appeal 2001
Ch# 7103

ROBERT A. DICK AND ELEANOR L. DICK, HIS WIFE

vs.

PROCTOR-SILEX, INC., a/k/a WearEVER PROCTOR-SILEX, WearEVER PROCTOR-SILEX, INC., EMERSON ELECTRIC CO., AND THERMO DISK, INC.

Elmwood Stnsors, Inc. add'l dft

Filed July 30, 1990
@ 3:44 p.m.

Tax & entry paid	$50.50 ✓
State paid	5.00
Sheriff's Costs	119.40
Dec'd Pd appeal 9-23-92	50.00 ✓
Pro Co. Pd. 1-15-93	6.00 ✓

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Aug. 23, 1990 Writ Return filed. SERVED AND MADE KNOWN TO Procter Silex, Inc. & Wearever Proctor Silex, INc. by handing a true and attested copy of the within Summons, issued in the above captioned amtter on 8/7/, 1990, at 10:00 o'clock A.M., at 123 S. Broad St., CT Corp. in the County of Philadelphia, State of Pennsylvania, to Ms. Chambers agent or person for the time being in charge of defendant's office or usual place of business.
So answers, John D. Green, Sheriff
Peter Sisto, Deputy Sheriff
SERVED Proctor-Silex, Inc. a/k/a Wearever Proctor-Silex by deputizing the Sheriff of Philadelphia, PA as per his Affidavit of Service attached. Served: August 7, 1990
SERVED Emerson Electric Co. by certified Mail on August 3, 1990 at 8000 Florissant Avenue, Station 3614, St. Louis, MO 63136. Return Receipt attached.
SERVED Thermo Disk, Inc. by Certified Mail on August 3, 1990 at 1320 South Main Street, Mansfield, OH 44907.. REturn receipt attached.
So answers, Howard N. Stewart, Sheriff

Aug. 27, 1990 Appearance of Cohen & Grigsby, P.C. by Thomas J. Madigan for Emerson Electric Co. and Thermo Disc, Inc. filed.

Apr. 1, 1991, Appearance of Know McLaughlin Gornall and Sennett PC by John W. Beatty, attorneys for defendants, Proctor Silex, Inc. a/k/a Wearever Proctor Silex; and Wearever Proctor Silex, Inc., filed.

Apr. 30, 1991 Complaint filed. (JURY TRIAL DEMANDED)

June 4, 1991, Preliminary Objections filed.

June 4, 1991, Upon praecipe of defendants Emerson Electric Co and Therm-O-Disc. Inc., preliminary objections placed on next argument list.

ON ARGUMENT LIST FOR JULY 1991

JUne 21, 1991, Answer to Preliminary Objections filed.

June 27, 1991 Reply To New Matter To Preliminary Objections filed.

Aug. 27, 1991, MEMORANDUM AND ORDER filed. ORDER: AND NOW, August 26, 1991, it is ordered as follows:
1. THe preliminary objection of Emerson Electric Company and Thermo Disc. Inc. to strike the entire complaint is denied.
2. the preliminary objections of Emerson electric Co. and Thermo Disc. Inc. to strike paragraphs 7(1) and 17(1) of the plaintiffs' Complaint is granted and those paragraphs are stricken.
3. Emerson electric Company and Thermo Disc. Inc. are given leave of Court to file an answer, containing New Matter under Pa. R.C.P. 2252(d) if they so desire which said answer shall be filed no later than sixty (60) days form the date of this order.
BY THE COURT,
Gordon R. Miller, P.J.
Aug. 27, 1991 copies to Carol Carolla, John W. Beatty and Thomas Madigan.

Sept. 18, 1991 Notice Of Service of INterrogatories filed.

Sept. 23, 1991, Upon praecipe of attorneys for defendants, Proctor Silex, Inc. a/k/a Wearever Proctor Silez; and Wearever Proctor Silex, Inc. , Rule entered upon Plaintiff to file Complaint issued.

Oct. 24, 1991 Answer and New Matter Under Rule 2252(d) filed on behalf of defendants Emerson electric Co. adn Therm-0-Disc, Inc. filed.

Dec. 2, 1991 REply of Original Defendants (Proctor Silex - Wearever) to New Matter and New Matter, and New Matter (Crossclaim) filed.

Dec. 10, 1991 Complaint Against Additional Defendant Elmwood Sensors, Inc. filed.

Dec. 20, 1991 AFFIDAVIT OF SERVICE, filed. AND NOW, personally appears, John W. Beatty, Esq., who swears and affirms as follows:
1. By certified mail, return receipt requested letter dated Dec. 9, 1991 a copy of the complaint against the additional defendant, Elmwood Sensors, Inc. was mailed to the corporate offices at 500 Narragansett Park Dr., Pawtucket, Rhode Island 02861.
2. Attached below is the return receipt which indicates that service was accepted on Dec. 12, 1991.

Jan. 8, 1992 Appearance of Quinn, Gent, Buseck and Leemhuis, Inc. by John M. Quinn, Jr. for Additional Defendant Elmwood Sensors, Inc.

Jan. 31, 1992 Preliminary Objection Filed on Behalf of Additional Defendant Elmwood Sensors, Inc. filed.

Jan. 31, 1992 Upon Praecipe of Kenneth W. Wargo, atty. for defendant Elmwood Sensors, Inc., Preliminary Objections placed on next Argument List.

ON ARGUMENT LIST FOR MARCH 1992

FEb. 3, 1992, Reply to New Matter Under Rule 2252(d) filed.

Record Continued on Pg. 686A

SEE VOL. 3

1990

Kuhn and Kuhn
Daniel J. Kuhn

724.

HYSTATE LEASING, INC.

vs.

ALVA RIGBY

Filed July 31, 1990
@ 3:49 p.m.

Tax & entry Paid 8/1/90	$50.50
State paid	5.00
Sheriff's costs	37.04
Pro Co pd 6/20/91	5.00

COMPLAINT IN CIVIL ACTION - REPLEVIN

2 copies (atty)

Sept 13, 1990 Sheriff's Return filed: SERVED Alva Rigby personally on August 22, 1990 at 9:35 A.M. at Sheriff's Office, Crawford County Courthouse, Meadville, Pa 16335.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

June 19, 1991, upon praecipe of plaintiff attorney, the above matter is marked satisfied upon payment of costs only.

1990

Watts, Pepicelli, Youngs and Youngs, PC
Alan L. Pepicelli

725.

ERIC G. SMITH

vs.

RAND HOMES CONSTRUCTION, INC.
A CORPORATION

Filed July 31, 1990

8/1/90

Tax & entry Paid	$50.50 ✓
State paid	5.00
Sheriff's Costs	24.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Aug. 27, 1990 Writ Return filed. SERVED Rand Homes Constrution on August 6, 1990 at 2:09 PM by handing copy of Summons to Robert Kincaid, owner, at Murry Road, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. STewart, Sheriff

1990

Barrett & Dratler
Bruce A. Barrett

726.

CAROLYN ANN BELL

vs.

ANTHONY EDWARD BELL

Filed Aug. 1, 1990
@ 10:49 a.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co Pd. 6/4/91	9.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Aug. 15, 1990 Affidavit of Service filed. BRUCE A. BARRETT, Esq., being duly sworn to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the attorney for the Plaintiff in the above captioned action.

2. That a true and correct copy of the Complaint under Section 201(c) of the Divorce Code was sent by registered mail to the Defendant on Aug. 1, 1990. The sender's receipt is attached hereto.

3. The registered mail was sent to Anthony Edward Bell, 22000 South Atlantic Ave. , New Smyrna Beach, Florida 32169.

4. That the Defendant received said registered mail on Aug. 8, 1990. Said receipt card number P 966 074 384 is attached hereto and signed by Anthony Bell.

Bruce A. Barrett, atty. Plaintiff

Jan. 14, 1991 Affidavit of Consent of Defendant filed.

June 4, 1991, Affidavit of Consent of plaintiff filed.

June 4, 1991, Upon praecipe for review under 201(c) of the divorce code, this case moved to court.

June 11, 1991 FINAL DECREE FILED.

AND NOW, June 11, 1991 it is ordered and decreed that Carolyn Ann Bell, plaintiff, and Anthony Edward Bell, defendant, are divorced from the bonds of matrimony .

BY THE COURT,
James B. Dwyer, S. J.

1990

Barrett and Dratler
Bruce A. Barrett

727.

TRAVELERS INSURANCE CO.

VS.

G. DON WILSON

Filed Aug. 1, 1990
@ 10:53 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	21.00
Pro Co pd 9/13/90	9.00
Pro.Co. pd 1/28/93	5.00

COMPLAINT

1 copy (sheriff)

Aug. 23, 1990 Sheriff's Return filed. SERVED G. Don Wilson c on August 2, 1990 at 3:47 PM by handing copy of Complaint to Kim Gebhardt, Secretary, and person in charge at 340 Main Street, Saegertown, crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Sept. 7, 1990 at 3:21 p.m. upon praecipe of plaintiff's attorney with Notice of Intension to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer an dthe damages are assessed at the sum of Six Thousand Three Hundred Ten and 00/100 plus interest and cost of suit.
W-234 Debt $6,310.00
judgment entered 9/7/90 Judgment
James F. Simmons,
Prothonotary

EX1991-101

Jan. 28, 1993 Upon Praecipe of Plaintiff Attorney the above case marked Satisfied of record.

1990

728.

TAMMARA L. FULLER

vs.

SAMUEL F. FULLER

Filed Aug. 1, 1990
@ 11:40 a.m.

Tax & entry Pd 8/9/90	$50.50	✓
State Pd 8/9/90	5.00	
Sheriff's Costs	21.00	

Sheriffs costs Pd 8/9/90 (each party paid half)

8/9/90 Paid to Howard N. Stewart #21.00 Check # 5785

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff.)

TEMPORARY ABUSE ORDER:

AND NOW, this 1st day of Aug. 1990, upon review of the petition of palintiff, the court enters the following temporary order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any of the minor children named in the petition.

2. Special conditions: Defendant shall not to to the plaintiffs residence.

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of tis order shall be delivered to the polcie departments in the jurisdiction where the plaintiff resides and to County Control.

5. Service of a copy of the Petition and this order shall be made upon the defendant by a sheriff, constable, polcie officer or competent adult.

6. This temporary order shall remina in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. the court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Aug. 10, 1990, at 11:00 a.m. in C. R. No. 1 or 2 of the Crawford county Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Gordon R. Miller, J.

Aug. 2, 1990 Sheriff's Return filed. SERVED SAmuel F. Fuller personally on August 1, 1990 at 2:30 PM at his residence, 364 Walnut street, Meadville, Crawford County,PA. 16335. So answers;

Robert M. Stevens, Deputy Sheriff
Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sheriff

Aug. 13, 1990 Order filed. AND NOW, August 10, 1990 the Court is not satisifed that the Plaintiff has proven the allegations of abuse by a preponderance of the evidence, and therefor dismisses the petition.

Costs in this proceeding shall be split.

BY ORDER OF THE COURT,
Gordon R. Miller, J

Aug. 14, 1990 Copies ;of order put in R. Charles Thomas and Donald Lewis' box.

Aug 13, 1990 Exhibits filed with papers.

1990

729.

FAITH BIMBER

vs.

ROBERT BIMBER

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

Filed Aug. 1, 1990
@ 12:43 p.m.

Tax & entry	Pd 9/13/90	$50.50 ✓
State	Pd 9/13/90	5.00
Sheriff's Costs		~~54.50~~
Pro. Pd 9/13/90		9.00 ✓

9/13/90 Recd $54.50 from Defendat

9/13/90 Pd $54.50 To Howard Stewart, Sheriff
Lt # 5833

TEMPORARY ABUSE ORDER:

AND NOW, this 1 day of Aug. 1990, upon review of the petition of plaintiff, the court enters the following temporary order:

1. The defendant shall not assault, abuse harass or threaten the palintiff or nay of the minor children named in the petition.

2. Special Conditions: -----

3. This order may be enforced without a warrant of arrest by any law enforcemnt officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to county control.

5. service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order ofthis court. Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an order of court and violation of this order may be punsihable by a fine up to $1,000 and a jailsentence of up to six months.

8. The court reserves ruling on allocation of fees and costs. Hearing is hereby set for Aug. 9, 1990, at 11:00 a.m. in C. R. NO. 1 or 2 of the Crawford County Courthouse. The defend is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J.

Aug 13, 1990 Order filed: AND NOW, August 9, 1990 at the time fixed for hearing in this matter, the Plaintiff appeared with counsel; the Defendant did not have counsel; and, after having been advised of his right to counsel, the possibility of free counsel through legal services, and the nature of these proceedings, he elected to proceed without counsel. The Plaintiff's testimony was taken, whereupon the Defendant agreed that the Court enter an Order without an admission of fault or wrongdoing on his part.

Accordingly, it is ordered as follows:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the petition.

2. Temporary possession of the marital residence is granted to the Plaintiff to the exclusion of the Defendant for a period of no more than six (6) months from this date. The Plaintiff agrees that if she moves out of the residence before the expiration of six months, she shall notify the Defendant of that fact.

3. Physical custody of the parties' minor children is awarded temporarily to the Plaintiff, with the Defendant having the following visitation periods:

(a) Every Wednesday evening commencing with August 15, 1990 from 5:30 o'clock p.m. until 8:00 o'clock p.m.

(b) Every Saturday and Sunday commencing with Saturday, August 11, 1990 he shall have the right of visitation with his minor son, Eric, between 12:00 nno and 5:00 p.m.

(c) AS to the oldest two children, every Saturday and Sunday commencing with Saturday, August 11, 1990 between the hours of 10:00 a.m. and 7:00 p.m.

4. The Defendant shall have the right to go upon the marital property for the purpose of removing purely personal belongings provided that he gives the Plaintiff at least four (4) hours advance notice and that he is in the presence of another responsible adult when he visits the home for the purpose of removing purely personal belongings.

5. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.

6. A copy of this order shall be delivered to the police department in the jurisdiction where the plaintiff resides and to County Control.

7. The abuse provision of this order shall remain in full force and effect until August 8, 1991 unless modified or terminated by further order of Court. The provisions regarding custody and visitation are intended to be temporary and subject to change as provided in 35 P.S. 10186.

8. The Defendant shall pay the court costs no later than September 15, 1990.

9. The Defendant is reminded that this is an order of Court and violation of this order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.

BY ORDER OF THE COURT,
Gordon R. Miller, J.

Aug 14, 1990 Copies of order mailed to Atty. Gamble and Plaintiff and Defendant.

Aug. 14, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared sTephen Brandon, Deputy who being duly sworn according to law, depcses and says that on the 3rd day of Auguat, 1990, at 12:03 P.M., he served Petition for Protection from Aubse, filed at No. 729, Term, 1990, crawford County, Pennsylvania, upon defendant Robert Bimber at Erie Plastics, Plastics Raod, Erie County, Corrpy Pennsylvania By making known the contents therecf to Robert Bimber and handing to and leaving with him the certified ccpy of the Petition received from Crawford County.

So answers,

Stephen Brandon, Deputy Sheriff
Robert N. MIchel, Sheriff

served Robert Bimber by Deputizing the Sher;iff of Erie County, PA as per his affidavit of Service attached. Served: August 3, 1990.

So answrs,

Howard N. Stewart, Sheriff

180

1990

Mason and Mason
Joan D. Mason

730.

JOYCE M. LEONHEART

vs.

GEORGE E. LEONHEART, JR.

Filed Aug. 1, 1990
@ 12:58 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co Pd 2/12/91	9.00

COMPLAINT IN DIVORCE

3 copies (atty)

Aug. 2, 1990 Affidavit Of Service filed. I, Verna M. Bode, employee for the law firm of Mason and Mason, being duly sworn according to law, defose and say that I did on August 1, 1990, at 1:29 P.M. serve on the above defendant, George E. Leonheart, Jr., by personally handing him a certified copy of the Complaint in Divorc ein the above captioned action, at 973 Liberty Street, Meadville, Pennsylvania. Verna M. Bode

Jan 25, 1991 Affidavit of Consent of Plaintiff filed.

Feb. 8, 1991 Affidavit of consent of defendant filed.

FEb. 8, 1991, Upon praecipe of plaintiff attorney, for review under 201(c) of the divorce code, this case moved to court.

Feb. 21, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, February 20, 1991, it is ordered and decreed that Joyce M. Leonhart, plaintiff, and George E. Leonhart, Jr., defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, P.J.

1990

Bruce A. Barrett

731.

PRIME MEATS
c/o Bruce Barrett

vs.

DONNIE AND PHYLLIS RIGGS

Filed Aug. 2, 1990
@ 9:09 a.m.

Tax & entry Paid $50.25
State paid 5.00

APPEAL OF DEFENDANTS FROM JUDGMENT OF ROBERT J. LEONHART

Aug. 2, 1990, Rule entered upon plaintiff to file complaint issued.

Aug. 2, 1990, Proof of Service filed.

Aug. 16, 1990 Complaint filed. (2 copies (atty.)

Sept 12, 1990 Affidavit of Service Filed: BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

2. That a true and correct copy of the Complaint and a Notice to Defend was sent by registered mail to the Defendants on August 17, 1990. The sender's receipt is attached hereto.

3. The registered mail was sent to Donnie & Phyllis Riggs, R.D.#1, Box 387, Saegertown, Pa 16433.

4. That the Defendants received said registered mail on August 25, 1990. Said receipt card number P966 074 387 is attached hereto and signed by Donnie and Phyllis Riggs.

Bruce A. Barrett, Attorney for Plaintiff

1990

Knox McLaughlin
Gornall & Sennett PC
Timothy M. Sennett

732

GEORGE SHIMEK, JR.,
d/b/a GENERAL DIESEL

vs.

LHL DRILLING, INC.

Filed Aug. 2, 1990
@ 11:29 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	17.00
Pro Co Paid	9.00

COMPLAINT

1 copy (sheriff)

Aug. 28, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Anthony J. Hnida, Deputy Sheriff, who bieng duly sworn according to law, deposes and says that on the 8th day of August, 1990, at 2:50 P.M., he served Complaint, filed at No. AD 732 Term, 1990, Crawford County Pennsylvania, upon defendant LHL Drilling, Inc., at 66 N. Main St., Sharon, PA 16146 By making known the contents thereof to Sandy Moore, Adult in Charge, Secretary and handing to land leaving with her the certified copy of the complaint received from Sheriff of Crawford County.
So answers, Anthony J. Hnida, Deputy Sheriff
William H. Romine, Jr. Sheriff
SERVED LHL Drilling by deputizing Sheriff of Mercer County, PA as per Affidavit of Service attached. Served: August 8, 1990
So answers, Howard N. STewart, Sheriff

AND NOW, Sept 14, 1990 @ 11:37 a.m. Upon Praecipe of Plaintiff's attorney with notice of judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and damages are assessed as follows: Principal, Fourteen Thousand Six Hundred Two and 09/100 Dollars.
L-186

Debt.....$14,602.09 Thousand
JUDGMENT
James F. Simmons
Prothonotary

9-19-90 Notice of Judgment mailed defendant.

1990

Bifulco, Bender, Scarpitti, Moore, McNair
Timothy D. McNair

733.

MARION Z. McCOOL

vs.

JEFFRY L. McCOOL

Filed Aug. 2, 1990
@ 1:23 p.m.

Tax & entry Paid	$50.50
state paid	10.00
State paid	5.00

COMPLAINT IN DIVORCE

2 copies (atty)

Aug. 16,, 1990 Acceptance of Service filed. And Now, this 12 day of August, 1990, I, Jeffry L. McCool, Defendant in the above captioned action, do hereby accept service of the Complaint in Divorce filed by Plaintiff, Marion Z. McCool..

Jeffry L. McCool

Feb. 17, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 8/16/90 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: February 13, 1998 Anthony J. Vardaro, J
Feb. 17, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

SHAFER, SWICK, BAILEY,
IRWIN & STACK
James R. Irwin

734

W. ARTHUR KETCHAM, JR.

VS.

EVA MARIE KETCHAM

Filed Aug. 2, 1990 @ 1:48 p.m.

Tax & Entry paid	50.50
2 counts paid	30.00
State paid	10.00
User fee paid	15.00
Pro Co. Pd. 1/11/91	9.00

COMPLAINT IN DIVORCE, EQUITABLE DETERMINATION AND DISTRIBUTION, CHILD CUSTODY

1 copy (atty)

Aug. 3, 1990 Affidavit of Service filed. I, LAURIE A. BLACK, do hereby verify that I personally served a true and correct copy of the Divorce Complaint filed at the abovecaptioned number upon the defendant abovenamed at the law offices of Shafer, Swick, Bailey, Irwin & Stack, 360 Chestnut Street, Meadville, Pennsylvania, on the 3rd day of August, 1990 at 10:15 o'clock A.M. Laurie A. Black

Sept. 14, 1990 Motion To Withdraw Counts and Order filed. AND NOW, this 14 day of September, 1990, upon presentation and consideration of the within Motion, Plaintiff's request to withdraw Count 2 of the Divorce Complaint is granted.

P. R. Thomas, S.J.

Sept. 18, 1990 Copy of order put in James Irwin's box.

Sept. 21, 1990 Stipulation and Consent To Entry of Custody Order filed. AND NOW, this 20 day of September, 1990, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED and DECREED that;

1. Primary physical and legal custody of the parties two (2) minor children shall be shared equaly between the parties.
2. The natural mother, Eva Marie Ketcham, shall have physical custody of the aforementioned minor children from August 15 through June 15 of e ach year. The natural father, W. Arthur Ketcham, shallhave physical custody of the minor children from June 15 through August 15 of every year.
3. Father shall be permitted to take the children into his custody the first three (3) weekends of each month from 5:30 p.m. Friday until 8:30 p.m. Sunday during the mtoerh's scheduled custodial period; likewise, Mother shallhave the children in her custody the first three (3) weekends of each month frm 5:30 p.m. Friday until 8:30 p.m. Sunday during Father's custodial periods.
4. Holidays shall be defined as Thanksgiving, Christmas and Easter.
Thanksgiving: Husband shallhave custody of the parties' minor children for Thanksgiving for the year 1990 and the parties shall alternatve each year thereafter.
Christmas: Wife shall have custody of the children every Christmas Eve from 7:00 p.m. until 8:00 a.m. Christmas Day.
Easter: Wife shallhave custoyd of the parties' minoe children for Easter for the year 1991 and the parties shall alternate each year thereafter.
5. Except in emergency situations, both parties shallgive the other at least Twenty-four (24) hours notification when he/she will not be exercising a scheduled visitation.
6. Neither party is permitted to remove the child from the jurisdiction of this Court without the other's knowledge and consent.
7. Each party shal lteach said child to give to the other par ty that love and respect which is due a parent from his or her children.
8. Neither pa rty shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presene and each party sahll instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

BY THE COURT,
P. Richard Thomas, S.J.

Sept. 24, 1990 Copy of order put in James Irwin's box.

Dec. 17, 1990, AFFIDAVIT OF Consent of defendant filed.

Jan. 4, 1990 Affidavit Of Consent of Plaintiff filed.

Jan. 11, 1991 Upon Praecipe of Plaintiff Attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Jan. 29, 1991 **D E C R E E F I L E D .**

1. **Divorce:** Upon consideration of the pleadings and affidavits filed in the abovecaptioned case, this Court hereby grants an absolute divorce form the bonds of matrimony to the abovenamed parties, on the grounds that the marriage is irretrievably broken and Ninety (90) days have elapsed from the date of filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the entry of a divorce decree, pursuant to Section 201(c) of the Pennsylvania Divorce Code.
2. **Equitable Property Determination and Distribution:** It is ordered and decreed that the marital property of the abovenamed parties shall be divided in accordance with a Separation and Proper ty Settlement Agreement dated sEptember 13, 1990, executed by the parties and filed in the Court of Common Pleas of Crawford County, Pennsylvania at the abovecaptioned number and term.
This Agreement, in part, provides that the Plaintiff shall be the sole owner of jointly owned real estate located at R.D. #8, Box 232, Meadville, Pennsylvania.
Further, it is ordered and decreed that the division of marital owned personal property shall be made in accordance with Paragraphs 11 of the separation and Property AGreement dated SEptember 13, 1990, which in part, provides;
a) The defnedant shall be the sole and exclusive owner of all maritally owned personed property listed in Exhibit "A" of said Separation and Proper ty Settlement Agreement.
b) Plaintiff shall be the sole and exclusive owner of all other marital owned personal propety listed in Exhibit "B" of said Separation and Property Settlement Agreement.
c) The Defendant shall be the sole and exclusive of the 1982 Chevy Malibu, automobile.
3. **Child Custody:** The matter of the child custody has previously been resolved by a Stipulation and Consent Order entered by this Court at the above cpationed number, dated September 20, 1990.
4. A copy of the Separation and Property settlement Agreement of the parties, dated September 13 1990, which sets in further detail the agreement of the parties concerning the matters herein, shall be filed with this Decree in the Prothonotary's Office at the abovenumber and term.
5. No other matters or causes of action provided under the Pennsylvania DIvorce Code are reserved by either of the aprties.
This Order shall be effective as of this 29 day of Jan., 1991.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

1990

THOMAS, TRUAX, SPADAFORE, VARDARO & WALKER
R. Charles Thomas

735

MARLENE A. CONSIDER and DAVID P. CONSIDER

VS.

DAVID L. LEVETO and SUSAN B. LEVETO

Filed August 2, 1990 @ 3:33 p.m.

Tax & Entry Paid	$50.50
User fee paid	5.00
Sheriffs costs	45.00
Pro Co Pd. 11/2/90	6.00

SUMMONS IN CIVIL ACTION/CIVIL ACTION

Issued (sheriff)

Sept 12, 1990 Writ returned. SERVED Susan B. Leveto personally on Aug. 21, 1990, at 2:24 p.m. in Sheriff's Office, Crawford County Courthouse, Meadville, Pa. 16335.

SERVED David L. Leveto on Aug. 21, 1990 at 2:25 p.m. by serving his authorized agent, Susan B. Leveto, at Sheriff's Office, Crawford Countycourthouse, Meadvile, Pa., signed acceptance of service attached.

So answers, Catherine I. Allen, Dep. Sheriff
Howard N. Stewart, sheriff

Nov. 1, 1990, Upon praecipe of plaitniff attorney, the above captioned case is marked settled and discontinued of record.

1990

WATTS, PEPICELLI, YOUNGS AND YOUNGS, PC.
Christopher J. Youngs

736

RE: SANDRA BUTLER, Parent and Natural Guardian of SHANEKA MICHELLE BUTLER
Petition to Compromise Minor's Claim

VS.

MICHAEL A. LANCIOTTI

Filed Aug 2, 1990 @ 4:06 P.M.

Tax & Entry Paid $50.50 ✓
User fee paid 5.00
Pro Co Pds 10/15/90- 6.00 ✓

Aug 3. 1990 Copies of order

WRIT OF SUMMONS

Aug 2, 1990 @ 4:06 P.M. Petition to Compromise Minor's Claim and Order filed: AND NOW, July 30, 1990, upon presentation and consideration of the foregoing Petition to Compromise Minor's Claim, it is hereby ordered that the settlement described in the foregoing Petition is approved and that the following sums shall be distributed:

1. To Watts, Pepicelli, Youngs and Youngs PC as legal fees, and reimbursement of costs advanced - $1,000.00

1. The Court approves and orders State Farm Mutual Automobile Insurance Company to purchase an annuity with a life insurance company carrying an A.M. Best rating of "A-Plus", or higher, with a present value sufficient to pay to the minor, Shaneka Michelle Butler, or her designated beneficiary, the following sums:

a. On August 5, 1997, the sum of $1,400;
b. On August 5, 1998, the sum of $1,400;
c. On August 5, 1999, the sum of $1,400;
d. On August 5, 2000, the sum of $1,400.

3. Upon receipt by Petitioner, through counsel, of the legal fee listed above and upon receipt by Petitioner, through counsel, of satisfactory proof that the above-described annuity has been purchased, Petitioner is authorized and directed to execute a general release of Michael A. Lanciotti and State Farm Mutual Automobile Insurance Company releasing all claims of the minor and Petitioner with respect to the October 27, 1988 automobile-bicycle accident.

3 copies (atty)

BY THE COURT,
Gordon R. Miller, J.

Oct. 12, 1990, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

1990

Bruce Barrett

737

ROBERT E. MARTIN

VS.

CHARLES KERIN

Filed Aug 3, 1990
@ 11:00 A.M.

Tax & Entry paid $50.25
User fee paid 5.00

NOTICE OF APPEAL FROM THE JUDGMENT
OF DISTRICT JUSTICE WILLIAM CHISHOLM

Aug. 7, 1990 Proof of Service filed.

1990

SPECTER LAW OFFICES, PC
Robert A. Sambroak, Jr.

738

RONALD SHAW and MARY K. SHAW, his wife

VS.

LINDA NORRIS

Filed Aug 3, 1990 @ 11:23 P.M.

Tax & Entry Paid	$50.50
User fee paid	5.00
Sheriff's Costs	30.80
Pro co pd 10/1/90	6.00

COMPLAINT

1 copy (sheriff)

Aug. 28, 1990 Sheriff's Return filed. SERVED Linda Norris on August 8, 1990 at 10:48 AM by handing copy of Complaint and Interrogatories to Laura Kuhn, her daughter, at their residence, R.D. #1, Townville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 28, 1990 Upon praecipe of Plaintiff Attorney the above captioned matter is marked settled and dicontinued of record.

1990

739

SANDRA LYNN PALMER

VS.

DONALD JAMES PALMER

Filed Aug 3, 1990 @ 11:51 A.M.

Sheriff's Costs 25.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

Temporary Abuse Order:

And now, this 3 day of Aug, 1990, upon review of the petition of Plaintiff, the court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the petition.

2. Special Conditions: Plaintiff may have exclusive possession of the marital residence immediately & Def shall abandon the premises and not take anything except his clothes and personal possessions.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Orde shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be maid upon the Defendant by a sheriff, constable, police officer of competent adult.

6. This temporary Order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an ORDER OF COURT and violation of this order may be punishable by a fine up to $1000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Aug 13, 1990, at 2:00 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
P. Richard Thomas, J

Aug. 10, 1990 Sheriff's Return filed. SERVED Donald James Palmer personally on Saturday August 3, 1990 at 8:30 PM at his residence, 998 Catherine Street, Meadville, crawford County, PA.

So answers,

David acker, Meadville Police Dep't
Howard N. Stewart, Sheriff

1990

Joseph F. Kulwicki

740

DEBRA E. LINDSEY HOFFMAN

VS.

STEPHEN J. HOFFMAN

Filed Aug. 3, 1990 @ 1:25 P.M.

Indigent filing

COMPLAINT IN DIVORCE

1 copy (attorney)

Aug 3, 1990 Petition by Indigent Party Under Pa. R.C.P. 1920.62 and Order filed: AND NOW, this 13th day of July, 1990, or motion of Joseph F. Kulwicki, attorney for plaintiff, leave is hereby granted Debra E. Lindsey Hoffman, plaintiff in the above captioned case, to file her complaint in divorce as an indigent party, and to proceed accordingly until the termination of said proceedings without payment of costs therefore.

BY THE COURT,
P. Richard Thomas, J.

Aug 6, 1990 Copies of order put in Atty. Kulwicki's box.

Oct. 2, 1990 Affidavit of Service Pursuant to Pa. R.C.P. 403(1) filed. Debra A. Shook, being duly sworn according to law, deposes and says she is an adult ind., and is employed as an independant paralegal for the law offices of Jos. F. Kulwicki III, and as such, on Aug. 3, 1990, your affiant place a cert. copy of the divorce complaint in above matter, in the U.S. mail, addressed as follows: Stephen J. Hoffman, 34 Leet Ave, Greenville, Pa. 16125. Said divo. complaint was forwarded to the dft. by cert. mail, rest. delivery, being certl mail No. P 401 445 584.

The cert. mail item was returned to the office of Jos. F. Kulwicki, III by postal authorities marked "unclaimed". The receipt for the above cert. mail item and the envelope marked "unclaimed" are attached hereto and made a part hereof.

Thereafter, on Aug. 30, 1990, your affiant forwarded the cert. divorce complaint to the dft. at the above address, by first class mail, postage pre-paid, in an envelope bearing the return address of Jos. Kulwicki.

As of this date of the affidavit, said first call envelope has not been returned to the office of Jos. F. Kulwicki, III, and more than fifteen (15) days have elapsed since the date the the mailing.

Further deponent saith not. Debra A. Shook.

Nov. 7, 1990, Affidavit of Consent of plaintiff filed.

Nov. 20, 1990, Affidavit of Consent of Defendant filed.

Nove. 30, 1990 Upon praecipe of Plaintiff Attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Dec. 12, 1990 MEMORANDUM filed. The Court hs reviewed the record pursuant to the Plaintiff's praecipe to transmit the record for a final divorce decree. The record is being returned to the Prothonotary for further proceedings consistent with this memorandum.

The divorce complaint was filed on Aug. 3, 1990. The Plaintiff attempted service by mail as is permitted by Pa. R.C.P. 1920.4(d), 412 and 403. The envelope containing the complaint was not served upon the Defendant but was returned, unopened, marked "unclaimed."

The Plaintiff did not make service by other means as required by the Rules. (Pa. R.C.P. 403(2)). Instead the Plaintiff followed the provision of Pa. R.C.P. 403(1) which is permitted when the mail article is refused by the Defendant.

In this case, therefore, proper service has not been made. The Defendant's affidavit of consent is not tantamount to the filing of a general appearance or pleading for jurisdiction purposes.

Therefore, this matter is returned to the Prothonotary for further proceedings.

By The Court
Gordon R. Miller, P.J.

Dec.12, 1990 Copy of Order to Atty. Joseph Kulwicki.

Jan. 2, 1990, Complaint Reinstated.

Jan. 30, 1991 Certificat e of Service filed. Lisa E. Grove, being duly sworn according to law, deposes and says that she is employed by Joseph F. Kulwicki, Esq., attorney for the plaintiff, and as such on or above Jan. 18, 1991, she placed a certified copy of the above Divorce Complaint in the U.S. mail, addressed to the defendant, as follows: Stephen J.. Hoffman, 5 Baron Ave: Plant City, Fl. 33566,
Said Divorce Complaint was mailed certified mail, restricted delivery, being certified mail, restricted delivery, being certified mail item number P 262 246 333. The signature card said certified mail item was returned to the office of Jos. F. Kulwicki, Esq., bearing the signature of the defendant as having received same on Jan. 23, 1991. Said signature card is attached hereto and made a part hereof.

FURTHER DEPONENT SAITH NOT. Lisa E. Grove

FEb 22, 1991, Affidavit of Consent of defendant filed.

Feb. 22, 1991, UPon praecipe of plaintiff attorney, to Transmit to court, this case moved to court.

Feb. 28, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, February 27, 1991, it is ordered and decreed that Debra J. Lindsaey Hoffman, plaintiff, and Stephen J. Hoffman, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

Barbara J. Walton
Shafer, swick, Bailey
Irwin & Stack
~~James R. Irwin~~ withdrawn

741.

Kathleen Nelson

Joseph F. Kulwicki

8-2-94 Rec from Pltf Med dep $150.00
9-6-94 paid Linda L. Reese $41.00 ck #8544
10-6-94 Rec'd 100.00 mediation from Dft.
10-10-94 Pd Comm med fee #8001 200.00

LINDA L. REESE

vs.

KENNETH DAUN REESE

Filed Aug. 3, 1990
@ 4:11 p.m.

Tax & entry Paid	$50.50
State paid	5.00
John Fuller, mediator	9.00

Pro Co Pd 10-10-94

PETITION FOR CUSTODY (UCCJA)

1 copy (atty)
1 copy (mediator)

ORDER:

AND NOW, this 30 day of July 1990, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the mediator, JOHN FULLER, at a time to be set by the mediator in the Crawford County Courthouse with theChild Custody Mediator as required by Rule 31(e) of the Court of common Pleas of crawford County, Pa.

It is further ordered and decreed that pending final determination by teh court, custody of the aforesaid minor child shall be with the Petitioner and the Respondent shall have visitations with the child and the child shall not be removed from the jurisdictions of the court by either party hereunder, under possible punishment for Contempt of court.

BY THE COURT,
P. Richard Thomas, J.

Sept. 12, 1990 Order filed: AND NOW, this 12th day of September, 1990, upon presentaiton of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED and DECREED that:

1. Legal and physical custody of the parties' minor child shall be shared between the mother, Linda Reese and the father, Kenneth Reese.

2. The natural father, Kenneth Reese shall have custody of the aforementioned minor child from 8:30 a.m. until 5:30 p.m. every Monday through Friday, and every other weekend from 8:30 a.m. Saturday until 8:00 p.m. Sunday, with weekend visitations commencing the weekend of September 15, 1990.

3. The natural mother, Linda Reese, shall have physical custody of the aforementioned minor child at all other times unless designated in this agreement.

4. Holiday visitation shall be arranged as follows:

A. Christmas holiday visitations. The natural father shall have visitation for Christmas 1990 from 8:30 a.m. December 24, 1990 until 11:00 p.m. of the same day. The natural mother shall have visitation for Christmas 1990 from 11:00 p.m. December 24, 1990 until 8:30 p.m. December 25, 1990. The parties shall alternate the Christmas holiday visitation schedule each year thereafter.

B. New Year's holiday. The natural mother shall have visitation from 8:30 a.m. January 1, 1991 until 2:30 p.m. the same day. The natural father shall have visitation from 2:30 p.m. January 1, 1991 until 8:30 pm the same day. The parties shall alternate the New Year's holiday visitation schedule each hear thereafter.

c. Easter holiday visitation. The natural mother shall have visiation from 8:30 p.m. the evening preceeding Easter Sunday until 12:00 noon Easter Sunday. The natural father shall have visitation from 12:00 noon until 8:30 p.m. of the same day. The parties shall alternate the Easter holiday visitation schedule each year thereafter.

D. Thanksgiving holiday visitation. The natural mother shall have visitation from 8:30 a.m. until 3:00 p.m.Thanksgiving Day. The natural father shall have visitation on Thanksgiving Day. The natural father shall have visitation on Thanksgiving Day from 3:00 p.m. until 9:00 p.m. of the same day. It is the intention of the parties that this schedule be maintained throughout the course of this Order.

E. The other holidays to be observed are: Memorial Day, Fourth of July, Child's birthday (July 28th), and Labor Day. Visitation shall be between the hours of 8:30 a.m. and 8:30 p.m., except for Fourth of July, when the holiday visitation shall be extended until 11:00 p.m. so that the child may watch fireworks. The natural mother shall have visitation on Memorial Day and the child's birthday in 1991 and the father shall have visitation on the Fourth of July and Labor Day of the same year. The parties shall alternate this visitation schedule every year thereafter.

5. The holiday visitation schedule shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

6. The parties shall split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the Little Bit Restaurant.

7. Each party shall teach said child to give to the other party that love and respect which is due a parent from his or her children.

8. Neither party shall use illegal drugs or be under the influence of alcohol at the time when said party has the care and custody of the subject minor child.

9. Any person transporting the child shall make sure that seat belts or other restraints are used in accordance with the law of Pennsylvania.

10. Neither party shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation.

11. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if it were to be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which, this order shall govern.

12. Except in emergency situations, each party shall given the other at least Twenty-four (24) hours notification when he or she will not be exercising a scheduled visitation.

BY THE COURT,
P. Richard Thomas, SJ

Sept 17, 1990 Copies of order to Attys. Irwin and Nelson.

Feb. 28, 1991, Appearance of Joseph F. Kulwicki, attorney for defendant, filed.

Continued on page 692
SEE VOL. 3

1990

pro se

742.

William A. Kuhar, Jr.

SCOTT R. REITHMILLER

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed Aug. 6, 1990
@ 9:04 a.m.

Tax & entry paid $50.50
State paid 5.00

PETITION FOR APPEAL FROM ORDER OF DEPARTMENT OF TRANSPORTATION SUSPENDING DRIVER'S LICENSE

2 copies (plaintiff)

Aug. 6, 1990, ORDER OF COURT filed. AND NOW, this 6 day of August 1990, upon consideration of the Motion for Hearing Date, this court hereby schedules a hearing to determine the merits of the Appellant's Appeal for Oct. 23, 1990 at 10:00 a.m. in either courtroom No. 1 or No. 2 in the Crawford county Courthouse in Meadville, Pa.

2 copies (plff)

BY THE COURT,
P. Richard Thomas, J.

Aug. 14, 1990 Affidavit of Service filed. AND NOW, this fourteenth day of August, 1990, come sthe Appellant, Scott R. Reithmiller, and certifies that due notice has been sent to the Department of Transportationand was received by them on August 8, 1990.

Receipt of Delivery is attached hereto and designated as Appeal Exhibit "D".

Scott R. Reithmiller

Oct. 23, 1990 Exhibits filed.

Oct.25, 1990 Order filed. AND NOW, October 23, 1990, Defendant appears before the Court in this suspension hearing without counsel. The matter is informally reviewed and a record is made in which the Commonweealth offers in evidence and had admitted Exhibit 1 displaying the driving record of the Defendant.

The Commonwealth admits through inadvertence the offense occurring February 20, 1990 establishing a speed of eighty-one (81) miles an hour in a fifty-five (55) mile xone was in error in that the District Justice record clearly shows a finding of eighty (80) miles per hour in a fifty-five (55) mile zone.

Thus, the Commonwealth admits the sixty (60) day suspension imposed was in error and the correct suspension period should have been fifty-five (55) days.

The Defendant's posture is that after committing the offenses bringing about the suspension he successfully completed a driver's examination course and accordingly two (2) points should have been deducted in accordance with Section 1538. This course is cited Drill versus Commonwealth, 459 A.2d, 1322 (1983) and other cases which essentially hold that the Defendant's posture regarding the two (2) points earned for successfully completing the course is in error. Accordingly, the Defendant's appeal from the Order of the Department suspending his license is denied byt with the agreement of counsel for the Commonwealth, the sixty (60) day suspension imposed by notice to the Defendant dated July 9, 1990 is modified to the extent that said suspension shall be for a period of fifty-five (55) days.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Oct. 29, 1990 copies of order mailed plaintiff and William A. Kuhar, Jr. Esq.

1990

Shafer, Swick, Bailey, Irwin & Stack
James R. Irwin

743.

Mary Ann Kirkpatrick

JOYCE A. MOYER

vs.

HAROLD L. MOYER

Filed Aug. 6, 1990
@ 9:12 a.m.

Tax & entry	8/6/90	$50.50
State	8/6/90	5.00
Sheriff's costs		29.00
		9.00

PETITION FOR RELIEF UNDER THE PROTECTION FROM ABUSE ACT

1 copy (sheriff)

Aug. 6, 1990, ORDER filed. AND NOW, this 6 day of Aug. 1990, upon consideration of the within petition it is hereby ordered, adjudged, and decreed, that the above named respondent shall refrain from abusing the petitioner and other members fo the household and further, that possession of the premises located at R. D. #3, Box 616B, Conneaut Lake, Pa. is granted to the petitioner to the exclusion of the respondent evicting him from said premises pending final hearing on the merits of this petition.

A Rule is hereby granted on the respondent to show cause why the foregoing order should not be made final.

Rule Returnable and hearing on the 13 day of Aug. 1990 at 3:00 p.m. in Courtroom No. 2 of the Crawford County Courthouse Meadville, Pa.

1 copy (sheriff) BY THE COURT,
P. Richard Thomas, J.

Aug. 10, 1990, Motion for Continuance and Order filed. ORDER: AND NOW, this 10 day of Aug. 1990 upon presentation of and consideration of the within Motion for Continuance this hearing is scheduled for the 21 day of Aug. 1990 at 3;00 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

BY THE COURT,
1 copy (atty) P. Richard Thomas, J.

Aug. 16, 1990 Appearance of Mary Ann Kirkpatrick, Attorney for Defendant Harold L. Moyer filed.

August 23, 1990 Order filed: AND NOW, August 21, 1990, at the time scheduled for hearing, both parties having appeared and being represented by counsel, the parties have agreed that the following order be entered:

1. The plaintiff shall have exclusive possession of the jointly owned marital domicile at R.D.#2, Conneaut Lake, Pennsyvlania.

2. Basic custofy of the parties' two minor children shall remain with the plaintiff and the defendant shall have the right to take the children for temporary visitation purposes every other weekend from 6:00 o'clock p.m., Friday, to 6:00 o'clock p.m. Sunday, with the weekends to be scheduled in accordance with the mother's working schedule so that the children will be with the father on the weekends that the mother works.

3. 3. The defendant is now residing at 945 G. Street, Hillcrest, Meadville, Pennsylvania, and the Plaintiff shall not go to that residence or any other residence occupied by the defendant for any purpose other than as set forth herein, and the defendant shall not go to the former marital residence occupied by the plaintiff or to any other residence where she may be residing except as set forth herein.

4. Transfer of custody of the children for visits hereinabove set forth shall take place at the Meadville Barracks of the Pennsylvania State Police, Murray Road, Vernon Township, Pennsylvania.

5. Neither party shall abuse, threaten to abuse, harass or otherwise annoy the other party either in person or by correspondence or telephone; provided, however, that nothing herein contained shall prevent either party in the event of an emergency involving the children from contacting the other party in a reasonable manner.

6. A certain .357 Magnum Handgun owned by the defendant is currently in the possession of Gary Maine and shall remain there for a period of at least three (3) months from the date of this Order.

7. This Order shall remain in full force and effect for a period of one (1) year from this date.

8. Any Police Officer having jurisdiction in the matter may enforce this Order in accordance with the provisions of the Protection from Abuse Act.

9. The defendant shall pay the record costs on or before August 31, 1990.

BY ORDER OF THE COURT,
Robert L. Walker, S. J.

Aug 28, 1990 Copies of order put in Attys. Kirkpatrick and Irwin's boxes and copy given to Co. Control.

Aug 23, 1990 Memorandum filed.

August 24, 1990 Sheriff's Return filed: SERVED Harold L. Moyer on August 10, 1990 at 4:17 P.M. at his residence, 945 G. Street, Meadville, Crawford County, Pa.

So answers, Robert M Stevens, Deputy Sheriff
Edgar D. Householder, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 17, 1991 Petition For Contempt filed.

Apr. 17, 1991 Order filed. AND NOW, this 17 day of April, 1991, it is hereby ORDERED, ADJUDGED AND DECREED that a Rule to Show Cause is hereby entered upon Respondent, Harold Moyer, to show cause why he should not be held in contempt of Court.

Said Rule is returnable onthe 18 day of April, 1991, in Courtroom No 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania at 1:30 PM o'clock p.m. Ct. Rm 1 or 2.

BY THE COURT,
P. Richard Thomas, S.J.

Apr. 17, 1991 Copies of order given to James Irwin, Terry Toomey and Crawford County Jail

Apr. 19, 1991 Motion for Leave to Withdraw Appearance and Order filed. And now, April 19, 191, Motion allowed. By the Court, P. Richard Thomas, S.J.

Apr. 26, 1991 Copies of order put in James Irwin, Mary Ann Kirkpatrick and Terry Toomey's box

Continued on page 670

SEE VOL. 3

Mary Ann Kirkpatrick

Pecora, Duke & Babcox
Michele D. Alfieri

744.

Bruce Barrett

MICHAEL J. RECTOR

vs.

PATRICIA M. RECTOR

Filed Aug. 6, 1990
@ 10:55 a.m.

Tax & entry paid	$50.50
State paid	5.00
John Fuller, mediator	135.00
Proc Pd 11/8/90	9.00

11/8/90 Recd $ 67.50 From Plaintiff
Recd 12-31-90
$67.50
Vivian Stoltz

COMPLAINT FOR PARTIAL CUSTODY

Aug. 9, 1990 Affidavit of Service filed. Kathy L. Roche, being duly sworn, deposes and says that she served on August 3, 1990 by mailing a true copy of the P laintiff's Complaint for Patrial Custody by certified mail, return receipt requested, addressed to; Patricia M. Rector, 722 North MOrgan, Meadville, PA 16335. The registry receipt is annexed hereto as Exhibit "A".

Kathy L. Roche

ORDER OF COURT:

You, Patricia M. Rector, defendant have been sued in court to obtain partial custody of Lawrence M. Rector.

You are ordered to appear in person before JOHN FULLER, CUSTODY MEDIATOR, at time set by him for a conference.

You are further ordered to bring with you the child, Lawrence M. Rector.

If you fail to appear as provided by this order or to bring the child, an order for custody, partial custody or visitation may be entered against you or the curt may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannto afford one, go to the office set forth below to find outw where you can get legal help.

Crawford County Bar Association, Service tothe Public Committee, c/o Prothonotary, Court House, Meadivlle, Pa. 16335
814 336-1151

Date: Aug. 9, 1990

BY THE COURT,
P. Richard Thomas, J.

1 copy (atty)
1 copy (mediator)

Aug. 6, 1990, Motion for Referral to MediaTOR AND Order filed. ORDER: AND Now, August 7, 1990, JOhn Fuller is appointed Custody Mediator in the above matter.

By the Court,
P. Richard Thomas, J.

Aug. 10, 1990, copy of order to Atty. Michele D. Alfierei, ESQ.

Oct 17, 1990 Order filed: AND NOW, October 10, 1990, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Lawrence Michael Rector shall be shared between his father, Michael J. Rector, and his mother, Patricia M. Rector, that is, each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitled to take part fully in important decisions affecting the child, such as the child's education, religious instruction and medical treatment.

II. Physical custody of Lawrence Michael Rector shall be with his mother, Patricia M. Rector, subject to the following conditions:

A. Between September 1st and June 1st each year the father shall be entitled to visit and take the child into his custody every other weekend in accordance with the present schedule. The father shall pick up the child at the home of the mother no later than 8:00 p.m. Friday evening and the father and mother shall divide transportation of the child on the return trip by meeting at a mutually agreeable location in Spartansburg Borough, Sunday evenings at 7:00 p.m.

B. Beginning with the Summer of 1991, the father shall be entitled to take the child into his custody for a continuous period of six weeks, which unless otherwise agreed upon by the mother and father, shall be from June 15th and August 1st, each year.

C. Holidays shall be defined as Christmas, Easter and Thanksgiving. On odd numbered years the child shall spend Christmas (December 23rd at 8:00 p.m. until December 27th at 8:00 p.m. and Easter Thursday before Easter at 8:00 p.m. until Easter Sunday at 8:00 p.m.) with his father and Thanksgiving with his mother.

On even numbered years the child shall spend Thanksgiving with the father (8:00 p.m. Wednesday evening until Sunday evening at 8:00 p.m.) and the child shall also spend from December 26th at 8:00 p.m. until January 1st at 8:00 p.m. with his father.

On holiday visits, the father shall pick up the child at the home of the mother at the time specified above and the parties shall exchange custody of the child in Spartansburg Borough on the return trip, as provided for in weekend visits. Holiday schedules shall take precedence over weekend schedules.

D. Neither mother nor father shall say of do anything in an attempt to turn the child against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents.

E. Neither mother nor father shall expose the child to any person or situation which may be harmful to the child's health or well being.

F. Both parents agree to inform the other immediately of any illness or injury regarding the child and both parents agree to furnish the other with a current telephone number.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof.

IV. Cost of the mediation conference shall be equally divided with the father paying one-half of the cost thereof and the remaining one-half being paid by Crawford County.

P. Richard Thomas, Judge

Oct 17, 1990 Copies of order mailed to Plaintiff and Atty. Alfieri and copy put in Attys. Fuller and Barrett's boxes.

Oct. 31, 1990 Order filed. AND NOW, Oct. 30, 1990, the order of Court dated October 10, 1990 is her eby amended as follows:

I. Paragraph II(B) of the order of Court dated October 10, 1990 is amended to read: " Beginning with the Summer of 1991, the father shall be entitled to take the child into his custody for a continuous period of six weeks each Summer, which unless otherwise agreed upon by the mother and dather, shall be from June 15th at 12:00 Noon until July 27th at 12:00 Noon.

IT IS ORDERED AND DECREED that all of the other provisions set forthin the order of Court dated October 10, 1990 shall remain in full force and effect. Robert L. Walker, J

Nov. 1, 1990 Copies of order put in Bruce Barrett and William Pineo's box and copy mailed to Michele Alfieri

Nov. 13, 1990 Exceptions To Mediator's Recommendations with Respect To Custody filed.

Continued on Page 194a

MICHAEL J. RECTOR

VS.

PATRICIA M. RECTOR

Record Continued from Page 194

of

AD 1990-744

****

Jan 8 1990 Petition to Vacate and/or Modify Order of Custody filed.

Jan 8, 1991 Petition to have Respondent Held in Contempt for Failure to Comply with Custody Order filed.

Jan 8, 1991 Affidavit of Service of Plaintiff's Petition to Have the Respondent Held in Contempt for Failure to Comply with the Custody Order for Partial Custody and Petition to Vacate and/or Modify Custody Oder filed.

Jan 15, 1991 Re: Exceptions to Custody Mediator's Recommendations, Rule to Show Cause for Vacation of Order and Modification of Custody, Petition for Contempt and Order filed:

This custody action was initially filed August 3, 1990, and referred to a Custody Mediator. The mediator submitted a proposed Temporary Order to the Court and the same was filed October 17, 1990. On November 12, 1990, counsel for the plaintiff father, forwarded Exceptions to the Prothonotary's Office requesting the same be filed. No proposed order for setting the matter for hearing before the Court was attached to the Exceptions nor was a motion presented to the Court or Court Administrator to set the matter down for hearing de novo.

In the ensuing period there apparently have arisen disputes regarding visits established in the Temporary Order and the father wants the mother held in contempt because of her failure to strictly comply with time limitations imposed in the Temporary Order.

The matter lay dormant until on or about January 7, 1991, when the Prothonotary received a Petition for Contempt, a separate petition requesting a Rule to Show Cause Why the Petition to Vacate and Modify the Temporary Order should not be granted and referred the matter to the Court administator.

The Exceptions to the Mediator's recommendations and the ancillary collateral matters recently filed are hereby set for hearing February 5, 1991, at 1:30 P.M., in Courtroom No. 1 or Courtroom No. 2.

DAted: January 10, 1991

BY ORDER OF THE COURT,
P. Richard Thomas, Senior Judge

Jan 15, 1991 Copy of order given to Attys Barrett and Fuller and copy mailed to Atty Alfieri.

Jan. 22, 1991 Appearance of Mary Ann Kirkpatrick for Plaintiff filed.

Jan. 23, 1991, Motion to Reschedule and Order filed. And Now, Jan. 23, 1991 the request for Custody Hearing De Novo and Contempt Petition shall be heard on Mar. 4, 1991 at 1:30 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

Pending further order of court the current order for custody dated Oct. 10, 1990 shall remain in full force and effect.

BY THE COURT,
P. Richard Thomas, S. J.

Jan. 23, 1991, copies to M. Kirkpatrick, Barrett, Fuller and Alfieri, attys.

Mar. 4, 1991 Exhibit filed.

Mar. 15, 1991 Memorandum and Order filed. AND NOW, March 13, 1991 it is ordered and decreed as follows:

1. Legal custody of Lawrence Michael Rector shall be shared between his father, Michael J. Rector, and his mother, Patricia M. Rector, that is, each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitled to take full part in important decisions affecting the child, such as the child's education, religious instruction and medical treatment.

2. Physical custody of Lawrence Michael Rector shall be with his mother, Patricia M. Rector, subject to the following conditions:

a. Between September 1st and June 1st of each year the father shall be entitled to visit and take the child into his custody every other weekend. The parties shall equally share transportation by any method that they would agree to in writing. In the absence of a written transportation agreement the responsibility for transporting the child on weekend visitations shall alternate. The first weekend, after the date of this order that the father has visitation rights in the child he shall pick up the child at the home of the mother not later than 8:30 o'clock p.m. Friday evening and shall return the child to the mother's home no later than 7:00 o'clock p.m. on the following Sunday evening. On the next weekend visitation the mtoerh shall have the responsibility of deliverying the child to the home of the father no later than 8:00 o'clock p.m. on Friday evening and she shall pick up the child at the father's home the follwoing Sunday evening at 6:00 o'clock p.m.

b. Beginning with the summer of 1991 the father shall be entitled to take the child into his custody for a continuous period of eight weeks which, unless otherwise agreed upon by the mother and father shall be form June 15th to August 15th each year.

c. Holidays shall be defined as Christmas, Easter and Thanksgiving. On odd numbered years the child shall spend Christmas (December 23rd at 8:30 p.m. until December 27th at 8:30 p.m.) and Easter Thursday before Easter at 8:30 p.m. until Easter Sunday at 8:30 P.m.) with his father and Thanksgiving with his mother.

On even numbered years the child shall spend Thanksgiving with the father (8:30 p.m. Wednesday evening until Sunday evening at 8:30 p.m.) and the child shall spend from December 26th at 8:30 p.m. until January 1st at 8:30 p.m. with his father.

On Holiay visits, the father shall pick up the child at the home of the mother at the time specified above and the parties shall exchange custody of the child in Spartansburg Borough on the return trip. The transportation arrangements on holidays are threrefore different than the transportations for weekend visitations. Holiday schedules shall take precedence over weekend schedules.

d. Neither mother nor father shall say or do anything in an attempt to turn the child against th eother parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents.

e. Neither mother nor father shall expose the child to any person or situation which may be harmful to the child's health or well being.

f. Both parents agree to inform the other immediately of any illness or injury regarding the child and both parents agree to furnish the other with a current telephone number.

3. The defendant is held in contempt of Court for wilfully violating the prior order with respect to Christmas visitations - 1990. Accordingly, the defendant is ordered and directed to pay to the plaintiff the sum of $450.00 to apply on the defnedant's fees and expenses. Said sum shall be paid no later than June 1, 1991.

BY THE COURT,
Gorodn R. Miller, J

3/15/91 Copies given to attys.

Record Continued on Page 194 (b).....

194
b

1990

Michael J. Rector

vs.

Patricia M. Rector

Record Continued from Page 194 (a)

OF

AD 1990 - 744

****

April 17, 1991 ORDER filed. AND NOW, April 12, 1991, upon receipt and review of the defendant's petition to clarify a prior order, said order of March 13, 1991 is modified by adding thereto the following:

1. The transportation responsibilities for holiday visits are set forth in subparagraph c of the Order of March 13, 1991. If holiday visits occur on a weekend, transportation, and the responsibility for transportation, on weekend holiday visitations shall take place as set forth in subparagraph c. Any weekend where holiday visitations occur (since holiday visitations take precedence over weekend visitations) shall not be considered or counted as a weekend for the purpose of determining the alternating responsibility of the parties to provide transportation during weekend visitations.

2. Transportation to and from summer visitations shall be provided on a different basis than for weekend visitations or holiday visitations. As to summer visitations the parties shall split the responsibility for transportation with the party receiving the child at the beginning or end of a visitation period having the responsibility for picking up the child at the home of the other.

In all other respects the Order of March 13, 1991 is continued in full force and effect without change.

By The Court,
Gordon R. Miller, P.J.

April 17, 1991 Copy of Order placed in Attys. Mary Ann Kirkpatrick and Bruce Barrett box.

April 18, 1991 Petition to Clarify Court Order filed.

May 29, 1991 Order filed. AND NOW, May 24, 1991, the Defendant in the custody action appears pro se before the Court this date and presents the Court with an order of Judge Miller requiring her to pay Michael J. Rector the sum of $450.00 by June 1, 1991 as a result of a contempt citation in a custody order.

There is a companion child support case at D. R. 1989 - 515 in which the order for support os $53.77 per week. Apparently, The defendant mother intended to use the hcild support payments to pay her contempt fine imposed by Judge Miller and accordingly, when checks were forwarded to her in the amount of $100.00 March 17, March 31, April 14, and April 28, she did not cash th esupport checks but held htem intending to use the same to pay Judge Mill's contempt fine. It now appears that Michael J. Rector has stopped payment on said checks and Patricia Rector now requests that she be relieves of the respons;ibility of paying the contempt fine because the money she intended to use for the same is not available because of Michael Rector's stoppoing payments on the support checks.

This matter is scheduled for hearing June 21, 1991 at 1:30 p.m. before the Domestic rElations judge handling cases that date. Both parties are directed to appear in person.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

May 30, 1991 Copies of order mailed to each party.

JUne 13, 1991, ORDER filed. AND NOW, June 13, 1991 Patricia M. Rector has submitted a receipt to show she has paid $450.00 to Michael J. Rector and thus the hearing sc heduled for June 21, 1991 at 1:30 p.m. is cancelled.

BY THE COURT,
P. Richard Thomas, S.J.

JUne 17, 1991 copies to plff and dft.

June 14, 1991 Petition to Reschedule Hearing and Impose Penalties Upon Defendant and Order filed. Hearing July 23, 191 3pm

P R Thomas

June 18, 1991 Copies of order to Mary Ann Kirkpatrick and Patricia Rector v Dom Rel

July 22, 1991 Motion To Cancel Hearing and Order filed. And now, July 22, hearing on Plaintiff's Contempt Petition scheduled for July 23, 1991, is hereby cancelled.

By the Court,
Gordon R. Miller, J

July 22, 1991 Copies of order put in box for Atty. Kirkpatrick and Barrett

1990

Louis P. Vitti & Assoc.
Louis P. Vitti

745.

FIRST INVESTMENT COMPANY

vs.

ARTHUR W. KINNEY AND CHERYL D. KINNEY, HIS WIFE, AND ALL OTHER OCCUPANTS

Filed Aug. 6, 1990
@ 11:33 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	27.00
Pro Co Pd 9-13-90	9.00

COMPLAINT IN EJECTMENT

3 copies (sheriff)

Aug. 27, 1990 Sheriff's Return filed. SERVED Arthur w. Kinney on August 7, 1990 at 1:23 PM by handing copy of Complaint to his wife, Cheryl D. Kinney, at their residence, 388 Pine Street, Meadville, Crawford County, PA.
SERVED Cheryl D. Kinney personally on August 7, 1990 at 1:24 PM at residence, 388 Pine Street, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, September 13, 1990 @ 2:05 P.M. Upon Praecipe of of Plaintiff's attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to file an Answer and/or a responsive pleading.
K-13, 33 JUDGMENT
James F. Simmons,
Prothonotary
9-13-90 Judgment entered.

9-18-90 Notice of Judgment mailed defendants.

EX 1990-86

1990

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

746.

~~Mahany, Roeder & Rothschild~~
~~Tamera Ochs Rothschild~~

ESTHER M. YOUNG

vs.

WILLIAM M. YOUNG

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION

1 copy (atty)

Filed Aug. 6, 1990
@ 11:44 a.m.

Tax & entry paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00
Pro Co pd 2/15/91	9.00
William Pineo, Mediator.	#52.00
Pd Pro Co 4-13-92	9.00

3/13/92 Rec'd mediation Costs #76.00 from Atty.

Received from Pet'r 4-6-92 mediation 76.00

Pd 4-16-92 Crawford Co. mediation fees Ck#6772 150.00

Aug 9, 1990 Affidavit of Mailing filed: Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an attorney at law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on August 7, 1990, she sent a certified copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, receipt requested to William M. Young, Walnut St., P.O. Box 517, Hydetown, the Defendant's last known address. The said receipt being attached hereto.

Ann Hansen Gamble

Aug. 14, 1990 Upon praecipe of Mahany Roeder & Rothschild by Tamera Ochs Rothschild for Defendant.

Oct. 26, 1990, STIPULATION BETWEEN PARTIES AND ORDER FILED. 3copies (atty) ORDER: AND NOW, this 23 day of oct. 1990, the parties hereto having stipulated and agreed, ITR IS HEREBY ORDERED AND DECREED as follows:

1. The custody of the minor children of the parties, Allen M. Young, date of virth May 29, 1981; and William M. Young, date of birth April 6, 1983, is and shall remian shared and joint legal and physical custody with the primary physical custody of the children to be accorded to the mother, subject tothe following rights of physical custody to be accorded to the father.

2. The father shall have the right to take the children in to his physical custody on Sundays at 10:00 a.m. and to retain the children through Tues. morning at 7:30 a.m. and on Wednesdays from 4:00 a.m. through 8:00 p.m.

3. During the summer months of June, July and August, each parent shall be entitled to oen (1) uninterropted week of exclusive custody during each such month each parent giving the other not less than three (3) weeks notice of the week being requested. In the event of a conflict the party who has first given notice shall be entitled to the week of exclusive cusotdy.

4. The holidays fo New Years, easter, Memorial Day, Independence Day, and Labor Day will be alternated between the parties with the mother having the holidayof New Years Day in 1991, the holidays alternating thereafter. The hours of holiday visitation shall be from 10:00 a.n. until 8:00 p.m.

5. The Christmas Vacation will be divided so that form the date that school is out until Dec. 25th, until 2;00 in the afternoon, the mother shall be entitled to uninterropted custody of the children. The father shall be entitled to uninterropted custody fo the children from 2:00 on Dec. 25th until 7:00 p.m. on Dec. 28th when the custody reverts to the mother until Dec. 31st without regard to the normal weekly schedule specified hereinabove.

6. The Thanksgiving visitation shall be divided so that the father shall have the children with him from Wed. at 4:00 p.m. through Thanksgiving Day at 3;00 p.m. and the mother shall have the children for the remainder of that weekend until 10:00 a.m. on the Sun. following Thanksgiving when the normal weekend and weekly visit shall resume.

7. Each party shall be entitled to have the children in his or her cusotdy on Mother's Day for the mother and Father's day for the father.

8. Holiday and vacation schedules shall supersede the regular weekly rotation of custody.

9. Neither of the parties hereto shall consume alcoholic beverages immediately prior to orwhile transporting the children and neither shall consume alcoholic beverages to excess while in the company fothe children.

10. Each is directed and ordered to encourage the children to have that love and respect for the other party which each child is entitled to have. Each shall encourage the children to adhere to the terms of this order. Neither shall take the children into any place or expose them to any circumstances which might commonly be considered as detrimental to their safety and well being.

11. Each parent is authorized to obtain any and all information about the children or either of them shich is maintained by third party providers of service tothe children including but not limited to schools, hospitals, physicians, dentists, counselors, or any others who may provide wervices tothe children or either of them. Neither party shall be required to obtain any other order of ocurt for the release of such information. Each parent shall have the right to participate in any decisions concerning the children which are of a non-emergency nature. In the event of an emergency, the parent who at that time has the physical cusotdy fo the child is authorized to make whatever decision may be required by the circumstances and must immediately notify the other parent of the emergency.

P. Richard Thomas, S. J.

Nov. 5, 1990 William M. Young's Consent of Mahany, Roeder & Rothschild's Withdrawal of Counsel filed.

Dec. 10, 1990 Affidavit Of Consent of Plaintiff filed.

Feb. 8, 1991 Affidavit of Consent of defendant filed.

Feb. 15, 1991, Affidavit of Consent of plaintiff filed.

Feb. 15, 1991 Motion To withdraw Claim and Order filed. AND NOW, this 15th day of February, 191, Count III, claim for equitable distribution in the above captioned action in divorce is hereby dismissed.

Gordon R. Miller, J

Feb. 20, 1991 Copy of order mailed to Ann Hansen Gamble

Feb. 15, 1991 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Feb. 25, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, February 25, 1991, it is ordered and decreed that Esther M. Young, plaintiff, and William M. Young, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, P.J.

Jan. 15, 1992 Motion for Appointment of Custody Mediator and Order filed. And now, January 13, 1992 John Fuller, is her eby appointed custody mediator in the above captioned matter. P. Richard Thomas, S.J.

Jan. 20, 1992 Copies of order put in box for Atty. Gamble, Barnett and Fuller

Record Continued on Page 695.....

SEE VOL. 3

1990

747.

GREGORY HENRY
BLANCA ORDONEZ

vs.

MARY EMIG

Filed Aug. 6, 1990
@ 1:03 p.m.

Tax & entry Paid $50.25 ✓
State paid 5.00

APPEAL OF DEFENDANT FORM JUDGMENT OF DISTRICT MAGISTRATE WILLIAM D. CHISHOLM, 30-2-01.

Aug. 6, 1990, Rule entered upon plaintiffs to file Complaint Issued.

Aug. 8, 1990 Proof of Service filed.

1990

748.

MARINE BANK
(FORMERLY FIRST NATIONAL
BANK OF COCHRANTON)

vs.

JAMES MILL
PATRICIA LOKAR

Filed Aug. 6, 1990
@ 1:26 p.m.

Pro Simmons Paid $9.00 /
Plff on orig. 9.50
Pro Co Pd 5/10/91 #5-00 /

AGREEMENT TO REVIVE

of

DSB 1985 - 386

Aug. 6, 1990, The undersigned hereby agreeing that the above judgment be revived, Judgment is indexed in favor of the plaintiff and against the defendants in the sum of Five Thousand One Hundred Eleven and 48/100 Dollars plus costs.

Debt --- $5,111.48
Dated ---July 26, 1990
M - 91
L - 134 --JUDGMENT
James F. Simmons,
Prothonotary

May 9, 1991 This Judgment Satisfied.
(See Paper filed)

1990

Riehl & Moore
By: Ralph R. Riehl,III
for: Karen K. Beck
Jorden and White
William T. Jorden

749.

Thomas, Truax, Spadafore,
Vardaro & Walker
By: R. Charles Thomas

KAREN K. BECK

vs.

DOUGLAS P. SAMUELS

vs.

Edward Allen Beck, III
Additional Defendant

Filed Aug. 6, 1990
@ 3:45 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Sheriff's Costs	25.32
Sheriffs costs	28.00
Pro Co Pd 9/9/91	6.00 ✓

COMPLAINT

1 copy (sheriff)

(TRIAL BY JURY OF TWELVE DEMANDED)

Aug. 20, 1990 Appearance of Thomas, Truax, Spadafore, Vardaro and Walker, by: R. Charles Thomas, attorney for defendant filed.

Aug. 28, 1990 Sheriff's Return filed. SERVED Douglas P. Samuels personally on Aug. 9, 1990, at 3:55 PM at his residence 1601 Water St., Conneautville, Crawford Co. Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 30, 1990 Notice of default judgment filed.

Sept 17, 1990 Answer filed.

Oct. 4, 1990, Answer to New Matter filed.

Oct. 5, 1990 UPon praecipe of Plaintiff Attorney a Writ is hereby issued to join Edward Allen Beck, III as an Additional DEfendant.

Oct. 17, 1990 Notice Of Service Of Interrogatories To Defendant filed.

Oct. 30, 1990, Writ to Join Additional defendant returned. SERVED Edward Allen Beck III personally on Oct. 10, 1990 at 3:10 p.m. at his residence R. D. #8, Harmonsburg Road, Meadville Crawford county, Pa. 16335.
So answers, Robert M. stevens, dep. sheriff
Howard N. stewart, sheriff

Jan. 16, 1991 Complaint Of The Original defendant Douglas P. Samuels Against The Additional Defendnat Edward Allen Beck, III filed.

Mar. 20, 1991 Appearance of Riehl & Moore, by Ralph R. Riehl,III for plaintiff filed.

Mar. 20, 1991 Notice of Serving Answers to Interrogatories filed.

Sept. 3, 1991 Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1990

Jack, Kookogey & Felton
Robert J. Felton

750.

JOHN W. HARVEY

vs.

KATHLEEN J. HARVEY

Filed Aug. 7, 1990
@ 10:33 a.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co. PD 12/17/90	9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Nov. 13, 1990, Affidavit of Service filed. I, Robert j. Felton, Esq. atty. at law, 144 W. Spring St. Titusville, Pa. do hereby cert. that, as atty. for plff in the above matter, served a cert. copy of the Div. Compalint in this matter on Aug. 11, 1990, by sending def. the same by cert. mail No. P 297 231 734, ret. rec. req. A complaint was mailed to the dft. on Fri. Aug. 11, 1990 as reflected inthe rec. for mailing and the ret. rec attached hereto. Robert J. Felton, Esq.

Dec. 17, 1990 Affidavit of Consent of Plaintiff filed.

Dec. 17, 1990 Affidavit of Consent of Defendant filed.

Dec. 17, 1990 Upon Praecipe of Plaintiff Attorney for Review under Section 201(c) of Divorce Code, this case is moved to court.

Jan. 2, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, January 2, 1991, it is ordered and decreed that John W. Harvey, plaintiff, and Kathleen J. Harvey, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Mason and Mason
Joan D. Mason

751.

JOSEPH R. FRANKLIN II

vs.

ROBERTA J. FRANKLIN

Filed Aug. 7, 1990
@ 11:17 a.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
State paid	10.00
State paid	10.00
State pd 2-3-93	10.00
Pro Co pd 2-3-93	9.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Aug. 28, 1990 Affidavit of Service filed. I, Joan D. Mason, ESQ. Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Aug. 10, 1990, mail to the above Defendant, Roberta J. Franklin, by certified mail #P 966 073 976, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Roberta J. Franklin on Aug. Aug. 17, 1990, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, atty. for plaintiff

May 13, 1992 AFFIDAVIT OF CONSENT OF PLAINTIFF, filed.

Nov. 18, 1992 Affidavit of Consent of Defendant, filed.

Feb. 3, 1993 Upon praecipe of Defendant attorney to transmit record, case moved to Court.

Feb. 5, 1993, STIPULATION AND DECREE OF DIVORCE FILED.

DECREE:

AND NOW, this 4 day of february 1993, the court orders and decrees as follows:

1. DIVORCE:

Upon consideration ofthe pleadings and affidavits filed inthe above captioned case, this court hereby grants an absolute divorce fromthe bonds of matrimony tothe above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the complaint, and an affidavit has been filed byeach ofthe parties, evidencing that ea ch of the parties consents to the divorce pursuant to Section 201(c) ofthe Pa. Divorce Code.

2. REAL ESTATE:

Defendant shall traNSFER TO THE PLAINTIFF ALL OF HER RIght title and interest in the jointly owned real estate located in Summerhill Township, Crawford County, Pennsylvania, which property was purchased in Dec. 1989 for $18,000.00, and against which a lien or mortgage now exists in favor of Beneficial consumer Discount company inthe approximate amount of $14,000.00 In consideration for said transfer, the Plaintiff shall assume full responsibility for any real estate taxes, home owners insurance, and the Beneficial mortgage or lien.

It is noted for the court, that the parties purc hased the aforesaid real estate entirely from worker's compensation paid to the plaintiff for injury he sustained inthe course of his previous employment.

3. VEHICLES:

Plaintiff shall retain the following vehicles which are titled to him alone:

A. 1978 ford pick-up truck
B. 1972 Harley davidson motorcycle
C. 1971 AMC Javelin

Defendant shall retain the following vehicle which is titled to her alone:

A. 1980 Monte Carlo automobile, purchased in July 1990, for $1,200.00, upon which no lien exists.

4. TANGIBLE PERSONAL PROPERTY:

The parties hereto ahve divided the household and tangible personal property totheir mutual satisfaction, such that the defendant shall receive all household contents inthe nature of furniture, applicances, miscellaneous furnishings and knick knacks, with the exception fothe following items, which shall belong to the palitniff:

1. One living room chair
2. One dresser
3. One bed
4. Stereo
5. Tools
6. Lawn equipment and lawn tractor
7. Living room stand and lamp
8. Stove and refrigerator
9. A portion ofthe kitchen furnishings in the nature of pots and pans, dishes and silverware, and a portion ofthe linens.

5. BANK ACCOUNTS:

Each party shall retain any bank account in his or her own name, without further claim from the other.

6. DEBTS:

In aDDITION TO THE DEBT NOTED ABOVE IN REGARD TO THE REAL ESTATE, Defendant shall assume the debt owed to Service Star Hardware, for the purchase fo the lawn tractor, which has an approximate present balanc eof $350.00

7. WAIVER OF FILING OF DOCUMENTS:

Each part hereto waives the filing of an inventory and appraisement, or an income and expense statement, which otherwise may be required to be filed by the Pa. Rules of Civil Procedure. Each represents to the other that he or she is fully aware of the assets acquired during the marriage, and fo those assets titled to either or both parties, together or separately.

8. WAIVER OF CLAIMS

Neither party hereto shal make any claim against the other party hereto, except for enforecement ofthe rights and responsibilities set forth in this decree.

Anthony J. Vardaro,
JUDGE

1990

752.

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT

vs.

JAMES W. REED

Filed August 7, 1990

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976-Section 303

1990

753.

LUANNE G. PATTERSON

vs.

PETER J. McINTYRE, JR.

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

TEMPORARY ABUSE ORDER:

AND NOW, this 7 day of Aug. 1990 upon review of the petition of plaintiff, the court enters the following order;

1. The Defendant shall not assault, abuse, harass or abuse, harass or threatenthe plaintiff or any of the minor children named in the petition.

2. Special Conditions: Exclusive possession of residence at 749 Hartman st. awarded to Plaintiff.

3. This order may be enforced without a warrant of arrest by any law enforcemnt officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to county control.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court.

7. The defendant is reminded that htis is an order of court and a violation of this order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Aug. 16, 1990 at 10:00 a.m. in C. R. No. 1 or 2 of the Crawford county Courthouse, in Meadville, Pa.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
P. Richard Thomas, J.

Filed Aug. 7, 1990
@ 2:02 p.m.

Tax & entry	pd 8/14/90	$50.50 ✓
State	pd 8/14/90	5.00
Sheriff's costs		21.00

8/14/90
Reid Sheriffs
Costs
#21.00

#5789 Paid
#21.00 to
Howard N. Stewart,
Sheriff

Aug 10, 1990 Sheriff's Return filed: SERVED Peter J. McIntyre, Jr., on August 7, 1990 at 3:00 p.m. at Crawford County Jail, Meadville, Pa.
So answers, Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sheriff

Aug. 16, 1990 Upon Praecipe of Luanne G. Patterson, plaintiff wishes to withdraw the above captioned Protection from Abuse Action, all costs having been paid, filed.

1990

Thomas, Truax , Spadafore
Vardaro and Walker
~~R. Charles Thomas,~~
~~Mary-Ann-Kirkpatrick~~
(withdrawn)
754.

GWENDOLYN DICKSON

vs.

ROBERT DICKSON

Filed Aug. 7, 1990
@ 2:49 p.m.

Tax & entry paid	$50.50 ✓
2 counts paid	30.00 ✓
State paid	10.00
State paid	15.00
Pro Co Pd 2-26-92	9.00 ✓

COMPLAINT IN DIVORCE, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS AND EXPENSES, EQUITABLE DISTRIBUTION

1 copy (atty)

Sept 11, 1990 Affidavit of Servicer filed: AND NOW, September 10, 1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Gwendolyn Dickson, Plaintiff in the above-captioned matter.

2. That on information furnished her by the Plaintiff, a certified copy of the Complaint in Divorce was forwarded by Certified Mail,)320 787 933; postmarked August 7, 1990, to the last known address of the Defendant, Robert Dickson, R.D.#3, Cochranton, Pa 16314.

3. That the Defendant, Robert Dickson, on August 8, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.

4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Lisa M. Sherritts

Nov. 19, 1990, Notice of Service of Interrogatories filed.

June 24, 1991 Motion to Withdraw as Counsel for Plaintiff and Order filed: AND NOW, June 24, 1991, the within Motion to Withdraw as Counsel for Plaintiff is allowed.

By the Court,
Gordon R. Miller, J.

June 25, 1991 Copy of order put in Atty. Kirkpatrick's box.

Dec. 9, 1991 Petition To Adjudicate The Defendant In Contempt and Imposition of Sanctions and ORDER filed. AND NOW, this 9th day of December, 1991, upon presentation and consideration of the within Petition, a Rule is granted upon the Defendant to show cause, if any he has, why the relief requested in this Petition should not be granted. Returnable and for hearing on the 2nd day of January, 1992, at 11:00 a.m., Court Room No. 1 or 2, Crawford C. Court House, Meadville, Pa.

A copy of this Petition to be served upon the Defendant by Certified Mail, Return Receipt Requested.

By The Court,
Gordon R. Miller, Judge

Dec. 9, 1991 Copy of Order to Atty. R. Charles Thomas; Dec. 11, 1991 Copy placed in Atty. Mary Ann Kirkpatrick's box.

Dec. 17, 1991, Notice of Withdrawal of Mary Ann Kirkpatrick as counsel for plaintiff filed.

Jan. 7, 1992 ORDER filed. AND NOW, Jan. 2, 1992, at the time set for hearing to adjudicate the Defendatn in contempt of Court because of his failure to file answers to interrogatories, the Plaintiff and her counsel appear, Apparently the Defendant is not represented by counsel.

The Defendant is directed to file his answers to the interrogatories and return the same to the office of R. Charles Thomas on or before 4:30 p.m., Feb. 3, 1992. At the request of the attorney for the Plaintiff, any punishment for contempt or the request for the imposition of counsel fees incurred as a result of his failure to answer the interrogatories, is held in abeyance.

The Defendant is cautioned that failure to comply with this order has serious consequences, and the Court would have the right to impose appropriate sanctions and penalties if it finds the Defendant in contempt of this order.

BY ORDR OF THE COURT,
P. Richard Thomas, S.J.

Jan. 13, 1992 copy in box for R. C. Thomas and mailed copy to Dft.

Feb. 26, 1992 Affidavit of Consent of Plaintiff filed.

Feb.26, 1992 Affidavit of Consent of Defendant filed.

Feb. 26, 1992 Upon Praecipe of Plaintiff attorney for review under Section 201(c) of Divorce Code this case moved to Court.

DIVORCE DECREE FILED

FILED
MAR 3 1992
PROTHONOTARY
CRAWFORD COUNTY, MEADVILLE, PA.

IN THE COURT OF COMMON PLEAS OF CRAWFORD COUNTY, PENNSYLVANIA
Civil Action - Law

GWENDOLYN DICKSON, Plaintiff :
:
vs. : No. A.D. 1990 - 754
:
ROBERT DICKSON, Defendant :

STIPULATION

WE, the parties to the above captioned action, agree to the entry of the Decree, a copy of which is attached hereto, without further notice to us, to settle the issues addressed therein. We agree to be bound by the terms of the Decree, from this date forward. We also stipulate that the terms of the Decree attached hereto shall be binding upon the estate of each party hereto, and his or her heirs, executors, administrators, successors and assigns. Neither party hereto shall seek to serve as Executor/Executrix or Administrator/Administratrix of the estate of the other hereto, nor shall either contest the Will or claim any part

IN THE COURT OF COMMON PLEAS OF CRAWFORD COUNTY, PENNSYLVANIA
Civil Action - Law

GWENDOLYN DICKSON, Plaintiff :
:
vs. : No. A.D. 1990 - 754
:
ROBERT DICKSON, Defendant :

FINAL DECREE

AND NOW, this 2 day of March, 1992, IT IS ORDERED AND DECREED that GWENDOLYN DICKSON and ROBERT DICKSON are divorced from the bonds of matrimony.

It is further ordered and decreed as follows:

EQUITABLE DISTRIBUTION

REAL ESTATE

1. The Defendant is awarded the following pieces or parcels of land:

a) ALL that certain piece or parcel of land located in East Fairfield Township, Crawford County, Pennsylvania as more spacifically described in a certain Deed from Harold Dickson, Widower, to Robert A. Dickson and Gwendolyn Dickson, his wife, said Deed being dated May 19, 1975 and recorded in Crawford County Deed Book 493, Page 811.

b) ALL that certain piece or parcel of land situate in

Continued on Page 204A

East Fairfield Township, Crawford County, Pennsylvania as more specifically described in a certain Deed from George Richter and Mary M. Richter, his wife, to Robert Dickson and Gwendolyn M. Dickson, husband and wife, said Deed being dated May 24th, 1988 and recorded in Crawford County Record Book 46, Page 75.

d) ALL that certain piece or parcel of land situate in East Fairfield Township, Crawford County, Pennsylvania as more specifically described in a certain Deed from George Edward Richter, Executor of the Estate of Margaret Richter Scott, to Robert Dickson and Gwendolyn M. Dickson, husband and wife, said Deed being dated August 8th, 1987 and recorded in the Office of the Recorder of Deeds of Crawford County in Record Book 18, Page 628.

e) ALL that certain piece or parcel of land situate in East Fairfield Township, Crawford County, Pennsylvania as more specifically described in a certain Deed from Maurice Dickson and Dorothy Dickson, husband and wife, to Robert A. Dickson and Gwendolyn Dickson, husband and wife, said Deed being dated February 3rd, 1989 and recorded in Crawford County Record Book 58, Page 543.

f) ALL that certain piece or parcel of land situate in Wayne Township, Crawford County, Pennsylvania as more specifically described in a certain Deed from Maurice L. Dickson and Dorothy A. Dickson, his wife, to Robert A. Dickson and Gwendolyn Dickson, his wife, said Deed being dated May 10th, 1961 and recorded in the Office of the Recorder of Deeds of Crawford County in Deed Book 401, Page 485.

2. The Plaintiff is awarded ALL that certain piece or parcel of land located in Randolph Township, Crawford County, Pennsylvania as more specifically described in a certain Deed from Margaret Hill, Widow, to Robert A. Dickson and Gwendolyn H. Dickson, his wife, said Deed being dated April 19, 1977 and duly recorded in the Office of the Recorder of Deeds of Crawford County, Pennsylvania in Deed Book 507, Page 311.

EQUITABLE DISTRIBUTION

TANGIBLE PERSONAL PROPERTY

3. The Plaintiff is awarded all tangible personal property presently located in the Plaintiff's place of residence at R.D.# 2, Guys Mills, Crawford County, Pennsylvania.

4. The Defendant is awarded all tangible personal property located at the former marital residence of the Plaintiff and the

remains in default for a period in excess of thirty (30) days then in that event the remaining principal balance due on this obligation will bear interest at the rate of eight percent (8%) per annum.

7. The Plaintiff is awarded all retirement benefits afforded to her as an employee of Crawford County, Pennsylvania.

8. The Defendant is awarded the Universal life insurance policy with Westfield Life Insurance Company, being Policy No. 01-80085163.

MARITAL DEBTS

9. The Defendant shall be responsible for payment of the following marital debts and in addition thereto agrees to indemnify and hold the Plaintiff harmless from any liability on said debts, to-wit:

a)	Farm Plan	$ 5,695.00
b)	Cochranton Co-operative	14,763.50
c)	Turners Mill	32,568.30
d)	Pennbank - 91 operating	31,843.00
e)	PennWest Farm Credit	203,583.06
f)	John Deere	19,440.00
g)	Elder's Sales & Service	18,032.00

ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS AND EXPENSES

10. The Plaintiff's claim for alimony, alimony pendente lite, counsel fees, costs and expenses as set forth in Count II of the Plaintiff's Complaint is denied.

MISCELLANEOUS

11. The Plaintiff and Defendant shall sign, execute and acknowledge all documents of title which may be necessary to effectuate the transfer of the marital assets to the Plaintiff and

Mar. 3, 1992 copy in box for R.C. Thomas

Cont. on Page 204B

Defendant located at R.D.# 3, Cochranton, Crawford County, Pennsylvania.

5. The Defendant is awarded all assets forming a part of the farm operated by the Defendant known as the Robert Dickson Farm including but not limited to the following: Feed, seed and supplies; crops held for resale; motor vehicles; machinery and equipment and dairy cows, heifers, and breeding livestock.

EQUITABLE DISTRIBUTION

INTANGIBLE PERSONAL PROPERTY

6. The Plaintiff is awarded cash in the amount of $51,000.00 which should be paid and secured in the following manner: The Defendant shall sign, execute and acknowledge a Mortgage and Note in the principal amount of $51,000.00 encumbering the properties as described in Paragraph 1 of this Divorce Decree and which Mortgage and Note shall be payable in the following manner to-wit: The sum of $10,350.00 shall be paid in cash by the Defendant to the Plaintiff within five (5) days after the filing of this Final Decree in Divorce and thereafter the Defendant will pay to the Plaintiff the sum of $350.00 per month on or before the last day of each month for a period of fifty-nine (59) months; in addition to the aforesaid payments the Defendant shall pay to the Plaintiff an additional $10,000.00 in cash thirty (30) months after the date of the filing of this Final Decree in Divorce; in addition the Defendant will pay to the Plaintiff an additional sum of $10,000.00 which sum shall be paid sixty (60) months after the date of the filing of this Final Decree in Divorce. In the event that the Defendant defaults in the payment of any of the aforesaid sums and

to the Defendant.

BY THE COURT,

J.

1990

Gwendolyn Dickson
vs.
Robert Dickson

CONTINUED FROM PAGE 204A
of Record
A. D. 1990 - 754

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Jan. 6, 1995 Petition For Contempt And Imposition of Sanctions and Order, filed. AND NOW, this 6th day of January, 1995, upon presentation and consideration of the within Petition, a Rule is granted upon the Defendant to show cause, if any he has, why he should not be adjudicated in contempt of the Decree entered on March 2nd, 1992 and sanctions imposed upon him as requested in the aforesaid Petition.

Returnable for hearing and/or argument on the 27th day of January, 1995 at 1:00 o'clock p.m. in Court Room No. 1 of the Crawford County Court House, Meadville, Pennsylvania.

A copy of this Petition and Order shall be served upon the Defendant by Certified Mail and rgular mail.

BY THE COURT,
Gordon R. Miller, P.J.

Jan. 6, 1995 copies dist to R.C.T.

Feb. 2, 1995 Order filed. AND NOW, January 27, 1995, at the time fixed for hearing on the Plaintiff's Petition for Contempt and Imposition of Sanctions, the plaintiff appeared with counsel, but the defendant was absent. Counsel for the plaintiff has submitted evidence that the defendant was served with notice of this hearing. It appears that a letter was sent to the defendant dated January 6, 1995, and that it was delivered on January 12, 1995, as is evidenced by a green card return receipt.

Paragraph 6 of the Divorce Decree of March 2, 1992 provided, inter alia, that the defendant would pay the plaintiff $51,000 in the following manner:

Installment payments of $350 per month, which would start on April 1, 1992.

A larger payment of $10,350 on March 7, 1992.

A larger payment of $10,000 due within 30 months or by October 1994.

The plaintiff has testified that the defendant is in default in the following respects:

1. Them onthly payments of $350 each have not been made for November 1994, December 1994 and January 1995.
2. The initial payment of $10,350 was not paid within five days of the divorce decree. Only $250 was paid initially, and then an additional $3,000 was paid on February 23, 1993.
3. The larger payment of $10,00 to be made in October of 1994 has not been paid.
4. The plaintiff calculates that the defendant is in default in an amount approximating $19,457.77, not including monthly payments for November 1994, December 1994 and January 1995.
5. Since the defendant recieved notice of this hearing, the hearing proceeded in his absence. Since the defendant was not present at the hearing, he was unable to carry the burden that rests upon him to show valid reasons why he missed the payments or to prove that his failure to comply with a court Order was not will ful and unlawful.

ACCORDINGLY, we have no alternative but to hold the defendant in contempt of court.

In order to give him a final opportunity to purge himself from contempt, we enter the following Order:

1. This Court finds as a fact that the defendant is in contempt of court as set forth above for failing to comply with the final Divorce Decree of march 2. 1992.
2. In order to avoid further punishment, the defnedant is ORDERED and DIRECTED to pay all sums due no later than March 27, 1995.
3. The defendant shall also make all current payments on time between the date of this Order andmarch 27, 1995.
4. If the defendant well and truly complies with this Order and pays all sums due under the Divorce Decree of March 2, 1992, with interest, andis totally current my March 27, 1995, this finding of contempt is dissolved without any further action by any party.
5. In the vent that the defendant does not fully and ocmpletely bring all amounts current by March 27, 1995, the Court will hold a hearing on motion of consel for the plaintiff and determine what, if any, additional punishment should be imposed for this continued contempt. The defendant is advised that if he is in contempt of court, he could be sentenced to up to six (6) months in jail and fined up to $1,000 and he could be made to pay the plaintiff's attorneys fees.
6. We do not impose additional attorneys fees at this time. We reserve the right, however, to impose attorneys fees with respect to these contempt proceedings if the plaintiff is required to engage in any other enforcement of the Divorce Decree within the next 12 months, and we reserve the right to go back in time and award attorneys fees for these proceedings that are taking place this time.
7. The defendant is advised that if he is served with notice of any further hearings, he should appear or a Bench Warrant will be issued for his arrest to assure his appearance.
8. A true and correct copy of this Order shall be served upon the defendant and appropriate return of service made to consel for the plaintiff.
9. Counsel for the plaintiff shall file a proof of service notice of this hearing.

BY THE COURT,
Gordon R. Miller, J

Feb. 2, 1995 Copies dist. to R. C. thomas & certified copy mailed to defendant.

February 15, 1995, Affidavit of Service Filed. R. Charles Thomas, Esq., being duly sworn according to law, deposes and says that on January 6, 1995 he sent a certified copy of the Petition For Contempt filed in the above captioned action to the Defendant, Robert Dickson, by Certified Mail, Return Receipt Requested, at R.D. 3, Cochranton, PA 16134, indicating therein the date and time of the hearing scheduled in connection with said Petition; that attached hereto is the duly executed return receipt card showing date of delivery to the Defendant as January 12, 1995. A copy of the letter directed to the Defendant is also attached hereto.

R. Charles Thomas, Esquire
Attorney for Plaintiff

May 10, 1995 Affidavit of Service, filed. R. Charles Thomas, Esquire being duly sworn according to law, deposes and says that on February 10, 1995 he mailed a copy of the Order entered on January 27,1995 by the Honora ble Gordon R. Miller by Certified Mail, Return Receipt Requested, to the Defendant, Robert Dickson, at his address at R.D.#3, Cochranton, Pennsylvania 16314; that attached to this Affidavit of Service is the duly executed return receipt card showing date of delivery as February 22, 1995.

May 17, 1995 Motion for Further Hearing and ORDER filed. AND NOW, this 17th day of May, 1995,upon presentation and consideration of the within Motion, a further hearing is scheduled for the 27th day of June, 1995 at 11:00 o'clock A.M. in Court Room No. 1 of the Crawford County Court House, Meadville,Pennsylvania. A copy of this Motion and Order shall be served upon the Defendant, Robert Dickson, by Certified Mail and regular mail at his last known address.

BY THE COURT,
Gordon R.Miller,J.

5-17-95 Faxed R.C.T.

Aug. 22, 1995, Motion to Reschedule Hearing and order filed. ORDER: AND NOW, this 21st day of aug. 1995 upon presentation and consideration of the within motion the hearing in this matter is rescheduled for the 15 day of Sept. 1995 at 3:00 p.m in C. R. No. 1 of the Courthouse, Meadville, Pa.

BY THE COURT,
gordon R. Miller, J.

8/22/95 faxed to Thomas

RECORD CONTINUED ON PAGE 204 (C).....

AD 1990 - 754 **TERM**

Gwendolyn Dickson

vs.

Robert Dickson

RECORD CONTINUED FROM PAGE 204 (C)

OF

AD 1990 - 754

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Sept. 20, 1995 ORDER filed. AND NOW, September 15, 1995, at the second contempt hearing in this case, it appears that we held the defendant in contempt of court nearly eight months ago on Jan. 27, 1995. It also appears that he has made no effort since that time to comply with a Court Order, and by all accounts, appears to be in contempt of court a second time and deserving of a long jail sentence. The defendant did appear and indicated that his dairy farm business and his grain business have suffered reductions in income and he just does not have the money to make payment of a Court Order that was entered more than three years ago by his own agreement. Since he brought no records or information with him, and since plaintiff's counsel is in no position to know the defendant's economic condition, we will give the defendant one final opportunity to present evidence to this Court to explain why he should not be held in contempt of court and punished accordingly.

THEREFORE, it is ORDERED as follows:

1. This hearing is CONTINUED until Wednesday, November 8, 1995, at 11 o'clock a.m., in Courtroom No. 1 of the Crawford County Courthouse.

2. The defendant may avoid said hearing by performing the following acts by 5 o'clock on Tuesday, Oct. 31, 1995:

a) Paying all delinquent sums to Oct. 31, 1995, with interest at the rate of eight percent per annum on all sums that were not paid within 30 days after they were due. Payment shall be made to R. Charles Thomas as Attorney for the Plaintiff.

b) Payment of $300 to R. Charles Thomas on account of the attorneys fees that the plaintiff has accrued in this contempt action.

3. In the event the defendant does not pay the sums outlined above by 5 o'clock p.m. on Tuesday, Oct. 31, 1995, he shall deliver to R. Charles Thomas, Esq., Attorney for the Plaintiff, the following documents no later than 10 o'clock a.m. on Wednesday, Nov. 1, 1995:

a) All Federal and State Income Tax Returns for the years 1991, 1992, 1993, and 1994.

b) All books of account and any other records which would show income and receipts for the years 1992, 1993, 1994, and 1995, to date through Oct. 31, 1995, so that Mr. Thomas and the Court will have a complete record of all income and receipts received by the defendant for those periods of time.

c) Any and all bank accounts, statements, check stubs, or check book records, canceled checks, bills and invoices that have been paid, and any other records which the defendant has to show his expenses for his farming operation, his grain operation and his personal expenses so that Mr. Thomas and the Court will have a full and complete record of all of the defendant's expenses for the years 1992, 1993, 1994, and 1995, through Oct. 31, 1995.

d) Any and all other documents not expressly enumerated herein that will show all income, all receipts, and all expenditures, both personal and business, so that the Court may determine the amount of all money that went through this defendant's hands from 1992 to date in order to determine whether or not he has the financial ability to satisfy this Court Order.

e) Mr. Thomas shall scrutinize those documents and be prepared to analyze them for the Court and shall be prepared to examine or cross examine the defendant relative to those documents. If the Court finds the defendant in further contempt, we will require the defendant to pay Mr. Thomas's fees and expenses in connection with the reviedw of those documents and preparing for the hearing on Nov. 8, 1995.

4. The defendant is advised that since there is a valid Court Order and since the evidence is clear that he has not paid, the burden now shifts to him to explain why he should not be held in contempt of court. That is, why we should not conclude that he has wilfully failed to obey a Court Order. THEREFORE, we will expect him to be in a position to fully explain all money that he has received and paid out from March 2, 1992, to the date of the hearing.

5. In the event that the defendant complies by making all payments through Oct. 31, 1995, then he need not deliver the documents to Mr. Thomas, and the hearing on Nov. 8 will be canceled automatically on motion of R. Charles Thomas.

BY THE COURT,
Gordon R. Miller, President Judge

Sept. 20, 1995 Order distributed to Atty. Thomas; copy mailed Defendant(9/29/95).

Nov. 16, 1995 ORDER filed. AND NOW, November 16, 1995, for the reasons set forth in the attached memorandum the defendant continues to be in contempt of all prior court orders. Accordingly it ordered as follows:

1. The defendant shall undergo imprisonment in the Crawford Conty Jail for a minimu term of 30 days and a maximum term of 6 months with work release privileges for no more than 10 hours per day for six days per week.

2. The defendant may purge himself from contempt and avoid incarceration by paying the following sums by 5:00 o'clock p.m. on December 27, 1995:

a. $300 to R. Charles Thomas, Esquire, as required by the Order of September 15, 1995;

b. $150 to R. Charles Thomas, Esquire, as attorney's fees for the most recent proceeding;

c. A payment equal to all outstanding principal and interest due through December 19, 1995.

3. In the event that the defendant complies with the payment provisions of this Order he will avoid incarceration. If he fails to comply with the payment provisions of this Order he shall surrender himself to the Warden of the Crawford County Jail at 5:00 o'clock p.m. on Friday, December 29, 1995 to begin in serving his sentence.

BY THE COURT
Gordon R. Miller, P.J.

Dec. 29, 1995 Motion To Defer Imposition of Sanctions and Order filed. AND NOW, this 29th day of December, 1995, upon presentation and consideration of the within Motion and the Plaintiff's endorsement thereon, the Order heretofore entered on November 16, 1995 is modified as follows:

1. The Defendant shall undergo imprisonment in the Crawford County Jail for a minimum term of thirty (30) days and a maximum term of six (6) months with work release privileges for no more than ten (10) hours per day for six (6) days per week.

2. The Defendant may purge himself from contempt and avoid incarceration by making payment equal to all outstanding principal and interest due to the Plaintiff through December 19, 1995 on or before 5:00 o'clock P.M. on April 30, 1996 or in the alternative, the Defendant may purge himself from contempt and avoid incarceration by assigning to the Plaintiff all of his right, title an dinterest in and to a certain Option and Lease Agreement with Sprint Corporation by April 30th, 1996 at 5:00 o'clock P.M.

3. In the event that the Defendant complies with the payment provisions of this modified Order he will avaoid incarcertation. If he fails to comply with th epayment provision of this Order he shall surrender himself to the Warden of the Crawford County Jail at 5:00 o'clock P.M. on April 30th, 1996 to begin serving his sentence.

BY THE COURT,
GorodnR. Miller, J

1 copy atty.

204
-D-

_____TERM

1990

C. Barton Jones

755.

MICHAEL J. PFAFF
Appellant,

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
BUREAU OF LICENSING
Respondent

Filed Aug. 7, 1990

Tax & entry paid $50.50 ✓
State paid 5.00

APPEAL FROM SUSPENSION OF DRIVING PRIVILEGES

Aug. 7, 1990, Motion for Stay and Hearing from Driver's License Suspension filed.

Aug. 7, 1990 RE: MOTION FOR STAY AND HEARING FROM DRIVER'S LICENSE SUSPENSION - MEMORANDUM AND ORDER filed.
ORDER: AND NOW, this 6 day of August 1990, we deny Appellant/ Petitioner's request for a stay ofthe license suspension and deny the request for a hearing, as the time for appeal has long expired. BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
Aug. 8, 1990, copy to Atty. Jones.

Sept 13, 1990
Petition for Reconsideration filed.

Sept 13, 1990 Facts filed.

Sept 13, 1990 Re: Motion for Reconsideration from Order Denying Stay of Penndot Action and Request for Hearing from Driver's License Suspension, Memorandum and Order filed: And Now, September 12, 1990, we deny the Petition for Reconsideration.

FOR THE COURT,
P. Richard Thomas, Senior Judge
Sept 18, 1990 Copy of order mailed to Atty. Jones.

1990

MacDonald, Illig, Jones
& Britton
Susan Fuhrer Reiter

756.

Watts, Pepicelli,
Youngs & Youngs PC
Alan L. Pepicelli

ERIE-CRAWFORD COOPERATIVE

vs.

DWIGHT L. ANDREWS AND
BARBARA J. ANDREWS.

Filed August 8, 1990

Tax & entry Paid 8/16/90 $50.50 ✓
State Paid 8/16/90 5.00
Pro Co Pd 6/14/91 5.00 ✓

CERTIFICATION OF RECORD OF COMPLAINT FROM THE COURT OF COMMON PLEAS OF ERIE COUNTY-449-A-1990

Erie County Record:

Jan. 30, 1990, Complaint filed.

Feb. 12, 1990, Service on defendants.

Mar. 13, 1990, Preliminary Objections to Plaintiff's Complaint filed.

July 23, 1990, STIPULATION AND ORDER filed.
ORDER: AND NOW, this 23rd day of July 1990 upon consideration of the Stipulation executed by counsel for plaintiff and defendants, it is hereby ORDERED as follows:

1. The action filed at the above term and number in the court of Common Pleas of Erie County be and hereby is transferred to the Court of Common Pleas of Crawford County;
2. The demurrer to the Complaint is hereby dismissed;
3. The Motion to Strike the Complaint is hereby dismissed;
4. The Motion for a More Specific Pleading is hereby dismissed; and
5. Defendants shall file an answer to the Complaint within twenty (20) days of receipt of notice of transfer of the action to Crawford County.
6. Nothing herein contained shall preclude defendants from raising the matters set forth in paragraphs 7 through 9 of their Preliminary Objections, as New Matter.

BY THE COURT,
Michael T. Joyce

Crawford County Entries:

Sept. 7, 1990 Answer and New Matter filed.

Oct. 1, 1990 Reply To New Matter filed.

Oct. 2, 1990, Certificate of Readiness filed.

ON FEBRUARY 1991 TRIAL LIST

Nov. 26, 1990 Notice of Deposition by Oral examination filed.

Nov. 26, 1990 Notice of deposition by Oral examination filed.

Feb. 11, 1991, ORDER SETTING NONJURY TRIAL filed. AND NOW, Feb. 6, 1991, nonjury trial IN THE ABOVE matter is hereby set for Apr. 3, 1991 at 1:30 p.m. in C. R. No. 1 or 2.

For the Court,
Imogene Yetman, Ct. Adm.

Feb. 14, 1991, copies to A. Pepicelli and S. Reiter, attys.

June 11, 1991, UPon praecipe of plaintiff attorney, the above referenced case is hereby settled and discontinued of record.

1990

James P. Fletcher
Office mgr.
757.

Bruce A. Barrett

BEAU-DAIRY

vs.

WILLIAM, JR. AND TAMMY SEE

Filed Aug. 8, 1990
@ 1:34 p.m.

Tax & entry Paid	$50.25
STate paid	5.00
Pro Co Pd 9.7-90	5.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF RONALD A. COLE, SR., MAGISTERIAL DISTRICT - 30 - 3- 06

Aug. 13, 1990, Proof of Service filed.

AND NOW, Sept 7, 1990 @ 3:04 Upon Praecipe of Attorney for Appellee, this Appeal is hereby stricken for the reason that the Appellant has failed to file a Complaint as required under District Justice Rule of Civil Procedure 1004A.

Sept 7, 1990 Notice mailed .

1990

Thomas, Truax, Spadafore, Vardaro & Walker
David P. Truax

758.

Watts, Pepicelli, Youngs and Youngs PC
Theodore Watts

LORI A. MYERS

vs.

DR. S. J. GURNEY

Filed Aug. 8, 1990
@ 2:14 p.m.

Tax & entry Paid $50.25
State paid 5.00
Arb paid 10/31/90 - 15.00
Pro Co Pd 1/9/91 5.00

APPEAL OF DEFENDANT FROM JUDGMENT OF WILLIAM D. CHISHOLM, MAGISTERIAL DISTRICT NO. 30-2-01

Aug. 8, 1990, Rule entered upon plaintiff to file complaint Issued.

Aug 9, 1990 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Aug. 13, 1990 Affidavit of Service filed. THEODORE H. WATTS, being duly sworn according to law, deposes and says that he served a copy of the Notice of Appeal andRule to File Cmoplaint upon the appellee, Lori A. Myers, by certified mail, no. P 966 070 172, An August on August 9, 1990, as evidenced by the return receipt card attached hereto. Theodore H. Watts

Sept 17, 1990 Complaint filed.

Oct. 25, 1990 Andwer to Plaintiff's Complaint filed.

Oct. 30, 1990, Upon praecipe of plaintiff attorney, for reference tothe arbitrators, the following arbitrators are appointed:: JOhn Fuller, Ch.
Stephen E. Hall
~~David L. Hotchkiss~~ Joseph W. Tinko

Nov. 27, 1990, Arbitrators take the Qualifying Oath.

Jan. 8, 1991, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1990

Jorden and White
William T. Jorden

759.

Thomas, Traux,
Spadafore, Vardaro
& Walker
R. Charles Thomas

LILLIAN HAMILTON

vs.

MARK PRUTZMAN

Filed Aug. 8, 1990
@ 3:57 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	28.00
Pro Co Pd 10/10/91	6.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Sept. 5, 1990 Appearance of Thomas, Truax, Spadafore, Vardaro & Walker by R. Charles Thomas for defendant filed.

Sept 10, 1990 Writ Returned: SERVED Mark Prutzman personally on August 13, 1990 at 3:48 p.m. at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.
So answers, Diane Severo, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 5, 1991 Notice Of Service Of Interrogatories To Defendant filed.

Mar 11, 1991 Rule upon Plaintiff to file Complaint issued.

April 5, 1991 on 4/4/91 Service of the foregoing Rule is hereby accepted by W. Jorden atty. for plaintiff

Apr. 10, 1991, Complaint filed. 1 copy (atty)

July 2, 1991, Preliminary objection; Motion to Strike Lack of Conformity to Pa. R.C.P. Rule 2252, filed.

July 2, 1991 uPon praecipe of plaintiff attorney, Preliminary Objections placed on next argument list.

ON ARGUMENT LIST FOR AUGUST 1991

July 31, 1991 Notice of Filing Answers To Interrogatories filed.

Aug. 27, 1991, Notice of Deposition of Dr. Raymond L. Tipton filed.

Aug. 29, 1991 ORDER filed. AND NOW, Aug. 26, 1991, the defendant's preliminary objections are sustained. The New Matter contained in the defendant's Answer is stricken and the defendant is given twenty (20) days from this date to file an amended pleading.

By The Court,
Gordon R. Miller, P.J.

Aug. 29, 1991 Copy of Order to Attys. William Jorden, R. Charles Thomas.

Aug. 30, 1991 Certificate Of Readiness filed.
On October 1991 Trial List

Sept. 20, 1991 Notice of Deposition of Dr. Raymond L. Tipton filed.

Oct. 9, 1991, Upon praecipe of plaintiff attorney, for value received and upon payment of costs, the above captioned matter is hereby marked settled and discintinued of record.

1990

Cusick, Madden, Joyce and McKay
Peter C. Acker

760.

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss
Gary D. Quigley

Bromall, Bender & Simon
Ernest Simon
Bobby J. Ingram
& Betty J. Law

DOROTHY THOMPSON

vs.

BOBBY J. INGRAM AND GARY D. QUIGLEY
BETTY J. LAW

Filed August 9, 1990
@ 11:37 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro.Co. pd 6/9/93	7.00

SUMMONS IN A CIVIL ACTION

Issued (atty)

Aug. 23, 1990 Affidavit of Service filed. Peter C. Acker, being duly sworn according to law, hereby deposes and states that he has personal knowledge of the following facts:
1. Affiant is local counsel for plaintiff in the above captioned action and has offices situate with Cusick, Madden, Joyce and McKay, First Federal Building, Sharon, Pennsylvania 16146.
2. On August 13, 1990, affiant served a true and currect copy of a Writ of Summons in Civil Action) Law, upon defnedant Bobby J. Ingram by placing the same in the United States POstal System, first-class postage prepaid, certified mail requesting a return receipt signed by addressee or agent.
3. Service was completed cn August 20, 1990 whem defendant signed the domestic return receipt which is attached hereto as Exhibit"A".
The above stated facts are true and correct to the best of affiant's information, knowledge and belief. Peter C. Acker

Aug. 23, 1990 Affidavit of Service filed. Peter C. Acker, being duly sworn according to law, hereby deposes and states that he has personal knowledge of the following facts:
1. Affiant is local counsel for plaintiff in the above captioned action an dhas offices situate with Cusick, Madden, Joyce and McKay, First Federal Building, Sharon, Pennsylvania 16146.
2. On August 13, 1990, affiant served a true and correct copy of a Writ of Summons in Civil Action - Law, upon defendant Gary D. Quigley by placing the same in the United States Postal System, first-class postage pre-paid, certified mail requesting a return receipt singed by addressee or agent.
3. Service was completed onAugust 15, 1990 when defendant's agent signed the domestic return receipt which is attached hereto as Exhibit "A".
The above stated facts are true and correct to the best of affiant's information, knowledge and belief. Peter C. Acker

Sept. 4, 1990 Amended Writ of Summons Issued.

Sept 17, 1990 Affidavit of Service filed: Peter C. Acker, being duly sworn according to law, hereby deposes and states that he has personal knowledge of the following facts.
;/ Affiant is local counsel for plaintiff in the above captioned action and has offices situate with Cusick, Madden, Joyce and McKay, First Federal Building, Sharon, Pennsylvania 16146.
2. On September 5, 1991, affiant served a true and correct copy of an amended Writ of Summons in Civil Action-Law upon defendant Betty J. Law, by placing the same in the United States postal system, first class postage prepaid, certified mail requesting a return receipt signed by addressee or her agent.
3. Service was completed on September 8, 1990 when defendant signed the domestic return receipt which is attached hereto as Exhibit "A".
The above stated facts are true and correct to the best of affiant's information knowledge and belief.
Peter C. Acker

Sept 26, 1990, Complaint in Civil Action filed.

Oct. 1, 1990 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Gary D. Quigley filed.

Nov. 29, 1990 Appearance of Bromall, Bender & Simon by Ernest Simon for Bobby J. Ingram filed.

Feb. 7, 1991, Answer and New Matter of Gary D. Quigley to Plaintiff's Complaint filed.

Mar. 4, 1991, Reply to New Matter filed.

April 1, 1991, Appearance of Bromall, Bender & Simon, by Ernest Simon, attorneys for defendant Betty J. Law, filed.

July 22, 1991 Answer and New Matter and New Matter pursuant to Rule 2252(d) filed.

Jan. 24, 1992 Notice of Service of Interrogatories and REquests for Production of Documents filed.

June 18, 1992 Notice Of Deposition of Dorothy Thompson filed.

Feb. 18, 1993 Notice To Complete Discovery filed.

June 9,1993 Upon Praecipe of Plaintiff Attorney the above captioned matter settled and discountiued with prejudice filed.

1990

Mazotta, McCague & Associates, PC Timothy J. Snodgrass 761.	GENERAL MOTORS ACCEPTANCE CORPORATION vs. JAMES A. MILLER Filed Aug. 9, 1990 @ 2:30 p.m. Tax & entry Paid $50.50 ✓ State paid 5.00 Sheriff's Costs 21.40	COMPLAINT IN CIVIL ACTION 1 copy (sheriff) Sept 10, 1990 Sheriff's Return filed: Not Found, as to James A. Miller. Found to be the wrong person, same name. So answers, Howard N. Stewart, Sheriff

1990

Watts, Pepicelli, Youngs and Youngs PC
Christopher J. Youngs

762.

JAMES R. PETERS

vs.

TERRY ANN PETERS

Filed Aug. 9, 1990
@ 4:02 p.m.

Tax & entry paid	$50.50
1 count paid	15.00
State paid	10.00
State paid	10.00
Pro Co Pd. 12/28/90 -	9.00

COMPLAINT IN DIVORCE, CUSTODY

3 copies (atty)

Sept 14, 1990, Affidavit of Service filed. Christopher J. Youngs, hereby certifies that he is the atty. for plaintiff in the within action and that a copy of the divorce complaint was sent by cert. mail, ret. rec. req. del to addressee only to the defendant, at P. O. Box 605, Penn St. Linesville, Pa. 16424 on Aug. 10, 1990, and was received by the dft on Aug. 20, 1990. the receipt for cert. mail and the ret. rec. are attached hereto marked Exhibit "A". Christopher J. Youngs, Esq

Dec. 3, 1990, Affidavit of Consent of plaintiff filed.

Dec. 4, 1990, Affidavit of Consent of defendant filed.

Dec 7, 1990 Stipulation and Order for Child Custody filed: AND NOW, Dec 11, 1990, upon the attached Stipulation of the Plaintiff, James R. Peters, and the Defendant, Terry Ann Peters, it is ORDERED AND DECREED as follows:

1. Legal Custody of the children, Misty Peters and Tonya Peters, shall be shared by the parties. Each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitled to take part fully in important decisions affecting the children's medical treatment, education, religious instruction and other such important decisions.

2. Both parents agree to inform the other immediately of any illness or injury regarding the children and both parents agree to furnish the other with a current telephone number.

3. Since the Plaintiff Father is stationed in West Germany with the United States Army, primary physical custody of the children shall be with the Defendant Mother. Plaintiff father shall have the right to visit with the children any time as he is stateside, upon ten (10) days notice to Mother. Any overseas visitation by the children with Father shall be either on the mutual agreement of Father and Mother or on further Order of Court.

4. The parties are free to modify the terms of this Order by mutual agreement at any time, and are encouraged to do so when the best interest of the children will be furthered.

5. The Court understands and this Order recognizes the fact that Plaintiff father if stationed overseas. The Court expects that further cooperation between the parties and modification of this order will be necessary when Father returns to live in the United States and/or when Father is able to afford to bring the children overseas to visit with him.

6. Neither of the parties shall say or do anything in an attempt to turn the children against the other, but on the other hand, shall do everything in the power of each to foster a favorable and loving attitude on the part of the children toward all parties.

7. Neither parent shall expose the chidlren to any person or situation which may be harmful to the children's health or well being.

8. Father shall be permitted to telephone the children at reasonable times and mother shall permit the children to receive such calls whenever possible.

9. So long as the children are eligible for "CAMPUT" military dependent health insurance coverage by reason of Plaintiff Father's military service, Defendant Mother agrees to submit all medical and dental bills through appropriate "CAMPUS" channels and shall take full responsibility for initiating all claim payment procedures. Plaintiff father shall upon request render all assistance and cooperation necessary for processing and payment by "CAMPUS".

10. All uninsured medical and dental expenses for the children shall be shared equally between Father and Mother.

BY THE COURT,
P. Richard Thomas, S.J.

Dec 17, 1990 Copies of order put in Atty. Youngs box.

Dec 27, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Jan. 23, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 22, 1991, it is ordered and decreed that James R. Peters, plaintiff, and Terry Ann Peters, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Mazzotta, McCague & Associates, P.C.
Timothy J. Snodgrass

763.

FIRST SENECA BANK

vs.

DANIEL L. SHETLER AND MARGARET A. SHETLER, HIS WIFE

Filed Aug. 10, 1990
@ 10:46 a.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Sheriff's Costs	29.60
Pro Co pd. 11/2/90	5.00 ✓
Pro Co. pd 5/7/92	10.00 ✓
Pro.Co. pd 3/26/93	5.00 ✓

COMPLAINT - CIVIL ACTION

2 copies (sheriff)

August 28 ,1990 Sheriff's Retrun filed. NOT FOUND as to Daniel L. Shetler and Margaret A. Shetler. Their address believed to be Enterprise Road, Titusville, Warren County, Pa.

So answers, Howard N. Stewart, Sheriff

Sept 17, 1990 Complaint reinstated.

And Now, Nov. 1, 1990 at 3:19 p.m.. upon praecipe of plaintiff attorney, with consent of plaintiff and both defendants, Consent Judgment is hereby entered in favor ofthe plaintiff and against the defendants, in the following amount: P rin. due Two Thousand Four Hundred Ninety Eight and36/100 dollars plus Five Hundred Dollars atty. fee and Int. thru 10/25/90 of Two Hundred Eighty Four and 40/100 Dollars, total fo Three Thousand Two Hundred Eighty Two and 76/100 Dollars, with int. accuring on prin. bal. of $2,498.36 at rate of 6% from date of Judgment.
Judgment entered - 11/1/90
S - 45, 278

Debt - $3,282.76
Int. from date of Judg.
James F. Simmons,
Prothonotary

Nov. 2, 1990, notice of entry of judg. mailed to defendants.

Nov 15, 1990 Sheriff's Return filed: Before me the undersigned authority personally appeared Douglas Irvine, Deputy Sheriff to D.E. Allen, Jr., Sheriff of the County of Warren, Commonwealth of Pennsylvania who being duly sworn according to law deposes and says that on the 18th day of October, 1990 A.D. at 5:30 p.m. he served the captioned Complaint upon Margaret Shetler at the place of residence, R.D#, Box 205, Titusville, Warren County, Pennsylvania by handing to and leaving with the said Margaret Shetler, a certified copy with notice to plead endorsed thereon, and by making known unto her the meaning of the contents therein.

Before me the undersigned authority personally appeared Douglas Irvine Deputy Sheriff to D. E. Allen ,Jr. Sheriff of County of Warren, Commonwealth of Pennsylvania, who being duly sworn according to law deposes and says that on the 10th day of October, 1990 A.D. at 2:00 P.M. he served the captioned COMPLAINT upon Daniel L. Shetler at his place of residence, RD#2, Box 93A, Titusville, Warren Co., Pa by handing to and leaving with the said Daniel L. Shetler, a certified copy with notice to plead endorsed thereon, and by making known unto him the meaning of the contents therein.

SERVED Daniel L. Shetler by deputizing the Sheriff of Warren County, Pa as per his Affidavit of Service attached. Served: Oct 10, 1990.

SERVED Margaret A. Shetler, by deputizing the Sheriff of Warren County, Pa as per his affidavit of service attached. Served: Oct 18, 1990.
So answers, Howard N. Stewart, Sheriff

EX1992-35

Mar. 26, 1993 Upon Praecipe of Plaintiff Attorney the above case is marked satisfied of record.

1990

Norman J. Barilla

764.

HOLLY GREEN

vs.

CONNEAUT LAKE PARK

Filed Aug.10, 1990
@ 2:33 p.m.

Tax and Entry paid	$50.50 ✓
State paid	5.00
Sheriff's costs	25.72
Pro. Co. Pd 9/14/90 -	#5.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Sept 10, 1990 Sheriff's Return filed: SERVED Conneaut Lake Park on August 13, 1990 at 12:25 P.M. by handing copy of Summons to John Beck, Security Guard, at entrance gate, Conneaut Lake Park, Crawford County, Pa.
So answers, Robert N. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept 10, 1990 Upon Praecipe of Plaintiff's attorney, this action is dismissed of record with prejudice.

1990

Withdrawn
~~Terry Toomey~~
~~William J. Gregg~~

765.

MACDONALD, ILLIG, JONES
& BRITTON
John F. Mizner

Eric J.Purchase

WILLIAM L. FREE

vs.

MR. AND MRS. KENNETH A. SCOTT

Filed Aug. 13, 1990
@ 11:16 a.m.

Tax & entry Paid $50.25✓
State Pd 8/21/90 - 5.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF WILLIAM D. CHISHOLM, MAGISTERIAL DISTRICT 30-2-01

Aug. 20, 1990 Proof of Service filed.

Sept 17, 1990 Complaint filed. (1copy-atty)

Oct. 2, 1990 Affidavit of Service filed. WILLIAM J. GREGG, ESQUIRE, being duly s worn according to law, deposes and says that the following facts in support of his Affidavit of Service are t true and correct to the best of his knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint and Notice were sent by registered mail to each of the Defendants, Kenneth A.Scott and Cheryl L. Scott, on September 19, 1990.
3. The registered mail was sent to each Defendant individually at the following address: 903 Fairview Avenue, Meadville, PA 16335. The sender's receipts are attached hereto.
4. That the Defnedants received said registered mail on September 21, 1990. Said Return Receipt cards P 269 402 095 andP 269 402 099 are attached hereto, signed by Kenneth A.Scott and Kenneth A. Scott as agent for Cheryl L. Scott, resprectively, and made a part hereof.

William J. gregg

Oct 5, 1990 Appearance of MacDonald, Illig, Jones & Britton by John F. Mizner, Esq. for Defendants filed.

Oct. 19, 1990, Answer, New Matter and Counterclaim, filed.

May 20, 1991 default notice filed.

May 28, 1991 Appearance of Terry Toomey, Esquire, Attorney for Plaintiff filed.

May 28, 1991 Reply To New Matter And Answer To Counterclaim filed. (1 copy Atty. Toomey)

May 30, 1991 Certificate Of Mailing of Plaintiff's Reply to New Matter and Answer to Counterclaim to the defendant filed.

July 22, 1991 Motion To Withdraw As Plaintiff's Counsel and Order filed. AND NOW, this 22nd d ay of July 1991, upon Motion of Pl aintiff's counsel to withdraw, and upon consideration of Plaintiff's consent to the withdrawal, leave is hereby granted to Terry Toomey, Esquire, to withdraw as Plaintiff's counsel.

BY THE COURT,
Gordon R. Miller, J

July 22, 1991 Copies of order to Atty. Toomey and Mizner

Jun. 16, 1995 Motion to Enter Judgment of Non Pros Against Plaintiff, filed.

Jun. 16, 1995 Upon Praecipe of Eric J.Purchase the above captioned matter is placed onthe next available Argument List.

ON JULY, 1995 ARGUMENT LIST

Aug. 8, 1995 MEMORANDUM AND ORDER, Filed. ORDER. AND NOW, August 8, 1995, upon motion of the Defendants and after due consideration of this matter, it is ordered and directed that a judgment of non pros is hereby entered against the Plaintiff and the above captioned action is dismissed with prejudice.

Counsel for the Defendant shall serve a copy of this Memorandum and Order upon William J.Gregg, Esquire,and the Plaintiff at his last known address both by regular mail.

BY THE COURT:
Anthony J.Vardaro, J.

8-8-95 Copy toAttys. Gregg & Purchase

766.

MARY I. RASH

vs.

MICHAEL L. RASH

Filed Aug. 13, 1990
@ 11:25 a.m.

Tax & entry State	$50.50
Sheriff's Costs	38.16

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

TEMPORARY ABUSE ORDER:

AND NOW, this 13 dayof Aug. 1990, upon review of the petition of plaintiff, the court enters the following temporary order.

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or nay of the minor children named in the petition.

2. Special Conditions:

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to county control.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remin in full force and effect untilmodified or terminated by further order of this court.

Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an order of court and violation of this order may be punsihable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Tues. Aug. 21, 1990 at 3:30 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J.

Aug. 17, 1990 Sheriff's Return filed. SERVED Michael L. Rash personally on Aug. 14, 1990 at 1:04 PM by handing copy of Protection From Abuse to him at Out Patient Mental Health, Meadville Medical Center, Grove St., Meadville, Crawford Co. Pa. 16335.

So answers,

Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Aug 23, 1990 Order filed: AND NOW, August 21, 1990, at the time fixed for hearing both parties appeared without counsel and the Court explained the nature of these proceedings to them. The Plaintiff indicated that she wants to discontinue this action. It appears that she works part time as a hairdresser earning as much as $100 per seek and as little as $7 per week. It appears that the Defendant is disabled, receives Social Security Disability in the amount of $417.50 a month. It also appears that the Defendant's four (4) children have lived with them in the past.

Accordingly, on the Plaintiff's verbal motion, this matter is discontinued. Furthermore, it appears that neither the Plaintiff nor the Defendant have funds available to pay the costs of filing and service. Therefore, in accordance with the Act, the parties are excused from paying court costs.

A copy of this Order shall be delivered to the police department in the jurisdiction where the Plaintiff resides and to Co. Control.

The temporary abuse Order of August 13, 1990 is hereby terminated.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Aug 28, 1990 Copies of order mailed to Plaintiff, Defendant and Linesville Police and copy given to Co. Control.

1990

Brandt, Liotta & Stuttler
Joseph J. Liotta, III

767.

Carney and Good
Ted J. Padden

SCOTT L. PETTIT

vs.

JASON KULWICKI

Filed Aug. 13, 1990
@ 11:34 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	56.00
Pro.Co. pd 1/6/93	6.00

SUMMONS IN A CIVIL ACTION

Issued (atty)

Mar. 26, 1991, Writ reissued.

May 3, 1991 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Norbert Micklos, who being duly sworn according to law, deposes and says that on the 12 day of April, 1991, at 11:00 A.M. he served_____, filed at No. 767 Term, 1990, Crawford Co. PA., upon defendant Jason Kulwicki at 1880 Clayton St., Pittsburgh. By making known the contents thereof to John Kulwicki - adult and handing to and leaving with him the certified copy of the SMS. in charge received from Crawford.

Norbert Micklos, Deputy Sheriff
Eugene L. Coon, Sheriff
Allegheny Co., PA.

SERVED Jason Kulwicki by deputizing Sheriff of Allegheny Co., PA as per his Affidavit of Service attached. Served: 4-12-91.
So answers,

Howard N. Stewart, Sheriff

Aug. 29, 1991 Complaint - Civil Action filed.

Sept. 20, 1991 Defendant's Answers to Complaint filed.

Nov. 1, 1991 Reply To New Matter filed.

Jan. 10, 1992 Notice Of Serving Answers To Interrogatories To Defendant (First Set) and Response To REquest For Production Of Documents filed.]

Aug. 27, 1992, Notice to Complete Discovery filed.

Nov.17, 1992 Certificate of Readiness filed.

1993 February Trial List

Jan.6, 1993 Upon Praecipe of Plaintiff Attorney the above captioned action is marked discontinued of record.

1990

Ferguson & Spataro
Douglas Ferguson

768.

SHIRLEY M. VinCAMP

vs.

LAWRENCE E. VinCAMP

Filed Aug. 13, 1990
@ 2:33 p.m.

Tax & entry Paid $50.50 ✓
State paid 5.00
STATE Paid 10.00
Pro Co pd 11/2/90 9.00 ✓

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Aug. 13, 1990, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Aug. 20, 1990 Affidavit of Service filed. I , the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford Co. Pa. on the above named Defendant by certified mail, addressee only, return receipt requested, dated Aug. 14, 1990. The Defendant acknowledged service on Aug. 17, 1990, by accepting delivery on that date as eviden ced by the attached signed return receipt .

Douglas W. Ferguson, Esq.

Oct. 31, 1990 Upon praecipe of Plaintiff Attorney To Transmit Record - Section 201(d) Of The Divorce Code, this case moved to court.

Nov 9, 1990 Memorandum filed: This is an action in divorce under Section 201(d) of the Divorce Code. The attorney for the Plaintiff has filed a praecipe to transmit the record to the Court. The Court has reviewed the record and is returning it to the Prothonotary for further proceedings consistent with this memorandum.

1. The complaint is not signed by the attorney for the plaintiff as is seemingly required by Pa. R.C.P. 1025.

2. There is no evidence in the record that the Plaintiff's affidavit under Section 201(d) of the Divorce Code (as required by Pa. R.C.P. 1920.42) was served on the Defendant. It appears that the Plaintiff's affidavit may have been served with the original complaint but the affidavit of service does not specifically state that.

3. There is no showing of compliance with Pa. R.C.P. 1920.42(c)(1). The record does not indicate that a notice of intention to request the entry of a divorce decree was mailed or delivered at least twenty (20 days prior to the date of the filing of the praecipe to transmit the record to the Court. There is no copy of said notice, if one was given, to the praecipe to transmit. to transmit.

BY THE COURT,
Gordon R. Miller, P.J.

Nov. 14, 1990 Copy of order put in Atty. Ferguson's box.

Nov. 14, 1990, MEMORANDUM filed.
Nov. 19, 1990, copies to D. Ferguson, Esq.

March 14, 1991 Affidavit of Service filed. I the undersigned being duly sworn accordingly to law say that I served a true and correct copy of the attached Notice of Intention to request entry of a Divorce Decree and a copy of the Defendant's Counter-Affidavit under section 201(D) of the Divorce Code upon the Defendant, Lawrence E. Vincamp, by regualr mail directed to the Defendant, Lawrence E. Vincamp, at his last known address, 703 Euclid Ave., Saegertown, PA 16433 on Feb. 15, 1991.

This Notice was given to the Defendant as required by Pa. RCP 1920.42 (C) 1.

Douglas W. Ferguson, Esq.

March 14, 1991 Corrected Affidavit of Service filed. I, the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of the Complaint in Divorce under Section 201(d) of the Divorce Code and the Plaintiff's Affidavit under Section 201(d) of the Divorce Code certified by the Prothonotary of Crawford Co., PA. on the above named Defendant b certified mail, addressee only, return receipt requested, dated Aug. 14, 1990. The Defendant acknowledged service on Aug. 17, 1990, by accepting delivery on that date as evidenced by the attached signed return receipt.

Douglas W. Ferguson, Esq.

March 15, 1991 Upon Praecipe of Plaintiff attorney under section 201(d) of Divorce Code, this case moved to Court.

Mar. 25, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, March 22, 1991, it is ordered and decreed that Shirley M. Vincamp, plaintiff and Lawrence E. Vincampt, defendnat, are divorced from the bonds mof matrimony

BY THE COURT,
Gordon R. Miller, J

1990

769.

JANET M. WINDSOR

vs.

JEFFERY W. LOOMIS

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

Filed Aug. 13, 1990
@ 4:11 p.m.

Tax & entry	Pd 9/28/90	$50.50
State	Pd 9/28/90	5.00
Sheriff's costs	Pmts Pd 9/28/90	49.00
		9.00

Rec'd $49.00 9/26/90
Sheriff costs
9/28/90 Rec'd $49.00 To
Howard Stewart, Sheriff
Unit 5857

TEMPORARY ABUSE ORDER:

AND NOW, this 13 day of Aug. 1990, upon review of the petition of plaintiff, the court enters the following Temporary Order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Temporary Possession of the trailer and property at Mitchell Lake Trailer Court shall belong to the plaintiff. defendant shall not go to the plaintiffs residence.

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to county Control.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constalbe, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an order of court and violation of this order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Thurs. Aug. 23, 1990, at #:30 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse.

the defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Gordon R. Miller, J.

Aug. 27, 1990 Order filed: AND NOW, August 23, 1990 at the time fixed for hearing in this matter, both parties appeared without an attorney; the Court explained the nature of these proceedings to them; explained their right to counsel of their own choice; explained the possibility that they could obtain free counsel through Northwest Legal Services and the Bar Association; and explained briefly the advantages of having an attorney. The Defendant agreed to proceed without an attorney. His father was present and his father agreed with that. The Plaintiff desired to have an attorney, but the court decided to proceed ahead anyway.

The Defendant is willing to have an abuse order entered against him without admitting the facts set forth in the petition. Accordingly, it is ordered as follows:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff or any of her minor children in any way.

2. The Defendant shall not go to the property of the Plaintiff, nor shall he go to her place of work. Possession of the trailer and property at Mitchell Lake Trailer Court shall belong exclusively to the Plaintiff.

3. Each of the parties may have permanent property belonging to the other, which should be returned to the owner. Accordingly, each party will work through his or her parents to (a) Identify the property of the other party; and (b) Make arrangement for the return of that property to the other party. This may be arranged at any time by the parties and their parents so long as a complete return of these items is accomplished by September 15, 1990.

4. This Order shall remain in full force and effect until August 22, 1991.

5. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.

6. A copy of this Order shall be delivered to the Police Department in the jurisdiction where the Plaintiff resides and to County Control.

7. The Defendant is reminded that this is an Order of Court, and violation of this order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.

8. It appears that the Defendant is unemployed, or earning a very small amount of money. It also appears that the Plaintiff is now unemployed, but will be returning soon to employment at Edinboro University. It appears that she does have financial ability to pay court costs, since she earns approximately $800.00 net take-home pay per month. Accordingly, the Plaintiff shall pay the costs of this case on or before September 28, 1990 by making payment to the office of the Prothonotary in the Crawford County Courthouse.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

August 29, 1990 Copies of order mailed to Plaintiff and defendant and given to Co. Control.

Aug. 30, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Steve Brandon, Deputy who being duly sworn according to law, deposes and says that on the 20th day of August 1990, at 12:30PM, he served Petitito for Protection from Abuse and Court Order filed at No. AD 769, 1990, Crawford Co. Pa., upon defendant Jeffery W. Loomis at 15360 Kimball Hill Rd., Erie Co. Union City, Pa. By making known the contents thereof to Jeffery W. Loomis and handing to and leaving with him the certified copy of the Petition received from Crawford County.

Steve Brandon, Deputy Sheriff

So answers,
Robert N. Michel, Erie Co. Sheriff

SERVED Jeffery W. Loomis by deputizing Sheriff of Erie Co., Pa. as per Affidavit of Service attached.
Served: August 20, 1990

Howard N. Stewart, Sheriff

Oct. 2, 1990, ORDER filed. AND NOW, Oct. 1, 1990 contempt hearing in the above matter is set for Oct. 2, 1990, at 10:30 a.m.

FOR THE COURT,
Imogene Yetman, Ct. ADm.

Oct. 3, 1990, copies to Plff. and dft. and county control.

Continued on Page 669

See Vol. 3

1990

Brian J. Lindsay

770.

KEITH E. REAGLE

vs.

CATHERINE V. REAGLE

Filed Aug. 13, 1990
@ 4:22 p.m.

Tax & entry Paid	$50.50 ✓
State paid	10.00
State paid	5.00
Pro Co pd 12/7/90	9.00 ✓

COMPLAINT IN DIVORCE

1 copy to (atty)

Aug. 23, 1990 Verification of Service filed. I, Brian J. Lindsay, Esquire, do hereby verify that I am the attorney of rec record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 14th day of August, 1990, send to the above named DEfendant, by Certified Mail, Addressee ONly, Return Receipt Requested, a true and correct copy of the divorce complaint filed at the above term and number; and that I did on the 15th day of August, 1990, receive a duly executed return receipt dated August 16, 1990.

Brian J. Lindsay

Dec. 5, 1990 Affidavit of Consent of Plaintiff filed.

Dec. 5, 1990 Affidavit Of Consent of Defendant filed.

Dec. 7, 1990 Upon praecipe of Plaintiff Attorney, To Transmit Record, this case moved to court.

Dec. 24, 1990 **D I V O R C E D E C R E E F I L E D**

And now, December 20, 1990, it is ordered and decreed that KEITH A. REAGLE, plaintiff, and CATHERINE V. REAGLE, defendant, are divorced fromthe bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Mason and Mason
Joan D. Mason

771.

McClure & Miller
By: Eugene J. Brew, Jr.

JANE SANNER, a/k/a
MARY JANE SANNER

vs.

ROBERT EDWARD SANNER

Filed Aug. 13, 1990
@ 4:32 p.m.

Tax &entry paid	$50.50 ✓
2 counts paid	30.00 ✓
State paid	10.00
State paid	15.00
Pro Co Pd 10/31/91 -	9.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, AND COURT COSTS

1 copy (atty)

Aug. 13, 1990, Petition for Special Relief and Order filed. ORDER: AND NOW, this 8 day of Aug. 1990, after consideration of the petition filed by plaintiff, the defendant is ordered not to dispose of, jeopardize, sell, withdraw or in any way alienate his or his wife's interest in any items acquired during the course of this marriage, regardless of how said items are titled, or where they are located, or what form they take, except for milk which is sold on a routine bASIS AND EXPENDITURES OF UNDER $100.00 each. he shall not incur any debts against any farm assets including real estate and personal property.

Hearing is set for the 27 day of Sept. 1990 at 10:00 a.n. courtroom 1 or 2, Crawford County Courthouse, Meadville, Pa.

1 copy (atty) Per Curiam,
P. Richard Thomas, J.

Aug. 13, 1990, Motion to Sc hedule hearing on Court III, Alimony, Alimony Pendente Lite, Counsel Fees and Court Costs, and Order FIled. ORDER:

And now, Aug. 8, 1990, hearing set for Sept. 27, 1990, at 10:00 a.m. in C. R. No. 1 or 2.
Imogene Yetman, Ct. Adm.

Aug. 30, 1990 Appearance of McClure & Miller, by Eugene J. Brew, Jr., for Defendant, Robert Edward Sanner filed.

Sept. 19, 1990 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on August 16, 1990 mail to the above Defendant, Robert Edward Sanner, by certified mail #P-966 073 977, return receipt requested, deliver to addressee only a complaint in the above divorce action. Said notice was received by Robert Edward sanner on August 23, 1990 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason

Oct 4, 1990 Order filed: AND NOW, September 27, 1990 the matter is before the Court technically on a petition for alimony pendente lite, counsel fees and costs, a petition for special relief, and a request for an independent appraisal of the farm.

The Court finds that he cannot resolve all of these issues at this hearing, and believes the parties should have the opportunity to negotiate further in all of these matters. Accordingly, the Court enters the following temporary Order:

1. With regard to alimony pendente lite, the Court directs counsel to attempt to amicably resolve the same, and the Court directs that until the matter is resolved amicably or requires further hearing, the Court awards the wife alimony pendente lite in a nominal amount of $75.00 per week commencing with the week of September 30, 1990. If the parties cannot amicably resolve this alimony issue, the Court reserves the right, in entering future alimony orders, to date them back to September 30, 1990.

2. With regard to counsel fees, the Court is presented a bill for approximately $1,500.00 for counsel fees to date. The Court directs that counsel fees in the amount of $800.00 will be paid directly to counsel for the plaintiff within 20 days. The Court does not intend this order to be disposative of the bill of approximately $1,500.00 se this date. If all matters in this case are not amicably resolved by January 1, 1990, the Court will entertain a motion for further counsel fees after that date.

3. In regard to a request from the Plaintiff that the Defendant sign an authorization anc consent form to enable the Plaintiff to discover assets from creditors or other person, the Defendant advises he will sign said consent form and is directed to do so.

4. With regard to a request from Plaintiff that one Frank Urbanick act as an independant appraiser and secure and produce an appraisal of real estate and all chattels, livestock, and personal property, the Defendant asked for time to consider this matter and the Court grants the same. Both parties agree that it would be best to have an independent appraiser make one appraisal for the guidance of both parties rather than have each party go through the expense of hiring their own appraiser. If the Defendant does not agree to employ Frank Urbanick in said capacity, he will within 15 days submit the name of another proposed independent farm appraiser to counsel for the Plaintiff, and it the parties cannot ultimately agree on or before October 25 to an independent appraiser, the Court will entertain a motion by either party to schedule a hearing so the Court may receive input with the Court ultimately appointing an independent appraiser. Withj regard to payment of the appraisal fees, the Court advises counsel that unless they agree otherwise, the cost of said appraisal will be borne two-thirds by Mr. Sanner and one-third by Mrs. Sanner, with the Court noting that the ultimate cost of appraisal fees will be equitably divided at the time of the final divorce.

5. With regard to a request for a monthly accounting of the farm operations, the Court rejects the Plaintiff's contention that all purchases over $100.00 or all expenditures over $100.00 require the consent of Mrs. Sanner. The Court finds this grossly impractical in running a farm operation. Accordingly, the Court believes the best solution is to require the Defendant husband, who is running the farm, to make a monthly accounting of all income, all expenditure, and all property acquired, traded, or disposed of. Accordingly, within 15 days of this date, the Defendant will submit such accounting to counsel for the wife, for the month of September 1990. For the months of October and thereafter, such an accounting will be submitted within ten days following the last day of each and every month. To facilitate easier accounting and verification, the defendant husband is directed to send a copy of his monthly bank statement to counsel for the Plaintiff and make notations thereon after each expenditure entry of what it was for.

In awarding counsel fees, it is the intention of the Court that counsel fees for both parties will be a matter to be disposed of in ultimate equitable distribution between the parties on final divorce.

For clarification of the requirement that each party must file an inventory and appraisement, the parties through their counsel agree to the following proceeding. Within 20 days of this date, the Defendant will file an inventory listing all of the assets. Within 10 days thereafter the plaintiff will file an answer to the inventory

.....
specifically designating agreement or disagreement with each item listed or the value thereof. The parties mutually agree that an independent appraiser should have the initial inventory list prepared by the defendant before commencing his appraisal. The inventory shall list all assets and debts of the parites.
BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Oct 8, 1990 Copies of order put in atty. Mason's box and mailed to Atty Brew.

Oct. 25, 1990 Inventory and Appraisement of Robert Sanner filed.

Continued on Page 679

SEE Vol 3

1990

William J. Gregg

772.

TIMOTHY L. GIBSON

vs.

SUE ANN GIBSON

Filed Aug. 14, 1990
@ 10:16 a.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Pro. Co. Pd 1/3/91	9.00 ✓
State Surcharge Pd:	10.00

COMPLAINT UNDER SECTION201(c) OF THE DIVORCE CODE

1 copy (atty)

Sept. 6, 1990 Affidavit Of Service filed. WILLIAM J. GREGG, ESQUIRE, being duly sworn acco rding law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned actio.

2, That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Sue Ann Gibson, on August 21, 1990.

3. The registered mail was sent to Sue Ann Gibson, 1905 Pine Walk Court, Apt. 329, North Charleston, SC 29405. The sender's reciept is attached hereto.

4. That the Defendant received said registered mail on August 30, 1990. Said Return Receipt card P 076 254 209 is attached hereto, signed by Sue A. Gibson, and made a part hereof.

William J. Gregg

Nov. 26, 1990, Affidavit of Consent of defendant filed.

Jan. 3, 1991 Affidavit of Consent of Plaintiff filed.

Jan. 3, 1991 Upon Praecipe of Plaintiff Attorney For Review under Section 201(c) of Divorce Code, this case is moved to Court.

Jan. 23, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 22, 1991, it is ordered and decreed that Timothy L. Gibson, plaintiff, and Sue Ann Gibson, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Shafer, Swick, Bailey, Irwin & Stack
Paul D. Shafer, Jr.

773.

Abernethy & Associates
Christopher M. Abernethy

SPAULDING'S, INC.

vs.

HANDEE MART, INC.,
7/ELEVEN STORES

Filed Aug. 14, 1990
@ 10:20 a.m.

Tax & entry Paid $50.50 ✓
State paid 5.00

Sheriff's Costs 46.75
Pro Co Pd 11/16/90 - $5.00 ✓

COMPLAINT

1 copy (sheriff)

Sept 17, 1990 Sheriff's Return filed: Before me, the undersigned authority, personally appeared N. Micklos, who being duly sworn according to law, deposes and says that on the 29th day of August, 1990, at 5:00 p.m., he served Complaint, filed at AD 1990-773, Crawford County, Pennsylvania, upon defendant Handee Mart/7-Eleven at 4305 Bakerstorm, Warrendale Rd., Richland by making known the contents thereof to R. Weaver-PIC and handing to and leaving with R. Weaver the certified copy of the Complaint received from Crawford County Sheriff.

N Miklos, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED Handee Mart/7-Eleven by deputizing the Sheriff of Allegheny County, Pa as per Affidavit of Service attached. Served: August 29, 1990.
So answers, Howard N. Stewart, Sheriff

Sept 21, 1990, Answer and Counterclaim filed.

Oct. 16, 1990, Reply to Counterclaim filed.

Oct. 18, 1990 Notice Of Service For Plaintiff's Request For Admissions and Interrogatories To Defendants filed.

Nov. 13, 1990 Upon Praecipe of Plaintiff's Attorney , the above captioned case is marked settled and discontinued of record.

1990

Kevin W. Barron

774.

RICHARD W. TIDD

vs.

AUTUMN C. TIDD

Filed Aug. 14, 1990
@ 3:38 p.m.

Tax & entry== paid	$50.50
State paid	10.00
State paid	5.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

3 copies (atty)

Dec. 23, 1992, Amended Complaint Under section 3301(d) fo the Divorce Code filed.

Dec. 23, 1992 Plaintiff's affidavit Under Section 3301(d) of the Divorce Code filed.

Dec. 23, 1992, Notice of Intention to REquest Entry of Divorce Decree filed.

Feb. 17, 1998 Important Notice and Court Order filed.
Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 12/23/92 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: February 13, 1998 Anthony J. Vardaro, J
Feb. 17, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

Watts, Pepicelli,
Youngs and Youngs PC
Alan L. Pepicelli

775.

Thomas, Truax,
Spadafore, Vardaro &
Walker
Anthony J. Vardaro

DARLENE T. CERVONE AND
JAMES CERVONE, HER HUSBAND

vs.

RAYMOND A. LOFINK

Filed Aug. 15, 1990
@ 1:02 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Sheriff's Costs	28.84
Pro Co Pd 4-1-91	6.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Sept. 7, 1990 Appearance of Thomas, Truax, Vardaro & Walker by Anthony J. Vardaro for Defendant filed.

Sept 10, 1990 Writ Returned: SERVED Raymond A. Lofink personally on August 16, 1990 at 2:30 p.m. at his residence, Box 57, Adamsville, Crawford County, Pa 16110.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 11, 1990, UPon praecipe of defendant attorney, Rule entered upon plaintiff to file complaint, issued.

Dec. 13, 1990 Service of the foregoing Rule is hereby accepted. by Alan L. Pepicelli.

Mar 27, 1991 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

Thomas, Truax, Spadafore,
Varado & Walker
By: Emil M. Spadafore,

776.

IN RE:
LICENSE SUSPENSION OF
DAVID BRUCE BRADICK

Filed Aug. 16, 1990
@ 10:26 a,m

Tax and entry 8/11/90 $50.50 ✓
State 8/16/90 5.00

PETITION FOR APPEAL
FROM SUSPENSION OF OPERATING PRIVILEGES

Aug. 16, 1990 Order filed:
Order: AND NOW, this 15th day of August, 1990, upon presentation and consideration of the within Petition for Appeal from Suspension, a hearingon the appeal shall be held on the 31st day of October, 1990 at 9:00 o'clock a.m. at the Crawford County Courthouse, Meadville, Pennsylvania in Courtroom 1 or 2 or as soon thereafter as the attention of the court may be had.

The petitioner's operating privileges are hereby reinstated pending a final decision on the appeal after the hearing. A copy of the within Petition and Order shall be served on the Department of Transportation, Bureau of Driver Licensing, Citation Processing Division, Room 302, Transportation Safety Building, Harrisburg, Pennsylvania 17120 by certified mail, return receipt requested at least 30 days prior to the aforesaid hearing date.

BY THE COURT:

Gordon R. Miller, Judge

Nov. 2, 1990, Motion for continuance and Order filed.
ORDER: AND NOW, this 30 day of Oct. 1990, upon consideration of the foregoing Motion for continuance, the court hereby continues the hearing set for Oct. 31, 1990 at 9:00 a.m. to allow the defendant to file an appeal. Hearing is reset for Jan. 24, 1991 at 9:30 a.m. in C. R. No. 1 or 2 of the Crawford County Courthouse.

BY THE COURT:
P. R. Thomas, S. J.

Nov. 5, 1990, copy of order to Atty. Spadafore.

Jan. 31, 1991 Motion For Continuance and ORDER filed. AND NOW, Jan. 29, 1991, hearing is reset for April 25, 1991, at 9:30 A.M., in Courtroom 1 or 2 of the Crawford Co. Courthouse, Meadville, Pa.

For The Court,
Imogene Yetman, Court Administrator

Feb. 5, 1991 Copy of Order to Attys. Wm. A. Kuhar, Jr. and Emil M. Spadafore.

appeal of the suspension

Apr 26, 1991 Order filed: AND NOW, April 25, 1991, at the time for hearing on the appeal of the suspension of operating privileges of the above-named Defendant, counsel for the Defendant and counsel for the Department advise the Court that this case involving an alleged conviction of Section 3310 of the Vehicle Code (Following too closely) is now a nullity.

This charge arising in Mercer County at No. 64 Summary Appeal, 1990, was Nolle Prossed, by Judge Albert E. Acker April 11, 1991, because the original conviction was erroneous as the charge had been withdrawn in the Office of Magistrate Henry J. Russo by the prosecuting officer.

Accordingly, this appeal involving a summary conviction which was Nol. Prossed. cannot form the basis of the Defendant's suspension which generated the appeal before the Court this date.

The Court and counsel notice that while the records of the District Justice Russo correctly reflect a conviction of this summary offense, that on appeal to Common Pleas Court the matter was disposed of by a Nolle Prosequi as noted aforesaid presented by the District Attorney and entered by Judge Albert E. Acker.

County is DIRECTED to pay costs in this case.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

May 2, 1991 Copies of order put in Atty. Spadafore's box and copy mailed to Atty. Lynn-Stevenson.

1990

Lamancusa & Cilli
By: Carmen F. Lamancusa

777.

LANCE MALINOWSKI AND
DEBORAH J. MALINOWSKI,
his wife

vs.

BARABRA CHRISTIE

Filed Aug. 16, 1990
@ 2:04 P.M.

Tax and entry paid	$50.50
State paid	5.00
Sheriff's costs	28.00
Pro Co Pd 3-14-91	6.00

SUMMONS IN CIVIL ACTION

Issued - Sheriff

A Jury Trial is Demanded.

Sept 13, 1990 Writ Returned: SERVED Barbara Christie personally on August 24, 1990 at 9:10 a.m. by handing copy of Summons to her at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.
So answers, Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar 14, 1991 Upon Praecipe of Plaintiff's attorney the above-captioned matter is discontinued and settled of record.

1990

Jack H. Kudzma

778.

Grigsby, Gaca & Davies, P.C.
Mark R. Hamilton

Scopelitis, Garvin, Light and Hanson
James H. Hanson
for Ferree's

Mark Hamilton
for Ferree Tranportation Inc.

Barnes & Thornburg
Janet Barbre Norton
for Celadon

RICKY LEE KOEHLER AND
CHERYL KOEHLER, his wife

vs.

FERREE TRANSPORTATION, INC.,
~~FERREE TRANSPORT CONSULTANTS, INC.~~: a corporation
~~FERREE TRUCKING SERVICES~~:
~~FERREE ENTERPRISES, INC. AND F.T.I., INC. corporations; and~~
JAMES KEHOE, an individual

filed Aug. 16, 1990
@ 2:14 p.m.

Tax and entry paid	$50.50
State paid	5.00
Sheriff's costs	43.00
Pro Co pd 12-31-92	6.00

COMPLAINT IN CIVIL ACTION

7 copies (Sheriff)

JURY TRIAL DEMANDED

Sept 13, 1990 Sheriff's Return filed: Now, this 24th day of August, 1990, at 12:20 o'clock p.m., served the within Notice & Complaint in Civil Action upon James Kehoe at R.D.#1, Box 320, Millville, Col. Co., Penna. by handing to him personally a true and attested copy of the original writ and made known to him the contents thereof.
So answers, Tim Chamberlain, Deputy Sheriff
SERVED James Kehoe by deputizing the Sheriff of Columbia County, Pa as per his Affidavit of Service attached. Served: August 24, 1990.
So answers, Howard N. Stewart, Sheriff

Sept. 25, 1990 Appearance of Grigsby, Gaca & Davies, P.C. by Mark R. Hamilton for Defendants filed.

Oct 29, 1991 Agreement and Stipulation of the Parties filed.

Oct 29, 1991 Appearance of Scopelitis, Garvin, Light and Hanson by James H. Hanson, Esq. for Ferree Transportation, John Ferree, t/d/b/a Ferree Transporatation and Thurman Ferree, t/d/b/a Ferree Transportation filed.

Oct 29, 1991 Appearance of Grigsby, Gaca & Davies, P.C. by Mark R. Hamilton, Esq. for Ferree Transportation, Inc and James Kehoe filed.

Oct 29, 1991 Appearance of Barnes & Thornburg by Janet Barbre Norton, Esq. for Celadon Trucking Services, Inc. filed.

Oct 29, 1991 Agreement and Stipulation of the Parties filed.

Dec 9 1991 Motion to Discontinue and Order filed: AND NOW, to wit, this 9th day of December, 1991, upon stipulation of the parties, it is hereby ORDERED that the plaintiffs shall, and are hereby granted, leave to discontinue the within action against the Defendants FEREE TRANSPORT CONSULTANTS, INC., FERREE TRUCKING SERVICES, FERREE ENTERPRISES, INC. AND F.T.I, INC. and it is further ORDERED that the caption in the within matter be and is hereby amended to read as follows:

RICKY LEE KOEHLER and CHERYL KOEHLER, his wife
Plaintiffs

vs.

FERREE TRANSPORTATION, INC., a corporation,
and JAMES KEHOE, an individual,
Defendants.

BY THE COURT:
Gordon R. Miller, J.

3 copies Atty.

Feb 19, 1992 ANSWER AND NEW MATTER filed.

Aug. 10, 1992 Reply To New Matter filed.

Sept. 23, 1992 MOTION TO COMPEL DISCOVERY and ORDER filed. ORDER: AND NOW, to wit, this 23 rd day of September, 1992, upon Motion of Plaintiffs for an Order to Compel Discovery, it is hereby ORDERED that the Defendants, Ferree Transportation, Inc. and James Kehoe shall answer Plaintiff's First Interrogatories to Defandant on or before Oct. 23, 1992 and, further, produce copies of those documents or things set forth in Plainitff's First Request for Production of Documents or Things by delivering the same to counsel for Plaintiff on or before Oct. 23, 1992.
By the Court:
Anthony J. Vardaro, J.

Sept. 23, 1992 copy to J. Kudzma, M. Hamilton, [illegible]

Oct 30, 1992 CERTIFICATE OF READINESS FOR PLACEMENT ON CIVIL TRIAL LIST, filed.

ON NOVEMBER 1992 ARGUMENT LIST

1993 February Trial List

Dec 30, 1992 Upon praecipe of Plaintiffs attorney the above captioned matter is marked settled and discontinued of record.

1990

Ferguson & Spataro
By: John F. Spataro

779.

DARBY L. HANMORE

VS.

BERNARD D. HANMORE

Filed: Aug. 16, 1990
@ 2:38 P.m.

Tax and entry paid	$50.50
State paid	5.00
State paid	10.00
Pro Co Pd 11-29-90	9.00

COMPLAINT IN DIVORCE

Nov. 2, 1990 Affidavit Of Service filed. I, the undersigned, being duly sworn according to law, depose and says that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named defendant by certified mail, addressee only, return receipt requested, dated August 16, 1990. The Defendant acknowledged service on August 20, 1990, by accepting delivery on that date as evidenced by the attached signed return receipt.
John Spataro

Nov 28, 1990 Affidavit of Consent of Defendant filed.

Nov 28, 1990 Affidavit of Consent of Plaintiff filed.

Nov 28, 1990 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Dec. 10, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 7, 1990, it is ordered and decreed that Darby L. Hanmore, plaintiff, and Bernard D. Hanmore, defendant are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Mary Ann Kirkpatrick

780

JANIS E. TIDD

VS.

JERRY TIDD

Filed August 17, 1990
@ 9:01 A.M.

Tax & Entry paid	$65.50
User fee Paid	10.00
State Paid	10.00
Pro Con pd. 10/22/93	91.00

COMPLAINT IN DIVORCE, ALIMONY, ALIMONY PENDENTE LITE AND REASONABLE COUNSEL FEES

1 copy (atty)

Oct. 3, 1990 Affidavit of Service filed. And Now, Oct. 1990, comes Jeremy A. Vitaro being duly sworn according to law, deposes and sets forth as follows:

1. That he is the legal secretary of Attorney for Janis E. Tidd, Plaintiff in the above-captioned matter.
2. That on information furnished him by the Pl aintiff, he caused a certfified copy of the Complaint in Divorce and of the Contempt Petition to be forwarded by certified Mail, P 320 785 125; postmarked August 17, 1990, to th elast known address of the Defendant, Jerry D. Tidd, R.D. #7, Box 293, Meadville, PA 16335.
3. That the Defendant, Jerry D. tidd, on August 21, 1990, personally signed the return receipt card which was affixed to the Complaint and to the Petition in the above-matter and which is attached hereto.
4. Service of the Complaint and of the Petition against Defendant is herefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Jeremy A. Vitaro

Nov. 30, 1990, Affidavit of Consent of plaintiff filed.

Mar. 25, 1993, Affidavit of consent of defendant filed.

Oct. 19, 1993 Affidavit of Consent of Defendant filed.

Oct. 22, 1993 Upon Praecipe of Plaintiff attorney for Review under Section 3301(c), this case moved to Court.

DIVORCE DECREE FILED

Nov. 3, 1993 And, Now, November 3, 1993, it is ordered and decreed that JANIS E. TIDD, Plaintiff, and JERRY D. TIDD, Defendant, are divorced from the bonds of matrimony. The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

ALIMONY, ALIMONY PENDENTE LITE AND REASONABLE COUNSEL FEES

Plaintiff's request for Alimony and Alimony Pendente Lite is denied; Defendant shall pay to counsel for Plaintiff the sum of $500.00 as reasonable counsel fees forthwith.

By the Court:
Goron R. Miller, J.

1990

BIFULCO, BENDER,
SCARPITTI, MOORE & MCNAIR
John H. Moore

781

CURTIS W. STEADMAN

VS.

MARILYN K. STEADMAN

Filed Aug. 17, 1990
@ 1:06 P.M.

Tax & Entry Paid	$65.50
User Fee paid	10.00
State pd 3/1/91	10.00
Sheriff's Costs	45.00
Pro Co pd 3/1/91	9.00

COMPLAINT IN DIVORCE
EQUITABLE DISTRIBUTION

Sept 13, 1990 Sheriff's Return filed: SERVED Marilyn K. Steadman personally, the within named defendant, on August 24, 1990 at 3:27 p.m. by handing copy of Complaint in Divorce to her at residence, R.D.#2, Box 12D, Rt 89, Spartansburg, Crawford County, Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 26, 1991 Affidavit of Consent of Plaintiff filed.

Feb. 26, 1991 Affidavit of Consent of defendant filed.

Feb. 26, 1991 Upon praecipe of Plaintiff Attorney To Transfit Record, this case moved to court.

Mar. 8, 1991 Memorandum filed. This matter is now before the Court on a praecipe by the attorney for the plaintiff to transmit the record for a final divorce decree. the complaint originally contains two counts, one count in divorce and one count for equitable distribution of marital property. The count for equitable distribution of marital proper ty has not been withdrawn nor determined by the Court.
This Court will not grant a final decree in divorce until (a) Count II is withdrawn or (b) there is an indication in writing, signed by both parties, that equitable distribution of marital property has been resolved by other methods.
To grant the decree in divorce and leave Count II, equitable distribution, still pending would tantamount to a bifurcation.
Therefore this matter is returned to the Prothonotary for further proceedings consistent with this memorandum.
BY THE COURT,
Gordon R. Miller, J

Mar. 13, 1991 Copy of order mailed to John Moore

Mar. 22, 1991 Amendment to Plaintiff's Complaint in Divorce and Order filed. ORDER: AND NOW, to wit, this 21 day of March 1991, it is hereby Ordered that Count Two (2) of Plaintiff's Complaint in Divorce is hereby withdrawn.
Gordon R. Miller, J.

Mar. 22, 1991 Copy of order mailed to John Moore

Mar. 22, 1991 DECREE OF DIVORCE FINAL

AND NOW, this 22nd day of March, 1991, it is hereby Ordered and Decreed that CURTIS W. STEADMAN, Plaintiff, and MARILYN K. STEADMAN, Defendant, are divorced from the bonds of matrimony.
Gordon R. Miller, J.

Robert P. DeHart, Pro Se

782

Culbertson, Weiss, Schetrma & Schug
E. Max Weiss
J. Brickner

ROBERT PERRY DEHART

vs.

J. BRICKNER, Warden, Crawford County Jail; JOHN DOE, Correctional Officer, Crawford County Jail

Filed August 17, 1990 @ 3:31 P.M.

Indigent filing
Sheriff's costs 21.00

Jury Trial demanded

COMPLAINT

1 copy (sheriff) 1 copy (plaintiff)

August 17, 1990 Motion for Sheriff to Service Complaint filed.

August 17, 1990 Motion for Leave to Proceed In Forma Pauperis filed.

Aug 17, 1990 Motion for Leave to File Limited Copies of Civil Complaint and Other Papers and Effects, Motion to Have Prothonotary Photocopy said Complaint and other Papers and Effects, Motion for the Court to Instruct the Prothonotary to Send Plaintiff a Complete Copy of the Local Rules of Court Free of Charge filed.

Augus 17, 1990 ReL Civil Complaint, Request for Service and Motion to Proceed In Forma Pauperis, Order filed: The above Plaintiff is a current inmate at the State Correctional Institution at Graterford awaiting a death sentence on an unrelated homicide charge under a death sentence on an unrelated homicide charge under a Huntingdon County sentence. The Plaintiff, Robert DeHart, had filed a Post Conviction Relief Petition, relating to four prior 1980 convictions in Crawford County, quiringa hearing in Crawford County to take the testimony of the Defendant and another witness, who was serving a live sentence as a result of a homicide conviction. Arrangements were made to have the Plaintiff and his witness transferred from the State Correctional Institution at Graterford to the Crawford County Jail for the purposes of the post conviction relief hearing. The Defendant arrived at the Crawford County Jail April 25, 1990, at 5:55 p.m., had his hearing on April 26, 1990, and left the Crawford County Jail under Sheriff escort and supervision at 12:35 p.m., April 26th. While immaterial to the Plaintiff's present law suit, the Court, police, prosecutor, Sheriff and Warden had been alerted to the fact that DeHart and his witness Henkle possed a grave security risk and, accordingly appropriate precautions were taken.

On or about May 25, 1990, Plaintiff DeHart forwarded to the Prothonotary of Crawford County a civil complaint, a request to proceed in forma pauperis, a motion requesting sheriff service of the complaint and other ancillary requests.

The The suit names J. (Jack) Brickner, Warden of the County Jail, as a party defendant and an unnamed correction officer at the County Jail as a second defendant, classified only as John Doe.

The Trust of the Plaintiff's Complaint is that during the 18 hours of confinement in the Crawford County Jail, the Warden and John Doe denied the Plaintiff certain rights accorded under 37 Pa. Code involving his clothing, confinement, exercise, food, telephone, visiting privileges and various other alleged illegal administrative procedures relating to his brief confinement. The prime thrust of the Plaintiff's Complaint against the Defendants are that Article 1, Seciton 13, of the Pennsylvania Constitution preventing cruel punishment had been violated.

We enter the following:

ORDER

And now, August 9, 1990, the Prothonotary is directed to file the Plaintiff's Complaint and ancillary attached documents, make two copies thereof, forward one to the Plaintiff at his address noted thereon. The other copy will be used for service upon a Defendant. The Prothonotary shall file the same without requiring payment for the customary filing fees.

The Prothonotary shall deliver a copy of the Complaint to the Sheriff for service upon J. Brickner, and the Sheriff shall serve the same without charging service fees.

John Doe, the additional defendant, being unknown to the court and unidentified, no service will be made upon any person until such time as the said "John Doe" is further identified to the extent that service may be made by the Sheriff upon a known individual.

The Court having relieved the Plaintiff of paying any filing or service fees, Plaintiff's request to proceed in forma pauperis is denied at this time without prejudice to the right of the Plaintiff to renew said request after an answer has bee filed and the case is in a posture to proceed to ultimate disposition.

BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Aug 17, 1990 Copies to Mr. DeHart, Sheriff Stewart, Warden & Atty. Vardaro

Sept 13, 1990 Sheriff's Return filed: SERVED J. Brickner, Warden, on August 20, 1990 at 1:23 p.m. at his office, 360 Center Street, Meadville, Crawford County, Pa.

So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 19, 1990 Default Notice filed.

Oct. 3, 1990 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for J. Brickner filed.

Oct. 5, 1990, Answer and New Matter of J. brickner to Plaintiff's Complaint filed. 1 copy (atty)

Oct. 15, 1990 Motion For Extension Of Time and Order filed. And now, this 17 day of October, 1990, Plaintiff's Motion for Extension is here by GRANTED, Plaintiff has until 27 November, 1990 in which to file an Answer to defendants New Matter. Pro Deliver copies to All counsel

By The Court,
P. Richard Thomas, J

Oct. 17, 1990 Copies to Pl aintiff, Sheriff, Atty. Weiss and Atty. Vardaro

Nov. 28, 1990 Plaintiff's Answer to Defendants Answer and New Matter filed.

Dec. 27, 1990, Revewal of Motion for Leave to Proceed In Forma Pauperis filed.

Jan. 22, 1991, ORDER filed. This court, having by Order of August 9, 1990, reserved ruling on the plaintiff's Request to Proceed in Forma Pauperis in this civil proceeding agaisnt the defendants until an answer was filed, we now note the answer of the defendants was filed and the plaintiff has filed an answer to the defendants' Answer in New Matter.

The plaintiff requests that we now allow him to proceed in forma pauperis. The request is granted, but the court reserves the right to appoint counsel to represent the plaintiff if the interests of justice so require.

Dated: Jan. 21, 1991

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Jan. 22, 1991, copies to E. Max Weiss, ESq. J. Brickner and Robert p. DeHart.

Continued on page 232 A

1990

Robert Perry DeHart

vs.

J. Brickner, Warden, Crawford County Jail; John Doe, Correctional Officer, Crawford County Jail

Record continued from page 232

of record

A.D. 1990 - 782

****

Mar. 5, 1991 Answers Of defendant Brickner to Plaintiff's Request for Admissions filed.

Mar. 5, 1991 Answer on Behalf of Defendant Brickner to Plaintiff's Motion to Compel Admissions filed.

Mar 11, 1991 Defendant Brickner's Answer to Motion to Compel Production of Documents and Responses to Interrogatories filed.

Mar 11, 1991 Notice of Service of Responses to Request for Production of Documents and Answers to Interrogatories filed.

Aug. 27, 1991, Responses of Defendant Brickner to Request for Production of Documents filed.

Oct 11, 1991 Re: Plaintiff's Motion to Compel Admissions and Defendant's Motion to Withdraw Deemed Admissions and Re: Plaintiff's Motion to Compel Discovery Requests for Interrogatories and the Production of Documents and Defendant's Request for Protective Order, Memorandum and Order filed: AND NOW, October 7, 1991, we (1) grant Defendant's Motion to Withdraw the Deemed Admissions to the Request for Admissions; (2) grant the Defendant his request for a protective order as to Plaintiff's Request for Production No. 10; and (3) deny Plaintiff's Motion for Court-Appointed Counsel.

BY ORDER OF THE COURT
P. Richard Thomas, Senior Judge

Oct 11, 1991 Copy put in Atty. Weiss's box, Oct 15, 1991 Copy mailed to Plaintiff.

Oct. 28. 1991, Defendant's Motion for Summary Judgment filed.

Oct. 28, 1991 Affidavit of Jack Brickner in Support of Motion for Summary Judgment filed.

Dec. 12, 1991 Certificate of Service of Defendant's Motion for Summary Judgment, Affidavit of Jack Brikner in Support of Motion for Summary Judgment, Brief in Support of Motion for Summary Judgment and Praecipe were served.

Dec 22, 1992 Memorandum and Order, filed ORDER: AND NOW, Dec. 21, 1992, the motion of Defendant Jack Brickner for summary judgment is granted. Since Defendant John Doe is unnamed and unknown but is alleged to have acted under the direction of or in conjunction with Defendant Jack Brickner, we likewise grant summary judgment in favor of unknown John Doe.

Plaintiff is advised that if he intends to appeal this decision by the Court he must do so within 30 days of the filing of this Order.

BY THE COURT:
PP. Richard Thomas, S.J.

Dec. 22, 1992 copies circulated

1990

783

MERLE R. MULVIN

VS.

ROSA M. MULVIN

Filed August 20, 1990
@ 9:40 A.M.

Sheriff's costs $17.00
Tax & entry Pd 9/5/90 $50.50
State Pd 9/5/90 5.00

9/5/90 Rec'd #17 cy From Plaintiff

9/5/90 Fwd #17 cy To Howard Stewart Sheriff 5824

PETITION FOR EMERGENCY RELIEF UNDER
PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

TEMPORARY ABUSE ORDER:

And Now, this 20 day of Aug, 1990, upon review of the petition of the Plaintiff, the Court enters the following Temporary Order.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.

6. This Temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Tuesday, August 28, 1990, at 3:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse.
The Defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J.

August 22, 1990 Amended Temporary Abuse Order filed: AND NOW, August 22, 1990, the Plaintiff appeared in court giving the Court further facts regarding the Defendant's conduct which included an allegation that the Defendant assaulted him and struck him in the face and head on August 21 or 22, 1990. Accordingly, the temporary Abuse Order of August 20, 1990 is amended and it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass or threaten the plaintiff or any of the minor children named in the petition.

2. This Order may be enforced without a warrance of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

3. A copy of this order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

4. Service of a copy of the Petition and this Orde shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.

5. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

6. The Defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.

7. The Court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Tuesday, August 28, 1990 at 3:30 p.m. in Courtroom 1 or 2 of the Crawford County Courthouse. The Defendant is advised she may retain a lawyer to represent her at said hearing if she so desires but she is not required to do so.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

3 copies (sheriff) 1 copy (plaintiff)

Aug. 27, 1990 Sheriff's Return filed. SERVED Rosa M. Mulvin by deputizing the Sherrif of Erie, Co., PA. Served personally by Eric Spires, Edinboro Police Dept., on August 24, 1990 at 2:06 PM at her residence, 216 Water St., Edinboro, PA.
So answers,

Howard N. Stewart, Sheriff

Aug 31, 1990 Order filed: AND NOW, August 28, 1990, at the time scheduled for hearing, the defendant appeared without counsel, indicating she had asked Northwest Legal Services for counsel and was refused and indicating that she intends to obtain the services of an Erie attorney to represent her in a related matter. She also asked for the opportunity to be represented by counsel in this matter. ACCORDINGLY, we will give her that opportunity. This matter is continued until Friday, September 7, 1990, at 10:00 o'clock A.M., in Courtroom No1 2 of the Crawford County Courthouse. The defendant shall appear at that hearing without fail and we will proceed whether or not she has an attorney.

In the meantime, the amended Temporary Abuse Order entered August 22, 1990 is continued in full force and effect and a copy of this Order shall be delivered to the Police Department in the jurisdiction where the plaintiff resides and to County Control.

The plaintiff has requested some visitation rights and since the defendant is unwilling to give him visitation rights, the Court does not now enter an Order regarding custody and visitation.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Sept 6, 1990 Copies of order put in Atty. Muth's box.

Sept 5, 1990 Upon Praecipe of Plaintiff, this case is hereby discontinued.

1990

WILLIAM J. GREGG

784

LINDA WEISS

VS.

HOWARD J. WEISS

Filed Aug 20, 1990 @ 1:34 p.m.

Tax & entry paid	$50.50
User fee paid	5.00
State paid	10.00
Pro Co Pd 2/26/91	9.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Aug. 20, 1990 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Sept. 10, 1990 Affidvit Of Service filed. WILLIAM J. GREGG, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are True and correct to the best of his knowledge, information and belief:

1. that the Affiant is the Attorney for the Pl aintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Howard J. Weiss, on August 22, 1990.
3. The registered mail was sent to Howard J. Weiss, 94 Leddy Street, Buffalo, New York 14210. The sender's reciept is attached hereto.
4. That the Defendant received said registered mail on August 31 1990. Said Return Receipt card P 076 254 210 is attached hereto, signed by H. Weiss, and made a part hereof.

William J. Gregg

Jan 25, 1991 Affidavit of Service filed.

Feb. 22, 1991, Upon praecipe of plaintiff attonrey, for Review Under Section 201(d) of the divorce code, this case moved to court.

Mar. 4, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, March 1, 1991, it is ordered and decreed that LINDA WEISS, plaintiff, and HOWARD J. WEISS, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

785

In Re: Appointment of
Stephanie Toperzer

Filed August 20, 1990
@ 2:16 P.M.

APPOINTMENT OF STEPHANIE TOPERZER
AS COUNTY AUDITOR

Order:

AND NOW, August 20, 1990 this Court hereby appoints Stephanie Toperzer of R.D.#1, Expyville, Crawford County, Pennsylvania as Auditor of Crawford County to fill the unexpired term of Dolores Horstman who resigned. This appointment shall be effective this date and shall expire the first Monday of January, 1992.

BY THE COURT
Gordon R. Miller, P.J.

SHAFER, SWICK, BAILEY
IRWIN & STACK
Charles J. Swick

V86

FIRST BAPTIST CHURCH OF LINESVILLE

VS.

AMOS LINE and PHOEBE VAIL LINE, his wife, their heirs, successors and assigns

Filed Aug 20, 1990
@ 3:09 P.M.

Tax & Entry paid	$50.50
State paid	5.00
Pro Co Pd 11/19/90	9.00

COMPLAINT IN ACTION TO QUIET TITLE

Aug. 27, 1990, Motion for Service Pursuant to Special Order of Court Pursuant to Pa. R.C.P. 430, Affidavit and Legal Notice filed.

Aug. 27, 1990, Order filed. And Now, this 27 day of Aug. 1990, upon consideration of the foregoing Motion, Plaintiff is granted leave to make service of the complaint to defendants, their heirs, successors and assigns by publication of the Notice attached to the Motion once in the Borough of Linesville local paper, Community News, and once in the Meadville Tribune, newspapers of general circulation in the County of Crawford, Pennsylvania and publication once in the Crawford County Legal Journal.

P. Richard Thomas, J.

Aug. 29, 1990, copy put in Atty. Swicks box.

Oct 12, 1990 Motion for Judgment Pursuant to Rule 1066 and Affidavit of Service filed: Before me, this 4th day of Ocober, 1990, appeared the undersigned after being duly sworn according to law, deposes and says as follows:
I, CHARLES J. SWICK, represent that I am the attorney for the plaintiff in the above matter and make this Affidavit on behalf of Plaintiff, being authorized to do so; and represent that a Complaint in Action to Quiet Title endorse the notice conforming to the Rules of Civil Procedure to defend within twenty (20) days from service thereof was served on the following defednants pursuant to this Court's orde dated August 27, 1990 in the following manner:

The heirs, successors and assigns of Amons Line and Phoebe Vail Line, his wife, were served by publication of Legal Notice published once in the Meadville Tribune on September 11, 1990 and once in the Linesville local paper, The Community News, on September 11, 1990 and once in the Crawford County Legal Journal on September 19, 1990 as more fully shown by the Meadville Tribune Proof of Publication attached hereto as Exhibit "A" and the Communtiy News Proof of Publication attached herto as Exhibit "B" and the Crawford County Legal Journal Proof of Publication attached hereto as Exhibit "C" and incorporated herein by reference.

Any and all defendants who failed to file an awnwer to the Complaint although the time to dc so has expired.
And further your deponent sayeth not. Charles J. Swick, Attorney for Plaintiff

Oct 12, 1990 Order filed: AND NOW, this 12th day of October, 1990, upon Affidavit of Service of the Complaint and Notice to Plead having been filed, and nc Answer having been made by the Defendants or their heirs and assigns, the Court, upon Motion of Charles J. Swick, Esquire, Attorney for Plaintiff, hereby decrees that the Defendants, their successors and assigns, be and are hereby forever barred from asserting any right, lien, title or interest on the premises hereinafter-described, to-wit:

BEGINNING at a point on the northerly line ow Mill Street, said point being the southwest corner of the land herein conveyed and the southeast corner of other land of the Grantee herein; thence North 5°50' East a distance of 200.03 feet along other land of said Grantee to a point on the southerly line of Corneaut Street, said point being the northwest corner of land herein conveyed; thence South 83°35'30" East a distance of 42.00 feet along the westerly line of a public park, said point being the northeast corner of the land herein conveyed; thence South 5°50' West a distance of 200.28 feet along said public park to a point on the northerly line of Mill Street, said point being the southeast corner of the land herein conveyed; thence North 83°15' West a distance of 42 feet along the northerly line of Mill Street to a point, said point being the point and place of beginning.

EXCEPTING AND RESERVING, HOWEVER, unto the Granto, its successors and assigns, a right-of-way having the width of six (6) feet along the eastern boundary line described above and extending north and south from Mill Street to Corneaut Street.
inconsistent with the interests or claims fo the Plaintiff set forth in its Complaint; from impeaching, denying or in any way attacking Plaintiff's title to said property; from issuing or maintaining any action attacking same; and from encumbering, mortgaging, or conveying the same or any part thereof unless Defendants or any one of them shall, within thirty (30) days of this Order, file with the Court writtren objections to this Order. If such action is not take within the thirty (30) day period, the Prothonotary, upon Praecipe of the Plaintiff shall enter final judgment.

PER CURIAM,
Robert L. Walker, SJ

Oct 15, 1990 Copies of order put in Atty. Swick's box.

And Now, Oct. 14, 1990, at 11:42 a.m., upon praecipe of plaintiff attorney, Final Judgment is hereby entered in the above action in favor of plaintiff for the reason that no action has been taken by the defendants within thirty (30) dasy as order by teh court on Oct. 12, 1990.
Judgment entered - 11/14/90
L - 13, 133

FINAL JUDGMENT
James F.Simmons,
Prothonotary

1990

787

Received 8-24-90
Sheriff's costs
24.80

8/22/90
#5811
Pd to
Howard Stewart
Sheriff

BARBARA ST. JEAN

VS.

EDDIE F. SMITH

Filed Aug. 21, 1990
@ 10:31 a.m.

Tax & entry Pd 8-24-90 $50.50 ✓
State Pd 8-24-90 5.00
Pro Co Pd 8-24-90 5.00 ✓

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

TEMPORARY ABUSE ORDER:
And now, this 21st day of August, 1990, upon review of the petition of the Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendant shall not go to the mobile home presently occupied by parties for any reason prior to hearing.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and County Control.

5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The Court reserves ruling on allocation of fees and costs.

Hearing is hereby set for August 27, 1990, at 1:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Robert L. Walker, S.J.

Aug. 22, 1990 Sheriff's Return filed. SERVED Eddie F. Smith personally on August 21, 1990 at 12:15 PM by handing copy of Protection From Abuse to him at his residence, R.D.# 1, Box 21A, Cambridge Springs, Crawford Co. Pa.
So answers,

Robert M. Stevens, Dep. Sheriff
Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sheriff

Aug. 24, Praecipe by plaintiff to mark above action discontinued as the undersigned does not want to proceed further with it.

Barbara St.Jean. Plaintiff

1990

788

BOROUGH OF SPRINGBORO

VS.

ALONZO MORTON JR
CORA LEE MORTON

Filed August 21, 1990
@ 11:54 A.M.

Pro Simmons Paid $9.00
Plff costs 14.50

AGREEMENT TO REVIVE

OF
DSBD 1985-546

Revival indexed in favor of the plaintiff and against the defendants in the sum of Seven Thousand Dollars plus costs.

Debt.....$7,000.00
Dated .....August 6, 1990
M-14, 34.....JUDGMENT
JAMES F. Simmons
Prothonotary

Revived & DD#95-816

1990

789

BOROUGH OF SPRINGBORO

VS.

EDWARD C. WISNIEWSKI
DEBORAH L. WISNIEWSKI

Filed August 21, 1990
@ 11:54 P.M.

Pro Simmons Paid $9.00 ✓
Plft costs 14.50

AGREEMENT TO REVIVE

OF

DSB 1985-663

Revival indexed in favor of Plaintiff and against defendants in the sum of Seven Thousand Dollars plus costs.

Debt.....$7,000.00
Dated..16..August 16, 1990
W-53, 43.....JUDGMENT
James F. Simmons
Prothonotary

Revived to AD1995-815

1990

790

BOROUGH OF SPRINGBORO

VS.

WILLIAM T. KEPHART
LILLIAN KEPHART

Filed August 21, 1990
@ 11:54 A.M.

Pro Simmons Paid 9.00
Pltf costs 9.50

AGREEMENT TO REVIVE

OF

DSB 1985-711

Revival indexed in favor of the plaintiff and against the defendants in the sum of Fourteen Thousand Dollars plus costs.

Debt.....$14,000.00
Dated.....August 4, 1990
K-174, 104.....JUDGMENT
James F. Simmons
Prothonotary

Revived to AD1995-817

1990

791

Dennis G. Kuftic

HAZEL A. WEBSTER

VS.

RICHARD B. FRAZIER

Filed August 21, 1990
@ 1:51 P.M.

Tax & entry Pd 7/9/91 50.50
User fee Pd 7/9/91 5.00
Sheriff's Costs 36.60
Pro Co Pd 7/9/91 9.00

7/9/91
Rec'd 36.60
Sheriff costs

7/9/91
Paid out to
Howard Stewart,
Sheriff
$36.60
Check No.
6309

PETITION FOR EMERGENCY RELIEF UNDER
PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (Plaintiff)

Temporary Abuse Order: And now, this 21st day of Aug. 1990, upon review of the petition of plaintiff, the court enters the following temporary order.

1. The defendant shall not assault, abuse harass or threaten the plaintiff or any of the minor children named in petition.
2. Special Conditions: defendant shall not go to the plaintiff's residence for any reason. Custody of Angela L. Webster is temporarily awarded to plff.
3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this order shall be delivered to the police departments inthe jurisdiction where the plaintiff resides and to county control.
5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, polcie officer or competent adult.
6. This temporary order shall remain in full force and effect untilmodified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final order.
7. The defendant is reminde dthat this is order of court and violation of order may be punishable by a fine ujp to $1,000 and jail sentence of up to six months.
8. The court reserves ruling on allocation of fees and costs.
9. Hearing is set for Aug. 27, 1990 at 2:00 p.m. in courthouse.

BY ORDER OF COURT, Robert L. Walker, S. J.

Aug . 24, 1990 Order filed. ORDER: AND NOW, August 23, 1990, the request by the defendant for reconsideration of the Temporary Order relating to custody of Angela L.Webster is denied.

Hazel A. Webster shall during the period from now until the hearing in this matter on August 27, 1990 , neither use nor possess alcoholic beverages.

It appears that it may be important for the Judge hearing this case on August 27, 1990 to hear testimony of certain State Police Officers who may or may not have information regarding the events of August 19, 1990, and it may be difficult to subpoena such State Police Officer or Officers in the short time avaiable, that we would suggest to the Judge hearing this that in the event their testimony appears to be crucial, a continuance be allowed to obtain their presence.

BY ORDER OF THE COURT,
Robert L. Walker, S.J.

Aug. 24, 1990 Copies of order to Plaintiff, Dennis G. Duftic, esq. and Crawford Co. Control

Aug. 24, 1990 Sheriff's Return filed. SERVED Richard B. Frazier personally on August 23, 1990 at 9:00 AM at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers,
Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 27, 1990, Petition to Reconsider Temporary Order filed. (see order of Judge of 8/23/90 above)

Aug. 29, 1990 Order filed. AND NOW, August 27, 1990, this abuse matter is before the court in a bitter dispute between admitted alcoholic parents. The mtoehr of the children postulates she has been abused, specifically on August 19-20, and again threatened on August 26. The plaintiff admits to consuming alcoholic beverages, but denies that she is an alcoholic. The father admits he was a former alcoholic, but contends that he is now reformed and in drug and alcohol couneling, although on some of the dates at issue here, he did consume alcoholic beverages.

It is obvious to this Court that these two unmarried people, although having associated together for more than fifteen (15) years, cannot live together in a harmonious relationship that is in their best interest and the best interest of the children. ACCORDINGLY, while the evidence of any serious physical abuse is very questionable, the Court believes there is sufficient evidence to enter a protection Order in favor of the plaintiff in this case. ACCORDINGLY, we direct that the defendnat refrain from annoying, threatening, assaulting or harassing the plaintiff in any fashion. Other than as noted below, he willnot go to her premises for any purpose.

Each party contends th eother in incapable of being an adequate parent for minor children Michael (age 11) and Angela (Age 9), who reside temporarily now with th emother. Pending a custoddy petition by either parent, the Court awards temporary custody of the aforesaid two minor children to the mother on the condition that she not consume alcoholic beverages of any kind while the children are in her custody.

The mother shall make arrangements for the children to visit with their father at least one time per week for a period of not less than eight (8) hours; and in the event the parties cannot agree, the visitation shall be on Saturday between the hours of 10:00 a.m. and 6:00 p.m. The fathe rmay have the righ tto pick the children up at the home ofthe mother, and the visits between father an dchildren may not occur at the residence ofthe mother.

The parties mutually agree that on August 28, at 10:00 a.m, the defendant in this case will appear at the residence ofthe plaintiff for th epurpose of picking up his clothes and his tools. The Court directs there shall be no argument, threats, annoance, assault or harassment between the parties at this time.

The defendant also has a car which is disabled at the residence of the plaintiff upon giving her three (3) hours telephone notice of the time he and any friends may come to pick up and remove his car. During said pickup, there shall be no threats, annoyance or harassment of any kind.

The defendant is directed to pay costs in this case within twenty (20) days of being billed by the Prothonotary.

Any Police Officer having reasonable grounds to believe that the abuse portions ofthis Order have been violated and sees evidence thereof, amy apprehend the defnednat witout a Warrant, lodge him in the County Jail and notify the Court to set an immediate contempt hearing.

This Order shall remain in force and effect for a period of one (1) years from this date unless modified or rescidned by the Court Order.

It shall be a condition of the visitation Order between father and children that he not consume alcoholic beverages during said visitation with the children.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Aug. 30, 1990 Copies of order to Gerald Sullivan, dennis Kuftic, County Control

242

1990

MASON & MASON
Joan D. Mason

792

William J. Gregg

DAVID L. BEISH

VS.

SALLY J. BEISH

Filed Aug. 21, 1990
@ 2:46 P.M.

Tax & Entry Paid	$50.50
State Paid	10.00
User Fee paid	15.00
2 counts paid	30.00
Pro.Co. Pd 1/18/94	9.00

COMPLAINT IN DIVORCE, CUSTODY,
EQUITABLE DISTRIBUTION

3 copies (atty)

Sept. 20, 1990 Affidavit of Service filed. I, Joan D. Mason, Esq., Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Aug. 27, 1990 mail to the above Defendant, Sally J. Beish, by certified mail #P-966 073 578, return receipt requested, deliver to addressee only a complaint in the above divorce action. Said notice was received by Sally J. Beish on Aug. 28, 1990 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason,Atty. for Plaintiff

Sept. 30, 1993 Affidavit of Consent of Defendant filed.

Nov. 3, 1993 Affidavit of Consent by David L. Beish, Plaintiff, filed.

Jan. 11, 1994 Motion to Withdraw Ancillary counts and Order filed. AND NOW, this 7th day of January, 1994, this Honorable court hereby grants the within Motion and the Ancillary Counts in the above captioned divorce action are hereby withdrawn.

BY THE COURT:
Gordon R. Miller, J

Jan. 12, 1994 Copies of order to Atty's Mason and Gregg

Jan. 18, 1994 Upon Praecipe of William J.Gregg, Esquire, Attorney for Defendant to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Jan. 25, 1994 AND NOW, January 24, 1994, it is ordered and decreed that DAVID L. BEISH, Plaintiff, and SALLY J. BEISH, Defendant, are divorced from the bonds of matrimony.

The court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

1990

793

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

VS.

MARY HIGBY

Filed August 21, 1990
@ 2:27 P.M.

Pro Simmons paid	$9.00 ✓
Pltf costs	9.50
Sat. Pd. 7/28/95	$5.00 ✓

AGREEMENT TO REVIVE

OF

OF

DSB 1985-581

Revival indexed in favor of the Plaintiff and against the Defendant in the sum of Two Thousand Three Hundred Ten Dollars plus costs.

Debt.....$2,310.00
Dated.....August 16, 1990
H-116.....JUDGMENT
James F. Simmons
Prothonotary

July 28, 1995 This Lien Satisfied
(see paper filed)

1990

794

KEMP C. SCALES

JOHN R. CASELLA

VS.

JUNE MARTIN, d/b/a
M & M SHOP

Tax & Entry Paid	50.25
User fee paid	5.00
Pro Co pd 9/13/90	9.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE
JUDGMENT OF RONALD A. COLE, SR.
AND RULE TO FILE COMPLAINT

Aug. 24, 1990 Proof of Service filed.

And Now, Sept. 13, 1990 at 8:27 a.m. upon praecipe of defendants attorney judgment of Non Pros is hereby entered against the named pliantiff for failure to file a Complaint within twenty days after being ruled so to do.

C-91
judgment enterd 9/13/90

JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

1990

THOMAS, TRUAX, SPADAFORE
VARDARO & WALKER
R. Charles Thomas

795

Fuller, Kinnunen, Petruso
& Gamble
Victor Kinnunen

6/27/91 Recd $57.97
from Defendant
7-1-91 paid
Co. Comm. $57.97
Ck. 6295

7/9/91 Recd
Mediation
fees $57.98
from pltf.
Aug 1, 1991 paid
Co. Comm.
$57.98

SHELLY MARIE SCHLEY

VS.

WILLIAM J. SCHLEY

Pro Co pd 7-18-91 7.00
State pd 7-18-91 10.00

Indigent filing

Bruce Smith, Mediator 114.95
Filed Aug. 22, 1990 @ 10:57 am
PRO $1. Paid 7/9/91 - - - $9.00
Pro Co Pd 11-28-90 15.00
State Pd 11-28-90 5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, ALIMONY PENDENTE LITE, ATTORNEY FEES AND COSTS, PERMANENT ALIMONY

1 copy (atty)

Aug 22, 1990 Petition to Proceed In Forma Pauperis and Order filed: AND NOW, this 22nd day of August, 1990 upon presentation and consideration of the within Petition, the Plaintiff in this case is permitted to proceed in forma pauperis provided, however, that the court reserves the right to impose payment of costs on the Plaintiff upon determination of her request for equitable distribution of property.

BY THE COURT,
Gordon R. Miller, J

Aug. 23, 1990 Copies of order put in Atty. Thomas' box

Aug 22, 1990 Petition for Special Relief and Order filed: AND NOW, this 22nd day of August, 1990, upon presentation and consideration of the within Petition, a Rule is granted upon the Defendant to show cause, if any he has, why the relief requested in this Petition should not be granted.

This matter is set for hearing on the 24th day of September, 1990 at 2:00 o'clock p.m. in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

In the meantime the Defendant shall not utilize any proceeds received from the Millville MutualInsurance Company in connection with the aforesaid fire loss for any purposes and in the event the Defendant has received the proceeds from the aforesaid fire loss those proceeds shall be deposited in an interest bearing savings account in the name of the Plaintiff and the Defendant and the passbook for said savings account deposited in the Office of the Prothonotary of Crawford County, Pennsylvania pending hearing on this matter.

BY THE COURT,
Gordon R. Miller, J.

1 copy (atty)

Sept 17, 1990 Appearance of Fuller, Kinnunen, Petruso and Gamble by Victor J. Kinnunen, Esq. for Defendant

Sept. 24, 1990, Inventory and Appraisement of William Schley filed.

Sept. 24, 1990, Statement of Expenses of Defendant William Schley filed.

Sept. 26, 1990 Order filed. AND NOW, this 24th day of September, 1990, after hearing in the above-entitled case, it is ORDERED and DECREED as follows:

1. That the proceeds from the fire loss to the marital premises of the plaintiff and defendant when received shall be disbributed as follows:
   A) To the plaintiff Shelly Marie Schley the sum of $3,000.00.
   B) To the defendant william J. Schley the sum of $3,000.00.
   C) The balance of the aforesaid proceeds relative to the loss of use shall be placed in an interest-bearing savings account with a passbook savings book to be deposited with the Prothono-tary of the Court of Common Pleas of Crawford County,Pennsylvania, pending resolution of the entitlement to said funds by further agreement of the parties or pursuant to a decision in the divorce case pending between the plaintiff and the defendant.
2. That the policy of insurance with the Millvale INsurance Company, the insurer of the destroyed premises, contains a provision for payment of loss of use, and any monies received by reason of a cl iam made for loss of use shall be distributed by and between the plaintiff and defendant based upon their respective claims for that loss as agreed by the parties or as adjudicated by the Court.
3. The plaintiff and defendant will cooperate in connection with the processing of any and all claims relatiave to the fire loss in this case.

BY ORDER OF THE COURT,
Paul B.Greiner, S.J.

Sept. 27, 1990 Copy of order mailed to victor Kinnunen and copy put in R. Charles Thomas' box.

Nov. 28, 1990 Petition for Related Claims Under Divorce Code and Order filed: AND NOW, this 5th day of December, 1990, upon consideration of the within Petition, Bruce Smith, Esquire, is hereby appointed Custody Mediator.

P. Richard Thomas, S. Judge

1 copy mediator

Dec 7, 1990 Copies of order put in Atty. Thomas' box and copy mailed to Atty Kinnunen.

Dec. 28, 1990 Temporary Order Of Court filed. AND NOW, this 24 day of Dec., 1990, after Mediation and upon recommendation of the child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Matthew Schley, age three, born January 17, 1987, and Megen Schley, not one year old, born April 4, 1990, the parties to this action, shall share legal custody of the said m inor children. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the children held by third parties, including, but not limited to, school and medical records, and other like matters.
2. Primary physical custody of the children shall remain with the natural mother, Shelly Marie Schley. The father, william J. Schley, shall be granted temporary visitation and temporary custody of the children as follows:
   a) By agreement of the parties, on December 24, 1990, the father shall have the right to come to the apartment of the naternal grandmother of the children, Anna B. Lewis, Gill Villege, Meadville, and visit with the children between the hours of 10:00 a.m. and 4:00 p.m., prevailing time. This same process shall be available to the defendant father on January 1, 1991.
   b) On the four saturdays of January, being January 5, 12, 19, and 26, 1991, the father shall have the right to visit with the children between 10:00 a.m. and 2:00 p.m., prevailing time. The first two visits onJanuary 5 and 12, 1991, shall be at the apartment of Mrs. Lewis and in her presence. during the same time period, the father shall have the right to take the children into his custody on saturday, January 19, 1991, Saturday, January 26, and Saturday, February 2, 1991, and shall return the children eithe rot the home of the mtoehr or the grandmother's home in Gill Villege.
   c) Additional Mediation shall take place before the Child Custody Mediator, Bruce L. Smith, at his office in Titusville, Pennsylvania, with the parties and counsel present, as well as the children, on Friday, February 8, 1991, at 2:00 p.m., prevailing time.

Continued on page 676
SEE Vol 3

1990

SHAFER, SWICK, BAILEY
IRWIN AND STACK
James F. Irwin

796

Kathleen R. Nelson
Joseph F. Kulwicki

LINDA REESE

VS.

KENNETH D. REESE

Filed Aug 22, 1990

Tax & Entry paid $50.50 ✓
User fee paid 5.00
Proth Bd 11/9/90 9.00 ✓

PETITION FOR RELIEF UNDER THE PROTECTION FROM ABUSE ACT

2 copies (atty)

Aug 22, 1990 Order filed: AND NOW, this 22nd day of August, 1990, upon consideration of the within Petition, it is hereby Ordered, Adjudged, and Decreed, that the above named Respondent shall refrain from abusing the Petitioner and other members of the household and that possession of the premises located at R.D.#1, Box 413, Espyville, Pennsylvania, is granted to the Petitioner to the exclusion of the Respondent, evicting him from said premises, and further, that temporary custody of the parties' minor child be granted to the Petitioner pending final hearing on the merits of this Petition.

A Rule is hereby granted on the Respondent to show cause why the foregoing Order should not be made final.

Rule returnable and hearing on the 27th day of August, 1990, at 3:00 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Gordon R. Miller, J

2 copies (atty)

Aug 23, 1990 Copy of order to Co. Control.

Aug. 28, 1990 Acceptance of Service of Protection From Aubse Order filed. AND NOW, this 24th day of August, 1990, and in accordance wtih Rule of Civil Procedure 1920.4(e), I, Kathy Nelson, attorney of record for the Defendnat, hereby accept service of a true and correct copy of the Petition For Protection From Abuse and the Order dated August 22, 1990.
Kathleen Nelson

Aug. 30, 1990 Order filed. ORDER: AND NOW, August 27, 1990, at the time the matter is set for an abuse hearing, the defendant agrees an Abuse Order can be entered and the only issue is temporary custody of the one-year -old minor child pending the entry of a Temporary Order by Mediator John Fuller. ACCORDINGLY, the Court directs the defendant not to threaten, annoy, assault or harass the plaintiff in any fashion. Except as noted for visitations hereafter, the defendant may not go to the residence of the plaintiff for any purpose.

The defendant proposes daily custody of the child during the mother's working hours, and in view of the fact the father's working hours do not commence until 11:00 A.M. In view of the fact a Custody Mediator is already appointed, the Court declines to award temporary custody on a daily basis to the faTHER. Visitations for the father will be from Saturday at 8:00 A.M. until Sunday at 8:00 P.M. The parties mutually agree that the mother will deliver the child to a restaurant near the parties' residence and the father will pick up the child and return the child to the same restaurant at the end of the visitation period. By agreement of the parties, the weekend visit for the weekend of September 14 to 16 will be extended and the father may pick up thechild at said restaurant Friday the 14th at 8:00 A.M. and return the child on the 16th at 8:00 P.M. to the restaurant.

It appears the husband may still have some personal possessions located in the marital residence, and if he wishes the same, he will make a written list of these items, mail it to his wife and she will box said items up in a box and deliver the items to her husband at the time the child is exchanged for visits.

On any visits, the mother shall see that adequate clothing and toys are delivered with the child.

The Court notes for the benefit of the Custody Mediator that the father now advises that he is in marital counseling with Donna Workman of Pierpont, Ohio.

This Order shall remain in force and effect for a period of one(1) year unless cancelled by agreement of the parties in writing or by further Court Order.

Any Police Officer having reasonable grounds to believe that the defendant has violated the abuse portions of this Order may apprehend the defendant without a Warrant, lodge him in the County Jail and advise the Court to schedule an immediate contempt hearing.

The defendant is directed to pay the costs in this case within fifteen (15) days after being billed for the same by the Prothonotary at Box 75, Hartstown, Pa. 16131

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Aug. 31, 1990 copies of order to James R. Irwin, Kathleen Nelson, Crawford Co. Control and Custody Mediator.

Sept. 7, 1990 Petition For Contempt filed.

Sept. 7, 1990 Order filed. AND NOW, this 7th day of September, 1990, it is hereby ORDERED ADJUDGED AND DECREED that a Rule to Show Cause is hereby entered upon Respondent, Kenneth Reese, to show cause why he should not be held in contempt of Court.

Said Rule is returnable on the 26th day of September, 1990, in Courtrrom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania at 9:00 o'clock a.m.

BY THE COURT,
Gordon R. Miller, J.

2 copies atty.

Sept 26, 1990, Affidavit of Acceptance of Service filed. I. Kathllen Nelson, Atty. for dft. in above action being duly sworn according to law, do hereby state that I accepted service of a true and correct copy of notice of contempt on Sept 8, 1990 by First Class Mail addressed to me at Lakeside Sq., Conn. Lake, Pa. 16316 Kathleen Nelson, Esq.

Oct. 2, 1990, ORDER filed. AND NOW, Sept. 26, 1990, at hearing this date on the within allegation of contempt, the defendant having stipulated to the facts, the defendant is adjudicated in contempt and it is ORDERED AND DECREED that the Order of Aug. 27, 1990, shall continue in full force and effect with the following additional conditions:

1. That the Respondent, Kenneth D. Reese, shall refrain from going to any place where the Petitioner, Linda Reese, is, in particular in addition to her residence, her place of employment which currently is John Rugala, Inc. in Andover, Ohio.

2. That the Respondent shall minimize all verbal contact with the Petitioner at the times of exchange of custody of the parties minor child and shall speak to the Petitioner only in regard to matters concerning said minor child.

3. Any additional record costs incurred by reason of this proceeding shall be paid by the defendant.

BY ORDER OF THE COURT,
Paul B. Greiner, S. J., Specially Presiding

Oct. 4, 1990, copies to J. Irwin, K. Nelson, County Control, & John Fuller.

Feb 22, 1991 Appearance of Joseph F. Kulwicki, Esq. for Defendant filed.

1990

Joan Mason

797

JODY A. KINNEY

VS.

ROBERT L. KINNEY

Filed Aug 22, 1990
@ 1:25 P.M.

Tax & Entry Pd 3-20-97 $50.50
User fee Pd 3-20-97 5.00
Sheriff's Costs Pd 17.00
ProCo- Pd 3-20-97 9.00

PETITION FOR EMERGENCY RELIEF UNDER
PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

Temporary Abuse Order:

And now, this 22nd day of August, 1990, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Custody of the children shall be temporarily awarded to the Plaintiff. Defendant shall not contact the plaintiff at work.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Orde shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for August 31, 1990 at 3:30 P.M. in Courtroom 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Gordon R. Miller, J

Sept. 6, 1990 Order filed. AND NOW,August 31, 1990, at the time this abuse matter comes befor ethe Court, counsel for the parties advise the Court the matter has been amicably resolved. Without an admission of any of the allegations of the petition the defendant consents to an abuse Order. ACCORDINGLY, the defendant is directed not to threaten; assault, annoy or harass the plaintiff in any fashion, and except for the exchange of custody of the children, will not go to the residence of the plaintiff for any purpose.

The parties have two minor children and advise the Court through counsel that visitation and custody arrangements for the chidlren will be amicably resolved. If the same cannot be amicably resolved, either party may file an appropriate custody or visitation Complaint.

As par tof the Husband consenting to the Order, the wife agrees that she will not be present at the Crooked Street Inn in Union City, Pennsylvania after 6:00 p.m. on any Friday evening.

This Orde rshall remain in force and effect for a peirod of one (1) year, and any Police Officer having reasonable grounds to believe that the abuse portions of this Order have been violated, may apprehend the defendant, lodge him in the County Jail and request a Court hearing for contempt.

The defendant agrees to pay costs in this case within thirty (30) days after this date and will receive a bill within ten (10) day sfrom the Prothonotary for said costs.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Sept. 11, 1990 Copies put in Joan Mason and County Control's box and copy mailed to Kevin Kingston. and defendant

Sept. 10, 1990 Sheriff's Return filed. SERVED Robert L. Kinney by deputizing Sheriff of Erie County, PA as per his Affidavi. tof Service attached. Served: August 24, 1990
So answrs, Howard N. Stewart, Sheriff
Before me, the undersigned authority, personally appeared Steve Brandon, Deputy who being duly sworn according t laaw, deposes and says that on the 24th day of August, 1990, at 12:08 P.M. he served Petition for Protection from Abuse and Court fied, filed at No. AD 797, Term, 1990, Crawford County, Pennsylvania, upon defendant Robert L. Kinney at 8 Bridge Street, Erie County, Union City, Pennsylvania By making known the contents thereof to Robert L. Kinney and handing to and leaving with him the certified copy of the Petition received from Crawford County.
So answers, Stephen R. Brandon, Deputy Sheriff
Robert m. Michel, Sheriff

Nov. 21, 1996 Petition For Contempt and Orders filed. Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for the payment of costs.

If you wish to defendant against the claim set forthin the following pages, you may but are not required to file in writing with the court your defeses or objections.

Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on Thurs. Jan. 9, 1997, at 10:00 AM in Courtroom 1; Crawford County Court
House, Meadville, Pennsylvania 16335.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have wilfully failed to comply with its order for payment of costs, you may be found to be in contempt of court and committed to jail, fined or both.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORDONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Crawford County Courthouse
Second Floor
Meadville, PA 16335
(814) 333-7498

BY THE COURT,
Gordon R. Miller, J

AND NOW, this 20th day of November, 1996, the within Petition having been presented and duly consiered, the prayer of the Petitionis granted and a Rule is issued on said Plaintiff/Defendant to show cause, if any she/he has, why she/he should not be held in contempt of this court.

Said Rule returnable and to be heard on the 9th day of January, 1997 at 10 o'clock A.M. in Courtroom 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania. The Plaintiff/Defendant shall be present.

The Prothonotary is directed to mail a certified copy of the Petition, Rule and order to the PPlaintiff/Defendant by certified mail. If service cannot be made by certified mail, the Sheriff of Crawford County shall forthwith serve or have served a copy of the Petition, Rule and Order upon the Plaintiff/Defendant.

BY THE COURT,
Gordon R. Miller, J
11-22-96 distributed Dft.

Cont on Pg. 706 Book 3

1990

Shafer, Swick, Bailey,
Irwin & Stack
JAMES R. IRWIN

798

Thomas, Truax, Spadafore,
Vardaro and Walker
By: R.Charles Thomas

David J. Graban, Atty. for
defendant.

Michael Halliday

10/3/90 Recd $68.50 from Plaintiff

10/11/90 Recd. $68.50 from Defendant.

Rec'd 11-2-90
$68.50
Vivian Stoltz

Rec'd 11-2-90
$68.50
Vivian Stoltz

10/31/91 Recd $63.50
From Plaintiff
Nov 7, 1991 paid
Co. Comm $63.50

Recd 63.50
from Dept
12-17-91

Dec. 31, 1991 paid
Co-Comm. $63.60

8-5-94 Rec from Dept
Med Fee 150.00

12-15-94 Pd Co, med fee
#8732 88.50

12-19-94 Rec from Dept
Med Fee 88.50

12-30-94 Pd Comm
med fee #8759 88.50

BETSY HORNING

VS.

TIMOTHY HORNING

Filed Aug 22, 1990
@ 2:12 P.M.

Tax & Entry apid	$50.50 ✓
User fee paid	5.00
William Pineo, Mediator Mediation Cost	137.00
	9.00 ✓
Pro Co Pd 10/1/90	9.00 ✓
Pro Co Pd 12-17-91	9.00
Pro Co Pd 12-15-94	

PETITION FOR CUSTODY (UCCJA)

1 copy (plff atty)
1 copy (mediator)

Aug 22, 1990 Order filed: AND NOW, this 22nd day of August, 1990, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Mediator, William Pineo, at a time to be set by the Mediator in the Crawford County Courthouse with the Child Custody Mediator as required by Rule 31(e) of the Court of Common Pleas of Crawford County, Pennsylvania.

It is further ordered and decreed that pending final determination by the court, the aforesaid minor children shall not be removed from the jurisdiction of the Court by either party hereunder, under possible punishment for Contempt of Court.

1 copy (atty)
1 copy (mediator)

BY THE COURT,
Gordon R. Miller, J

Aug. 31, 1990 Answer to Petition for Custody and Counterclaim filed. (1 copy atty.)

Aug. 31, 1990, Motion to Restore Status Quo Pending Mediation Conference and Order filed.
ORDER: 8/31/90 Refused in view of pending mediation scheduled Sept. 12 or 13th.
P. R. Thomas, S. J.
Sept. 5, 1990 copies to J. Irwin and R. C. Thomas, attys.

Sept. 25, 1990 Temporary Order filed. AND NOW, this 24 day of September, 1990, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HER EBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children.
2. The parties shallshare with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor children. Health care, school personnel, and other care provideres are her eby authorized to release to eithe rparty any and all confidential information which they may have regarding the subject minor children.
3a. The mother shallhave primary physical custody of the subject minor children from 6:00 p.m. of August 15 of each year until 6:00 p.m. of June 15 of the following year. The father shallhave primary physical custody of the subject minor children from 6:00 p.m. of June 15 of each year until 6:00 p.m. of the follwoing August 15. Th epar ty not having primary physical custody shall have the righ tof temporary physical custody and visitation every weekend, except for th elast full weekend of each month, from Friday at 6:00 p.m. through Sunday at 6:00 p.m.
b. The subject minor children shallhave the right to telephone the parent not having physical custody at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.
4. Holiday visitation shall be arranged as follows:
a. Christmas holiday visitaiton shall be arranged as follows: The first Christmas holiday visitation period shall begin on Christmas Eve at noon and end Christmas Day at noon, and the second shall begin Christmas Day at noon and end on the day after Christmas at noon. For 1990, the father shall have temporary phyiscal custoyd and visitaiton during the first period, and the mother the second, an dthe parties shall thereafter alternate the Christmas holiday visitation periods. The father shallhave visitaiton and temporary physical custody with his chidlren each year from the day after Christmas at noon untl New Year's Day at noon.
b. Thanksgiving holiday visitation shall be arranged as follows: The first Thanksgiving holiday visitation period shall begin on the Wednesday preceding Thanksgiving at 5:00 p.m.and end Thanksgiving Day at 2:00 p.m., and the second period shall begin Thanksgiving Day at 2:00 p.m. and end Thanksgiving Day at 8:00 p.m. For 1990, the mother shallhave visitation and temporary physical custody during the first period, and the father, the second, and the parites shall thereafter alternate the period.
c. The Easter vacation visitation shall be arranged as follows: The first Easter vacation visitation period shall begin on Holy Thursday at 6:00 p.m. and end Holy Saturday at noon, and the second period shall begin on Holy Saturday at noon and end on Easter at 6:00 p.m. For Easter 1991, the father shallhave the first Easter vacation period and the mother the second, and the parties shallthereafter alternate the periods.
d. The other holidays to be observed are Memorial Day, Independence Day, and Labor Day. Holiday visitation shallbe between the hours of 9:00 a.m. and 8:00 p.m., except for Independence Day, when the holidaly visitation shall be extended to 11:00 p.m. so that the children may watch the fireworks. The father shall have visitation for Memorial Day, 1991, and the parties shall thereafter alternate the holiday periods.
e. The children shall spend Father's Day with their father from 9:00 a.m. to 7:00 p.m., and MOther's Day with their mother, during the same hours.
f. The provisions o fthis paragraph shalltake precedence over the other provisions of this order relating to the custodial or visitation periods.
5. Should it be necessary for either party to cancel or modify the visitations as set out in this order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modificaton be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
6. The parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her rights picking up the children at th ehome of the other.
7. Each party shall teach said children togive to th eother party that love and respect which is due a parent from his or her children.
8. Neither party shall use illegal drugs or be under the influence of alcohol at an ytime when said party has the care and custody of the subject minor children. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or inthe bedroom of the children.
9. Any person transporting the children shall make sure that the seat belts or other restraints are use din accordance with the law of Pennsylvania.
10. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat th eother in a polite and respectful manner when in the children's presence and each par ty shall instruct his or her relatives to do likewise and also not to disparage the other party in the children's estimation.
11. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. said arrangements shall be by mutual consen only, in the absence of which this order shall govern.
12. The parties shall arrange for counseling for themselves and their children to help them adjust to their status as separated parents and to help the children adjust to their new situation. The parties shall cooperate in selecting a reputable counelor and shall continue counsleing at the counselor's recommendatons. If the parties can not agree on a counseling program, them further mediation will be had on this issue.
13. Either party may request a review of this Order two years from date hereof to make any adjustments.
14. Costs and fees of this Mediation, which are fixed at $137.00 are divided equally between the aprties with a share of each being assessed to him or her as costs in th is case. Payment shall be made to the Prothnotary of Crawford County.
15. Either party may move the court for a hearing de novo for thirty (30) days form date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
P. Richard Thomas, S.J.

Sept. 26, 1990 Copies of order put in William Pineo, James Irwin and R. Charles Thomas' box and copies mailed to plaintiff and defendant.

Oct. 24, 1990 Mortion For De Novo Hearing and ORDER of COURT filed. And now, Oct. 24, 1990, a de novo hearing in the above captioned case is scheduled for the 27 day of Nov., 1990 at 1:30 o'clock P.M. in Court Room No. 1 or 2 of the Crawford Co. Court House, Meadville, PA. P. Richard Thomas, S.J.
Oct. 25, 1990 Copy of Order to Attys. James Irwin, R. Charles Thomas.

Continued on Page 248 (a)

1990

Betsy Horning

VS.

Timothy Horning

Record Continued from Page 248

OF

AD 1990 - 798

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Nov. 27, 1990 ORDER FOR HEARING filed. AND NOW, Nov. 26, 1990, de novo custody hearing is set in this matter for Dec. 12, 1990, at 1:00 P.M., Courtroom No. 3 before Senior Judge Robert L. Walker.

BY Order Of The Court,
P. R. Thomas, S.J.

Nov. 29, 1990 Copy of Order to Attys. James Irwin, R. Charles Thomas, William Pineo.

Dec. 19, 1990 ORDER filed. AND NOW, Dec. 12, 1990, a hearing in this case is continued until Wednesday, Jan. 2, 1991 at 9:30 o'clock a.m. in Courtroom No. 2 of the Crawford Co.Court-House.

By The Court,
Gordon R. Miller, P.J.

Dec. 19, 1990 Copy of Order to Attys. James Irwin, R. Charles Thomas, Wiliam Pineo.

Jan 4, 1991 Order filed: AND NOW, January 3, 1991, after hearing on the Defendant's request for hearing de novo, it is ORDERED as follows:

1. The temporary Order of September 24, 1990 is AFFIRMED in all respects except as hereinafter added to.

2. That a new paragraph which shall be numbered 3c. shall be added to the temporary Order of September 24, 1990 and shall provide as follows:

c. That the father shall have the right to take his minor children into his custody one (1) evening per week between the hours of 5:00 o'clock p.m.
and 7:30 o'clock p.m. local time either on a Tuesday or a Thursday. He shall have the responsibility of picking up the children at the home of the mother as close to 5:00 o'clock p.m. as possible and shall return the children to the home of the mother as close to 7:30 o'clock as possible. The parties may agree on which night of the week this occurs on but if they cannot agree, this visitation period shall take place on Tuesday evenings.

During the summer visitations when the father has primary custody, the mother shall have the right to take the children into her custody one (1) evening per week during the week between the hours of 5:00 o'clock p.m. and 7:30 o'clock p.m. with the particular evening to be agreed upon between the parties, but if they cannot agree upon the specific evening, that evening shall be Tuesday night.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Jan 4, 1991 Copies of order put in Attys Irwin and Thomas' boxes.

Jan 4, 1991 Exhibits filed with papers.

Aug. 1, 1991 Motion to Return to Mediator for Special Hearing and Order filed. 1 copy (atty) 1 copy (mediator) ORDER OF COURT: AND NOW, this 8th day of aug. 1991 and in response to the foregoing Motion for Return to Mediator for Special Hearing, it is hereby ORDERED AND DECREED that Atty. William Pineo, Esq. is appointed as Mediator to conduct hearings in this matter as necessary.

BY THE COURT,
Gordon R. Miller, J.

Oct. 3, 1991 TEMPORARY ORDER filed. AND NOW, this 2nd day of October, 1991, after Mediation in the above referenced matter and upon the recommendations of the Chidl Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The order of Jan. 3, 1991, which incorporated the order of Sept. 24, 1990, is hereby affirmed in all of its respects.

2. Costs and fees of this mediation, which are fixed at $127 are divided equally between the parties with a share of each being assessed to him as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

3. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Gordon R. Miller, P.J.

Oct. 4, 1991 Copy of Order to Attys. James Irwin, R. Charles Thomas and William Pineo.

Oct. 9, 1991 Copy of Order to Atty. David J. Graban.

Oct. 30, 1991 Notice of Appeal from the Temporary Order signed by court on Oct. 2, 1991 and order filed. ORDER: AND NOW, Oct. 29, 1991 de novo hearing in the above matter is set for Dec. 13, 1991 at 9:00 a.m. C.R. No. 2.

FOR THE COURT, Imogene Yetman, Ct Adm.

Nov. 4, 1991 copies to Attys. J. Irwin, R. C. Thomas and W. Pineo. and David Graban.

Nov 13, 1991 Mortion for Continuance and Order filed: AND NOW, this 13th day of November, 1991 upon presentation and consideration of the within Motion this hearing is continued. Hearing has bee resecheduled for the 2nd day of December, 1991, at 1:30 o'clock p.m. in Courtroom No. 2 of the Crawford County Courthouse.

BY THE COURT,
Gordon R. Miller, J.

Nov 19, 1991 Copies of order put in Attys Irwin, Thomas, & Pineo's boxes and copy mailed to Atty Graban.

Nov. 26, 1991 Motion for continuance and order filed. ORDER: AND NOW, this 25 day of Nov. 1991, upon presentation and consideration of the within motion, this hearing is rescheduled for the 24th day of Jan. 1992, at 1:30 p.m. in C. R. No. 2 of the Crawford County Courthouse.

BY THE COURT,
Gordon R. Miller, J.

Dec. 2, 1991 copies to Attys. Irwin, Thomas, PIneo and Graban.

Jan. 21, 1992, Motion to Recuse filed.

Jan. 21, 1992, ORDER filed. AND NOW, Jan. 17, 1992 UPON RECEIPT AND REVIEW OF THE DEFENDANTS motion for recusal, a hearing and/or argument is herby scheduled on motion for Jan. 24, 1992 at 1:00 p.m. in C. R. No. 1 of the Crawford County Courthouse. The hearing shall precede the custody hearing. In the event that the court refuses the motion the custody hearing shall take place immediately thereafter. In the event that the court grants recusal the hearing may take place immediately thereafter if there is another judge available. If another judge is not available at that time then the hearing will be continued to a later date.

BY THE COURT,
Gordon R. Miller, P.J.

Jan. 21, 1992 copy mailed to Atty. D.Graban.; copy given to Atty. Irwin, R. C. Thomas and W Pineo

Continued on Page 248b

1990

Betsy Horning

vs.

Timothy Horning

Record continued form page 248 (a)

of record

A.D. 1990 - 798

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Jan. 24, 1992 Affidavit of Service filed. I, Shawn Ashbaugh, an adult individual, do hereby verify that I personally served true and correct copies of Subpoenas upon Connie Youngblood, Joan Conley, Sally Cronin, at First District School, Meadville, Pennsylvania on the 15th day of January, 1992, at 1:45 o'clock p.m.
Dated: 1-15-92

Shawn Ashbaugh

Jan. 30, 1992 ORDER filed. AND NOW, Jan. 24, 1992, after an informal hearing, discussion and argument on the Defendant's motion for the recusal of the judge, said motion is DENIED as this Court believes it can be wholly free, disinterested, impartial and independent and believes that even though the Defendant thinks there are improprieties, we disagree.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Jan. 30, 1992 copies mailed and put in Atty's box

Jan. 30, 1992 ORDER filed. AND NOW, Jan. 24, 1992, at the conclusion of the court day, this case has not been completed, and therefore, the hearing is continued to Wednesday, Feb. 26, 1992 at 9:00 a.m. in Courtroom No. 1 of the Crawford County Courthouse.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Jan. 30, 1992 Copies mailed and put in atty's box.

Feb. 26, 1992 Motion For Continuance, filed.

Feb. 26, 1992 Order filed. AND NOW, Feb. 14, 1992, upon consideration of the defendant's motion to continue the same is denied.

On July 30, 1991 the defendant asked to have the matter returned to the custody mediator. On Oct. 25, 1991, after custody mediation, the defendant requested a hearing de novo. The inital hearing before the Court was held on Jan. 24, 1992 where the defendant presented evidence. The Court did not have enough time to conclude the hearing that day and the matter was continued to Feb. 26, 1992.

This Court believes that the defendant has had ample opportunity to prepare his case, obtain evaluations and secure his witnesses.

BY THE COURT,
Gordon R. Miller , P.J.

Feb. 28, 1992 copy in box for J. Irwin,and copy mailed to D. Graban

Mar. 6, 1992 ORDER filed. AND NOW, Feb. 26, 1992, the plaintiff's demurrer is granted. The Court believes that the defendant's reasons in support of his petition are three and are as follows:

1. He alleges that the children are confused through the public school experience, that they receive a Christian education and Christian re-enforcement on weekends, which does not take place during the week and that they have no way to experience or live during the week what they are taught on the weekends.

2. He alleges that they need re-enforcement during the week; that is, continuity and spiritual values,and therefore, need a Christian education.

3. He alleges that the French Creek Valley Christian School is academically superior, and in suppor tof this point, claims that it is largely superior because of its religious Bible overtone and spiritual values as well as personal inter-relationships between members of the faculty and the administration and the students.

The Court believes that all of these reasons are centered around a decision and consideration based solely on religioin, which even though religious beliefs are fundamental in this country, equally fundamental is the establishment clause in the First Amendment to the United States Constitution. Therefore, no government official, including judges, can make decisions based on religion and we believe that to resolve this matter in favor of the defendant, the Court would have to do that and violate the Constitution of the United States, the Constitution of Pennsylvania and a number of Appellate Court decisions in Pennsylvania which this Court must adhere to.

THEREFORE, takin the plaintiff's case in the light most favorable to him and drawing all favorable inference from that evidence on a demurrer, we see that this case is based solely on religious preferences and religious views, which this Court cannot enforce given the state of the Constitution and the state of the case law in Pennsylvania.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Mar. 6, 1992 copies given or mailed to Attys.

Jan. 26, 1993 Motion For Return Of Photographic Exhibits and Order filed. AND NOW, this 21st day of January, 1993, upon consideration of the foregoing Motion for return of photographic exhibits, it is hereby ORDERED that the Crawford County Prothonotary return to Timothy Hirning Plaintiff herein, through his attorney,David J. Graban, Esquire, any and all photographic exhibits at the above captioned case depicting Timothy Horning and his minor children.

BY THE COURT:
Gordon R. Miller, J

Jan. 27, 1993 Copies of order to Atty's Graban and Irwin

Aug. 5, 1994 PETITION TO MODIFY CUSTODY ORDER AND ORDER filed. AND NOW, this 4th day of August, 1994, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before Mediator William Pineo, at a time to be set by the Mediator in the Crawford Co. Courthouse with the Child Custody Meditor as required by Rule 31(e) of the Court of Common Pleas of Crawford Co., PA.

BY THE COURT:
Gordon R. Miller, J.

Aug. 8, 1994 Order Faxed to Attys. Krwin, Thomas and Pineo; copy mailed to Graban.

Nov.1, 1994 Temporary Order filed. AND NOW, this 31 day of October, 1994, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children, Peter Horning and Sarah Horning.

2. The parties shall share with each other any and all information which each may have regarding the health,education, and major events in the life of the subject minor children. Health care,school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. The mother shall have primary physical custody from 6:00 p.m. of the second day preceding the opening of the children's school session until 6:00 p.m. on the day after school shall have closed for the summer. The father shall have primary physical custody of the subject minor children from 6:00 p.m. of the day following the close of the school session for the summer vacation until 6:00 p.m. of the second day preceding the reopening of school in the fall. The parent not having physical custody shall have the right of temporary physical custody and visitation every weekend except the last weekend of each month from Friday from 5:15 p.m. to Sunday at 5:15 p.m. The mother shall have the right to designate a two week period during the summer or two one week periods during the summer in which she shall have temporary physical custody and visitation of the subject minor children. The father shall have the right to designate a two week period or two one week periods during the summer when no visitation needs to be accorded the mother. The parties are to negotiate these periods by Memorial Day so each may be able to plan the summer activities.

CONTINUED TO PAGE 248 C

3b. The parent not having physical custody of the subject minor children shall have the right to telephone them at reasonable times and for reasonable lengths of time. Such conversations will not be unreasonably monitored by the parent having physical custody. The parent making the telephone calls will make a good faith effort to avoid making such calls during the children's dinner hour or times which would interrupt their preparations for bed. The calling party shall also take care not to make the telephone calls with such frequency or to prolong them to such a degree as to constitute interference with the family life of the other party.

4a. The mother shall have visitation and temporary physical custody each year from Christmas eve at noon until Christmas day at noonand the father shall have visitation and temporary physical custody eachyear from Christmas Day at noon untilNew Year's Day at noon. The mother shall have visitation and temporary physical custody each year on the full weekend immediately preceding Christmas from Friday at 5:15 p.m. until Sunday at 5:15 p.m. If Christmas eve falls on a Monday, then the mother's weekend visitation shall become continuous with her Christmas holiday visitation.

4b. In even numbered years, the father shall have visitation and temporary physical custody of the subject minor children from Wednesday preceding Thanksgiving at 5:15 p.m.until Monday following Thanksgiving at 5:15 p.m. In even numbered years,the mother shall have visitation and temporary physical custody of the wekend preceding Thanksgiving from Friday at 5:15 p.m. to Sunday at 5:15 p.m.

4c. In even numbered years, the mother shall have temporary physical custody and visitation with the subject minor children from Holy Thursday at 5:15 p.m.until Easter at 5:15 p.m.

4d. The other holidays to be observed are Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independence Day, when the holiday visitation shall be extended to 11:00 p.m. so that the child may watch the fireworks. The father shall have visitation and temporaryphysical custody for Memorial Day,1995, and the parties shall thereafter alternate the holiday periods.

4e. The children shall spend Father's Day with their father from 9:00 a.m.to 7:00 p.m., and Mother's Day with their mother during the same hours.

4f. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

5. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shallbe by mutual consent only, in the absence of which this order shall govern.

6. Should it be necessary for either party to cancel or modify the visitations as set out in this order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels that cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

7. The parties shall split responsibilityfor transportation with the party receiving the children in the exercise of his or her rights picking up the children at the home of the other, or as an alternative at the place or business of the day care provider. If the children are to be picked up at the home of a day care provider,the party picking up the children shall be responsible for any charges caused by the lateness of said party in picking up said children.

8. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

9. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore,neither party shall smoke tobacco or permit others to do so in the same room as the children, in a closed automobile in which the child is being transported, or in the bedroom of the child.

10. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party inthe children's estimation.

11. Either party may request a review of this order two years from date hereof to make any adjustments.

12. Costs and fees of this Mediation which are fixed at $177.00 are divided equallybetween the parties.

13. The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied against the mother's share of costs and the remainder,if any, shall be remitted to her. The father shall pay his share of costs and fees tothe Prothonotary of Crawford County within thirty (30) days of the date of this Order.

14. Either party may move the Court for a hearing de novo within ten (10) days from date hereof. If neither party so moves,this Order shall be considered permanent.

By the Court,
Anthony J.Vardaro,J.

11-10-94 Copy to Attys.Irwin, Graban & Pineo

Dec. 14, 1994 Motion To Stay All Proceedings Pending De Novo Hearing and Order, filed. AND NOW, this 14th day of December,1994, upon consideration of the within Motion to Stay all Proceedings Ending in De Novo Hearing in the above captioned action, and the Motion to Stay all Proceedings Ending in De Novo Hearing is HEREBY DENIED.

BY THE COURT:
Gordon R. Miller, P.J.

Dec. 14,1994 Faxed Halliday, Grabon, Irwin, Thomas & Pineo

Feb. 16, 1995 Motion For Hearing Date filed.

Feb. 17, 1995 Motion For Hearing Date filed.

May 5, 1995 Order filed. AND NOW, May 2, 1995, the DeNovo Custody heretofore scheduled for April 26, 1995, has been rescheduled for June 6, 1995 at 9:15 A.M., in courtroom No. 1, before the Honroable Gordon R. Miller, President Judge, Crawford County Courthouse, Meadville, PA

FOR THE COURT,
Ann A. Walker, J

May 5, 1995 Faxed Halliday & Irwin

Jul 6, 1995 ORDER filed. AND NOW, June 30, 1995, after the Prothonotary has called to the attention of the Court that there are no funds available for refund we hereby rescind paragraph 12 of the June 6, 1995 order. In the event that the mother has paid any fees or costs which have heretofore been assessed to the father the father shall pay the mother in full for his share that she paid within thirty (30) days from this date.

Since the Prothonotary represents that she has no excess funds she is not required to remit any funds on deposit with her.

BY THE COURT
Gordon R. Miller, P.J.

Jul 6, 1995 dist to Irwin & Halliday

Jun 9, 1995 ORDER filed. AND NOW, June 6, 1995, at the time fixed for De Novo hearing the parties appeared in open court with counsel and reached an amicable settlement of their current differences. And therefore, it is ordered as follows:

CONTINUED ON PAGE 248D

1. The parties shall share legal and physical custody of the subject minor children, Peter Horning and Sarah Horning.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and major events in the life of the children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the children.

3 a. The mother shall have primary custody from 6:00 p.m. on the third day preceding the open of the children's school session until 6:00 p.m. on the third day after the school recesses for the summer. The father shall have primary custody of the children from 6:00 p.m. on the third day after the close of the school session for the summer until 6:00 p.m. of the third day preceding the reopening of school in the fall. The parent not having physical custody shall have the right of temporary physical custody and visitations every weekend except the last weekend of each month from Friday at 5:15 p.m. to Sunday at 5:15 p.m., as well as, each Tuesday evening during the summer months when school is not in session from 5:00 p.m. until 7:30 p.m. The parties shall have the right to designate certain periods of summer vacation with the designatiions to be made by the parties by May 1 of each year. The mother shall designate her summer vacation by May 1 in odd numbered years including 1995, and the father shall designate his vacation periods by May 1 on even numbered years starting in 1996. The father shall designate his vacations by may 15 in odd numbered years, and the mother shall designate her vacations by May 15 on even numbered years. These designations should be in writing and should be delivered by the date set forth above. The mother shall have the rigaht to a two-week period durign each summer or two one-week periods during the summer in which she shall have temporary physical custody and visitations of the children. The father shall have the right to designate a two-week period or two one-week pleriods during the summer when no visitation shall be accorded to the mother in. The mother shall not be permitted to select the week when the children go to church camp, and she shall forgo her right to a Tuesday evening visitation during the week the children go to church camp if they in fact go to church camp. The summer vacation visitations shall take priority over all other visitations.

3 b. The parent not having physical custody of the children shall have the right to telephone them at reasonable times and for reasonable lengths of time. Such conversations will not be unreasonably monitored by the parent having physical custody. The parent making the telephone calls will make a good-faith effort to avoid making such calls during the children's dinner hour or times which would interrupt their preparations for bed. The calling party shall also take care not to make the telephone calls with such frequency or to prolong them to such a degree as to constitute interference with the family life of the other party.

4 a. The mother shall have visitations and temporary physical custody each year from Christmas Eve at noon until Christmas Day at noon and the father shall have visitation, and temporary physical custody each year from Christmas Day at noon until New Year's Day at noon. The mother shall have visitation and temporary physical custody each year on the full week end immediately preceding Christmas from Friday at 5:15 p.m. until Sunday at 5:15 p.m. If Christmas Eve falls on a Monday, then the mother's weekend visitation shall become continuous with her Christmas holiday visitation.

4 b. In even numbered years, the father shall have visitation and temporary physical custody of the children from Wednesday preceding Thanksgiving at 5:15 p.m. until the Monday following Thanksgiving at 5:15 p.m. In even numbered years, the mother shall have visitation and temporary physical custody of the weekend precedign Thanksgiving from Friday at 5:15 p.m. to Sunday at 5:15 p.m.

4 c. In even numbered years, the mother shall have temporary physical custody and visitation with the children from Holy Thursday at 5:15 p.m. until Easter at 5:15 p.m. In odd numbered years, the father shall have this visitation period from Holy Thursday at 5:15 p.m. until Easter at 5:15 p.m.

4 d. The other holidays to be observed are Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independence Day, when the holiday visitation shall be extended to 11:00 p.m. so that the children may watch fireworks. The father shall have visitation and temporary physical custody for Memorial day, 1995, and the parties shall thereafter alternate teh holiday periods.

4 e. The children shall spend Fathers Day wtih their father from 9:00 a.m. to 7:00 p.m., and Mother's Day with their mother during the same hours.

4 f. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods, except that summer vacation periods designated by the parents shall take precedence over the provisions of this paragraph.

4 g. Whenever one of the parents has the children on a week end and then also has a visitation period under this order that commences on Monday following the weekend of visitation, that parent need not return the children at the close of the weekend visitation on Sunday but may retain the children through to the end of the visitation period that parent has with the children that begins on Monday.

5. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this order shall govern.

6. Should it be necessary for either party to cancel or modify the visitations as set out in this order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

7. The parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her rights picking up the children at the home of the other, or as an alternative at the place or business of the day care provider. If the children are to be picked up at the home of a day care provider, the party picking up the children shall be responsible for any charges caused by the lateness of said party in picking up said children. The mother shall advise the father by 8:00 a.m. on the day of any pick up where the children shall be for the pick up that day. She may do that by telling the father that the children will always be at some place, and therefore, she does not have to notify the father every time but simply has to notify them when there is a change in the normal expected place of pick up. The point is the father shall know by 8:00 a.m. on the day of pick up where he will be picking up the children.

8. Each party shall teach the children to give to the other party that love and respect which is due a parent from his or her children.

9. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the children. The parties are cautioned that medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the same room as the children, in a closed automobile in which the child is being transported, or in the bedroom of the chld.

10. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence, and each party shall instruct his or her relatiaves and friends to do likewise and also not to disparage the other party in the children's estimation.

11. Costs and fees of this Mediation which are fixed at $177.00 are divided equally between the parties.

12. The deposit required for the appointment of the Custody Mediator was made by teh mother. The deposit shall first be applied against the mother's share of costs and the remainder, if any, shall be remitted to her. The father shall pay his share of costs and fee to the Prothonotary of Crawford County within 30 days of the date of this order.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

July 6, 1995 dist to Irwin & Halliday

AS OF JUNE 19, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER.

1990

MARY ANN KIRKPATRICK

799

Shafer, Swick, Bailey
Irwin & Stack
James R. Irwin

10/5/90 Mediation Costs Plaintiff Pd. by #94.15

10/23/90 Recd. #94.15 From Defendant Recd 11-2-90 #94.15 Vivian Stoltz Recd 11-2-90 #94.15 Vivian Stoltz

RONALD L. POWER

VS.

LYNN M. POWER

Filed Aug 22, 1990
@ 2:21 P.M.

Tax & Entry	Pd 8/30/90	50.50 ✓
User fee	Pd 8/30/90	5.00
Bruce Smith Mediator		188.30
Pro Co Pd 10/5/90 -		9.00 ✓

CUSTODY PETITION

1 copy (atty)
1 copy (mediator)

Order:
And Now, August 22nd, 1990 this matter is assigned to Bruce Smith, Child Custody Mediator who shall schedule Mediation.

BY THE COURT,
Gordon R. Miller, J.

Sept. 5, 1990, Appearance of Shafer, swick, Bailey, Irwin and Stack, by James R. Irwin, attorneys for defendant filed.

Sept. 7, 1990 Affidavit of Service filed. And Now, September 6, 1990, comes Lisa M. Sherretts being duly sworn accor ding to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Ronald L. Power, Plaintiff in the above-captioned matter.
2. That on information furnished by the Plaintiff, a certified copy of the Custody Petition was forwarded by Certified Mail, P320 787 924; postmarked August 29, 1990, to the last known address of the Defendant Lynn M. Power, 963 Maple Lane, Meadville, Pennsylvania 16335.
3. That the Defendnat,, Lynn M. Power, on September 1, 1990, personally signed the return receipt card which was affixed to the Petition in the above-matter and which is attached hereto.
4. Service ofthe Petition against Defendant is therefore effecten in accordance with Pennsylvania Rules of Civil Procedure.

Lisa M. Sherretts

Sept 25, 1990 Temporary Order of Court filed: AND NOW, this 24 day of September, 1990, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Michelle Marie Power, age sixteen, Phillip Robert Power, age ten and Joseph Patrick Power, age eight, the parties to this action, shall share legal custody of the said minor children. Said joint legal custody being shared shall entitle both of the parents to a equal access to any records relating to the children held by a third party, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to the educational and religious upbringing of the children, as well as elective surgery. Said shared legal custody shall permit either parent to travel with one or more of the children to any place in the continental United States during the time when they are in that parent's temporary physical custody, but shall not permit travel outside of the continental United States, except in southern Canada, without either agreement or further order of court.

2. Primary physical custody of the children shall remain with the natural mother, Lynn M. Power. Regular visitation with and temporary custody of the children shall be granted to the plaintiff father, Ronald L. Power. Physical custody for the plaintiff father shall be as follows:

a) With regard to Michelle Marie Power, she shall visit in the father's home two nights a week beginning at 3:30 p.m., prevailing time, or after a reasonable time after she is dismissed from school, during which time she shall stay overnight. Unless the parents and the minor can agree otherwise, the overnights at the father's home shall be Sunday and Monday of each week. Unless other arrangements are made, the parent receiving the child into his or her home shall provide the transportation, at least until such time as the child has or can provide transportation of her own. Both of the parents shall be supportive of Michelle's interest in gymnastics and shall provide transportation to any regularly scheduled meet in which she is involved, but shall not be required to transport her to a meet in which she is simply interested or not involved.

b) With regard to the minor boys, Phillip and Joseph, they shall, after school each Wednesday, go to their father's home and remain overnight on Wednesday and Thursday of each week and return to the mother's home after school on Friday. They shall also go to their father's home at 11:00 a.m., prevailing time, on Saturday, remain overnight and return to their mother's home at 5:30 p.m., prevailing time, on Sunday. The boys shall attend church on the first and third Sundays of each month with their mother if she and they both want to go to church, at a church of the mother's choice. Otherwise the boys shall attend church while they are in their father's custody with him, if so desired, at the church of his choice.

c) During the summers of each year, each parent shall be entitled to two uninterrupted weeks of custody of all three children. The mother shall give the father notice of her two uninterrupted weeks prior to June 1 of each year, and the father shall, by June 15 of each year, give notice to the mother of his two weeks.

d) Holiday visitation shall take priority over the other scheduled visitation. The parties are encouraged to agree to holiday visitation; however, in the event that they cannot, during odd-numbered years beginning in 1991, the mother shall have the children on New Years Day and the 4th of July each year, and the father shall have the children on Memorial Day and Labor Day each year. In even-numbered years, the visitations shall be reversed between the mother and father. Beginning in 1990, the three major holidays of Thanksgiving, Christmas, and Easter shall be divided between the parents with the mother having the children until 1:30 p.m. prevailing time, on each of those three days and the father having the children from 1:30 p.m. until 7:30 p.m., prevailing time.

3. The parent having custody of the children at anytime shall notify the other parent as soon as possible in the event of injury to and illness of the children requiring medical treatment.

4. Prior to leaving the Meadville area for overnight visits or vacations, the parent having custody of the children shall notify the other parent of the trip out of town, its destination and its expected duration.

5. Neither of the parents shall take the children into any environment which might be commonly thought of as detrimental to their development or to the development of their character or which would be commonly thought of as dangerous to their physical persons.

6. The parents are encouraged to discuss arrangements for physical custody of the childre, and, if the parties mutually agree to alternative arrangments to accommodate themselves and/or the children's schedules, they may adjust the physical custody arrangments accordingly and are encouraged to do so by mutual consent and agreement. Additionally, the parents are encouraged to meet and discuss either face-to-face or by telephone any matter of importance to the children or a potential disagreement between the parents. The court, at any future Mediation, will hold the parents accountable to attempt to put the children's best interests ahead of their own personal preferences in all matters of scheduling and visitation.

7. Each of the parents, and any stepparents, will teach the children to develop and display that natural love and respect due a parent from his or her children, and neither of the parents or any stepparent will do anything to blacken the character of the other parent or any stepparent in the eyes of the children.

8. This Order shall not prejudice the right of either pary to request further mediation if there are changed circumstances in the lives of the parties or the children or in the event that the best interest of the children indicate a need for additional Mediation and possible change in the Order.

9. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as eithr of the parents or any of the children reside in the Court's jurisdiction and for at least six months

Continued in margin....

...months from the date of this Temporary Order.

10. The fee for Mediation shall be paid one-half by the Plaintiff and one-half by the defendant.

11. This Order shall be a Temporary Order, but shall become a permanent Order unless exceptions are filed by either party within thirty days from the date of this Temporary Order.

BY THE COURT,
P. Richard Thomas, SJ
Sept 26, 1990 Copies of order mailed to Atty Smith and plaintiff and Defendant and copies put in Atty. Irwin and Kirkpatrick's boxes.

1990

800

VENIRE FOR THE WEEK COMMENCING October 8, 1990

Filed August 22, 1990 @ 3:50 P.M.

ORDER FOR EIGHTY QUALIFIED PERSONS TO COME AND SERVE AS JURORS FOR TRIAL COMMENCING OCTOBER 8, 1990

Issued (sheriff)

To the Sheriff and Jury Commissioners of Crawford County:

We command you, in your official capacity to draw from the jury wheel in accordance with the law, the names of eighty (80) person to serve as jurors in the Court of Common Pleas, to be held at the Court House in Meadville, Pa. commencing October 8, 1990 at 9:00 o'clock A.M.

You, the sheriff, shall make an appropriate return as to how you have executed this order on the day and date aforesaid.

BY ORDER OF, the Hon. Gordon R. Miller, President Judge at Meadville this twenty-second day of August, 1990.

James F. Simmons, Prothonotary

Oct. 31, 1990, Writ returned. I do hereby make return that I have summond the eighty persons whose names appear on schedule hereto attached to serve as Jurors at a term of court to be held at meadville, Pa. commencing on Mon. Oct. 8, 1990.

So answers, Howard N. Stewart, Sheriff

The schedule hereto attached is a correct list ofthe above Jurors drawn by us.

Howard N. Stewart, sheriff
Dorothy H. Kennedy and
Nancy L. Hanes, Jury Commissioners

1990

KUHN & KUHN
Daniel J. Kuhn

801

Thomas, Truax,
Spadafore, Vardaro &
Walker,
R. Charles Thomas

GLADYS M. HELIKER AND
LESTER HELIKER, HER
HUSBAND

VS.

MARK D. PRUTZMAN

Filed August 22, 1990
@ 4:00 P.M.

Tax & Entry Paid	$50.50 ✓
User Fee Paid	5.00
Sheriff's Costs	24.00
Pro Co Pd 7/23/91	5.00

Pro Co Pd 12/10/91. 1.00

WRIT OF SUMMONS

Issued (sheriff)

Sept. 7, 1990 Appearance of Thomas, Truax, Spadafore, Vardaro & Walker, by R. Charles Thomas for Defendnat filed.

Sept 13, 1990 Writ Returned: SERVED Mark D. Prutzman on August 24, 1990 at 10:43 a.m. by serving Missy Haggerty, Baby-sitter, and person in charge of his residence, 486 Hollis Road, Meadville, Crawford County, Pa 16335.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N Stewart, Sheriff

July 23, 1991, Upon praecipe of plaintiff attorney, the above captioned judgment marked satisfied upon payment of costs.

802.

PAMELA KUBERRY

vs.

RANDY MILLER

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (atty)

Filed Aug. 23, 1990
@ 10:14 a.m.

Tax & entry Pd 11/21/90	$50.50	
state Pd 11/21/90	5.00	
Sheriff's Costs	32.60	
Pro Co Pd 12/13/90	9.00	
Petition Pd 12/13/90	15.00	
Fine Pd 12/13/90	50.00	

12/13/90 Recd 32.60 Sheriff Costs

12/13/90 Paid $32.60 To Howard Stewart, Sheriff Ck #5455

TEMPORARY ABUSE ORDER:

And now this 23rd day of August 1990, upon review of the petition of plaintiff, the court enters the following order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any ofthe minor children named in the petition.

2. Special Conditions: Possession of the residence at 122 South St. Titusville, Pa. shall belong to the plaintiff. Defendant sahll not go to plaintiffs fhome. Defendant shall not contact plaintiff or the children.

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the police departments in the jurisdiction where the plaintiff resides and to CountyControl.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liablility for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an order of court and violation of this order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Sept. 4, 1990, at 3:30 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse. The defendant is advised eh may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J.

Aug. 27, 1990 Sheriff's REturn filed. SERVED Randy Miller personally on August 23, 1990 at 12:10 PM at his residence, 753 West Spring Street, Titusville, Crawford County, PA. 16354
So answers,
Dale L. Beach, Titusville Police dept.
Howard N. sTewart, Sheriff

Sept. 5, 1990 Order filed. AND NOW, September 4, 1990, at the time scheduled for hearing in this matter both parties appeared without counsel and agreed to proceed without counsel after they had been advised as to the nature of these proceedings and their absolute right to counsel. The Defendant did not admit to the conduct set forth in the petition but he was willing to have a Court Order entered against him directing him to refrain frm abuse.

Accordingly, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the petition.
2. Sole possession oft he residence at 122 South Street, Titusville, Pennsylvania, shall belong to the Plaintiff. The Defendant shall be permitted to go to that residence on September 4, 1990 between the hours of 6:00 and 7:00 p.m. to pick up and remove items that purely and solely belong to him.
3. We make no Order with respect to custody, visitation or support, leaving those matters to be resolved by the parties or for fiture litigation.
4. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
5. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
6. This Order shall reamin in full force and effect for one (1) year, until September 3, 1991, unless modified or terminated by further Order of this Court.
7. The Defendant shall pay court costs in the amount of $97.10 by Friday, September 7, 1990 at 4:30 p.m.
8. The Defendant is reminded tha tthis is an Order of Court and violation of this Orde rmay be punishable by a fine of up to $1,000.00 and a jail sentence up to six (6) months.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Sept. 10, 1990 Copy put in County Control's box and copies mailed to plaintiff and defendant

Nov. 1, 1990 Motion To Hold Defendant in Contempt and Order filed. And now, Nov. 1, 1990, hearing set for November 21, 1990, at 9:00 a.m. in Courtroom 2.

Gordon R. Miller, J

Nov. 1, 1990 copy mailed to defendant.

Nov 21, 1990 Order filed: AND NOW, November 21, 1990, after an informal hearing on a motion by the Prothonotary to hold the Defendant in contempt of court for failure to comply with the Order of September 4, 1990 in that he did not pay the costs as required by Paragraph 7 at the time the Court believes he said he could pay them, the Court does find that the Defendant wilfully violated said Order and therefore holds him in comtempt of court.

Since the hearing of September 4, 1990, the Defendant has worked, is currently working and has some income. The Court is satisfied that he had the ability to pay and failed to do so.

The Defendant is ORDERED:

1. To pay a fine of $50.00
2. To pay $60.00 to the Prothonotary forthwith to apply on the fine this date imposed and the costs previously imposed as well as any additional court costs incurred by reason of these proceedings.
3. Pay the balance of the fine and court costs to the Prothonotary no later than December 12, 1990, and in default thereof, undergo imprisonment in the Crawford County Jail for fifteen (15) days.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Nov 28, 1990 Copies of order mailed to Defendant and given to Co. Control/

1990

Quinn, Gent, Buseck
& Leemhuis, Inc.
Lawrence C. Bolla

803.

MARINE BANK

vs.

KAREN S. SUTTER

Filed Aug. 23, 1990
@ 11:27 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	21.00
Pro co Pd 10/16/90	9.00

12-5-94
Reversed to AD1994-1225

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Sept 17, 1990 Sheriff's Return filed: SERVED Karen Sutter(Pettis) personally by handing copy of Complaint to her at Sheriff's Office, Crawford County Courthouse, Meadville, Pa on August 28, 1990 at 10:00 AM.
So answers, Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Oct. 15, 1990, upon praecipe of plaintiff attorney, with copy of default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, in the sum of Thirteen Thousand five Hundred Thirteen and 47/100 Dollars, plus interest from Aug. 16, 1990 and all costs of suit; plus interest fo $2,702.60.
Judgment entered 10/15/90
S - 105 Debt -- $13,513.47
P - 105
Int. from Aug. 16, 1990
Int. - $2,702.60
JUDGMENT
James F. Simmons, Pro
Prothonotary

1990

Quinn, Gent, Buseck & Leemhuis, Inc
Lawrence C. Bolla

804.

NATIONAL FUEL GAS DISTRIBUTION CORPORATION

vs.

RANDY J. EDWARDS AND MARY K. EDWARDS

Filed Aug. 23, 1990
@ 11:45 a.m.

Tax & entry Paid $50.50 ✓
State paid pd 9/11/90 5.00
Sheriff's costs 31.00
Pro Co Paid 10-9-90 9.00 ✓

6-1-94
Revived to AD1994-534

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Sept. 19, 1990 Sheriff's Return filed. SERVED Mary K. Edwards personally on Aug. 31, 1990 at 3:40 PM at Sheriff's Office, Crawford Co. Courthouse, Meadville, PA.
SERVED Randy J. Edwards on Aug. 31, 1990 at 3:41 pM by serving his Authorized Agent, Mary K. Edwards, at Sheriff's Office, Crawford Co. Courthouse, Meadville, PA. Signed Acceptance of Servcie attached.
So answers,

Diane Severo, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Oct 9, 1990 Upon Praecipe of Plaintiff's attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to file an answer and the same is liquidated in the sum of One Thousand Three Hundred Ninety-Nine and 29/100 Dollars plus interest from August 20, 1990 and all costs of suit.
E-144, 114 Debt.....$1,399.29 + costs & interest

JAMES F. SIMMONS
Prothonotary

Sept 9, 1990 Judgment entered.

1990

Barrett & Dratler
Sylvia L. Dratler

805.

DAVID T. LYNN

vs.

JANE A. LYNN

Filed Aug. 23, 1990
@ 1:01 p.m.

Tax & entry paid	$50.50
State paid	5.00
State paid	10.00
Pro Co paid 12-6-90	5.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Oct. 2, 1990 Affidavit of Service filed. Sylvia L. Dratler, Esq., being fuly sworn to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief.

1. That the affiant is the attorney for the Plaintiff in the above captioned action.

2. That a true and correct copy of the Complaint under Section 201(c) of the Divorce Code was sent by registered mail to the Defendant on Aug. 23, 1990. The sender's receipt is attached hereto.

3. The registered mail was sent to Jane A. Lynn, PO Box 5244, Conneaut Lake, Pa 16316.

4. That the Defendant received said registered mail on Aug. 24, 1990. Said receipt card number P 966 074 389 is attached hereto and signed by Jane A. Lynn.

Sylvia L. Dratler, Atty.

Dec. 6, 1990 Upon Praecipe of Plaintiff's Attorney the above case is marked discontinued- reason parties have reconciled.

1990

Jack, Kookogey & Felton
John S. Kookogey

806.

BRIAN A. PATTERSON

vs.

HOLLY R. PATTERSON

Filed Aug. 24, 1990
@ 10:10 a.m.

Tax & entry Paid	$50.50
State paid	5.00
State paid	10.00
Pro Co pd 11/30/90	9.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)

1 copy (atty)

Nov. 29, 1990 Affidavit of Service filed. Personally appeared before me, a NOtary Public, in and for said State and county, at Titusville, Pennsylvania, richard E. Lydick, a duly qualified Constable in and for the State of Pennsylvania, who, being duly sworn according to law, deposes and says that he served a true and attested copy of the complaint in Divorce (the same having been certified by James F. Simmons, Prothonotary, as such) on Holly R. Patterson, the defendant, personally at 8:44 P.M. on August 29, 1990, at her place of residence, 111 Brook Street, Titusville, Pennsylvania, 16354 by reading the same to her and made known the contents of same and leaving a true and attested copy with her.

Richard E. Lydick

Nov. 29, 1990 Affidavit Of Consent of Defendant filed.

Nov. 29, 1990 Affidavit Of Consent of Plaintiff filed.

Nov. 29, 1990 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Dec. 14, 1990 **D I V O R C E D E C R E E F I L E D .**

And now, Dec. 14, 1990, it is ordered and decreed that Brian A. Patterson, plaintiff, and Holly R. Patterson, defendant, are divorced form the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, SJ

1990

Mason and Mason
Joan D. Mason

807.

Kevin Kingston
James R. Irwin
William F. Scarpitti, Jr.

JODY A. KINNEY

vs.

ROBERT L. KINNEY

Filed Aug. 24, 1990
@ 10:28 a.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
State paid	10.00
State paid	10.00
William Pineo, Mediator	177.00
Proc Pd 9-18-92	9.00
William Pineo, Mediator	227.00
Proc Pd 8-18-92	9.00

Received from dft/Pet #150.00 Pre-Med Dep. 6-18-92

Pd CC Comm 9-14-92 Mediation Fees Ck# 7046 132.00

COMPLAINT IN DIVORCE, CUSTODY

3 copies (atty)

Mar. 5, 1991 Affidavit Of Consent of Defendant filed.

Mar. 7, 1991 Affidavit Of Consent of Plaintiff filed.

May 14, 1991 Complaint for Custody filed.

May 14, 1991 Order of Court filed: You, JODY A. KINNEY, have been sued in Court to obtain custody of the children, ROBERT L. KINNEY, II, born February 27, 1983, and BRANDITH CAY KINNEY, born December 17, 1984.

You are ordered to appear in person at Mediator William Pineo order, Crawford County Courthouse, Meadville, Pennsylvania, on Date set by Pineo at _____ a.m./p.m. for a hearing. You are further ordered to bring with you the children, Robert L. Kinney, II, and Brandith Cay Kinney.

PENDING THE CUSTODY HEARING, YOU ARE ORDERED AND DIRECTED NOT TO REMOVE THE TWO MINOR CHILDREN FROM THE COMMONWEALTH OF PENNSYLVANIA. FURTHERMORE, THE NATURAL FATHER, ROBERT L. KINNEY, SHALL BE ENTITLED TO HIS PARTIAL CUSTODY OF THE CHILDREN UNDER THE PREVIOUSLY EXISTING ARRANGEMENT/ORDER. IT IS FURTHER ORDERED, THAT THE DEFENDANT SHALL NOT ALLOW ANY OTHER PERSON OR PERSONS TO REMOVE THE CHILDREN FROM THE COMMONWEALTH OF PENNSYLVANIA, PENDING A HEARING.

If you fail to appear as provided by this Order, an Order for Custody or Partial Custody may be entered against you or the Court may issue a warrant for your arrest.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

LAWYERS REFERRAL SERICE
Crawford County Court House
Meadville, Pennsylvania 16335
(814) 336-3148

Date: 5/13/91
1 copy (Mediator)
1 copy (atty)

BY THE COURT,
P. Richard Thomas, S.J.

May 16, 1991 Verification Of Service filed. I, Laurie A. Black, do hereby verify that I did, on the 14th day of May, 1991, serve by Hand delivery, to the attorney of record in the above captioned case, Joan D. Mason, a certified copy of the Complaint fo rCustody and Order of Court. Said Complaint and Order being delivered to Joan Mason, Esquire at her office address of 973 Liberty Street, Meadville, Pennsylvania 16335; by personal service.

Laurie A. Black

June 19, 1991 Temporary Order filed: AND NOW, this 18 day of June, 1991, after mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children. Starting August 15, 1991, the party having primary physical custody according to the terms set out below, shall have full authority to deal with health care, school personnel, and any other persons or entities on behalf of the subject minor children.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. The father shall have primary physical custody until August 15, 1991. During this period, the mother shall have visitation every weekend except for the first full weekends of July and August, from Friday at 6:00 p.m. through Sunday at 7:00 p.m.

Starting with August 15, 1991, the mother shall have primary physical custody from August 15 of each year throught June 15 of the following year and the father shall have primary physical custody from June 15 of each year until the following August 15. The father shall also have temporary physical custody and visitation during any of the children's extended vacations from school, provided said vacations exceeds a period of seven consecutive days. The custodial period shall allow one day's travel time each way between the mother's home and that of the father.

b. The subject minor children shall have the right to telephone the parent not having physical custody at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.

4. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modification or cancellation shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

5. The parties shall share equally the responsibility for transportation. Until the mother shall have moved to Dallas, Texas, the parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her right picking up the children at the home of the other.

6. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

7. Neither party shal use illegal drugs ro be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or in the bedroom of the children.

8. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the law of Pennsylvania.

9. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful mannen when in the children's presence and each party shall instruct his or her relative and friends to do likewise and alson not to disparage the other party in the children's estimation.

10. Neither party shall expose the children to persons of the opposite sex to whom they are not related by blood or marriage between the hours of 9:00 p.m. and 8:00 a.m.

11. Neither party shall use the contacts necessitated by the carrying out of this order to harass or pick arguments with the other party nor shall either party interrogate the children with respect to conditions in the other's household. Neither party shall use the children to carry messages to the other party.

12. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.

Continued on page 691- SEE Vol. 3

1990

Going and Plank
Bradford J. Harris

808.

GMAC MORTGAGE CORPORATION
OF PA.

vs.

JACK E. FRAZIER AND KAREN
R. FRAZIER

Filed Aug. 24, 1990
@ 2:26 p.m.

Tax & entry Paid	$50.50
Sheriff's costs	34.80
Pro Co pd 10/1/90	9.00

COMPLAINT

2 copies (sheriff)

Sept. 19, 1990 Sheriff's Return filed. SERVED Jack E. Frazier personally on Sept. 4, 1990 at 9:00 AM at Sheriff's Office, Crawford Co. Courthouse, Meadville, PA.
SERVED Karen R. Frazier personally on Sept. 4, 1990 at 1:10 PM at Sheriff's Office, Crawford Co. Courthouse, Meadville, PA.
So answers,

Catherine I. Allen, Deputy Sheriff
Diane Severo, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Oct. 1, 1990 at 1:38 PM upon praecipe of plaintiff's attorney, judgment is hereby entered in favor ofthe plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Thirty Thousand Six Hundred Two and 06/100 plus interest and cost of suit.

F-84-104
judgment entered 10/1/90
notice of entry of judgment
mailed 10/2/90

Debt $30,602.06
Int. from 9/28/90
Judgment
James F. Simmons
Prothonotary

EX 1990 - 90

1990

Hayt, Hayt & Landau
Arthur Lashin

809.

FORD MOTOR CREDIT COMPANY
One American Road
Dearborn, Michigan 48122

vs.

RUTH L. COME
108 Pettit St.
Titusville, pa. 16354

Filed Aug. 27, 1990
@ 11:10 a.m.

Tax & entry paid	$50.50
State Pd 9/10/90	5.00
Sheriff's costs	61.80
Sheriffs costs	35.00
Pro Co Pd 11-30-90	9.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Oct 11, 1990 Sheriff's Return filed: Defendant Ruth Come Not Found. Three attempts made, never home. Notes were left, no response. Employment unknown.
So answers, Howard N. Stewart, Sheriff

Oct. 15, 1990, Complaint Reinstated.

Nov. 8, 1990, Sheriffs Return filed. SERVED Ruth L. Come personally on Oct. 25, 1990, at 11:45 A.M. at her residence, 108 Pettit St. Titusville, Crawford County, Pa. 16354
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

AND NOW, Nov 30, 1990 @ 3:13 p.m. upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendant for failure to file an Answer and damages are assessed as follows: Unpaid Balance, Three Thousand One Hundred Twenty-five and 32/100 Dollars; plus interest Two Hundred Sixty-five and 65/100 Dollars; Attorney's fees Six Hundred Seventy-eight and 19/100 Dollars; TOTAL DUE Four Thousand Sixty-nine and 16/100 Dollars
C-142

Debt.....$4,069.16
Judgment
James F. Simmons
Prothonotary

Nov 30, 1990 Judgment entered.

Nov. 30, 1990 Notice of Judgment mailed defendant.

Jan. 16, 1991 Petition to Open Judgment and ORDER filed. AND NOW this 14 day of Jan., 1991, upon presentation of the within Petition, a hearing on the matter is scheduled for the 21 day of Feb., 1991, at 2:30 o'clock P.M., in Courtroom 1 of the Crawford Co. Court House, Meadville, PA.

The Plaintiff is prohibited from proceeding further with execution on its judgment until the Court enters an Order on the prayer for relief in this Petition.

By The Court,
Gordon R. Miller, J.

Jan. 17, 1991 Copy of Order to Attys. Robert Felton, Arthur Lashin.

810.

DeeANN L. WINIECKE

vs.

LARRY J. MANUEL, JR.

Filed Aug. 27, 1990
@ 11:18 a.m.

Tax & entry Pd 10/12/90 $50.50
State Pd 10/12/90 5.00
Sheriff's costs 32.80

10/12/90 Recd #32.80 From DEFENDANT

10/12/90 Bill #32.80 To Howard Stewart, Sheriff Ck #5875

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

TEMPORARY ABUSE ORDER:

And Now, this 27 day of Aug. 1990, upon review of the petition of plaintiff, the court enters the following temporary order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or any of the minor children named in the petition.

2. Special Conditions: Defendant must move from the premises immediately and not conta ct plaintiff or children for any reason.

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the police departments in the jurisdictions where the plaintiff resides and to county control.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remian in full force and effect until modified or terminated by further order of this c ourt. Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an order of court and violation of this order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Sept. 4, at 10:30 a.m. in C. R. No. 1 or 2 of the Crawford County Courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required todo so.

BY ORDER OF THE COURT,
P. Richard thomas, J.

Aug. 30, 1990 Sheriff's Return filed. SERVED Larry J. Manuel, Jr. personally by handing Protection From Abuse to him at Plaintiff's residence, R.D.# 7, Box 232, Talon St., Meadville, Crawford Co. Pa. Served Aug. 29. 1990 3:50 PM
So answers,
Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Sept 6, 1990 Order filed: AND NOW, September 4, 1990, at the time this abuse matter is before the Court, the Defendant generally admits most of the allegations and consents to an order being entered. Accordingly, the Defendant is directed not to assault, abuse, harass, or threaten the Plaintiff or any of her minor children directly or to procure others to do so on his behalf. The Defendant has already removed himself from the premises at R.D.#7, Talon Street, which premises are owned by the plaintiff and the Defendant is directed not to return to the premises for the purpose of taking up residence there without the consent of the Plaintiff.

The parties mutually agree that the Defendant may go to the premises on Thursday, September 6 at 11:00 for the purpose of removing his clothes, tools, two dressers, a Magnavox TV set, a portable radio, various personal knick-knacks and miscellaneous items owned by the Defendant. At the time the Defendant goes there, he will be on good conduct and not threaten harass, or assault the plaintiff in any fashion.

Any police officer havaing reasonable grounds to believe that the abuse portion of this order has been violated may apprehend the Defendant without a warrant and lodge him in the Crawford County Jail and request the Court to schedule a contempt hearing.

The Defendant is directed to pay costs in this case within 30 days of the time he is billed therefore by the Prothonotary at 363 Willow Street, Meadville, Pa 16335.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Sept 12, 1990 Copies of order to Co Control, Plaintiff and Defendant.

1990

Edgar M. Snyder &
Associates PA
Todd Berkey

811.

DEBORAH MILLARD, INDIVIDUALLY, AND AS THE PARENT AND NATURAL GUARDIAN OF BRENDA LOUISE MILLARD, A MINOR

vs.

NATIONWIDE INSURANCE COMPANY

Filed Aug. 27, 1990
@ 11:23 a.m.

Tax and entry paid	$50.50 ✓
State paid	5.00
Pro Co Pd 10/30/90	6.00 ✓

SUMMONS IN A CIVIL ACTION

(file)

Aug. 27, 1990, Petition for Approval to Settle The Claims of a MInor and order filed.

ORDER OF COURT:

AND NOW, TO WIT, this 4 day of Sept. 1990, upon the foregoing Petition, it is hereby ordered that the Petition for Approval to Settle the Claims of a minor is granted.

The settlement of the claims of the minor, Brenda Millard, for the sum of seven thousand five hundred dollars ($7,500.00) arising out of a motor vehicle accident of 7/14/89 is hereby approved, said sum shall be distributed as follows:

a. The sum of $392.00 be payable to Titusville Hospital fjor which sum the Petitioner's counsel has protected on behalf of the minor plaintiff petitioner.

b. The amount of $257.00 payable to Dr. William Sonenberg, which sum Petitioner's counsel protected on behalf of the minor petitioner.

c. The sum of $240.00 to the law firm of Edgar M. Snyder and Associates for the reimbursement of costs which has incurred in this matter.

d. The sum of $2,500.00 made payable to the law firm of Edgar M. snyder and Associates, for tis fee in conjunction with its effords on behalf of the minor in this amtter.

e. The sum of $4,111.05 to the iinor, Brenda Millard, said sum to be deposited in the federal iNsured depository with no withdrawal to be made until the said minor achieves the age of eighteen (18) years or unless otherwise through vote of court;

Dated: 9/4/90 Sr. Judge P. Richard Thomas,
(1 copy atty)

Oct. 29, 1990, Upon praecipe of plaintiff attorney, Proof of Deposit filed.

Oct. 29, 1990, Upon praecipe of plaintiff attorney, the above captioned case is hereby satisfied, settled and discontinued of record.

1990

Shafer, Swick, Bailey
Irwin & Stack
James R. Irwin

812.

MONICA G. YENNY

vs.

DAVID E. YENNY

Filed Aug. 27, 1990
@ 1:13 p.m.

Tax & entry Paid	$50.50
State paid	5.00
State paid	10.00
Pro Co Pd 12/12/90	9.00
Pro Co Pd. 12/21/90=	5.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OR 201(d)

1-copy (atty)

Nov. 28, 1990, Affidavit of Consent of plaintiff filed.

Nov. 28, 1990, Affidavit of Consent of defendant filed.

Dec. 11, 1990 Affidavit of Service field. I, James R. Irwin, Esq. being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the complaint in Divorce certified by the Prothonotary of Crawford County, Pa. on the above named defendant by cert. mail, addressee only, ret. rec. req. dated Aug. 28, 1990. The defendant acknowledged service on SEpt. 5, 1990, by accepting delivery on that date as evidenced by the attached signed ret. rec.

James R. Irwin, Esq.

Dec. 11, 1990, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Dec. 20, 1990 DIVORCE DECREE FILED.

AND NOW, December 18, 1990, it is ordered and decreed that Monica G. Yenny, plaintiff, and David E. Yenny, defendant, are divorced from the bonds of matrimony.

BY THE COURT,

Gordon R. Miller, P.J.

Dec. 21, 1990, Notice of Election to Retake Maiden Name filed. To Be Known as MONICA MADERO.

1990

William J. Gregg

Foth, Kelly, Urban & West Co., L.P.A.
John J. Urban

813.

Mason & Mason
M. Dan Mason

WILLIAM S. SHARKIN AND GENEVIEVE G. SHARKIN, HIS WIFE, AND ALL OTHERS SIMILARLY SITUATED IN THE LAKELAND ALLOTMENT SUBDIVISION, PINE TOWNSHIP, CRAWFORD COUNTY, PENNSYLVANIA

vs.

LOUIS A. TOBIA, HIS HEIRS, SUCCESSORS AND ASSIGNS

Filed Aug. 28, 1990
@ 8:56 a.m.

Tax & entry Paid $50.50 ✓
State paid 5.00
Pro Co pd 9-7-93 6.00 ✓

COMPLAINT IN ACTION IN QUIET TITLE

1 copy (atty)

Oct. 10, 1990 Preliminary Objections To Plaintiffs' Complaint filed.

Sept. 7, 1993 Appearance of Foth, Kelly, Urban & WEst Co.,L.PA. by John J. Urban for Plaintiffs, filed.

Sept 7, 1993 Upon praecipe of Plaintiffs attorney the above captioned matter is dismissed without prejudice.

1990

814.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

LAWRENCE J. MANUEL
ALICE MANUEL (deceased)

Filed Aug. 28, 1990
@ 10: 24 a.m.

Pro Simmons paid	$9.00 ✓
plff on orig	9.50
release pd. 2/5/93	5.00 ✓

AGREEMENT TO REVIVE

of

DSB 1985 - 622

THe undersigned hereby agrees that judgment be revived and judgment is indexed in favor of the plaintiff and against the defendants in the sum of Six Thousand Dollars plus costs.

Debt -----$6,000.00
Dated -- 8/2/90
M - 103, 13 REVIVAL OF JUDGMENT
James F. Simmons,
Prothonotary

Feb. 5, 1993, Writing filed wherein plaintiff releases from the lien of the above entitled judgment the following property: ALL that certain piece or parcel of land situate inthe third ward of the City of Meadville, County of Crawford, Pa.
(for complete description, see paper filed)

Revived & AD1995-759

1990

Mason and Mason
Joan D. Mason

815.

LOIS E. WARD

vs.

DAVID T. WARD

Filed Aug. 28, 1990
@ 1:18 p.m.

Tax & entry paid	$50.50
State paid	5.00
State paid	10.00
Add'l Count pd 2/24/93	15.00
State Pd 2/24/93	5.00
Pro Co. pd	9.00

COMPLAINT IN DIVORCE

3 copies (atty)

Sept 12, 1990, Affidavit of Service filed. I, Joan D. Mason, Esq. Atty. for the plff in the above case, and being duly sworn according to law, depose and say that I did on Aug. 30, 1990 mail to above dft. by cert. amil #P966-073-980 ret. rec. req. del. to addressee only a complaint in above action. Said notice was received by David T. Ward on Aug. 31, 1990 as indicated by the return rec. card which was returned to the office of the Plff. atty. and is atta che dhereto. Joan D. Mason Esq.

Feb. 24, 1993 Petition for Additional Remedies filed.
2 Copies Atty.

Mar. 12, 1993 Affidavit of Consent of Defendant filed.

Mar. 12, 1993 Affidavit of Consent of Defendant filed.

Mar. 12, 1993 Affdavit of Acceptance of Service filed. I, David T. ward, Defendant in the above captioned case, being duly sworn according to law, do hereby state that I accepted service of the Petition for Additional Remedies filed in the above captioned action, on March 4, 1993, by receiving the petition by way of first class mail. David T. Ward

Mar. 22, 1993 Affidavit of Consent of Plaintiff, filed.

Mar. 22, 1993 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

March 29, 1993, STIPULATION AND FINAL DIVORCE DECREE filed.

DECREE:

AND NOW, this 29th day of March 1993, the court orders and decrees as follows:

1. DIVORCE:

Upon consideration of the pleadings and affidavits filed in the above captioned case, this court hereby grants an absolute divorce from the bonds of matrimony tothe abov e-named parties, on theground that the marriage is irretrievably broken and ninety (90) days have elapsed from the date ofthe filing of the complaint, and an affidavit has been filed by each of the parties, evidencing that each of the parties consents to thedivorce pursuant to Section 3301(c) of the Pa. divorce Code.

2. Defendant, david T. Ward, has transferred to plaintiff, Lois E. Ward, the Carriage House property previously owned together by plaintiff and defendant, located at 833, 835, 837 North Beatty Street, Pittsburgh, Pennsylvania 15206, su ch that the same now belongs to Plaintiff, Lois E. Ward alone.

In consideration of same, Plaintiff assumes full responsibility for any payments owed on the Fidelity Savings and Loan Mortgage, with a current balance of approximately $45,000.00, which mortgage is still jointly owned of record by plaintiff and defendant.

3. Plaintiff agrees to assume full responsibility for any outstanding taxes owned against said carriage House property, which taxes are currently being paid by way of escrow being paid by plaintiff each month along with the mortgage payment. Plaintiff also agrees to maintain liability and property insurance, which is currently carried through State Farm, and was paid November 1992, covering through Oct. 31, 1993. Defendant shall be sole beneficiary of any benefits in the event of loss, covered by said policy, subject to obligations she may have with the mortgage holder, and defendant shall not make any claim to said benefits.

4. Defendant agrees to be fully responsible for the following debts, which he is currently paying, and which he will continue to pay on a regular and punctual basis, until same are liquidated in full. Defendant shall indemnify and hold plaintiff harmless in regard to said bills.

a. PNC account #426796142, with an approximate balance of $650.00

b. Millon Bank account #432140190393589, with an approximated balance of $650.00

c. Equibank line of credit in the amount of $20,000.00, with a current balance of Approximately $18,000.00, presently owed by both parties, but acknowledged by defendant to be his debt alone. defendant shall maintain and pay all premiums promptly for a life insurance policy on this account, so that in the event of his death, it shall be paid in full. He represents that this policy is now in effect. He shall obtain and provide a copy ofthe policy to plaintiff, in the near future. by april 30, 1999, at the latest, Defendant shall close out this joint line of credit and have anyoutstanding balance paid in full, or transferred from plaintiff's name into his name, or frozen such that no further increase shall occur (apart from assessment of interest).

5. WAIVER OF FILING OF DOCUMENTS:

Neither party hereto shall require the other party hereto tofile an inventory and appraisement as would otherwise have been required by the Pa. rules of Civil Procedure. Each party is aware of the debts and assets acquired during the marriage.

6. WAIVER OF CLAIMS:

Neither party hereto shall make any claim against the other party hereto, except for enforcement of the rights and responsibilities set forth in this decree.

BY THE COURT,
Gordon R. Miller, J.

1990

Bettie-J. Peterson-Muth

816.

Dennis G. Kuftic

1/3/91 Recd $67.50 from Plaintiff
Recd 2-1-91
$67.50
Vivian Stalty

MERLE R. MULVIN

vs.

ROSA M. MULVIN

Filed Aug. 28, 1990
@ 2:43 p.m.

Tax & entry paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00
John Fuller, mediator	135.00
Pro Co Rel 1/3/91	9.00
Pro.Co. pd 8/11/92	9.00
Pro.Co pd 10-23-92	5.00

COMPLAINT IN DIVORCE, CUSTODY,
EQUITABLE DISTRIBUTION

1 copy (atty)

Oct. 15, 1990, Petition to Refer Custody to a Custody Mediator and Order filed. ORDER: AND NOW, this 15 dayof oct. 1990, JOHN FULLER is appointed custody mediator to hear testimony and make a recommendation to this court regarding the issues of custody and/or visitation.

1 copy (atty)
1 copy (mediator)

BY THE COURT,
Robert L. Walker, S. J.

Nov 9, 1990 Order filed: AND NOW, November 8, 1990, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Justin Mulvin and Alicia Mulvin shall be shared between the mother and the father, that is, each parent shll be entitled to have full access to school records, medical records and other important records and each parent shall be entitled to take part fully in decisions affectomg the children's education, religious instructions, medical treatment and other such important decisons.

II. Legal custody of Tamson Oblinsky shall be with her mother, Rosa M. Mulvin.

III. Physical custody of Justin Mulvin, Alicia Mulvin and Tamson Oblinsky shall be with their mother, Rosa M. Mulvin, subject to the following conditions:

A. The father/step-father shall be entitled to visit and take the children into his custody every weekend beginning November 3, 1990 from 9:00 a.m. Saturday morning until 8:00 p.m. Sunday evening.

B. Holidays shall be defined as Thanksgiving, Christmas, and Easter. The parties shall share physical custody of the children on the three aforementioned holidays and if the parties are unable to agree otherwise, then the three children shall be in the custody of the mother on those three holidays until 1:00 p.m. and in the custody of the father/step-father from 1:00 p.m. until 8:00 p.m.

C. Beginning with the Summer of 1991, the father/step-father shall be entitled to have the children in his custody fro a period of six weeks, which unless otherwise agreed upon between the parties, shall be from Juane 15th at 9:00 a.m. until July 27th at 9:00 a.m. During the six week period when the children are in the custody of the father/stepfather, the mother shall be entitled to have the children in her custody every other weekend, from Saturday morning at 9:00 am until Sunday evening at 8:00 p.m., which unless otherwise agreed upon between the parties, shall be the second and fourth weekends of the six week period.

D. Neither mother nor father shall say or do anything in an attempt to turn the children against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the children towards both parents.

E. Neither mother nor father shall expose the children to any person or situation which may be harmful to the children's health or well being.

F. Both parents agree to inform the other immediately of any illnes or injury regarding one or both of the children and both parents agree to furnish the other with a current telephone number.

IV. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hjereof.

V. Cost of the mediation conference shall be equally divided with one-half of the cost thereof being paid by the father and the remaining one-half to be paid by Crawford County.

Robert L. Walker, S. Judge

Nov 14, 1990 Copies of order put in Atty. Peterson-Muth. and Atty Fuller's boxes. and copy mailed to Plaintiff.

Oct. 28, 1991 Affidavit of Service filed. Bettie J. Peterson-Muth, being duly sworn according to law, deposes and says that she is a competent adult; that she served the Complaint inn Divorce filed in the above matter on ROSE M. MULVIN, personally, by handing to her a true and correct copy thereof and informing her of its contents at Courtroom No. 2, Crawford County Courthouse, Meadville, PA, on August 28, 1990, at 3:35 p.m.

Deponent further avers that, at the time of said service, the said defendant indentified herself to deponent.

Bettie J. Peterson-Muth

Oct. 28, 1991 Affidavit of Consent of plaintiff filed.

Oct 28, 1991 Stipulation for an Agreed Order of Custody filed: AND NOW, the parties stipulate and agree as follow:

1. The parties are subject to an Order of Court dated November 8, 1990 regarding the custody/visitation of their children, namely, Justin Mulvin and Alicia Mulvin. The parties desire the Agreement remain in effect, except for a change in the physical custody of Justin Mulvin.

2. Physical custody of Justin Mulvin shall be with his father, Merle R. Mulvin.

3. The visitation schedule will remain the same, with the children alternating weekends with parents. It is the intent to have all of the children visit the same parent on the weekend of visitation so that the children are together each and every weekend.

4. In all other respects the Order of Court shall remain the same.

5. This Stipulation shall be entered as an Order of Court.

Date: 6-3-91 Merle R. Mulvin, Plaintiff
Date: July 3, 1991 Rosa M. Mulvin, Defendant
Date: July 15, 1991 Bettie J. Peterson-Muth, Attorney for Plaintiff
BY THE COURT,
Date: 10/28/91 P. Richard Thomas, S.J.

Nov. 4, 1991 Copies of order put in Atty. Peterson-Muth's box.

Mar. 6, 1992 Affidavit of Consent of Defendatn, filed.

Mar. 6, 1992 Affidavit of Consent of Plaintiff, filed.

Aug. 7, 1992 Upon Praecipe of Defendant's Attorney, Dennis G.Kuftic, Esquire to transmit record, case moved to Court.

Continued on Page 266 A

Aug. 24, 1992, MEMORANDUM filed. Gordon R. Miller, Judge
Aug. 26, 1992, copies to Attys. Bettie Muth and Dennis Kuftic.

Aug. 31, 1992 Upon Praecipe of Defendant's Attorney, Dennis G. Kuftic, Esquire, to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 8, 1992 AND NOW, September 3, 1992, it is ordered and decreed that **MERLE R. MULVIN**, Plaintiff, and **ROSA M. MULVIN**, Defendant, are divorced from the bonds of matrimony.

BY THE COURT:
Gordon R. Miller

Oct. 23, 1992 Notice Of Election To Retake Maiden Name filed. Rose M. Mulvin To Be Known As Rosa M. Kent filed.

Brian J. Lindsay

817.

RHONDA L. FIRST

vs.

ALLEN J. BRADY

Filed Aug. 28, 1990
@ 3:52 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
William Pineo, mediator	
Pro Co	9.00

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER TO APPEAR:
You, Allen J. Brady, dft., have been sued in court to obtain custody, partial custody or visitation ofthe child: Sommer Sunshine Brady.
You are ordered to appear in person at such time and place as will be determined by the Mediator: WILLIAM PINEO, for a mediation conference.
You are further ordered to bring with you the minor child: Sommer Sunshine Brady.
If you fail to appear as provided by this order or to bring the child, an order for custody, partial custody, or visitation may be entered against you ro the court may issue a warrant for your arrest.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.
Crawford County Bar assn. ser. to the Publ Comm. c/o Prothonotary Office, Crawford County Courthouse, Meadville, Pa. 16335 814 724-4636.
Date: Aug. 27, 1990 BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

ORDER: AND NOW, this 27 dayof Aug. 1990, it is hereby ordered and decreed that Rhonda L. First shall have temporty custody of Sommer Brady, subject to Allen J. Brady's weekend visitation rights from Fri. at 6:00 p.m. until Sunday at 6:00 p.m. pending further order of this court, it being represented to the court that this order merely returns the parties to the status quo and there are no allegations of improper conduct on the part of Rhonda L. First.
BY THE COURT,
Gordon R. Miller, J.

Sept. 21, 1990 Consent To Entry of Proposed Custody Order and Order filed. AND NOW, this 21st day of September, 1990, both par ties being represented by counsel and both parties having signed a Consent to the entry of this Order, it is hereby ordered and decreed that:
1. The parties shall share legal and physical custody of the minor child, Sommer Sunshine brady.
2. the parties shall share with each other any and all information which each may have regarding the health, education and the major events in the life of their daughter, Sommer. Health care, school personnel and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor child.
3. The primary physical custody of Sommer is awarded to the natural mother, Rhonda L. First. The child's father, Allen J. Brady, shall have temporary physical custody and the right of visitation on every weekend of each month, except for the first full weekend of each month. On the first full weekend, which shall be a weekend containing a Friday, Saturday andSunday, the minor child shall abe with her mother. In addition, the father shall have temporary physical custody and visitation with Sommer on the Monday and Tuesday after the first full weekend of the month. The father's weekend visitation period shall commence Friday at 6:00 o'clock p.m. and conclude Sunday at 6:00 o'clock p.m. The father's weekday visitation shall commence on Monday at 9:00 o'clock a.m. and conclude Tuesday at 6:00 o'clock p.m.
4. the holidays of Christmas, Thanksgiving and Easter shall be alternated, with the mother having her daughter for Thanksgiving, 1990. Christmas 1990 shall be with the father and Easter 1991 shall be with the mother. A holiday visitation shall be from 9:00 o'clock a.m. until 7:00 o'clock p.m.
5. The child shall spend every Mother's Day with her mother, and shall also be with her mother on her mother's birthday. The minor child shall be with her father on FAther's Day and with her father on her father's birthday during each year.
6. The parties acknowledge that holiday visitation periods take precedence over the regularly scheduled weekend visitations.
7. The parties agree that the father shall provide transportation both ways and shall both pick up and return his daughter to the mother's residence.
8. If the father does not appear to pick up his minor daughter for a scheduled visitation within one hour after the scheduled pick up time, the motehr may consider the visitation to be cancelled.
9. The wife specifically agrees not to tak eher minor daughter into nay bar or tavern at any time, and further afrees not to take the child into a restraurant that serves alcoholic beverages, except when ordering a meal.
10. Both parents shall teach the child to give to the other parent the love and respect which is due to a parent. Neither parent shall say or do any thing that will in anyway tend to turn the child against th eothr parent. The parties agree to promptly notify the other in the event that the child becomes seriously ill or is involved in any accident resulting in injury.
11. Both parties shall keep th eother advised of their current address and current telephone number.
12. Neither party shall use illegal drugs or be under the influence of alcohol at any time when the party has the care and custody of the minor child.
13. The parties may make arrangements for additional or alternative visitation periods. Such arrangements shall be by mutual consent only. In the event of a disagreement or lack of muutal consent, the terms of the foregoing Order shall be controlling. By The Court
P. Richard Thomas, S.J.

Sept. 24, 1990 Copies of order to Brian Lindsay, Bruce Barrett and William Pineo

Continued on Page 686 SEE VOL. 3

1990

Jack Kudzma

818

ROBERT D. KEHN and
DIANA KEHN, his wife

VS.

GENEVA TRUCK & AUTO;
GENEVA AUTO & TRUCK SALES;
GENEVA TRUCK & EQUIPMENT,
INC. and WILLIAM O.
CHANDLEY, JR., an
individual

Filed Aug. 29, 1990 @ 10:57 A.M.

Tax & Entry paid $50.50 ✓
User fee paid 5.00
Sheriffs Costs 40.72

Jury Trial Demanded

COMPLAINT IN CIVIL ACTION

4 copies (sheriff)

Sept. 18, 1990, Sheriffs Return filed. SERVED Geneva Truct & Auto on Aug. 30, 1990, at 2:56 p.m. by servicng Pat Nader, Office mgr, at business R. D. #2, Cochranton, Crawford County, Pa.

SERVED Geneva Auto & Truck Sales on Aug. 30, 1990 at 2:58 p.m. by serving Pat Nader, Office Manager, at business R. D. #2, Cochranton, Crawford County, Pa.

SERVED Geneva Truck & Equipment, Inc. on Aug. 30, 1990 at 2:57 p.m. by servicng Pat Nader, Office mgr, at business R. D. #2 Cochranton, Crawford County, Pa.

SERVED William O. Chandley, jr. personally on Aug30, 1990 at 2:55 p.m. by handing copy of Compalint to him at his place of employment Geneva Truck & Auto R. D. #2, Cochranton, Crawofrd County, Pa.

So answers, Robert M. Stevens, Dep. sheriff
Howard N. Stewart, sheriff

1990

Marsh, Spaeder, Bauer, Spaeder & Schaaf
William J. Schaaf
Donald F. Fessler, Jr.

819

PELLA WINDOW & DOOR COMPANY

819

MICHAEL TROMBLEY,
individually and d/b/a ELGIN CARPENTRY SERVICE

Filed August 29, 1990
@ 11:30 A.M.

Tax & Entry Paid	$50.50 ✓
User Fee paid	5.00
Sheriffs costs	18.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Sept 18, 1990, Sheriffs Return filed. NOT FOUND as to defendant Michael Trombley. Moved left no forward at Post Office. NOT FOUND as to Elgin Carpentry Service. Out of business.
So answers, Howard N. Stewart, Sheriff

Sept. 26, 1990 Complaint Reinstated.

Sept. 26, 1990 Motion for Service Pursuant To Special Order of Court by PUblication and Order filed. AND NOW, this 26 day of September, 1990, it is hereby ORDERED that the relief requested in the foregoing MOtion for Service PUrsuant to Special Order of court, in accord with rule 430, is hereby granted. Plaintiff shall serve the defendant by publishing a notice of the complaint once a week for three successive week for three successive weeks inthe Crawford County Legal Journal and in the Meadville Tribune. BY THE COURT,
P. Richard Thomas, S.J.

Sept. 26, 1990 Copy of order mailed to Donald Fessler

Nov. 30, 1990 Notice of Default judgment filed.

820

Christopher St. John

COMMONWEALTH OF
PENNSYLVANIA

VS.

TIMOTHY R. ST. JOHN

Filed Aug 29, 1990
@ 1:43 P.M.

Tax & Entry 8/31/90 50.50 ✓

User fee 8/31/90 5.00

PETITION FOR APPEAL FROM ORDER OF THE DEPARTMENT OF TRANSPORTATION SUSPENDING LICENSE TO OPERATE MOTOR VEHICLE AND A SURSEDEAS OF SUSPENSION

2 copies (atty)

ORDER:

AND NOW, this 29th day of Aug. 1990, upon consideration of the within Petition for Appeal from Order of the Dept. of Trans. Suspending License to Operate a Motor vehicle and a Supersedeas of Suspension, a hearing de novo is granted to determine whether the action of the Dept. of Trans. in suspending the motor vehicle operation privileges of the petitioner should be set aside.

Said hearing shall be held on the 5th day of Dec. 1990, at 9:30 a.m. in C. R. No. 1 or 2 in the Crawford County Courthouse, Meadville; Pa. which date is at least thirty (30) days after written notice to the Dept. of Trans. of said hearing.

It is further ordered that a supersedeas is hereby grnated and the privilege to operate a motor vehicle under Pa. operator No. 17774684 - 01 is hereby reinstated, pending a final order by this court after a de novo hearing, and all proceedings are hereby stayed, pending the aforesaid determination by this court.

2 copies (atty)

BY THE COURT,
Gordon R. Miller, P.J.

Sept. 6, 1990 Motion To Transfer and Order filed. AND NOW, to-wit: this 5 day of Sept., 1990, upon consideration of the foregoing motion, the above-captioned matter is transferred to the Court of Common Pleas of Mercer County.

BY THE COURT,
P. Richard Thomas, SJ.

Sept. 12, 1990 Copies of order mailed to Atty's St. John and Kuhar

1990

CULBERTSON, WEISS, SCHETROMA AND SCHUG
Glenn A. W. Thompson

821

Watts, Pepicelli, Youngs & Youngs
Alan L. Pepicelli

RACE STREET LUMBER, INC.

VS.

WILLIAM GRANDA, d/b/a
WILLIAM GRANDA CONSTRUCTION

Filed Aug 29, 1990
@ 3:28 P.M.

Tax & Entry Paid	$50.50 ✓
User fee paid	5.00
Sheriff's Costs	23.50
Pro Co Pd 12-18-90	6.00

COMPLAINT

1 copy (sheriff)

Sept. 14, 1990 Appearance of Watts, Pepicelli, Youngs & Youngs PC by Alan L. Pepicelli for defendant filed.

Sept. 20, 1990 Sheriff's Return filed. SERVED William Granda personally on Sept. 4, 1990 at 2:55 PM by handing copy of Complaint to him at William Granda Construction, R.D.# 1, Guys Mills, Crawford County, Pa.
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Dec 18, 1990 Upon Praecipe of Plaintiff's Attorney. this action is hereby marked settled and discontinued of Record.

1990

Watts, Pepicelli, Youngs
& Youngs
Theodore H. Watts

822

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

VS.

HERMAN HORSTMAN

Filed August 29, 1990
@ 4:14 P.M.

Pro Simmons Paid	$15.00
Pltf on Orig.	14.50
Sheriff's Costs	32.00
Exempls. Pd. 6/7/91	*10.00

WRIT OF REVIVAL

OF

DSB 1985-615

Issued (sheriff)

Writ of Revival indexed in favor of the plaintiff and against the defendant in the amount of Fourteen Thousand Five Hundred Dollars.

Entered Aug 29, 1990

Debt....$14,500.00
H-84....JUDGMENT REVIVAL
James F. Simmons
Prothonotary

Oct. 1, 1990 Writ Return filed. SERVED Herman Horstman on September 11, 1990 at 1:41 PM. by handing copy of Writ of Revival to Dee Horstman, his wife, at residence, Arthur Street, Meadville, Crawford County, PA.

So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

1990

JORDEN & WHITE
Harry Faber White, II

823

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

HENRY J. BROWN,
Administrator of the Estate
of Scott H. Brown

VS.

DAWN MARIE LETHCO

Filed Aug. 30, 1990
@ 10:33 A.M.

Tax & Entry paid	$50.50
User fee paid	5.00
Sheriff's Costs	42.48
Pro Co Pd 3/31/93	6.00

WRIT OF SUMMONS

Issued (Sheriff)

Aug 30, 1990 Notice of Depositions of Dawn Marie Lethco filed.

Sept. 20, 1990 Sheriff's Return filed. SERVED Dawn Marie Lethco personally on Sept. 4, 1990 at 1:30 PM by handing copy of Summons to her at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.

So answers, Catherine I. Allen, Dep. Sheriff
Howard N. Stewart, Sheriff

Oct. 8, 1990 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for defendant filed.

Nov. 13, 1990, Notice of Depositions of Dawn Marie Lethco filed.

Mar. 31, 1993, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record for value received and upon payment of costs.

ALTOMARE & BARNHART
Joseph C. Barnhart

824

SUE A. WAGNER

VS.

WWILLIAM L. WAGNER

Filed Aug 30, 1990
@ 11:05 A.M.

Tax & Entry Paid	$50.50
User fee paid	5.00
STATE Pd 9/10/90	10.00
Pro Co pd 9/27/91	9.00

COMPLAINT IN DIVORCE

Sept. 27, 1990 Affidavit Of Service filed. Before me, the undersigned officer, personally appeared JOSEPH C. BARNHART, ESQ. attorney for the above-captioned Pl aintiff, who bieng duly sworn according to law, did depose and say that he did serve a certified copy ofthe Complaint in Divorce upon the above-named Defendant at c/o Venango County Jail, 1186 Elk Street, Franklin, PA 16323 by United States certified mail, restricted delivery, evidenced by postal return receipt #P620-656-408 purportedly signed by said Defendant and dated SEptember 11, 1990, attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 25th day of September, 1990. Joseph C. Barnhart

Jan. 31, 1991 Plaintiff's Affidavit of Consent Under Section 201(c) of the Divorce Code filed.

Sept. 26, 1991 Defendant's Affidavit of Consent Under Section 201(c) of the Divorce Code, filed.

Sept. 26, 1991 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Sept. 30, 1991 **D E C R E E F I L E D .**

AND NOW, this 30th day of September, 1991, IT IS ORDERED AND DECREED AS FOLLOWS:

1. Upon consideration of the pleadings and Affidavits filed in the above-captioned matter, the Court her eby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the complaint, and an Affidavit has been file dby each of the parties evidencing that each of the parties consents to the divorce, pursuant to §201(c) of the Pennsylvania Divorce Code.
2. No other matters or causes of actions provided under the Pennsylvania Divorce Code of 1980, as amended, are reserved by either of the parties.

BY THE COURT,
Gordon R. Miller, J

1990

FULLER, KINNUNEN, PETRUSO
& GAMBLE
Ann Hansen Gamble

825

MICHAEL JOHN BROWN

VS.

PATRICIA ANN RIGBY

Filed Aug 30, 1990
@ 3:45 P.M.

Tax & Entry paid	$50.50 ✓
User fee paid	5.00
State paid	10.00

COMPLAINT IN DIVORCE

Aug 30, 1990 Acceptance of Service filed: I, Patricia Ann Rigby, do hereby accept service of a true and correct copy of the Notice to Defend and Claim Rights, Notice of Availability of Counseling, and the Complaint in Divorce, to be filed in the above captioned matter this 30th of August, 1990.
Patricia Ann Rigby

Dec. 7, 1990, Affidavit of Consent of plaintiff filed.

Feb. 17, 1998 Important Notice and Court Order filed.
Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 12/7/90 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: February 13, 1998 Anthony J. Vardaro, J
Feb. 17, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

826.

In the Matter of the TRANSFER OF PRESIDENT JUDGESHIP OF THE 30TH JUDICIAL DISTRICT

Filed August 30, 1990

SPECIAL COURT CEREMONY

FOR THE

TRANSFER OF THE PRESIDENT JUDGESHIP

OF THE 30TH JUDICIAL DISTRICT

TO

HONORABLE GORDON R. MILLER

(Transcript of Proceedings filed with papers)

1990

827

9/21/90
Recd $
21.00
Sheriffs Costs

9/21/90 Paid to
Howard Stewart,
Sheriff
$21.00
Check 5844

SONYA LEE

VS.

ANTHONY J. DUPONT

Filed Aug 31, 1990
@ 9:37 A.M.

Tax & entry	Pd 9/21/90	50.50
State	Pd 9/21/90	5.00
Sheriff's Costs		21.00
Pro Co	Pd 9/21/90	9.00

PETITION FOR EMERGENCY RELIEF
UNDER THE PROTECTION FROM ABUSE ACT

1 copy (plaintiff)
3 copies (sheriff)

TEMPORARY ABUSE ORDER:

And now, this 31st day of August, 1990, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendant shall not go to home of Plaintiff. Defendant shall not contact plaintiff in any manner. Temporary custody of Megan is awarded to Plaintiff until further court order.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for September 6, 1990 at 3:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse.

The Defendant is advised he may retain a lawyer to represent him at said hearing if he so desires, but he is not required to do so.

BY ORDER OF THE COURT,
Gordon R. Miller, J

Sept. 4, 1990 Sheriff's Return filed. SERVED Anthony J. DuPont personally on August 31, 1990; at 9:45 a.m. by handing copy of Protection From Aubse to him at Crawford County Jail, Center Street, Meadville, PA.
So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 7, 1990 Order filed. AND NOW, September 6, 1990 at the time scheduled for hearing in this matter, the Plaintiff appeared with counsel, and the Defendnat appeared without counsel. The Defendant advises the Court that he desires to obtain private counsel on his own, has already retained counsel in a related criminal case, believes that that attorney was representing him in this case, and therefore asks for a continuance. The Plaintiff did not object to the continuance.

Accordingly, this matter is continued to September 13, 1990 at 8:30 a.m. in Courtroom No. 1 or No. 2 of the Crawford County Courthouse, at which time the hearing will take place whether or not the Defendant has counsel.

In the meantime, the temporary abuse order of August 31, 1990 is continued in full force and effect. A copy of this order shall be delivered to the police department in the jurisidiction where the Plaintiff resides and to County Control.

BY ORDER OF THE COURT,
Gordon R. Miller, J

Sept. 7, 1990 Copy to County Control and copy put in Atty box.

Sept. 14, 1990 Order filed. AND NOW, September 13, 1990, at the time scheduled for hearing in this matter, both parties appeared with counsel and entered into an agreement concerning a resolution of the matters now pending in this action. The parties agree to the following Order, although the defendant does not admit that he engaged inthe conduct alleged in the petition or that he engaged in any abuse as that term is defined by the Act;

ACCORDINGLY, it is ordered as follows:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or th eminor child Megan.

2. Temporary custody of Megan is awarded to the Plaintiff, with the defendants having the right to visit said child and take her into his custody two (2) days per week for four (4) hours each visit. Those visitation shall commence after October 4, 1990. the reason why said visitations shall not take place until after October 4, 1990 is that the child and one or both of the parents will be going to a service called Families in Change, which apparently is for the purpose of helping this family deal with this seperation and especially to assist the child in dealing with the seperation. The exact dates and times of the visitations are not now set forth because the parties appear to be able to determine when the visitations shall take place. The Plaintiff shall notify counse for the defendant, or with the consent and approval of counsel for the defendant, she may contact the defendant directly at least one week in advance of a proposed visitation day. At that time, she shall notify counsel for the defendant of the exact days and times when the defendant may see the child and take her into his custody. The parties shall make every reasonable attempt to agre eon the dates and times for the defendant to exercise his visitation rights.

3. While the child is in the custody of the defendant, he shall do nothing to adversely affect her health, safety, morals or welfare. Neither party shall do anything to turn the child against the other.

4. The abuse provisions of this Order shall remain in affect for one (1) year form this date or until September 12, 1991. The custody and visitation provisions of this Order shall remain in full force and effect until such time as either party obtains another Order of Court in a custody or visitation proceeding brought under the Rules of Civil Procedure or the law generally.

5. costs in the sum of $85.50 shall be paid by the defendant not later than Friday, September 21, 1990.

6. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe that it has been violated.

7. A copy of this Order shall be delivered to the Police Departments in the jurisdiction where the plaintiff resides and to County Control.

8. The defendant is reminded that this is an Order of Court and any violation of the abuse provisions of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.

BY ORDER OF THE COURT
Gordon R. Miller, J

Sept. 19, 1990 Copies of order put in Brian Lindsay, Harry White and County Control's box and copy mailed to defendant.

1990

Mason and Mason Joan D. Mason 828.	BRENDA KAYE SWAVEY v.s. RANDY E. BRADLEY Filed Aug.31, 1990 @ 2:33 p.m. Tax & entry Paid $50.50 ✓	CUSTODY COMPLAINT 1 copy (atty)

1990

JURY TRIAL

Joseph F. Kulwicki

829.

JEFFERY HUBERT AND
BEVERLY HUBERT, HIS WIFE

vs.

CARL WEAVER, INDIVIDUALLY
AND CARL WEAVER, TRADING
AND DOING BUSINESS AS
WEAVER'S INN

Filed Aug. 31, 1990
@ 4:00 p.m.

Tax & entry Paid $50.50 ✓
STate pd 9/6/90 5.00
Pro Co Pd 12/20/90 6.00 ✓

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Oct. 1, 1990 Appearance of Jeffrey H. Quinn for Defendant filed.

Oct. 1, 1990 Demand For Jury Trial filed.

Dec. 20, 1990, Upon praecipe of plaintiff attorney, the above captioned matter is hereby marked settled and discontinued of record.

830.

BARBARA A. MOYER

vs.

JAMES D. McHALE

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

Filed Sept. 4, 1990
@ 9:29 a.m.

Tax & entry	9/11/90	$50.50 ✓
State	9/11/90	5.00
Sheriff's Costs		21.00
Sheriff's Costs		31.56
		9.00

12/19/90 Recd $21.00 From Plaintiff
Dec. 31, 1991 paid Co. Comm. $2.00

ORDER:

And now, this 4th day of September, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Defendant shall not contact the Plaintiff. Sole Possession of the residence at 112 Eriez Rd., Jamestown, PA.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for September 12, 1990, at 3:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 4, 1990 Sheriff's Return filed. SERVED James D. McHale personally on September 4, 1990 10:10 AM by handing copy of Protecton From Abuse to him at Crawford County Jail, Center Street, Meadville, PA 16335.
So answers, Howard N. Stewart, Sheriff

Sept. 7, 1990 Motion For Amendment Of Temporary Abuse Order and Order filed. AND NOW, this 7th day of September, 1990, upon review of the foregoing Motion for Amendment of Abuse Order, by the Court hereby amends the abuse order entered September 4 by adding the following thereto:

1. The Plaintiff, Barbara A. Moyer, is hereby directed to refrain from removing any items of personal property including but not limited to two computers a microwave oven, items of furniture, or any other items whatsoever from the residence locted at 112 Eriez Road, Jamestown, PA.
2.) This temporary Order shall remain in full force and effect until modified or terminated by further order of this Court. The Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it is being violated.
3.) Service of a copy ofthe Motion and this Order shall be made upon the Plaintiff by a Sheriff, constable, police officer, or competent adult.

Dated: September 7, 1990
2 copies atty.

BY THE COURT,
Gordon R. Miller, J

Sept 10, 1990 Sheriff's Return filed: SERVED Barbara A. Moyer personally on September 7, 1990 at 3:30 p.m. at her residence, 112 Eriez Road, Jamestown, Crawford County, Pa.
So answers, Joseph Kelyman, Constable
Howard N. Stewart, Sheriff

Sept 13, 1990 Order filed: AND NOW, September 12, 1990, at the time scheduled for the hearing in this matter, the defendant appeared with counsel, but the plaintiff did not appear. The plaintiff did have specific notice of the exact date and time of this hearing. Counsel for the defendant indicates that he recently had a conversation with her and she indicated that she was moving some distance away and would not be coming.

ACCORDINGLY, ths Temporary Abuse Order entered September 4, 1990 is hereby VACATED.

A copy of this Order shall be delivered to the Police Departments that received a copy of the Order of September 4, 1990, and to County Control.

Record costs in the amount of $76.60 shall be paid by the plaintiff on or before October 15, 1990 by payment to the Prothonotary of Crawford County. If the Prothonotary does not receive payment by that date, the Prothonotary may file a motion with the court for additional relief.

A true and correct copy of this order shall be sent by the Prothonotary Certified Mail, Return Receipt Requested, to the plaintiff in care of Calvin Eckert, Meadow Trail, Dillsburg, Pennsylvania, 17019.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

Sept 13, 1990 Copies of order given to Co. Control, mailed to plaintiff (Cert., RRR) and put in Atty. Walker's box.

Nov. 1, 1990 Motion to hold Plaintiff in Contempt and Order filed. And now, Oct. 31, 1990 hearing set December 4, 1990, at 9:30 a.m. in Courtroom 2.

Gordon R. Miller, J

Nov. 1, 1990 Copy mailed to plaintiff

1990

Donald E. Lewis
~~Brian J. Lindsay~~ withdrawn

831.

Thomas, Truax , Spadafore, Vardaro & Walker
Anthony J. Vardaro
for County Coroner

~~John M. Dawson~~
~~for Dist. Atty.~~

FRANK NADER

vs.

G. ARDEN HUGHES, CORONER, DULY ELECTED FOR CRAWFORD COUNTY ~~AND JOHN DAWSON, DISTRICT ATTORNEY, DULY ELECTED FOR CRAWFORD COUNTY~~

Filed sept. 4, 1990
@ 10:30 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	31.00
Pro.Co. pd 4/16/93	30.00
State pd 4/16/93	5.00

COMPLAINT SEEKING MANDAMUS TO COMPEL THE CORONER AND DISTRICT ATTORNEY TO CONDUCT AN INQUEST IN ACCORDANCE WITH THEIR DUTY UNDER THE LAW

2 copies (sheriff)

Sept 21, 1990, Answer to Plaintiff's Complaint filed. (answer of G. Arden Hughes, Coroner)

Sept. 25, 1990 Sheriff's Return filed. SERVED G. Arden Hughes personally on September 4, 1990 at 12:55 PM at Sheriff's Office, Crawford County Courthouse, Meadville, PA
SERVED John Dawson personally on September 11, 1990 at 2:30 PM at Sheriff's Office, crawford county Courthouse, Meadville, PA.
So answers, Carole Stefanucci, deputy sheriff
Howard N. STewart, Sheriff

Oct. 8, 1990, Preliminary Objections in the Nature of a Demurrer, filed by District Attorney, defendant.

Oct. 8, 1990, Certificate of Service on Donald E. Lewis, filed.

Oct. 8, 1990, Certificate of service on Anthony Vardaro, filed.

Oct. 8, 1990 Verification of Service filed. I, Donald E.Lewis, Esquire, do hereby verify that I am the attorney of record for Plaintiff and as such I am authorized to make this verification; that I did send notice of default to the Defendant, John Dawson, District Attorney, by First Class Mail, Postage Prepaid, U.S. mail, all in accordance with the PA rules of Civil Procedure, the original Certificate of Mailing and Default Notice are attached hereto and dated Oct. 1,1990.
Donald E. Lewis, Esq.

Jan. 2, ~~1990~~ 1991, Response to Defendant's Preliminary Objections filed.

Jan. 31, 1991, Upon praecipe of plaintiff attorney, preliminary objections listed for next argument list.

ON ARGUMENT LIST FOR MARCH 1991 (Apr. 10, 1991 @ 9:00 a.m. C.R. #2)

Apr. 25, 1991 MEMORANDUM AND ORDER filed. ORDER: AND NOW, Apr. 24, 1991 the District Attorney's preliminary objection inthe nature of a demurrer is hereby granted.
BY THE COURT,
Gordon R. Miller, p. J.
Apr. 25, 1991 Copies to Attys. D. Lewis, A. Vardaro and J. Dawson.

Apr. 29, 1991 Certificate of Readiness filed.

On October 1991 - Trial List

Aug. 29, 1991 Motion For Summary Judgment filed.

Aug. 30, 1991 Upon Praecipe of Defendant Hughes Attorney, this case is placed on the Argument List

On SEPTEMBER 1991 ARGUMENT LIST.

Sept 3, 1991 Certificate of Mailing filed.

September 23, 1991 Motion To Strike Defendant From Case Caption and ORDER filed.AND NOW, this 19th day of Sept., 1991, upon consideration of the within Motion and inasmuch as John Dawson is no longer a defendant in this case, the Prothonotary is hereby ordered and directed to strike John Dawson as a named defendant in the within captioned case on all subsequently filed pleadings, documents and orders.
By Order Of The Court,
Gordon R. Miller,P.J.
Sept. 24, 1991 Copy of Order to Attys. Brian Lindsay, Donald Lewis, Anthony Vardaro and John M. Dawson.

Sept 30, 1991 Order filed: AND NOW, September 30, 1991 pursuant to the agreement of the parties through their attorneys, it is ordered as follows:
1. The Plaintiff's motion to dismiss the Motion for Summary Judgment filed by G. Arden Hughes, Coroner of Crawford County, is withdrawn.
2. The plaintiff's motion to continue the argument on that motion for summary judgment is continued until the November argument court, and is hereby scheduled to be heard on Monday, November 25, 1991 at a time to be set by the Court Administrator.
3. This case shall be listed by the Prothonotary on the civil jury trial list for February 1992. At the moment, the role of the jury shall be the rule of a jury in a mandamus action.
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Oct 2, 1991 Copies of order put in Attys. Lewis, Lindsay and Vardaro's boxes.

On December 1991 Argument List

Nov.22, 1991 Motion To Continue Argument and Order filed. AN DNOW, this 22 day of November 1991, upon presentation and consideration of the foregoing Motion, plaintiff's request for a continuance is g ranted and this matter shall be listed for argument on the december 1991 calendar
BY THE COURT,
P. Richard Thomas, S.J.
Nov. 26, 1991 Copies of order put in box for atty's Lewis, Vardaro and Dawson

Continued on Pg. 694

SEE VOL. 3

1990

832.

COLLEEN G. PATTERSON

vs.

MARVIN J. PATTERSON

Filed Sept. 4, 1990
@ 11:24 a.m.

Tax & entry	Pd 10/24/90	$50.50 ✓
state	Pd 10/24/90	5.00 ✓
Sheriff's Costs		32.60
Pro Co	Pd 10/24/90	9.00 ✓

10/24/90 Recd $ 36.60 From Defendant,

10/24/90 Paid $36.60 To Howard Stewart, Sheriff

Ck # 5891

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plff)

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

ORDER:

And now, this 4th day of September, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not go to Plaintiff's residence. Temporary custody of the minor child shall be with Plaintiff till further Court Order.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for September 12, 1990, at3:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 7, 1990 Sheriff's Return filed. SERVED Marvin J. Patterson personally on September 4, 1990 at 4:05 PM at his place of employment, Cytempt, Titusville, PA Crawford County PA.
So answers,
Robert M. STevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 18, 1990 Stipluation For Entry Of Consent Decree filed.

Sept. 18, 1990 Order filed. AND NOW, this 17th day of September, 1990, upon consideration of the foregoing Stipulation of the parties, the Court entered the following Consent Decree:

1. The defendant shall refrain from any act of abuse toward the plaintiff, Colleen G. Patterson.
2. The defendant shall not enter into the re sidence of the plaintiff.
3. The within Order shall remain in fullforce and effect for a term of six (6) months from the date hereof.
4. The defendant shall pay the costs in the above matter within thirty (30) days from the date hereof

By the court,
P. R Thomas, S.J.

Sept. 20, 1990 Copies of order to Joseph Barnhart, James Irwin County Control and defendant

1990

Becket & Watkins
Milton Becket

833.

CORESTATES BANK OF DELAWARE, NA
1523 Concord Pike
Wilmington, Del 19803

vs.

CARL MATTHEWS
R. d. #3
Titusville, Pa. 16354

Filed Sept. 4, 1990
@ 11:47 a.m.

Tax & entry paid	$50.50
State paid	5.00
Sheriffs costs	21.00

COMPLAINT - CIVIL ACTION

1 copy (sheriff)

Sept 21, 1990, Sheriffs Return filed. Not Found as to defendant Carl Matthews. His address R. D. #3, Box 29, Titusville, Pa. is located in Venango county.
So answers, Howard N. Stewart, Sheriff

1990

Susmarski Law Offices
Ronald J. Susmarski

834.

THOMAS E. MORGAN

vs.

SANDRA MARY MORGAN

Filed Sept. 4, 1990
@ 1:13 p.m.

Tax & entry paid	$50.50
State paid	10.00
State paid	5.00
Pro Co Pd 1-15-91	9.00
Pro Co Pd 2/15/91	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept 10, 1990 Affidavit of Service filed: I, Ronald J. Susmarski, Esq., being duly sworn according to law deposes and says that he served a true and correct copy of the Complaint in Divorce upon the Defendant, Sandra Mary Morgan, by handing to her personally, a true and correct copy of said Complaint in Divorce on the 5th day of September, 1990 at 4036 West Lake Road, Erie, Pennsylvania, and made known to her the contents thereof. Deponent ascertains that the Defendant identified herself by her own admission.
Ronald J. Susmarksi

Sept 10, 1990 Acceptance of Service filed: I, Sandra Mary Morgan, certify that Ronald J. Susmarksi, Esquire, served a true and correct copy of a Complaint in Divorce upon me, and I accept service of said Complaint in Divorce on September 5, 1990. Sandra M. Morgan

Jan 15, 1991 Affidavit of Consent of Plaintiff filed.

Jan 15, 1991 Affidavit of Consent of Defendant filed.

Jan 15, 1991 Upon Praecipe of Plaintiff's Attorney for Review Under Section 201(c) of the Divorce Code, this case is moved to Court.

Jan. 29, 1991 **D E C R E E O F D I V O R C E F I L E D .**

AND NOW, this 29 day of Jan., 1991, it is Ordered, Adjudged and Decreed that Thomas E.Morgan, Plaintiff and Sandra Mary Morgan, defendant, are divorced from the bonds of matrimony. the parties having entered into an agreement for the disposition of marital properties and other matters with regard to the divorce action pending between them, the said agreement, which is attached hereto, is hereby incorporated into this Decree of Divorce.
There being no further claims pending, jurisdiction is hereby relinquished.
P. Richard Thomas, S.J.

Feb. 15, 1991, NOTICE OF ELECTION TO RETAKE MAIDEN NAME FILED TO BE KNOWN AS: SANDRA MARY KOWALSKI

May 19, 1999 Notice and Petition to Enforce marital Settlement Agreement filed. Legal Proceedings have been brought against you alleging you have willfully disobeyed an Order of Court.
If you wish to defend against the claim set forth in the following pages, you may but are not required to file in writing with the Court your Defenses or objections.
You must appear in person in Court on July 1, 1999 at 11:30 AM in Courtroom 1 at the Crawford County courthouse, Meadville, PA
If you do not appear in person, the Court may issue a warrant for your arrest.
If ythe Court finds you have willfully fialed to comply with its Order, you may be found to be in Contempt of Court and committed to jaoi fined or both.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator, Courthouse
Meadville,PA 16335
Telephone No: (814)333-7498
Date May 19, 1999
By the Court
Gordon R. Miller, J.

5/19/99 Faxed Ruth DeSantis

June 11, 1999 Order Resetting Hearing filed. AND NOW, June 11, 1999, the Court Administrator having been directed to reset the above matter from July 1, 1999, due to unavailability of the Court, contempt hearing is hereby reset for Tuesday, July 20, 1999, at 1:15 p.m., CR #3, Crawford County Courthouse.
FOR THE COURT,
John Shuttleworth, C.A.

6-11-99 Faxed Ruth & DeSantis

July 21, 1999 Order filed. And Now , July 20, 1999 at teh time set for hearing on this post-marital payment dispute, the parties and their counsel agree that as of this time, there is no unpaid payments due under the contract requireing Thomas Morgan to Pay $100. per funeral call for each funeral.
By agreement of the parties, there is some dispute as to how soon said payment should be made after the funeral call, and the parties mutually agree this date that said $100 payment shall be due within 45 days of the funeral call, which is defined as the date the funeral is conducted.
Counsel for wife has requested attorney fees in the amount of $285 for bringing this matter to the attention of the Court and we grant said fees and direct the same be paid within 20 days of this date, namely MOnday August 9, 1999 at 5 pm.
By the court
P. Richard Thomas SJ

7/21/99 Dist DeSantis & Ruth

John Brautigam

835.

10/1/90 Recd. $21.00 from Plaintiff

10/1/90 Paid $21.00 To Howard Stewart Sheriffe Ck # 5863

KIMBERLY A. RITCHEY

vs.

WILLIAM J. HOOVER, JR.

Filed Sept.=4, 1990
@ 3:27 p.m.

Tax & entry	Pd 10/1/90	$50.50 ✓
state	Pd 10/1/90	5.00 ✓
Sheriff's Costs		21.00
Pro Co Pd 10/1/90		9.00 ✓
Pro.Co. pd 6/24/92		9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy plaintiff
3 copies Sheriff

ORDER:

And now, this 4th day of September, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant shall not contact Plaintiff. Temporary custody of the minor child is awarded to plaintiff till further order of court.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for September 11, 1990, at 3:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 7, 1990 Sheriff's Return filed. SERVED William J. Hoover, Jr. personnally on September 5, 1990 at 9:25 AM at Crawford County Jail, Meadville, PA.
So answers,
Robert M. STevens, Deputy Sheriff
Howard N. STewart, Sheriff

Sept. 12, 1990 Order filed. AND NOW, September 11, 1990, at the time scheduled for hearing in this matter, the Defendant was advised as to the nature of the proceedings and his right to counsel. He asked for the opportunity to obtain counsel even though he has already had upwards of a week to get an attorney and basically is asking for a continuance. Therefore:

1. the hearing in this matter is continued to Tuesday, October 2, 1990 at 3:30 p.m. in Courtroom No. 1 or 2 of the Crawford CountyCourthouse.
2. In the meantime, the temporary Abuse Order of September 4, 1990 remains in full force and effect and shall not be modified privately by the parties without a Court Order which would be entered only after both parties agree in writing to any modifications.
3. The Plaintiff shall be given the opportunity to go upon her former residence at R.D.#3, Saegertown, Pennsylvania, to pick up personal belongings as that term is determined hereinafter, provided, the Pl aintiff shall make a list of the things she wishes to take and will deliver the list to the Defendant as soon as possible after this hearing. The Defendant will clearly mark on that list the items which he will permit her to take with the understanding that she should be permitted to take all of her personal belongings. The Plaintiff shall be permitted to up upon her former residence as aforesaid at 8:00 p.m. on Saturday, September 15, 1990 to pick up the belongings that the Defendant has agreed she can take. She has a right to be accompanied by other adults including a constable or other peace officer. those other adults or peace officers shall be there soley for the purpose of keeping the peace and assisting the Plaintiff in removing her items.

As to those items which the Defendant does not agree can be removed, the Plaintiff shall not remove them and her right to remove them shall be reserved until further hearing in this matter. The Defendant shall (A) make certain that his father or other person who has access to the former residence ofthe Plaintiff allows peaceful access to her items and (B) that th eitems which he doe snot now agree she can take will be kept in safekeeping an dnot destroyed, damaged, lost or mislaid in any manner until a final hearing can be held regarding a proper disposition of those items.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. In the event that the Plaintiff and the defendant agree on the items that the Plaintiff can take but the Plaintiff does not remove those items on September 15, 1990, she shall be permitted to leave those items on that premises to be removed by her at a later date, which said items shall not be destroyed, mislaid, sold or damaged in any way.

BY ORDER OF THE COURT,
Gordon R. Miller, J

Sept. 17, 1990 Copy to Atty. Brautigam and County Control and defendant

Oct 3, 1990 Motion for Consent Order filed.

Oct 3, 1990 Consent Order filed: AND NOW, this 3 day of Oct., 1990, the Court in consideration of the following Consent Order based on the terms of said agreement:

This agreement, made this 28th day of September, 1990, between Kimberly A. Ritchey, Plaintiff and William J. Hoover, Jr., Defendant, as follows:

Whereas, Kimberly A. Richey commenced an action at the above term and number by filing a Petition for Emergency Relief under the Protection from Abuse Act; and

Whereas, the parties desire to amicably settle the aforementioned action.

Continued on page 667

SEE VOL. 3

1990

Mason and Mason
Joan D. Mason

836

GARNET WOHLFEIL

vs.

JEFFREY SCOT McKAY

Filed Sept. 4, 1990
@ 4:13 p.m.

Tax & entry Pd 11/24/90 $50.50
State Pd 11/24/90 5.00

PETITION FOR A PROTECTIVE ORDER

2 copies (atty)

TEMPORARY PROTECTION ORDER:
AND NOW, this 4 day of Sept. 1990, upon consideration of the foregoing Petition for Protective Order, it is hereby ordered that:

1. A hearing will be held on the Petition for Protective Order on the 14 day of Sept. 1990, at 3:30 p.m. in C. R. No. 1 or 2. Crawford County Courthouse, Meadville, Pa.

2. Pending said hearing, the respondent is hereby ordered not to abuse, follow, threaten, harass, or communicate with the petitioner.

3. A copy of this order is to be given to the Pa. State Police and Crawford County Control, who are hereby ordered to enforce this order, If the respondent shall violate this order he is warned that he may immediately be committed to the Crawford County Jail, until such time as this amtter may come to the attention of the court to impose proper penalty for violation of the order, and that he may be subject to considerable fines in addition.

4. Costs of filing and of service of this petition are not required to be advance by the petitioner, but instead shall be determined at the time of hearing.

Per Curiam,
Gordon R. Miller, Judge

Sept 12, 1990 Motion to Reschedule Hearing and Order filed: AND NOW, Sept 12, 1990 Continued to Oct 1, 1990 3 P.M.
P. Richard Thomas, SJ

Sept 14, 1990 Copy of order put in Atty. Mason's box.

Sept. 28, 1990 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Petitioner in the above entitled case, and being duly sworn according to law, depose and say that I did on September 18, 1990 mail to the above Respondent, Jeffrey Scot McKay, by certified mail #P 425 665 165, return receipt requested, a Petition for Protective Order in the above abuse action. Said notice was received by Jeffrey Scott McKay as indicated by the return receipt card which was returned to the office of the Petitioner's attorney and is attached hereto.

Joan D. Mason

Oct. 17, 1990 Stipulation filed.

Oct. 17, 1990 Consent Court Order filed. AND NOW, this 1st day of October, 1990, upon consideration of the Petition for Protective Order under the Protection from Abuse Act, filed by the Petitioner on September 4, 1990, the following protection order is entered:

1. Preliminarily, it is noted that the respondent, Jeffrey Scot McKay, does not admit to the allegations of the Petitioner, contained in the Petition for Protective Order, as such allegations are contained in paragraphs 8, 9, 10, and 11.

2. The Respondent agrees that he will not contact, abuse or harass the Petitioner, Garnet Wohlfeil, and the court so orders, with said prohibition from contact, communication, abuse or harassment, to continue frm one year from the date this order is entered.

3. The court grants the Respondent the right to give ten (10) days notice, and to have a two (2) hour period at an agreed upon time, to remove all of his personal property including all of his furniture, from the home of the Petitioner. Respondent shall remove all of his items of personal property and furniture at said agreed upon time. At such time, the Petitioner may elect to have present at her home to supervise the removal, another person of her choosing.

4. Respondent, jeffrey Scot McKay shall pay court costs in the amount of $55.50 within thirty (30) days of the date of this Order to the Prothonotary, made out to "James Simmons, Prothonotary" and to be sent bythe respondent to the Crawford County Courthouse, Diamond Square, Meadville, Pennsylvania 16335.

5. A true and correct copy of this Order shall be provided to the appropriate authorities and the Respondent is hereby advised that a violation of this Order shall subject him to punishment for contempt and a fine of up to $1,000.00, and a jail sentence of up to six (6) months.

6. Any contact betwen the Respondent andthe Petitioner shall be through an intermediary, Julie Moorehead and through Petitioner's niece, Sharon Clements.

7. On or before October 5, 1990, at 5:00 p.m., the Respondent will provide a full and complete list of any and all personal property which he wishes to have returned at any time and will privide that lost to Petitioner's attonrey. He is advised that Petitioner intends to sell personal property and that any items not on that list will be deemed relinquished.

BY ORDER OF THE COURT,
Paul B. Greiner, .sj

1 copy Atty Mason; 1 copy Atty Sullivan & County Control

1990

837.

R. Charles Thomas

PETER SIMONETTA

vs.

BECKY SIMONETTA

Filed Sept. 5, 1990
@ 2:49 p.m.

Tax & entry Paid	$50.25
State paid	5.00
Pro Co Pd 11/1/90	9.00

APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT E. VOGAN, DISTRICT MAGISTRATE

Sept. 5, 1990, Rule Entered upon plaintiff to file Complaint Issued.

Sept. 7, 1990 Proof of Service filed.

Nov. 1, 1990, at 3:05 p.m., upon praecipe of defendant attorney, JUDGMENT OF NON PROS is hereby entered against the named plaintiff for failure to file Complaint within twenty days after being ruled so to do.

Judgment entered-
11/1/90
S - 132

JUDGMENT OF NON PROS
James F. Simmons,
Prothonotary

1990

Bukac & Toomey
Terry Toomey

838.

R. Charles Thomas

NICHOLAS J. GABLE

vs.

MELISSA LONG

Filed Sept. 5, 1990
@ 2:49 p.m.

Tax & entry Paid $50.~~25~~
State paid 5.00
Pro Co pd 1/14/91 15.00
Pro Co. pd 2/6/92 9.00

APPEAL OF DEFENDANT FROM JUDGMENT OF WILLIAM D. CHISHOLM, DISTRICT MAGISTRATE

Sept. 5, 1990, Rule entered upon plaintiff to file complaint issued.

Sept. 7, 1990 Proof of Service filed.

Sept. 25, 1990 Complaint filed.

Oct. 1, 1990 Certificate Of Service filed. I, TERRY TOOMEY, ESQUIRE, attorney for the Plaintiff, do hereby certify that I have on this date hand delivered a true and correct copy of this Civil Complaint to the office of r. Charles thomas, Esquire at Thomas, Truax, Spadafore, Vardaro & Walker, Old Post Office building, 296 chestnut Street, Meadville, PA 16335.
DATE: 09/28/90 Terry Toomey

Oct. 24, 1990, Answer filed. 1 copy (atty)

Nov. 13, 1990 Reply to New Matter and Answer to Counterclaim filed.

Jan. 14, 1991 Upon praecipe of Plaintiff Attorney For Reference To Arbitrators the following are hereby appointed:
Joan D. Mason, Chairman
~~John F. Spataro~~ Glen A. W. Thompson
F. C. Kiebort, Jr

Mar. 20, 1991 Arbitrators Take Qualifying Oath.

Apr. 24, 1991 Notice of Intention to Offer Documents in Evidence filed.

May 10, 1991 Decision of the ARbitrators filed in which they find: in favor of defendant against plaintiff and on defendant's counterclaim in favor of the defendant and against plaintiff in the amount of $150. (plaintiff 60%; Negligent- Defendant 40%) abd costs,
Decision entered 5/10/91
G - 121
DECISION OF ARBITRATORS
James F. Simmons,
Prothonotary

May 10, 1991 copies given to both attys.

Jan. 31, 1992, 9:00 A.M., AND NOW upon Praecipe of Defendant attorney, judgment entered in favor of the Defendant and against the Plaintiff in the amount of $150.00 plus interest from May 10, 1991, through December 10, 1991, in the amount of $6.00, or a total judgment in the amount of $156.00, pursuant to the decision of the Arbitrators in the above entitled case.

G-121
Judgment entered 1/31/92

Debt $ 156.00
Interest from 5/10/91 through 12/10/91.
Judgment
Barbara H. King, Pro.

1990

Jack H. Kudzma

839.

SCOPELITIS, GARVIN, LIGHT & HANSON
James H. Hanson
Ferree Transportation

RICKY LEE KOEHLER AND CHERYL KOEHLER, HIS WIFE

vs.

FERREE TRANSPORTATION; JOHN FERREE, t/d/b/a FERREE TRANSPORTATION; THURMAN FERREE, t/d/b/a FERREE TRANSPORTATION; FERREE TRANSPORTATION, INC.; CELADON TRUCKING SERVICE, INC.; and, JAMES KEHOE, AN INDIVIDUAL

Filed Sept. 5, 1990
@ 3:35 p.m.

Tax & entry Paid $50.50
STate paid 5.00

COMPLAINT IN CIVIL ACTION

8 copies (sheriff)

(Jury Trial Demanded)

Oct. 2, 1990 Sheriff's Return filed. NOW, this 12th day of Sept. 1990, at 1:30 O'clock P.M., served the within Notice & Complaint upon James Kehoe at R.D. #1, Box 320, Millville, Col. Co. Penna. by handing to him personally a true and attested copy of the original writ and made known to him the contents thereof
So answers, Michelle Grice, Deputy SHeriff
SERVED James Kehoe by deputizing the Sheriff of Columbia County PA as per his Affidavit of Service attached. Served: September 12, 1990.
So answers, Howard N. STewart, Sheriff

Oct. 9, 1990 Report Of Entry Of Order For Relief filed.

1990

Joseph F. Kulwicki

840.

Murphy, Taylor, Trout & Chestek, PC
Gary D. Bax

Shafer, Swick Bailey Irwin & Stack
James R. Irwin
for add'l dfts.

MARY C. REID AND JOHN C. REID, HER HUSBAND

vs.

JOHN BOLE, INDIVIDUALLY, AND BOLE'S OFFICE SUPPLY AND EQUIPMENT, AN UNINCORPORATED BUSINESS ASSOCIATION
dfts,

AUDLEY D. STEVENS AND HELEN J. STEVENS, HIS WIFE,
add'l dfts.

Filed Sept. 5, 1990
@ 4:19 p.m.

Tax & entry Paid	$50.50
STate paid	5.00
Sheriff's Costs	27.00
Sheriff's Costs	27.00
Pro Co pd 1/21/91	6.00
Pro Co pd 2-4-91	1.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

(Jury Trial Demanded)

Sept. 18, 1990 Appearance of Murphy, Taylor, Trout & Chestek, P.C. by Gary D. Bax for Defendants filed.

Sept. 25, 1990 Sheriff's Return filed. SERVED John Bole on September 10, 1990 at 9:20 AM by handing copy of Complaint, Request for Production, and Interrogatories to Patty Armstrong, his daughter and person in charge at his business, 245 Chestnut Street, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 9, 1990, Defendant's Answer and New Matter filed.

Oct. 9, 1990, Complaint Joining Additional Defendants Audley D. Stevens and Helen J. Stevens, his wife filed. 2 copies (sheriff)

Oct. 9, 1990 Certificate of Service of Defendant's Answer and Complaint Joining Additional Defendants, filed.

Oct. 12, 1990, Plaintiff's Reply to the Answer and New Matter of Defendants John Bole, Indi vidually, and Bole's Office Supply and Equipment, an unincorporated Business Association, filed.

Oct. 25, 1990 Sheriff's R eturn filed. SERVED Helen J. Stevens personally on October 9, 1990 at 3 at 3:50 PM at Sheriff's Office, Crawford County Courthouse, Meadville, Pa. 16335.
SERVED Audley D. Stevens on October 9, 1990 at 3:51 PM by handing copy of Complaint to his Authorized Agent, Helen J. Stevens, at Sheriff's Office, Crawford County Courthouse, MeaDVILLE, Pa. 16335. Signed Acceptance of Service attached.
So answers, Catherine I. Allen, Dep. Sheriff
Howard N. Stewart, Sheriff

Dec. 4, 1990, Answer and New Matter of Additional Defendants, Audley D. Stevens and Helen J. Stevens, filed.

Dec. 4, 1990, Appearance of James R. Irwin, of Shafer, swick, Bailey Irwin & Stack, attorneys for additional defendants filed.

Jan. 21, 1990 Upon praecipe of Plaintiff Attorney the above captioned case is marked settled and discontinued of record.

1990

Joseph F. Kulwicki

841.

CAROLYN RAE CORNELL

vs.

ALFRED THOMAS CORNELL

Filed Sept. 5, 1990
@ 4:19 p. m.

Tax & entry paid	$50.50
State paid	10.00
State paid	5.00
Pro co pd 12/14/90	9.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Sept. 7, 1990 Affidavit of Service filed. I, DEBRA A. SHOOK, being duly sworn according to law, deposes and says she is an adult individual, employed by the law office of Joseph F. Kulwicki III, and as such; on Thursday, September 6, 1990, she personally served a certified copy of the Divorce Complaint in the matter aboe captioned, upon the defnedant Alfred Thomas Cornell, at 891 Grove Street, Meadville, Crawford County, PA., at approximately 10:25 a.m, by handing him same.

FURTHER AFFIANT SAITH NOT. Debra A. Shook

Dec 6, 1990 Affidavit of Consent of Defendant filed.

Dec. 13, 1990 Affidavit Of Consent of Plaintiff filed.

Dec. 13, 1990 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Jan. 2, 1990 **D I V O R C E D E C R E E F I L E D .**

And now, January 2, 1991, it is ordered and decreed that Carolyn Rae Cornell, plaintiff, and Alfred Thomas Cornell, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. richard Thomas, S.J.

1990

Shafer, Swick, Bailey, Irwin & Stack
Paul D. Shafer, Jr.

Larrabee and Cunningham
Russell B. Cunningham III

842.

Altomare & Barnhart
Joseph E. Altomare

COLDWELL BANKER RELOCATION MANAGEMENT SERVICES, INC.

vs.

JOSEPH C. BARNHART

Filed Sept 6, 1990
@ 9:25 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co pd 11/5/90	9.00
Pro Co pd 4/30/93	9.00
Sat. pd 6/10/93	5.00

COMPLAINT

1 copy (atty)

Nov. 5, 1990 Acceptance of Service filed. AND NOW, this 14th day of September, 1990, I her eby accept service of a certified copy of Complaint, file don behalf of the Plaintiff in the within action, Coldwell Banker Relocation Management Services, Inc.
Joseph C. Barnhart

Nov. 5, 1990 Default Notice filed.

And Now, Nov. 5, 1990 at 11:24 a.m. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Nine Thousand Two Hundred Dollars plus interest and cost of suit.

B-94 Debt $9,200.00
judgment entered 11/5/90 Judgment
James F. Simmons
Prothonotary

EX/990-106

Dec. 3, 1990 Petition For Rule To Show Cause and Stay and Order filed. AND NOW, this 30th day of November, 1990, upon Petition of Defendant, a Rule is entered upon the plaintiff to show cause why default judgment should not be stricken or modified. This Rule is made returnable the 10 day of Jan, 1991, at 9:30 o'clock a.m., in courtroom 1 of the Crawford County Courthouse, Meadville, Pennsylvaia, all proceedings stayed meanwhile.
P. Richard Thomas, J

Dec. 6, 1990 Copies of order mailed to Russell Cunningham and Joseph Altomare

Dec. 27, 1990, Appearance of Shafer, Swick, Bailey, Irwin & Stack by Paul D. Shafer, Jr., attorneys for plaintiff filed.

Jan. 9, 1991 Motion For Continuance and Order filed. AND NOW, this 9th day of January, 1991, the Rule returnable date previously set for January 10, 1991, is continued until the 6th day of February, 1991, at 2:30 o'clock p.m., in Courtroom 1, of the Crawford County Courthouse, Meadville, Pennsylvania. All proceedings continue to be stayed meanwhile. Gordon R. Miller, J

Jan. 9, 1991 Copies of order put in Paul Shafer's box and copy mailed to Joseph Altomare

FEb. 7, 1991, Motion for Continuance and Order filed. ORDER: AND NOW, this 5th day of Feb. 1991 the Rule returnable date previously set for Feb. 6, 1991 is continued until the 16 day of April 1991 at 9:30 a.m. in C. R. No. 1 or 2 of the crawford CountyCourty house, Meadville Pa. All proceedings continued to be stayed meanwhite. P. Richard Thomas, S. J.

Feb. 11, 1991 copies to Attys. P. Shafer, R. Cunningham III and J. Altomare.

Nov. 25, 1992 MEMORANDUM and ORDER, filed. ORDER: AND NOW, Nov. 24, 1992, that portion of the judgment entered in this case for the liquidated amount of $9,200 with interest and costs is hereby stricken. The default judgment remains in full force and effect subject to being liquidated as to amount in accordance with the rules of court. BY ORDER OF COURT
Robert L. Walker, S.J.

Dec. 2, 1992 copy to P. Shafer, R. Cunningham, J. Altomare

Apr. 22, 1993, Motion for HeARING to Liquidate Judgment and Order filed. ORDER: AND NOW, THIS & DAY OF Apr. 1993, upon consideration of the foregoing Motion, a hearing is hereby set for the 30th day of Apr. 1993 at 9:15 a.m. in Crawford County Courtroom No. 1 or 2 Meadville, Pa. for the purpose of taking testimony and receiving evidence in order to obtain a liquidated amount for the judg. entered in favor of plaintiff against defendant in the above capionted matter, pursuant to the order of Judge Robert L. Walker dated Nov. 24, 1992.
Gordon R. Miller, J.

Apr. 28, 1993 copies of order to Atty. Paul Shafer, Russell B. Cunningham III and Jos. E. Altomare.

And Now, Apr. 30, 1993 @ 2:15 PM comes the defendant who hereby stipulates and agrees to an entry of judgment against the defendant in the amount of Eight Thousand Six Hundred Sixty-eight and 00/100 Dollars.

B-94 Stipulation Judgment
judgment entered 4/30/93 Barbara H. King,
Prothonotary

June 10, 1993 This Judgment Satisfied.(See paper filed.)

1990

William L. Walker

843.

Watts,Pepicelli,Youngs and Youngs
Alan L. Pepicelli

Culbertson, Weiss, Schetroma and Schug
E. Max Weiss
for add'l dfts.

ANDOVER BANK

vs.

TERESA ROSE HELLER AND WALTER J. HELLER, HER HUSBAND dfts,
Allstate Indemnity Company, and John W. Dougherty and John W. Dougherty Insurance Agency add'l dfts

Filed Sept. 6, 1990 @ 10:58 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriffs costs	31.00
Sheriff's Costs	22.00
Pro Co Pd 8/2/91	6.00

COMPLAINT

2 copies (sheriff)

Oct. 3, 1990, Sheriffs Return filed. SERVED Walter J. Heller personally on Sept 13, 1990 at 11:11 a.m. by handing copy of complaint to him at Sheriff's Office, Crawford County courthouse, Meadville, Pa.

SERVED Teresa Rose Heller on Sept. 13, 1990, at 11:10 AM by serving her authorized agent, Walter J. Heller, at Sheriff's Office, Crawford County Courthouse, Meadville, Pa. signed acceptance of Service attached.

So answers, Robert M. Stevens, Dep. sheriff
Howard N. Stewart, Sheriff

Oct. 16, 1990 Appearance of Watts, Pepicelli, Youngs and Youngs By Alan L. Pepicelli, Attorneys for Defendants filed.

Nov. 7, 1990, Upon praecipe of defendant attorney, Allstate Indemnity company, and John W. Dougherty and John W. Dougherty t/a/d/b/a John W. Dougherty Insurance Agency joined as additional defendants. Issued (sheriff)

Nov 21, 1990 Writ Returned: SERVED Allstate Insurance Company on November 13, 1990 at 4:08 p.m. by handing copy of Writ to Join Additional Defendant to John W. Dougherty, Agent, at place of business, Corner of Market and North Streets, Meadville Crawford County, Pa 16335.

SERVED John W. Dougherty, personally on November 13, 1990 at 4:09 p.m. at his place of business, John W. Dougherty Insurance Agency at Corner of Market and North Streets, Meadville, Crawford County, Pa 16335.

So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 22, 1991, Appearance of Culbertson, Weiss, Schetroma and Schug by E. Max Weiss attorney for additional defendants Allstate INs. Co., Allstate Indemnity Co. JOhn W. Dougherty t/a/d/b/a John W. Dougherty Ins. Agency, filed.

Aug. 2, 1991 Upon pr aecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

1990

~~Plate, Shapira, Hutzel~~
man, Berlin, May,
Walsh & Brabender
Stephen H. Hutzelman

844.

SIGNAL CONSUMER DISCOUNT COMPANY

vs.

WILLIAM C. MINETTI

Filed Sept. 6, 1990
@ 11:07 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	37.00
Pro Co pd 3/21/91	9.00

COMPLAINT

1 copy (sheriff)

Oct. 9, Sheriff's Return filed. SERVED William C. Minetti personally on Sept. 21, 1990 at 1:23 PM at place of employment, Old Firestone Store, Park Ave. and Willow St., Meadville, Crawford Co., Pa.
So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Mar. 21, 1991 at 2:39 p.m. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Five Thousand Nine Hundred Fifty-seven and 35/100 plus interest and cost of suit.

M-173
judgment entered 3/21/91
notice of entry of judgment
mailed

Debt $5,957.35
Int. from August 1990
Judgment
James F. Simmons
Prothonotary

1990

~~Plate, Shapira, Hutzel-~~ man, Berlin, May, Walsh and Brabender Stephen H. Hutzelman 845.	SIGNAL CONSUMER DISCOUNT COMPANY vs. LOUIS LONGO Filed Sept. 6, 1990 @ 11:18 a.m. Tax & entry paid $50.50 ✓ State paid 5.00 Sheriff's Costs 21.00	COMPLAINT 1 copy (sheriff) Sept. 25, 1990 Sheriff's Return filed. SERVED Louis Longo on September 10, 1990 at 10:00 AM by handing copy of Complaint to his Authorized Agent, Peter J. Simonetta, his employer, at place of employment, Pat and Pete's Mobile Home Sales, Conneaut Lake Road, Meadville, Crawford County, PA. Signed Acceptance of Service attached. So answers, Robert M. Stevens, Deputy Sheriff Howard N. STewart, Sheriff

1990

William J. Gregg

846.

VICKI C. D'AMBROSIA

vs.

RICHARD A. D'AMBROSIA

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Sept. 19, 1990 affidavit Of Service filed. WILLIAM J. GREGG, ESQUIRE, being duly sworn according to law, deposes and says that that following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the defendant, Richard A. D'Ambrosia, on September 6, 1990.
3. That registered mail was sent to Richard A. D'Ambrosia, 990 Wegman Road, Rochester, New York 14624. The sender's receipt is attached hereto.
4. That the defendant received said registered mail on September 12, 1990. Said Return Receipt card P 269 402 098 is attached hereto, signed by Richard A. D'Ambrosia, and made a part hereof.

William J. Gregg

Filed Sept. 6, 1990
@ 12:14 p.m.

Tax & entry paid	$50.50
State paid	10.00
State paid	5.00
Pro co pd 12/18/90	9.00
Pro Co Pd 1-11-91	5.00

Dec. 17, 1990 Affidavit Of Consent of defendant filed.

Dec. 17, 1990 Affidavit Of Consent of Plaintiff filed.

Dec. 17, 1990 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Dec. 31, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, DEcember 31, 1990, it is ordered and decreed that Vicki C. D'Ambrosia, plaintiff, and richard A. D'Ambrosia, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, P.J.

Jan 11, 1991 Notice of Election to Retake Maiden Name filed. (To be known as Vicki C. VanNort)

1990

Paul E. Allen
for Active Aging

847.

William Walker

IN THE MATTER OF

NORMAN BEDOW (older adult)

Filed sept. 6, 1990
@ 12:16 p.m.

EMERGENCY ORDER FOR INVOLUNTARY INTERVENTION FROM
OFFICE OF DISTRICT JUSTICE RONALD A. COLE 30-3-6
1 copy (atty)

EMERGENCY ORDER FOR INVOLUNTARY INTERVENTION:
AND NOW, Sept. 6, 1990 upon consideration of the foregoing petition, it is hereby ordered that Active Aging, Inc. shall provide the following protective services to Norman Bedow and that such services shall be provided without his consent: He shall remain as a patient at the Titusville Hospital or at his physicians discretion Grandview Nursing Home until further court order. However, he shall be permitted to attend the hearing hereinafter set forth. His activities including visitors to be regulated by the hospital nursing home and physician. His presence at hearing is required. Active Aging shall manage that as well as proper security.

The State or local police, accompanied by a representative of Active Aging, Inc. are hereby authorized to forcibly enter the premises of the aforesaid order adult to enforce the terms of this order.

The terms of this order shall expire at 5:00 p.m. Sept. 10, 1990. The court hereby sets 4;00 p.m. Sept. 10 1990 as the time and place for a review hearing in the event of need for an additional emergency court order or continued court and protective services involvement or both. The court hereby appoints WILLIAM WALKER, ESQ., to represent the aforesaid older adult in any further proceedings with regard to this matter.

BY ORDER OF THE COURT,
Gordon R. Miller, J.

Sept. 7, 1990 copies of order to Attys. P. Allen, W. Walker.

Sept. 12, 1990 Order filed. AND NOW, September 10, 1990 after a hearing under the Older Adult Protection Services Act, the older adult in need of protective services was not present, but was represented by counsel; it appears that he is in imminent risk of death or serious physical harm if he is not protected and appropriate services rendered to remove the conditions creating the need.

Therefore, Norman Bedow shall remain as a patient at the Titusville Hospital or, at the discretion of those providing medical services to him, some appropriate nursing home or similar facility until further Order of Court.

This Order shall be in effect until October 9, 1990, a period of 30 days from this date. In the evernt that Active Aging desires a further Order, it shall file a motion or petition with the Court setting a hearing, an dit shall be prepared to present clear and convincing evidence that if protection services are not provided, Norman Bedow would be in imminent risk of death or serious physical harm, and it shall also be prepared to show the services that are necessary to protect him.

Active Aging, Inc. shall take reasonable and necessary steps to assure the presence of Norman Bedow at any further hearing, and to make certain that he and his counsel are served with appropriate notice of this hearing.

BY ORDER OF THE COURT,
Gordon R. Miller, J

2 copies each put in atty's box and 1 copy County Control

1990

William J. Gregg

848.

THERESA HERSHELMAN AND THOMAS E. HERSHELMAN AND RHONDA E. HERSHELMAN, HIS WIFE

vs.

GEORGE HERSHELMAN, MARY ADALINE HERSHELMAN, JOHN SANFORD HERSHELMAN, EDWARD HERSHELMAN, LEO HERSHELMAN, GEORGE HERSHELMAN, JR. AND THEIR RESPECTIVE HEIRS, SUCCESSORS, EXECUTORS, ADMINISTRATORS, AND ASSIGNS

Filed Sept. 6, 1990
@ 12:21 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	290.95
Pro Co pd 11/28/90	9.00

COMPLAINT - ACTION TO QUIET TITLE

Sept 12, 1990 Motion for Service by Publication and Order filed: AND NOW, to-wit: Sept 12, 1990, upon consideration of the foregoing Motion, it is ORDERED AND DIRECTED that service of the Complaint be made on the Defendants, GEORGE HERSHELMAN, MARY ADALINE HERSHELMAN, JOHN SANFORD HERSHELMAN, EDWARD HERSHELMAN, LEO HERSHELMAN, GEORGE HERSHELMAN, JR. by putlication once in the Meadville Tribune newspaper, a newspaper of general circulation in Crawford County, Pennsylvania, and in the Crawford County Legal Journal.

P. Richard Thomas, SJ.

Sept 17, 1990 Copies of order put in Atty. Gregg's box.

Oct. 24, 1990 Sheriff's Return filed. Published once only on Wednesday, October 3, 1990 in the Crawford County Legal Journal. Proof of publication attached.
Published once only on October 3, 1990 in the Meadville Tribune, Meadville, Pa.
Proof of publication attached.

so answers, Howard N. Stewart, Sheriff

Oct 26, 1990 Motion for Judgment and Order filed: AND NOW, October 26, 1990, it appearing that the Complaint in the above action has been served by Publication in accordance with the Order of this Court and not Answers has been filed or Appearance entered by the Defendants, their heirs and assigns, the Court, upon Motion of William J. Gregg, Esq., Attorney for the Plaintiffs, hereby decrees that title to the hereinafter described property is in the Plaintiffs, and the said named Defendants, and their heirs, peronsal representatives, successors, or assigns, are forever barred from asserting any right, lien, title or interest in the premises hereinafter described, to-wit:

COMMENCING at a point in the south line of Route 20046, said point being the northwest corner of the land hereby conveyed and the northeast corner of the land hereby conveyed and the northeast corner of land now or formerly of Sidney Holt; thence in a southerly direction a distance of Eleven Hundred Eighty (1180) feet along land of Sydney Hold to a point in land now or formerly of Henry Rome; thence in an Easterly direction along land of Henry Rome and James Ferraro, Fourteen Hundred eighty (1480) feet to a point in line of land now or formerly of James Ferraro; thence in a Northerly direction along land of James Ferraro, Four Hundred (400)feet to a point in the south line of Route 462; thence in a Northwesterly direction along the south line of Route 20046 a distance of Sixteen Hundred Twenty (1620) feet, more or less to the place of beginning.

ALSO, all that certain piece or parcel of land situate in Summit Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point on the southerly line of Route 452, said point being the northeast corner of the land herein conveyed; thence South 6 degrees 45'32" West a distance of 364.97 feet along the westerly line of land now or formerly of Ben C. Skelton to a point, said point being the southeast corner of the land herein conveyed; thence North 84 degrees 35'11" West a distance of 746.73 feet along the northerly line of land now or formerly of Ben C. Skelton to a point, said point being the southwest corner of land herein conveyed; thence North 9 degrees 42'50" East a distance of 825.13 feet along other land of the Grantor herein to a point where Route 3016 intersects with Route 462, said point being the northwest corner of the land herein conveyed thence south 51 degrees 08'45" East a distance of 831 feet along the southerly line of Township Route 462 to a point; said point being the point and place of beginning.

Containing 10.002 acres of land and being in accordance with a survey prepared by Charles E. Stiles, Registered Professional Engineer dated October 9, 1989. Drawing No. G-235.

It is further ORDERED and DECREED that the said defendants, their heris ans assigns are enjoined from impeaching, denying, or in anyway attacking the title of the Plaintiffs or of their successors in title to this parcel of land or from issuing or maintaining any actions attacking the same or from encumbering, mortgaging or conveying the same or any part thereof unless the Defendants or any of them, shall within thirty days from the entry of this Order, file with the Court written objections. If such action is not taken within the thirty day period, the Prothonotary, upon Praecipe of the Plaintiffs shall enter final judgment.

Gordon R. Miller, J.

Oct 30, 1990 Copies of order put in Atty Gregg's box.

And now, Nov. 28, 1990 at 1:35 P.M. upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.

H-74-24694-214-207-74

FINAL JUDGMENT
James F. Simmons
Prothonotary

1990

849.

IN RE:

PERSONS TO SERVE AS JURORS
FOR THE YEAR OF 1991

Filed Sept. 6, 1990
@ 1:22 p.m.

IN THE MATTER OF THE SELECTION OF PERSONS TO
COME AND SERVE AS JURORS FOR YEAR 1991

ORDER:
AND NOW, September 4, 1990, the Jury Commissioners are hereby directed to fill the jury wheel for the year 1991 with 800 names, said names to be selected in accordance with the provisions of the Jury Act (1980-78).

BY ORDER OF THE COURT,

Gordon R. Miller, P.J.

Sept. 7, 1990, copies of order to Mrs. Dorothy Kennedy, Mrs. Nancy L. Hanes and Mrs. George Shaffer.

June 27, 1991, LIST FO JURORS WHOSE NAMES WERE PLACED IN THE JURY WHEEL FOR THE YEAR 1991 filed.
ORDER: We, the undersigned Judge of the Court of Common Pleas and Jury Commissioners for the Crawford County, Pa. hereby certify the foregoing to be a true and correct list of names of 779 persons as placed inthe Jury Wheel on May 28, 1991.

Gordon R. Miller, Pres. Judge

Dorothy H. Kennedy, Jury Commissioner
Nancy L. Hanes, Jury Commissioner
Arlene Shaffer, Clerk

1990

R. Charles Thomas

850.

THERESA A. ATKINS

vs.

NORMAN MORRIS

Filed Sept 7, 1990
@ 9:21 a.m.

Tax & entry	Pd 9/24/90	$50.50
State	Pd 9/24/90	5.00
Pro Co	Pd 9/24/90	9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy atty
1 copy County Control

ORDER:

And now, this 7th day of September, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions:

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for September 14, 1990, at 3:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller

Sept. 18, 1990 Order filed. AND NOW, September 14, 1990 at th etime scheduled for the hearing in this matter, the Plaitiff appeared with counsel and the Defendant appeared without counsel. The Defendant was advised of his right to counsel of his own choice, and the opportunity to apply for free counsel through the Bar Association or Northwest Legal Services if he could not afford it. The Defendant agreed to proceed withough counsel. The parties agreed to the entry of the following Order:

1. The Defendnat shal lnot assault, abuse, harass or threaten the Plaintiff or her minor daughters Lisa or Trisha.
2. The Defendant shall not contact the Plaintiff in any manner whatsoever, including, but not limited to, per sonal contact or contact by telephone or letters, etc.
3. If the Defendant wishes to contact the Plaintiff for any reason, he shall contact Plaintiff's counsel, and communicate with her through her attorney.
4. The Defendant shall not go upon the premises where the Plaintiff resides.
5. A copy of this Order shall be delivered to the Police Department in the jurisdiction where the Plantiff resides, and to County Control.
6. This Order shall remain in full force and effect until September 13, 1991 or until modified or terminated by a further Order of Court.
7. Cost sin the amount of $94.50 shall be paid by the defendant no later than Friday, September 21, 1990. He shall pay all of the Court costs but for $30.00 to the Prothonotary of Crawford County. He shall pay $30.00 of the court Costs to R. Charles Thomas, Attorney for the Plaintiff.
8. The Defendant is reminded that this is an Order of Court, and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.

BY ORDER OF THE COURT,
Gordon r. Miller, J

Sept. 18, 1990 Two copies put in box for Atty. Thomas and a copy to County Control and copy mailed to Defendant

1990

Howard A. Hain
Hain & Hain

851.

Culbertson, Weiss, Schetroma and Schug
E. Max Weiss for Adams and Beans

HOWARD E. BURKETT, JR.

vs.

ROBERT ADAMS AND CLARA ADAMS, HIS WIFE, AND HARRY W. BEAN, JR. AND JUDITH BEAN, HIS WIFE, JOINTLY AND/OR SEVERALLY
dfts.

Raymodn Litz and Tina Litz,
add'l dfts

Filed Sept 7, 1990
@ 10:37 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	42.80
Pro Co Paid 10-18-90	9.00
Sheriff's Costs	65.25
Pro.Co. pd 11/10/93	6.00

COMPLAINT

5 copies (atty)

October 4, 1990, Sheriff's Return filed. Before me, the undersigned authority, personally appeared Paul Greiner, Deputy who being duly sworn according to alw, deposes and says that on the 12th day of September, 1990, at 3:17 p.m., he served Complaint at No. AD 851 Term, 1990, Crawford County, PA., upon defendants Clara Adams and Robert Adams at 1150 W. 27th St., Erie, Co.,Erie PA. By making known the contents thereof to Clara Adams and handing to and leaving with her the certified copy of the Complaint received from Crawford Co.

Paul Greiner, Deputy Sheriff
So answers,
Robert N. Michel, Sheriff
Erie, Co. PA.

SERVED Rober Adams by deputizing Sheriff of Erie Co., PA. as per his affidavit of service attached. Served: Sept. 12,1990.

SERVED Clara Adams by deputizing Sheriff of Erie Co., PA. as per his Affidavit of Service attached. Served: Sept. 12, 1990

Not Found as to defendants Harry W. Bean, Jr. and Judith Bean. Moved to 720 Inlet Drive, Mt. Pleasant, SC 29464

So answers,
Howard N. Stewart, Sheriff

Oct. 5, 1990, Complaint reinstated.

Oct 17, 1990 Affidavit of Service filed: Howard A. Hain, Esquire, being duly sworn according to law, deposes and says that in accordance with the Pennsylvania Rules of Civil Procedure, he served a copy of the Original Complaint filed on September 7, 1990 and reinstated on October 5, 1990 in the above captioned action the defendants, Harry W. Bean, Jr. and Judith Bean, his wife, containing a Notice to Defendand and being certified as a true and correct copy, by certified mail, return receipt requested. The Complaint was carried to the United States Post Office and deposited in the United States Mail on October 5, 1990 and mailed by certified number addressed to Harry W. Bean, Jr. and Judith Bean, 720 Inlet Drive, Mount Pleasant, SC 29464.

On October 9, 1990 the defendant, Judith Bean, accepted service of the Complaint by signing personally the return receipt card and depositing in the United States Mail and returning it to Affiant. The return receipt card was properly returned to Affiant by the United States Post Office. The receipt of certified mailing and return receipt card containing the defendant's personal signature are attached hereto, made a part hereof and marked Exhibit A.

Howard A. Hain, Esq. - Affiant

AND NOW, Oct 17, 1990 Upon Praecipe of Plaintiff's attorney, with notice of judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants, **ROBERT ADAMS and CLARA ADAMS, HIS WIFE,** for failure to file an answer with the time permitted by law in the amount of Seven Thousand Five Hundred Fifty-five and 15/100 Dollars on Counts I and II of the Complaint and in an unliquadated amount on Counts II and IV of the Complaint plus court costs.

A-142, 32

Debt.....$7,555.15 + costs
JUDGMENT
James F. Simmons
Prothonotary

Oct 17, 1990 Judgment Entered.

Oct. 18, 1990 Notice of Judgment mailed Defts. Adams.

Nov. 7, 1990, Appearance of Culbertson Weiss, Schetroma, and Schug, by E. Max Weiss, attorneys for defendants Robert Adams and Clara Adams, his wife, and Harry w. Bean, Jr. and Judith Bean, his wife, filed.

Nov. 7, 1990 Petition of Robert and Clara Adams to Open or Strike Off Default Judgment and Order filed. And Now, this 7th day of November, 1990, a Rule is hereby issued upon Howard E. Burkett, Jr. to show cause, if any he has, why the default judgment entered against Robert and Clara Adams should not be stricken or opened, said Rule returnable on the 7th day of December, 1990, at 11:00 o'clock a.m., in Courtroom No. 1 or 2 in the Crawford County Courthouse, Meadville Pennsylvania.

By The Court,
Gordon R. Miller, J

Nov. 15, 1990 Copy of order mailed to Howard Hain and copy of order put in E. Max Weiss' box.

Feb. 14, 1991, Transcript of Colloquy Regarding Petition to Open or Strike Judgment filed.

Feb. 14, 1991, MEMORANDUM AND ORDER filed. ORDER: AND NOW, FEb. 14, 1991, the rule to show cause why the default judgment against Robert Adams and Clara Adams should not be stricken is discharged. The rule to show cause why the default judgment against Robert Adams andClara Adams should not be opened is made absolute and those defendants are let into a defense. A responsive pleading shall be filed by the defendants Adams to the plaintiff's original complaint within twenty (20) days of the date of this order.

BY THE COURT,
Robert L. Walker, Sr. Judge

Feb. 14, 1991 copy in box of Atty. Weiss; copy mailed to Atty Hain.

Mar. 6, 1991 Answer and New Matter to Plaintiff's Complaint filed;.

Mar. 6, 1991, Complaint of Original Defendants, Robert L. Adams and Claire M. Adams, and Harry W. Bean Jr. and Judith Bean, against Additional Defendants, Raymond Litz and Tina LItz filed.

Apr. 8, 1991 Plaintiff's Answer to New Matter of Defendant's Adams and Bean, filed.

Apr 30, 1991 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Steve Brandon, Deputy who being duly sworn according to law, deposes and says that on the 2nd day of April, 1991, at 1210 hr he served Complaint against additional defendant, at AD 1990-851, Crawford County, Pennsylvania, upon defendant Tina Litz at R.D.#2, Box 236, Erie County, Cambridge Springs, Pennsylvania.

By making known the contents thereof to Juanita Proper, Adult in charge and handing to and leaving with her the certified copy of the Complaint received from Crawford County.

Steve Brandon, Deputy Sheriff
Robert N. Michel, Sheriff

Continued on page 689 SEE VOL. 3

1990

Joseph F. Kulwicki

852.

JAMES E. ROBERTS

vs.

LYNN A. ROBERTS

Field Sept. 7, 1990
@ 10:38 a.m.

Tax & entry Paid	$50.50
STate paid	10.00
State paid	5.00
Pro Co Pd 4/26/91	9.00

COMPLAINT IN DIVORCE

2 ĉôpîēŝ (atty)

Sept. 25, 1990 Certificate of Service filed. Debbie A. Shook, being duly sworn according to law, deposes and says that she is employed by Joseph F. Kulwicki, Esq., attorney for the plaintiff and as such on September 13, 1990, she placed a certified copy of the above Divorce Complaint in the U.S. mail, addressed to the defendant, as follows: Lynn A. Roberts, 304 Cedar Avenue, Oakdale PA 15701. Said Divorce complaint was mailed certified mail, restricted delivery, being certified mail item number P 262 246 351. The signature card for said certified mail item was returned to the office of Joseph F. Kulwicki, Esq., bearing the signature of the defendnt as having received same on September 20. Said receipt and signature card are attached hereto and made a part hereof.
FURTHER DEPONENT SAIETH NOT. Debbia A. Shook

March 14, 1991 Affidavit of Consent of Defendant filed.

Apr. 26, 1991 Affidavit of Consent of plaintiff filed.

Apr. 26, 1991 UPon praecipe of plaintiff attorney, for review, this case moved to court.

May 2, 1991 **D I V O R C E D E C R E E . F I L E D .**

And now, May 2, 1991, it is ordered and decreed that JAMES E. ROBERTS, plaintiff, and LYNN A. ROBERTS, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

1990

Robert A. Sambroak, Jr.
Specter Law Offices

853.

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

MICHAEL DEAN AND DONNA DEAN, HIS WIFE

vs.

WILLIAM DART

Filed Sept 7, 1990
@ 11:30 a.m.

Tax & entry Paid	$50.50
State paid .	5.00
Sheriffs costs	21.00
Pro Co Pd 4/2/92	6.00

COMPLAINT

1 copy (sheriff)

(Jury Trial Demanded)

Oct. 2, 1990, Sheriffs Return filed. SERVED william Dart on Sept. 11, 1990, at 1:57 p.n. by handing copy of complaint and Interrogatories to Mabel dArt, his wife, at their residence, Star route Estates, Lot 34, Meadville, crawford County, Pa.
So answers, robert M. Stevens, Dep. sheriff
Howard N. Stewart, sheriff

Oct. 9, 1990 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendant filed.

Nov. 29, 1990, Answer and New Matter of William Dart to Plaintiff's complaint filed.

Dec. 20, 1990, Reply to New Matter filed.

Dec. 20, 1990, Notice of Service of Reply to New Matter filed.

Feb. 27, 1991 Certificate Of Service of Plaintiff's Response to Request For Production of Documents and Plaintiff's Responses to Interrogatories filed.

May 9, 1991 Notice Of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 of Michael Dean filed.

May 10, 1991 Notice of Deposition fo William Dart filed.

July 1, 1991 Certificate of Readiness filed.

July 1, 1991 Notice of Service of Certificate of Readiness filed.

ON TRIAL LIST FOR OCTOBER 1991

Aug. 26, 1991 Motion For Continuance and Order filed. Upon Motion ofthe Plaintiff and good cause appearing it is hereby ORDERED that the above-entitled matter be removed form the October 1991, trial list and ocnitnued until the February, 1992 term of court.
BY THE COURT
DATE: August 26, 1991 GorodnR. Miller, J
Aug. 30, 1991 Copies of order to Robert Sambroak and E. Max Weiss

Dec. 20, 1991, Notice of Video-Deposition of James R. Macielak, M.D. filed.

Jan. 6, 1992 Notice of Video-Deposition of David Rusilko, D. C. filed.

On Trial List For February 1992

Jan. 22, 1992 Joint Motion to Continue trial and Order filed. And Now, this 22 day of January, 1992, upon Motion of the defendant and with the approval of the Plaintiffs, and upon good cause appearing, it is her eby ordered that the above case be continued form theFebruary, 1992 Trial List to the April, 1992 term of Court. By The Court::
Gorodn R. Miller, J
Jan. 22, 1992 Copies of order to Robert Sambroak and e. Max Weiss

On 1992 Trial List for April

Mar. 31, 1992, Upon praecipe of plaintiff attorney, the above captioned action is hereby settled and discontinued of record.

1990

David W. Pickens

854.

JEFFREY S. BARR AND CHERYL LYNN BARR, HIS WIFE

vs.

NANCY ANN WALL

Filed Sept 10, 1990
@ 8:54 a.m.

Tax & entry Paid $50.00 ✓
STate paid 5.00

COMPLAINT IN CUSTODY

1 copy (atty)

Sept 10, 1990, Motion to confirm Custody by Consent and Order filed. ORDER: AND NOW, this 10 day of sept. 1990, upon consideration of the motion of the parties and consent of the natural mother, Nancy A. Wall, pursuant to the complaint in custody filed by the plaintiffs, and in consideration of the best interests of the child, custody of Ann Marie Burrows is placed with her uncle and aunt, Jeffrey S. Barr and Cheryl Lynn Barr, subject to reasonable visitation rights for Nancy Ann Wall.

1 copy (atty)

BY ORDER OF THE COURT:
P. Richard Thomas, Sr. J.

1990

Shafer, Swick, Bailey,
Irwin & Stack
James R. Irwin

855.

DALE E. ARMSTRONG

vs.

KATHERINE F. ARMSTRONG
a/k/a KATHY F. ARMSTRONG

Filed Sept 10, 1990
@ 10:14 a.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co pd 1/11/91	9.00

COMPLAINT UNDER SECTION 201(d) DIVORCE CODE

1 copy (atty)

Dec. 4, 1990, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Jan. 11, 1991 Affidavit of Service filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose an dsay that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated September 10, 1990. The defendant acknowledged service by accepting delivery as evidenced by the attached signed return receipt. James R. Irwin

Jan. 11, 1991 Notice Of Intention To Request Entry of Divorce Decree filed.

Jan. 11, 1991 UPon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Jan. 23, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, January 22, 1991, it is ordered and decreed that Dale E. ARmstrong, plaintiff, and Katherine F. Armstrong, a/k/a Kathy F. Armstrong, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

856.

REBECCA L. SMITH

vs.

JOHN A. SMITH

Filed Sept. 10, 1990
@ 1:33 p.m.

Tax & entry	$50.50
State	5.00
Sheriff's Costs	29.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy plaintiff
3 copies sheriff

ORDER:

And now, this 10th day of September, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendant shall not contact Plaintiff. Temporary Custody of the minor children is given to Plaintiff Temporary possession of 380 Randolph is givento Plaintiff. Defendant shall not go there.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for September 21, 1990, at 3:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 13, 1990 Sheriff's Return filed. SERVED John A. Smith personally on September 12, 1990 at 1:03 PM by handing copy of Protecton From Abuse to him at Sheriff's Office, Crawford County Courthouse, Meadville, PA 16335.
So answers,

Robert M. STevens, Deputy Sher.
Howard N. Stewart, Sheriff

Sept. 24, 1990 ORDER filed. AND NOW, Sept. 21, 1990 at the time fixed for hearing, both parties appeared without counsel. The Defendant was advised as to the nature of this proceeding, and indicated that he wanted an attorney to represent him. He has made an effort to obtain the Public Defender and an attorney at Northwest Legal Services, all without success. Accordingly, the Court is willing to give the Defendant one final opportunity to obtain counsel.

This hearing is therefore continued to Friday, Oct. 5, 1990 at 3:00 p.m. in Courtroom No. 1 of the Crawford Co. Courthouse.

The hearing will proceed on that date without fail. If either party does not have an attorney by that time, the hearing will proceed anyway.

The temporary abuse order of Sept. 10, 1990 is continued in full force and effect until modified. A copy of this Order shall be delivered to the police department in the jurisdiction where the Plaintiff resides and to County Control.

We note for the record that the Defendant resides at Kathleen Kellar's on Poplar St. in a big green house near McDonald's in downtown Meadville.

By Order Of The Court,
Gordon R. Miller, P.J.

Sept. 24, 1990 Copy of Order given to County Control, copy mailed to City Police, Meadville.
Sept. 25, 1990 Copy mailed to Plaintiff and Defendant.

Oct 12, 1990 Order filed: AND NOW, October 5, 1990, this matter having come before the Court, and the defendant John A. Smith being represented by counsel, has agreed that an Order may entered against him without it constituting an admission of guilt on his part and that said order would enjoin him from going on his wife's property or harassing or the children. It is further agreed, however, that this Order shall not in any way preclude John A. Smith from filing a visitation or custody petition in regard to the children.

It is, therefore, ordered by this court that John A. Smith shall refrain from going on the property occupied by Rebecca L. Smith and their children Alicia, Debra and Joanne. It is further ordered that the defendant shall not harass, annoy or contact Rebecca L. Smith or the children off the premises.

This Order shall continue for a period of six (6) months from this date.

It is further ordered ordered that John A. Smith may come upon the premises occupied by his wife for the purpose of removing his personel clothing and belongings, but that when he does this, he shall bring with him a Police Officer or Constable or his attorney and he shall given the wife reasonable notice of a time and place when he shall appear. Among the belongings of John A. Smith is a coin collection.

The Court futher waives the payment of costs by either party since both parties are indigent.

It is further directed that a copy of this Order be sent to the Meadville Police Department.

BY ORDER OF THE COURT,
John Q. Stranahan, S.J.

Oct 15, 1990 Copies of order given to MPD, Co. Control and copy mailed to Plaintiff and copy put in Atty. Sullivan's box.

1990

Mary Ann Kirkpatrick

~~Jorden & White~~
~~Harry Faber White II~~
(withdrawn)

857.

SHAFER, SWICK, BAILEY, IRWIN AND STACK
~~James R. Irwin~~ Withdrawn
Brian J. Lindsay

DAVID A. ORR

vs.

DEANNE J. ORR

Filed Sept. 10, 1990
@ 3:44 p.m.

Tax & entry paid	$50.50
State paid	5.00
1 count Pd 10/12/90	15.00
State Pd 10/12/90	5.00
STATE Pd 12/12/90	10.00
John Fuller, Mediator	
David Pickens, Master	
3 counts paid 6-13-91	45.00
State Paid 6-13-91	15.00
Pro.Co. Pd 1/28/93	9.00

Received $500.00 from Pltf for master fees 2-24-92

Received $200.00 from Defendant 9-15-92 for master

1-27-93 Pd Atty Pickens Master $700.00 Master fees Ch # 7307

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Oct. 1, 1990, Motion for Leave to file Amended Complaint in Divorce and Order filed. And now, Oct. 1, 1990, Motion granted.
P. R. Thomas, S. J.
Oct. 1, 1990, copy to Atty. Kirkpatrick.

Oct. 1, 1990, Amended complaint filed-1 copy (atty)
(Custody count added)

Oct. 12, 1990 Affidavit Of Service filed. And Now, October 10, 1990, comes Lisa m. Sherretts being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for David A. Orr Plaintiff in the above-captioned matter.
2. That on information furnished by the Plaintiff, a certified copy of the Complaint in Divorce was forwarded by Certified Mail, Article Number: P228805457; to the last known address of the Defendant, Deanne J. Orr, c/o Gary Orr, 6250 Telegraph Rd., Apt 1203, Ventura, CA 92003.
3. That the Defendant, Deanne J. Orr, on September 20, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.
4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.
Lisa M. Sherretts

Oct. 12, 1990 Motion To Set Hearing On Custody and Order filed. And Now, October 12, 1990, the parties herein, their counsel and the child, David John Orr are ordered to appear before William Pineo, Child Custody Mediator, at such time and place as the Child Custody Mediator shall determine.
By The Court:
Robert L. Walker, J

Oct. 15, 1990 Copy of order put in Mary Ann Kirkpatrick's box. & William Pineo's

Oct. 16, 1990 Affidavit of Service filed. And Now, Oct. 15, 1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for David A. Orr, Plaintiff in the above-captioned matter.
2. That on information furnished by the Plaintiff, a certified copy of the Amended Complaint in Divorce aws forwarded by Certified Mail, Article Number: P320 785 117; to the last known address of the Defendant, Deanne J. Orr, c/o Gary Orr, 6250 Telegraph Rd., Apt. 1203, Ventura, CA 92003.
3. That the Defendant, Deanne J. Orr, on Oct. 11, 1990, personally signed the return receipt card which was affixed to the Amended Complaint in the above-matter and which is attached hereto.
4. Service of the Amended Complaint against Defendant is therefore effected in accordance with PA. Rules of Civil Procedure.
Lisa M. Sherretts

Nov 16, 1990 Order filed: AND NOW, this 15th day of November, 1990, upon consideration of the foregoing motion, the same is hereby granted and William Pineo, Esquire, is hereby discharged as Custody Mediator in the above-referenced matter.
The parties herein, their counsel and the child, David John Orr, are ordered to appear before John Fuller , Child Custody Mediator at such time and place as the Child Custody Mediator shall determine. By the Court, Gordon R. Miller, P.J.
Nov 21, 1990 Copies of order put in Attys Kirkpatrick, White, Pineo and Fuller's boxes.

June 10, 1991 Answer and Counterclaim filed. (Counts of Equitable Property Distribution, Counsel Fees and Expert Fees, Alimony, Alimony Pendente Lite added)

June 14, 1991 Request for Hearing and Order ifled. ANd Now, upon presentation and consideration of the foregoing Request for Hearing a hearing is scheduled with the Court of Common Pleas of Crawford County, Pa . on the 16 day of july at 10:00 a.m. in courtroom 1 or 2 of the Crawford County Courthouse, Meadville, Pa.
Custody matter referred to Custody mediator, John Fuller, by prior order.
BY THE COURT:
P. Richard Thomas, J.
June 19, 1991 copies of order to Attys. J. Irwin, M. Kirkpatrick, H. White & John Fuller.

June 18, 1991 Affidavit of Consent filed by Plaintiff. David Orr, Plaintiff

June 19, 1991 Petition For Interim Use Of Personal Property filed.

June 19, 1991 Rule To Show Cause filed. AND NOW, this 19 day of June, 1991, upon consideration of the within Petition, a Rule is granted upon Respondent, David A. Orr, to show cause why the relief requested in said Petition should not be granted.
RULE RETURNABLE with hearing thereon on the 16 day of July, 1991, at 10:00 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, PA. In the meantime Defendant to have exclusive use of an 89 Pontiac. BY THE COURT,
P R Thomas, S.J.
June 20, 1991 Copies of order put in box for Atty's. Irwin and Kirkpatrick

Continued on page 678
SEE VOL. 3

308

1990

Bettie J. Peterson-Muth

858.

RICHARD P. POUX

vs.

ELEANOR L. POUX

Filed Sept 11, 1990
@ 9:22 a.m.

Tax & entry Paid	$50.50
1st count paid	15.00
State paid	10.00
State paid	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Feb. 17, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 9/11/90 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Anthony J. Vardaro, J

Date: February 13, 1998

Feb. 17, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

Brian J. Lindsay 859.	EDWARD P. HARRY AND KELLE A. HARRY, HIS WIFE vs. ERIE INSURANCE GROUP Filed Sept. 11, 1990 @ 2:31 p.m. Tax & entry paid $50.50 State paid 5.00	COMPLAINT 2 copies (atty) (Jury Trial Demanded)

1990

Brian J. Lindsay

860.

KEVIN GELVIN

vs.

MARILISA N. GELVIN

COMPLAINT IN DIVORCE, CUSTODY/VISITATION

2 copies (atty)

Filed Sept. 11, 1990
@ 2:51 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
State paid	5.00
State paid	10.00
State Paid 9/17/90	5.00
Pro Co pd 3/1/91	9.00
Bruce L. Smith, mediator	
Mediator's Costs	180.71
	9.00

Received from Dept 4-13-92 Mediation Costs #9035

Pd Craw Co Comm Mediation Fees 4-16-92 Ck#6776 90.35

Jan. 24, 1991, Acceptance of Service filed. I, the above named defendant hereby accept service of the complaint in the above action. Marilisa N. Gelvin,
Date: 10/1/90

Feb. 6, 1991 Affidavit of Consent of plaintiff filed.

Feb. 6, 1991 Affidavit of Consent of defendant filed.

Feb. 15, 1991 Consent Custody Order and Order filed. AND NOW, upon presentation and consideration of the foregoing, and the parties hereto having executed same, the foregoing Agreement is entered as an Order of this Court.

BY THE COURT:
1 copy atty Gordon R. Miller, J

Mar. 1, 1991 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Mar. 11, 1991 **DIVORCE DECREE FILED.**

AND NOW, March 8, 1991, it is ordered and decreed that Kevin Gelvin, plaintiff, and Marilisa N. Gelvin, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, P.J.

Jan. 23, 1992 PETITION TO RESTRICT VISITATION AND APPOINT CUSTODY MEDIATOR and ORDER filed. ORDER: AND NOW, this 22nd day of January, 1992, upon presentation and consideration of the foregoing Petition, Bruce L. Smith is appointed as Mediator by this Court. BY THE COURT,
Gordon R. Miller, P.J.

Jan. 23, 1992 copy given to B. Lindsay & B. Smith.

Mar. 18, 1992 Temporary Order of Court and Order filed. AND NOW, this 18th day of March, 1992, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Joshua Gelvin, age fourteen, born December 23, 1977, and Rodney Gelvin, age five, born April 1, 1986, the parties to this action, shall share legal custody of the said minor children. said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the children held by a third party, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to the educational and religious upbringing of the children, as well as to elective surgery.
2. Primary physical custody of the children shall remain wit hthe natural father, Kevin Gelvin. Regular visitation and temporary custody of the children shall be granted to the respondent mother, Marilisa M. Gelvin. Physical custody for the respondent mother shall be as follows:
a. With regard to the fourteen-year-old Joshua, the mother shall have the right to take him into her temporary physical custody every Sunday between the hours of 12:00 noon and 6:00 p.m., prevailing time.
b. With regard to the five-year-old Rodney, the mother shall have the right to take him into her temporary physical custody on the first, second, and fourth weekends of every month from Friday at 3:00 p.m., prevailing time, through Sunday at 6:00 p.m., prevailing time.
c. The mother will be permitted to call the children in the morning (because the younger child attends afternoon kindergarten) up to twice a week and talk with Rodney. She may make enough calls to the father's residence that she is able to make contact with the child twice a week; thereafter, she shall not make telephone contact with the child unless an emergency arsies.
d. When Rodney is in the mother's home for overnight visitation, arrangements will be made for the child, April, to sleep in a bed in a room occupied by Aunt Annie. Rodney shallhave the opportunity to sleep in his own room in his own bed in which he slept when the parties lived together as husband and wife.
e. Holiday visitation shall take priority over other scheduled visitation. The parties are encouraged to agree as to holiday visitation; however, in the event that they cannot, during odd-numbered years, beginning in 1993, the mother shall have the children on Easter and the 4th of July each year, and the father shallhave the children on Memorial Day and Labor Day each year. These days shall begin at 9:00 a.m. and end at 7:00 p.m., prevailing time. These days shall be reversed in even-numbered years between the parents. The chidlren shall spend Thanksgiving each year in the mother's home and the day following Thanksgiving each year in the father's home beginning in 1992. With refard to Christmas each year, the children shall be available to spend Christmas afternoon each year in the mother's home from 2:00 p.m. through 7:00 p.m., prevailing time. The children shall be available to be with the mother from 9:00 a.m. through 7:00 p.m., prevailing time, on Mother's Day andon Father's Day.
d. The parent receiving or returning custody of the children at anytime shall be responsibile for transporting the children.
3. The parent having physical cusotdy of the children at anytime shall notify the other parent as soon possible in the event of injury to or illness of the children requiring medical treatment.
4. Neither parent shall take the children tinto any environment which might be commonly thought of as detrimental to their development or to the development of their characters or which would be commonly thought of as dangerous to their physical persons. This admonition shall extend to bars and taverns. This is not to say tha tthe children may not go out to eat dinner with the parents at an establishment licensed to sell alcoholic beverages ifthe purpose of the establishment is to sell food.
5. The parents are encouraged to discuss arrangements for physical custody of the children; and, if the parties mutually agree to alternative arrangements to accommodate themselves and/or the childrne's schedule, they may adjust the physical custody arrangements accordingly and are encouraged to do so by muutal consent and agreement.
6. Each of the parents and any adult coming into regular contact with the children shall teach the children involved in this case to develop and demonstrate that natural love and respect due a parent form his or her children. Neither of the parents (Nor any adult coming into regular contact with the children) will do or say anything to blacken the character of either parent in the eyes of the children.
7. This Order shall not prejudice the right of either party to request further Mediation if there are changed circumstances in the lives of the parties or the children or in the event that the best interest of the children would be served by further Mediation.
8. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either parent or one ofthe children resides in the Court's jurisdiction and for at least six months from the date of this Temporary Order.
9. The fee for Child Custody Mediation shall be paid 50% by the petitioner father and 50% by the respondent mother.
10. This Order shall be a Temporary Order, but shall become a permanent Order unless exceptions are filed by either party wihtin thirty days from the date of this Temporary Order.

BY THE COURT:
Gordon R. Miller, J

Mar. 24, 1992 Copies of order mailed to Atty's Beighley, Smith and plaintiff and defendant and copy put in box for Atty. Lindsay

1990

William F. Peters 861. pro se Elderkin, Martin, Kelly & Messina William J. Kelly	JESS W MILLER d/b/a LAKELAND PLUMBING & HEATING vs. DON W. BRIAN Filed Sept. 11, 1990 @ 3:12 p.m. Tax & entry Paid $50.25 State paid 5.00	APPEAL OF DEFENDANT FROM JUDGMENT OF ROBERT J. LEONHART, DISTRICT MAGISTRATE 30-3-03 Sept. 11, 1990, Rule entered upon plaintiff to file complaint issued. Sept 12, 1990, Proof of Service filed. Oct. 3, 1990, Complaint in Assumpsit filed. 1 copy (atty) Oct. 18, 1990 Appearance of Elderkin, Martin, Kelly & Massina by William J. Kelly for Defendants filed. Nov. 1, 1990, Answer, New Matter and Counterclaim filed.

1990

Thomas, Truas, Spadafore, Vardaro, Walker
Emil M. Spadafore Jr.

862.

TIA S. SIMMERMAM

vs.

HAL L. SIMMERMAN

Filed Sept. 11, 1990
@ 3:30 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Rec Copy 10/31/90	9.00 ✓

10/31/90 Recd $23.50 From Plaintiff
Recd 11-2-90 $23.50 Vivian Stoltz

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Hal L. Simmerman, Defendant have been sued in court to obtain custody, partial custody or visitation of the child Timothy J. Simmerman.

You are ordered to appear in person in front of WILLIAM PINEO, Child custody mediator at such time and such place as he shall designate for a mediation conference.

You are further ordered to bring with you the child, Timothy J. Simmerman.

If you fai to appear asprovided by this order or to bring the child, an order for custody, partial custody or visitation my be entered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Assn. SEr. to the Pub. Comm. c/o Prothonotary, Courthouse, Meadville, Pa. 16335 814 724-4636.

DAte: Sept 11, 1990 BY THE COURT,
P. Richard Thomas, J.

Oct. 10, 1990 Temporary Order filed. AND NOW, this 9 day of October, 1990, after Mediation in the above referenced matter and upon the recommedations ofthe Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody ofthe subject minor child.
2. The parties shallshare with each other any and all information which each may have regarding the health, education, and the major events inthe life of the subject minor child. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may hve regardin the subject minor child.
3. Primary physical custody of the subject minor child is awarded tohis mother, the plaintiff. The father shallhave th eright of temporary physical custody and visitation for the weekend of September 29, 1990, and thereafter, for the first three full weekends of each month, from Saturday at 10:00 a.m. to Monday at noon. The father shall also have the right of visitation and temporary physical custody for two periods of one week each each year to be taken during leave from his employment. The periods he wishes to select can be consecutive or not, at his option. The father shall notify the mother one month in advance of the periods he wishes to select.
4. Holiday visitation shall be arranged as follows:
   a. Christmas holiday visitation shall be arranged as follows: There shall be two holiday visitation periods, the first beginning on Christmas Eve at 10:00 a.m. and ending Christmas Eve at 8:00 p.m., and the second beginning Christmas Eve at 8:00 p.m. and ending the day after Christmas at 10:00 a.m. The father shall have the first period each year, and the mother the second.
   b. Thanksgiving holiday visitation shall be arranged as follows: The first Thanksgiving holiday visitation will be between 10:00 a.m. and 8:00 p.m. and the second will be the Friday after Thanksgiving from 10:00 a.m. to 8:00 p.m. The father shallhave the first period for Thanksgiving 1990 andthe parties shall thereafter alternate.
   c. The other holidays to be observed are New Years Day, Memorial Day, Independence Day, Labor Day, and Easter. Holiday visitation shall be between the hours of 10:00 a.m. and 8:00 p.m. The father shallhave visitationon the holidays next following the entry of this Order, and the parties shall thereafter alternate the holidays.
   d. The child shall spend Father's Day with his father from 10:00 a.m. to 7:00 p.m., and Mother's Day with his mother, during the same hours.
   e. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.
5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said mo;difications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
6. The parties shall split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other.
7. Each party shall teach said child togive to the other party that love and respect which is due a parent form his or her child.
8. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the cae and cutody of the subject minor child. The praties are cuationed that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child.
9. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the law of Pennsylvania.
10. Neither party shall do or say anything to blacken the character of theo ther in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation.
11. Neither party shall expose the subject minor child to the company of persons of the opposite sex to whom they are not related blood or marriage between the hours of 8:00 p.m. and 8:00 a.m.
12. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Orde rshall govern.
13. Either party may request a review of this Order nine months from date hereof to make any adjustments.
14. Costs and fees of this Mediation, which are fixed at $47.00 are divided equally between the parties with a share of each beingassessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
15. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves this Order shall be considered permanent.

By the Court,
Robert L. Walker, S.J.

Oct. 11, 1990 Copies of order put in William Pineo, Emil Spadafore and William Gregg's box and copies mailed to plaintiff + defendant

Continued on page 312A

312
A

Tia S. Simmerman

vs.

Hal L. Simmerman

Record continued from page 312

of record
A.D. 1990 - 862

****

Dec. 7, 1990 Motion For Technical Amendment and Order filed. AND NOW, this 6th day of December, 1990, upon consideraton of the foregoing Motion, the same is hereby granted and paragraph 6 of the order of October 9, 1990, is hereby amended to read as follows:

6. The defendant, Hal L. Simmerman, shall be responsible for all transportation required by the custodial and visitation provisions of this order. Should the father be unable to provide transportation, he shall discuss the matter with the plaintiff mother and the mother shall make a good faith effort to supply transportation if she can. If an impasse developes, the parties shall make a good faith effort to provide alternative visitation.

In all other respects the said order is affirmed and reinstated.

By the Court,
Robert L. Walker, S.J.

Dec. 11, 1990 Copies of order put in Emil Spadafore, William Gregg and William Pineo's box.

3/2
B

1990

1990

863.

REDEVELOPMENT AUTHORITY OF
THE CITY OF MEADVILLE

vs.

MARY ANN JONES
CAULEY JONES, JR.

Filed Sept. 11, 1990
@ 4:06 p.m.

Pro Simmons paid $9.00
plff on orig 9.50

AGREEMENT TO REVIVE

of

DSB 1985 - 616

Revival of Judgment indexed by Prothonotary in favor of plaintiff and against the defendants in the sum of Six thousand Dollars plus costs.

Debt --- $6,000.00
Dated -- Sept. 5, 1990
J - 214, 221 -- JUDGMENT

James F. Simmons,
Prothonotary

1990

Ruthanne Beighley
Withdrawn
Kathleen R. Nelson

864.

~~Bruce A.Barrett~~ withdrawn

Barbara J. Walton

CARRIE L. EVANS

vs.

ROBERT EVANS

Filed Sept 12, 1990
@ 9:12 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
State paid	10.00
State paid	10.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Sept. 25, 1990 Affidavit Of Service filed. KATHLEEN R. NELSON, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:
1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the defendant, robert Evans, on September 18, 1990.
3. That registered mail was sent to Robert Evans, 150 Livingston Road, Jamestown, Pennsylvania 16134. The sender's receipt is attached hereto.
4. That the defendant received said registered mail on September 22, 1990. Said REturn Receipt card P. 269 402 123 is attached hereto, sisnged by Robert Evans, and made a part hereof.
Kathleen R. Nelson

Feb. 2, 1994 Upon Praecipe of Attorney Nelson, her appearance is hereby withdrawn.
Appearance of Ruthanne Beighley, Esquire, Attorney for Plaintiff, Carrie L.Evans, Plaintiff, filed.

Feb. 15, 1994 Certificate of Service filed. I, Ruthanne Beighley, Attorney at Law, do hereby certify this 4th day of February, 1994, that I served an oriiinal and two copies of Plaintiff's First Set of Interrogatories Directed to Defendant and Request for Production of Documents to below counsel for Defendant by mailing same via first class mail, postage prepaid:
Bruce A. Barrett, Attorney at Law, 965 S. Main Street, Meadville, PA 16335
Date: FEbruary 4, 1994 Ruthanne Beighley, Attorney at Law

Jun. 28, 1994 Motion to Withdraw Appearance and ORDER OF COURT, filed. AND NOW, this 28 day of June, 1994, the above Motion allowed. Atty.Barret shall serve a copy of this Order on the Defendant.
Anthony J.Vardaro, J.
6-28-94 Faxed to Atty. Barrett, Mailed copy to Atty. Beighley

Jun. 30, 1994 Appearance of Barbara J. Walton, Esquire for Robert Evans, Defendant,filed.

Aug. 2, 1994 Petition For Additional Remedies, filed.

Aug. 25, 1994 Motion to Set Hearing and Rule to Show Cause Order filed. AND NOW, this 24 day of August, 1994, upon presentation of the Motion to Set Hearing on the Petition for Additional Remedies, it is hereby entered ordering and directing the Plaintiff, Carrie L. Evans, to show cause, if any she had, why said Petition for Additional Remedies should not be granted. The said Rule to Show Cause is returnable for hearing and/or argument on the 28th day of September, 1994, at 9:15 o'clock a.m. prevailing time, in Courtroom Number 1,2 or 3 in the Crawford County Courthouse located at 903 Diamond Park, Meadville, Pennsylvania 16335.
By the Court:
Anthony J. Vardaro, J.
8-26-94 Faxed to Atty. Beighley & Given to Atty. Walton

Sep.8, 1994 ORDER filed. AND NOW, this 8th day of September, 1994, upon consideration of the within Motion for Continuance,it is hereby ORDERED AND DECREED that the hearing in the above-captioned matter is continued until the 10th of November, 1994, at 9:15 o'clock a.m., Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.
BY THE COURT:
Gordon R. Miller, J.
9-8-94 Faxed to Atty. Walton, mailed Atty.Beighley.

Nov. 4, 1994 Response To Petition for Additional Remedies filed.

Nov. 14, 1994, ORDER filed. AND NOW, Nov. 10, 1994, this matter is before the court with respect to the defendant's petition for additional remedies in the nature of counsel fees, costs and expenses.
The hearing proceeds informally and it appears that the dfts. monthly income is in the neighborhood of $1400 to $1500 per month and the plff.'s monthly income is aroung $450 per month.
The defendant is seeking $500 in atty's fees based on the theory that the plff. received funds that were marital funds he purports to be around $60,000 apparently when the parties separated.
The plaintiff apparently admits receiving about $15,000 from an IRA but only has about $1500 of that now available due to various reasons, including attorneys fees of her own.
While we recognise that the defendant has certain expenses, we do not think that in light of the income of the parties an award of attorneys fees to him would be appropriate, and therefore we decline to award him attorney's fees, costs or expenses.
BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
11/14/94 copies dist. to Beighley and Walton.

Jan. 11, 1995 Affidavit of Consent of Defendant filed.

Continued on page 502-A

1990

Ferguson & Spataro
Douglas W. Ferguson

865.

William L Walker

JERRY H. WYGLE

vs.

JANE L. WYGLE

Filed Sept 12, 1990
@ 9:40 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
State paid	10.00
State paid	10.00
Costs pd 9/25/90	15.00
User's fee pd 9/25/90	5.00
Pro.Co. pd 11/2/92	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Sept 12, 1990, Appearance of William L. Walker, Esq. attorney for defendant filed.

Sept 12, 1990, Acceptance of Service filed. I, William Walker, Esq. atty. for dft in the above matter, hereby accept service of the Amended Complaint in Divorce filed On Sept. 12, 1990, and cert. by Prothonotary of Crawford County on behalf of my client Jane L. Wygle. William Walker Esq. 9/12/90

Sept. 25, 1990 Answer and Complaint and Counterclaim filed (Equitable Distribution)

Nov. 2, 1992 Affidavit of Consent by Jane L. Wygle, Defendant, filed.

Nov. 2, 1992 Affidavit of Consent by Jane L.Wygle, Defendant, filed.

Nov. 2, 1992 Affidavit of Consent by Jerry H.Wygle, Plaintiff, filed.

Nov. 2, 1992, Upon Praecipe of Plaintiff Attorney to transmit record, case moved to Court.

Dec. 18, 1992 Motion to Withdraw The Defendant's Count Number Two With Regard to Alimony And Alimony Pendente Lite and ORDER filed. AND NOW, Dec. 18, 1992, the within Motion is allowed.

BY THE COURT:
Gordon R. Miller, J.

Dec. 30, 1992 Copy of Order to Attys. Douglas Ferguson and William Walker.

Dec. 18, 1992 Stipulation Concerning Equitable Distribution filed.

DIVORCE DECREE FILED

Dec. 29, 1992 AND NOW, December 18, 1992, it is ordered and decreed that **JERRY H. WYGLE**, Plaintiff, and **JANE L. WYGLE**, Defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered and which has not been withdrawn by the party making the claim.

BY THE COURT:
Gordon R. Miller, P.J.

1990

Phillips and Galanter
Donald L. Phillips

866.

BARON/SCOTT ENTERPRISES, INC.

vs.

CHARLES McGRAW a/k/a CHUCK McGRAW i/and t/a MAC'S TOYWORLD

Filed Sept 12, 1990
@ 11:14 a.m.

Tax & entry Paid	$50.50 ✓
STate paid	5.00
Sheriff's Costs	25.00
Sheriff's costs	60.50

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Oct. 9, 1990 Sheriff's Return filed. SERVED Charles McGraw i/t/a Mac's Toyworld on September 21, 1990 at 2:50 P.M. by handing copy of Complaint to Billie Graff, Manager for RW Liquidators, person in charge at the place of business, R.D. #4, Perry Highway Meadville, Crawford County,PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, sheriff

Oct. 12, 1990, Complaint Reinstated.

Dec. 19, 1990 Sheriff's Return filed. Not Found as to defendant Charles McGraw, a/k/a Chuck McGraw i/a/t/a Mac's Toyworld as per Affidavit received from Sheriff of Erie Co., PA and hereto attached.
So answers, Howard N. Stewart, Sheriff

1990

Stephen H. Hutzelman

867.

MARINE MIDLAND BANK

vs.

DANIEL BERGAMASCO
R. D. #7, Box 364
Meadville, Pa. 16335

Filed Sept 12, 1990
@ 11:37 a.m.

Pro Simmons paid $9.00 ✓
plff on orig 67.25
Sat. Pd. 2/27/92 - $5.00 ✓

AGREEMENT TO REVIVE

of

AD 1984 - 195

Revival of Judgment indexed in favor of plaintiffs and against the defendant in the amount of Eight Hundred Seventy One and 47/100 Dollars plus court costs of record.

Debt -----$871.47
Date----- Sept 7, 1990
B - 44 ----JUDGMENT

James F. Simmons,
Prothonotary

Feb. 27, 1992 This Judgment Satisfied (see paper filed)

1990

Barrett & Dratler
Bruce A. Barrett

868.

JAMES R. TROUP, JR.

vs.

SYLVIA JEAN TROUP

Filed Sept 12, 1990
@ 1:14 p.m.

Tax & entry	Bd 9/13/90	$50.50
State	Bd 9/13/90	5.00
State	Bd 9/13/90	10.00
Pro Co Pd 10-11-90		9.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Sept 12, 1990, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Sept. 20, 1990 Affidavit of Service filed. BRUCE A. BARRETT, Esq., being duly sworn to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the attorney for the Plaintiff in the above captioned action.

2. That a true and correct copy of the Complaint under Section 201(d) and a Defendant's Counter-Affidavit under Section 201(d) under the Divorce Code. In addition, a Notice of Intention to Request Entry of a Divorce Decree was sent by registered mail to the Defendant on Sept. 12, 1990. The sender's receipt is attached hereto.

3. The registered mail was sent to Sylvia Jean Troup, P.O. Box 349, Cochranton, Pa. 16314

4. That the Defendant received said registered mail on Sept. 13, 1990. Said receipt card number P 320 791 271 is attached hereto and signed by Sylvia Jean Troup.

Bruce A. Barrett,Atty. for Plaintiff

Oct 11, 1990 Upon Praecipe of Plaintiff's Attorney, for Review Under Section 201(d) of the Divorce Code, this case is moved to court.

Oct. 22, 1990 **D I V O R C E D E C R E E F I L E D .**

And now, October 22, 1990, it is ordered and decreed that James R. Troup, Jr., Plaintiff, and Sylvia Jean Troup, Defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas

1990

Mason and Mason
Joan D. Mason

869.

JOHN C. LYDA, SR.

vs.

BONNIE J. LYDA

Filed Sept 12, 1990
@ 1:22 p.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00
Pro Co pd 3/28/91	9.00
Pro Co Pd 3/28/91 (decree)	3.00

COMPLAINT IN DIVORCE, CUSTODY
AND EQUITABLE DISTRIBUTION

1 copy (atty)

Sept 26, 1990 Affidavit of Service filed: I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on September 14, 1990 mail to the above Defendant, Bonnie J. Lyda, by certified mail #P-966 073 983, return receipt requested, deliver to addressee only a complaint in the above divorce action. Said notice was received by Bonnie J. Lyda on September 15, 1990 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason, Attorney for Plaintiff

Jan. 21, 1991 Affidavit Of Consent of Plaintiff filed.

Jan. 21, 1991 Affidavit of Consent of Defendant filed.

Mar. 28, 1991 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Apr. 10, 1991 **STIPULATION AND DECREE FILED.**

AND NOW, this 5th day of April, 1991, the court orders and decrees as follows:

1. **DIVORCE:** Upon consideration of the pleadings and affidavits filed in the above-captioned case, this court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irrretrieably broken and ninety (90) days have elapsed from the date of the filing of the complaint, and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce pursuant to Section 201(c) of the Pennsyvlania Divorce Code.

2. **CUSTODY:** The parties hereto agree that they will share legal custody of their daughter, Mindy Sue Lyda, now age fifteen (15), so that each par ty shall be informed of important events in Mindy's life, and the parties shall share in making important decisions in Mindy's life while she is still a minor.

Primary physical custody of Mindy Sue Lyda is hereby awarded to her mother, Bonnie J. Lyda, who shall have the right to determine place of residence for Mindy.

Father, John c. Lyda, Sr., shall have temporary custody of Mindy as her schedule allows, during summer and school vacations and holidays (primarily, in addition to summer, being Thanksgiving, Christmas, and spring or Easter holiday).

Each party shall keep the other party informed of his or her residential telephone number and address, and work address and telephone number, as long as Mindy is a minor.

3. **EQUITABLE DISTRIBUTION OF ASSETS AND DEBTS:**

A. **STOCK AND ANNUITIES:** (1) Bonnie J. Lyda shall retain all stocks and annuities, with the exception of any stock in Lyda Brothers Hearing and Air Conditioning, Inc. Those stocks and assets to be transferred to Bonnie J. Lyda include Tuscarora Plastics, Dauphin Deposit, Texas Utilities, AT&T, Charter company, FAD, Telecom, Philadelphia Electric, USX, Bell South, Associated Natural Gas, Texas Utitlities, PPG, Nation Fuel Gas, Hershey foods, Schlumberger, Sears Roebuck, Columbia Gas, Liberty All Star, Alltel, Vitalink, Mobil, Manville, American Mutual, Cortland fund, and Putman Fund.

(2) John C. Lyda, Sr. shall retain any and all stock in Lyda Brothers Hearing and Air Conditioning Inc.

(3) John C. Lyda, Sr. shall retain all ownership in the American Legacy II Variable Annuity (Policy #955458901), and in consideratioin therefore shall pay to bonnie J. Lyda, the sum of $12,000.00. $5,000.00 of which has already been paid, with the remaining $7,000.00 to be paid forthwith.

B. **REAL ESTATE:** John C. Lyda, Sr. shall retain all parcels of real estate acquired by the aprties, and Bonnie J. Lyda shall transfer any right, title and interest she may otherwise have in said properties, to John C. Lyda, Sr. John C. Lyda, Sr. shall assume full responsibility for said properties, including any mortgage or lien payments, real estate taxes, insurance, and any obligations to any other governmental authority or lending institution. He shall continue to pay any debt on any of the said properties in a prompt and timely fashion, and shall hold Bonnie c. Lyda harmless, and shall indemnify her, regarding any such debt or expense in conneciton with said parcels of real estate: The real estate to which this paragraph applies includes the follows: Brawley Avenue (Second ward of the City of Meadville), Crawford County, Pennsylvania, located at Record Book 12, page 603; North Morgan Street (Second Ward of the City of Meadville), Crawford County Pennsylvania, located at Record book 19, Page 792; Hurlbert Road (south Shenango Township), Crawford County, Pennsylvania, located at Deed Book 550, page 775; Randolph Street (Second Ward of the City of Meadville), crawford, Pennsylvania, located at Deed Book 513, page 1106; Arch Street (third Ward of the City of Meadville), Crawford County, Pennsyvlania, located at Deed Book 541, Page 777; Dunham Road (Vernon Township), Crawford County, Pennsylvania, located at Record Book 47, page 34; Dunham Road (Vernon Township), Crawford County, Pennsylvania, located at Record Book 64, Page 119; North Street(First Ward of the City of Meadville), Crawford county, Pennsyvlania, located at Deed Book 533, Page 703; North Street (Second Ward of the City of Meadville), Crawford County, Pennsylvania, located at Record Book 36, Page 7: and Plum Township, Venango County, Pennsylvania, located at Deed Book 731, page 164. Any rental proceeds or insurance overage on said properties shall also belong entirely to John C. Lyda, Sr.

C. **BUSINESS INTERESTS:** During the course of the marriage, the parties acquired a maritial property in the form of a heating and air conditioning business, a corporation, designated by Lyda Brothers Hearing and Air Conditioning Inc., a Pennsylvania corporation. Bonnie J. Lyda hereby releases any right, title and interest she may otherwise have in said business, including the real estate form which the business i operated (located at 245 North Street, Meadivlle, Pennsylvania), vehicles, any and all accounts receivable, any inventory, equipment and furnishings, goodwill, and also including any monies actually owned by the aprties but left in the business, upon which the parties hereto have paid income tax, so that all assets of the busines,s whether specifically designated in this paragraph or not, are henceforth the sole and separate proper ty of John C. Lyda, Sr.

John C. Lyda, Sr. hereby agrees to be responsible for any debts or liabilities in connectin with said business, and agrees to hold Bonnie J. Lyda harmless and indemnify her, in regard to said debts and liabilities.

D. **1990 INCOME TAX LIABILITY:** The aprties hereto agree to file their 1990 income tax return jointly, claiming their daughter, Mindy, with John C. Lyda, Sr. to pay any income tax due to the federal, state or local government, on account of income received by either party from Lyda Brothers Heating and air Conditioning Inc. and on income received from all rental real estate, in 1990.

E. **IRA ACCOUNTS, INSURANCE POLICIES, CASH, BANK ACCOUNTS:** Each party shall retain any IRA account or bank account in his or her individual name and any life insurance policy insuring his or her life, and any cash presently in his or her possession. The Pennbank joint bank account shall belong to John C. Lyda, sr.

f. **PERSONAL PROPERY, VEHICLES:** Each party shall retain those items of personal property listed on the respective exhibits attached hereto (Exhibit "A" - to be retaine dby Bonnie L. Lyda; exhibit "B" to be retained by John C. Lyda, Sr.) and the aprtie sfurther agree that the items listed on Exhibit "C" shall belong to their daughter, Mindy Sue Lyda

4. **WAIVER OF FILING OF DOCUMENTS:** Neither party hereto shall require th eother party hereto to file an inventory and appraisement nor an income and expense statement as would otherwise have been required by the Pennsylvania Rules of Civil Procedure. Each party is aware of all debts and assets owned by the parties (whether jointly or individually titled) at itme of separation, and nce further disclosure is requested or desired by either party hereto.

5. **LEGAL AND OTHER PROFESSIONAL REPRESENTATION:** The parties hereto acknowledge that each has been advised of the right of separate representation, and that the firm of Mason and Mason Attorney has represented only John C. Lyda, sr. in connection with this divorce action. The defendant, Bonnie J. Lyda, and the Plaintiff, John C. Lyda, Sr., have attempted to work out these matters out on a mutually agreeable basis, in dividing their assets.

Bonnie j. Lyda has retained separate representation for the review of the documents drafted by Joan D. Mason, Plaintiff's attorney in this matter.

Both parties have been advised to seek the advice of a certified public accountant, and such other professionals as he or she desires, in connection with any and all tax implications in regard to this divorce action and any transfer of any assets, or other matter involving possible tax remifications, as both parties understand that Plaintiff's attorney is not undertakin gto render any advice regarding income tax or other tax matters.

6. **WAIVER OF CLAIMS:** Neither party hereto shall make any claim agianst the other pa rty hereto, except for enforcement of the rights and responsibilities set forth in this decree.

BY THE COURT,
Gordon R. Miller, J

870.

TIA S. SIMMERMAN

vs.

HAL L. SIMMERMAN

Filed Sept 12, 1990
@ 1:30 p.m.

Tax & entry	$50.50
State	5.00
Sheriff's Costs	29.84

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff
2 copy plaintiff

ORDER:

And now, this 12 day of September, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Temporary custody of Timothy shall be to the Plaintiff. Defendant shall nto contact the plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for September 21, 1990, at3:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 14, 1990 Sheriff's Return filed. SERVED Hal L. Simmerman personally on September 13, 1990 at 2:09 PM at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
so answers, Robert M. STevens, Deputy Sher/
Howard N. STewart, Sheriff

Sept. 25, 1990 Motion For Continuance and Order filed. AND NOW, this 24 day of September, 1990, hearing in the above matter is continued generally. P. Richard Thomas, S.J.
Sept. 26, 1990 Copy of order put in William Gregg's box.

1990

871.

SHERRY A. LONG

vs.

LARRY E. LONG, JR.

Filed Sept 12, 1990
@ 1:40 p.m.

Tax & entry	Pd 11/21/90	$50.50
State	Pd 11/21/90	5.00
Sheriff's Costs		25.32
Pro & Pd 11/21/90		9.00

11/21/90 Reed $25.32 From Defendant

11/21/90 Paid $25.32 to Howard Stewart, Sheriff Ck #5933

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff
1 copy plaintiff

ORDER:

And now, this 12 day of September, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Temporary custody of Devin shall be awarded to plaintiff until further Court Order. Defendant shall not go to Plaintiff residence. Defendant shall not contact p laintiff

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for Sept. 21, 1990

at 3:00 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 14, 1990 Sheriff's Return filed. SERVED Larry E. Long, Jr. personally on September 13, 1990 at 12:28 PM at his placae of employment, Snyder Chair Factory, Conneautville, Crawford County, PA.
So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 24, 1990 ORDER filed. AND NOW, Sept. 21, 1990, at the time scheduled for hearing in this matter, both parties appeared withotu counsel. The defendant was advised of his right to counsel and the nature of these proceedings. He elected to proceed without counsel. The parties then advised the Court that they had amicably settled this matter before coming to court. ACCORDINGLY, in accordance with their agreement, it is ordered as follows:

1. The Defendant shall not assault, abuse, harass or threaten the plaintiff or the minor child Devin.
2. Temporary custody of Devin Long is awarded to the plaintiff. The defendant shall have the right to visit his son and take him into his custody from Friday of each week at 5:00 o'clock P.M. until Sunday at 5:00 o'clock P.M., except on the first full weekend of each month. The defendnat shall have no visitation or custody rights on the first full weekend of each month. The defendant shall be responsible for picking up the child and returning the child promptly. In the event that the defendant does not arrive at the Plaintiff's home by 6:00 o' clock P.M. on Friday evening, the plaintiff may consider that visitation cancelled unless she has already agreed to a late pickup.
3. The provisions with respect to custody and visitation are subject to change as contemplated by the Act.
4. This Order shall remain in force for six (6) months.
5. A copy of this Order shall be delivered to the Police Departments in the jurisdiction where the plaintiff resides and to County Control.
6. The defendant shall pay the costs in the amount of $89.82 to the Prothonotary of Crawford County no later than November 21, 1990.
7. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
8. The defendant shall not take his minor son out of the State of Pa. without first having obtained the consent of the plaintiff. The defendant shall not consume alcoholic beverages when he has his son in his custody. If the defendant desires to drink during periods of visitation, he must notify the plaintiff and allow the plaintiff to have the child during the period of time that the defendnat wishes to drink and for up to eight (8) hours after he has had his last drink.

By Order Of The Court,
Gordon R. Miller, P.J.

Sept. 25, 1990 Copy of Order to County Control. Copy mailed to Plaintiff, Defendant.

Watts, Pepicelli,
Youngs and Youngs PC
Alan L. Pepicelli

872.

James A. Budney,
Insurance representativ e

SAMUEL LEE RANDAZZO, A MINOR, BY DAVID J. RANDAZZO AND KATHY R. RANDAZZO, HIS GUARDIANS

vs.

MARK WRIGHT AND KAREN WRIGHT HIS WIFE

Filed Sept 12, 1990
@ 4:24 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co. Pd.10-29-90	6.00

SUMMONS IN A CIVIL ACTION

Issued (atty)

Sept. 26, 1990, Acceptance of Service of Original Process in Accordance with Pa. R.C.P. Rule 202b filed. I, James A. Budney Senior Claims Rep. with State Farm Ins. Co. hereby accept service of the Writ of Summons in Civil Action in the above case on behalf of the above defendants, and I hereby certify that I am authorized to do so. James Budney, State Farm Ins. Co.
Sept 21, 1990 Senion Claims Rep.

Oct 5, 1990 Petition to Settle Minor's Claim and Order filed: AND NOW, this 5 day of Oct., 1990, upon consideration of the within Petition to Settle Minor's Claim, it is hereby ordered and decreed that a settlement of the within action on behalf of Samuel Lee Randazzo, a minor, for the aggregate sum of $12,500 be approved, with distribution thereof to be as follows:

To Watts, Pepicelli, Youngs and Youngs PC, Attorney fees	$3,125.00
To Watts, Pepicelli, Youngs and Youngs, PC, Reimbursement for Costs Advanced	$ 12.87

The balance of $9,362.13 to a savings account, money fund account or certificate of deposit in the name of said minor, with the income earned on said funds to be accumulated and/or reinvested sugh that no withdrawal of principal or interest can be made prior to said minor reaching the age of majority, except as authorized by prior Order of Court.

Upon payment of the aforesaid sums and costs of suit, Defendants shall be released from any and all further liability and the within case shall be dismissed with prejudice, Defendants to pay costs of suit.

BY THE COURT,
P. Richard Thomas, S.J.
Oct 5, 1990 3 Copies (atty)

Oct. 29, 1990 Upon Praecipe of Plaintiff Attorney, this case marked settled and discontinued of record.

1990

Mary Ann Kirkpatrick

873.

CHRISTY PIPHER

vs.

THOMAS ZALESKI

Filed Sept 13, 1990
@ 11:53 a.m.

Tax & entry Paid $50.50✓
State paid 5.00
John Fuller, mediator

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, Sept. 12, 1990, the parties are ordered to appear before JOHN FULLER CHILD CUSTODY MEDIATOR at such time and place as he shall designate. BY THE COURT,
P. Richard Thomas, Sr. J.

Sept 26, 1990 Affidavit of Service filed: AND NOW, September 24, 1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Christy Pipher, Plaintiff in the above captioned matter.

2. That on information furnished her by the Plaintiff she cause certified copies of the Custody Complaint, Protection from Abuse Petition and an Order regarding the Protection from Abuse hearing to be forwarded by Certified Mail,)320 785 133, postmarked September 14, 1990, to the last known address of the Defendant, Thomas Zaleski, 68 Linden Avenue, Jersey City, New Jersey 07305.

3. That the Defendant, Thomas Zaleski, on September 19, 1990, personally signed the return receipt card which was affixed to the Custody Complaint, Protection from Abuse Petition and Order regarding the Protection from Abuse Hearing in the above-matter and a copy of which is attached hereto (original on file in the Prothonotary's Office, case No. AD 1990-874).

4. Service of the Custody Complaint and Protection from Abuse Petition against Defendant are therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Lisa M. Sherretts.

1990

Mary Ann Kirkpatrick

874.

CHRISTY PIPHER

vs.

THOMAS ZALESKI

Filed Sept. 13, 1990
@ 11:53 a.m.

Tax & entry Paid $50.50
State paid 5.00

PETITION FOR EMERGENCY RELEASE FROM ABUSE

1 copy (atty)

ORDER:
AND NOW, Sept. 12, 1990, upon presentation and consideration of the abuse Petition filed by Petitioner a hearing thereon is sc heduled for Sept. 24, 1990 at 2:30 p.m. in C. R. No. 1 or 2 of the Crawford County courthouse in Meadville, Pa.
PENDING FURTHER ORDER:
The Respondent Thomas is directed and prohibited from attempting to cause or intentionally, knowingly or recklessly causing bodily injury to Christy Pipher and/or Ashley Marie Zaleski or in any way threatening them, frightening them or harassing them.
The respondent is excluded immediately and forthwith from the residence located at 785 Grove Street, Meadville, Pa.
Custody of ashley Marie Zaleski shall be with Petitioner, Christy Pipher.
Respondent is hereby advised of his right to be represented by counsel and he is notified that his failure to attend the hearing sc heduled above may have serious legal consequences.

By the Court,
P. Richard Thomas, Sr. J.

Sept. 24, 1990 Affidavit of Service filed. And Now, September 21, 1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Christy Pipher Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused certified copies of the Custody Complaint, Protection from Abnuse Petition and an Order regarding the Protection from Abuse Hearing to be forwarded by Certified Mail, P320 785 133; postmarked September 14, 1990, to the last known address of the Defendant, Thomas Zaleski, 68 Linden Avenue, Jersey City, New Jersey 07305.
3. That the Defendant, Thomas Zalaeski,on September 19, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.
4. Service of the Custody Complaint and Protection from Abuse Petition against Defendant are therefore effected in accordance with P ennsylvania Rules of Civil Procedure.

Lisa M. Sherretts

Sept. 26, 1990 ORDER filed. AND NOW, Sept. 24, 1990, this matter is before the Court on an abuse action. The parties are in disagreement about whether the Defendant committed abuse or not, but the Defendant is agreeable that an Order be entered without the necessity of a formal hearing. Accordingly, the Defendant is DIRECTED not to assault, threaten, harass, annoy or go to the residence of the Plaintiff for any purpose, nor have others do so on his behalf.
The parties are the parents of a minor child, Ashley, born Jan. 12, 1990 now in the custody of the mother. The child is temporarily awarded to the exclusive custody of the mother and no visitations with the father are set in this Order. The Court is advised this matter is before the court on a separate custody action and has been referred to custody mediator John Fuller, who has not yet set a mediation conference.
Until a formal support action can be filed, this Court DIRECTS that the Defendant forward direct to the Plaintiff the sum of $25.00 per week as support for the child commencing with the week of Sept. 23, 1990.
The Defendant asks for a temporary visit with his minor child before he goes back to the Sate of New Jersey on Sept. 25, 1990, but unforunately, transportation problems and distances and the fact that the Defendant has no immediate transportation precludes the Court from entering a temporary visitation Order during the time the Defendant is in Crawford County for a period of less than twenty-four (24) hours.
Any police officer having reasonable grounds to believe that the Defendant has violated the ABuse portions of this Order may apprehend the Defendant on probable cause without a warrant, confin him in the Crawford County Jail and notify the Court to set a contempt hearing.
This Order shall remain in effect unless rescinded by agreement or a further Court Order for a period of one (1) year.
The Defendant is DIRECTED to reimburse counsel for the Plaintiff filing costs of $55.50 within twenty (20) days of receiving a bill therefor at his addess given this date. In view of the fact no formal hearing was held, any other costs in this case shall be assumed by Crawford County.
After dictating the above Order, the Defendant inquires if he can go to the residence of the mother in Venango, PA. by procuring his own transportation so he can visit the child. The Court grants this one visitation provision as long as he arrives between the hours of 6:00 p.m. and 8:00 p.m. He may stay for one (1) hour on his good behavior.

By Order Of The Court,
P. Richard Thomas, S.J.

Sept. 27, 1990 Copy of Order to Attys. Mary Ann Kirkpatrick, John Fuller, County Control, Defendant.

1990

Kathleen R. Nelson

875.

DEBORAH L. WENSEL

vs.

IRAD JEFFREY WENSEL

Filed Sept 13, 1990
@ 1:10 p.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00

COMPLAINT IN DIVORCE, CUSTODY,
EQUITABLE DISTRIBUTION

1 copy (atty)

Nov. 2, 1990 Complaint Reinstated.

Nov. 8, 1990 Affidavit Of Service filed. KATHLEEN R. NELSON, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Irad Jeffrey Wensel, on November 5, 1990.
3. The registered mail was sent to Irad Jeffrey Wensel, at R.D. #1, Fisher Road, Conneautville, PA 16406. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on November 6, 1990. Said Return Receipt card P 269 402 140 is attached hereto signed by Irad Jeffrey Wensel and made a part hereof.

Kathleen R. Nelso

Feb. 17, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 11/8/90 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: February 13, 1998 Anthony J. Vardaro, J

Feb. 13, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

Shafer, Swick Bailey
Irwin & Stack
Louis J. Stack

876.

THE FEDERAL LAND BANK OF BALTIMORE, NOW KNOWN AS PENNWEST FARM CREDIT, ACA

vs.

JAMES A. KERR AND MARSHA P. KERR, HIS WIFE, AND UNITED STATES OF AMERICA

Filed Sept 13, 1990
@ 4:15 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriffs costs	75.00
Pro co Pd 2/25/91	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

4 copies (sheriff)

Nov. 20, 1990 Answer Of Defendant United States Of America filed.

Jan. 3, 1990, Sheriffs Return filed. Before me the undersigned authority personally appeared Sgt. Ziegler who being duly sworn according to law, deposes and says that on the 3 day of Oct. 1990 at 11:45 a.m. he served Comp. Mort. Fore. filed at No. 876 Term 1990, Crawford County PA. UPON DFT. U.S.A. at 633 U.S. PO and Courthouse Pgh. Pa. by making known the contents thereof to Dele Klein, Clerk and handing to and leaving with her the cert. copy received from Crawford County. Sgt. C. Ziegler, Dep. Sheriff
I accept service of the complaint in Mtg. foreclosure on behalf of Marsha p. Kerr and cert. that I am authroized to do so. 9/26/90 James A. Kerr, R. d. #1, Centerville, Pa. 16404
SERVED James A. Kerr personally on Sept. 26, 1990 at 9:10 a.m. Sheriffs Office, Crawford County Courthouse, Meadville, Pa.
SERVED Marsha P. Kerr on Sept. 26, 1990 at 9:11 a.m. at Sheriffs Office, Crawford County courthouse, Meadville, Pa. by handing copy of Complaint to her Authorized Agent, James A. Kerr, as per his signed acceptance of Service attached.
SERVED United States of America by deputizing Sheriff of Allegheny County, Pa. as per their Affidavit of Service attached. Served Oct. 3, 1990.
SERVED US Attorney by Cert. mail at Tenth and Constitution Ave, NW, Washington, DC 20530 ret. signed receipt attached.
So answers, Carole Stefanucci, Dep. sheriff
Howard N. Stewart, Sheriff

And Now, Feb. 25, 1991, Upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendants James A. Kerr and Marsha P. Kerr, in the sum of Seventy Four Thousand Nine Hundred Sixty Three and 29/100 Dollars, with costs plus interest from 9/4/90 at rate of 10.5%. Judgment entered for possession of the property and foreclosure of the mortgage, on Count II in the sum of Tw enty Seven Thousand Three hundred Forty and 41/100 Dollars, with costs plus interest from Sept 4, 1991 at 10.5%.
Judgments entered 2/25/91
K - 94, 114

DEBT --- $102,303.70
Int. from Sept. 4, 1990 at 10.5%
JUDGMENT
James F.Simmons,
Prothonotary

EX 1991 - 18

April 5, 1991 Motion for Consent Judgment filed.

Apr 5, 1991 Consent Judgment filed: AND NOW, to-wit, this 5th day of April, 1991, it appearing that counsel for plaintiff and counsel for defendant, United States of America, have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED AND DECREED that a judgment be entered in favor of the plaintiff and against the United States of America for foreclosure of the mortgage of plaintiff in the within cause and for sale of the mortgaged property of defendants James A. Kerr and Marsha P. Kerr.

It is further ORDERED, ADJUDGED AND DECREED that defendant, United State of America, shall be notified by plaintiff of the date, time and place scheduled for any sheriff's sale of the real property of the aforesaid defendants; that the United States of America, shall be notified by plaintiff of date, time and place scheduled for any sheriff's sale of the real property of the aforesaid defendants; that the United States of America shall be entitled to payment from the proceeds of the sheriff's sale to the extent its proper priority would entitle it to the same; and that the United States of America shll be entitled to redeem the aforesaid property within 120 days from the date of sale, as provided by 28 U.S.C. §2410.

Nothing contained in the within Order shall, in any way, be construed as entry of a monetary judgment against the United States of America, but rather said judgment is limited to the foreclosure and sale of the real estate of the aforesaid defendants in the within proceeding.

BY THE COURT,
Gordon R. Miller, J.

April 12, 1991 Copies of order put in Atty Stack's box. and mailed to Atty. Hay.

1990

Stephen E. Hall

877.

SANDRA L. GREENAWALT

vs.

DANIEL S. GREENAWALT

Filed Sept 13, 1990
@ 4:27 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	21.00
	9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
2 copies (plff)

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

ORDER:

And now, this 13 day of Sept., 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Pl shall have exclusive custody of the children till further order. Def may not go to Pl residence or place of employment for any purpose.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for September 24, 1990, at 1:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, S.J.

Sept. 14, 1990 Sheriff's Return filed. SERVED Daniel S. Greenawalt personally on September 14, 1990 at 11:50 AM at his place of employment, Starn Tool Company, State Road Hill, Meadville Crawford County,PA.
So answers, Howard N. STewart, Sheriff

Sept 26, 1990 Order filed: AND NOW, September 24, 1990, at the time the matter is before the Court the parties mutually agree that an Order can be entered without full hearing on the abuse issue. The husband admits some of the allegations of the Abuse Petition but does not request a hearing. Accordingly, the Defendant is DIRECTED not to assault, threaten, annoy or harass the Plaintiff in any manner. He may not go to her place of employment for any purpose and he may not go to her residence unless he is specifcally invited by the Plaintiff to come to the residence.

The parties mutually agree that the husband still has clothing at the former marital home and that at 7:00 p.m., September 25, 1990, he will appear with another adult companion and at that time remove his remaining clothing and not create any scene or incident in so doing.

The father is interested in a continuing relationship with his children but admits that his past anger and temper tantrums have made the children somewhat apprehensive. However, the wife is willing to accord him occasional visits with the children, and accordingly, the husband shall be entitled to have custody and visitation with the children every other Sunday connencing September 30, 1990, between the hours of 2:00 and 5:00 p.m. At such times the mother will agree that she will deliver the children to Tom's Delicatessen in Cambridge Springs and the father will return them to the same place for return to the mother. The parents are urged to evaluate these every other weekend visits with the father and if the children are interested in expanded visitations with their father, the parties are urged to mutually agree on an expansion of the visits. This recommendation is made without prejudice to the right of either party to petition the court in a formal custody and visitation petition for ultimate resolution of the visitation and custody problem if it cannot be mutually resolved.

Any police officer having reasonable grounds to believe that the Defendant has violated the abuse part of this Order may apprehend the Defendant without warrant at his distretion, lodge him in the Crawford County Jail and notify the Court to schedule a prompt contempt hearing.

The Defendant will pay the costs in this case within fifteen (15) days of the time he receives a bill therefor at Box 1436, Meadville, Pennsylvania.

BY THE COURT,
P. Richard Thomas, S.J.

Sept 27, 1990 Copies of order mailed to Defendant and copy put in Atty. Hall's box.

1990

Mary Ann Kirkpatrick

878.

John D. Petruso

SANDRA J. KURT

vs.

WAYNE KURT

COMPLAINT IN DIVORCE, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS, EXPENSES, EQUITABLE DISTRIBUTION, AND EXCLUSIVE POSSESSION

1 copy (atty)

Filed Sept 14, 1990
@ 8:43 a.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00

Sept 14, 1990, Motion for Hearing on exclusive possession and order filed. ORDER: AND NOW, Sept. 14 1990, hearing on plaintiff's request for exclusive Possession is scheduled for Oct. 4, 1990 at 9:30 a.m. in C. R. No. 1 or 2 of the Crawford County courthouse in Meadville, Pa.
1 copy (atty) BY THE COURT,
P. Richard Thomas, Sr. J.

Sept 19, 1990, Affidavit of Service filed. Kathleen Rothman, being duly sworn according to law, deposes and sets forth as follows:
1. That she is a competent adult.
2. That on info furnished here, she served a cert. copy of the Complaint in dviorce in above matter upon Wayne Kurt at 11:30 a.n. on Sept 14, 1990, at Pasco Tool and Tie, Inc. located at Baldwin St. Ext. Meadville, Pa. 16335.
3. That costs incured for this service were as follows:
a. Service $15.00 - Total $15.,00 Kathleen Rothman.

Sept. 19, 1990 Motion for Hearing on Alimony Pendente Lite, Court Costs and Counsel Fees and Order filed. And now, September 19, 1990, hearing on Plaintiff's request for Alimony Pendente Lite, Court costs and Counsel Fees is scheduled for Ocrober 5, 1990, at 9:30 a.m. o'clock in courtroom 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania.
BY THE COURT,
P. Richard Thomas, S.J.

Sept. 20, 1990 Copy of order put in Mary Ann Kirkpatrick's box.

Sept 26, 1990 Affidavit of Service filed: Kathleen Rothman, being duly sworn according to law, deposes and sets forth as follows:
1. That she is a competent adult.
2. That on information furnished her, she served a Subpoena upon Leslie Miller at 11:00 o'clock a.m., on September 24, 1990, at Orthopedic Associates of Meadville PC located at 640 Alden St., Meadville, Pa 16335.
3. That costs incured for this service were as follows:
a) Service $15.00
Total 15.00
Kathleen Rothman

Oct. 4, 1990, Motion to Continue Hearing and Order of court filed.

ORDER OF COURT: And now, Oct. 4, 1990, Motion granted. Hearing rescheduled to Oct. 8, 1990 at 4:00 p.m. P. R. Thomas, J.

Oct. 5, 1990, copies to M. Kirkpatrick and John Petruso.

Oct. 9, 1990 Order filed. AND NOW, October 8, 1990, wife shallhave exclusive possession of the premises located at 1385 Leslie Road, Meadville. Husband shall not go to the premises except for the sole purpose of removing his clothing and tools on or about October 15, 1990 between the hours of 3:30 p.m. and 5:00 p.m. Husband shall advise wife twenty-four (24) hours in advance of going to the premises to remove said items. BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Oct. 9, 1990 Copies of order put in Mary Ann Kirkpatrick and John Petruso's box.

Oct. 9, 1990 Order filed. AND NOW, October 8, 1990, the matter of alimony pendente lite, court costs and counsel fees is continued generally by agreement of the parties.
BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Oct. 9, 1990 Copies of order put in Mary Ann Kirkpatrick and John Petruso's box.

Feb. 17, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/9/90 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: February 13, 1998 Anthony J. Vardaro, J
Feb. 13, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order Filed. Termination of case as of the 4th of May.
By The Court
See Original filed at AD 1997 - 702 Gordon R. Miller, J

1990

Plate, Shapira, Hutzelman, Berlin, May Walsh & Braebender Stephen H. Hutzelman 878 A	MARINE MIDLAND BANK vs. MICHAEL J. SCHUWERK Filed Sept. 14, 1990 @ 1:28 p.m. Tax & entry Paid $50.50 ✓ State paid 5.00 Sheriffs costs 25.00	COMPLAINT 1 copy (sheriff) Oct. 8, 1990, Sheriffs Return filed. SERVED MIchael J. Schuwerk personally on Sept. 18, 1990 at 12:04 p.m. at Sheriffs Office, Crawford County Courthouse, Meadville, Pa. 16335 So answers, Carole Stefanucci, Dep. Sheriff Howard N. Stewart, sheriff

328A

1990

1990

Quinn, Gent, Buseck, and Leemhuis, Inc.
Natalie Dwyer Haller

879.

Lamb, Windle & McErlane
James C. Sargent, Jr.
Alfa-Laval Agri, Inc

Knox McLaughlin Gornall & Sennett PC
Wallace Knox
for dft. Childs Farm Automation & Hardware

BERNARD R. WAGNER, d/b/a WAGNER CREST FARM

vs.

ALPHA-LAVAL AGRI, INC., A DIV. OF ALPHA-LAVAL, INC., FORMERLY KNOWN AS DeLAVAL AGRICULTURE, A DIVISION OF ALPHA-LAVAL, INC. KEYSTONE-ENERGY-PAK SYSTEMS, INC. AND CHILDS FARM AUTOMATION AND HARDWARE, INC.

Filed Sept 14, 1990
@ 2:38 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	34.88
Pro Co Pd 12-20-90	6.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)
2 copies (atty)

Sept. 28, 1990 Appearance of Lamb, Windle & McErlane, PC. by James C. Sargent, Jr. for defendant Alfa-Laval Argi, Inc. filed.

Oct 1, 1990 Affidavit of Service filed: Natalie Dwyer, Haller, being duly sworn according to law, deposes and says that she served a copy of the Writ of Summons in Civil Action, filed at the above term and number, upon the defendants, Alpha-Laval Agri, Inc. and Childs Farm Automation Harware Inc., at their last known address on September 21, 1990 by Certified Mail Nos. P401061757 and P40161746, as evidenced by the return receipt attached hereto and made a part hereof and marked Exhibit A and B.
Natalie Dwyer Haller

Oct. 4, 1990, UPon praecipe of attorney for defendant Alfa-Laval Agri, Inc., Rule Entered upon plaintiff to file Complaint Issued.

Oct. 8, 1990 Writ Return filed. Before me, the undersigned authority, personally appeared Mark S. Fisher, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 20th day of September, 1990, at 3:30 p.m., he served Writ of Summons, filed at No. AD 1990-879 Term, 19, Crawford County Pennsylvania, upon defendant KEYSTONE-ENGERY-PAK SYSTEMS, INC. at their place of business, Route 1, box 1-100, Jackson Center, Pennsylvania 16133 By making known the contents thereof to Jane Polick Secretary, person in charge and handing to an dl eaving with her the certified copy of the writ for defendant rceived from Sheriff of Crawford County.
So answers, Mark S. Fisher, Deputy Sheriff
William H. Romine, Jr., Sheriff
SERVED Keystone-Energy-Pak Systems, Inc. by deputizing the Sheriff of Mercer County as per his Affidavit of Service attached.
So answers, Howard N. STewart, Sheriff

Nov. 26, 1990, Appearance of KNox McLaughlin, Gornall & Sennett PC by Wallace J. KNox, attorneys for defendant Childs Farm Automation and Hardware, Inc. filed.

Nov. 26, 1990, Upon praecipe of defendant childs Farm Automation and Hardware, Inc, Rule entered upon plaintiff to file Complaint issued.

Nov. 29, 1990 Service of the foregoing Rule is hereby accepted by Natalie Dwyer Haller on November 28, 1990.

Dec 20, 1990 Upon Praecipe of Plaintiff's Attorney this case is hereby marked discontinued as to all parties.

Fuller, Kinnunen,
Petruso & Gamble
John D. Petruso

880.

JAMES W. PROCTOR AND LYNDA L. PROCTOR HIS WIFE, AND JAMES W. PROCTOR II AND VICTORIA PROCTOR, MINORS, BY JAMES W. PROCTOR AND LYNDA L. PROCTOR, THEIR PARENTS AND NATURAL GUARDIANS

vs.

JOSEPH DRDA

Filed Sept 14, 1990
@ 3:43 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	21.70
Pro Co pd 9-9-94	6.00

COMPLAINT

1 copy (sheriff)

October 4, 1990 Sheriff's Return filed. SERVED Joseph Drda Sept. 17, 1990 at 3:10 PM by serving Mary Drda, his Mother, at their residence, RD # 3, Box 124, Saegertown, Crawford Co.,PA. So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept.7, 1994 Petition To Compromise Action, Allow Counsel Feeds And Expenses And Direct Distribution and Order, filed. AND NOW, September 7, 1994, it is ordered and directed as follows:

1. The parties may compromise this action upon the terms of theproposed compromise set forth in the petition filed by James W. Proctor herein.

2. James W. Proctor as guardian of James W. Proctor, II and Victoria Proctor, minors, is authorized to pay the following counsel fees and expenses from the amount said minors are entitled to receive in this action: $8,332.50 to FULLER KINNUNEN, PETRUSO, GAMBLE, FABIAN & HALL for counsel fees: $10.57 to FULLER, KINNUNEN, PETRUSO, GAMBLE, FABIAN & HALL for expenses.

3. The balance remaining shall be paid as follows:

(a). To James W. Proctor on behalf of James W. Proctor, II the sum of $7,218.97.

(b). To James W. Proctor on behalf of Victoria Proctor, $29,437.96 which sum is to be deposited in the name of Victoria Proctor in a savings account in a federally insured savings institution and no withdrawal therefrom can be made until Victoria Proctor reaches majority, except as authorized by Court Order:

4. James W. Proctor is authorized to sign releases and to mark this action settled and discontinued.

BY THE COURT
Gordon R. Miller, P.J.

Sept. 9, 1994 copy to Petruso

Sept. 7, 1994 Upon praecipe of plaintiffs attoney the above captioned matter is settled and discontinued of record.

1990

Jorden and White
William T. Jordan

~~Donald E. Lewis~~ withdrew

881.

Thomas, Truax, Spadafore, Vardaro & Walker
Emil M. Spadafore, Jr.

ROBERT J. MILLER AND
LINDA SUE MILLER

vs.

JAMES FUCCI

Filed Sept 14, 1990
@ 3:45 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Sheriff's costs	24.00

Pro Pd 10/12/95 - 60.00 ✓

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Oct. 19, 1990, Appearanc eof Thomas, Truax, Spadafore, Vardaro, and Walker, by Emil M. Spadafore, Jr. attorneys for defendant, filed.

Oct. 19, 1990, Upon praecipe of defendant attorney, Rule entered upon plaintiff to file Complaint, issued.

Oct. 24, 1990, Service of the foregoing Rule is hereby accepted, by Donald E. Lewis, attorney for plaintiff.

Oct. 29, 1990 Writ Return filed. SERVED James Fucci personally on Oct. 10, 1990 at 11:45 AM at his place of busines, "The Other Place", 212 Steeres Alley, Meadville, Crawford County, PA.
So answers.
Robert M. Stevens, Deputy Sheriff
Howard N. Stewarat, Sheriff

Nov. 9, 1990 Complaint filed.

Nov. 29, 1990 Answer filed.

Dec. 6, 1990 Certificate of Service of Interrogatories and Request for Production of Documents to Plaintiffs, Robert J. Miller and Linda Sue Miller. (Jury Trial Demanded)

Dec. 12, 1990, Certificate of Service of Interrogatories and REquest for Production of Documents to Plaintiffs; Robert j. Miller and linda Sue Miller, filed.

Nov. 13, 1992 Notice of Deposition of James Fucci filed.

May 25, 1994, Plaintiffs Notice of Completion of Discovery filed.

Aug. 29, 1994 First Amended Complaint, filed. (1 copy Atty.)

Aug. 29, 1994 Certificate of Readiness, filed.

ON OCTOBER, 1994 TRIAL LIST

Sep. 12, 1994 Motion to Strike Certificate of Readiness and ORDER filed. AND NOW, this 12th day of September, 1994, upon consideration of the within Motion, the Certificate of Readiness is not stricken, but this case is continued to February, 1995 term of Civil Jury Trials.
Gordon R. Miller, J.
9-12-94 Faxed to Attys. Jorden &Spadafore

ON FEBRUARY, 1995 TRIAL LIST

Sept. 21, 1994 Amended Notice of Deposition of Dr. James R. Macielak filed.

Sep. 29, 1994 Motion for Independent Physical Exam and RULE TO SHOW CAUSE filed. AND NOW, this 28th day of September, 1994, a rule is hereby issued on Robert J. Miller to show cause, if any he has,why the relief herein sought should not be granted.
Rule returnable for hearing & argument on the 17th day of October, 1994, inCourt Room 1,2 or 3 at 3:00 o'clock p.m.
BY THE COURT:
Gordon R. Miller, J.
9-29-94 Faxed toAttys.Jorden & Spadafore

Oct. 11, 1994 Motion for Continuance and ORDER OF COURT filed. And now,October 11, 1994. Upon consideration of the Defendant's Motion, the hearing on the Rule to Show Cause is rescheduled. Hearing will be on 4th day of November, 1994,in Court Room 1 at 1:30 P.M.
BY THE COURT:
Anthony J. Vardaro, J.
10-11-94 Faxed Attys. Spadafore, Lewis & Jorden.

Nov. 9, 1994 ORDER filed. AND NOW, November 9, 1994,the defendant's motion for independer physical examination is hereby granted and it is ordered as follows:
1. Robert J. Miller shall undergo a physical examination by Dr.Hirsh Wachs at a time and place to be established and agreed upon by counsel in this case. The plaintiff shall have at least 28 da advance notice of the date, time and place unless the plaintiff agrees to less time. The defendant shall reimburse the plaintiff for the cost of travel to and from the medical examination. The defendant shall pay the full cost of medical examination and the cost of any copies of any medical reports.
2. The plaintiff shall arrange to have his original MRI that was used by Dr. Macielak available for review by Dr.Wachs prior to, or at the time of, the examination.
3. Plaintiff's counsel, William T.Jorden, Esquire, shall have the right, if he desires, to be present throughout the entire physical examination.
4. The defendant shall deliver to plaintiff's counsel a detailed written report of examinating physician that sets out his finds, including results of all tests made, diagnosis and conclusions.
BY THE COURT
Gordon R. Miller, P. J.
11-9-94 Copies dist.to Jorden & Spadafore

Jan. 18, 1995 Motion to Withdraw the Appearance of Attorney Donald E.Lewis for Defendants, Robert J. Miller and Linda Sue Miller, and ORDER filed. AND NOW, this 17thday of January, 1995, upon presentation and consideration of the foregoing Motion to Withdraw, said Motion: is granted.
BY THE COURT,
Gordon R.Miller, J.
1-18-95 Faxed to Attys. Lewis, Jorden & Spadafore

Continued on page 501

1990

Halliday & Halliday PC
Michael Halliday

882.

Thomas,Truax,
Spadafore & Walker
Gregory A.Keenan

MARY JANE TAIEME
(Thieme)
vs.
MICHAEL G. TAIEME
(Thieme)

Filed Sept 17, 1990
@ 8:37 a.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00
1 et Pd 3-15-93	15.00
State Pd 3-15-93	5.00
Pro Co. pd 5-18-93	9.00
10. PJ 5/6/97	#5.00

COMPLAINT IN DIVORCE, ALIMONY PENDENTE LITE, COUNSEL FEES, EXPENSES, AND ALIMONY

1 copy (atty)

Dec. 16, 1992 Affidavit of Service filed. On this, the 27th day of September, 1990, before me, the undersigned officer, personally appeared MICHAEL HALLIAY, EQUIRE, who being duly sworn according to law, deposes and states that the following facts are true and correct to the best of his knowledge, information and beief.

(1) That he is an attorney at law, authorized to practive law in the Commonwealth of Pennsylvania, with offices situate at 111 Church Street, Cambridge Springs, Crawford County, Pennsylvania, 16403.

(2) That on September 24, 1990, he did forward to the Defendant, Michael G. Thieme, a certified copy of the Complaint in Divorce as filed in this matter, by certified mail, restricted delivery, return receipt requested, addressed to Mr. Michael G. Thieme, RD #3, Union City, PA 16438.

(3) That service of the Complaint has been effected by certified mail.

(4) That attached hereto is the return receipt showing the delivery date of September 27, 1990, executed by the Defendant.

. Michael Halliday

Mar. 3, 1993 Defendant's Answer and Counterclaim filed. (Custody)

Mar. 10, 1993 Certificate Of Service filed. Gregory A. Keenan, Esquire, hereby certified that a true and correct copy of the Defendatn's Answer And Counterclaim was served upon Michael Halliday, Esquire, Attorney for Plaintiff, at 273 Main Street, Greenville, PA 16125, by first class mail, postage prepaid on the 8th day of March, 1993. Gregory A. Keenan

Mar. 23, 1993, Petition for Entry of Agreement and Consent Custody Order filed. AND NOW, this 26th day of March, 1993, the Court Order as follows:

Michael G.Thieme and Mary Jane Thieme, the parties in the above captioned action,have agreed upon the matters set forth below and agree that the Court of Common Pleas of Crawford County, Pennsylvania, shall enter an Order in accordance with the terms of this Consent Custody Order without the necessity of their being present in Court. They have waived any further notice of the proceedings in connection with the entry of said Order and each has received an advanced copy of this Consent Custody Order. They represent that each is aware of their right to confer with independent legal counsel for review of this matter, prior to entry into agreement, stipulation and Court Order.

1. The parties, Michael G. Thieme (Father) and Mary Jane Thieme (Mother), are the natural parents of the minor children, Coty A. Thieme, born February 10, 1991 and Kayla M.Thieme, born August 23, 1989.

2. The parties agree that primary physical custody of the minor children shall be with their mother.

3. The parties agree that the father shall have partial custody of the minor children as follows:

A. Father shall have the right of partial custody of the minor children on alternating weekends of each month, Father's weekedn custody shall commence each Friday between the hours of 5:00 and 6:00 p.m. and continue through Sunday until 7:00 to 8:00 p.m.

B. The parties acknowledge that Mother does not currently own an automobile. The parties therefore agree that Father will provide all transportation necessary to accomodate the visitation provisions set forth in the Consent Custody Order. The parties further agree that when Mother does acquire an automobile, Mother shall be responsible for providing transportation one way on each occassion of visitation and Father shall provide transportation the other way.

C. The parties agree that Father shall contact Mother no later than Wednesday of the week preceding Father's next upcoming weekend for custody to confirm Father's intention to exercise his right to custody on the upcoming weekend. The parties further agree that in the event Father does not contact mother by the time period aforereferenced, Father will be deemed to have waived his right to custody for the upcoming weekend.

D. The part ies agree that they will alternate certain holidays with the minor children, said holidays being Thanksgiving, Christmas and Easter. The minor children shall spend Father's Day with Father and Mother's Day with Mother. The parties agree that, on the birthdays of the minor children,the children will spend time with their Mother between the hours of wakeup until 2:00 p.m. and will visit with Father between the hours of 2:00 p.m. until 8:00 p.m.

E. Father will be entitled to maintain reasonable telephone contact with the minor children during the periods that they are not in Father's custody.

4. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancelllation or modification. Said modifications or cancellations should not be proposed except for good reasons. Should a cancellation or modification be necessary,the parties shall attempt at once to arrange for alternative visits or to make alternate arrangements.

5. Each party shall teach the minor children to give to the other party that love, respect and obedience which is due a parent from his or her children.

6. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children.

7. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the law of Pennsylvania.

8. Neither party shall do or say antyhing to blacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the childrens' presence and each party shall instruct his or her relatives and friends to do likewise

Continued to Page 332 A

MARY JANE TAIEME
vs
MICHAEL G. TAIEME

Continued from Page 332
of record
A. D. 1990 - 332

****

and also not to disparage the other party in the childrens' estimation.

9. The parties are caution that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco nor permit others to do so in a closed automobile in which the children are being transported or in the bedroom of the children.

10. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Consent Order shall govern.

By the Court:
Gordon R. Miller, J.

April 1, 1993 Copy of Order to Atty.Halliday and Defendant. Copy to Atty. Keenan.

April 12, 1993 Affidavit of Consent of plaintiff filed.

May 18, 1993 Affidavit of Consent of Defendant filed.

May 18, 1993 Upon Praecipe of Plaintiff attorney for Review under Section 3301(c) of Divorce Code, this case is moved to Court.

****(SEE BELOW)

DIVORCE DECREE FILED

June 3, 1993 AND NOW, June 2, 1993, it is ordered and decreed that MICHAEL G. THIEME, plaintiff, and MARY JANE THIEME, defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered and which has not been withdrawn by the party making the claim.

BY THE COURT,
Gordon R. Miller, P.J.

**** June 3, 1993 Affidavit of Consent of Plaintiff filed.

June 3, 1993 MEMORANDUM and ORDER filed. AND NOW, June 2, 1993, based upon the marital agreement signed by the parties and filed of record (but not incorporated in the divorce decree) the Court hereby dismisses Counts II and III of the Divorce Complaint as said counts have been withdrawn by the agreement.
June 3, 1993 Copies of Order given to Attys.Halliday and Keenan.

June 21, 1996 ORDER filed. AND NOW, June 20, 1996, we decline to enter a consent custody order based on the parties' petition for entry of agreement.

There is currently in place a custody order at this number and term and no party has filed a petition to modify therefore there is nothing before the Court which an order can be entered.

Once the petition to modify is filed pursuant to Crawford county Rule L1930(1) (b) parties will have to take the mandatory Seminar for Separating Parents before a consent order will be signed by the Court.

BY THE COURT
Anthony J. Vardaro, J.
6-21-96 Distributed Keenan. MAILED Halliday.

May 6, 1997 Notice of Election to Retake Maiden Name filed. To be Known As: Mary J. Struble.

1990

William J. Gregg

883.

Bernard, Stuczynski
& Bonanti
James J. Stuczynski

GARY J. QUINN

vs.

DEBRA L. QUINN

Filed Sept 17, 1990
@ 10:58 a.m.

Tax & entry Paid	$50.50
State paid	5.00
State paid	10.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Sept. 17, 1990, Plaintiff's Affidavit Under Section 201(d) of the Divorce code filed. 1 copy (atty)

Oct. 10, 1990 Affidavit of Service filed. WILLIAM J. GREGG ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Debra L. Quinn, on September 29, 1990.
3. The re gistered mail was sent to debra L. Quinn, at 2053 E Eleventh Street, Apt. 4, Erie, PA 16511. The sender's receipt is attached hereto.
4. That the Defendnat received said registered mail on October 3, 1990. Said Return Receipt card P 269 402 103 is attached hereto, signed by Debra Quinn and made a part hereof.

William J. Gregg

Oct. 31, 1990 Appearance of Bernard Stuczynski & Bonanti by James J. Stuczynski for Defendant filed.

Oct. 31, 1990 Answer To Divorce Complaint and Counterclaim filed. (Custody, Equitable Distribution and Alimony)

Feb. 17, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 10/31/90. We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Anthony J. Vardaro, J

Date: February 13, 1998

Feb. 13, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

Mahany, Roeder &
Rothschild
Tamera Ochs Rothschild

884.

VICKI L. BIERCE

vs.

JON M. BIERCE, SR.

Filed Sept 17, 1990

Tax & entry Paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00
Bruce Smith, mediator	128.30
Pro Co. Pd 10-10-91	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
OF MARITAL PROPERTY, AND CUSTODY

1 copy (mediator)
1 copy (atty)

ORDER:
You, JOn M. Bierce, Sr. Dft, have been sued in court to obtain custody, partial custody, or visitation of the children, Jon M. Bierce, Jr., and Stormi L. Bierce.

BRUCE SMITH, ESQ. is hereby appointed as the custody mediator in this matter., You will be ordered to appear at a place and time specified by the mediator for a conference.

If you fail to appear as provided by this order, an order of custody, partial custody or visitation may be entered agaisnt you.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Assoc. Ser. to the Pub. Committee
c/o Prothonotary Courthouse Meadville, Pa. 16335 814 724-4636.
Date: 9/18/90 BY THE COURT,
P. Richard Thomas, S.J.

Sept 21, 1990, Certificate of Service filed. On Sept. 20, 1990, I mailed a true copy of the Divorce and Custody Complaint and order in the above matter by Cert. Mail No P 899 145 360 Ret. Rec. Req. Restricted Delivery, postage prepaid to JOn M. Bierce, Sr. addressed as follows: 415 May Ave, Titusville, Pa. 16354
Attached is the Rec. for Cert. Mail and marked "Exhibit A".
Tamera Ochs Rothschild, Esq.

Sept. 26, 1990 Affidavit of Return of Service By Mail filed. On September 20, 1990, I mailed a true copy of the Divorce and Custody Complaint in the above cpat ioned matter by Certified Mail No. P 899 145 460 Restricted Delivery to the defendant, Jon M. Bierce, Sr. Defendant signed a return receipt upon delivery September 21, 1990. The receipt is attached hereto and marked "Exhibit A"".
I make these statements pursuant to 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statutue. Tamera Ochs Rothschild.

Oct 15, 1990 Temporary Order of Court filed: AND NOW, this 11 day of October, 1990, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The natural parents of Jon M. Bierce, Jr., age nine, and Stormi L. Bierce, the parties to this action, shall share legal custody of the said minor children. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the children held by third parties, including, but not limited to, school and medical records, and shall also entitle both parents to equal input with regard to the educational and religious upbringing of the children, as well as elective surgery.

2. Primary physical cutody of the children shall remain with the natural mother, Vicki L. Bierce. Regular visitation with and temporary custody of the children shall be granted to the defendant father, Joh M. Bierce, Sr. The periods of temporary physical custody granted to the father shall be as follows:

a) The father shall have the opportunity to take the children into his temporary custody each Wednesday and Friday of each week during the hours of 4:30 p.m. through 8:30 p.m., prevailing time. Additionally, he shall have the opportunity to take the children into his temporary custody every Saturday between the hours of 9:00 a.m. and 5:00 p.m. prevailing time.

b) Holiday visitation shall take priority over the other scheduled visitation. The parties are encouraged to agree to holiday visitation; however, in the event that they cannot, the following holidays shall be shared: Easter, Memorial Day, 4th of July, Labor Day, Thanksgiving, Christmas, and New Year's Day. During each of those holidays, the mother shall have the children from 9:00 a.m. through 3:00 p.m. prevailing time, and the father shall have the children from 3:00 p.m. through 9:00 p.m. prevailing time. On Mother's Day each year, the mother shall have the children all day, and the father shall have the children on Father's Day from 9:00 a.m. through 9:00 p.m., prevailing time.

c) The father shall pick up the children at and return them to the mother's residence. Anytime the father is one hour or more late for a scheduled visitation, that visitation and resulting partial custody shall be considered waived and shall not occur, unless satisfactory arrangements have been previously made with the mother.

3. The parent having custody of the children at anytime shall notify the other parent as soon as possible in the event of injury to or illnes of the children requiring medical treatment.

4. Neither of the parents shall take the children into any environment which might be commonly thought of as detrimental to their development or to the development of their character or which would be commonly thought of as dangerous to their physical persons. This prohibiation shall include taking the children into a tavern or restaurant where the primary source of income is the sale of alcoholic beverages and having the children present at adult parties where consumption of alcohol is anticipated.

5. During the period of time when the father has temporary custody of the children, he shall not drink alcoholic beverages or take other mind-altering drugs. During the period of time when the mother has the children in her custody, she shall not use mind-alterning substances other than alcohol, using alcohol in moderation only and not to the point of intoxication.

6. The parents are encouraged to discusee arrangements for physical custody of the children; and, if the parties mutually agree to alternative arrangements to accomodate themselves and/or the children's schedules, they may adjust the physical custody arrangements accordingly and are encouraged to do so by mutual consent and agreement. The children shall not be taken out of the Commonwealth of Pennsylvania without the parent intending to take the children out of the Commonwealth first explaining to the other parent where the children are to be take, how long they plan on being there, and the expected time of return.

7. Each of the parents will teach the children to develop and display that natural love and respect due a parent from his or her children. Neither of the parents, nor the parents' friends, nor the grandparents involved will do or say anything to black the character of the other parent in the eyes of the children.

8. This Order shall not prejudice the right of either party to request further Mediation if there are changed circumstances in the lives of the parties or the children or in the event that the best interest of the children would be served by further mediation and modification of this Order.

9. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either of the parents or one of the children resides in the Court's jurisdiction and for at least six months from the date of this Temporary Order.

10 The fees for Child Custody Mediation shall be paid by the Court of Crawford on behalf both plaintiff and defendant.

Continued in margin.....

11. This Order shall be a Temporary Order, but shall become a permanent Order unless exceptions are filed by either party within thirty days from the date of this temporary order.

BY THE COURT,
Robert L. Walker,
Senior Judge

Oct 15, 1990 Copies of order mailed to Atty Rothchild, Defendant and Atty. Smith.

Record Continued on Page 334A

Sept. 3, 1991 Affidavit of Consent of plaintiff filed.

Sept. 3, 1991 Affidavit of Consent of defendant filed.

Oct. 8, 1991 Upon Praecipe of Plaintiff attorney for Review under Section 201(c) of Divorce Code, this case moved to Court.

Oct. 11, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, this 11th day of October, 1991, it is ORDERED, ADJUDGED AND DECREED that;
1) Vicki L. Bierce, Plaintiff, and Jon M. Bierce, Sr., Defendant, are divorced from the bonds of matrimony; and
2) The property settlement agreement dated October 7, 1991, and marked "Exhibit A" attached hereto is incorporated herein by reference and shall be enforcable pursuant to 23 P.S. §3105 and its amendments.
No claims have been raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT,
Gordon R. Miller, J

334 B

1990

1990

Thomas, Truax, Spadafore, Vardaro & Walker
R. Charles Thomas

885.

Bettie J. Peterson-Muth

DOUGLAS M. HOTCHKISS

vs.

KAREN L. HOTCHKISS

Filed Sept 17, 1990
@ 1:17 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co Pd 4/10/91 - Paid 12-23-91	9.00 5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 20, 1991 Affidavit of Consent of defendant filed.

Apr. 4, 1991, Affidavit of Service of Complaint in Divorce filed. R. Charles Thomas, Esq. being duly sworn according to law, deposes and says that on Sept. 17, 1991 he sent a true and correct copy of the Complaint in Divorce properly endorsed with the Notice to Defend, filed inthe above action tothe dft., at dft's last known address of R. D. #1, Box 134, Cambridge Spgs. Pa. 16403, by Cert. Mail No. P 063 589 552 postage prepaid, rest. del. ret. rec. req. and that attached hereto is a duly executed ret. rec. card showing date of del as 9/19/90.
R. C. Thomas, Esq.

Apr. 4, 1991 Affidavit of Consent of plaintiff filed.

Apr. 4, 1991, Marital Agreement filed.

Apr. 4, 1991, Upon praecipe of plaintiff attorney, for review under Section 201(c) of the Divorce Code, this case moved to court.

Apr. 18, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, April 18, 1991, it is ordered and decreed that Douglass M. Hotchkiss, plaintiff, and Karen L. Hotchkiss, defendant are divorced from the bonds of matrimony.
BY THE COURT,
P. Richard Thomas, S.J.

Dec. 23, 1991 NOTICE OF INTENTION TO RESUME PRIOR NAME, filed. TO BE KNOWN AS: Karen L. Duke.

1990

Mazzotta, McCague & ASSOCIATES, P.C.
Donald S. Mazzotta
Timothy J. Snodgrass

886.

GENERAL MOTORS ACCEPTANCE CORPORATION OF NORTH AMERICA

vs.

GARY L. SHELLITO

Filed Sept 17, 1990
@ 1:36 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Sheriff's Costs	28.44
Pro Co Pd 11-1-90	9.00 ✓

CIVIL ACTION COMPLAINT

1 copy (sheriff)

Oct. 8, 1990 Sheriff's Return filed. SERVED Gary L. shellito personally on September 21, 1990 at 11:55 AM at his residence, R.D.#4 Box 1193, Conneaut Lake, Crawford County, PA
so answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Nov 1, 1990 @ 3:19 p.m. Upon Praecipe of Plaintiff's attorney with notice of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant for failure to file an Answer and the same is liquidated ias follows: Amount claimed in Complaint, One Thousand Seven Hundred Eighty-six and 68/100 Dollars; Interest from 1/19/90 to 10/30/90; Eighty-two and 36/100 Dollars; Costs of Suit; TOTAL, One Thousand Eight Hundred Sixty-Nine and 04/100 Dollars.
S-71 Debt.....$1,869.04 + costs
JUDGMENT
James F. Simmons
Prothonotary
Nov 1, 1990 Judgment entered.
Nov 2, 1990 Notice of Judgment mailed defendant.

1990

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

887.

DALE, WOODARD, MONTGOMERY,
GREENFIELD & PEMRICK
Raymond S. Woodard

RONDA L. ELLIOTT

vs.

DANIEL L. ELLIOTT

Filed Sept 17, 1990
@ 1:52 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
1 count paid 1/9/91	15.00
state paid	5.00
Pro Co pd 5-12-93	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 17, 1990, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Dec 20, 1990 Complaint reinstated.

Dec 27, 1990 Acceptance of Service filed: AND NOW, this 13th day of December, 1990, I hereby accept service of a certified copies of the Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, Notice to Defend and Claim Rights and Complaint in Divorce, in regard to the above captioned matter on behalf of the Defendant, Daniel L. Elliot, as proper service hereof.
Dale, Woodard, Montgomery, Greenfield & Pemrick
Raymond S. Woodard

Jan. 8, 1991, Acceptance of Service filed. And Now, this 7th day of Jan. 1991, I hereby accept service of a cert. copy of an Answer and Counterclaim to Complaint in Divorce and Defendant's Cournter Affidavit Under Section 201(d) of the Divorce Code in regard to above matter, on behalf of the plaintiff Ronda L. Elliot, as proper service hereof. Ann Hansen Gamble, Esq.

Jan. 9, 1991, Affidavit of Mailing filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Atty. at law, duly authorized to practice law in the Com. of Pa. and that on Dec. 21, 1990, she sent a copy of Complaint in Divorce, plaintiff's Affidavit under Sect. 201(d) of the Div. code, a form of Defendant's Counter Affidavit under 201(d) of the Divorce Code and a notice of Intention to Request of div. Decree, to the plaintiff by cert. mail, restricted del., postage prepaid, rec. req., to Daniel L. Elliott, R. D. #3, Trout Run Rd. Titusville, Pa. 16354, and to Daniel L. Elliott, 515 W. Spruce St. Titusville, Pa. 16354, respectively the plaintiff's last known addresses. The said receipts being attached hereto. Ann Hansen Gamble, Esq.

Jan. 9, 1991, Answer to Complaint in Divorce filed. (adds equitable distribution)

Jan. 9, 1991, Defendant's Counter-Affidavit Under Section 201(d) of the Divorce Code filed.

Jan. 28, 1992, Plaintiff's MOnthly Income and Expenses filed.

Jan. 28, 1992, Inventory of Plaintiff ronda L. Elliot filed.

Jan 31, 1992 PETITION FOR BIFURCATION and ORDER filed. ORDER: AND NOW, this 28th day of January, 1992, hearing on the Plaintiff's Petition for Bifurcation is set for Feb. 28, 1992, in Courtroom 2, at 9:30 a.m., in Crawford County Courthouse in Meadville, Pa.
FOR THE COURT,
Imogene Yetman

Feb. 6, 1992 copy sent to A. Hansen Gamble & R Woodard

Feb. 28, 1992 ORDER filed. AND NOW, Feb. 28, 1992, this matter is before the Court on Plaintiff's petition for bifurcation of a divorce from the remaining counts of a divorce action.

The Defendant who is represented on the record by Atty. Raymond S. Woodard does not appear and Plaintiff's attorney indicates to the Court that despite the efforts of Defendant's attorney to contact the Defendant, he probably does not know of this hearing.

The Court reviews the facts of the divorce action with Plaintiff's counsel and is satisfied that the divorce action should be bifurcated from the remaining counts of this action.

Therefore, it is ORDERED that the divorce count filed by the Plaintiff is bifurcated from the remaining counts and the Plaintiff may proceed with the divorce action thirty (30) days from this date.

The purpose of the thirty-day waiting period is for the Plaintiff to have an opportunity to obtain service of a copy of the petition for bifurcation in this resulting Order upon the Defendant either personally or by certified mail, return receipt requested addressee only. The Plaintiff shall file a return of service indicating such service prior to proceeding with the divorce count of this action, and the Defendant may request further hearing with regard to this matter for reconsideration of the Order of bifurcation so long as he does so by April 15, 1992.

It appears tht the Plaintiff has previously advised the Defendant of her intention to obtain a divorce and the Defendant has filed a counter affidavit on Jan. 9, 1991.

Therefore, no further affidavit under Pennsylvania Rule of Civil Procedure 1920.42(c) (1) will be necessary and if the Defendant has not requested further hearing in this matter on or before April 15, 1992, the Plaintiff may praecipe the Court for a divorce under Section 3301(d) of the Divorce Code.
BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Mar. 4, 1992 copy mailed to A. Gamble & R. Woodard

Mar. 25, 1992 AFFIDAVIT OF MAILING filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on March 10,1992, she sent a copy of the Order dated Feb. 28, 1992, to the Defendant by certified mail, restricted delivery, postate prepaid, receipt requested, to Daniel L. Elliott, RD 3, Trout Run Rd., Titusville, Pa. 16354, the Defendant's last known address. The said receipt being attached hereto.

May 12, 1993 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

May 14, 1993 AND NOW, May 13, 1993, it is hereby ordered and decreed that RHONDA L. ELLIOTT, Plaintiff, and DANIEL L. ELLIOTT, Defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

1990

William J. Gregg

888.

GARY D. QUIGLEY

vs.

REBECCA ANN QUIGLEY

Filed Sept 17, 1990
@ 2:22 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co Pd 2/26/91	9.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Sept. 17, 1990, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Oct. 2, 1990 Affidavit of Service filed. WILLIAM J. GREGG, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the defendant, Rebecca Ann Quigley, on September 21, 1990.
3. The registered mail was sent to REBECCA ANN QUIGLEY, 56302 Shelby Avenue, Painesville, Phio 44077. The sender's receipt is attached hereto.
4. That the defnedant received said registered mail on September 28, 1990. Said REturn Receipt card P 269 402 102 is attached hereto signed by Rebecca Quigley, and made a part hereof.

William J. Gregg

Feb. 22, 1991, Affidavit of Service filed. William J. Gregg being duly sworn according to law deposes and says that the following facts are true and correct to the best of hisknowledge, information and belief.

1. That the affidant is the aTTY. FOR THE PLAINIFF in the above action.
2. That a true and correct copy of the notice of Intention to request Entry of Divorce Decree and defendant's Counter-Affidavit were sent by reg. mail to the dft. on Oct 17 , 1990.
3. The reg. mail was sent to Rebecca A. Quigley at 563-2 Shelvy Ave. Painesville, Ohio, 44077. The sender's receipt is attached hereto.
4. That the defendant received said reg. mail on Oct. 30, 1990. Said REt. REc. card P 269 402 108 is attached hereto, signed by Rebecca Ann Quigley and made a part hereof.

William J. Gregg, Atty.

Feb. 22, 1991, Upon praecipe of plaintiff attorney, for review Under 201(d) of the divorce code, this case moved to court.

Mar. 4, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, March 1, 1991, it is ordered and decreed that GARY D. QUIGLEY, plaintiff, and REBECCA ANN QUIGLEY, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

889.

JULIA A. COURSON

vs.

BOBBY D. COURSON

Filed Sept 17, 1990
@ 3:14 p.m.

Tax & entry	$50.50
State	5.00
Sheriff's costs	18.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3.copies sheriff
1 copy plaintiff

ORDER:

And now, this 17th day of September, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: The Defendant shall not contact the Plaintiff in any way.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for September 25, 1990, at 3:30 P M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept 26, 1990 Sheriff's Return filed: SERVED Bobby D. Courson personally on September 25, 1990 at 12:33 A.M. at Albion, Pa Police Department.
Ivan D. Belden, Police Officer
Howard N. Stewart, Sheriff

Sept. 26, 1990, ORDER filed. AND NOW, sept 25, 1990 after hearing on this date on the within petition for protection from abuse, both parties being present without counsel, and the defendant having hand delivered to the plff. certain personal papers she had requested, it is ORDERED AND DECREED as follows: That the temporary orde rof Sept. 17, 1990, is hereby made a permanent order for the period of one year, subject only to the exception that the defendant and plaintiff may make telephone contact and/or contact by written letter for the purpose of expediting the amicable disposition and /or distribution of any personal items intheir former common home and the disposition of said home, which is subject to a bank mortgage.

BY ORDER OF THE COURT,
Paul B. Greiner, S. J.

Sept. 27, 1990, copies to plff., dft. and county control.

1990

Curtis E. Blystone
Blystone & Blystone

890.

Watts,Pepicelli, Youngs and Youngs
Theodore H. Watts

Culbertson, Weiss, Schetroma & Schug
John B. Brautigam
Add'l Dft.

TODD SWARTWOOD d/b/a SWARTWOOD GENERAL CONTRACTING

vs.

Milton Donald Ferry a/k/a DON FERRY

vs.

Todd Swartwood and Dianna Swartwood, his wife ind. and t/a/d/b/a Swartwood General Contracting

Filed Sept 17, 1990
@ 3:54 p.m.

Tax & entry Paid	$50.25 ✓
State paid	5.00
Sheriff's Costs	21.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF WAYNE E. HANSON, DISTRICT JUSTICE 30-3-1

Sept 17, 1990, Complaint filed. 1 copy (atty)

Sept. 18, 1990, Proof of Service filed.

Oct. 9, 1990 Sheriff's Return filed. Served Milton Donald Ferry, a/k/a Don Ferry, personally on September 26, 1990 at 11:44 AM at Sheriff's Office, Crawford County Courthouse, Meadville, PA
So answers, Robert M. Stevens, deputy sheriff
Howard N. Stewart, Sheriff

Oct. 16, 1990 Appearance of Watts, Pepicelli, Youngs and Youngs by Theodore H. Watts, Attorneysfor Defendant filed.

Nov.5 , 1990 Answer, New Matter and Counterclaim filed.

Jan. 10, 1991 Appearance of Culbertson, Weiss, Schetroma & Schug by John B. Brautigam for Additional DEfendants Swartwood's filed.

Apr. 26, 1994 Preliminary Objections of Plaintiff to New Matter and Counter-claim of Original Defendant filed.

1990

MacDonald, Illig, Jones
& Britton
Richard J. Parks
Blystone & Blystone
Peter E. Blystone

891.

pro se

PENNBANK

vs.

NORMAN J. LaBRUZZO JR. AND JILL M. LaBRUZZO

Filed Sept 17, 1990
@ 4:08 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Service Costs	61.00
Pro Co pd 5-9-95	5.00

COMPLAINT IN CIVIL ACTION

2 copies (atty)

Nov. 13, 1990 Affidavit of Service filed. I, Molina#475 being first duly sworn on oath deposes and says: That he is a citizen of the United States over the age of 21 years: that he has no interest whatsoever in the within entitled matter; that he is a regularly appointed deputy sheriff of Maricopa County, Arizona, and as such has the power to serve civil processes within said County; that he served the within NOTICES on the 2nd day of Nov. 1990, on the within named Norman J. LaBruzzo, Jr., and Jill M. LaBruzzo, by delivering two copies to defendant Norman J. LaBruzzo, Jr., one copy for himself and the second copy for his wife Jill M. LaBruzzo, of suitable age and discretion, residing therein at their usual place of abode at 6748 E. Air Libre Lane, Scottsdale, Arizona, at 3:25 P.M. in person, in the County of Maricopa, a copy of said NOTICES to which was attached a true copy of the complaint mentioned therein .

Thomas J. Agnos, Sheriff of Maricopa Co.
By: L. Molina #475, Dep. Sheriff

Nov. 28, 1990, Answer to Complaint filed.
1 copy (dft.)

Dec. 31, 1990, Certificate of Readiness filed.

ON FEBRUARY 1991 TRIAL LIST

Jan. 25, 1991, Letter from defendant filed, acknowledging receipt of trial list.

FEb. 11, 1991, Order Setting Non Jury Trial filed. And now, Feb. 6, 1991 nonjury trial in the above matter is hereby set for April 5, 1991 at 1:30 p.m.in court room 1 or 2.

For the Court,
Imogene Yetman, Ct. Adm.

Feb. 11, 1991, copies to P. Blystone and defendants. (by court)

April 5, 1991 ORDER filed. AND NOW, this 5th day of April, 1991, the defendants, Norman J. LaBruzzo, Jr. and Jill M. LaBruzzo having appeared and stated in open Court that they wish to withdraw their Answer to the Complaint in Civil Action and having consented to the entry of judgment in favor of the plaintiff as prayed for in the complaint, it is ordered that judgment is hereby entered in favor of the plaintiff, Pennbank and against the defendants Norman J. LaBruzzo, Jr. and Jill M. LaBruzzo in the sum of $48,728.30 with interest at the rate of 12% per annum from Feb. 2, 1990 and costs of suit.

James B. Dwyer,
Senior Judge

April 5, 1991 Copy of Order given to LaBruzzo and Atty. Blystone.

EX/991-35

May 8, 1995 Praecipe to Enter Appearance and Satify Judgment, filed. **APPEARANCE** of MacDonald, Illig, Jones & Britton by Richard J. Parks, Esquire on behalf of Integra Bank/North. **SATISFY** Judgment against the above-captioned defendants.

1990

892.

HELEN ANN ADAMS

vs.

DONALD J. ADAMS JR.

Filed Sept 18, 1990
@ 10:05 a.m.

Tax & entry	$50.50
State	5.00
Sheriffs costs	36.76

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff
1 copy plaintiff

ORDER:

And now, this 18 day of September, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendant shall not contact the Plaintiff except by ph one. Defendant shall not be abusive or threatening by phone. Temporary custody of Jesse Adams shall be with Plaintiff

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for September 27 1990, at 3:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Gordon R. Miller, J

Sept 20, 1990, Sheriffs Return filed. SERVED Donald J. Adams, Jr. personally on Sept 19 1990 at 2:13 p.m. at his residence R. D. #3, Pinewoods Road, Cambridge Springs, Crawford County, Pa.
So answers,
Robert M. Stevens, Dep. sheriff
Howard N. Stewart, sheriff

Oct 2, 1990 Order filed: And now, September 27, 1990, at the time set for hearing on this abuse case neither party appears. The Court consideres this matter discontinued and the Prothonotary is to send a bill for costs and Sheriff's services to the parties at the address on the petition, notifying them to see that costs are paid within 20 days.
BY ORDER OF THE COURT,
P. Richard Thomas, Senior Judge

Oct 2, 1990 Copies of order mailed to Plaintiff and Defendant.

1990

David H. Acker

893.

Watts, Pepicelli, Youngs and Youngs
Alan L. Pepicelli

Fuller, Kinnunen, Petruso & Gamble
Ann Hansen Gamble

JOSEPH ALAN WALLEY

vs.

BEVERLY KAY WALLEY

Filed Sept 18, 1990
@ 12:34 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Addt'l Counts pd 2/15/91	75.00
State pd 2/15/91	25.00
Pro Co pd 11-1-94	9.00

John Brautigam, Master

3-2-94 Received from Plff Masters Fees 800.00
3-23-94 Received from Plff (for deft) 200.00
4-18-94 Received from deft (for deft) 200.00
Bal #1200.00

11-7-94 Pd Master #8657 # 526.26

COMPLAINT IN DIVORCE

3 copies (plff)

Sept. 20, 1990 Affidavit of Service filed. I, Mary Mars, being duly sworn according to law depose and say that on the 18th day of Sept. 1990 , at about 2:00 o'clock PM I served the complaint and notice to plead in the above captioned matter on the above named defendant, by handing to and leaving with said defendant, personally at 687 Alden St., Meadville, Pa., a true and correct copy of said complaint and notice to plead.
Mary Mars.

Oct. 16, 1990 Appearance of Watts, Pepicelli, Youngs and Youngs By Alan L. Pepicelli, Attorneys for Defendant filed.

Nov. 27, 1990, Appearance of Fuller, Kinnunen, Petruso and Gamble, by Ann Hansen Gamble, attorneys for defendant filed.

Feb. 15, 1991 Petition For Related Claims Under Divorce Code filed. (Equitable Distribution, Alimony, Attorney's Fees, Costs and Expenses, Support For Children and Custody)

Feb. 15, 1991 Motion for Hearing and Order filed. AND NOW, this 15th day of February, 1991, hearing on defendant's claim for alimony pendente lite, counsel fees, costs and expenses, child support and custody of the minor children of the parties is hereby set for the 7th day of May, 1991, at 9:30 o'clock, a.m., in courtroom #1 or #2 of the Crawford County Courthouse, Meadville, Pennsylvania. Gordon R. Miller, J

Feb. 21, 1991 Copies of order mailed to David Acker and Ann Hansen Gamble

May 3, 1991 Motion To Continue To A Date Certain and Order filed. AND NOW, this 2nd day of May, 1991, hearing on the within on the petition previously filed is set for the 16th day of July, 1991, at 9:00 o'clock a.m., and for one half day thereafter.
Gordon R. Miller, J

May 7, 1991 Copies of order maile dto david Acker and Ann Hansen Gamble

July 19, 1991, Motion to Continue Hearing and Order filed. ORDER: AND NOW, this 19 day of July 1991, the hearing previously set for July 16 and 17th is continued generally, either party having the right to move the court for a date certain.
For the Court,
Imogene Yetman, Ct. Adm.

July 19, 1991 copies to D. Acker, A. Pepicelli and A. Gamble

Nov. 25, 1991 Affidavit of Plaintiff filed.

Sept. 17, 1992 Motion For a Date Certain and ORDER filed. AND NOW, this 16 day of Sept., 1992, defendant's request for a hearing to a date certain is set for the 8 day of Dec., 1992, at 9:30 o'clock a.m., at the Crawford County Courthouse, Meadville, PA.

FOR THE COURT,
Imogene Yetman

Sept. 18, 1992 Copy of Order to Attys. Ann Gamble, David Acker.

Dec.8, 1992 Income and Expense Statement of Defendant filed.
Dec. 8,1992 Inventory of Defendant filed.

Dec. 11, 1992 Memorandum and Order filed. AND NOW, December 11, 1992, it is ordered as follows: CUSTODY

1. The Plaintiff shall have legal and physical custody of each of the three minor chidlren, Carrie Ann, Maria Louise and Arthur Joseph. The parties shall, however, share with each other any and all information which each may have regarding the health, educaion and major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they have regarding the subject minor children.
The parties shall have no other contact with one another except for the purpose of discussing the well-being ofthe children and any visitation arrangements with respect to the children.
2. Beginning in 1993 and yearly thereafter, the Defendant/mother shall have visitation with the children beginning onthe first Saturday of July and continuing through the third Saturday thereafter. (For 1993, July 3, 1993 through July 24, 1993).
3. For such summer visisitation with mother, the parties shall split the cost ofthe air transportation for the three children. The Plaintiff shall make arrangements for tickets for the children two months in advance and promptly notifyf the Defendant of the cost. The Defendant shall then pay one-half of the cost to the father within 14 day from being notified so that he may but the tickets.
4. The Defendant mother shall also have the right to have reasonable visitation with the children if she is in the state of California. She shallgive at least seven days notice of her intention to do so and shall be afforded such reasonable visitation so long as she is in California. In no event shall a visitation last longer than two weeks while she is in the state of California and in no event shall such visitations disrupt the children's school schedule.
5. Commencing in December of 1993 and each year thereafter, Defendant/mother may have a five day visit during the Christmas holiay beginning December 26th so long as she provides paid airplane tickets for the children to father by December 15th precoding such visit.
6. The parent not in custody shall allow the other parent to call the children without interference and likewise shall not interfere with the chidlren calling the parent not in custody collect as may be arranged between the children and the parent not in custody.
7. Each party shall notify the other if he or she will be having a change of residence such notification to occur within 14 days of the party knowing that he or she will be changing his or her residence. Such notice shall be sent in writing to the other party with as much information as possible about the new address and telephone number with the same to be supplemented by any additional information acquired by the moving party as it is acquired.
8. Each party shall teach the children to give to the other party that love and respect which is due a parent from his or her children.
9. Neither party shall do or day anything to blacken the character of the other party in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence, if that should occur, and each par ty shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the chidlren's estimation

Continued on page 672 B
SEE Vol. 3

1990

894.

VICKIE A. NORTHROP

vs.

STEVEN A. MARZKA

Filed Sept 18, 1990
@ 1:15 p.m.

Tax & entry	$50.50
State	5.00
Sheriff's costs	27.40

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff
1 copy plaintiff

ORDER:

And now, this 18 day of Sept, 19 90, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Def. Will surrender the child immediately to the mother when mother appears at Def's residence. Def. will allow Pl to remove her clothing & personal effects & childs clothing, furniture and toys.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for Sept. 25, 1990, at 9:00 A M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, S.J.

Sept. 19, 1990 Sheriff's Return filed. SERVED Steven A. Marzka personally on Sept. 18, 1990 at 3:55 PM at his residence, RD #3, Wise Rd., Cambridge Springs, Crawford Co., Pa.
So answers,

Robert M. Stevens, Deputy Sheriff
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 26, 1990 Order filed. AND NOW, September 25, 1990, at a hearing this date, the parties having agreed that the temporary order of September 18, 1990 shall remain a permanent order, subject to the added condition that the defendant shallhave the provilege of temporary custody of the minor child Amanda C. Northrop, d/o/b 4-7-88, each Sunday commencing Sunday, September 30, 1990 from the period of 9:00 a.m. until 8:00 p.m., and it is ORDERED and DECREED that said temporary order of September 18, 1990 is made a permanent order fo rthe period of one year, subject to all the terms and conditions set forth in said temporary order, and the dEfendant shallhave such temporary custody privileges each Sunday from 9:00 a.m. until 8:00 p.m.

The petitioner Vicki A. Northrop shall deliver said child to the residence of the defendant, R.D. 3, Cambridge Springs, Pennsylvania, and the defendant shall return said child to the residence of petitioner, R.D. 1, Corry, Pennsylvania.

IN the event of any emergencies with respect to change of scheduled visitations or relating to the proper care of the child, the phone number of the petitioner is 664-8813; of the Defendant, 398-2707.

BY ORDER OF THE COURT,
Paul B. Greiner, S.J.

Sept. 27, 1990 copy of order put in Brian LIndsay and County Control's box and copy mailed to plaintiff

1990

Dennis G. Kuftic

895.

RICHARD B. FRAZIER

vs.

HAZEL A. WEBSTER

Filed Sept. 18, 1990
@ 1:29 p.m.

Tax & entry pd 9/19/90-$50.50
State pd. 9/19/90 5.00
William Pineo, mediator
Mediation Costs 137.00
9.00

PETITION FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, to-wit, this 6th dayof Sept. 1990, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the master, William Pineo, at a time to be set by the Master in the Crawford County Court House, with the child custody master as required by Rule 31(e) of theCourt of Common pleas of Crawford County, Pa.

Gordon R. Miller,
J .

Oct. 17, 1990 Temporary Order filed. AND NOW, this 16 day of Oct., 1990, after Mediation in the above referenced matter an d upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children, Richard B. Webster, Michael L. Webster, and Angela L. Webster. The mediator has noted for the Court that Dale Webstér is now 18 years old and would not be a proper subject for rthese proceedings.

2. The parties shall hsare with each other any and all information which each may have regarding the healt, education, and the major events in th elife of the subject minor children. Health care, school personnel, an dother care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. The mother shallhave primary physical custody ofthe subject minor children. The father shall have visitaton and temporary physical custody e ach Saturday from 10:00 a.m. to 6:00 p.m. The mediator has noted for the Court that the fathe rpresently does not have suitable quarters for overnight visitation with his children. Should the father obtain a residence, which is suitable for the visitation with his children, he shallhave vistiation on alternate weekends frm Friday at 6:00 p.m. to Sunday at 6:00 p.m., starting with the second weekend after he shall have obtained said residence.

b. The subject minor children shallhave the right to telephone the parent not having physical custody at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.

4. Holiday visitation shall be arranged between the parties in an amicable fashion.

5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or hse knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6. The parties shall spllit responsibility for transpotation with the party receiving the children in the exercise of his or her rights picking up the children at the home of the other.

7. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

8. Neither party shall use illegal drugs alcohol or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing chidlren. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the chidlren are being transported or in the bedroom of the children.

9. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the law of Pennsylvania.

10. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat theother in a polite and respectful manner when in the childrens resence and each par ty shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

11. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.

12. The parties are directed to arrange for counseling for their children through the Meadville Medical Center and shall participate in such counseling as the counselors shall direct.

13. Either party may request a review of this Order when the father shall have obtained a residence, which is suitable for expanded visitation with his children and in any case at any time after May 1991, to see if any adjustments need to be made.

14. Costs and fees ofthis Mediation, which are fixed at $137.00 are divided equally between the parties with a share of each b eing assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

14. Either party may move the Court for a hearing de novo for thirty (30) days form date hereof. If neither party so moves, this Order shall be considered permanent.

BY THE COURT,
P. Richard Thomas, J

Oct. 18, 1990 Copies of order mailed to Dennis Kuftic, Hazel Webster, Plaintiff and copy put in William Pineo's box

346

1990

Michael Halliday
Halliday & Halliday

896.

CHRISTINE A. SMITH

vs.

GRADY R. SMITH

Filed Sept 19, 1990
@ 8:49 a.m.

Tax & entry Paid	$50.50 ✓
State paid	10.00
STate paid	5.00

COMPLAINT IN DIVORCE

Feb. 17, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 9/19/90 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Date: February 13, 1998 Anthony J. Vardaro, J
Feb. 17, 1998 copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

Brian J. Lindsay

897.

Mary Ann Kirkpatrick

12/6/90 Recd $68.50 from Defendant
Recd 12-31-90 $68.50 Vivian Stoltz

4/10/91 Recd $68.50 From Plaintiff
Recd May 1, 1991 $68.50 Vivian Stoltz

MARJORIE MARIE FRY

vs.

HENRIK NORDSTROM

Filed Sept 19, 1990
@ 10:12 a.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Mediation costs	137.00
Pro for Co. 4/4/10/91	9.00 ✓
Mediator- Wm. Pineo	

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

NOTICE AND ORDER TO APPEAR:

You, Henrik Nordstrom dft, have been sued in court to obtain custody, partial custody or visitation of the child: Linnea Annika Fry Nordstrom.

You are ordered to appear in person at such time and place as will be determined by the mediator, William Pineo for a mediaton conference.

You are further ordered to bring with you the minor child Linnea Annika Fry Nordstrom.

If you fail to appear as provided by this order or to bring the child, an order for cusotdy partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.

Until further order of this court, temporary custody is granted to the plff. herein, with reasonable visitation afforded to the defendant. Temporary custody in the plaintiff is ordered to maintain the status quo and preserve the welfare and safety fo the minor child since.

It is further ordered and decreed that pending the final resolution of this matter, neither party may remove thechild from the jurisdiction of this court.

This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe that it has been violated.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legalhelp.

Crawford County Bar Assoc. Ser. to the Pub. Comm. c/o Prothonotary Office, Crawford County, Meadville Pa. 16335 724 4636.

BY THE COURT,
P. Richard Thomas, S.J.

Oct. 8, 1990 Acceptance of Service filed. I, Henrik Nordstorm, Defendant, hereby accept service of the Complaint for Custody. Henrik Nordstrom

Oct. 8, 1990 Answer to Complaint for Custody filed.

Oct. 10, 1990 Vertification Of Service filed. I, Brian J. Lindsay, Esquire, do hereby verify that I am the attorney of r ecord for the abov enamed plaintiff, and that as such I am authorized to make this verification; tha tI did onthe 3rd day of October, 1990, send to the above named defendant, by certified Mail, Addressee only, Return Receipt Requested, a ture and correct copy of the custody complaint filed at thé above term and number; and that I did on the 9th day of October, 1990 receive a duly executed return receipt dated October 5, 1990.

Brian J. Lindsay

Oct. 25, 1990 Temporary Order filed.

AND NOW, this 23 day of October, 1990 ,after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major eventss in the life of the subject minor child. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor child.

3a. The mother shall have primary physical custody of the subject minor child. The father shall have temporary physical custody and visitation every weekend, except for the last weekend of each month, from Friday at 6:00 p.m. through Sunday at 6:00 p.m. The father has indicated that he will move to Seattle, Washington. Should the father so move, the weekend arrangements shall be terminated and instead the father shall have the right of temporary physical custody and visitation for three two-week periods each year to be spaced reasonably evenly throughout the year. He shall notify the mother one month in advance of the two-week period he wishes to select.

b. The father shall have the right to telephone his daughter at reasonable times and for reasonable lengths of time. If necessary, he shall give the mother 48 hours notice of the time he wishes to make the call and the mother 48 hours notice of the time he wishes to make the call and the mother shall have the subject minor child ready to receive the call!

4. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or m,odification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

5. When the father shall have moved to Seattle, the parties shall split the cost of the transportation and the responsibilities of accompanying the child on her transcontinental journeys. Pending the father's move to Seattle, the parties shall split the duties of transportation with the party rec eiving the child in the exercise of his/hercustodial or visitation rights picking her up at the home of the other.

6. Each party shall teach said child to give to the other party that love and respect which is due a parent from his or her child.

7. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neigher party shall smoke tobacco or permit others to do so in a closed automobile in which the child are being transported or in the bedroom of the child.

8. Any person transporting the child shall make sure that the seal belts or other restraints are used in accordance with the law of Pennsylvania.

9. Neither party shall do or say anything to blackenthe character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation.

10. T he parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.

11. Either party may request a review of this Order after the subject minor child shall have reached the age of four years, in order to make any adjustments, or at any time upon a change of the conditions upon which this Order isbased

Continued on page 671
SEE Vol. 3

1990

Shafer, Swick, Bailey
Irwin & Stack
PaulD. Shafer, Jr.

898.

Thomas, Truax Spada-
fore, Vardaro, Walker
William L. Walker

MARYLYN R. MATHEWS AND
WILLIAM MATHEWS, HER HUSBAND

vs.

DONNA LYNN SPRONG

Filed Sept 19, 1990
@ 10:41 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	25.72
Pro Co Pd 5-1-92	5.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Oct. 8, 1990 Writ Return filed. SERVED Donna Lynn Spring personaly on September 21, 1990 at 11:44 AM at residence, R.D.#3 Conneaut Lake, Crawford County, PA.
So answers, Robert M. STevens, Deputy Sheriff
Howard N. sTewart, Sheriff

Oct. 11, 1990, Appearance of Thomas, Truax, spadafore, Vardaro & Walker, by William L. Walker, attorneys for defendant filed.

May 1, 1992 Upon praecipe of Plaintiff attorney the above captioned matter is settled and discontinued of record.

1990

Sidney M. Carlburg

899.

CHERYL L. SEELEY NOW BY MARRIAGE, CHERYL L. MILLER

vs.

W. JAMES RASEY AND CLARA B. RASEY, HER HUSBAND AND WIFE

Filed Sept 19, 1990
@ 11:30 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	41.04

COMPLAINT TO COMPEL RECORDING OF DEED

2 copies (sheriff)

Oct 11, 1990 Sheriff's Return filed: I accept service of the Complaint on behalf of Clara B. Rasey and certify that I am authorized to do so.
9-26-90 W. James Rasey

SERVED W. James Rasey personally on September 26, 1990 at 9:35 a.m., by handing copy of Complaint to him at Sheriff's Office, Crawford County Courthouse.

SERVED Clara B. Rasey on September 26, 1990 at 9:36 a.m. by handing copy of Complaint to her Authorized agent, W. James Rasey, at Sheriff's office, Crawford County Courthouse, Meadville, Pa. Signed Acceptance of Service attached.

So answers, Carole Stefanucci, Deputy
Howard N. Stewart, Sheriff

1990

David R. Devine

900.

CHARLES L. MOOK

vs.

SUSAN J. MOOK

Filed Sept 19, 1990
@ 11:39 a.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co Pd 1/25/91	9.00

COMPLAINT IN DIVORCE

3 copies (atty)

Oct. 1, 1990 Affidavit of Service filed. Before me, the undersigned Notary Public, personally appeared David R. Devine, Esquire of 201 Erie Street, Edinboro, Pennsylvania, attorney for Plaintiff, Charles L. Mook, in the above cpationed case. Attorney Devine deposes and states that he mailed a true and certified copy of a Complaint in Divorce in the above captioned case to Defendant, Susan J. Mook, by certified mail, return receipt requested, persuant to Rules 1920.4 (a)(ii). The original of the return receipt is attached to this Affidavit and made a part hereof.

David R. Devine

Jan. 24, 1991, Affidavit of Consent of plaintiff filed.

Jan. 24, 1991, Affidavit of Consent of defendant filed.

Jan. 24, 1991, Upon praecipe of plaintiff attorney, the above captioned case is transmitted to the court:

Feb. 7, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, February 7, 1991, it is ordered and decreed that Charles L. Mook, plaintiff, and Susan J. Mook, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Joseph W. Tinko

901.

Bukac & Toomey
Terry A. Toomey

STEPHEN D. GEIBEL

vs.

JACQUELINE M. GEIBEL

Filed Sept 19, 1990
@ 1:37 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Add'l Counts	45.00
User's Fee	15.00
Pro Co pd 8/15/91	9.00
Pro Co Pd 8/28/91	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept 26, 1990 Acceptance of Service filed: I accept service of the Complaint Under Section 201(c) or 201(d) of the Divorce Code on behalf of the named defendant, Jacquline M. Geibel, and certify that I am authorized to do so.
Date: 9/25/90 Terry A. Toomey, Esq.
Attorney for Defendant

Oct. 25, 1990 Petition For Additional Remedies filed. (Equitable Distribution, Alimony Pendente LIte, Court Costs and Counsel fees)

Oct. 29, 1990, Acceptance of Service filed. I, Joseph Tinko, Esq. attorney for plaintiff, do hereby accept service of the defendant's petition for Additional Remedies on the date written below. Joseph Tinko, Esq.
Date: 10/26/90

Aug. 12, 1991 Affidavit of Consent of Defendant filed.

Aug. 12, 1991 Affidavit of Consent of Plaintiff filed.

Aug. 12, 1991 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

August 20, 1991 **D I V O R C E D E C R E E F I L E D.**

AND NOW, to wit, this 20th day of Aug, 1991, the Court, having reviewed the above-captioned case, finds that the marriage between Stephen D. Geibel and Jacqueline M. Geibel is irrtrievably broken, that ninety (90) days have elapsed from the date of filing the above-captioned Complaint in Divorce, and that Stephen D. Geibel and Jacqueline M. Geibel each filed an affidavit to the divorce:

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Stephen D. Geibel, the plaintiff, and Jacqueline M. Geibel the defendant, be and hereby are divorced from the bonds of matrimony heretofore contracted between them;

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Property Settlement Agreement entered into between the parties on the 7th day of August, 1991, which is attached hereto as Exhibit "A", be and hereby is incorporated into this DECREE OF DIVORCE for purposes of enforcement thereof, but the same is not merged with this DECREE OF DIVORCE and retains its status as a separate contract between the parties.

THIS DECREE OF DIVORCE constitutes a FINAL ORDER as to all pendidng claims herein.

BY THE COURT:
James B. Dwyer, S.J.
Specially Presiding

Aug. 28, 1991, Notice of Election to Retake Maiden Name filed.
TO BE KNOWN AS: JACQUELINE M. BURNS.

C. Barton Jones

902

CARL A. CADMAN

vs.

DEBORAH J. CADMAN

Filed Sept 19, 1990
@ 2:08 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
State paid	10.00
State paid	5.00
State Pd 9/24/90	5.00
Pro Co Pd 3-6-91	9.00
Pro Co pd 3-15-91	5.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION

Mar 4, 1991 Affidavit of Service by Mail Pursuant to Pa. R.C.P. 1920.4 (a)(1)(iii) filed: I, C. Barton Jones, Esquire, being duly sworn according to law, deposes and says that he is the attorney for Plaintiff, CARL A. CADMAN, and that he did mail a true and correct copy of the Complaint in Divorce filed in the above matter, by Certified Mail, Return Receipt Requested, to the Defendant, DEBORAH H. CADMAN, on September 20, 1990, at her last known address, Box 98, Hartstown, Pa 16131. The signed receipt is attached as Exhibit "A".
Date: March 1, 1991 C. Barton Jones, Esquire

Mar 4, 1991 Affidavit of Consent of Plaintiff filed.

Mar 4, 1991 Affidavit of Consent of Defendant filed.

Mar 4, 1991 Marriage Settlement filed.

Mar 4, 1991 Motion for Decree and Order filed.

Mar 4, 1991 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Mar. 11, 1991 **DECREE AND ORDER FILED.**

1) Divorce: AND NOW, this 8th day of March, 1991, on the grounds of Irretrievably Breakdown, in the above case having been duly approved, the Court, by virtue of the authority vested in it by law, decrees that CARL A. CADMAN and DEBORAH J. CADMAN, are hereby divorced from the bonds of matrimony, and all the duties, rights, and claims accorded to eitehr ofthe said parties at any time heretofore, in pursuance of siad marriage, shall henceforth cease and determine, and the said parties shall severally be at liberty to marry again as if they had never been married.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, as follows:

2) Property Distribution

a) The Husband and Wife have entered into a Marriage Settlement Agreement amicably and satisfactorily distributing their personal property among themselves. The Husband is also bound to assume all debts due and owing including the credit line at Marine Bank.

b) The parties have amicably, in said Marriage Settlement AGreement settled all bank accounts and any other liquid assets between them. Wife receives title to the mobile home. The Husband kept his auto and the Wife kept her auto. Husband retains his aged semi-truck.

c) Both parties were advised by Counsel: For the Wife, Kathleen Neslon, of Conneaut Lake, PA 16316; and for the Husband, C. Barton Jones, 306 Liberty Street, P.O. Box 218, Jamestown, PA 16134. The Agreement contains twelve (12) alimony payments from the Husband of $100.00 per month, and a cognovit note is given by Husband to Wife's father for $2,000.00. Husband also paid Wife's attorney's fees.

d) Personal rights were delineated in the agreement and mutual releases were given.

e) The usual boilerplate language, including that Pennsylvania shall govern, was included. The Agreement was properly executed and notarized.

BY THE COURT,
Gordon R. Miller, J

Mar. 15, 1991 Notice of Intention to Resume Prior Name filed.
TO BE KNOWN AS: Deborah J. Coast.

1990

Kathryn Lynn-Stevenson

903.

John A. Burkhiser

COMMONWEALTH OF PENNSYLVANIA

vs.

FRANCIS P. JOHNSON

Filed Sept 19, 1990
@ 3:41 P.M.

Tax & entry paid $50.50 ✓
State paid 5.00

PETITION FOR APPEAL FROM ORDER OF DEPARTMENT OF TRANSPORTATION SUSPENDING OPERATOR"S LICENSE
(1 copy atty)

ORDER: AND NOW, this 19 day of Sept, 1990, the within Petition presented in the Court of Common Pleas of Crawford County , Pennsylvania, it is:

ORDERED, ADJUDGED AND DECREED that an Appeal be and is hereby allowed Francis P. Johnson from the action of the Secretary of Transportation in suspending or withdrawing his operating privileges; and a hearing on said appeal to be held on the 5 day of Dec. , 1990, at 9:30 o'clock, am., in the Court of Common Pleas at the Courthouse in MeaDVILLE, Pennsylvania, to take testimony and examine into the facts of the accusation to determine whether Petitioner is subject to suspension of operator's license.

IT IS FURTHER ORDERED AND DIRECTED That the Sectetary of Transportation reinstate the license and privileges of Francis P. Johnson as an operator of a motor vehicle and that this appeal will then operate as a supersedeas in the action of the Department of Transportation in suspending the petitioner's operating privileges pending the final determination of the matter by this Court; that the Petitioner give written notice of the presentation of this Petition and of the place of hearing herein to the Secretary of Transportation of the Commonwealth of Pennsylvania, Harrisburg, Pennsylvania,, by certified United States mail.

By the Court,
P. Richard Thomas, Senior judge

Dec. 10, 1990, MOtion for Continuance and Order filed. ORDER: AND NOW, this 7 day of Dec. 1990, upon consideration of Defendant's motion for continuance, it is hereby ORDERED AND DECREED that the hearing on defendant's Petition for Appeal in the above matter which is scheduled for Dec. 5, 1990, shall be continued until April 25, 1991 at 9:30 a.m. and, FURTHER, that the petitioner shall give written notice of the presentation of this Motion and Order herein made to the Offic eof the Chief Counsel for the Secretary of Transportation by certified United States mail, postage prepaid. Courtroom 1 or 2.

BY THE COURT,
Gordon R. Miller J.

Dec. 10, 1990, copy of order to atty. Burkhiser, esq.

Apr 25, 1991 Exhibits filed with papers.

Apr 26, 1991 Order filed: AND NOW, April 25, 1991, counsel for the parties agree the focus of the appeal is extremely narrow and agree to proceed informally without sworn testimony. The facts are that the Defendant was given a suspension January 14, 1990 for a violation of Section 1501(a) driving without a Pennsylvania license and after discussion with the police officer determined not to contest the matter and entered a plea of guilty. His position is that he was unaware of the serious consequences of said plea under Section 1532(b) mandating a six (6) month suspension for a second offense. The first offense had occured in April of 1983.

The Defendant and his attorney address the equitable powers of the court, arguing that a reading of Section 1501(a) and the conversation with the police officer did not put the Defendant on notice of the collateral suspension consequences of his plea of guilty.

The Court has no authority to apply equitable principles in cases of this kind, and the fact that the defendant did not realize the consequences of his plea of guilty as it relates to a suspension of his operating privileges is not relevant to the decision the court has to make.

Accordingly, we dismiss the appeal and DIRECT the Defendant to pay any costs.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

May 2, 1991 Copies of order mailed to Attys. Lynn-Stevenson and Burkhiser.

1990

Mary Ann Kirkpatrick

904.

Thomas, Truax , Spadafore, Vardaro & Walker
R. Charles Thomas

CLAUDIA A. HIGHAM

vs.

ROBERT HIGHAM

COMPLAINT IN DIVORCE, ALIMONY, CHILD SUPPORT, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS, EXPENSES, AND EQUITABLE DISTRIBUTION

1 copy (atty)

Filed Sept 19, 1990
@ 4:14 p.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00
Jeffrey Millin, master	
Pro Co Pd 9/13/91	9.00

Sept 19, 1990, Motion for Hearing on Alimony Pendente Lite, Child Support, Court Costs and Counsel Fees and Order filed. ORDER: AND NOW, Sept. 19, 1990, hearing on Plaintiff's request for Alimony pendente Lite, Child Supprot, Court Costs and counsel Fees is scheduled for Oct. 5, 1990 at 11:00 a.m. in Courtroom 1 or 2 of the Crawford CountyCourthouse in Meadville, Pa.

BY THE COURT,
P. Richard Thomas, S.J.

Sept 19, 1990, copy to M. Kirkpatrick, Esq.

Sept. 28, 1990 Affidavit of Service filed. And Now, September 26, 1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Claudia A. Higham, Plaintiff in the above-captioned matter.
2. That on information furnished here by the Plaintiff, she caused a certified copy of the complaint in Divorce to be forwarded by Certified Mail, P 320 787 927; postmarked September 21, 1990, to the Defendant, Robert HIgham, at 340 North St., Meadville, PA 16335.
3. That the defendant, Robert Higham, on September 22, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.
4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Lisa M. Sherretts

Oct. 5, 1990, Appearance of Thomas, Truax, Spadafore, Vardaro, and Walker, by R. Charles Thomas, attorneys for defendant filed.

Oct. 10, 1990 Motion To Reschedule Hearing and Order filed. And now, October 10, 1990, hearing set for October 15, 1990, at 9:30 A.M., in Courtroom 1 or 2.

Imogene Yetman, C.A.

Oct. 11, 1990 Copies of order put in Mary Ann Kirkpatrick and R. Charles Thomas' box.

Oct. 17, 1990 Order filed. AND NOW, October 15, 1990 this matter is before the Court on Plaintiff's request for alimony pendente lite, counsel fees, costs and child support. After an informal discussion, the parties agree to defer the issues of alimony, pendente lite, counsel fees and court costs.

As to child support, the parties agree that the defendant shall pay to Pennbank the sum of at least $1,400.00 at or before 4:00 p.m. on this date, October 15, 1990; and thereafter shall pay the sum of $433.00 per month on or before the 10th of each month through the Domestic RElations Section as and for child support beginning with the month of November.

The wife, Claudia Higham, shall pay the sum of $33.00 to Pennbank beginning November 10, 1990. This payment is to be made contigent upon the husband's payment of the amount of child support previously ordered herein.

BY ORDER OF THE COURT,
William e. Pfadt, S.J.

Oct. 18, 1990 Copies of order put in Mary Ann Kirkpatric and R. Charles Thomas' box.

Jan. 4, 1991 Affidavit of Consent of Plaintiff filed.

Feb. 12, 1991 Income and Expense Statement of plaintiff filed.

Feb. 27, 1991, Inventory and Appraisement fo Claudia Higham filed.

Feb. 27, 1991, Motion for Appointment of Master in Divorce and order filed. ORDER APPOINTING MASTER: AND NOW, 2/28/91, Jeffrey Millen is appointed master in respect to the following claims:

Divorce, Alimony, Equitable Distribution, counsel fees and costs
Defendant must file answer to Plaintiff's inventory within 30 days.
Deposit required: By Plaintiff $400.00 By Defendant $400.00

By the Court,
P. Richard Thomas, J.

Mar 4, 1991 copies to Attys. Kirkpatrick, R. C. Thomas and J. Millin.

Apr. 8, 1991 Inventory and Appraisment of Robert Higham filed.

Apr. 8, 1991 Defendant's Income and Expense statement filed.

Apr 23, 1991 Notice for Pre-Hearing Conference filed.

May 1, 1991 Affidavit of Consent of defendant filed.

June 10, 1991 Pre-Hearing Conference Order filed.

June 10, 1991 Notice of Master's Hearing filed.

Aug. 22, 1991, Master's Report filed.

Aug. 22, 1991, Transcript of Master's Hearing filed.

Aug. 22, 1991, Notice of Filing of Master's Report filed.

Sept. 10, 1991, Additional Provisions for Divorce Decree filed.

Sept. 12, 1991, Upon praecipe of plaintiff attorney, for review under Section 3301(c) of the Divorce Code, this case moved to court.

4/3/91 Recd $400.00 from Plaintiff

4/8/91 Recd $400.00 from Defendant

9/23/91 Paid $406.26
To Jeffery K. Millin
Ck 6413
Paid $31.60 To Morse, Garberry & Hodge Inc
Ck 6414
Paid $160.97 To Mary Ann Kirkpatrick Ck 6415
Paid $160.97 To R. Charles Thomas Ck 6416

Continued on the next page

CLAUDIA HIGHAM

vs.

ROBERT HIGHAM

Record continued from page 354

of record

A,D, 1990 - 904

****

Sept. 17, 1991 **DIVORCE DECREE FILED.**

And Now, this 16th dayof september, 1991, the Court Orders and Decrees that:

I. **DIVORCE.**

Claudia HIgham, Plaintiff, and Robert Higham, defendant are divorced fromthe bonds of matirmony.

II. **MARITAL PROPERTY.**

The marital propertyofthe paraties is awarded to the Plaintiff and Defendant as follows:

A. Marital property ofthe parties is awarded to the Plaintiff and dEfendant as follows:

1. All items listed as property under "The Floor Store" as indicated on Exhibit A attached tothe Master's Reprt.
2. Clder wooden toolbox and contents.
3. Tom and Jerry punch bowl and cups.
4. Wood serving bar and contents.
5. Marantz turn table.
6. Technics receive.
7. German Stein (monkey).
8. Portrait of WInston Churchill. (Royal Daulton)
9. German carved wood bar accessories, etc.
10. Hoopbakc desk chair.
11. Antique oak medicine cabinet withnew mirror and towelbar.
12. FramedErie Railroad Station water color by Alfonso Fugagli.
13. Six ship glasses(madein Denmark)
14. Two Budweiser Steinsandone German Stein.
15. Erie Railroad Caboose framed watercolor by Alfonso Fugagli.
16. Black and Decker bench grinder.
17. Power snake
18. Wood plane.

B. Marital property to be distributed to Plaintiff, Claudia Higham:

1. The remaining items ofEhxibit A attached to the Master'sReport not disbributed to the Defendant, Robert Higham, andnot included as non-marital property.
2. The marital residence located at 385 BenAvonStreet, Meadville, crawfordCounty, Pennsylvania.

C. The wife and Plaintiff, Claudia Higham, is to pay to thehusband, Defendant, Robert Higham, the amount of $20,000.00 when the marital residence located at 385 Ben Avon Street is sold,or July 30, 1997, whcihever should come first. The amount stated without interest duringthe fist three years that is is unpaid and remains unpaid. Thereafter, it will accrue simple interest at the reate of 6% per annum.

D. Wife's debt tohusband as described in paragraph IIC above shall be secured by a note andmortgage on the residence located at 385 BenAvon Street, andby a security agreement with financing statements covering thecontents of themaritalhome. If,atthetime for payment by wife to husband, there is any amountdue and owing to wife or to cihdlren because of husband's nonpayment of court-ordered support, such amount shall be deducted fromthe balance owed hereunder to husband by wife.

III. **MARITAL DEBTS.**

A. Marital debts to be assumed by Plaintiff,Claudia HIgham as follows:

	Amount of Liability	Amountof Liability on on Date Action Commenced
1. First Morgage-Pennbank	$20,000.00	$11,390.00
2. Second MOrtgage-Pennbank	$20,078.67	$ 7,183.00
3. First Card Credit Card	$ 3,411.07	
4. First Select Visa-Credit Card	$ 3,998.03	
5. INstallment Loan-Pennbank	$ 4,904.00	$ 2,405.00
6. Extra cash account-Pennbank	$ 1,951.43	
7. Loan-Dorothy Almon	$ 1,569.10	
8. Real Estate Taxes-Meadville	$ 4,924.52	

B. Marital debts to be assumed by the defendant, Robert HIgham, as follows:

1. Credit Card-City Bank as of June 1, 1990	$ 3,793.00
2. Montogomery Ward as of 6/1/1990	$ 1,410.00
3. Equibank	$ 4,642.00
4. Sears	$ 480.00

C. Wife shall holdhusbandharmless for all debts assumed by wife andshe shall indemnify husband fromany liability thereon. Husband shallhold wife harmless for all debts asummed by husband and he shall indemnify wifeformany liabiliy thereon.

IV. **PENSION AND RETIREMENT BENEFITS:**

The parties shall eachbe entitled to any pension and/or retirement benefits accumulate and accrued by reasonoftheir employment and each or all of such benefits shall be the sole and exclusive property of eachofthe parties without claim by the other against the same.

V. **NON-MARITAL PROPERTY.**

A. Non-Marital property ofthe Defendant, Robert HIgham.

1. Large iron school bell of bracket from local school, owned by Mr. Higham's mother as per Mr. Higham.
2. Yost vice, owned by Tom Beers as per Mr. Higham.
3. Craftsman dowelling jig, owned by father as per Mr. Higham.
4. Metal tool box and ocntents, owned by father as per Mr. Higham.

B. Non-Marital property of the Plantiff, Claudia HIgham.

1. Brass bed, now in the possessionof Defendant,robert Higham and to be returned to Plaintiff, Claudia Higham as per agreement of parties.

VI. **COUNSEL FEE, COSTS AND EXPENSES.**

Plaintiff and Defendant shall be equally repsonsible for payment of all costs and expenses incurred in the master's hearing including butnot limited to, master's fees and stenographer's fees. The Plaintiff and defendant shall each be soley responsible for their attonrey's fees without conbribution fromtheother.

VII. **COUNSEL FEES AND COSTSIN THE EVENT OF VIOLATIONOF THIS ORDER:**

In the event that a judicial determinationfinds a part to this order othave violated the oRDER or failed to comply with the order then that party shall be liable to apy the counsel fees and costs experienced by the other party in obtaining compliance withthis order.

This order shall be effective immediately.

By the Court:
Gordon R. Miller,
J

354
B

1990

Claudia Higham

vs.

Robert Higham

Record continued from page 354B

of record

A.D. 1990 - 904

****

Sept. 23, 1991 Petition For Payment Of Master's Fees and Court Reporter's Expenses and Order filed. AND NOW, this 23 day of September, 1991, upon Petition of the Jeffrey K. Millin, Esquire, the Master in the above captioned case, the Prothonotary is Ordered to pay the sum of Four Hundred Six and 25/100 ($406.25) Dollars to Jeffery K. Millin, Esquire, and the sum of $71.80 to Morse, Gantverg and Hodge, Inc., Court Reporters.

It is further Ordered, Adjudged and Decreed that the sums remaining on account and deposited with the Prothonotary of Crawford County shall be released to the Plaintiff and defendant in equal sums, payable as follows: One Hundred Sixty and 97/100 ($160.97) Dollars payable to Mary Ann Kirkpatrick, Esquire, Attorney for Plaintiff; One Hundred Sixty and 97/100 ($160.97) Dollars payable to R. Charles Thomas, Esquire, Attorney for Defendant.

BY THE COURT,
Gordon R. Miller, J

Sept. 24, 1991 Copies of order put in box for Atty's. Kirkpatrick, Thomas and Millin

1990

Plate, Shapira, Hutzelman, Berlin, May, Walsh and Brabender Stanley G. Berlin 905.	JANET ELDRED vs. EQUITABLE GROUP & HEALTH INSURANCE COMPANY, AND THE GREENLEAF CORPORATION Filed Sept 20, 1990 @ 11:26 a.m. Tax & entry Paid $50.50 ✓ State paid 5.00 Sheriff's Costs 48.00	CIVIL COMPLAINT 2 copies (atty) Oct. 25, 1990 Sheriff's Return filed. SERVED The Greenleaf Corporation on October 1, 1990 at 1:38 PM by handing copy of Complaint to Linda Moody, Receptionist, at business, Saegertown, Crawford County, Pa. SERVED Equitable Group & Health Insurance Company by deputizing the Sheriff of Allegheny County, Pa. as Per his Affidavit of Service attached. Served: 10-4-90 So answers, Robert M. Stevens, Dep. Sheriff Howard N. Stewart, Sheriff Oct. 31, 1990, Notice of REmoval to the United States District Court for the Western District of Western Pennsylvania, filed.

1990

Pollard, Walker
& Vollmer
John R. Keating

906.

Thomas,Truax,Spadafore,
Vardaro &.Walker
William L. Walker

WICKES LUMBER COMPANY

vs.

ROBERT BAYER i/t/a
BAYER CONSTRUCTION

Filed Sept 20, 1990
@ 11:33 a.m.

Tax & entry Paid $50.25 ✓
State paid 5.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF D. J. VOGAN

Sept 26, 1990, Proof of Service filed.

Sept. 28, 1990 Complaint filed.

Oct. 19, 1990 Motion to Quash Appeal and ORDER filed. And Now, this 19th day of October, 1990, upon consideration of the foregoing Motion, a hearing and argument will be held on the 21st day of Nov., 1990 at 10:00 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

By The Court:
Robert L. Walker, S. Judge

Oct. 22, 1990 Copy of Order to Atty. John R. Keating and Atty. William Walker.

Nov. 21, 1990 Order filed: DEFENDANT, Robert Bayer, i/t/a Bayer Construction, by his attorney William L. Walker, having moved this 21st day of November, 1990 that the Court quash this appeal for the reason that it was not timely filed pursuant to 42 Pa. C.S.A. Sec. 1002, and good cause appearing therefor, it is hereby ordered that the above entitled appeal be, and it is hereby quashed.

BY THE COURT,
Gordon R. Miller, P.J.

Nov 28, 1990 Copies of order mailed to Atty Keating and put in Atty. Walker's box.

Nov. 28, 1990 Certificate Of Notification filed. I, William L. Walker, attorney for the Defendant in the a bove captioned action, do hereby cerify that I had written to attorney John R. Keating of 1320 Grant Building, Pittsburgh, Pennsylvania 15219 prior to the filing of the MOtion to Quash Appeal and a copy of the correspondence is attached hereto. In addition, I had spoken with Mr. Keating over the telephone about the filing of the Motion to Quash. In addition, I had written to Attorney Keating on October 19, 1990, informing him that an argument on the Motion to Quash Appeal was set for November 21, 1990 at 10:00 a.m. in courtroom 1 or 2 ofthe Crawford County Courthouse. Attached hereto is a copy of the correspondence sent to Mr. Keating as set forth above. In addition, it is my belief that the Prothonotary's Office would normally send a copy of the Judge's Order setting the argument to the attorney for the Plaintiff being Mr. Keating.

William L. Walker, J

1990

Plate, Shapira, Hutzelman, Berlin, May, Walsh and Brabender

Stephen Hutzelman

907.

DENNIS H. SHAFFER

vs.

AMERICAN LENDERS SERVICE CO., FIRST NATIONAL BANK AND TRUST CO., AND CLYDE W. GEARHART,

Filed Sept 20, 1990
@ 1:18 p.m.

Tax & entry Paid $50.50 ✓
State paid 5.00

Sheriff's costs 31.00
Pro Co Pd. 10/31/90 5.00 ✓

COMPLAINT

3 copies (sheriff)

Oct 19, 1990 Sheriff's Return filed: Before me the undersigned authority, personally appeared Deputy James Lipniskis who being duly sworn according to law, deposes and says that on the 25th day of September, 1990 at 9:55 A.M. he served First National Bank & Trust Co., filed at AD 1990-907, Fayette County, Pennsylvania, upon defendant First National Bank & Trust Co., at 200 West Beau STreet, Washington, Pa 15301, by making known the contents thereof to Manager - Joseph Ottoviani and handing to and leaving with him the certified copy of the Complaint.

James Lipniskis, Deputy Sheriff
James A. Fazzoni, Sheriff

Before me, the undersigned authority, personally appeared Dale Kevin Ellenberger, Deputy for Harry E. Dunkle, Sheriff of Jefferson County, Pa who being duly sworn according to law, deposes and says that on the 26th day of September, 1990, at 11:22 a.m., he served Notice and Complaint. filed September 21, 1990 at AD 1990-907, Crawford County, Pennsylvania, upon defendant Clyde W. Gearhart, at his residence, R.D.#2, Box 103, Punxsutawney, Township of Gaskill, County of Jefferson, State of Pennsylvania.

By making known the contents thereof to Martha Gearhart, his wife and adult person with whom he resides, and handing to and leaving with her the certified copy of the Notice and Complaint, received from Crawford County Sheriff's Department, Meadville, Pennsylvania.

Now, September 27, 1990, at 12:05 o'clock p.m. served the within Notice and Complaint upon American Lenders Service Co. at Main Street, Greensburg, Westmoreland County, Pennsylvania by handing to Ted Curnow, President a certified copy of the original Notice and Complaint and made known to him the contents thereof.

So answers, Regis J. Kelly, Sheriff

SERVED Clyde W. Gearhart by deputizing the Sheriff of Jefferson County, Pa as per Affidavit of Service attached. Served: 9-26-90

SERVED First National Bank and Trust Co. by deputizing the Sheriff of Washington County, Pa as per his Affidavit of Service attached. Served: 9-25-90.

SERVED American Lenders Service by deputizing Sheriff of Westmoreland County, Pa as per Affidavit of Service attached. Served: 9-27-90

So answers, Howard N. Stewart, Sheriff

Oct. 30, 1990, Upon praecipe of plaintiff attorney, the above captioned case is hereby settled and discontinued of record.

1990

Mason and Mason
Joan D. Mason

908.

PATRICIA A. DIETRICH

vs.

BRIAN M. DIETRICH

Filed Sept 20, 1990
@ 1:36 p.m.

Tax & entry Paid	$50.50 ✓
State paid	10.00
State paid	15.00
Pro co pd 3/11/91	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 28, 1991 Affidavit of Consent of Plaintiff filed.

Mar. 1, 1991, Affidavit of Acceptance of Service filed.
I, Brain M. Dietrich, being duly sworn according to law, do hereby certify that I did receive a cert. ocpy of the Complaint in Dviorce in the above matter on or before Sept. 24, 1990, at the address where I lived on Sept. 24, 1990, which is R. D. #1, Ken Forest Rd. New Galilee, Pa. 16141. Bruan M. Dietrich, Dft.

Mar. 1, 1991 Affidavit of consent of plaintiff filed.

Mar. 1, 1991 Affidavit of Consetn of defendant filed.

Mar. 7, 1991 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

March 15, 1991 DIVORCE DECREE FILED.

AND NOW, March 12, 1991, it is ordered and decreed that Patricia A. Dietrich, plaintiff, and Brian M. Dietrich, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, P.J.

1990

Mason and Mason
Joan D. Mason

909.

MELANIE L. RICHTER

vs.

ROBERT MICHAEL RICHTER

Filed Sept 20, 1990
@ 1:36 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
State paid	10.00
State paid	10.00
Pro Co pd 10/11/91	9.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Sept 28, 1990 Affidavit of Service filed: I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on September 21, 1990 mail to the above Defendant, Robert Michael Richter, by certified mail #P-425-665 167, return receipt requested, deliver to addressee only a complaint in the above divorce action. Said notice was received by Robert Michael Richter as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Attorney for Plaintiff

Oct. 3, 1990 Stipulation and Consent Custody Order filed. AND NOW, this 3 day of Oct., 1990, the court hereby orders as follows:

1. Legal and physical cusotyd of the two minor children, Ian Michael Richter, born May 18, 1985; and Aubrey Michelle Richter, born August 27, 1989, shall be with the Plaintiff.
2. The defendant shall be entitled to have the children in his temporary cusotdy for a twenty-four (24) hour or less period, with at last twenty-four (24) hours advance notice to the Plaintiff.
3. If the Defendant wishes to have the children for a period in excess of twnety-four (24) hours, he shall connunicate directly with the Plaintiff, at least five (5) days in advance, giving time of beginning and end of the visit, and place visit is to take place.
4. In the event the Defendant wishes to have one or both of the children in his temporary custody for over one week, the parties will note the beginning and end of said visit, the location or locations, and sign and date a memo to said effect, with each to have a signed and dated copy.

BY THE COURT,
P. Richard Thomas, S.J.

2 copies atty.

Oct. 9, 1991 Affidavit of Consent of Defendant filed.

Oct. 9, 1991 Affidavit of Consent of Plaintiff filed.

Oct. 9, 1991 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Oct. 16, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, October 14, 1991, it is ordered and decreed that Melanie L. Richter, plaintiff, and Robert Michael Richter, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, P.J.

1990

Brian J. Lindsay

910.

BIRT A. UNDERWOOD

vs.

TRACEY C. UNDERWOOD

Filed Sept 20, 1990
@ 2:01 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co pd 2/4/91	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 24, 1990, Acceptance of Service filed. I, the above named defendant, hereby accept service of the complaint in the above action.
Date: 9/20/90 Tracey C. Underwood.

Jan. 9, 1990 Affidavit Of Consent of Defendant filed.

Jan. 29, 1991 Affidavit of Consent of Plaintiff filed.

Jan. 29, 1991 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Feb. 7, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, february 8, 1991, it is ordered and decreed that Birt A. Underwood, plaintiff, and Tracey C. Underwood, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Fuller, Kinnunen,
Petruso & Gamble
Gary A. Fabian

911

JUANITA CONLEY

vs.

DONALD M. FERRY AND
BEVERLY A. FERRY,
HIS WIFE

Filed Sept. 21, 1990
@ 9:00 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	31.00
Pro Co Pd 10-22-90	9.00

COMPLAINT IN ACTION OF MORTGAGE
FORECLOSURE

2 copies (sheriff)

Oct. 9, 1990 Sheriff's Return filed. Served Donald M. Ferry personally on September 26, 1990 at 11:43 PM at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
Served Beverly A. Ferry on September 26, 1990 at 11:45 AM by serving her Authorized Agent, Donald M. Ferry, at Sheriff's Office Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, October 22, 1990 @ 11:05 A.M. Upon Praecipe of Plaintiff's Attorney, with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to Answer the Complaint and damages are hereby assessed as follows: Unpaid principal balance, $Fifteen Thousand Five Hundred Thirty-five and 82/100 Dollars; Interest to 9/18/90, Six Hundred Seventy-four and 52/100 Dollars; Delinquent real property taxes for the tax year 1989, Eight Hundred Thirty and 90/100 Dollars; Attorney's commission, Eight Hundred Fifty-two and 06/100 Dollars; REAL DEBT, Seventeen Thousand Eight Hundred Ninety-three and 30/100 Dollars.
F-44,24

Debt....$17,893.30
JUDGMENT
James F. Simmons
Prothonotary

October 22, 1990 Judgment Entered.

EX/1990-104

1990

Bukac and Toomey
Terry Toomey

912.

pro se

DIANE ROIZ

vs.

PAUL ROIZ

Filed Sept. 21, 1990
@ 11:35 a.m.

Tax & entry Paid	$50.50 ✓
State paid	10.00
State paid	5.00
Pro Co Pd 5/14/91	5.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Sept 27, 1990, Acceptance of Service and entry of Appearance pro se filed. I, Paul Roiz, the defendant in the above captioned divorce action, do hereby accept service of the plaintiff's Complaint in divorce and direct the entry of my appearance pro se. Paul Roiz, dft.
Date: 9/25/90

Feb. 28, 1991 Affidavit of Consent of plaintiff filed.

FEb. 28, 1991, Affidavit of Consent of defendant filed.

April 5, 1991 Upon Praecipe for Review Under §201(c) of Divorce Code, this case moved to Court.

Apr. 17, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, April 17, 1991, it is ordered and decreed that Diane Roiz, plaintiff, and Paul Poiz, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, P.J.

May 13, 1991 Notice of Election to Retake Maiden Name filed.
To Be Known As: DIANE DeBAISE

1990

Mazzotta, McCague &
Associates, PC
Donald S. Mazzotta
Timothy J. Snodgrass

913.

GENERAL MOTORS ACCEPTANCE
CORPORATION

vs.

DANIEL M. HENRY

Filed Sept 21, 1990
@ 11:49 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	21.00
Pro Co Pd 11/5/90	9.00

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

Oct. 12, 1990 Sheriff's Return filed. SERVED Daniel M. Henry on Sept. 25, 1990 at 11:15 AM by handing copy of Complaint to Helen Dygert, his Mother-in-Law and person in charge of residence, at RD # 2, Box 314, Meadville, PA, Crawford Co., Pa.
So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Nov. 1, 1990, at 3:18 p.m., upon praecipe of plaintiff attorney, with default notice and military affidavit attached, Judgment is hereby entered in favor of plaintiff and against the defendant for want of answer, damages assessed in the amount of Four thousand Seventy Eight and 17/100 Dollars. (includes 179.20 interest)
Judgment entered
11/1/90
H - 43

Debt -- $4,078.17
Int. from 10/30/90

JUDGMENT
James F. Simmons,
Prothonotary

Nov. 2, 1990, notice of entry of judg ment mailed to dft.

James H. Joseph

914.

Dickie, McCamey & Chilcote
George Monroe Schumann

Jones, Gregg, Creehan & Gerace
Andrew F. Adomitis

MARK W. ANDERSON, SUSAN K. ANDERSON AND L. LOUISE ANDERSON

vs.

LIGHTHOUSE COVE OWNERS' ASSOCIATION ADN HERBERT E. FORSE

Filed Sept. 24, 1990
@ 8:39 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co pd 8/27/91	9.00

SUMMONS IN A CIVIL ACTION

Issued (atty)

Oct. 3, 1990 Acceptance of Service and Stipulation To Enlarge Time filed. This 27th day of September, 1990, the undersigned, being authorized on behalf of the Defendants to do so, does hereby accept service of the Writ of Summons in the above-captioned action; and it is here by stipulated by counsel fo rthe Plaintiffs that if a Complaint should be file din the above-captioned action prior to the designation of counsel by the liability insurance carrier for the Defendant, Lighthouse Cove Owners' Association, said defendants shallhave twnety days after service thereof or untl November 2, 1990 to plead or otherwise respond thereto, whichever is later. George Monroe Schumann

May 22, 1991 Appearance of Jones, Gregg, Creehan & Gerace, by Andrew F. Adomitis, Esq. for Defendants filed.

June 6, 1991, Upon pr aecipe of attorney for defendant (Andrew F. Adomitis) Rule entered upon the plaintiff to File Complaint Issued.

June 12, 1991 copy of Rule to plff. attorney and Atty. Adomitis.

And now, Aug. 26, 1991 at 1:45 pm upon praecipe of defendants attorney judgment of Non Pros is hereby entered against thenamed plaintiff for fialure to file a Complaint within twenty days after being ruled so to do.

A-204-153-103

JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

1990

James H. Joseph

915.

Dickie McCamey & Chilcote
George Monroe Schumann

JOnes, Gregg, Creehan & Gerace
~~Andrew F. Adomitis~~
Richard G. Lewis

TITLE-CO, INC.

vs.

LIGHTHOUSE COVE OWNERS' ASSOCIATION AND HERBERT E. FORSE

Filed Sept 24, 1990
@ 8:40 a.m.

Tax & entry Paid	$50.50
STate paid	5.00
PaSCopd 7-29-97	9.00

COMPLAINT IN A CIVIL ACTION

Issued (atty)

Oct. 3, 1990 Acceptance of Service and Stipulation To Enlarge Time filed. This 27th day of September, 1990, the uner-signed, being authorized on behalf of the Defendants to dos, does hereby accept service of the Complaint in the above-captioned action, and it is hereby stipulated by counsel for the Plaintiffs that said Defendants shallhave until NOvember 2, 1990 to plead or otherwise respond thereto. George MOnroe Schumann

Nov. 2, 1990, Appearance of dickie, McCamey & Chilcote, P.C. by George Monroe Shcumann, attorneys for defendants, filed.

Nov. 2, 1990, Answer filed.

May 16, 1991, Appearance of Jones, gregg, Creehan, & Gerace by Andrew F. Adomitis, attorneys for defendants filed.

Sept. 23, 1992 Mtoion For Partial Summary Judgment and Dissolution of Preliminary Injunction filed.

Sept. 23, 1992 UPon praecipe of Defendant attroney the above matter is placed on the next available argument list.

1992 OCTOBERT ARGUMENT LIST

October 26, 1992 Addendum To Motion For Partial Summary Judgment And Dissolution of Preliminary Injunction filed.

Oct. 26, 1992 Response & Memorandum In Opposition to Motion For Partial Summary Judgment filed.

Oct. 28, 1992 Defendants' Reply To Plaintiff's Response and Memorandum in Opposition To Motion for Partial Summary Judgmetn and Dissolution of Preliminary Injunction filed.

Jan. 14, 1993 MEMORANDUM AND ORDER filed. AND NOW, January 14, 1993, Defendants' motion for a partial summary judgmetn in both the action at law and in equity is denied and Defendants' request for the dissolution of a preliminary injunction in the action at law is denied.

With respect to Defendants' request for dissolution of the preliminary injunction in the actio in equity, an evidentiary hearing pursuant to Pa. R.C.P. 1531(d) is scheduled for Marsh 29, 1993 at 1:30 p.m. in Courtroom No. 2 Crawford County Courthouse.

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 14, 1993 Copy of Order mailed to Attys. James Joseph, Andrew Adomitis and George Schumann.

Aug. 22, 1994, Motion for Summary Judgment in Equity and Partial Summary Judgment at Law filed. (motion of dfts. Lighthouse Cove Owners Assoc., Herbert e. forse, george W. Morris, and John Paul Duffy)

Aug. 22, 1994, UPon praecipe of above defendants, to schedule argument, placed on next argument list.

ON ARGUMENT LIST FOR SEPTEMBER 1994

Sept. 26, 1994, Plaintiffs Response and Memorandum in Opposition to Defendants Motion for Summary Judgment in Equity and Partial Summary Judgment at Law filed. (see paper filed at Eq. 1990 - 16)

Oct. 3, 1994, Defendants, Lighthouse Cove Owners Association, Herbert E. forse, George w. Morris and John Paul Duffy, Reply to Plaintiffs Response and Memorandum in Opposition to Defendants' Motion for Summary Judgment in Equity and Partial summary Judgment at Law filed.

Jan. 18, 1995 ORDER filed. AND NOW, January 18, 1995, after due consideration of the briefs of counsel as well as their oral argument with respect to the Defendants' motion for summary in equity and motion for partial summary judgment at law, said motions are denied.

However, Counts 1, 3, 4 and 5 of the Plaintiff's complaint in equity are dismissed with prejudice as being moot and Count 2 of the Plaintiff's complaint in equity is certified to the law side of the Court at A.D. 1990-915.

The Plaintiff's motion for counsel fees is denied.

BY THE COURT:
Anthony J.Vardaro, J.

1-18-95 Copies dist. to Attys. Adomitis & Joseph

Feb. 26, 1997 Upon praecipe of Jones, Gregg, Creehan & Gerace by Richard G. Lewis, Esq. substitute attorney for the appearance of Andrew F. Adomitis, on behalf of Defendants, Lighthouse Cove Owners' Assoc., Herbert E. Forse, George W. Morris, and John Paul Duffy, filed.

Apr 3, 1997 ORDER: AND NOW, to wit, this 2nd day of April, 1997, upon consideration of the foregoing petition of the Defendants, it is hereby ordered that:

(1) a rule is issued upon the respondent-Plaintiff to show cause why the Petitioners-Defendants are not entitled to teh relief requested;

(2) teh respondent shall file an answer to the petition within 20 days of this date;

(3) the petition shall be decided under Pa. R.C.P. No. 206.7;

(4) all depositions pertinent to resolution of the petition shall be completed within 60 days of thsi date;

(5) argument shall be held on Tues, July 1, 1997, in Courtroom 1 of the Crawfor dCounty Courthouse; and

(6) notice of the entry of this order shall be provided to all pareties by the petitioner.

Anthony J. Vardaro, J.

Apr. 3, 1997 Faxed Lewis & Joseph
(also see Eq. 1990-16)

Continued Pg 704 Book 3

1990

Brian J. Lindsay

916.

MARK WEINDORF

vs.

BARBARA JEAN WEINDORF

Filed Sept 24, 1990
@ 12:02 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co Pd 5/3/91	9.00
Pro Co. pd 5-29-91	5.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)

1 copy (atty)

Nov. 16, 1990, Acceptance of Servcie filed. I, the above named defendant, hereby accept service of the complaint in the above action. Barbara Jean Weindorf 10/10/90

Apr. 11, 1991 Affidavit of Consent of plaintiff filed.

Apr. 16, 1991 A cceptance of Service filed. I accept service of the Complaint in Divorce, which I received on or about Oct. 4, 1990.

Apr. 16, 1991, Affidavit of Consent of plaintiff filed.

Apr. 16, 1991 Affidavit of Consent of defendant filed.

May 3, 1991, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

May 9, 1991 **DIVORCE DECREE FILED.**

AND NOW, May 9, 1991, it is ordered and decreed that Mark Weindorf, plaintiff, and Barbara Jean Weindorf, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

May 29, 1991 Notice of Electon to Retake Maiden name filed, to be known as Barbara Jean MacLeod.

1990

Brian J. Lindsay

917.

Watts, Pepicelli,
Youngs & Youngs, PC
Christopher J. Youngs

2/25/91 Recd $67.50
From Defendant
Rec'd 3-1-91
$67.50
Vivian Stoltz

ROBIN HANNOLD

vs.

TERRY M.HANNOLD

Filed Sept 24, 1990
At 12:02 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Mediation costs	135.00
John Fuller, Mediator.	

COMPLAINT FOR SHARED LEGAL AND PERMANENT PHYSICAL CUSTODY

1 copy (atty)
1 copy (mediator)

NOTICE AND ORDER TO APPEAR:

You, Terry M. Hannold, Defendant have been sued in court to obtain custody, partial custody or visitation of the children: Tanner C. Hannold, born July 1, 1981 and Travis K. Hannold, born aug. 9, 1983.

You are ordered to appear in person at such time and place as will be determined by the Mediator: JOHN FULLER, for a mediation conference.

If you fail to appear in person at such time and place as will be determined by the mediation an order for custody partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Assoc. Ser. tothe Pub. Committee c/o Prothonotary Office, Crawford CountyCourthouse, Meadville, Pa. 16335, 814 724-4636.

Sept. 24, 1990, BY THE COURT,
P. R. Thomas, S.J.

Oct. 8, 1990 Verification of Service filed. I, Leroy Chaney, Constable, do hereby verify that I did on the 3rd day of Oct., 1990, at 8:15 P.M. personally serve the above named Defendant, Terry M. Hannold, with a true and correct copy of the complaint filed at the above term and number. I make this verification with notice that willful false statements made herein are subject to the penalties of perjury under §4904 of the PA Crimes Code, relating to unsworn falsification to authorities.

LeRoy Chaney, Constable

Oct. 9, 1990 Appearance of Watts, Pepicelli, Youngs & Youngs,PC by Christopher J. Youngs for Defendant filed.

Nov 27, 1990 Defendant's Counter-Complaint for Custody filed.

Jan. 31, 1991 Order filed. AND NOW, Jan. 30, 1991, after mediation conference before JOhn Fuller, Esquire, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Tanner Hannold and Travis Hannold shall be shared between the mother, Robin Hannold, and the father Terry M. Hannold, that is, each parent shall be entitled to take part fully in important decisions affecting t he children such as the children's education, medical treatment and religious instruction and each parent shall be entitled to full access to school records, medical records and other important records.

II. Physical custody of Tanner Hannold and Travis Hannold shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody every weekend, commenc ing February 1, 1991, from 6:30 p.m. Friday evening until 7:00 p.m. Sunday evening.

B. The father shall be entitled to visit and take the children into his custody every Monday evening and every Tuesday evening from 6:00 p.m. until 9:00 p.m., while the mother is attending Vo-Tech school. When the mother's course of instruction at Vo-Tech school is completed, the father's visitation rights shall be every Tuesday evening from 6:00 p.m. until 9:00 p.m., but the father shall not be entitled to custody of the children on Monday evenings.

C. Holidays shall be defined as Thanksgiving, Christmas, Easter and Halloween. The children shall spend all holidays with their father and shall spend Christmas Eve until 10:00 p.m. with their father. The children shall be in the custody of their mother from 10:00 p.m. Christmas Eve and all of Christmas Day.

D. Beginning with the Summer of 1991, the father shall be entitled to have the children in his custody for an extended period of time, not to exceed thirty (30) days if the father either has vacation, or is laid off for any period of time. The father shall give the mother reasonable notice of any time that he intends to have the children in his custody for such extended Summer vacation.

E. Transportation of the c hildren on weekends, weeknights, holidays and Summer vacation shall be the responsibility of the father.

F. Neither mother nor father shall say or do anything in an attempt to turn the children against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the children towards both parents.

G. Neither mother nor father shall expose the children to any person or situation which may be harmful to the children's health or well being.

H. Both parents agree to inform the other immediately of any illness or injury regarding one or both of the children and both parents agree to furnish the other with a current telephone number.

III.This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof.

IV. Cost of the mediation conference shall be divided with the father paying one-half of the cost thereof and the remaining one-half to be paid by Crawford County.

Gordon R. Miller, Judge.

Feb. 4, 1991 copies of order to Brian Lindsay, Christopher J. Youngs, John Fuller, plaintiff and defendant.

1990

Jack H. Kudzma

918.

SHARON L. McCARTNEY

vs.

RITA P. MASON

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Oct. 24, 1990, Writ Returned. SERVED Rita P. Mason on Oct. 5, 1990, personally, at 3:24 p.m. at her residence, R. D. #4, Rt. 98, Meadville, Crawford County Pa.
So answers, Robert M. Stevens, dep. sheriff
Howard N. Stewart, Sheriff

Sept. 27, 1991 Complaint in Civil Action filed. 1 copy (atty)

Dec. 17, 1991 Upon Praecipe of plaintiff attorney, this case marked settled and discontinued.

Filed Sept 25, 1990
@ 1:09 p.m.

Tax & Entry Paid	$50.50
State paid	5.00
Sheriffs costs	21.00
Pro Co. pd 12/20/91	6.00

1990

William J. Gregg

919.

DAVID E. ANDERSON

vs.

JANET R. ANDERSON

Filed Sept 25, 1990
@ 1:30 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co pd 6/25/91	9.00
State paid 6/25/91	10.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE

1 copy (atty)

Oct. 2, 1990 Affidavit of Service filed. WILLIAM J. GREGG ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are or true and correct to the best of his knowledge, information and belief:

1. That the Affiant is the attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Janet R. Anderson, on September 25, 1990.
3. The registered mail was sent to Janet R. Anderson, 427 Fairmont Avenue, Meadville, Pennsylvania 16335. The sender's reciept is attached hereto.
4. That the Defendant received said registered mail on September 26, 1990. Said Return Receipt card P 076 254 178 is attached hereto, signed by Janet Anderson, and made a part hereof.

William J. Gregg

Apr. 30, 1991, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

May 10, 1991 Affidavit of Service filed. WILLIAM J. GREGG, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:

1. That the affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Plaintiff's Affidavit was sent by registered mail to the Defendant, Janet R. Anderson, on April 30, 1001.
3. The registered mail was sent to Janet R. Anderson a 427 Fairmont Avenue, Meadville, PA 16335. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on May 6, 1991. Said Return Receipt card P 8r48 678 400 is attached hereto, saigned by Janet Anderson and made a part hereof.

William J. Gregg

June 4, 1991 Affidavit of Service filed. William J. Gregg, Esq. being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Notice of Intention to Request Entry of Divorce Decree and Defendant's Counter-Affidavit were sent by certified mail to the Defendant, Janet Anderson, on May 30, 1991.
3. The registered mail was sent to Janet R. Anderson at 427 Fairmont Avenue , Meadville, PA. 16335. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on May 31, 1991. Said Return Receipt card P 848 678 909 is attached hereto, signed by Janet R. Anderson and made a part hereof.

William J. Gregg, Esq.

June 21, 1991 Upon praecipe of Plaintiff Attorney For Review Under §201(d) of the Divorce Code, this case moved to Court.

July 1, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, June 26, 1991, it is ordered and decreed that DAVID E. ANDERSON, plaintiff and JANET R. ANDERSON, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas,

1990

William J. Gregg

920.

Prather, Prather & Pineo
Mark D. Prather
for dfts. Klinginsmith

MARY JANE SCHELL

vs.

KARL K. KLINGINSMITH AND MARY L. KLINGINSMITH, HIS WIFE, AND EDWARD G. PREBOR AND SYLVIA A. PREBOR, HIS WIFE

Filed Sept 25, 1990
@ 1:33 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Sheriff's costs	88.16

COMPLAINT IN ACTION TO QUIET TITLE

2 copies (sheriff)

Nov. 9, 1990 Sherifff's Return filed. Personally appeared before me, Robert Barner a Deputy for Eugene L. Coon, Sheriff of Allegheny County and in the Commonwealth of Pennsylvania, who being duly sworn accor ding to law, deposes and says that he made diligent search and inquiry for Edward G. Prebor at 504 Delaware Ave. Apt. #2 Oakmont, Pennsylvania, and elsewhere on the 15 day of Oct., A.D. 1990, up to an dincluding the 24 day of Oct. A.D. 1990, and was unable to find the said Deft. - no service - never home. anywhere wherein the said County of Allegheny, Pennsylvania.
So answers, Robert Barner, Deputy Sheriff
Eugene L. Coon, Sheriff

Personally appeared before me, Robert Barner a Deputy for Eugene L. Coon, Sheriff of Allegheny County and in the Commonwealth of pennsylvania, who being duly sworn according to law, deposes and says that he made diligent search and inquirty for Sylvia A. Prebor at 504 Delaware AVe. Apt. #2, Oakmont, Pennsylvania, and elsewhere on the 15 day of Oct., A.D. 1990, up to and including the 24 day of Oct. A.D. 1990, and was unable to find the said Deft. No service - never home anywhere within the said County of Allegheny, Pennsylvania.
So answers, Robert Barner, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED Karl K. Klinginsmith personally on October 11, 1990 at 3:55 pm at his residence, Rt. 18, East Side, Conneaut Lake, Crawford County, PA 16316
SERVED Mary L. Klinginsmith on October 11, 1990 at 3:56 pm by handing copy of Action to Quiet Title to Karl K. Klinginsmith, her husband, at their residence, Rt 18, East Side, Conneaut Lake, PA 16316.
Not Found as to Edward G. Prebor as per Affidavit received from Sheriff of Allegheny County, PA and hereto attached.
Not Found as to Sylvaia A. Prebor as per Affidavit received from Sheriff of Allegheny County, PA and hereto attached.
So answers, Robert M. STevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 7, 1991 Answer Containing New Matter filed.

Nov. 18, 1991 Certificate of Readiness filed.

ON TRIAL LIST FOR FEBRUARY 1991

Feb. 18, 1992 ASSIGNMENT OF DATE FOR NONJURY TRIAL filed. Feb. 14, 1992: Nonjury trial in the above case is hereby set for Apr. 9, 1992, at 9:00 a.m., in Courtroom No. 2.
FOR THE COURT,
Imogene Yetman

Feb. 21, 1992 copy in box for M. Prather & W. Gregg

Sept. 29, 1992 Order Filed. AND NOW, September 28, 1992, these cases are stricken from the trial list as they were settled and Consent Orders entered on a prior occasion.
BY ORDER OF THE COURT,
Gordon R. Miller, P. J.

Oct. 5, 1992 Copy of the order to Attys: Lindsay, Spataro, Miller, Gregg & Prather

1990

Bettie J. Peterson-Muth

921.

CAROL M. DENNIS

vs.

CECIL K. DENNIS

Filed Sept. 25, 1990
@ 3:42 p.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro co Bd 11/27/91	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 23, 1991, Complaint reissued.

Oct. 22, 1991, Affidavit of Service by mail filed. Bettie J. Peterson-muth, Esq. being duly sworn according to law, deposes and says that she is the atty. for the plaintiff, and that she did mail a true and correct copy fo the reissued complaint in divorce filed in above matter (reissued 9/23/91) by cert. mail, ret. rec. requested, deliver to addressee only, to the defendant Cecil k. dennis, on Sept. 24, 1991 at his last known address, R. D. #4, titusville, Crawford County, Pa. 16354. The signed receipt is attached hereto as Ex. "A". Betty Peterson-Muth

Oct. 30, 1991 Affidavit of Consent of plaintiff filed.

Oct. 30, 1991 Affidavit of Consent of defendant filed.

Oct. 30, 1991 Upon praecipe of plaintiff aTTORNEY, to transmit the record this case moved to court.

Nov. 14, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, November 14, 1991, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between **CAROL M. DENNIS and CECIL K. DENNIS** is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Gordon R. Miller, J

372

1990

Donald E. Lewis

922.

R. Charles Thomas

PETER J. SIMONETTA

vs.

BECKY SIMONETTA

Filed Sept 25, 1990
@ 3:49 p.m.

Tax & entry Paid	$50.50
STate paid	5.00
Sheriff's costs	25.00

COMPLAINT IN EJECTMENT

1 copy (sheriff)

Oct 23, 1990 Sheriff's Return filed: SERVED Becky Simonetta personally on October 2, 1990 at 10:19 a.m. at Sheriff's Office, Crawford County Courthouse, Meadville, Pa.

So answers, Carole Stefanucci, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov 1, 1990 Answer filed.

1990

Ferguson & Spataro
Douglas W. Ferguson

923.

Harry Tyrone Simpson Fink, pro se

M. Dan Mason
for defendants

EUGENE DUFFY t/a
SOUSA REAL ESTATE

vs.

HARRY TYRONE SIMPSON FINK
AND DOROTHY FRANCES FINK

Filed Sept 25, 1990
@ 4:13 p.m.

Tax & entry paid	$50.50
State paid	5.00
Sheriff's Costs	32.72
Pro Co. PD 11-7-90	9.00
Pro Co. pd 8-1-91	9.00
Appeal pd. 8/28/91	30.00
state pd, 8/28/91	5.00
Sat. Pd 9/23/91-	#5.00
Exemp. of record 1-28-98	10.00

COMPLAINT

2 copies (sheriff)

Oct. 10, 1990 Answer To Complaint filed.

Oct 23, 1990 Sheriff's Return filed: I accept service of the Complaint AD 1990-923 on behalf of Dorothy Frances Fink and certify that I am authorized to do so.
10-3-90 Signature Illegible, Defendant or authorized agent
SERVED Harry Tyrone Simpson Fink personally on October 3, 1990 at 11:10 a.m. at Sheriff's Office, Crawford County Courthouse, Meadville, Pa 16335.
SERVED Dorothy Frances Fink on October 3, 1990 at 11:11 a.m. by serviang her authorized agent, Harry Tyone Simpson Fink, at Sheriff's Office, Crawford County Courthouse, Meadville, Pa 16335. Signed Acceptance of Service attached.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 7, 1990 , 9:51 AM, AND NOW upon Praecipe of Plaintiff Attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure of the Defendants to file a responsive pleading and damages are assessed as follows: Principal balance due, Six Thousand Seven Hundred Fifty and 00/100 Dollars plus costs of suit and interest at 6% per annum from Aug. 21, 1990.

F-43,S-83
Judgment entered 11-7-90.

Debt $6,750.00
Interest at 6% per annum from 8/21/90.
Judgment
James F. Simmons, Pro.

Dec. 14, 1990, Certificate of REadiness for Placement on Civil Trial List filed.

ON TRIAL LIST FOR FEBRUARY 1991

Jan. 28, 1991 AND NOW, Jan. 28, 1991, on motion of the Defendant pro se to continue this case to the April term of civil trials so that he may obtain counsel, which said motion was opposed by the Plaintiff, said motion is GRANTED. This case shall be tried in the April, 1991 term of civil jury trials and will not be continued at the request of the Defendant for any reason whatsoever.

By Order Of The Court,
Gordon R. Miller, P.J.

Jan. 30, 1991 Copy of Order to Atty. Douglas Ferguson, and Defendant.

ON TRIAL LIST FOR APRIL 1991

Mar. 6, 1991 Petition To Strike Off Default Judgment As To Defendant, Dorothy Frances Fink and Request To File Amended Answer, New Matter and Counterclaim As To Defendant, Harry Tyrone Simpson Fink and Order filed. AND NOW, this 6th day of March, 1991, upon consideration of Defendant's Petition, the Plaintiff is hereby ORDERED to show cause why the aforesaid judgment should not be striken and the defendant, Dorothy Frances Fink, be permitted to plead to the Complaint or in the alternative, file an Amended Answer, New Matter and Counterclaim; and Defendant, Harry Tyrone Simpson Fink, be permitted to file an Amended Answer to the Complaint. A hearing is hereby scheduled for April 2, 1991, at 3:30 p.m. i ncourtroom #1.

BY THE COURT,
Gordon R. MIller, J

Mar. 7, 1991 Copies of order put in Douglas Ferguson and Dan Mason's box.

Apr 3, 1991 Answer to Complaint, New Matter and Counterclaim filed.

Apr 3, 1991 Order filed: AND NOW, April 2, 1991 at a hearing on the petition by Dorothy Frances Fink to strike off the default judgment as to her is granted, and the request of Harry Tyrone Simpson Fink to file an amended answer, new matter, and counterclaim as to him is also granted, and the papers that are on file in this case concerning both of these defendants will be considered to be the proper papers to answer and defend this case, and the case is ready for trial. If the Plaintiff wants to request a continuance, it will be granted.

BY ORDER OF THE COURT,
James B. Dwyer, S.J.

Apr 3, 1991 Copies put in Attys. boxes.

Apr. 5, 1991, Reply to New Matter filed, and Answer to Counterclaim. 1 copy (atty)

V E R D I C T

AND NOW, April 8, 1991 Jury selected and sworn as follows: 1. John Shartle, 2. Rose M. Rearick, 3. Donald W. Peterson, 4. Keith Dellamedaglia, 5. Stanley Sowrey, 6. Alfred J. LaTour, 7. Homer Staub, 8. Betty Bossard, 9. Judy Huff J. Vandervort, 11. Carl Shabica, 12. Fred W. Shaffer, Jr. twelve good and lawful persons who upon their solemn oaths which they have taken, at at least 10 of them say April 9, 1991 @ 3:15 p.m they find for the Plaintiff, Eugene Duffy and Sousa Real Estate in the amount of $6,750.00.
F/ 83, 43

Homer O. Staub, foreman

April 9, 1991 Exhibits filed with papers.

Apr 10, 1991 Order filed: AND NOW, April 9, after oral argument outside the hearing of the jury, the plaintiff's motion for compulsory non-suit as to the defendant's counterclaim is GRANTED, and therefore, we will not submit the defendants' counterclaim to the jury.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

April 11, 1991 Copies of order put in Attys Ferguson and Mason's boxes.

April 12, 1991 Molded Verdict filed: AND NOW, April 9, 1991 after the jury returned a verdict in favor of the plaintiff and against the defendant and awarded the plaintiff $6,750.00 as a real estate broker's commission the court, on oral motion of the plainiff, hereby molds the verdict by adding prejudgment interest at the rate of six (6%) per cent per annum from August 21, 1990. That is the date that the court deems the broker's commission should have been paid, at the very latest, since the parties had a reasonable time after the closing date within which to close.

For authority for this action see: Gold & Co., Inc. V. Northeast Theater Corporation, 281 Pa. Super. 69, 421 A.2nd 1151 (1980); Verner v Shaffer, 347 Pa. Super. 206, 500 A 2nd 479 (1985); Restatement (Second) of Contracts, Section 354

BY THE COURT
Gordon R. Miller

Apr 12, 1991 Copies given to Counsel.
Apr 12, 1991 Plaintiff's Points for Charge filed.

Continued in margin.....

RECORD Continued on PAGE 687
SEE Vol. 3

1990

James W. Granat

924.

ALMON G. JOHNSTON, JR.
AND DOROTHY J. JOHNSTON

vs.

WILTHA N. LUCE, HER HEIRS
AND SUCCESSORS

Filed Sept 25, 1990
@ 4:26 p.m.

Tax & entry Paid $50.50
State paid 5.00
Pro Co pd. 12/18/90- 9.00

COMPLAINT IN ACTION TO QUIET TITLE

3 copies (atty)

Sept 26, 1990, Motion for Publication, Affidavit Pursuant to Pennsylvania Rule of Civil Procedure No. 430, and Order for Publication filed. AND NOW, to wit, this 26 day of Sept. 1990 upon consideration of the foregoing Motion, the Plaintiff is hereby granted leave to make service of the complaint on the defendants, Wiltha N. Luce, her heirs, executors, administrators and assigns, and any persons claiming by or through them by publication once in the Crawford County Legal Journal and once in the Meadville Tribune, a newspaper of general circulation in Crawford County, Pa.

BY THE COURT,
P. Richard Thomas, S.J.

Sept. 26, 1990, copy of order to J. Granat, Esq

Nov. 16, 1990 Motion For Entry of Final Decree, Affidavit and Final Decree filed. AND NOW, November 16, 1990, upon presentation of the foregoing Motion, and after due consideration thereof. IT IS HER EBY ORDERED, ADJUDGED AND DECREED that the defendant, Wiltha N. Luce, her heirs, executors, administrators and assigns, and any person claiming by or through them, are forever barred from asserting any right, title, lien or interest in the land described in paragraph No. 3 of the Complaint in the above-entitled case inconsistent with the interest of the Plaintiffs as set forth in the Complaint, provided, however, that this decree shall become final only, if the defendants, or any of them, fail to take any action as is herein directed within thirty (30) days from the date of this decree; IT IS FURTHER ORDERED AND DIRECTED that if no petition to open this judgment or to set aside this Order and Decree is presented by the defendants, or within thirty (30) days from and after the entry of this Order, the same shall become final, and if no such action is taken within said thirty (30) day period, the Prothonotary on Praecipe of the Plaintiffs shall entr final judgment.

BY THE COURT,
Gordon r. Miller, J

Nov. 21, 1990 Copy of order put in James Granat's box.
@ 4:24 p.m.,

Dec. 17, 1990, Upon praecipe of plaintiff attorney, Final Judgment is hereby entered in favor of the plaintiffs and against the defendants pursuant to the final decree of this court dated Nov. 16, 1990.

Judgment entered - 12/17/90
L - 176

FINAL JUDGMENT
James F. Simmons,
Prothonotary

1990

Barrett & Dratler
Bruce A. Barrett

925.

PURINA MILLS, INC.

vs.

GEORGE DONOVAN, WALTER DONOVAN, NEVA DONOVAN

Filed Sept 26, 1990
@ 10:19 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	44.60
Pro Co Pd 11/16/90	9.00
Sat. Co Paid	5.00

COMPLAINT

3 copies (sheriff)

Oct. 30, 1990 Sheriff's Return filed. SERVED George Donovan personally on October 15, 1990 at 10:25 AM at his residence, RD # 1, Titusville, Crawford County, PA.

SERVED Neva Donovan personally on Oct. 15, 1990 at 10:21 AM at her residence, RD # 1, Titusville, Crawford Co., PA.

SERVED Walter Donovan on Oct. 15, 1990 at 10:20 AM by serving his wife, Neva Donovan, at their rsidence, RD # 1, Titusville, Crawford Co., PA.

So answers,

Robert M. Stevens, Deputy Sheriff
Howrd N. Stewart, Sheriff

And Now, Nov. 16, 1990, upon praecipe of plaintiff attorney with default notice attached, Judgment is hereby entered in favor of plaintiff and against the defendants for want of an answer; damages assessed in the amount of Two Thousand Two Hundred Nineteen and 85/100 Dollars, plus service chgs.
Judgment entered - 11/16/90
D - 73, 173, 123 Debt -- $2,219.85

JUDGMENT
James F. Simmons, Prothonotary

EX1990-108

Jan. 17, 1991, Upon praecipe of plaintiff attorney, the above captioned case is marked satisfied and discontinued of record.

1990

James R. Irwin
Shafer, swick, Bailey,
Irwin & Stack

926.

Recd $150.00 mediation deposit from Pltf.
Rd Pltf med Dep Refund
Ck#7756 $150.00

KEITH E. DAVENPORT

vs.

CYNTHIA O. DAVENPORT

Filed Sept 26, 1990
@ 10:50 a.m.

Tax & entry Paid	$50.50 ✓
2 counts paid	30.00 ✓
State paid	10.00
State paid	15.00
Prv Copd 1-22-91	9.00 ✓
Bruce Smith, Mediator	187.63
Pro Co	9.00

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, CUSTODY

1 copy (atty)

Oct 1, 1990 Stipulation and Consent to Entry of Custody Order and Order filed: AND NOW, this 1 day of October, 1990, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED THAT:

1. Primary physical custody of the parties' two (2) minor children shall be with the natural father.

2. The parties shall share legal custody of the minor children.

3. The natural mother shall have custody of the parties' two (2) minor children each Monday and Tuesday from 2:00 p.m. until 7:00 p.m., during the school year, during the summer vacation from 2:00 p.m. until 8:30 p.m. Additionally, the natural mother shall have custody of the two children every other weekend from Friday at 2:00 p.m. until Sunday at 7:00 p.m., during the children's school year, and during the summer vacation visitation shall be extended until Sunday at 8:30 p.m. Said weekend visitations shall commence October 5, 1990.

4. The natural father, Keith Davenport, shall have physical custody of the aforementioned minor children at all other times unless designated in this agreement.

5. Holidays shall be defined as follows: Thanksgiving, Christmas, and Easter.

6. The first holiday visitation period shll be with the father from 8:00 a.m. until 1:00 p.m. and the second holiday visitation period shall be with the mother from 1:00 p.m. until 8:00 p.m.

71. The holiday visitation schedule shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

8. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

9. Neither party shll use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children.

10. Any person transporting the children shall make sure that seat belts or other restrains are used in accordance with the law of Pennsylvania.

11. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

12. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if it were to be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which, this Order shall govern.

13. Except in emergency situations, each party shall give the other at least twenty-four (24) hours notification when he or she will not be exercising a scheduled visitation.

BY THE COURT,
P. Richard Thomas, S.J.

Oct 1, 1990 Copies of order put in Atty Irwin's box.

Jan. 9, 1991 Affidavit of Service filed. I, JAMES R. IRWIN, Esquire, being duly sworn acording to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named defendnat by certified mail, addressee only, return receipt requested, dated September 29, 1990. The Defendant acknowledged service on September 28, 1990 by accepting delivery on that date as evidenced by the attached signed return receipt.

James R. Irwin

Jan. 15, 1991 Affidavit of Consent of Plaintiff filed.

Jan. 22, 1991, Affidavit of Consent of defendant filed.

Jan 22, 1991 Separation and Property Settlement Agreement filed.

Jan 22, 1991 Upon Praecipe of Plaintiff's Attorney for Review Under §201(c) of the Divorce Code, this case is moved to court.

fEb. 5, 1991 **D E C R E E F I L E D .**

1. **DIVORCE:** Upon consideration of the pleadings and affidavits filed in the abovecaptioned case, this Court hereby grants an absolute divorce form the bonds of matrimony to the abovenamed parties, on the grounds that the marriage is irretrievably broken and Ninety (90) days have elapsed f rom the date of filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the entry of a divorce decree, pursuant to Section 201(c) ofthe Pennsylvania divorce Code.

2. **Equitable Property determination and Distribution:** It is ordered and decreed that the marital property of the abovenamed parties shall be divided in accordance with a Separation and Property Settlement Agreement dated September 26, 1990, executed by the parties filed in the Court of Common Pleas of Crawford County, Pennsylvania at the above captioned number and term.

This Agreement, in part, provides that the Plaintiff shall be the sole owner of jointly owned real estate located at RD #1 Box 165, Centerville, Pennsylvania, being the same land conveyed unto the Plaintiff and Defendant by a Quit Claim Deed.

Further, it is ordered and decreed that the division of marital owned personal property shall be made in accordance with Paragraphs 11, and 12 of the Separtion and Property Agreement dated September 26, 1990, which in part, provides;

a) The plaintiff shall be the sole and exclusive of the 1979 Grand Prix and the 1969 GTO, automobiles.

b) Wife shall be the sole and exclusive owner of the 1979 GMC 4-Wheel Drive Pick-up, automobile.

3. **Other Matters:** The Court recognizes that the issue of child custody has been resolve doy a Consent Order entered by this Court at No. A.D. 1990-926.

4. A copy of the Separation and Property Settlement Agreement of the parties, dated September 26, 1990, which sets in further detail the agreement of the parties concerning the matters herien, shall be filed with this Decree in the Prothonotary's Office at the above number and term.

5. No other matters or causes of action provided under the Pennsylvania Divorce Code are reserved by either of the parties.

This Order shall be effective as of this 5th day of February, 1991.

BY ORDER OF THE COURT:
Gordon R. Miller, J

Continued to Page 709
SEE VOL. 3

1990

927.

DEANNA L. KLAKAMP

vs.

FRANK J. KLAKAMP

11/5/90 Recd. $ 37.60
From Defendant

11/5/90 Paid $37.60 To
Howard Stewart, Sheriff
Ck # 5913

Filed Sept 26, 1990
@ 11:59 a.m.

Tax & entry	Pd 11/5/90	$50.50 ✓
State	Pd 11/5/90	5.00
Sheriff's Costs		32.60
Pro Co	Pd 11/6/90	9 00 ✓

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)

TEMPORARY ABUSE ORDER:

And now, this 26 day of Sept. 1990 upon review of the petition of plaintiff, the court enters the following temporary order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff or nay of the minor children named in the petition.

2. Special Conditions: PL is granted exclusive possession of marital residence and exclusive custody of minor child until further order of court.

3. This order may be enforced without a warrant of arrest by any law enforcemnert officer having reasonable ground to believe it has been violated.

4. A copy of this order shall be delivered to the polcie departments in the jurisdiction where the plaintiff resides and to county control.

5. Service of a copy of the petition and this order shall be made upon the defendant by a sheriff, constable, polcie officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an order of court and violation of this order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling onallocation offees and costs.

Hearing is hereby set for Oct 4, 1990 at 3:30 p.m. in C. R. 1 or 2 of the Crawford County Courthouse.

The defendant is advised eh may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Sept. 28, 1990 Sheriff's Return filed. SERVED Frank J. Klakamp personally on September 26, 1990 at 3:25 PM at his residence, 409 N. Franklin Street, Titusville, Crawford County, PA. So answers,

Robert M. Stevens, Deputy SHer;iff
Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sheriff

Oct. 8, 1990 Motion To Continue and Order filed. AND NOW, this 8 day of October, 1990, the motion to continue generally the above hearing is granted. The temporary abuse order entered September 26, 1990, is continuned until the stipulated order agreed by the aprties is entered. Either party may request a date certain for hearing. P. Richard Thomas, S.J.

Oct. 9, 1990 Copy of orde rmailed to Ann Hansen Gamble

Oct. 15, 1990 Stipulation and Order filed. AND NOW, this 11 day of October, 1990 upon consideration of the foregoing Stipulation of the parties, Court enters the following Order:

1. Although the Defendant neither admits nor denies the allegations set forth in the Plaintiff's Petition for Emergency Relief under Protection from Abuse Act, the Defendant shall not assault, abuse, harass, or threaten th ePlaintiff or any ofthe minor children named in Plaintiff's petition. Further, the defendant shall not communicate with the Plaintiff by telephone provided, however, the Defendant may one time each weekend telephone the Plaintiff's residence for the purpose of speaking to the parties' minor child.

2. The Defendant shallhave exclusive possession ofthe parties' residence located at 409 North Franklin Street, Titusville, Pennsylvania on and after October 12, 1990.

3. The Plaintiff shall have temporary custody ofthe parties minor child, Jennifer L. Klakamp pending further agreement of the parties or Order of Court. The Defendant shallhave temporary physical custody privileges each Tuesday and Wednesday commencing at 3:00 p .m. and ending at 6:00 p.m. The Defendant shall be responsible to provide the transportation for the commencement of his temporary custody and the Plaintiff shall be responsible for providing the transportation for the transfer of custoyd at the end of the Defendant's custody period. The parties shall give each other reasonable notice ofthe place for the transfer of custody.

4. The defnedant shall pay the costs in the above matter within thirty days.

5. The within Order shall remain in full force and effect for a period of one year frmthe dte hereof.

6. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.

7. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

BY THE COURT,
Robert L. Walker, S.J.

Oct. 16, 1990 Copies of order mailed to Ann Gamble, Joseph Barnhart and Deefendant and copy put in County Control's box.

1990

Michael Halliday

928.

Thomas, Truax, Spadafore, Vardaro & Walker
~~Anthony J. Vardaro~~
withdrawn

DENNIS H. SHAFFER

vs.

JOHN BELFIORE, SR.

Filed Sept 26, 1990
@ 2:02 p.m

tax & entry Paid $50.25 ✓
State paid 5.00

APPEAL OF PLAINTIFF FROM JDUGMENT OF ROBERT J. LEONHART, MAGISTERIAL DISTRICT 30-3-03

Sept. 28, 1990 Proof of Service filed.

Oct. 16, 1990, Complaint in Civil Action filed.

Dec. 28, 1990 Answer filed.

Dec 20, 1991 Motion to Withdraw Appearance and Order filed: AND NOW, this 20 day of Dec., 1991, upon consideration of the foregoing Motion, Anthony J. Vardaro, Esquire, is permitted to withdraw his appearance on behalf of the Defendant, John Belfiore, Sr. BY THE COURT, P. R. Thomas , S.J.

Dec 31, 1991 Copies of order put in Atty. Vardaro's box and copy mailed to Atty. Halliday.

1990

929.

NANCY DIETZ

vs.

LEE ANTHONY CHAKLOS AND
PAM CHAKLOS

Filed Sept. 26, 1990
@ 3:20 p.m.

Tax & entry Paid $50.25
State paid 5.00

APPEAL OF DEFENDANT FROM JDUGMENT OF ROBERT J. LEONHART, MAGISTERIAL DISTRICT 30-3-03

Sept 26, 1990, Rule entered upon plaintiff to file complaint issued.

Oct. 1, 1990 Proof of Service filed.

1990

Cusick, Madden, Joyce & McKay
Peter C. Acker

930.

Jorden and White
William T. Jorden

Robert Yeatts
for Ivor J. Lee, Inc.

BANK OF NEW ENGLAND, (N.A.), SUCCESSOR TO PATRIOT BANK, NATIONAL ASSOCIATION

vs.

ROBERT F. LILLY AND ROBERT LILLY AND MARTHA B. LILLY, HUSBAND AND WIFE, TERRE TENANTS

Filed Sept. 27, 1990
@ 11:11 a.m.

Tax & entry paid $50.50
State paid 5.00
Sheriff's costs 39.52

Pro Co Pd 11-8-90 9.00
Pro Co Pd 1/16/91 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

5 copies (sheriff)

Oct 23, 1990 Sheriff's Return filed: SERVED Robert Lilly personally on October 1, 1990 at 11:10 AM at his residence, R.D.#1, Conneaut Lake, Crawford County, Pa.

SERVED Martha B: Lilly on October 1, 1990 at 11:11 A.M. by serving her husband, Robert Lilly at their residence, R.D.#1, Conneaut Lake, Crawford County, Pa.

Certified Mail set to Robert F. Lilly, c/o Amy West, Perkins Cove, Oquonit, Main, 03907 was returned marked "unclaimed". Return letter attached.

Certified Mail was sent to Robert F. Lilly, 120 Fulton St., Boston, Mass, was returned marked "Forward Address Expired". Returned letter attached.

So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 24, 1990, Default Notice filed.

Oct. 30, 1990 Motion For Special Order Directing Method of Service filed.

Oct. 30, 1990 Special Order Directing The Method Of Service filed. AND NOW, this 30 day of Oct., 1990, upon consideration of plaintiffs' Motion for a Special Order directing the Method of Service pursuant to Rule 430 of the Pennsylvania Rules of Civil Procedure, it is HEREBY ORDERED AND DECREED that plaintiff may service process by publication under Rule 430(b) and that plaintiff shall also serve process upon defendant Robert S. Lilly at his last known present whereabout in Ogunquit, Maine by regular mail.

BY THE COURT,
P. Richard Thomas, S.J.

Nov. 1, 1990 Copy of order mailed to Peter Acker

AND NOW, November 8, 1990 @ 11:55 A.M. Upon Praecipe of Plaintiff's Attorney with notice of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants, Robert Lilly and Martha B. Lilly, terre tenants, ONLY, for failure to file and Answer, and the same is liquidated as follows:
Principal, Seven Hundred Twenty-one Thousand, Four Hundred Sixty-one and 08/100 Dollars; Interest through August 14, 1990, Three Hundred Seventeen Thousand, Six Hundred Thirty-eight and 56/100 Dollars; Attorneys Commission, One Hundred Fifty-five Thousand, Eight Hundred Sixty-four and 95/100; TOTAL One Million One Hundred Ninety-four Thousand, Nine Hundred Sixty-four and 59/100 Dollars
L-141, 235

Debt.....$1,194,964.59
JUDGMENT
James F. Simmons
Prothonotary

11-8-90 Judgment entered.

Dec 12, 1990 Affidavit of Service filed: Peter C. Acker, being duly sworn according to law, hereby deposes and states that he has personal knowledge of the following facts:

1. Affiant is counsel for plaintiff in the above captioned matter.

2. By Special Order Directing the Method of Service dated October 30, 1990, plaintiff was ordered to serve process upon defendant Robert F. Lilly by publication under Rule 430(b) and also by regular mail at said defendant's last known whereabouts in Ogunquit, Maine.

3. By letter dated November 7, 1990, a copy of which is attached hereto as Exhibit "A", affiant placed in the United States Postal System, first class postage prepaid along with a second copy in the United States Postal System, first class postage pre-paid, certified mail, a true and correct copy of the Order of November 30, 1990 and of the Complaint in Mortgage Foreclosure and a copy of the Legal Notice.

4. The correspondence sent by regular mail was never returned but the correspondence sent by certified mail was returned unclaimed after first notice of November 13, 1990, secod notice of November 16, 1990 and a return on November 28, 1990. A copy of the front of said envelope is attached hereto as Exhibit "B:.

5. Publication of the Legal Notice occurred in the Meadville Tribune on November 13, 1990. A copy of the Proof of Publication is attached hereto as Exhibit "C".

6. Publication of the notice occured in the Crawford County Legal Journal on November 21, 1990. A copy of the Proof of Publication is attached hereto as Exhibit "D".

7. Service of process was complete upon defendant Robert F. Lilly not later than November 21, 1990.

The above stated facts are true and correct to the best of affiant's information, knowledge and belief. Peter C. Acker

Dec. 14, 1990, Default Notice filed.

AND NOW, Jan 9, 1991 @ 11:28 A.M. Upon Praecipe of Plaintiff's Attorney with notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant, ROBERT F. LILLY, only, for failure to file and Answers and the same is liquidated in the amount as follows: Principal Seven Hundred Twenty-one Thousand Four Hundred Sixty-one and 08/100 Dollars, Interest through August 14, 1990 Three Hundred Seventeen Thousand Six Hundred Thirty-eight and 56/100 Dollars, Attorney's commission, One Hundred Fifty-five Thousand Eight Hundred Sixty-four and 95/100 Dollars, TOTAL One Million One Hundred Ninety-four Thousand Nine Hundred Sixty-four and 59/100 dollars.
L-141

Debt.....$1,194,964.59
JUDGMENT
James F. Simmons
Prothonotary

Continued on Page 380a

EX 1991-9

March 20, 1991 Appearance of Jorden and White by William T. Jorden, Attorney for Robert Lilly and Martha Lilly filed.

BANK OF NEW ENGLAND (N.A)
Successor to PATRIOT BANK,
NATIONAL ASSOCIATION

VS.

ROBERT F. LILLY AND ROBERT
LILLY and MARTHA B. LILLY,
husband and wife, terre tenants

****

RECORD CONTINUED FROM PAGE 380

of

AD 1990-930

****

April 2, 1991 Joinder for Stay of Execution filed.

Apr 2, 1991 Application for Stay of Execution filed.

April 2, 1991 Order filed: AND NOW, April 1, 1991, upon presentation of an application for stay of execution filed on behalf of the defendants, which is joined in by Ivor J. Lee, Inc. and opposed by the plaintiff hearing and argument on said application shall be held on Wednesday, April 3, 1991 in Courtroom No. 1, 2, or 3, of the Crawford County Courthouse, at 9:30 o'clock a.m. BY THE COURT,
Gordon R. Miller, P.J.

April 2, 1991 Copies of order given to Attys. Jorden, Acker and Yeatts.

Apr. 4, 1991, ORDER OF COURT filed. AND NOW, this 3rd day of Apr. 1991 the Application of Robert Lilly and Martha B. Lilly for a Stay of Execution setting aside the following described Sheriff's Sale is hereby granted. The sheriff Sale hereby stayed was s cheduled to take place at 10:00 a.m. Fri. April 5, 1991. It was advertised by the Sheriff as Sale No. 3 and affecting the following described property, to-wit:

ALL those two pieces or parcels of land with a building thereon situate in Sadsbury Twp. Crawford County, Pa. and known as Lots No. 497 and 498 in the Plan of lots of Conneaut Knolls which said Plan is recorded in Crawford County at Deed Book 253 at Page 598, which property was seized and taken in execution as the property of Robert F. LIlly, and Robert Lilly and Martha Lilly, husband and wife, terre tenants, at the suit of the bank of New England, N.A., Successor to Patriot Bank, National Association."

This stay shall continue for so long as the applicants pursue with due diligence, to a final conclusion of record, the action to quiet title and for other equitable relief filed at AD 1988 - 531. Due diligence shall be defined as requiring the applicants to complete all discovery with respect to the AD 1988 - 531 action within sixty (60) days after the answer of the Patriot Bank and/or its successors is filed in that action;, or, upon any stipulation or court ordered enlargement of that idscovery period. The court may extend the sixty (60) day disco very period if the applicatns demonstrate, through no fault of their own, that discovery cannot or will not be completed within the required time period.

The Applicants are ordered to apy to the sheriff of Crawford County all non-reimbursable costs incurred as a result of advertising, and Sheriff's charges pertaining to the sale hereby set aside. Payment to the Sheriff shall be due within ten (10) days.

This Stay Order shall automatically terminate in the event that said costs and charges are not paid within the required period of time. The Bank of New England's lien of execution sahll be preserved unless and until terminated by order of court inthe action at AD 1988 - 531 or by other proceedings.

James B. Dwyer, S. J.

Apr. 5, 1991, copy mailed to Atty. Acker; copy put in box for Atty. Jorden
Apr. 8, 1991, copy mailed to Robert G. Yeatts, Esq.

3806

1990

1990

Specter Law Offices
Robert A. Sambroak, Jr.

931.

DAVID J. STEPHENS

vs.

KRISTINE PADDOCK

Filed Sept 27, 1990
@ 11:24 a.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00
Sheriff's costs	21.00

COMPLAINT

1 copy (sheriff)

Oct. 15, 1990 Sheriff's Return filed. SERVED Kristine M. Paddock, personally with Complaint on Sept. 28, 1990 at her place of employment, The Meadville Tribune, Federal Court, Meadville, PA at 9:47 AM.
So answers,

Robert M. Stevens, Deputy
Howard N. Stewart, Sheriff

1990

Watts, Pepicelli,
Youngs and Youngs PC
Christopher Youngs

932.

JERAULD L. SMITH AND JANE A. SMITH, t/d/b/a AS "SMITTY'S TOWING"

vs.

ASSOCIATES CORPORATION OF NORTH AMERICA

Filed Sept 27, 1990
@ 4:14 p.m.

Tax & entry paid	$50.50
State paid	5.00
Sheriff's Costs	47.00
	6 00

COMPLAINT IN CIVIL ACTION
2 copies (sheriff)

Oct. 26, 1990, Complaint Reinstated.

Nov. 20, 1990, Complaint Reinstated.

Nov 21, 1990 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Robert Barner, who being duly sworn according to law, deposes and says taht on the 9 day of Nov., 1990, at 2:50 p.m. he served Comp. filed at AD 1990-932, Crawford County, Pennsylvania, upon defendant Associates Corp of N. Armica at 13216 Freeport Rd., Location illegible, by making known the contents thereof to Tim Cowan, Asst. Mgr., and handing to and leaving with him the certified copy received from Crawford .

Robert Barner, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED Associates Corporation of North America by deputizing the Sheriff of Allegheny County, Pa as per his Affidavit of Service attached. Served: 11-9-90.

So answers, Howard N. Stewart,
Sheriff Sheriff

1990

Douglas Ferguson

933.

Stephen Hall

PETITION FOR INVOLUNTARY TREATMENT

of

TIMOTHY LEE COLLINS

Filed Sept 28, 1990
@

PETITION FOR INVOLUNTARY TREATMENT
VIA THE CRIMINAL JUSTICE SYSTEM

4 copies (Mr. Dickey MH/MR)
(1 copy Pub. Defender)
(2 copies - Attys)

Sept. 28, 1990, ORDER FOR COMMITMENT:
AND NOW, Sept. 28, 1990, after the filing of an emergency petition for involuntary treatment under the Mental Health Act, the court s cheduled an emergency hearing. It appears the defendant is currently charged with homicide, arson, and companion recklessly endangering offenses, and after arrest, attempted suicide. the defendant apparently has a prior unstable record and the present tentative diagnosis is borderline personality disorder, with secondary causes of alcohol abuse and pyromania.

After a hearing where the defendant was represented by a mental health attorney with a representative from the Public Defender's Office in attendance, the court is satisfied that the defendant is mentally ill, is suicidal, and must be involuntarily treated at the Warren State Hospital

The court is advised that the Warren state Hospital will accept the defendant into their forensic Unit and accordingly, in accord with the Mental Helath A ct, specifically 50 PS 7304 and 7304(g). the court hereby directs the Sheriff of crawford County to transport the defendant forthwith to Warren state Hospital, and the court directs that hebe evaluated and treated, particularly for his current suicidal intentions, with said commitment to be for an inital period of 90 days with the court reser ving the right to extend said commitment, if evaluation is not completed within that time. Upon completion of evaluation and receipt fo the report, the court will entertain a subsequent order directing the defendants's return to crawford County jail.

The Public Defender's Office is directed to represent the defendant in the criminal proceedings whether or not a formal application for representation has been filed.

BY ORDER OF THE COURT,
P. Richard thomas, S.J.

Sept. 28, 1990, copies to D.Ferguson, Stephen Hall and Pub. Defender's Office.

Oct. 5, 1990, Transcript of Proceedings and Testimony Taken at Time of Commitment Hearing filed.

1990

James R. Irwin
Shafer, swick Bailey
Irwin & Stack

934.

TAMMALIE S. SMITH

vs.

JOHN E. SMITH

Filed Sept. 28, 1990
@ 3:08 p.m.

Tax & entry Paid	$50.50
3 counts paid	45.00
State paid	10.00
State paid	20.00
Pro Pd. 6/30/95	9.00

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATON AND DISTRIBUTION, COUNSEL AND EXPERT FEES, ALIMONY, ALIMONY PENDENTE LITE

1 copy (atty)

Feb. 11, 1991, Affidavit of Service filed. I, James R. Irwin Esq. being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy fo the complaint in Divorce cert. by the Prothonotary of Crawford County, Pa. on the above named dft. by cert. mail, addressee only, ret. rec. req. dated Sept. 28, 1990. The defendant acknowledged service on Oct. 2, 1990 by accepting del on that date as evidence by the attached ret. rec. James R. Irwin Esq.

June 30, 1995, Affidavit of Consent of plaintiff filed.

June 30, 1995, Affidavit of Consent of defendant filed.

June 30, 1995, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

July 11, 1995 AND NOW, this 7 day of July, 1995, it is ordered and decreed that TAMMALIE S. SMITH, Plaintiff, and JOHN E. SMITH, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement Agreement dated June 19, 1995, is incorporated herein and made a part hereof and shall be fully enforceable under the provisions of the Divorce Code.

BY ORDER OF THE COURT
Anthony J. Vardaro, J.

1990

Ferguson & Spataro
John F. Spataro

935.

Emil M. spadafore

DENNIS POMPA d/b/a
DENLAWN

vs.

RON HART, d/b/a
HART'S EQUIPMENT

Filed Sept 28, 1990
@ 3:30 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	22.72
Pro.Co. pd 7/1/92	9.00
Pro Co pd 10-15-92	5.00

NON-JURY TRIAL

COMPLAINT

1 copy (sheriff)

Oct. 15, 1990 Sheriff's Return filed. SERVEd Ron Hart,d/b/a Hart's Equipment, personally at his place of business, RD # 2 Route 285, Cochranton, Crawford Co., PA. on Oct. 1, 1990 at 11:50 A.M.
So answers, Robert M. Stevens, Deputy
Howard N. Stewart, Sheriff

Nov. 16, 1990, Answer containing New Matter filed.

May 22, 1991 Reply to New Matter filed.

Oct 22, 1991 Certificate of Readiness filed.

ON FEBRUARY 1992 TRIAL LIST

Feb. 18, 1992 ASSIGNMENT OF DATE FOR NONJURY TRIAL filed. Feb. 14, 1992: Nonjury trial in the above case is hereby set for Apr. 7, 1992, at 9:00 a.m., in Courtroom No. 1. FOR THE COURT,
Imogene Yetman
Feb. 21, 1992 copy in box for J. Spataro & E. Spadafore

Feb. 26, 1992 Motion To Continue and Order filed. AND NOW, this 26 day of February, 1992, upon consideration ofthe foregoing Motion, the hearing previously scheduled for April 7, 1992 at 9:00 a.m. is hereby rescheduled to the 29 day of April, 1992 at 9:00 o'clock a.m. in Courtroom 1 of the Crawford County Courthouse. FOR THE COURT:
Imogenge Yetman, C.A.

Feb. 28, 1992 Copies of order put in box for atty's Spataro and Spadafore

May 1, 1992 ORDER FILED. AND NOW, April 29, 1992 at the close of the non-jury trial, both attorneys waived oral closing arguments and preferred to submit this case on brief or memorandum. Accordingly, each party shall file no later than 4:30 o'clock p.m. on Friday, May 8, 1992 and thereafter, the Court shall decide this matter as soon thereafter as possible.
BY ORDER OF THE COURT,
GordonR. Miller,P. J.
May 1, 1992 copy of the Order to: John F. Spataro, Esq. & Emil M.Spadafore, Esq.

* June 5, 1992 MEMORANDU M AND DECISION FILED. (See Below*)
June 5, 1992 Copies put in Attys. Spataro & Spadafore's Boxes.

* June 5, 1992 Memorandum and Decision filed. AND NOW, June 3, 1992, after a nonjury trial the Court hereby renders its decision and finds in favor of the plaintiff and against the defendant and, furthermore, awards the plaintiff the following damages:

Tractor repair	$2,172.64
Pompa lost time (35 hrsx25.00)	875.00
Pompa mileage (843 miles x $.27)	227.61
Tractor Rental	200.00
Total Award	$3,475.25

BY ORDER OF COURT
Gordon R. Miller, P. J.

July 1, 1992 AND NOW, July 1, 1992 at 4:22 P.M. praecipe of John F.Spataro, Esquire, judgment is hereby entered upon the verdict, in favor of the plaintiff and against the defendant.

H-144 - 184
Judgment entered July 1, 1992

Barbara H. King
Prothonotary

July 9, 1992 Exhibits filed.

Ex 1992-68

Oct 15, 1992 Upon praecipe of Plaintiff attorney the above action is satisfied of record.

1990

Watts, Pepicelli,
Youngs and Youngs PC
Theodore H. Watts

936.

SANRAY CORPORATION

vs.

TITUSVILLE FORD-LINCOLN-MERCURY, INC., FORMERLY DICK BROWN FORD, INC.

Filed Sept 28, 1990
@ 4:03 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co pd 3/14/91	9.00

COMPLAINT

1 copy (atty)

Oct. 2, 1990 Affidavit of Service filed. Theodore H. watts, being duly sworn according to law, deposes and says that he served a cert. copy of the complaint filed in above matter on James E. Gray, Pres. of Titusville Ford-Lincoln-Mercury, Inc. the dft., by cert. mail, restricted delivery, No P 966 070 178, posted on Sept. 28, 1990, and received by Dft. on Oct. 1, 1990, as evidenced by the ret. rec. card and receipt for cert. mail attached hereto as Exhibit A. Theodore H. watts, Esq.

Feb. 11, 1991 Certificate of Service filed. Theodore H. Watts, Esq. hereby certifies that he is the attorney for the plaintiff Sanray Corporation in the with in action and that a notice was sent to James Gray, Hunters Sq. Suite 3, 8700 East Market St. Warren, Oh 44484 Nov. 13, 1990 by cert. mail, ret. rec. req. addressee only and received by him on Nov. 16, 1990. The rec. for cert. mial and the ret. rec. are attached hereto as Ex. 1. Theodore H. watts, Esq.

And Now, Mar. 14, 1991 at 4:01 PM upon praecipe of plaintiffs attorney, with Notice of Intention To File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Seven Hundred Ninety-One and 75/100 plus interest and cost of suit.

T-185
judgment entered 3/14/91

Debt $791.75
Judgment
James F. Simmons
Prothonotary

EX 1991 - 26

1990

937.

PETITION FOR INVOLUNTARY TREATMENT

of

MARY JANE LEVETO

Filed Sept. 28, 1990
@ 4:05 P.M.

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 & 305)

Oct. 3, 1990, Report of Mental Health Review Officer, Recommendation, and Order filed. ORDER: AND NOW, this 3rd day of Oct. 1990, upon consideration of the petition filed at the above no. and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED AND DIRECTED that the said Mary Jan Leveto be committed to Warren State Hosp. for treatment for a period not to exceed 90 days.

BY THE COURT,
P. Richard thomas, S.J.

Oct. 3, 1990, copies to MH/MR, (one certified for WSH)

Dec. 5, 1990 Report of Mental Health Review Officer and Order filed. AND NOW, this 5th of December, 1990, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Mary Jane Leveto, be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

BY THE COURT, P. Richard Thomas, S.J.

Dec. 7, 1990 copies of order to Bruce Barrett, W.S.H. and MH/MR

June 11, 1991, Application for Extended Involuntary Treatment filed.

June 27, 1991 Report of Mental Health Review Officer and Order filed. AND NOW, this 26 of June, 1991, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is herebay ORDERED and DIRECTED that the said Mary Jane Leveto be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

BY THE COURT, P. Richard Thomas, S.J.

June 28, 1991 copie to Atty.B.Barrett, W.S.H. and MH/MR

Sept. 4, 1991 Petition For Involuntary Treatment filed.

938.

CHRISTINA STINEDURF

vs.

RICHARD L. HUDDLESON

11/8/90 RECD $ 29.48 FROM DEFENDANT

11/8/90 PAID $ 29.48 TO HOWARD STEWART, SHERIFF
CK # 5917

Filed Oct. 1, 1990
@ 10:57 a.m.

Tax & entry	Pd 11/8/90	$50.50
State	Pd 11/8/90	9.00
Sheriff's Costs		29.48

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy plaintiff
3 copy sheriff

ORDER:

And now, this 1 day of Oct., 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Child Richard shall be return to the Plaintiff with all child's clothing & toys - Forthwith

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for Oct. 11, 1990, at 1:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, S.J.

Oct. 4, 1990 Sheriff's Return filed. SERVED Richard L. Huddleson personally on October 2, 190 at 11:39 am at his place of employment, Centerville Hardware, Box 59, centerville, crawford County, PA.
So answers,

James Withers, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct 11, 1990 Order filed: AND NOW, October 11, 1990 after hearing, the following Order is entered:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff in any manner at any time.
2. Custody of the minor child Richard L. Huddleson, Jr. shall be divided between the parties, with the defendant having the child from 6:00 p.m. on Tuesday to 8:00 p.m. Wednesday, and from 6:00 p.m. Friday to 8:00 p.m. Sunday each week. During the continuance of this Order, any subsequent Order entered in a custody proceeding shall terminate this Order.
3. The Defendant shall furnish transportation for such visits to and from the place where the child is residing. The Plaintiff and the child are currently at Horizon House, a shelter facility in Union City, Pennsylvania, but if at any point during the continuance of this Order, the Plaintiff shall move to another residence with the child, she shall immediately notify the Defendant not more than 24 hours after the move has been made.
4. This Order shall continue in full force and effect for a period of 60 days from this date, and the Order shall terminate at that time, including the Order relating to visitation and custody, and it will be incumbent upon the parties during said 60 days to commence and conclude a custody proceeding, which will supersede this temporary order.
5. Any police officer or police department having jurisdiction on the premises shall have the right to enforce this Order in accordance with the Protection from Abuse Act.
6. The Defendant shall pay the record costs in this proceeding within 30 days of this date.

BY ORDER OF THE COURT,
Robert L. Walker, S.J.

Oct 11, 1990 Copies of order mailed to Plaintiff and Atty. Gamble and copy given to Co. Control.

1990

939.

SHERRY L. JAMESON

vs.

JACK JAMESON, JR.

Filed Oct. 1, 1990
@ 2:37 p.m.

Tax & entry Pd 10/5/90 $50.50 ✓
State Pd 10/5/90 - 5.00 ✓
sheriffs costs 21.00
Pro Co Pd 10/5/90 - $5.00 ✓

10/9/90
Sheriff costs
Pd $21.00
#Clk. Acct # 5870
Pd. to
Howard N. Stewart
Sheriff

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy plaintiff
3 copies sheriff

ORDER:

And now, this 1 day of Oct., 19 90, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Plaintiff shall have exclusive occupancy of dwelling house until further order of Court. Defendant may not remove anything from the house except personal clothing untilfurther order of court.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for Oct. 9, 1990, at 3:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, S.J.

Oct. 2, 1990, Sheriffs Return filed. SERVED Jack Jameson Jr. personally on Oct. 2, 1990 at 10:03 a.m. at his residence R. D. #2, Box 420 Meadville, Crawford County, Pa.
So Answers,
Robert M. Stevens, dep. Sheriff
Edgar D. Householder, dep. Sheriff
Howard N. Stewart, sheriff

Oc.t 5, 1990, Upon praecipe of plaintiff, the above captioned case is hereby discontinued of record, costs having been paid.

1990

Kirby L. Boring
Phillips & Galanter PC
~~Gary A. Fabian~~
(withdrawn)
940.

David P. Truax
Thomas, Truax, Spadafore,
Vardaro and Walker

JAY O'DONNELL

vs.

TODD J. JOHNSON

Filed Oct. 1, 1990
@ 3:24 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	19.00
Pro.Co. pd 11/15/93	5.00
Pro Co. pd 12/2/93	1.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

Oct. 23, 1990 Writ Return filed. SERVED Todd J. Johnson by certified Mail at his last known address, 16 Sparewood Drive, Lakewood, NY Lakewood, NY,14750 on October 5, 1990. Return signed receipt attached.
So answers, Howard N. Stewart, Sheriff

Feb. 28, 1991, Upon praecipe of Attys. Gary A. Fabian and Kirby L. Boring, of Phillips and Galanter, appearance of Gary A. Fabian for plaintiff withdrawn; and appearance of Kirby L. Boring attorney for plaintiff entered.

Mar. 15, 1991 Complaint filed.

March 20, 1991 Verification of Service filed. I, Kirby L. Boring, verify that a true and correct copy of the Complaint was served upon counsel for the Defendant, Todd J. Johnson, at his address of 16 Sparewood Drive, Lakewood, New York 14750 on the 16th day of March, 1991, by certified mail, return receipt requested, the original receipt is attached hereto.
Kirby L. Boring, esq.

June14, 1991 Appearance of Thomas, Truax, Spadafore, Vardaro and Walker by David P. Truax for Defendant, Todd J. Johnson, filed.

Dec. 17, 1991 Answer and New Matter filed.

Jan. 15, 1992 Reply To New Matter filed.

May 26, 1993, Motion to compel Response to Interrogatories and Request for Production of Documents, and Order filed. ORDER OF COURT: AND NOW, to-wit, this 21 day of May, 1993, it is hereby ordered, adjudged and decreed that the defendant Todd J. Johnson, shall answer the plaintiff's Interrogatories and request for production of Documents within 30 days or suffer further sanctions of this court. BY THE COURT,
Gordon R. Miller, J.
June 1, 1993, copies of order to Attys. Boring and Truax .

Nov. 15, 1993 UponPraecipe of Kirby L. Boring, Esquing, the above-captioned case is marked settled and discontinued of record.

1990

941.

KELLY L. WINKLER

vs.

WILLIAM A. WINKLER

Filed Oct. 2, 1990
@ 9:20 a.m.

Tax & entry Pd 10/15/90 $50.50
State Pd 10/15/90 5.00
Sheriff's Costs 38.50
Pro Co Pd 10/15/90 9.00

10/15/90 RECD $38.50 From Plaintiff

10/15/90 PAID $ 38.50 To Howard Stewart, Sheriff LH 5881

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy plaintiff
3 copies sheriff

ORDER:

And now, this 2 day of October, 19 90, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Plaintiff granted exclusive possession of marital residence & exclusive possession ofthe family car (84 Chev.) defnedant may not remove anything from the home except personal effects.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for Oct. 10, 1990, at 1:00 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, S.J.

Oct. 9, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Roger Gunesch, Deputy who being duly sworn according to law, deposes and says tha ton the 2nd day of October, 1990, at 2:50 P.M., he served Petition for Protection from Abuse and Court Order filed at No. 941, Term, 1990, Crawford County Pennsylvania, upon defendant William A. Winkler at his place of employment, Summit Plaza, Peach Street, Erie County, Erie Pennsylvania By making known the contents thereof to william A. Winkler and handing to and leaving with him the certified copy of the Petition from Protection from Abuse and Court Order received from Crawford County.
So answers,
Roger Gunesch, Deputy Sheriff
Robert N. Michel, Sheriff

Served William A. Winkler by deputizing Sheriff of Erie County, as per his Affidavit of Service attached. Served: october 2, 1990.
So answers,
Howard N. Stewart, Sheriff

Oct. 10, 1990, UPon praecipe of plaintiff, this action discontinued as the undersigned does not want to proceed further with it.

Oct. 12, 1990 Order filed. AND NOW, October 10, 1990, at the time set for hearing both parties appear in open court and the Pl aintiff indicates that she wishes to withdraw this action and the parties indicate that they have reconciled their differences. The P laintiff has filed a praecipe to discontinued and the actionis discontinued effective upon the payment of record costs in the amount of $103.00 which costs shall be paid on or before October 15, 1990.

BY ORDER OF THE COURT,
Robert L. Walker, J

Oct. 12, 1990 Copy of order given to County Control and copies mailed to the parties.

1990

Ferris, DiPaolo & Russo
Thomas O. Schmitt

942.

Marianne C. Mnich

LYNN A. DAVIS AND ROBERT A. DAVIS, HER HUSBAND

vs.

DANIEL L. CHALLINGSWORTH

Filed Oct. 2, 1990
@ 11:10 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	25.72
Pro Co Paid 8-20-91	6.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Oct. 23, 1990 WRit Return filed. SERVED Daniel L. Challingsworth personally on Oct. 5, 1990 at 3:49 PM at his employment, Dirt Surf & Cycle Shop, Rt. 18, Conneaut Lake, Crawford Co., Pa. So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 30, 1990, Appearance of Marianne C. Mnich, Esq. for defendant, filed.

Aug 20, 1991 Upon Praecipe of Plaintiff's Attorney this action is marked settled and discontinued of record.

1990

Plate, Shapira, Hutzelman, Berlin, May, Walsh and Brabender
Stephen H. Hutzelman

943.

SIGNAL CONSUMER DISCOUNT COMPANY

vs.

LEE CHAFFIN AND LEOLA CHAFFIN

Filed Oct. 2, 1990
@ 11:15 a.m.

Tax & entry paid	$50.50	✓
State paid	5.00	✓
Sheriff's costs	38.60	
Pro Co Paid 11-15-90	9.00	✓

COMPLAINT

2 copies (sheriff)

Oct. 24, 1990 Sheriff's Return filed.
SERVED Lee Chaffin on Oct. 5, 1990 at 12:49 PM by handing copyu of Complaint to Leola Chaffin, his wife, at their residence, R.D.# 3, Cambridge Springs, Crawford Co., Pa.
SERVED Leola Chaffin personally on Oct. 5, 1990 at 12:48PM by handing copy of Complaint to her at residence, R.D.# 3, Cambridge Springs, Pa.
So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

AND NOW, Nov 15, 1990 @ 11:18 a.m., upon Praecipe of Plaintiff's attorney, with notice of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to file an answer and damages are assessed in the amount below:
Amount claimed in Plaintiff's complaint, Eleven Thousand, Eight Hundred Seventy-four and 33/100 Dollars; Interest, $0.00; Attorney's fees Two Thousand Three Hundred Thirty-three and 69/100 Dollars; TOTAL Fourteen Thousand, Two Hundred Eight and 02/100 Dollars plus court costs of record.
C-103, 103 Debt.....$11,874.33 + costs
JUDGMENT
James F. Simmons
Prothonotary
Nov 19, 1990 Judgment entered.

EX 1991-1

1990

~~Shafer, Swick, Bailey,~~
Irwin & Stack

Louis Stack

William J. Gregg

944.

pro se

BERKLEY BOSSARD
d/b/a BOSSARD WELL

vs.

RALPH AND MARY ANN ROMANO

Filed Oct. 2, 1990
@ 11:32 a.m.

Tax & entry Paid	$50.25
State paid	5.00
Pro Co Pd 6/19/91	15,00
Pro Co pd 10/2/91	5.00

8/20/91 #160.00
Att. Fees
Paid by dfts.

9/30/91 Paid #160.00 To
Crawford County Commissioners
Ck# 6433

APPEAL OF DEFENDANTS FROM JUDGMENT OF
W. E. HANSON, DISTRICT JUSTICE 30-3-01

Oct. 2, 1990, Rule entered upon plaintiff to file complaint issued.

Oct. 8, 1990 Proof of Service filed.

Mar. 13, 1991 Complaint filed.

Apr. 9, 1991, Answer and New Matter and Counter Claim of Defendants filed.

April 10, 1991 Affidavit of Service filed. William J. Gregg, Esq., being duly sworn accoridng to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint and Notice were sent by registered mail to the Defendant, Ralp Romano, on March 26, 1991.
3. The registered mail was sent to Ralph Romano at 1361 McCartney ST., Pgh, PA 15220. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on March 29, 1991. Said Return Receipt card P 848 678 386 is attached hereto, signed by Mary Ann Romano, and made a part hereof.

William J. Gregg, Esq.

April 10, 1991 Affidavit of Service filed. William J. Gregg, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Servcie are true and correct to the best of his knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint and Notice were sent by registered mail to the Defendant, Mary Ann Romano, on March 26, 1991.
3. The registered mail was sent to Mary Ann Romano at 1361 McCartney St., Pgh, PA 15220. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on March 29, 1991. Said Return Receipt card P 269 402 160 is attached hereto, signed by Mary Ann Romano, and made a part hereof.

William J. Gregg, Esq.

June 10, 1991 Certificate of Readiness filed.

ON OCTOBER 1991 TRIAL LIST

June 14, 1991 Reply to New Matter and Counterclaim filed.

June 14, 1991 Upon praecipe of plaintiff attorney, for reference to arbitrators, the following arbitrators are appointed: John Fuller, Ch.
~~Stephen E. Hall~~ Glenn A. W. Thompson
Mary Ann Kirkpatrick

July 3, 1991, ARbitrators take the qualifying oath.

Aug. 8, 1991 Decision of the Arbitrators filed in which they find: in favor of the plaintiff and against the defendants in the amount of $650.50, plus interest at 6% from May 29, 1990 and record costs.
R - 142, 112
Decision entered- 8/8/91

DECISION OF ARBITRATORS
James F. Simmons,
Prothonotary

Aug. 8, 1991 copies of decision to Attys. L. Stack, W. Gregg and copy handed personally to Mr. Ralph Romano.

Aug 20, 1991 Notice of of Defendants of Appeal from the Award of the Board of Arbitrators entered 7-3-91 filed. (JURY TRIAL DEMANDED)
Aug 22, 1991 copies of notice put in Attys. Gregg and Stack's boxes.
Aug 20, 1991 Certificate of Readiness filed.

ON OCTOBER 1991 TRIAL LIST

Sept. 30, 1991 Upon praecipe of Plaintiff's Attorney the above captioned complaint and counterclaim is marked settled and discontinued of record with prejudice.

1990

Ferguson & Spataro
John F. Spataro

945.

BENEFICIAL MORTGAGE CO.
OF PENNSYLVANIA

vs.

GEORGE E. LILLEY AND JUDY C.
LILLEY

Filed Oct. 2, 1990
@ 4:20 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriffs costs	34.80
Pro Co Pd 11/1/90	9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (sheriff)

Oct. 24, 1990, Sheriffs Return filed. SERVED George E. Lilley personally on Oct. 5, 1990, at 11:44 a.m. at sheriff's office Crawford County Courthosue, Meadville, Pa. 16335.

SERVED Judy C. Lilley personally on Oct. 5, 1990, at 1:10 p.m. at Sheriff's Office, Crawford County Courthouse, Meadville, Pa. 16335.

So answers, Catherine I. Allen, Dep. Sheriff
Robert M. Stevens, Dep. sheriff
Howard N. Stewart, sheriff

And Now, Nov. 1, 1990 at 3:27 p.m., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an answer; damages assessed in the amount of Thirty Thousand Eight Hundred Eighty and 08/100 Dollars, with interest on debt at rate of 14% per annum. (includes int. of $1,477.75; ins. 150.46,taxes 1,032.82)

Judgment entered
11/1/90
L - 71, 91

Debt - $30,880.08
Int. at 14%
James F. Simmons,
Prothonotary

EXECUTION 1990 - 103

Nov. 5, 1990 Plaintiff's REturn of Service Pursuant to Pa. R.C.P. 405 filed.

1990

Jorden and White
Harry Faber White II

946.

IN RE:
LICENSE SUSPENSION

OF
HELGA M. STURZEBECHER

Filed Oct. 3, 1990
@ 10:35 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co Pd 12/6/90	6.00

APPEAL FROM NOTICE OF LICENSE SUSPENSION

1 copy (atty)

ORDER:
AND NOW, this 3 day of Oct. 1990, upon consideration of the foregoing petition for license appeal, a hearing on the same is scheduled for the 5 day of Dec. 1990 at 9:30 a.m.
Pending said hearing, this appeal shall act as a supersedeas of the proposed license suspension. BY THE COURT,
P. Richard Thomas, S.J.

Dec. 4, 1990, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1990

Kathleen R. Nelson

947.

DENNIS R. HINDMAN AND
DONLEE HINDMAN, HIS WIFE

vs.

MICHAEL TROMBLEY, INDIVIDUALLY
AND t/d/b/a
ELGIN CARPENTRY SERVICE

Filed Oct. 3, 1990
@ 10:58 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	27.00
Pro Co pd 12/7/90	9.00

COMPLAINT

2 copies (atty)

Nov 15, 1990 Sheriff's Return filed: SERVED Michael Trombley personally, on October 30, 1990 at 1:59 P.M. at Pennsylvania State Police Barracks, ,Murray Road, Crawford County, Pa.

SERVED Elgin Carpentry Service on October 30, 1990 at 2:00 p.m. by handing copy of Complaint to Michael Trombley, owner, at Pennsylvania State Police Barracks, Murray Road, Meadville, Crawford County, Pa.

So answer,Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Dec. 7, 1990 at 11:28 a.m. upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defnedant for failure to file an answer and the damages are assessed at the the sum of Eight Thousand Five hundred and 00/100 plus interest and cost of suit.
T-114; E-181
judgment entered 12/7/90.

Debt $8,500.00
Judgment
James F. Simmons
Prothonotary

1990

Kuhn and Kuhn
Daniel J. Kuhn

948.

PETER R. HACKETT

vs.

DENISE L. HACKETT

Filed Oct. 3, 1990
@ 1:17 p.m.

Tax & entry Paid	$50.50
State paid	5.00
State Pd 10-5-90	10.00
Pro Co Pd 2/7/91	9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Oct. 24, 1990 Affidavit of Mailing filed. I, Daniel J. KUhn Attorney for the Plaintiff, after being duly sworn according to law, hereby state that I mailed by Certified Mail No. P890 982 049, Return Receipt Requested, a true and correct copy of the Complaint in this Action, Notice to Defendand Claim Rights and Notice of Counseling to the Defendant, at R.D. 32, Centerville, Pa. 16404 and that the Defendant did receivesame on Oct. 10, 1990, as evideNCed by the signed receipt attached hereto as Exhibit "A".

Daniel J. Kuhn,Atty. for Plaintiff

Feb. 4, 1991 Affidavit of Consent of plaintiff filed.

Feb. 4, 1991, Affidavit of Consent of defendant filed.

Feb. 4, 1991, Upon praecipe of plaintiff attorney, to Transmit the Record, this case moved to court.

Feb. 21, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, February 20, 1991, it is ordered and decreed that PETER R. HACKETT, plaintiff, and DENISE L. HACKETT, defendant are divorced fromthe bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

Jan. 18, 1993 Order filed. AND NOW, January 13, 1993, at motion court, the defendant wife in this divorce action appears and presents to the Court a letter from Attorney Daniel Kuhn, notifying her that on this date, he will present a motion for final adjudication and a decree nisi directing the former wife to comply with her agreement to execute a deed for the jointly owned marital property. The notice specifies that in the event of further refusal to sign said deed, the Court will be asked to direct the Prothonotary to sign the deed on her behalf. The defendant appears in person, but Attorney Kuhn does not appear to formally present the motion. It apparently is the contention of the divorced wife that she agreed to deed the property to the husband as a condition of the divorce, but that the husband breached an obligation to turn over certain prperty to her and more importantly, apparently has collected a substantial sum of money due to the total or partial destruction of the house by fire.

This Court is reluctant to enter any Order absent the formal presentation of the motion by the attorney for Peter R. Hackett. Accordingly, we take no action thereon.

Accordingly, Attorney is directed to officially present the motion at Motion Court on January 27, 1993, at 8:45 a.m. The defendant former wife, Denise Hackett, acting pro se is directed, to the bes tof her ability, to file an answer to the motion, setting forth her position as to why the Court should not enforce her agreement signed August 13, 1990, agreeing to deed the marital property to the husband, subject to his obligation for being responsible for any mortgages, liens, debts or encumbrances against the same.

BY ORDER OF THE COURT,
P. Richard Thomas, SJ.

Jan. 18, 1993 Copies of order given to Atty. Kuhn and deft by mail

filed at Eg 1992 ~3

1990

949.

BOBBIE JO RICHARDS

vs.

EUGENE P. RICHARDS

Filed Oct. 3, 1990
@ 1:30 p.m.

Tax & entry	$50.50
State	5.00
Sheriff's Costs	21.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy plaintiff
3 copies sheriff

ORDER:

And now, this 3 day of Oct., 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Pl willhave exclusive custody of the 3 minor children.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for Oct. 12, 1990, at 2:00 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P R Thomas, S.J.

Oct. 12, 1990 Sheriff's Return filed. SERVED Eugene P. Richards personally by handing copy of Protection From Abuse to him at District Magistrate Wayne E. Hansen's Office, 114 Erie Street, Linesville, Crawford County, PA on October 11, 1990 approximately 2:15 PM.
So answers,
Howard N. Stewart, Sheriff
Wayne Hansen, District Magistrate

Oct. 15, 1990 Stipulation And Consent Order filed. Without admission as to the allegations of abuse contained in the PFA Petition, the Defendant agrees to the entry of a protection order.

1. Therefore the Defendant is directed not to abuse, threaten to abuse or harrass the Plaintiff at any time or place.
2. The Defendant shall not go to the residence of the Plaintiff.
3. Temporary custody of the parties' minor children shall be with the Plaintiff. The Defendant shall ahve the right to have partial custody and shall have the children in his custody each Saturday from 9:00 A.M. to Sunday at 7:00 P.M. The paternal grandparents shall pick up and deliver the children during these periods of partial custody. The Defendant's visitation with the children shall take place at the home of the paternal grandparents.
4. Costs in this action shall be paid by the Defendant.
5. This order shall be in effect for a period of one year.
6. This order shall be enforced by any police department having jurisdiction in this matter.

Date: October 12, 1990.

By Order Of The Court,
Robert L. Walker, Senior Judge

Oct. 16, 1990 Copy of Order to Attys. Gerald Sullivan, Richard Peterson, County Control.

400

1990

Thomas, Truax, Spadafore, Vardaro, Walker
Anthony J. Vardaro

950.

CHARLES E. HOLABAUGH AND
ERDA B. HOLABAUGH,
HIS WIFE

vs.

GREGORY HOBAN AND SHERI
HOBAN, HIS WIFE

Filed Oct. 4, 1990
@ 9:40 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriffs costs	35.00
Pro Co Pd 11-27-90	9.00

COMPLAINT

2 copies (sheriff)

Oct. 30, 1990, Sheriffs return filed. SERVED Gregory Hoban personally on Oct. 11, 1990 at 8:10 a.m. at Sheriffs Office, Crawford CountyCourthouse, Meadville, Pa. 16335.

SERVED Sheri Hoban on Oct. 11, 1990 at 8:11 a.m. by serving her aughorized agent, Gregory Hoban at Sheriffs Office, crawford County Courthouse, Meadville, Pa. 16335. signed Acceptance of Service attached.

So answers, Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, sheriff

AND NOW, Nov. 27, 1990 @ 2:02 P.M. Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiffs and against the defendants for failing to file an Answer and damages are hereby assessed as follows: Principal, Five Thousand Dollars; plus interest from 10/11/90.

H-73, 153

Debt.....$5,000.00 + Interest
JUDGMENT
James F. Simmons
Prothonotary
Nov 27, 1990 Judgment entered.

1990

Ely & Smith
Edwin W. Smith

951.

RICHARD L. PROPER

vs.

DEBRA SUE PROPER

Filed Oct. 4, 1990
@ 11:35 a.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00
Pro Co pd 9/12/91	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF MARITAL PROPERTY, CUSTODY, AND VISITATION

1 copy (atty)

Oct: 22, 1990 Certificate of Notice of Intention to File Motion for Temporary Custody.

Oct 22, 1990 Motion for Temporary Custody and Order filed: AND NOW, to-wit, this 22 day of Oct., 1990, it is hereby ORDERED, ADJUDGED and DECREED that the plaintiff, Richard L. Proper, shall be granted physical custody of his son, Jefferson S. Proper.

P. Richard Thomas, S.J.

Oct 23, 1990 Copies of order mailed to Atty Smith.

Sept. 9, 1991 Affidavit of Consent of Defendant filed.

Sept. 9, 1991 Affidavit of Consent of Plaintiff filed.

Sept. 9, 1991 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Sept. 18, 1991 Memorandum filed. This matter was presented to the Court for entry of a final decree in divorce. The Court declines to enter a divorce decree and is returning the papers to the Prothonotary for furtherproceedings consistent with this memorandum. The Court needs direction fromthe parties as to how they wish to proceed with respect to equitable distribution of marital property.

The Complaint contains a count, Count Two, requesting equitable distribution of marital property. That count is not withdrawn and the Court is not now being asked to enter a decree dividing property. Therefore it appears that that court count remains unresolved. That being the case, the Court is unwilling to grant the divorce for to do so would be tantamount to a bifurcation.

At the time counsel for the plaintiff filed a praecipe to transmit the record, someone also filed a signed, but undated, marital settlement agreement without any instructions as to why that agreement was being filed.

This Court needs to known, by writteninstructions from one or both of the parties, as to how Count Two, equitable distribution ofmarital property, is to be treated. If that count is being withdrawn a motionfor leave of court to withdraw a count must be filed, which said mtoion must indicate the agreement ofthe parties or that the party has ntoice ofthe filing ofthemotion in accordance with the Local Rules of Court; or there must be instructions, by wasy of a praecipe or motion, that an agreement of the partiesmay be incorporated into the divorce decree by stipulation.

As to that latter point, this Court will not incorporate themarital settlement agreement that was submitted into a decree because it contains items such as alimony, counsel fes, setc which were not part of an origianl pleading or subsequent peittion. This Court only has jurisdiction over matters raised inthe pleadings or by a subsequent petition (23 Pa.C.S.A. 3104(a); 23 Pa.C.S.A. 3323(b); Pa.R.C.P. 1920.11, 1920.13)

BY THE COURT,
GordonR. Miller, J

Sept. 20, 1991 Copy oforder mailed to Edwin Smith

Jan. 31, 1992 MOTION TO WITHDRAW COUNT II OF HIS DIVORCE COMPLAINT and ORDER filed. AND NOW, to-wit, this 31st day of January, 1992, it is herebvy ORDERED, ADJUDGED and DECREED that Count II of the Divorce Complaint is hereby withdrawn and dismissed.

Anthony J. Vardaro, J.

1 copy atty.

Jan. 31, 1992 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Feb. 11, 1992 **DECREE OF DIVORCE FILED.**

AND NOW, February 10, 1992, it is ordered and decreed that Richard L. Proper, plaintiff and Debra Sue Proper, defendnat, are divorced from the bonds of matrimony.

The court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT,
Gorodn R. Miller, J

1990

Pepicelli, Youngs & Youngs
Christopher J. Youngs

Mason and Mason
Joan D. Mason

952.

Mary Ann Kirkpatrick

ROBERT W. CARNER

vs.

PATRICIA E. CARNER

Filed Oct. 4, 1990
@ 1:42 p.m.

Tax & entry Paid	$50.50
State paid	5.00
State paid	10.00
2 counts paid 11-15-90	30.00
user fee paid 11-15-90	10.00
Pro Co Pd 7-2-92	9.00
Pro pd. 3/3/94	5.00

COMPLAINT IN DIVORCE UNDER SECTION 201(d)

1 copy (atty)

Oct. 4, 1990, Plaintiffs' Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Oct. 26, 1990, Complaint Reinstated.

Nov. 13, 1990 Affidavit of Service filed. I, Joan D. Mason, Esq. attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Oct. 29, 1990 mail to the above Defendant, Patricia E. Carner by certified mail #P 966 073 985 return receipt requested, deliver to addressee only, a Complaint in the above divorce action and Plaintiff's 201(d) Affidavit. Said Complaint and notice were received by the Defendant, Patricia E. Carner on Oct. 30, 1990 as indicated by the return receipt card which was retruned to the office of the Plaintiff's attorney and is attached hereto.

JOan D. Mason, atty. for plaintiff

Filed: Nov 15, 1990 Petition for Additional Remedies filed.

Nov 16, 1990 Motion for Alimony Pendente Lite, Child Support, Counsel Fees, Costs and Expenses and Order filed: AND NOW, November 16, 1990, hearing on Defendant's request for Alimony Pendente Lite, Child Support, Counsel Fees, Costs and Expenses is set for December 21, 1990, at 1:00 p.m. in Courtroom 1 or 2 of the Crawford County Courthouse located in Diamond Park in Meadville, Pa 16335.

By the Court,
Gordon R. Miller, J.

Nov 21, 1990 Copies of order put in Attys. Mason and Kirkpatrick's boxes.

Dec. 27, 1990 Motion To Continue and Order filed. AND NOW, December 20, 1990 upon presentation and consideration ofthe foregoing Motion to Continue the December 21, 1990 hearing on December 21, 1990 hearing onthe Defendant's Petition for Additional Remedies to be continued to January 2, 1991 at 1:30 o'clock at the crawford County Courthouse.

By the Court
P R Thomas, S.J.

Dec. 27, 1990 Copies of order put in Joan Mason, Mary Ann Kirkpatrick and Christopher Youngs box.

Jan. 2, 1990, Reply to Defendant's Petition for Additional Remedies filed.

Feb. 12, 1991 RE: Divorce Action Memorandum and ORDER filed. AND NOW, Jan. 31, 1991, we deny the defendant's request for alimony pendente lite, child support or modification of existing child support. We deny the request for counsel fees, costs and expenses. We make the legal determination that the wife is not entitled to claim permanent alimony or seek equitable distribution of any of the marital assets with the exception of the trailer located in the state of Georgia. We make this exception by finding that disposition of ownership of the trailer was not made a part of the agreement because both parteis contemplated that wife and children would be taking up residence therein as a direct consequence of the execution of the Separation Agreement.

By Order Of The Court,
P. Richard Thomas, S.J.

Feb. 12, 1991 Copy put in Attys. box to Christopher Youngs, Joan Mason, Mary Ann Kirkpatrick.

Feb. 12, 1991, Exhibits filed. (Def Ex A. missing)

Mar. 22, 1991 Motion to withdraw as counsel and Order filed. And now, March 22, 1991 Motion allowed

Gordon R. Miller, J

Mar. 25, 1991 Copies of order put in Christopher Youngs, Joan Mason and Mary Ann Kirkpatrick box.

May 22, 1992 Motion To Withdraw Additional Remedies and Order filed. And Now, May 20, 1992 motion allowed.

By the Court,
Gordon R. Miller, J

May 29, 1992 Copies order put in box for Atty's Youngs & Kirkpatrick

May 28, 1992 NOTICE OF INTENTION TO REQUEST ENTRY OF DIVORCE DECREE, filed.

May 29, 1992 DEFENDANTS COUNTER-AFFIDAVIT UNDER SECTION 3301(d) OF THE DIVORCE CODE, filed.

July 2, 1992 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

July 17, 1992 AND NOW, July 13, 1992, it is ordered and decreed that Robert W. Carner, plaintiff, and Patricia E. Carner, defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered and which has not been withdrawn by the party making the claim.

BY THE COURT,
Gordon R. Miller, P.J.

Mar. 3, 1994, Election to resume Prior Name filed. TO BE KNOWN AS: PATRICIA ELAINE JUNK.

1990

Jorden and White
William T. Jorden
George R. Gray
953.

Knox, McLaughlin,
Gornall & Sennett, PC
Richard W. Perhacs
Saegertown Manufacturing
Corp.

NANCY L. STEPCHUCK AND
DARRYL M. STEPCHUCK

vs.

SUSQUEHANNA ADMINISTRATORS,
INC. AND SAEGERTOWN
MANUFACTURING CORP., dfts.

Filed Oct. 4, 1990
@ 2:00 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00 ✓
Sheriff's costs	43.75
Rec Co pd 6-7-96	6.00 ✓

COMPLAINT

3 copies (atty)

Oct. 18, 1990 Answer filed.

Oct. 19, 1990 Sheriff's Return filed. SERVED Sesquehanna Administrators, Inc. by deputizing Sheriff of Lancaster County, PA. as per his Affidavit of Service attached. Served: 10--9-90.
SERVED Saegertown Manufacturing Corp. by serving Eileen Miller, Adm. Assist. and Industrial Relations Mgr. on Oct. 5, 1990 at 1:30 PM at business, 1 Crawford St., Saegertown, PA.
So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Oct. 22, 1990, notice of Service of Defendant's First Request for Production to Plaintiff filed.

Oct. 22, 1990, Notice of Service of Defendant's First Set of Interrogatories to Plaintiff filed.

Oct. 31, 1990, Answer filed.

Nov. 20, 1990, Notice of Filing Answers to Interrogatories filed.

Nov. 20, 1990, Notice of Filing Responses to Request for Production filed.

Dec. 20, 1990, Defendants' Motion for Summary Judgment filed.

Dec. 20, 1990, Statement of Facts in Support of Motion for Summary Judgment filed.

Dec. 20, 1990, Upon praecipe of defendants attorneys, Motion for Summary Judgment placed on next argument list.

ON ARGUMENT LIST FOR JANUARY 1991

Apr. 9, 1991, RE: DEFENDANTS' MOTION FOR SUMMARY JUDGMENT - MEMORANDUM AND ORDER filed.
ORDER: AND NOW, April 4, 1991 we deny defendants' Motion for Summary Judgment.

BY ORDER OF THE COURT,
P. Richard Thomas, Sen. Judge

Apr. 9, 1991 copy put in box for Atty. Jorden; copy maile dto Attys. Perhacs.

Dec. 13, 1993 Motion for Summary Judgment filed.
Dec. 13, 1993 Certificate of Service, filed.
Dec. 13, 1993 Upon Praecipe of George R.Gray, Esquire, Attorney for Plaintiffs, the above capitoned matter is placed on the next available Argument List.

ON JANUARY, 1994 ARGUMENT LIST

Jan.14, 1994 Motion to Continue Argument Date and ORDER OF COURT filed. AND NOW this 14 day January, 1994 pursuant to the consent of the parties it is hereby ORDERED ADJUDGED and DECREED that the argument on motion for summary judgment scheduled for Monday January 31,1994 at 11:00 A.M. in courtroom#3 before Judge Thomas is continued indefinitely,pending motion for a new argument date,or the equivalent, by either party.

By the court,
P. Richard Thomas, S.J.

1-17-94 Copy of Order to Attys. Jorden & Gray & Perhacs

Feb. 16, 1994 Motion To Amend The Complaint filed.

Feb. 16, 1994 Order filed. AND NOW, February 16, 1994, the Plaintiff is granted leave to amend his complaint in a manner consistent with his motion to amend the complaint filed February 15, 1994.

BY THE COURT,
Anthony J. Vardaro, J

Feb. 17, 1994 copies dist. to Perhacs andGray

May 31, 1996 Praecipe to Settle and Discontinue by Plaintiff's Attorney filed.

1990

James R. Irwin
Shafer, swick, Bailey,
Irwin & Stack

954.

PATRICIA R. BRENWALD

vs.

RONALD J. BRENWALD

Filed Oct. 4, 1990
@ 2:25 p.m.

Tax & entry Paid		$50.50
1 count paid		15.00
State paid		10.00
State paid		10.00
Pro Co Pd	2/7/91	9.00

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION

1 copy (atty)

Jan. 10, 1991 Affidavit of Service filed. I, JAMES R. IRWIN, Esquire, being duly sworn according to law, deposes and say that I am the attorney of record, and as such say that I served a true and correct copy of the complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requesed, dated October 4, 1990. The defendant acknowledged service on October 6, 1990 by accepting delivery on that date as evidenced by the attached signed return receipt.

James R. Irwin.

Jan. 29, 1991, Affidavit of Consent of plaintiff filed.

Jan. 29, 1991, Affidavit of Consent of defendant filed.

Feb. 1, 1991, Upon praecipe of plaintiff attorney, to Transmit the Record, this case moved to court.

Feb. 21, 1991 **D E C R E E F I L E D .**

1. Divorce: Upon consideration ofthe pleadings and affidavits filed in the abovecaptioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the abovenamed parties, on the grounds that the marriage is irretrievably broken and Ninety (90) days have elapsed form the date of filing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the entry of a divorce decree, pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: It is ordered and decreed that the marital proper ty of the abovenamed parties shall be divided in accordance with a Separation and Property Settlement Agreement dated November 14, 1990, executed by the parties and filed in the Court of Common Pleas of Crawford County, Pennsylvania at the abovecaptioned number and term.

This Agreement, in part, provides that the defendant shall be the sole owner and jointly owned real estate located at R.D.#1, Box 226-L, Espyville, PA, Pennsylvania, being the same land conveyed unto the defendant by a Quit Claim Deed, duly filed in the Recorder's Office of Crawford County, Pennsyvlania.

Further, it is ordered and decreed that the division of marital owned personal property shall be made in accordance with Paragraphs 11, 12, 14 and 15 of the Separation and Property Agreement dated NOvember 14, 1990, which in part, provides:

a) The Plaintiff shall be the sole and exclusive owner of all maritally owned personal property in the Plaintiff's possession.

b) Defendant shall be the sole and exclusive owner of all maritally owned personal property in the defendant's possesion.

c) The Plaintiff shall be the sole and exclusive of the 1990 Pontiac Grand Am, automobile.

d) Husband shall be the sole and exclusive owner of the 1990 Chevy S-10, automobile.

3. A copy of the Separation and Property Settlement Agreement of the parties, dated November 14, 1990, which sets in further detail the agreement of the parties concerning the matters herein, shall be filed with this decree inthe Prothonotary's Office at the above number and term.

4. No other matters or causes of action provided under the Pennsylvania divorce Code are reserved by either of the parties.

This Order shall be effective as of this 20 day of Feb., 1991.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

1990

Jorden and White
Harry Faber White II

955.

Thomas, Truax, Spadafore, Vardaro & Walker
Anthony J. Vardaro
Solicitor for Craw. County

IN RE:

PROPOSED PRIVATE SALE OF TAX CLAIM LAND ASSESSED TO CARL F. WAGNER, ET AL, AND SITUATED IN FAIRFIELD TOWNSHIP, CRAWFORD COUNTY, PENNSYLVANIA, BEARING PARCEL NO. 2304-077-70001

Filed Oct. 5, 1990
@ 10:16 a.m.

Tax & entry Pd 10/17/90 $50.50
State Pd 10/17/90 5.00

NOTICE OF DISAPPROVAL OF PROPOSED TAX CLAIM SALE AND PETITION FOR HEARING

2 copies (atty)

ORDER:

AND NOW, this 5 day of October 1990, upon consideration of the Petitioner's Objection to Sale and REquest for Hearing thereon, the proposed private sale of the aforedescribed parcel to Daniel Brazalovics is hereby stayed and a hearing on the same is set for the 22 day of Oct. 1990 in the Court of Common Pleas of Crawford County, at 11:00 a.m. in court room 1 or 2. All proceedings to be stayed pending said hearing.

P. Richard Thomas, J.

Oct. 12, 1990, Motion to Continue Hearing and Order filed. ORDER: AND NOW, this 12 day of Oct,. 1990, upon presentation of the foregoing Motion, hearing in this matter is continued to the 2nd day of Nov. 1990, at 9:30 a.m. in C. R. No. 1 or 2, Crawford County Courthouse, Meadville, Pa.

All proceeddings are stayed pending said hearing.

BY THE COURT,
Robert L. Walker, J.

Oct. 15, 1990, copies to Attys. White and Vardaro.

Nov. 2, 1990 Order filed. AND NOW, November 2, 1990, the value of the subject property is fixed at Four Hundred Dollars ($400.00) and we will proceed to an auction between the original offeror and the opponent.

BY ORDER OF THE COURT,
Robert L. Walker, J

Nov. 5, 1990 Copies of order put in Anthony Vardaro and Harry White's box.

Nov. 2, 1990 Order filed. AND NOW, November 2, 1990, after private auction between the original bidder and the objector, the subject property is declared sold to Daniel Brazalovics for the sum of Six Hundred Fifty Dollars ($650.00) and the Crawford County Tax Claim Bureau is authorized and directed to execute a deed to the purchaser upon payment of the purchase price within ten (10) days of this date.

BY ORDER OF THE COURT,
Robert L. Walker, S.J.

Nov. 5, 1990 Copies of order put in Anthony Vardaro and Harry White's box.

1990

Jorden and WHite
Harry Faber White II

956.

BRADLEY J. HOLLABAUGH

vs.

CECILIA ANN HOLLABAUGH

Filed Oct. 5, 1990
@ 10:24 a.m.

Indigent filing

COMPLAINT IN DIVORCE UNDER SECTION 201(d)_DIVORCE CODE

1 copy (atty)

Oct. 5, 1990, Motion to Proceed In Forma Pauperis, and order filed. ORDER: AND NOW, this 5 day of Oct. 1990, upon consideration of the foregoing Complaint, the plaintiff is hereby allowed to proceed in forma pauperis with the court reserving the right to assess costs and expenses at a later time, if appropriated.

1 copy (atty)

BY THE COURT,
P. Richard Thomas, S.J.

Oct. 5, 1990, Plaintiffs' Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Mar. 19, 1991 Notice Of Intention To Request Entry of Divorce Decree filed.

Mar. 19, 1991 Acceptance of Service filed. AND NOW, this 11-14-90 day of November, 1990, comes the defendant, Cecilia Ann Hollabaugh and swears that she accepted service of a Divorce Complaint under Section 201(d), a Notice to defend and Claim Rights, the Plaintiff's affidavit pursuant to Section201(d), the Notice of Intention to Request Entry of Divorce, and the Defendant's Counteraffidavit in the above captioned matter, all on the 2nd day of November, 1990, with the full force and effect of service under the Divorce code of Pennsylvania.

Cecilia Ann Hollabaugh

Mar. 19, 1991 Upon praecipe of Plaintiff Attorney To Transmit Record Section 201(d) of the Divorce Code, this case moved to Court.

Mar. 25, 1991 **D I V O R C E D E C R E E F I L E D .**

A N D N O W , M a r c h 22, 1991, it is ordered and decreed that Bradley J. Hollabaugh, plaintiff, and Cecilia Ann Hollabaugh, defendant, are divorced fromthe bonds of matrimony.

BY THE COURT,
Gordon r. Miller, J

1990

Barrett & Dratler
Bruce A. Barrett

957.

KATHRYN ANN BRADFORD

vs.

LARRY DAVID BRADFORD

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE, CUSTODY
1 copy (atty)
1 copy (mediator)

ORDER OF COURT:
You, Larry David Bradford, Defendant, have been sued in court to obtain custody of the children: William and Lauren.
You are ordered to appear in person for a conference at such time and place as may set by WILLIAM PINEO, CHILD CUSTODY MEDIATOR.
If you fail to appear as provided by this order, an order for custody may be entered against you or the court may issue a warrant for your arrest.
You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the offic set forth below to find out where you can get legalhelp.
Crawford County Bar Assoc. Ser.,to the Pub. Committee
c/o Prothonotary, Crawford County Courthouse, Meadville, Pa. 16335, 814 724-4636
Date: 10/5/90

BY THE COURT,
P. R. Thomas, S. J.

Filed Oct. 5, 1990
@ 10:28 a.m.

Tax & entry	Pd 10/10/90	$50.50
STate	Pd 10/10/90	10.00
1 count	Pd 10/10/90	15.00
State	Pd 10/10/90	10.00
William Pineo, Mediator		24.50
Sheriff's Costs		67.00
Pro Co Pd 10-1-92		9.00
Pro Co pd 12/27/90		15.00
State pd 12/27/90		5.00
Pro.Co. Pd.6/5/92		9.00

10-1-92 Received from Plf mediator fee 24.50

10-12-92 Pd Comm Med. fee Ck# 7106 $24.50

Oct. 31, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared K. F. Longhorst who being duly sworn according to law, deposes and says tha tonthe 16th day of October, 1990, at 9:20 a.m. he served Complaint in Divorce/Custody, filed 10-11-90 at No. 957 Term, 1990, Crawford County. Pennsyvlania, upon defendant Larry David Bradford at 700 n. Wildwood, Irving, Texas By making known the contents thereof to him personally and handing to and leaving with him the certified copy of the Complaint received from Sheriff of Crawford County, PA
So answers, K. F. Langhorst, Constable
SERVED Larry David Bradford by deputizing the Constable of Dallas County, Texas, as per his Affidavit of Service attached. Served: October 16, 1990.
So answers, -Howard N. Stewart, sheriff

Nov 9, 1990 Temporary Order filed: AND NOW, this 8 day of November, 1990, after mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator.
IT IS HEREBY ORDERED AND DECREED THAT:
1. Legal and physical custody of the subject minor children is hereby awarded to their mother, the plaintiff.
2. The father shall have the right of reasonable visitation, including telephone calls, as arranged by the parties. Should the parties be unable to agree on this matter, they may seek further mediation.
3. Costs and fees of this Mediation, which are fixed at $24.50 are assessed to the plaintiff mother as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
4. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this order shall be considered permanent.
By the Court,
Robert L. Walker, S.J.
Nov 16, 1990 Copies of order put in Attys Pineo and Barrett and copies mailed to Plaintiff and Defendant.

Dec. 5, 1990 Petition for Additional Remedies and Order filed: AND NOW, this 5 day of December, 1990, upon consideration of the aforegoing Petition for Additional Remedies, the Court sets a hearing for the 11th day of Jan., 1991, at 9:30 a.m. o'clock in Courtroom No. 1.
A copy of order shall be served upon the Defendant by certified mail.
P. Richard Thomas, SJ.
Dec 5, 1990 copies of order put in Atty Barrett's box.
Order: AND NOW, this 5 day of December, 1990, upon consideration of the foregoing Petition, the Court directs that the Defendant, Larry David Bradford, shall not sell, transfer, give away or dispose of, in any way, any items of property or any assets that were acquired during the time he was married to Kathryn Ann Bradford, and acquired prior to their separation. Further, the Defendant shall not obtain his pension and/or profit sharing benefits through his employer, the Lone Star Container Corporation and, further, if he has already obtained those benefits, he is directed not to spend, transfer or give away any to those assets. A copy of this Order shall be served upon the Defendant's employer and his employer is asked to contact the wife's attorney in the event that the pension and profit sharing benefits have either been paid to Larry David Bradford or in the event he make appliction to receive those benefits.
This Order shall be in effect pending further Order of Court. Either party may ask for a hearing on this matter.
P. Richard Thomas, S.J.

Dec 5, 1990 Copies of order put in Atty. Barrett's box.
Dec. 27, 1990 Complaint For Equitable Distribution of Property filed.

Jan. 8, 1991 Affidavit Of Service filed. BRUCE A. BARRETT, Esq., being duly sworn to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.
1. That the affiant is the Attorney for the Plaintiff in the above captioned action.
2. That a true and correct copy of the Petition for Additional Remedies was sent by registered mail to the Defendant.
3. The registered mail was sent to Larry David Bradford at 2212 Timbercreek Trail, Flower Mound, Texas 75028 on December 28, 1990. The s ender's receipt is attached hereto.
4. The Larry David Bradford received said registered mail on December 31, 1990. Said receipt card number 320 791 279 is attached hereto and signed by Larry David bradford.
Bruce A. Barrett

Continued on page 674.
SEE VOL. 3

1990

Mason and Mason
Joan D. Mason

958.

ERIC C. FARNHAM

vs.

TRISHA A. FARNHAM

Filed Oct. 5, 1990
@ 10:33 a.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co pd 8/8/91	9.00
Pro Co Pd 4/2/92	5.00

COMPLAINT IN DIVORCE

2 copies (atty)

Nov. 27, 1990, complaint reinstated.

May 28, 1991 Affidavit of Acceptance Of Service filed. I, Trisha A. Farnham, Defendan tin the above captioned action, being duly sworn according to law, do hereby state that I accepted service of a certified ocpy of the divorce complaint, on December 10, 1991, by receiving said complaint from my attorney, Brian J. Lindsay, at his office at 311 Walnut Street, Meadville, Pennsylvania. 16335. Trisha A. farnham

May 28, 1991 Affidavit of Consent of Plaintiff filed.

May 28, 1991 Affidavit of Consent of Defendant filed.

Aug. 5, 1991 Upon praecipe of Plaintiff Attorney for Review under §201(c) of the Divorce Code, this case moved to court.

Aug. 8, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, August 8, 1991, it is ordered and decreed that Eric C. Farnham, plaintiff, and Trisha A. Farnham, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J.

Apr. 2, 1992, Notice of Election to REtake Maiden Name filed.
TO BE KNOWN AS:? TRISHA GUTOWSKI.

1990

Mason and Mason
Joan D. Mason

959.

SUSAN M. SMOCK

vs.

ROGER A. SMOCK.

Filed Oct. 5, 1990
@ 10:39 a.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
state paid	10.00
state paid	15.00
Pro Co pd 3/4/91	9.00

COMPLAINT IN DIVORCE, CUSTODY, COUNSEL FEES, COURT COSTS

3 copies (atty)

FEb. 5, 1991 Affidavit of Service filed. I, Joan D. Mason Esq. atty. for plff. in the above case, and being duly sworn ac cording to law, depose and say that I did on Oct. 5, 1990 maile to the above dft. by cert. mail ret. rec. req. del. to addressee only a complaint in the above divorce action. Said notice was received on oct. 6, 1990 as indicated by the ret. rec. card which was returned to the office of the plaintff. atty. and is attached hereto. Joan D. Mason.

Feb. 11, 1991, Affidavit of Consent of plaintiff filed.

Feb. 11, 1991, Affidavit of Consent of defendant filed.

Feb. 27, 1991 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to Court.

Mar. 5, 1991 **S T I P U L A T I O N A N D C O N S E N T** Custody Order filed. AND NOW, this 5th day of March, 1991, the court orders as follows:

1. Legal custody of the parties' two (2) minor children, Kyle Alan Smock and Kristin Marie Smock, will be shared by the parties, in regard to important documents relating to medical, educaional and religious matters pertaining to the children.
2. Primary physical custody of the children shall be with their mother, Susan M. Smock.
3. Father shall have the children in his temporary cusotdy the first three Sundays of each month from 9:30 a.m. to 8:00 p.m.
4. In the event that father wishes to have additional visitation with the children, he should contact themother at least twenty-four hours in advance of the day he is requesting.
5. In regard to holiday visitation, the father shall have the chidlren for a six hour period during each holiday as mutually agreed upon between the parties. The hours of each holiday visit shall be agreed upon at least one week in advance ofthe particular holiday. Holidays shall consist of the following: Thanksgiving Day. Christmas Day, New Year's Day, Easter Sunday, Memorial Day, July 4th and Labor Day. Holiday visitation shall take priority over regular weekend visitations.
6. In the event that either party needs to cancel a visitation, the party cancelling the visit shall give at least forty-eight hours advance notice.
7. Father shall provide transportation to and from all visits.

BY THE COURT,
Gordon R. Miller, J

2 copies atty

Mar. 5, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, March 5, 1991, it is ordered and decreed that Susan M. Smock, plaintiff, and Roger A. Smock, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

960.

IRENE M. O'TOOLE

vs.

MONTY CANCILLA

Filed Oct. 5, 1990
@ 1:39 p.m.

Tax & entry	$50.50
State	5.00
Sheriff costs	21.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy plaintiff
3 copies sheriff

ORDER:

And now, this 5 day of Oct., 19 90, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Defendant & girl friend will vacate the Plaintiffs apartment forthwith.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for Oct. 17, 1990, at 1:30 P M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, S.J.

Oct. 8, 1990, Sheriffs Return filed. SERVED Monty Cancilla personally on Oct. 5, 1990 at his residence, 814 Forest Green, Building 8, Meadville, Crawford County, Pa. 16335. Served 2:05 p.m.
So answers Robert M. Stevens, Dep. sheriff
Howard N. Stewart, Sheriff

Nov 19, 1990 Order filed: AND NOW, this 17th day of October, 1990, the temporary order is continued. BY ORDER OF THE COURT,
John E. Pfadt, S.J.

Nov 19, 1990 Copies of order mailed to Plaintiff and defendant.

1990

961.

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT

of

KRISTIAN MOLDENHAUER

Filed Oct. 5, 1990
@ 2:15 p.m.

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976-Section 303

412

1990

Mason and Mason
Joan D. Mason

962.

PHILIP E. DILLAMAN

vs.

KAREN L. DILLAMAN

Filed Oct. 5, 1990
@ 4:24 p.m.

Tax & entry Paid	$50.50
State paid	5.00
State paid	10.00
Pro Co pd 1-11-93	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 5, 1990, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Oct. 26, 1990 Affidavit of Service filed. I, Joan D. Mason, Esquire, attorney for the Plaintiff in the above entitled case, and being duly sworn accor ding to law, depose and say that I did on October 9, 1990, mail to the above Defendant, Karen L. dillaman, by certified mail #P 435 665 170, return receipt requested, deliver to addressee only, a complaint and 201(d) affidavit in the above divorce action. Said notice was received by Rosemary Fisher on October 12, 1990, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto, which complaint was delivered by Rosemary Fisher, to the Defendant, Karen L. Dillaman, as indicated by the Defendant's Affidavit of Acceptance of Service, which document is filed simultaneously herewith. Joan D. Mason

Oct. 26, 1990 Affidavit OF Acceptance of Service filed. I, Karen L. Dillaman, Defendant in the above c aptioned action, being duly sworn according to law, do hereby certify that I did receive a certified copy ofthe Complaint in Divorce, on October 16th, 1990, at 38613 Remora Avenue, Sleepy Hollow #2 65, Zephyrhill, Florida frm Rose Marie Firsher, who receipted for said certified mail. Karen L. Dillaman

Aug. 17, 1992 Affidavit of Consent of Defendant filed.

Sept. 10, 1992 Affidavit of Consent of defendant filed.

Sept. 11, 1992 Affidavit of Consent of Plaintiff, filed.

Dec. 22, 1992, Affidavit of Consent of plaintiff filed.

Jan 7, 1993 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

D I V O R C E D E C R E E F I L E D

Jan. 13, 1993 AND NOW, January 12, 1993, it is hereby ordered and decreed that **P H I L I P E . D I L L A M A N ,** Plaintiff, and **K A R E N L . D I L L A M A N ,** defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro

1990

James R. Irwin

963.

IN RE:
CONDEMNATION OF RIGHTS OF WAY IN VERNON TOWNSHIP FOR THE INSTALLATION OF WATER LINES BY THE VERNON TOWNSHIP WATER AUTHORITY

Condemnees:
GARVIN T. HANNOLD AND MARILYN Y. HANNOLD, HIS WIFE

Filed Oct. 8, 1990
@ 11:42 a.m.

Tax & entry Paid $50.50
State paid 5.00

DECLARATION OF TAKING

1 copy (atty)

Oct. 8, 1990, BOND filed. 1 copy (atty)

Oct. 8, 1990, Notice to Condemnees filed. 1 copy (atty)

Oct. 9, 1990 Offer Of Payment Of Just Compensation filed. (2 copies atty)

Oct. 10, 1990, Affidavit of Service filed. James R. Irwin, Esq. being duly sworn according to law, deposes and says that he is the Solicitor for the Vernon Twp. municipal Water Auth., Condemnor above named, and as such he sent by Cert. mail, ret. rec. req. a Notic e to Condemnee a copy of which is attached hereto and made a part of as Exhibit "A" to the condemnees, to-wit: Garvin T. and Marilyn Y. Hannold, at their address of R. D. #6 Meadville, Pa. 16335, on the 8 day of Oct. 1990, as evidenced by Sender's receipt No. P. 063 582 384 being attached hereto and made a part hereof as Exhibit "B". And further your deponent says that the ret. rec. for the above addressees were returned, having been signed, as evidenced by teh Ret. Rec. attached hereto and made a part hereof as Ex "C". James R. Irwin, Esq

414

1990

William J. Gregg

964.

IN RE:

TAX ASSESSMENT APPEAL OF KRS REALTY COMPANY FROM THE DETERMINATION OF THE BOARD OF ASSESSMENT APPEALS OF CRAWFORD COUNTY

Filed Oct. 8, 1990
@ 1:11 p.m.

Tax & entry paid $50.50 ✓
state paid 5.00 ✓

ASSESSMENT APPEAL PETITION

1 copy (atty)

Oct. 16, 1990 Answer to Assessment Appeal Petition filed.

Oct. 27, 1992 Certificate of Readiness, filed.

On 1993 February Trial List

Jan. 28, 1993 Assignment Of Nonjury Trial Date filed. January 27, 1993, nonjury trial in the above matter is set for April 8, 1993, at 9:15 AM, in Courtroom 1.

FOR THE COURT,
Imogene Yetman, C.A.

Jan. 29, 1993 Copies givento Gregg and Spataro

Feb. 16, 1993 Motion to Contue Board of Assessment Appeals and Order filed. And now, February 12, 1993, non jury trial is reset for April 29, 1993, at 1:30 p.m., in Court Room #1, before Judge Miller.

For the Court,
Ann A. Walker, Court Administrator

Feb. 22, 1993 Copy of Order to Attys. Gregg and Spataro.

June 4, 1993 Stipulation and Consent Order and Order, filed. ORDER: AND NOW, this 4 day of June, 1993, upon consideration of the within Stipulation, the same is hereby entered as an Order of this Court. The Chief Assesor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessmetn records and take whatever further action is required in order to effectuate this Order.

BY THE COURT,
Anthony J. Vardaro, J.

June 14, 1993 copy to W. Gregg

1990

William J. Gregg

965.

IN RE:

TAX ASSESSMENT APPEAL OF KRS REALTY COMPANY FROM THE DETERMINATION OF THE BOARD OF ASSESSMENT APPEALS OF CRAWFORD COUNTY

Filed Oct. 8, 1990
@ 1:12 p.m.

Tax & entry Paid $50.50
State paid 5.00

ASSESSMENT APPEAL PETITION

1 copy (atty)

Oct. 16, 1990 Answer To Assessment Appeal filed.

Oct. 27, 1992 Certificate of Readiness, filed.

On February 1993 Trial List

Jan. 28, 1993 Assignment Of Nonjury Trial Date filed. January 27, 1993, nonjury trial in the above matter is set for April 8, 1993, at 9;15 AM, in Courtroom 1.

For The Court,
Imogene Yetman, CA

Jan. 28, 1993 Copies givento Gregg & Spataro

Feb. 16, 1993 Motion to Continue and Order filed. AND now, February 12, 1993, non jury trial is reset for April 29, 1993, at 1:30 P.M., in Courtroom #1, before Judge Miller.

For the Court,
Ann A. Walker, Court Administrator

Feb. 22, 1993 Copy of Order toAtty. Gregg and Atty.Spataro.

June 4, 1993 Stipulation and Consent Order and Order, filed. ORDER: AND NOW, this 4 day of June, 1993, upon consideration of the within Stipulation, the same is hereby entered as an Order of this Court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this Order. BY THE COURT,
Anthony J. Vardaro, J.

June 14, 1993 copy to W. Gregg
Original filed at A. D. 1990 - 964

1990

Jack L. Cherkin, Esq. PC
Jack L. Cherkin

966.

JOSEPHINE KOSAR

vs.

ANDREW KOSAR

Filed Oct. 9, 1990
@ 11:23 a.m.

Tax & entry Paid	$50.50
state paid	5.00
Sheriff's Costs	34.28
Pro Co Pd 12/3/90	5.00

SUMMONS IN A CIVIL ACTION-MV

Issued (sheriff)

Nov. 1, 1990 Writ Return filed. SERVED Andrew Kosar personally on October 23, 1990 at 8:55 AM at Sheriff's Office Crawford County Courthouse, Meadville, PA.
So answers, CAtherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 3, 1990, Upon praecipe of plaintiff attorney, the above captioned action is settled and discontinued of record.

1990

James R. Irwin
Shafer, Swick, Bailey,
Irwin & Stack

967.

Theodore H. Watts

PATRICIA A. HALL

vs.

BERNARD E. HALL

Filed Oct. 9, 1990
@ 11:37 a.m.

Tax & entry Paid	$50.50
4 counts paid	60.00
State paid	10.00
State paid	25.00
Pro Co Pd Mar 21, 1991	9.00

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, COUNSEL AND EXPERT FEES, CUSTODY OF CHILD, ALIMONY, AND ALIMONY PENDENTE LITE

1 copy (atty)

Nov. 15, 1990, Appearance of Theodore H. Watts, attorney for defendant filed.

Mar. 12, 1991 Affidavit of Consent of Defendant filed.

Mar. 12, 1991 Affidavit of Consent of Plaintiff filed.

Mar 19, 1991 Affidavit of Service filed: I, JAMES R. IRWIN, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated October 9, 1991. The Defendant acknowledged service on October 12, 1990 by accepting delivery on that date as evidenced by the attached signed return receipt.
James R. Irwin, Esq.

Mar 19, 1991 Upon Praecipe of Plaintiff's Attorney, for Review Under §201(c) of the Divorce Code, this case is moved to court.

Mar. 22, 1991 MOtion To Withdraw and Order filed. AND NOW this 22nd day of March, 1991, upon presentation and consideration of the foregoing Motion, Theodore H. Watts, esquire, is hereby given granted permission to withdraw. Gordon R. Miller, J
Mar. 25, 1991 Copies of order put in James Irwin and Theodore Watts box.

Mar. 25, 1991 **D E C R E E F I L E D .**

1. Divorce: Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the abovenamed parties, on the grounds that the marriage is irretrievably broken and Ninety (90) days have elapsed from the date of filing on the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the entry of a divorce decree, pursuant to Section 201(c) ofthe Pennyslvania Divorce Code.

2. Equitable Property Determination and Distribution: It is ordered and decreed that the marital proper ty of the abovenamed parties shall be divided in accordance with a Separation and Property Settlement agreement dated March 18, 1991, executed by the parties and filed in the Court of Common Pleas of Crawford County, Pennsylvania at the abovecaptioned number and term.

This Agreement, in part, provides that the Plaintiff shall be the sole owner of jointly owned real estate located at R.D. #5, Box 683 Meadville, Pennsylvania, being the same land conveyed unto the Plaintiff by defendant in a Quit Claim Deed, duly filed inthe REcorder's Office of Crawford County, Pennsylvania.

Further, it is ordered and decreed that the division of marital owned personal proper ty shall be mad ein accordance with Paragraphs 11, and 12, of the Separation and Property Agreement dated March 18, 1991, which in part, provides

a) The Plaintiff shall be the sole and exclusive owner of all maritally owned personal property in the Plaintiff's possession.

b) The Plaintiff shall be the sole and exclusive of the 1987 Plymouth Voyager, automobile.

c) The Pl aintiff shall be the sole and exlcusive owner of the parties' Money Market Acocunt and her IRA held at Waddell and Reed.

d) Additionally, Wife shall become the sole and exclusive owner ofher Keough Plan at Merrill Lynch.

e) The dEfendant shall be the sole and exclusive owner of the business known as Bernard Hall contracting along with his IRAs held with Waddell Reed.

3. Alimony: In accordance with Paragraph 18 ofthe March 18, 1991, agreement neither ofthe parties hereto shall be awarded alimony.

4. Counsel Fees, Costs and Expenses: It is ordered and decreed that in accordance with Paragraph 17 of the Separation and Proper ty Settlement Agreement dated March 18, 1991, that the parties shall pay one-half (½) of Wife's counsel fees commencing March 12, 1991.

5. Other Matters: This Court acknowledges that the Separation and Property Settlement Agreement of March 18, 1991 provides for resolution of the issues of child custody in paragraph 20 of said Agreement.

6. A copy of the Separation and Property Settlement AGreement of the parties, dated March 18, 1991, which sets in further detail the agremeent of the parties concerning the matters herein, shall be file diwth this Decree in the Prothonotary's Office at the above number and term.

7. No other matters or causes of action provided under the Pennsylvania Divorce Code are reserved by either of the parties.

This Order shall be effective as of this 25th day of March, 1991.

BY ORDER OF THE COURT,
Gordon R. Miller, J

Feb. 10, 1993 Motion for Entry of Consent Custody Order and Order filed. And Now, this 8 day of fEbruary, 1993, upon the consent of the parties hereto and upon review of the Court, the custody agreement ofthe parties, entered as a part of the Divorce decree at the above term and number, is hereby amended and superseded as follows:

1. Plaintiff-Mother and defendant-Father shall share legal custody of Adam E. Hall, born December 20, 1978, and Nicole R. Hall, born February 26, 1981. Consequently, both pa rents shall be entitled to equal access to any records relating to the children held by a third party, including, but not limtied to, school records and report cards and medical records, and both parties shall also be entitled to equal input with regard to the educational and religious upbringing of the children, as well as with regard to medical, dental and eye care of the children. Both children shall continue medical, dental and eye care with their current doctors unless the parents agree otherwise.

2. Primary phsical custody of Adam Hall shall be with Father. Primary physical custody of Nicole Hall shall be with Mother. Partial custody of Adam shall be granted to Mother and partial custody of Nicole shall be granted to father so that Father has physical custody of both children together, and Mother has physical custody of both children together, on alternating weekends.

Continued on page 676 B

SEE Vol. 3

1990

968.

PETITION FOR INVOLUNTARY TREATMENT

of

DAVID R. CALVIN

Field Oct. 9, 1990

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 & 305)

1990

Legal Services
Gerald Sullivan

969.

BARBARA HOOVER

vs.

WILLIAM J. HOOVER, JR.

Filed Oct. 10, 1990
@ 10:35 a.m.

Indigent filing
William Pineo, mediator
Sheriff's costs $27.40

COMPLAINT FOR CUSTODY/PARTIAL CUSTODY

4 copies (atty)
1 copy (mediator)

ORDER OF COURT:

You, William J. Hoover, Jr. Dft, have been sued in court to obtain custody/partial custody of the minor children Traudi Hoover and Billy Hoover.

You are ordered to appear in person at the time and place selected by WILLIAM PINEO, CUSTODY MEDIATOR.

IF You fail to appear as provided by this order, for custody, partial custody, pr visitation may be entered against you or the court may issue a warrant for your arrest.

The crawford County Sheriff's Dept. is directed to serve a cert. copy of this complaint and order upon the defendant In the alternative, this petition and order may be served by any competent adult or by cert. mail.

Plaintiff is allowed to proceed without payment of court costs reserving to the court the right to impose costs.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot find one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Assoc. ser. to the Public Comm.
c/o Prothonotary, Crawford CountyCourthouse, Meadville, Pa.
814 724=4636.

BY THE COURT,
Robert L. Walker, S. J.

Oct. 10, 1990, Praecipe to Proceed In Forma Pauperis and Affidavit to Proceed In Forma Pauperis filed.

Oct. 15, 1990 Sheriff's Return filed. SERVED William J. Hoover, Jr., personally with Court Order & Custody Complaint at RD # 3, Saegertown, Crawford Co., PA. on Oct. 12, 1990 at 3:30 PM So answers,

Robert M. Stevens, Deputy
Howard N. Stewart, Sheriff

Oct 23, 1990 Affidavit of Service filed: I hereby certify that the defendant, William J. Hoover, Jr., was served by certified mail on October 12, 1990. Return receipt is attached.
Northwestern Legal Services
Gerald Sullivan, Esq.

Nov. 16, 1990 Temporary Order filed. AND NOW, this 14th day of November, 1990, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the subject minor children is hereby awarded to their father, the defendant.
2. The parties shall share with each other any and all information which each may have regarding the health, education, and the major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.
3. a The mother shallhave visitation and temporary physical custody each weekend from Friday at 6:00 p.m. through Sunday at 6:00 p.m. Except for the second full weekend of December, 1990, and the first full weekend of each month thereafter.
   b. The mother shallhave physical custody of the subject minor children ea ch summer from June 15 through August 15. During the mother's summer custodial period, the father shallhave temporary physical custodyand visitation each weekend, except for the first weekend of each month, from Friday at 6:00 p.m. through Sunday at 6:00 p.m.
4. HOliday visitation shall be arranged as follows:
   a. The father shall temporary physical custody and visitation with the subject minor children each Christmas Eve from 9:00 a.m. to 9:00 p.m. The mother shall have temporary physical custody and visitation with the children from Christmas Eve at 9:00 p.m. through Christmas Day at 9:00 p.m.
   b. The other holidays to be observed are New Years Day, Easter, Memorial Day, Independance Day, Labor Day, Thanskgiving, and the Friday after Thanksgiving. Holiday visitation shall be beween the hours of 9:00 a.m. and 9:00 p.m., except for Independence Day, when the holiday visitation shall be extended to 11:00 p.m. so that the children may watch the fireworks. The mother shallhave visitation for Thanksgiving, 1990, and the parties shall thereafter alternate the holiday periods.
   c. The children shall spend Father's with their father from 9:00 a.m. to 7:00 p.m., and Mother's Day with their mother, during the same hours.
   d. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitation periods.
5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arrange,d the par ty seeking cancellation or modification shall notify theother party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
6. The parties shall split responsibility for transportation. For the weekend visitations, the father be responsible for having the children delivered to the home of their mother and the mother shall be responsible for having the children delivered to the home of their father. For the other visitations, the party receiving the children in the exercise of his/her rights shall pick up the children at the home of the the other. Because of the fear that the mother has for the father, he shall not be permitted to accompany the children to the mother's door, nor shall she be required to accompany the children to his door. In each case the parties shall park the automobile at a convenient place and allow the children to walk from there to the home of the other.
7. Each par ty shall teach said children to give to the other party that love and respect which is due a parent form his or her children.
8. Neither party shall use illegal drugs or alcohol or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or in the bedroom of the childrne.
9. Any person transporting the children shall make sure that the seat belts or other restraints are sued in accordance with the law of Pennsylvania.
10. Neither party shall do or say anything to blacken the character of theother in the children's estimation. eAch party shall treat the otherin a polite and respectful manner when inthe children's presence and each pa rty shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.
11. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.
12. The parties are directed to arrange for counseling for the subject minor children. the parties are also directed to cooperate withthe counselor, including counseling themselves, if the counselor recommends. The father has informed the mediator that he would accept the services of Centers for Families in Change and this is acceptable to the mother also. The counselor is authorized and directed to share with the mediator any information which he may require with respect to the subject minor children and is also directed to discuss matters with him if he/she believes it necessary to protect the children's health or safety.
13. Either party request a review of this order, including further mediation, in the spring of 1991. In addition the mediator is authorized to set further mediation, if he believes the circumstances warrant it.
14. The mediator is also authroized to confer with the Office ofthe District Attorney, Adult Probation Office, and Children's and Youth's Services, with respect to the reputation and character of the parties and those with whom the live.
15. Costs and fees of this Mediation, which are fixed at $137.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made tothe Prothonotary of Crawford County.
16. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Gordon R. Miller, J
Nov. 20, 1990 Copies of order put in Atty. Pineo, Sullivan and Mason's box and copies mailed to plaintiff defendant and Principal of Cussewago Elem. School

Continued on Page 675

See Vol. 3

420

1990

Culbertson, Weiss,
Schetroma and Schug
John B. Brautigam

970.

EUGENIA M. PULLING

vs.

DAVID C. PULLING

Filed Oct. 10, 1990
@ 11:11 a.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co. Pd. 1-23-91	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Oct. 18, 1990 Affidavit Of Service filed. And Now, October 17th, 1990, comes John B. Brautigam, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. That he is the Attorney for Eugenia M. Pulling, Plaintiff in the above captioned matter.
2. That on information furnished to him by the Plaintiff, he caused a certified copy of the Complaint in Divorce to be forwarded
3. That the Defendant, David C. Pulling, on October 12, 1990, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.
John B. Brautigam

Jan. 23, 1991 Affidavit of Consent of Plaintiff filed.

Jan. 23, 1991 Affidavit of Consent of Defendant filed.

Jan. 23, 1991 Upon Praecipe of Plaintiff Attorney for Review Under Section 201(c) of Divorce Code, this case moved to Court.

Feb. 5, 1991 **D E C R E E F I L E D .**

And Now, February 5, 1991, it is ordered and decreed that Eugenia M. Pulling, Plaintiff and David C. PUlling, Defendant, are divorced from the bonds of matrimony.

By the Court,
Gordon R. Miller, J

1990

Harry. N. Sydor

971.

~~Alan L. Pepicelli~~

WEST RIDGE SAND COMPANY,
AND JOSEPH ARENDASH

vs.

DOUGLAS B. TYLER

Filed Oct. 10, 1990
@ 11:23 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	30.40
Arb pd. 12/13/91	15.00
Pro Co. pd 4-9-92	6.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Oct. 30, 1990 Writ return filed. SERVED Douglas B. Tyler on Oct. 11, 1990 at 3:39 PM by handing copy of Summons to Judy Granda, adult in charge of residence, RD # 1, Conneautville, Crawford Co., PA. 16406.

So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 19, 1990, Appearance of Alan L. Pepicelli, attorney for defendant, filed.

Aug. 15, 1991 **COMPLAINT IN CIVIL ACTION**, filed.

Aug 26, 1991 Affidavit of service filed: Before me, the undersigned authority, in and for the County and State, personally appeared Harry N. Sydor, Esquire, who, being duly sworn according to law, deposes and says that he caused to be served, by regular mail not returned, and certified mail, return receipt requested, receipt number P 416 766 549, hereto attached and marked as Exhibit A, a copy of the above captioned Complaint in Civil Action upon defendant Douglas B. Tyler, at R.D.#1, Conneautville, Pa 16406 on 8/16/91.

Harry N. Sydor, Esq.
Attorney for Plaintiff

Sept. 27, 1991 Answer filed.

Dec. 11, 1991, Upon praecipe of plaintiff attonrey, for reference to the arbitrators, the following arbitrators are appointed: Douglas Ferguson, ESq.
Alan Shaddinger
Joseph Tinko

Jan. 2, 1992 Arbitrators take the Qualifying Oath.

Jan. 14, 1992 Notice Of Arbitrator's Hearing filed.

Feb. 11, 1992, Motion for Leave to Withdraw as Counsel and Certificate of Service filed.

Feb. 14, 1992 Motion For Leave To Withdraw As Counsel and Order filed. AND NOW, this 14 day of February, 1992, upon consideration of the within Motion, leave is granted to Alan L. Pepicelli, Esquire and Watts and Pepicelli, PC to withdraw as counsel in above referenced case.

BY THE COURT,
Anthony J. Vardaro, J

Feb. 20, 1992 Copies of order to Harry Sydor and Alan Pepicelli

Feb. 24, 1992, Decision of the Arbitrators filed in which they find in favor of the plaintiff and against the defendant in the sum of $500.00 plus costs of suit. Interest is not awarded to date of this judgment.
Decision entered - 2/24/92
T - 41

DECISION OF ARBITRATORS
BArbara H. King,
Prothonotary

Feb. 24, 1992, copies of decision to Attys. H. Sydor and A. Pepicelli and mailed to dft.

April 9, 1992 Upon Praecipe of plaintiff attorney the above case marked settled and discontinued of record.

1990

Jack, Kookogey &
Felton
Robert J. Felton

972.

Barrett & Dratler
Bruce A. Barrett

RANDY W. COPELAND

vs.

BARBARA B. SEE

Filed Oct. 10, 1990
@ 3:02 p.m.

Tax & entry paid	$50.50
State paid	5.00
Sheriffs costs	31.30

COMPLAINT

1 copy (atty)

Nov. 7, 1990, Sheriffs Return filed. SERVED BArbara See on Oct. 25, 1990, at 12:40 p.m. by handing copy of Complaint to William See, her son, at their residence R. D. #1, Centerville, Crawford County, Pa.
So answers, Robert M. Stevens, Dep. sherif f
Howard N. Stewart, Sheriff

Dec. 6, 1990 Answer to Complaint and Counterclaim filed. (1 copy atty.)

Dec. 21, 1990, Reply to Counterclaim filed

Dec. 28, 1990 Acceptance of Service filed. AND NOW, this 12th day of December, 1990, I accept service of the Answer to Complaint and Counterclaim, on behalf of the Plaintiff
Robert J. Felton

1990

Paul E. Allen
David W. Pickens
973.
Culbertson, Weiss, Schetroma and Schug
E. Max Weiss
John B. Brautigam

JOHN H. WILLMARTH

vs.

DAVID L. JOHNS AND NANCY L. JOHNS, HIS WIFE, INDIVIDUALLY JOINTLY, AND t/a, d/b/a CONNEAUTVILLE HARDWARE

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Filed Oct. 10, 1990
@ 3:18 p.m.

Tax & entry Paid	$50.50
STate paid	5.00
Sheriffs costs	46.32
Pro Pd 3/8/94-	6.00

Oct. 30, 1990, Writ returned. SERVED David L. Johns personally on Oct. 11, 1990, at 3:15 p.m. at his place of business Conneautville Hardware, conneautv ille, Crawford County, Pa. 16406.

SERVED Nancy L. Johns on Oct. 11, 1990, at 3:16 p.m. by handing copy of Summons to her husband, David L. Johns, at their place of business, Conneautv ille Hardware, Conneautville, Crawford County, Pa. 16406.

SERVED Conneautville Hardware on Oct. 11, 1990 at 3:17 p.m. by handing copy of Summons to David L. Johns, owner, at business, Conneautv ille, Crawford County, Pa.

So answers, Robert m. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff.

Feb. 27, 1991, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, attorneys for defendants filed.

Feb. 27, 1991, UPon praecipe of defendant attorney, Rule entered upon plaintiff to file complaint issued.

Mar. 5, 1991, Service of the foregoing Rule is hereby accepted by plaintiff attorney.

Mar. 19, 1991 Complaint filed (1 copy atty.)

Aprl 8, 1991 Answer and New Matter filed.

Apr. 26, 1991 Plaintiff's Reply to New Matter filed.

Apr. 26, 1991, Certifi cate of Service of Plff's Reply to New Matter filed.

May 29, 1991 Notice Of Service Of Plaintiff's Interrogatories Directed To Defendant filed.

Mar. 30, 1992, Notice of Service of Answers to P laintiffs Second Set of Interrogatories and Request for Production of documents filed.

Apr. 3, 1992 NOTICE OF SERVICE OF PLAINTIFF'S SECOND SET OF INTERROGATORIES DIRECTED TO DEFENDANT, filed.

Apr. 3, 1992 NOTICE OF SERVICE filed. Pursuant to Pa. Rules of Civil Procedure, the Plaintiff John H. Willmarth, hereby files this Notice that Answers to Defendant's Second Set of Interrogatories and Request for Production of Documents under the Pa. Rules of Civil Procedure were served by first class mail upon E. Max Weiss, Esq., Attorney for David L. Johns, on April 2, 1992.

David W. Pickens

May 28, 1992 Notice of Taking Oral Deposition of Mrs. Allie Hoover, filed.

Oct 14, 1992 Notice of Oral depositions of John Willmarth and David L. Johns, filed.

Oct. 20, 1992 Notice Of Taking Depositions On Oral Examination of David L. Johns filed.

Oct. 28, 1992 Notice To Complete Discovery filed.

Dec. 2, 1992 Request for Production of Documents (Third Set) filed.

Dec. 16, 1992 Praecipe of David W.Pickens, Esquire, Upon agreement of the parties, notice is hereby given that the Plaintiff withdraws his notice to complete discovery within 60 days filed.

July 1, 1993 Notice To Complete Discovery filed.

July 20, 1993 Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 of Jacqueline L. Willmarth filed.

July 22, 1993 Notice of Service that Plaintiff's Third Set of INterrogatories to the Defendants and Request for Production of Documents (second set) under Pennsylvania Rules of Civil Procedure were served by first class mail upon E. Max Weiss, Esquire,Attorney for David L. Johns on July 21, 1993.

July 23, 1993 Appearance of Paul E.Allen, Esquire for John H. Willmarth, Plaintiff, filed.

Aug. 23, 1993, Certificate of Service of Answers to Plaintiffs Third Set of Interrogatories and request for Production of Documents (Second Set) filed.

1-21-94 Brief (Plff & Def)

Aug. 30, 1993 Stipulation Extending Discovery Period filed.

2-1-94 Def Brief fedex
2-1-94 dl's Pretrial fedex

Oct,15, 1993 Notice of Taking Depositions onOral Examination Under Pa.R.C.P. No. 4007.1 of William Keith Petrella, D.O., filed.

Dec. 1, 1993, Notice of Resc heduled Depositions on Oral examination of William Keith Petrella, D.O. filed.

Dec. 1, 1993, Notice of Rescheduled Deposition on Oral examination of Mark R. Foster, Ph.D M.D. filed.

Dec. 8, 1993 Notice Of Taking Deposition On Oral Examination of Frank Yohe, M.D. filed.

Dec. 30, 1993 Certificate of Readiness and Praecipe To Place On Trial List

1994 FEBRUARY CIVIL TRIAL LIST

Continued to Page 711

1990

Fuller, Kinnunen,
Petruso & Gamble
JOhn D. Petruso

974.

Stephen M. Elek,
for dft. Allegheny Coll.

Knox, McLaughlin
Gornall & Sennett PC
Mark E. Mioduszewski
for addl dfts Kebert Const.
& Mead. Redi-Mix

Culbertson, Weiss,
Schetroma and Schug
E. Max WEiss
for A. Cronin III
Cronin Builders

GORDON M. KENT, JR. AND
LISA KENT, HIS WIFE

vs.

ALLEGHENY COLLEGE
dft.

Kebert Construction Co. and
Meadville Redi-Mix, add'l dfts

Albert Cronin III and
Cronin Builders & Supply inc.
add'l dfts.

Filed Oct.10, 1990
@ 4:21 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's costs	21.00
Sheriff's Costs	37.00
Sheriff's Costs	31.00
Pro Co pd 10-22-92	8.00

COMPLAINT

1 copy (sheriff)

Oct. 30, 1990 Sheriff's REturn filed. SERVED Allegheny College on Oct. 11, 1990 at 1:20 PM by handing copy of Complaint to Theresa Paterson, Secretary and person in charge, at main office, Allegheny College, Meadville, Crawford County, PA.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 1, 1990, Appearance of Stephen M. Elek, attorneys for defendant allegheny College, filed.

Nov. 1, 1990,Upon praecipe of defendant Allegheny College Writ ot Join Kebert Construction Co. and Meadville Redi-Mix as Additional Defendants, issued. Issued (sheriff)

Nov. 13, 1990, Answer and New Matter of defendant filed.

Nov. 13, 1990, Complaint to Join Additional Defendants Kebert Construction Co. and Meadville Redi-Mix filed. (Jury Trial Demanded)

Writ Returned: SERVED Kebert Construction Company on November 2, 1990 at 12:20 P.M. by handing copy of Writ to Albert Allegretti, Secretary-Treasurer, at their place of business, R.D.#6, Rt. 322, Meadville, Crawford County, Pa 16335.

SERVED Meadville Redi-Mix on November 2, 1990 at 12:21 P.M. by handing copy of Writ to Albert Allegretti, Secretary-Treasurer, at their place of business, R.D.#6, Rt 322, Crawford County, Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 21, 1990, Appearance of Knox, McLaughlin, gornall and Sennett PC by Mark e. Mioduszewski attorneys for additional defendants, Debert Construction Co. and Meadville Redi-Mix, filed.

Nov. 29, 1990 Affidvit To Complaint To Join Additional Defendants, Kebert Construction Co. and Meadville Redi-Mix filed.

Nov. 29, 1990 Amended Answer and New Matter filed.

Nov. 29, 1990 Notice Of Service Of INterrogatories Directed To Plaintiffs filed.

DEc 6, 1990 Notice of Service of Interrogatories to Defendant, Allegheny College (First Set) filed.

Dec 6, 1990 Notice of Service of Request for Production to Defendant (First Set) filed.

Dec 6, 1990 Notice of Service of Interrogatories to Plaintiff, Gordon M. Kent, Jr., (First Set) filed.

Dec 6, 1990 Notice of Service of Request for Production to Plaintiffs (First Set) filed.

Jan. 3, 1990 Answer To Complaint To Join Additional Defendants and New Matter filed.

Feb. 14, 1991, Original Defendant's Reply to New Matter of Additional Defendants filed.

Feb. 20, 1991, Affidavit to Original Defendant's Reply to New Matter of Additional defendant filed.

May 1, 1991, Petition for Leave to Join Additional Defendant and Order filed. ORDER: AND NOW, to-wit this 1st day of May 1991, upon consideration of the foregoing petition, it is ehreby ordered that the additional defendants be and hereby are granted leave to join Albert Cronin III and Cronin Builders & Supply, Inc. as additional defendants. The additional defendants shall file their complaint to join additional defendants within 20 days from the date of this order and shall promptly thereafter serve additional defendants Cronin.
Gordon R. Miller, J.
May 6, 1991 copies of order to J. Petruso, Stephen M. Elek, and Mark Mioduszewski

May 16, 1991 Complaint to Join Additional Defendants Albert Cronin III and Cronin Builders Supply Inc. filed.

June 7, 1991, Appearan ce of Culbertson , Weiss, S chetroma and Schug, by E. Max Weiss, attorneys for add'l defendants Albert Cronin III i/a/d/b/a Cronin Builders & Supply, Inc. additional defendants, filed.

June 7, 1991 Plaintiffs' Reply to Original New Matter and Amended New Matter of Allegheny College, filed.

June 17, 1991 Preliminary Objections of the Additional Defendants Albert Cronin, III, i/a/d/b/a Cronin Builders and Supply, Inc. to Kebert Joinder Complaint filed.

June 20, 1991 **SHERIFF'S RETURN** filed. SERVED Albert Cronin III personally on May 24, 1991 at 11:00 AM at his place of business, Route 19, Meadville, Crawford County, PA.
SERVED Cronin Builders & Supply, Inc. on May 24, 1991 at 11:01 AM by handing copy of Complaint to owner, Albert Cronin III, at place of business, Route 19, Meadville, Crawford County, PA.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Continued on Pg. 424A

June 24, 1991, Upon praecipe of Attorneys for Additional Defendant Cronin, the prreliminary objections placed on next argument list.

ON ARGUMENT LIST FOR JULY 1991

June 28, 1991 Amended Complaint To Join Additional Defendants filed.

July 16, 1991 Preliminary Objections of the Additional Defendants, Albert Cronin III i/a/d/b/a Cronin Builders and Supply In., to Amended Kebert Joinder Complaint filed.

Aug. 9,1991 ORDER, filed. ORDERED: AND NOW, Aug. 8, 1991, the preliminary objections in the nature of a demurrer filed by Additional Defedants Albert Cronin and Cronin Builders and Supply, INc., to the Joinder Complaint of Additional Defendants Kebert Construction Company and Meadville Redi-Mix are denied. That demurrer asserts that no duty nor breach of duty was plead by the Additinal Defendants in their joinder complaint, and that one acting as a "salvor" has no duty to th ird persons such as Plaintiff because no services are rendered to anyone. We believe Restatement Second of Torts, Section 324A is applicable to the facts herein. Further, we believe it would be a gross injustice at this stage of the proceeding to dismiss from the case the one who allegedly may have been responsible for leaving the premises in an alleged unsafe condition by removing the furnance grate without doing anything more to insure the safety of others.
As to Cronin's demurrer on the request for counsel fees and expenses, we defer ruling on this issue until it is ripe for decision; (i.e., if a verdict is rendered against Cronin, and Kebert or Redi-Mix are held not to be neglignet or they are heldto be merely "Passively neglignet").
BY ORDER OF THE COURT,
P. Richard Thomas, S.J.
Aug. 20, 1991 copies to Attys. J. Petruso, S.Elek, M. Mioduszewski and E. Max Weiss.

Sept. 3, 1991, Notice of Deposition of Mr. Larry Kebert filed. Jury Trial Demanded.

Sept. 9, 1991 Answer and New Matter of Cronin to Kebert Amended Joinder Complaint filed.

Sept. 19, 1991 Original Defendant's Reply To New Matter of Additional Defendants, Albert Cronin, III, INdividually and Doing Business as Cronin Builders & Supply, Inc. filed.

Oct. 10, 1991, Original Defendant's Amended Reply to New Matter of Additional Defendants, Albert Cronin, III, Individually and doing business as Cronin Builders & Supply, Inc. filed.

Oct. 10, 1991, Original defendant's Affidavit to Reply to New Matter of Additional Defendants, Albert Cronin, III, individually and doing business as Cronin Buildses & Supply, Inc. filed.

Nov. 13, 1991 Reply to New Matter filed. (reply of Kebert Const. Co. and Mead. Readi-Mix)

Nov. 14, 1991 Plaintiffs' Reply To New Matter Of Additional Defendant Albert Cronin, III, and Cronin Buildgers & Suply, Inc. filed.

May 11, 1992 NOTICE TO COMPLETE DISCOVERY, filed.

Aug. 19, 1992 Certificate of Readiness, filed.

on October 1992 Trial List

Sept. 4, 1992 Notice Of Deposition of dR. James r. Macielak, MD. filed.

Sept. 29, 1992 Request for Pre-trial Conference filed.

Sept. 29, 1992 Order filed. AND NOW, September 28, 1992, upon motion of the Plaintiffs, a pre-trial conference is scheduled inthe above matter on October 6, 1992 at 2:30 p.m. in Courtroom No. 2 of the Crawford County Courthouse before the undersigned.
BY THE COURT:
Anthony J. Vardaro, J

Sept. 29, 1992 Copies sent to Atty's Petruso, Elek, Mioduszewski and Weiss

Oct. 7, 1992 Anthony J.Vardaro, Judge Pre-Trial Order filed.

Oct.7, 1992Copy of the Order to Attys;Petruso, Stephen Elek, Mark Mioduszewski, E. Max Weiss.

Oct. 9, 1992 Proposed Questions on Voir Dire filed.

Oct 12, 1992 Amended New Matter of Additional Defendants, Kebert Construction Company and Meadville Redi-Mix, filed.

Oct 12, 1992 Pre-Trial Narrative of Additional Defendant, Albert Cronin, III, i/a/d/b/a Cronin Builders and Supply.

Oct 12, 1992 Pre-Trial Narrative Statement of Additional Defendants, Kebert Construction Co. & Meadville Redi-Mix.

Oct 12, 1992 Defendant, Allegheny College's, Pre-Trial Statement.

Oct 12, 1992 Motion for Summary Judgment, filed

Oct. 12, 1992 Motion for Summary Judgment, filed.

Oct. 12, 1992 Memorandum and Order filed. ORDER: AND NOW, Oct. 12, 1992, Plaintiffs' motion for summary judgment is denied and the motion of Defendant, Allegheny College, for summary judgment is granted. BY THE COURT:
Anthony J. Vardaro, J.
Oct. 12, 1992 copies given to all counsel by Judge Vardaro's Sec.

Oct 22, 1992 Upon praecipe of Plaintiffs attorney the above action is settled and discontinued of record.

424 B

1990

1990

Prather, Prather &
Pineo
Mark D. Prather

975.

GARVIN T. HANNOLD AND
MARILYN Y. HANNOLD, HIS WIFE

vs.

VERNON TOWNSHIP WATER
AUTHORITY

Filed Oct. 11, 1990
@ 11:34 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co pd 10/24/90	5.00
Sheriff's Costs	21.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Oct. 22, 1990, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

Oct. 31, 1990 Sheriff's Return filed. SERVED Vernon Township Water Authority on October 18, 1990 at 1:40 PM by serving David W. Stone, Township Manager, at R.D.#9, McMath Road, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

1990

Grigsby, Gaca & Davies, PC
Jeffrey A. Ramaley

976.

JOhn R. Gavin
for dfts. Shreffler

Northwestern Legal Services
R. Christopher Brode
for Def. Eva M. Earls

PROGRESSIVE CASUALTY INSURANCE COMPANY

vs.

JOSEPH L. SHREFFLER AND ELIZABETH J. SHREFFLER, HIS WIFE, AND EVA MARIE EARLS.

Filed Oct. 11, 1990
@ 11:37 a.m.

Tax & Entry 2/10/11/50	$50.50
State 2/10/11/90	5.00
Sheriffs costs	75.00
Sheriff's Costs	17.00
Sheriff's Costs	84.10
Pro.Co.Pd 6/10/92	9.00

COMPLAINT FOR DECLARATORY JUDGMENT

1 copy (sheriff)

Oct. 24, 1990, Answer and New Matter of Defendants Shreffler filed.

Nov. 14, 1990, Sheriffs Return filed. Before me the undersigned authority personally appeared D. E. Allen, Jr. sheriff of Countyof Warren, com. of Pa. who being duly sworn according to law deposes and says that by virtue of the within writ directed to me, I have caused to be made strict and diligent search and inquiry but was unable to find the defendant Eva Marie Earls in Warren county, pa.

I therefore make a return of Not Found.

So answers: D. E. Allen, jr. Sheriff of Warren County

Not Found as to defendant Eva Marie Earls, as per affidavit received from sheriff of Warren county hereto attached. Forward Address: 29½ Main St, Pleasantv ille, Venango County, Pa. Ph. 589-5393.

So answers, Howard N. Stewart, sheriff

Nov. 21, 1990 Reply to New Matter filed.

Nov. 28, 1990, Complaint Reinstated.

Jan. 14, 1991 Appearance of Northwestern Legal Services by R. Christopher Brode for Eva Marie Earls filed.

Jan 22, 1991 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Robert D. Blair, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 5th day of December, 1990, at 1:35 P.M., he served Acceptance of Service-Notice to Defend-Complaint for Declaratory Judgment at AD 1990-976, Crawford County, Pennsylvania, upon Defendant Eva Marie Earls at 219 North Main St., Pleasantville, Pa by making known the contents thereof to Eva M. Earls, in person and handing to and leaving with her the certified copy of the writ received from Crawford County Sheriff.

Robert D. Blair, Deputy Sheriff
Gene Price, Sheriff

SERVED Eva Marie Earls by deputizing the Sheriff of Venango County, Pa as per his Affidavit of Service attached. Served: December 5, 1990.

So answers, Howard N. Stewart, Sheriff

Mar. 25, 1991 Reply To New Matter Of Eva Marie Earls filed.

Apr. 24, 1991 Motion for Issuance of A Bench Warrant Pursuant to Pa. R.C.P. 234.5(a) and Order filed. ORDER OF COURT: NOW, this 24 day of April 1991 it is hereby ordered that a Bench Warrant is issued for the arrest of Robert Paul York, 7 Church St. Rouseville, Pa. for his failure to appear at his deposition which was previously s cheduled for Mar. 22. The Sheriff of Crawford County is hereby ordered to arrest Mr. York and/or deputize the Sheriff of Venango County to arrest Mr. Yourk and bring him to the law offices of JOhn R. Gavin on May 6, 1991 at 22 Transit Bldg, Oil City, Pa. Notwithstanding the foregoing if counsel for the plaintiff, Jeffrey A. Ramaley, Esq. contacts the Sheriffs Office at 1:00 p.m. on that date and informs them that Mr. York has arrived for his deposition then Mr. York is not to be arrested.

3 copies (atty) BY THE COURT,
Issued (sheriff) Gordon R. Miller, J.

Apr. 30, 1991 copies of order to Attys. J. Gavin and R. C. Brode,

May 22, 1991 Writ REturn filed. And Now, 06 May 91 the within Bench Warrant to have been served upon the within named defendant Robert Paul York are returned NOT SERVED, the said defendant was in Erie per Terry Schultz, Deputy Sheriff, Venango County.

Costs: $16.40

Gene Price
So Answers, Gene Price, Sheriff
Venango County

Aug. 9, 1991, Certificate of Readiness filed.

ON CIVIL TRIAL LIST FOR OCTOBER 1991

Oct. 2, 1991 ORDER filed. AND NOW, Sept. 30, 1991, at the call of the civil trial list, it was represented that all parties agreed that this case be tried non-jury, and therefore, it is stricken from the jury trial list and shall be tried non-jury at a time to be scheduled by the Court Administrator.

By Order Of The Court,
Gordon R. Miller, P.J.

Oct. 3, 1991 Copy of Order to Attys. Jeffrey Ramaley, John Gavin and R. Christopher Brode.

Oct. 15, 1991 ORDER SETTING NON JURY TRIAL filed. AND NOW, Oct. 15, 1991 nonjury trial is thin amtter is hereby set for Dec. 17, 1991 at 9:00 a.m. in C. R. No. 1 or 2.

FOR THE COURT, Imogene Yetman, Ct. Adm.

Oct. 18, 1991 copies of order to Attys. J. Ramaley, John Gavin and R. C. Brode,

dec. 19, 1991 Sheriff's Return filed. SERVED the within Summons on November 14, 1991, at 9:45 am, upon A. Anderson at her residence, 243 Second St., Pleasantville, PA by handing t A. Anderson in person a true and correct copy thereof and made known to her the contents therein. Gene Price, Sheriff
I her eby dpeutize the Sheriff of Venango Co, PA to serve the within Subpoena according to law.
SERVED the within Subpoena on Nov. 14, 1991, at 9:20 AM, upon D. Harry at her employment RD#3 box 16, Titusville, PA 16354 nby handing copy to D. Harry in person a true and correc tcopy thereof and made known to her the contents therein. G. Price Sher.
I hereby deputize the Sheriff of Venango Co, PA to serve the within subpoena according to law. Howard N. Stewart, Sheriff
SERVED the record custodian at Marine Bank on Nov. 14, 1991 at 2:45 pm by handing a copy of the Subpoena to K. Morrison, Asst. Manager, at 123 Diamond St., Titusville, Craw. Co. PA.
SERVED A. Anderson by deputizing the Sheriff of Venango Co., PA as per his affidavit of service attached. Served on Nov. 14, 1991
SERVED D. E. Harry by deputizing the Sheriff of Venango Co., PA, as per his Affidavit of Service attached. Served Nov. 14, 1991.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Continued on Page 426A

Progressive Casualty Insurance Company

vs.

Joseph L. Shreffler and Elizabeth J. Shreffler, his wife and Eva Marie Earls

CONTINUED FROM PAGE 426

of Record

A.D. 1990 - 976

****

Feb. 3, 1992 MEMORANDUM and DECLARATORY JUDGMENT filed. AND NOW, Jan. 30, 1992, the plaintiff, Progresdive Casualty Insurance Company owes no obligation of coverage or defense to Eva Marie Earls in relation to an accident which occurred on Aug. 4, 1989 between Eva Marie Earls and Joseph L. Shreffler.

BY THE COURT,
Robert L. Walker, S.J.

Feb. 3, 1992 copies given to attys.

Feb. 3, 1992 EXHIBITS FILED.

Feb. 7, 1992, Defendant Shrefflers' Motions for Post Trial Relief filed.

Feb. 10, 1992, Defendant Earls' Motions for post Trial Relief filed.

Feb. 27, 1992 Re: Defendants' Post Trial Relief Motions Assignment of Argument Date filed. Feb. 27, 1992, argument in the above matter is set for March 30, 1992, at 1:30 P.M., before Senior Judge Robert L. Walker.

FOR THE COURT,
Imogene Yetman, Crt. Adm.

Feb. 27, 1992 copies given and mailed to counsel.

Mar. 10, 1992 ORDER filed. AND NOW, March 5, 1992, it appearing that defense counsel may desire a transcript of the proceedings, the argument scheduled for March 30, 1992 is hereby continued generally to be rescheduled by the Court after the transcript is filed or in the event a transcript is not prepared then upon motion of any party in interest.

Walter W. Podurgiel, Court Stenopgrapher, is directed to prepare a transcript of the trial with initial payment to be made by the Defendants.

BY THE COURT:
Robert L. Walker, S.J.

Mar. 10, 1992 copy give to Attys. & Court Reporter

May 11, 1992 DEFENDANTS'SHREFFLERS'MOTION TO WITHDRAW MOTIONS FOR POST-TRIAL RELIEF and ORDER, filed. ORDER: And now this 11th day of May, 1992 upon consideration of the foregoing Motion which is uncontested, It Is Ordered that defendant Shrefflers' Motions For Post-Trial Relief be and are hereby withdrawn.

By The Court,
Robert L. Walker, S.J.

May 15, 1992 copy in box for C. Brode, mailed copy to J. Ramaley & J. Gavin

May 28, 1992 DEFENDANT EARLS'MOTION TO WITHDRAWN MOTIONS FOR POST-TRIAL RELIEF and ORDER, filed. ORDER: AND NOW, this 26th day of May, 1992, upon consideration of the foregoing Motion which is uncontested, it is ordered that Defendant Earls' Motion for Post-Trial Relief be and are hereby withdrawn.

BY THE COURT,
Robert L. Walker, S.J.

June 4, 1992 copy in box for C. Brode, mailed copy to J. Ramaley & J. Gavin

June 10, 1992 And Now, June 10, 1992 upon praecipe of Plaintiff's attorney, declaratory judgment in favor of the Plaintiff and against the Defendants, in accordance with the declaratory judgment entered by the Honorable Robert L. Walker, Senior Judge, on Junuary 30, 1992, and following the withdrawal of Post-Trial Motions previously filed on behalf of the Defendants.

"S-94; S-54: E-54"

Judgment
Barbara H. King
Prothonotary

426 B

1990

1990

Allen & Hall
Stephen E. Hall

977.

Barrett & Dratler
Bruce A. Barrett

BERTHOLD K. BENISCH AND
ROSE L. BENISCH, HIS WIFE

vs.

FRANK W. WELDY, JR. AND
MICHELLE I. WELDY

Filed Oct. 11, 1990
@ 1:38 p.m.

Tax & entry Paid $50.50
State paid 5.00

COMPLAINT

1 copy (atty)

Dec. 7, 1990 Answer To Complaint and Counterclaim filed.

Dec. 24, 1990 Acceptance of Service of Complaint by Bruce A. Barrett filed.

Dec. 24, 1990 Reply To Counterclaim filed.

Dec. 28, 1990 Acceptance of Service filed. AND NOW, this 17th day of December, 1990, I accept service of the Answer to Complaint and Counterclaim, on behalf of the Plaintiff.
Steve Hall

May 3, 1991 Certificate of Readiness filed.

June 7, 1991, Motion for Non Jury Trial and Order filed.
ORDER OF COURT: AND NOW, June 7, 1991, a non jury trial is hereby set for the 22 day of july 1991 at 1:30 p.m.
Imogene Yetman, Court Adm.
June 12, 1991, copies to S. Hall and B. Barrett attys.

July 26, 1991 Order filed. AND NOW, july 22, 1991, the hearing in this matter is continued until July 31, 1991 at 9:00 o'clock a.m. in Courtroom No. 2.
BY THE COURT,
Gordon R. Miller, J

July 26, 1991 Copies of order put in box for Atty.'s Hall and Barrett

On October 1991 Trial List

Dec. 17, 1991 Memorandum And Order and VERDICT filed. AND NOW, Dec. 17, 1991, the Court sitting nonjury, finds in favor of the plaintiffs on their original complaint and against the defendants and awards damages in the amount of $4,969.15.

Furthermore, the Court finds in favor of the defendants and against the plaintiffs on the defendants' counterclaim and awards damages in the amount of $2,972.82.

By The Court,
Gordon R. Miller, P.J.

Dec. 17, 1991 Copy of Order place in Attys. Stephen Hall and Bruce Barrett box.

Dec. 18, 1992, exhibits filed.

Revived to: AD 2002-219
(See computer for future entries as of 2/19/2002)

1990

Allen and Hall
Stephen E. Hall

978.

Barrett & Dratler
Bruce A. Barrett

BERTHOLD K. BENISCH AND
ROSE L. BENISCH, HIS WIFE

vs.

FRANK W. WELDY, JR. AND
MICHELLE I. WELDY

Filed Oct. 11, 1990
@ 1:40 p.m.

Tax & entry Paid $50.50
State paid 5.00

COMPLAINT IN EJECTMENT

1 copy (atty)

Dec. 7, 1990 Answer To Ejectment and New Matter filed.

Dec. 24, 1990 Acceptance of Service of Complaint by Bruce A. Barrett filed.

Dec. 24, 1990 Reply filed.

Dec. 28, 1990 Acceptance Of Service filed. AND NOW, this 17th day of December, 1990, I accept service of the Answer to Ejectment and New Matter, on behalf of the Plaintiff
Steve Hall

May 3, 1991 Certificate of Readiness filed.

June 7, 1991 Motion for Non Jury Trial and Order filed. ORDER OF COURT: A non jury trial is hereby set for the 22 day of july 1991 at 1:30 p.m.
Imogene Yetman Ct. Adm.
June 12, 1991 copies of order to Attys. S. Hall and Dratler.

July 26, 1991 Order filed. AND NOW, July 22, 1991, the hearing in this matter is continued until July 31, 1991 at 9:00 o'clock a.m. in Courtroom No. 2. BY THE COURT,
Gordon R. Miller, J
Juy 26, 1991 Copies put in box for Atty's Hall & Barrett

On October 1991 Trial List

Dec. 17, 1991 Memorandum and Order and VERDICT filed. AND NOW, Dec. 17, 1991, the Court finds that the plaintiffs are the owners of the land described in their complaint and have the right to recover possession thereof.

The defendants shall vacate the property they now occupy and remove their mobile home no later than Feb. 1, 1992.

By The Court,
Gordon R. Miller, P.J.

(See AD 1990-977 for Memorandum and Order)

Dec. 17, 1991 Copy of Order placed in Attys. Stephen Hall and Bruce Barrett's box.

1990

979.

KAREN BECK

vs.

EDWARD BECK

Filed Oct. 11, 1990
@ 3:30 p.m.

Tax & entry	Pd 11/21/90	$50.50
State	Pd 11/21/90	5.00
Sheriffs costs		21.00
Pro Se Pd 11/21/90		9.00

11/21/90
Recd $21.00 From Defendant

11/21/90
Paid $21.00 To Howard Stewart Sheriff Use 543

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff
1 copy Plaintiff

ORDER:

And now, this 11th day of October, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. Defendant shall not assault, abuse, harass or threaten, **nor go to the plaintiff's place of employement, King's Restaurant for any purpose. the Plaintiff or nay of the minor children named in the Petition

2. Special Conditions: Custody of minor children is awarded to the plaintiff and plaintiff shall be permitted to enter the marital domicile for the purpose of obtaining her clothing and personal effects.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for October 24, 1990, at 11:30 AM., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT;
Robert L. Walker, J

Oct. 15, 1990, Sheriffs Return filed. SERVED Edward Beck personally at residence, R. D. #8, Box 624, Meadville, Pa. 16335, on Oct. 12, 1990 at 10:45 a.m. with Protection from Abuse So answers,

Robert Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Oct. 29, 1990 Order filed. AND NOW, October 24, 1990 the abuse matter is before the Court and the matter is relatively uncontested about the abuse incident occurring on October 17, 1990. The Plaintiff has moved out of the house and is currently housed at the greenhouse, andhas no interest in re-occupying the marital home. She is seeking other living arrangements for herself and the children. Accordingly, the Defendant is directed not to assault, abuse, threaten, harass, or annoy the Plaintiff in any fashion, nor go to or call her place of employment for any purpose.

With the Pl aintiff's consent, the Defendant is accorded exclusive custody of sthe marital residence at R.D. #8, Box 624, Meadville which is jointly owned by the parties.

Custody of the four children is temporarily awarded to the Plaintiff and the Court urges the parties to make satisfactory arrangements for periodic visits between the father and the children. If such arrangements cannot be mutually agreed upon, the Court advises the parties that either of them amy file a custody and visitation action regarding the children and the same will be referred to a custody mediator.

The Plaintiff agrees that the husband shall have exclusive possession ofthe jointly owned automobile.

The husband agrees that on October 31, 1990 at 10:00 a.m. the wife may come to the residence and secure her clothing and personal possessions and the clothing, toys, and personal possessions of the children. There is a television set now in possession ofthe wife, and the husband agrees she may continue to have the same. When the wife secures a separate living arrangement for herself and the children, she requests that she be allowed to remove two beds and some wall pictures from the residence to accommodate her living arrangements at a new location. The husband agrees to this.

The Court urges the parties to work out a mutually satisfactory arrangement for the custody and visitation of the children. It the same cannot be mutually agreed upon, the court advises that either party may file a custody and visitation proceeding with the Court and the matter will be initially referred to a mediator for resolution.

This order shall remain in full force and effect for a period of one year form this date. In the event the wife alleges any violation of this order as it relates to abuse conditions, she is advised she may go to a District Justice ofthe Peace and reduce to writing the manner in which the abuse portion of this order have been violated and a District Justice of the Peace may issue an arrest warrant based on probable cause without further hearing and directing the immediate arrest and apprehension of the Defendan tan dhis lodging in the County Jail until a contempt hearing can abe held.

The Defendant is directed to pay costs in this case of $85.50 when billed for the same by the Prothonotary's office at his R.D. #8 address, and he is granted until November 22, 1990 to pay the same at the Prothonotary's Office.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Oct. 29, 1990 Copy put in County Control's box and 10/31/90 Copies mailed to plaintiff and defendant.

Nov 9, 1990 Order filed: AND NOW, November 9, 1990, the Court hereby sets hearing in the above matter for November 14, 1990 at 4:00 P.M., in Courtroom No. 1.

The child, Edward Beck, shall remain with the father pending said hearing.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Nov 9, 1990 Copies mailed to Plaintiff, Defendant and Brian Lindsay by Court Administator.

Continued on Page 673

SEE Vol. 3

1990

Mary Ann Kirkpatrick

980.

Fuller, Kinnunen,
Petruso, Gamble
Gary A. Fabian

JON NICKELSON

vs.

MELANIE NICKELSON

Filed Oct. 12, 1990
@ 8:58 a.m.

Tax & entry Paid	$50.50
State paid	10.00
State paid	5.00
Pro Co pd 10/2/91	15.00
State paid 10/2/91	5.00
Pro Co pd 4-22-92	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 7, 1990 Affidavit of Service filed. And now, November 5, 1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Jon Nickelson Plaintiff in the above-captioned matter.
2. That on information furnished her eby the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P320 785 132; postmarked October 23, 1990, to the last known address of the Defendant, Melanie Nickelson, c/o David and Virginia Adams, 1335 S. Woodman St., Apt. #14, San Diego, CA 92139.
3. That the defendant, Melanie Nickelson, on October 25, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.
4. Service ofthe Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Lisa M. Sherretts

Nov. 19, 1990, Appearance of fuller, Kinnunen, Petruso & Gamble, by Gary A. Fabian, filed.

Jan. 29, 1991 Affidavit of consent of Plaintiff filed.

Sept. 26, 1991 Affidavit of Consent of defendant filed.

Sept. 30, 1991 Petition For Subsequent Claim: Equitable Distribution filed.

Oct. 10, 1991, Plaintiff's Inventory filed.
Oct. 18, 1991, Motion for Appointment of Master in Divorce filed.
Oct. 30, 1991 /re: Motion for Appointment of a Master - ORDER - filed. This divorce was filed Oct. 12, 199 on the grounds of an irretrievable breakdown of the marriage. Service was made and an appearance by defense ocunsel was entered Nov. 19, 1991. The plaintiff's affidavit of consent was filed Jan. 29, 1991 although we note that probably through an oversight of counsel, a copy of said affidavit reposes in the record rather than the original. The defendant filed an affidavit of consent Sept. 21, 1991. Nine days later on Sept. 30, 1991, the plaintiff petitioned for an additional claim of equitable distribution and on Oct. 10, 1991, filed a plaintiff's inventory listing minimal assets and debts that would seemingly exceed marital assets.

On Oct. 18, 1991 plaintiff petitioned the court for Appointment of a Divorce Master. We decline to appoint a Master relying on Rule 1920.33. this rule provides that within ninety (90) days after a PLEADING requesting distribution of marital property, each party shall file an inventory. Thus, what appeared to be simply, uncontested divorce has now been complicated by a request for equitable distribution of marital property and presumptively a determination of responsibility for marital debts. As noted afdoresaid, each party has ninety (90) days from the filing of a request for equitable distribution to file an inventory describing all property owned or possessed at the time the divorce was commenced. obviously, this ninety days has not run as far as the defenant is concerned and we are reluctant to appoint a Master at this time. In the event the defendant-wife fiels a statement or a CONSENT STIPULATING THAT SHE AGREES with the plaintiff's inventory or that the c ase may go to the master on the plaintiff's inventory alone, we would then accept a new motion for appointment of a master.

Dated: Oct. 24, 1991

BY ORDER OF THE COURT,
P. Richard Thomas, Sen. Judge

Nov. 6, 1991 copies to M. Kirkpatrick and G. Fabian attys.

Nov. 25, 1991 Motion To Withdraw and Order filed. AND NOW, this 25th day of November, 1991, pursuant to the foregoing motion, Gary A. Fabian is granted leave to withdraw as counsel for Defendant Melanie Nickelson in this matter.

BY THE COURT,
Gordon R. Miller, J

Nov. 27, 1991 Copies of order put in box for Atty's Kirkpatrick and Fabian

Mar. 4, 1992 MOTION TO WITHDRAW COUNT and ORDER filed. And, Now, March 4, 1992, comes the Plaintiff by his Attorney, Mary Ann Kirkpatrick and moves the Court for leave to withdraw and discontinue the claim for equitable distaribution raised in the Divorce Complaint filed by the Plaintiff because Plaintiff no longer desires an adjudication of these matters.

ORDER: And, Now, the 4th day of March, 1992, the within Motion is allowed.

By the Court:
Anthony J. Vardaro, J.

Mar. 6, 1992 copy in box for M.A. Kirkpatrick & G. Fabian

Mar. 27, 1992 And Now, March 24, 1992, comes Constance L. Deitman being duly sworn according to law, depcses and sets forth as follows:

1. That she is the legal secretary of Atty. for Jon Nickelson, Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Motion to Withdraw the Claim for Equitable Distribution with Order and a copy of the Praecipe to enter a decree in divorce to be forwarded by Certified Mail, P 899 085 264; postmarked March 5, 1992, to the last known address of the Defendant, Malanie Nickelson, 2600 NE Athens Way, A-6 Bremerton, Washington 983810.
3. That the Defendant, Melanie Nickelson, on March 10, 1992, personally signed the return receipt card which was affixed to the above-mentioned documents in the above-matter and which is attached hereto.
4. Service of the documents against Defendant is therefore effected in accordance with Pa. Rules of Civil Procedure.

Apr. 22, 1992 Upon praecipe of Plaintff attorney to transmit record, case moved to Court.

DIVORCE DECREE filed.

May 1, 1992 AND NOW, April 30, 1992, it is ordered and decreed that Jon Nickelson, plaintiff, and Melanie Nickelson, defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered and which has not been withdrawn by the party making the claim.

BY THE COURT,
Gordon R. Miller, P.J.

1990

Joseph M. Walsh, III

981.

Brian Lindsay

JUDI L. PYLE

vs.

JON S. PYLE

Filed Oct. 12, 1990
@ 9:34 a.m.

Tax & entry	$50.50
State	5.00
Sheriff's costs	21.00
	9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)

1 copy (plff)

ORDER:

And now, this 12th day of October, 19 90; upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petitio n.

2. Special Conditions: Custody of Michael Pyle awarded to Plaintiff pending hearing. Defendant shall not go to plaintiff's residence or place of employment for any reason.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for October 19, 1990 at 9:30 A.M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Robert L. Walker, S. J.

Oct. 15, 1990 Sheriff's Return filed. SERVED Jon S. Pyle personally at residence, 916 Vernon St., Meadville, PA 16335, on Oct. 12, 1990 at 11:30 AM with the Protection From Abuse. So answers,

Robert M. Stevens, Deputy
Edgar D. Householder, Chief Deputy
Howard N. Stewart, Sheriff

Oct 22, 1990 Order filed: AND NOW, October 19, 1990, after informal hearing and at least partial agreement between the parties, the following Order is entered:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or the minor child of the parties.

2. The Defendant shall not go the residence of the Plaintiff or her place of employment for any purpose whatsoever.

3. Basic custody of Michael Pyle, the three-month old son of the parties is awarded to the Plaintiff, and the Defendant shall have the right to take the child into his custody from 1:00 p.m. to 5:00 p.m. each Sunday with such visits to be held at the home of the paternal grandparents and in the presence of one or both of the paternal grandparents on Vernon Street in Vernon Township, Crawford County, Pennsylvnaia. Transportation for such visits shall be furnished by the Plaintiff who shall take the child to the home of the paternal grandparents and pick the child up there at the conclusion of the visit. In the event there is evidence that the paternal grandparents are not supervising the visit, the Court will consider modification of this provision.

4. This Order may be enforced by any police department having jurisdiction in the premises in accordance with the Protection from Abuse Act.

5. Costs in this proceeding shall be paid by the Defendant within thirty (30) days of this date.

6. This Order shall continue in full force and effect for a period of one (1) year from this date.

7. The provisions regarding custody and visitation in this Order shall terminate in the event an Order in a custody proceeding either as a part of a divorce or a separate proceeding is entered, which is different than the temporary Order in this proceeding.

BY ORDER OF THE COURT,
Robert L. Walker, S.J.

Oct 23, 1990 Copies of order mailed to Atty MeElynn, copy put in Atty. Lindsay's box and copy given to Co. Control.

1990

Joseph F. Kulwicki

982.

SAUNDRA MARVIN

vs.

JOHN STEELE

Filed Oct. 12, 1990
@ 10:41 a.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00 ✓
Sheriffs costs	103.50
Pro Co Pd 11/14/90	6.00 ✓

SUMONS IN A CIVIL ACTION

Issued (sheriff)

Nov. 13, 1990, Sheriffs Return filed. (writ) Before me, the undersigned authority, personally appeared William Parker, Deputy, who being duly sworn according to law, deposes and says that on the 24th day of Oct. 1990, at 11:20 a.m. he served Summons, Interrogatories and Request for production at No. 982 1990, Crawford County, Pa. upon defendant John Steele, at his residence, 186 North Main St., Erie, County Albion Pa. by making known the contents thereof to Debra Steele, his wife and handing to and leaving with her the cert. copy of the Notice, Interrogatories and Request for Production rec'd from Crawford County.
So answers, William Parker, dep. Sheriff
Robert N. Michel, Sheriff
SERVED John Steele by deputizing the Sheriff of Erie County, Pa. as per his affidavit of service attached. Served: Oct. 24, 1990
So answers, Howard N. Stewart, sheriff

Nov. 14, 1990, Upon praecipe of plaintiff attorney, the above captioned claim against the defendant is hereby settled and discontinued of record.

1990

David R. Devine

983.

Watts & Pepicelli
Christopher D. Ferry
for Eddie F.Smith

Joseph F. Tinko
for Barbara J.St.Jean

FRANK TUCCI AND GERALDINE TUCCI, HUSBAND AND WIFE

vs.

EDDIE F. SMITH AND BARBARA J. ST. JEAN

Filed Oct. 12, 1990
@ 11:18 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co Pd 12/3/90	9.00
Pro Co pd 1-24-95	9.00
Pro Co pd 5-2-96	9.00
Pro Co pd 11-25-96	5.00

COMPLAINT

4 copies (atty)

Oct. 31, 1990 Affidavit of Service filed. Before me, the undersigned Notary Public, personally appeared David R. Devine, Esquire of 201 Erie Street, Edinboro, Pennsylvania, attorney for Plaintiffs, Frank Tucci and Geraldine Tucci, in the above captioned case. Attorney Devine deposes and states that he mailed a true and certified copy of a Complaint in the above-captioned case to Defendants, Eddie f. Smith and Barbara J. St. Jean, by certified mail, return receipt requested pursuant to Pa. R.C.P. Rule §403. The original of the return receipt is attached to this Affidavit an dmade a part hereof. David R. Devine

Nov. 30, 1990 Notice to Eddie F. Smith of default judgment filed.

Nov. 30, 1990 Notice to Barbara J. St. Jean of default judgment filed.

Dec. 3, 1990, at 1:25 p.m., upon praecipe of plaintiff attorney, with certification of residence attached, and copy of notice of entry to defendants attached, Judgment is hereby entered in favor of the plaintiffs and against the defendants ofr want ofan answer; damages in the amount of Nine Thousand Six Hundred Forty Six and 64/100 Dollars, plus costs.
Judgment entered
12/3/90
S - 208 Debt ---$9,646.64
S - 25 JUDGMENT
James F.Simmons,
Prothonotary

Dec. 4, 1990, Notice of entry of judgment mailed to defendants.

Sept. 28, 1993 Notice of Deposition In Aid Of Execution of Eddie F. Smith filed.

Nov. 12, 1993 Affidavit of Service filed. I, David R. Devine, Esquire, do hereby certify that a Notice of Sale was mailed and served upon all Lien Holders, by Certificate of Mailing for service in the above-captioned case on the 9th day of November, 1993, advising them of the Sheriff's Sale of the property at R .D.#1, Box 21A, Cambridge Springs, Pennsylvania 16403, on the 4th day of February, 1993, at 10:00 a.m.
Nov. 9, 1993 David R., Devine, Esq. (2 copies Atty.)

EX1994-8A

Mar. 23, 1994 Defendants' Petition to Strike Off Default Judgment and ORDER filed. AND NOW, this 23 day of March, 1994, upon consideration of the defendants' petition to strike off default judgment entered against the defendants on December 3, 1990, be struck off and the defendants are permitted to plead to plaintiffs' complaint within twenty (20) days after entry of this order. This order is entered without the entry of a Rule insofar as both counsel for the defendants indicate plaintiff's counsel does not oppose this order - in the event plaintiff counsel does oppose this order he may seek a hearing and/or argument on a Rule to be entered.
BY THE COURT
Anthony J.Vardaro, J.
3-24-94 Copy of Order to Attys.DeVine, Ferry & Tinko

Mar. 30, 1994 Complaint re-issued.

Apr. 20, 1994 Acceptance of Service filed. I, Joseph W.Tinko, Esquire,hereby accept service of the Re-issued Complaint filed in the above-captioned matter on behalf of the Defendant, Barbara J. St.Jean, and certify that I am authorized to do so.
Accepted on this 6th day of April, 1994 by Joseph W. Tinko.

Apr. 20, 1994 Acceptence of Service filed. I, Christopher D.Ferry, Esquire, hereby accept service of the Re-issued Complaint filed in t he above-captioned matter on behalf of the Defendant, Eddie F. Smith, and certify that I am authorized to do so.
Dated: March 30, 1994 Christopher D. Ferry, Esquire

Apr. 29, 1994 Answer of Defendants, filed.

Oct. 28, 1994 Stipulation to Amend Pleading filed.

Dec. 23, 1994 Notice of Default Judgment filed.

Jan. 6, 1995 Answer to Amended Complaint,filed.

Jan. 20, 1995 And Now, a Default Judgment is entered for the above-captioned case on behalf of the Plaintiffs.
Dated: January 13, 1995
Entered 1-20-95 JUDGMENT
S - 25, 208 Barbara H. King, Pro.

May 2,1995 Defendants' Petition to Strike off Default Judgment and Order, filed. AND NOW, this 1st day of May, 1995, upon consideration of the Defendants' petition to strike off default judgment,it is hereby ordered that the default judgment entered against Defendants on January 20, 1995, is stricken. BY THE COURT
Gordon R. Miller, P.J.

May 2, 1995 Faxed Tinko, Ferry & Devine

Continued on page 502

Vol. 2

1990

Shafer, Swick, Bailey
Irwin and Stack
Paul D. Shafer, Jr.

984.

Amy Reynolds Hay
for USA

FRANKLIN M. MILLER AND
DOROTHY B. MILLER, HIS WIFE

vs.

ROBERT C. FITCH AND THE
UNITED STATES OF AMERICA

Filed Oct. 12, 1990
@ 11:26 a.m.

Tax & entry Paid	$ 50.50
State paid	5.00
Sheriff's costs	59.40
Pro co 12/20/90	9.00
Pro Co-Pd 12/20/90	9.00

COMPLAINT IN MORTGAGE FORECLOSURE

5 copies 9sheriff)

Nov. 20, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Sgt. Ziegler, who being duly sworn according to law, deposes and says that on the 7 day of Nov. 1990 at 10:10 a.m. he served Complaint in Mortgage foreclosure, filed at No 984 , 1990, Crawford, County ,Pa. upon defendant USA at 633 US P.O. & Court House. By making known the contents thereof to Scott Kanary, Clerk, and handing to and leaving with him the certified copy of the received from Crawford.

Sgt. Ziegler, Dep. Sheriff

So answers
Eugene L. Coon, Sheriff
Allegheny County

SERVED Robert C. Fitch on Oct. 30, 1990 at 3:45 PM by handing copy of Complaint to Melodie Fitch, adult in charge of residence 223 Wadsworth Ave., Meadville, Crawford Co. Pa. 16335
POSTED a copy of Complaint on the main door of property on Nov. 7. 1990 at 1:58 PM at 90 Race St., Meadville, Crawford Co. Pa. 16335
SERVED United States of America by sending copy of Complaint Certified Mail to U.S. Attorney General, Department of Justice, 10th and Constitution Ave. N.W., Washington, D.C. 20530. Served Nov. 2, 1990, signed return receipt attached.
SERVED United States of America by deputizing Sheriff of Allegheny County, Pa. as per his Affidavit of Service attached. Served: November 7, 1990.
So answers,

Robert M. Stevens, Dep. Sheriff
Howar d N. Stewart, Sheriff

Dec. 19, 1990 @ 9:45 a.m., CONSENT JUDGMENT filed. AND NOW, to wit, this 19 day of Dec. 1990, it appearing that counsel for plaintiff and counsel for defendant, United States of America, have consented to the entry of the within Order on behalf of their respective clients, it is hereby ORDERED, ADJUDGED AND DECREED that a judgment be entered in favor ofthe plaintiff and against the Untied States of America for foreclosure of the mortgage of plaintiff in the within cause and for sale of the mortgaged property of defendant(s) Robert C. Fitch.

It is further ORDERED , ADJUDGED AND DECREED that defendant, United States of America, shall be notified by plaintiff of the date, time and place scheduled for nay sheriff's sale of the real property of the aforesaid defendant; that the United states of America shall be entitled to payment from the proceeds fo the sheriff's sale to the extent its proper priority would entitle it to the same; and that the U. S. of A. shall be entitled to redeem the aforesaid property within 120 days from the date of sale, as provided by 28 U.S.C.§ 2410.

Nothing contained in the within Order shall, in any way, be construed as entry of a monetary judgment against the United States of America, but rather, said judgment is limited tothe foreclosure and sale of the real estate of the aforesaid defendant in the within proceeding.

BY THE COURT:
P. Richard Thomas, S.J.

Dec. 19, 1990, copies to P. Shafer, Jr. and A. Hay attys.

Dec. 19, 1990, Answer of Defendant United States of America, filed.

AND NOW, Dec. 20, 1990 at 11:27 a.m., upon praecipe of plaintiff attorney, with default notice and certificate of service attached, Judgment is hereby entered in favor fo the plaintiff and against the defendant Robert C. fitch in the sum of Eighty Three Thousand Five Hundred forty Four and 19/100 Dollars, plus interest from Oct. 13, 1990 at 10% and costs of suit, for failure to file answer.
Judgment entered - 12/20/90
F - 145

Debt ----$83,544.19
Int. from Oct. 13, 1990 @ 10%
JUDGMENT
James F. Simmons, Prothonotary

Dec. 20, 1990, Notice of entry of judgment mailed to defendant Robert C. Fitch.

EX/1990-112

1990

Louis p. Vitti & Assoc.
Louis P. Vitti

985.

HOUSING MORTGAGE CORPORATION

vs.

TOM B. STUDER, DEBRA L. STUDER, HIS WIFE, AND ALL OTHER OCCUPANTS

Filed Oct. 12, 1990
@ 11:35 a.m.

Tax & entry PaID	$50.50
State paid	5.00
Sheriff's Costs	37.00
Pro Pd 11/19/90	9.00

COMPLAINT IN EJECTMENT

3 copies (sheriff)

Oct. 31, 1990 Sheriff's Return filed. SERVED Thomas B. Studer personally on October 15, 1990 at 4:00 p.m. at his residence 235 Grandview Avenue, Meadville, Crawford County, PA.
SERVED Debra L. STuder on October 16, 1990 at 8:50 AM by serving her Authorized Agent, and Mother, Betty Reissinger, at ParkWay Diner Park Avenue, Meadville, Crawford County, PA. Signed acceptance of Service attached.
No other occupants at residence.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And now, Nov. 19, 1990 at 1:10 p.m., upon praecipe of plaintiff attorney, with notice of intention to take judgment and certification of mailing attached, Judgment for Possession and/or ejectment as result of defendants failure to file an Answer or responsive pleading, is hereby entered.
Judgment entered 11/19/90
S - 165, 45 JUDGMENT FOR POSSESSION
James F. Simmons,
Prothonotary

WRIT OF POSSESSION NO. EX 1990 - 107

Nov. 19, 1990 Notice of Judgment mailed to defendants.

1990

Tamera Oachs Rothschild

986.

Ann Hansen Gamble

JUNE E. KERR

vs.

CHARLES F. KERR

Filed Oct. 12, 1990
@ 1:39 p.m.

Tax & entry	10/17/90	$50.50
State	10/17/90	5.00
Sheriff's Costs		36.60
Pro to Pd	12/7/90	20.37
Pro to Pd	3/12/91	25.24

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy plaintiff
3 copies Sheriff

ORDER:

And now, this 12th day of Oct., 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions:

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for Oct. 18, 1990, at 1:30 P M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Robert L. Walker, J

Oct. 18, 1990 Sheriff's Return filed. SERVED Charles F. Kerr, personally on October 16, 1990, at 3:19 PM at the Sheriff's Office, Crawford County Courthouse, with protection from Abuse. So answer,

Catherine Allen, Deputy
Howard N. Stewart, Sheriff

Oct. 24, 1990, Motion to Continue and Order filed. AND NOW, this 23 day of October 1990, upon plaintiff and defendant's Motion for continuance, it is hereby ordered that the hearing presently scheduled for Oct. 18, 1990, at 1:30 p.m. is continued generally. (Consent Agreement and order filed this date)

P. R. Thomas, S. Judge

Oct. 26, 1990, copies to Atty. Rothschild and Atty. Gamble

Oct. 24, 1990, Motion for Approval of Consent Agreement and Order Pursuant to the Protection From Abuse Act Approving Consent Agreement filed.

ORDER: AND NOW, this 23 dayof Oct. 1990, upon consideration of the foregoing Motion and Consent Agreement Pursuant to Protection From Abuse Act between the parties, it isORDERED AND DIRECTED that:

1. Defendant agrees not to abuse plaintiff as defined by Section 6702 of the Act, as follows:

A. Attempting to cause or intentionally, knowingly or recklessly causing bodily injury, serious bodily injury, rape, spousal sexual assault or involuntary deviate sexual intercourse with or without a deadly weapon:

B. Placing, by physical menace, another in fear of imminent serious bodily injury, and

C. The infliction of false imprisonment pursuant to 18 PA. C.S. %2903 (relating to false imprisonment)

2. Defendant and plaintiff agree that they shall not contact each other in person, by telephone or by mail or any purpose.

3. Defendant agrees that the plaintiff shall have exclusive possession of the marital residence of the parties located at 218 Prospect St. Titusville, Crawford County, Pa. for one (1) year from the date of this order.

4. Plaintiff and defendant agree that they shall not have any contact with each other, including, but not limited to, they shall not enter onto the residential property of one another; they shall not be within fifteen (15) feet on one another at their place of employ

5. The Defendant shall have the right to go upon the marital property for the purpose of remo ving essential personal belongings provided that he gives the plaintiff at least four (4) hours advance notice in that he is in the presence of another responsible adult when he visits the home for the purpose of removing his essentail personal belongings.

6. This order may be enforced without a warrant fo arrest by any law enforcemtn officer having reasonable grounds to believe it has been violated.

7. A copy of this order shall be delivered to the police department in the jurisdiction where the plaintiff resides and to County Control.

8. The provisions of this order shall remian in full force and effect until Oct. 17, 1991, unless modified or terminated by further order of court.

9. The defendant shall apy 75% of the court costs within fifteen (15) days; Plaintiff shall pay 25% of the court costs within fifteen (15) days.

10. The temporary abuse order entered by the court of Common Pleas of Crawford County on Oct. 12, 1990 is suspended and superseded by this order.

P. R. Thomas, S. J.

Oct. 29, 1990, copies to T. Rothschild, A. Gamble, and county control.

1990

Plate, Shapira, Hutzelman, Berlin, Mary, Walsh and Brabender Stephen Hutzelman 987. Blystone & Blystone Peter E. Blystone	DANIEL T. WILLIAMS, M.D. vs. ELANORE BLYSTONE Filed Oct. 12, 1990 @ 2:00 p.m. Tax & entry paid $50.50 State paid 5.00 Sheriff's Costs 21.00 Pro Co Pd 2/14/91 5.00	COMPLAINT 1 copy (sheriff) Oct. 31, 1990 Sheriff's Return filed. SERVED Elanore Blystone on October 16, 1990 at 9:45 AM by handing copy of Complaint to Peter Blystone, her Authorized Agent, at Sheriff's Office, Crawford County Courthouse, Meadville, PA 16335 Signed Acceptance of Service attached. So answers, Catherine I. Allen, Deputy Sheriff Howard N. Stewart, Sheriff Nov. 9, 1990, Answer filed. Feb. 12, 1991, UPon praecipe of plaintiff attonrey, the above matter is settled and discontinued of record.

1990

Plate, Shapira, Hutzelman Berlin May Walsh and Brabender
Stephen H. Hutzelman

988.

NATIONAL FUEL GAS

vs.

WILLIAM EAKIN a/k/a
BILL EAKIN d/b/a
BILLS MOBILE HOME

Filed Oct. 12, 1990
@ 2:06 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriffs costs	27.32
Pro Co Pd 1-10-91	9.00

COMPLAINT

1 copy (sheriff)

Nov. 14, 1990, Sheriffs Return filed. SERVED William Eakin a/k/a Bill Eakin d/b/a Bills mobile Home on Oct. 25, 1990 at 3:10 p.m. by handing copy of Complaint to Mary Ann Palmer, person in charg eof residence 1502 Water St. Conneautville, Crawford County, Pa. 16404.
So answers, Robert M. Stevens, Dep. sheriff
Howard N. Stewart, Sheriff

AND NOW, Jan 10, 1991 @ 2:01 P.M. Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the plaintiff and against the Defendants for failure to file an answer and damages are assessed as follows: Amount claimed in Plaintiff's Complaint, One Thousand Eight Hundred Ninety-six and 60/100 Dollars, Interest $0.00, Attorney's fees $0.00, TOTAL One Thousand Eight Hundred Ninety-six and 60/100 plus court costs of record.
E-173,23;B-181 DEBT.....$1,896.60 + Costs
1-9-91 Judgment entered JUDGMENT
James F. Simmons
Prothonotary
Jan 10, 1991 Notice of Judgment mailed defendants.

1990

Ferguson & Spataro
John F. Spataro

989.

LEANNA L. PARSONS

vs.

HARRY J. PARSONS

Filed Oct. 12, 1990
@ 3:44 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
State paid	10.00
State paid	10.00
Pro Co Pd 2/27/91	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 18, 1991 Affidavit of Service filed. I, the undersigned being duly sworn according to law, depose and say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated October 15, 1990. The defendant acknowledged service on October 16, 1990, by accepting delivery on that date as evidenced by the attached signed return receipt.

John F. Spataro

Jan. 18, 1990 Affidavit Of Consent of Defendant filed.

Jan. 18, 1991 Affidavit of Consent of Plaintiff filed.

Feb. 25, 1991, Upon praecipe of plaintiff attonrey, to transmit the record, this action is moved to court.

Mar. 4, 1991 Motion To Enter Agreement As Court Order and Order filed. AND NOW, this 28th day of February, 1991, upon consideration of the within Motion, the Marraige sEttlement Agreement executed between the parties dated January 14, 1991, is hereby entered as an Order of this Court.

by the court,
Gordon R. Miller, J

Mar. 5, 1991 Copy put in John Spataro's box.

Mar. 4, 1991 Motion For Entryof Qualified Domestic Relations Order and Order filed. AND NOW, this 28th day of February, 1991, it appearing to the Court that:

1) The parties hereto were formerly husband and wife having been divorced on February 28, 1991 at the above number;

2) Harry J. Persons, Soc. Sec.#163-36-6174, hereinafter referred to as "Defendant" or "Participant" was employed by The Abex Corporation, present doing business under the name Pneumo Abex Corp and is a participant in a retirement and pension plan acquired through his former employment with the Abex Corporation which is presently being managed by the Henley Group, Inc.;

3) Leanna L. Parsons, Soc. Sec.#211-34-2332, hereinafter referred to as "Plaintiff" or "Alternate Payee" has raised claims for, inter alia, equitable distribution of marital propert y pursuant to the Pensylvania Divorce Code, 23 P.S. Section 101 et seq.;

4) Plaintiff's current and last known mailing address of P.O. Box 186, Maple Street, Conneaut Lake,PA 16316.

5) Defendant's current and last known mailing address of P.O. Box 186, Maple St. Conneaut Lake PA

IT IS ORDERED, ADJUDGED AND DECREED as follows:

1) The entirety of the aforementioned Retirement Plan is marital property subject to the distribution by this Court.

2) The parties have heretofore agreed, a copy of said agreement is attached hereto and made a part hereof, that each has a one-half property interest inthe retirement benefits. The parties agree and it is her eby ordered that each shall be paid one-half of each retirement benefit payable under the plan for the rest of their respective lives.

3) The Pension Plan Administrator shall pay one-half of each payment directly to each spouse when due. The spouses shall cooperate in executing all documents required to give effect to this decree, with proper notice of this court Decree to be sent to the Pension Plan Administrator.

4) In the event a Plan provides the option to the Participant to elect to obtain benefits at the earliest retirement age, the benefits shall be payable to the Alternate Payee on or after the date on which the Participant attains (or would have attained) the earliest retirement age, as if the Participant had retired on that date even if the Participant has not actually retired or separated from service.

5) The plan to which this Order applies is the Pneumo Abex Corporation Retirement Plan, presently being adminstrered by the Henley Group, Inc. or any successor plan.

6) The Alternate Payee, Leanna L. Parsons, shallhave the same rights with regard to her portion of the Plan as are available to the Participant, Harry J. Parsons, with regard tohis remaining portion of the Plan. These rights include but are not limited to the right to designate a beneficiary of retirement benefits and the right to elect form then existing retirement dates and payment options. In no event shall the Alternate Payee have greated rights than those which are available to the Participant. The Alternate Payee is not entitled to any benefit not otherwise provided under the Plan.

7) In the event that actuarial computation is necessary to determine"acturarial equivalents" and/or the difference between benefits actuarily acurred, non-subsidized benefits, or employer subsidized benefits, for the purpose ofthe earliest retirement age option by the Alternate Payee, or otherwise, the Plan Administrator shall obtain the services of any actuary who is enrolled under subtitle C of title III of the Employment Retirement Security Act of 1974.

8) Any reasonable costs incurred by the Plan Adminstrator to effectuate the terms and provisions of this Qualified Domestic Relations Order shall be assessed equally among the parties.

9) The parties shall promptly notify the Pension Plan Administrator of any change in their addresses fromthose set forth in this Order; and

10) The parties shall promptly submit this Order to the Pension Plan Administrator for determination of its status as a Qualified Domestic RElations Order.

IT IS INTENDED that this Order shall qualify as a Qualified domestic Relations Order under the Retirement Equity Act of 1984. The court retains jurisdiction to amend this Order as might be necessary to establish or maintain its status as a Qualified Domestic Relations Order under the Retirement Equity Act of 1984.

BY THE COURT,
Gordon R. Miller, J

Mar. 5, 1991 Copy put in John Spataro's box.

Mar. 4, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, February 28, 1991, it ordered and decreed that Leanna L. Parsons, plaintiff, and Harry J. Parsons, defendant, are divorced formthe bonds of matrimony.

BY THE COURT,
Gordon R. Miller. J

June 29, 1998 Motion for entry of an Amended Qualified Domestic Relations Order, filed.

June 29, 1998 Amended Qualified Domestic Relations Order, filed.

June 29, 1998 Faxed Spataro

1990

R. Charles Thomas
Thomas, Truax, Vardaro
Spadafore, Walker

990.

Kathleen Nelson

JACQUELINE KEARNS

vs.

JAMES G. KEARNS

Filed Oct. 12, 1990
@ 3:57 p.m.

Tax & entry paid	$50.50
2 counts paid	30.00
State paid	15.00
State	10.00
Pro Co. Pd. 3-26-92	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, ALIMONY PENDENTE LITE, COUNSEL FEES AND COSTS

1 copy (atty)

Mar. 13, 1991 Petition For Special Relief and Order filed. AND NOW, this 13 day of March, 1991, upon presentation and consideration ofthe within Petition a Rule is granted upon the Defendant to show cause, if any he has, why the relief requested by the Plaintiff in this petition should not be granted.

A Hearing on this matter is scheduled for the 11 day of April, 1991 at 3:00 o'clock p.m., in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

A copy of this Petition shall be served upon the Defendant by Certified Mail, Return Receipt requested, and a copy thereof on his counsel, Kathleen Nelson, Esquire, by regular mail.

BY THE COURT,
P. Richard Thomas, S.J.

2 copies Atty.

Mar. 13, 1991 Motion For Scheduling of Hearing and Order filed. And now, March 13, 1991 A hearing is scheduled for the 11 day of April, 1991 at 3:00 o'clock P.M. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

P. R. Thomas, S.J.

Mar. 19, 1991 copy of order put in R. Charles Thomas' box.

Mar. 19, 1991 Plaintiff's Income and Expense Statement filed.

Apr 22, 1991, MEMORANDUM AND ORDER filed. ORDER: AND NOW, April 18, 1991, the defendant is ordered and directed as follows:

1. To pay the sum of $250.00 to R. CHarles Thomas, attorney for the plaintiff to apply to counsel fees and expenses, in two monthly installments of $125.00 each. The first payment shall be made on or before Apr. 30, 1991 and the final payment shall be made on or before May 30, 1991.

2. To pay the sum of $325.00 per month as alimony pendente lite to the plaintiff for four months to-wit: April, May, June and July 1991. Said payments shall be made on or before the last day of each month commencing with Apr. 30, 1991. In the event that the parties are divorced before the defendant has paid alimony pendente lite for four months he sahll continue to pay the same until this order is complied with.

Furthermore, a decision of the plaintiff's request for special relief in the nature of directing the defendant to make mortgage payments is continued generally for further proceedings consisting with the memorandum that precedes this order, which said proceedings shall take place upon motion of plaintiff.

Finally, this order does not affect the right of the Master or the Court to make further allocations and provisions for alimony pendente lite, permanent alimony and counsel fees.

BY THE COURT,
Gordon R. Miller, P.J.

Apr. 22, 1991, copies to Attys. R. C. Thomas and K. Nelson.

Feb. 5, 1992 PETITION TO ADJUDICATE DEFENDANT IN CONTEMPT AND FOR IMPOSITION OF SANCTIONS and ORDER filed. ORDER: AND NOW, this 5th day of February , 1992, upon presentation and consideration of the within Petition, a Rule is granted upon the Defendant to Show Cause, if any he has, why the relief requested by the Plaintiff in the aforesaid Petition should not be granted.

Returnable for hearing and/or argument on the 24th day of March, 1992, at 1:30 p.m., in Courtroom 1 or 2, Crawford County Court House, Meadville, Pennsylvania.

Defendant is cautioned that if he does not appear at the time and place aforesaid, a hearing may be held in his absence and appropriate sanctions may be imposed upon him nothwithstanding his failure to appear, including but not limited to those sanctions requested in this Petition.

By the Court,
Anthony J. Vardaro, J.

2 copies Atty.

Mar. 9, 1992 Affidavit of Consent of Plaintiff filed.

Mar. 11, 1992 Affidavit of Consent of Defendant filed.

Mar. 26, 1992 AFFIDAVIT OF SERVICE OF COMPLAINT IN DIVORCE filed. R. CHARLES THOMAS, Esq., being duly sworn according to law, deposes and says that on Oct. 19, 1990, he sent a true and correct copy of the Complaint in Divorce, properly endorsed with the Notice to Defend, filed in the above action to the Defendant, James G. Kearns, at Defendant's last known address of R.D. 3, Conneautville, Pa., by Certified Mail No. P 276 618 789, postage prepaid, restricted delivery, return receipt requested and that attached hereto is a duly executed return receipt card showing date of delivery as Oct. 22, 1990.

Mar. 26, 1992 Upon praecipe of Plaintiff attorney to transmit records, case moved to Court.

April 1, 1992 FINAL DECREE filed. AND NOw, this 31st day of March, 1992, it is ordered and decreed that Jacqueline Kearns and James G. Kearns are divorced from the bonds of matrimony.

IT IS FURTHER ORDERED AND DECREED as follows:

DISTRIBUTION OF MARITAL PROPERTY

1. The Plaintiff is awarded all that certain piece or parcel of land located in Summerhill Township, Crawford Co., PA., more specifically described in a certain Deed from John Robert Weibel and Agnes M. Weibel, his wife, to James Gordon Kearns and Jacqueline Ann Kearns, his wife, dated Oct. 25, 1982, and recorded in Crawford Co. Deed Book 545, Page 581. The Defendant shall, within five (5) days after the entry of this Decree In Divorce, deliver a Quit Claim Deed to the Plaintiff conveying to the Plaintiff all of his right, title and interest in said real estate.

2. The Plaintiff is awarded all tangible personal property currently located at the Plaintiff's residence, at RD # 3, Summerhill Township, Crawford Co., PA.

3. The Defendant is awarded all tangible personal property that he presently has in his possession at his residence at 1298 Laurel Drive, Meadville, PA., and which tangible personal property was formerly located t the marital residence at RD # 3, Summerhill Township, Crawford Co., PA.

4. The Plaintiff is awarded a certain 1983 Pontiac Phoenix Motor Vehicle.

5. The Defendant is awarded a certain 1983 Oldsmobile Cutlass Motor Vehicle.

Continued on Page 440 (a).....

Jacqueline Kearns

vs.

James G. Kearns

Record Continued from Page 440

OF

AD 1990 - 990

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6. The Defendant is awarded all pension plan benefits to which he may be entitled by reason of his former employment by Abex Corp. and by ABC Rail Corp.

7. The Defendant is awarded any and all pension plans, benefits and/or retirement benefits that may be available to him by reason of his employment with U.S. Bronze Foundry and Machine, Inc.

MARITAL DEBTS

8. The Plaintiff agrees to assume and pay the unpaid principal balance together with all accrued interest due thereon on a certain Mortgage and accompanying Bond given by the parties to the Farmers National Bank of Conneautville, PA. (now Marine Bank) dated Oct. 1, 1980, and recorded in Crawford Co. Mortgage Book 394, Page 827. In the event that the Plaintiff does not refinance to liquidate the aforesaid obligation in full, she shall be obligated to pay the regular monthly payments on the aforesaid Mortgage in the amount of $199.77 each and every month until said obligation is liquidated.

9. That the Plaintiff assumes and agrees to pay the unpaid principal balance togther with all accrued interest due thereon on a certain Mortgage given by the Plaintiff and the Defendant to the Meadville Abex Federal Credit Union, said Mortgage being dated Sept.26, 1986, and recorded in Crawford County Mortgage Book 453, Page 633. In the event that the Plaintiff does not refinance the unpaid principal balance together with all accrued interest due thereon and pay said obligation in full, then and in that event, the Plaintiff shall pay the regular monthly payment required by the Meadville Abex Federal Credit Union on account of said obligation each and every month.

10. The Plaintiff assumes and agrees to pay the unpaid principal balance together with all accrued interest due thereon on a certain note from the parties in favor of John Robert Weibel and Agnes M. Weibel, hsi wife, said note being dated April 11, 1980, and being in the principal amount of $8,000.00

11. The Defendant agrees to assume and pay a certain loan in favor of EquiBank in the amount of $3,284.00 and said loan shall be paid at such time and in such manner as EquiBank demands.

12. Taht the Plaintiff hereby agrees to indemnify and hold harmless Defendant from any liability on the loan obligations which have been assumed by the Plaintiff pursuant to this Divorce Decree and further agrees that in the event that the Defendant is required to payy all or any part of the aforesaid loans, then and in that event the Plaintiff will be obligated to pay any counsel fees that may be incurred by the Defendant in defending claims for payment of the aforesaid obligations and for any counsel fees that may be incurred by the Defendant in processing a claim against the Plaintiff for reimbursement for payments which have been made by the Defendant on account of the aforesaid obligations.

13. That the Defendant hereby agrees to indemnify and hold harmless Plaintiff from any liability on the loan obligations which have been assumed by the Defendant pursuant to this Divorce Decree and further agrees that in the event that the Plaintiff is required to pay all or any part of the aforesaid loans, then and in that event the Defendant will be obligated to pay any counsel fees that may be incurred by the Plaintiff in defending claims for payment of the aforesaid obligations and for any counsel fees that may be incurred by the Plaintiff in processing a claim against the Defendant for reimbursement for payments which have been made by the Plaintiff on account of the aforesaid obligations.

ALIMONY PENDENTE LITE, ATTORNEY'S FEES AND COSTS

14. The Plaintiff is awarded counsel fees in the amount of $750.00 to be paid to the Plaintiff's counsel, R. Charles Thomas, Esquire, by the Defendant within thirty (30) days after the entry of this Decree In Divorce; the Defendant is given credit for the sum of $125.00, heretofore paid upon the aforesaid attorney's fees pursuant to an Order of Court entered on April 16, 1991.

15. The Plaintiff hereby waives her request for alimony pendente lite and costs as set forth in Count III of the Divorce Complaint nd thus, the Plaintiff's claim for alimony pendente lite and costs is denied. The Plaintiff further releases and discharges the Defendant from his obligation to pay to the Plaintiff the sum of $325.00 per month as alimony pendente lite for the months of April, May, June and July, 1991, as imposed by an Order of the Court entered on April 16, 1991.

MISCELLANEOUS

16. That neither the Plaintiff nor the Defendant shall make any further claims against the other party hereto except for the enforcement of the rights and responsibilities set forth in this Divorce Decree and except for the rights and responsibilities relative to the support and maintenance of the minor children born of the marriage of the Plaintiff and Defendant.

BY THE COURT,
Gordon R. Miller, J.

1990

Joseph F. Kulwicki

991.

DONALD GRANGER

vs.

PATRICIA GRANGER

Filed Oct. 15, 1990
@ 9:05 a.m.

Tax & entry Paid	$50.50
State paid	5.00
State paid	10.00
Pro.Co.pd 5/16/95	9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

Nov. 20, 1990, Complaint Reinstated.

Apr. 20, 1995, Complaint Reinstated.

May 12, 1995 Affidavit of Service filed. Carrie A. Davis, being duly sworn according to law, deposes and says that sheis employed by Joseph F.Kulwicki,III, Esq. Attorney for the Plaintiff, and as such on April 24, 1995,she mailed via certified mail, restricted delivery,postage pre-paid, a certified copy of the above reinstated Divorce Complaint to the defendant,addressed as follows, to-wit:

Mrs. Patricia Granger
563 Randolph Street, Apt. 2
Meadville,PA 16335

That address was incorrect and was subsequently forwarded to the following address:

Mrs.Patricia Granger
639 Jefferson Street
Meadville,PA 16335

The receipt and signature card for certified mail item # P724 954 583 are attached hereto and made a part thereof. Said signature card bears the signature of the defendant as having received same on May 2, 1995.

FURTHER DEPONENT SAITH NOT.

May 9, 1995 Carrie A.Davis

May 12, 1995 Affidavit of Consent by Patricia Granger,fDefendant, filed.

May 12, 1995 Affidavit of Consent by Donald Granger,Plaintiff, filed.

May 12, 1995 Upon Praecipe of Joseph F.Kulwicki,III, Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

May 23, 1995, MEMORANDUM filed. (costs and disc. needed on previous div.)
Anthony J. Vardaro, Judge

5/23/95 faxed Kulwicki.

DIVORCE DECREE FILED

July 14, 1995 AND NOW, July 14, 1995, it is hereby ordered and decreed that DONALD GRANGER, Plaintiff, and PATRICIA GRANGER, Defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

Thomas, Truax, Spadafore, Vardaro, Walker
R. Charles Thomas
for Twp. of Vernon

992.

Theodore H. Watts

THE TOWNSHIP OF VERNON

vs.

DENNIS R. TURLIJ AND
CONNIE TURLIJ

Filed Oct. 15, 1990
@ 10:19 a.m.

Tax & entry Paid $50.50
State paid 5.00

DECLARATION OF TAKING

Oct. 15, 1990, Notice of Condemnation filed. 2 copies (atty)

Nov. 15, 1990, Preliminary Objections filed.

Nov. 16, 1990 Notice Of Condemnation to Dennis r. Turlij and Connie Turlij filed.

Dec. 20, 1990, Answers to Preliminary Objections filed. 1 copy (atty)

Feb. 27, 1991, Certification of Service filed. I certify that I served a copy of the Preliminary Objections upon R. C. Thomas on Nov. 15, 1991, by delivering copy of same to his Courthouse box. T. H. Watts, ESq.

June 17, 1992 Upon Praecipe of Attorney R. Charles Thomas, the above captioned matter is placed onthe next available Argument list.

Placed on the July, 1992 Argument list.

July 24, 1992 Answer To Request For Production of Documents filed. (1 copy Atty.)

Sept. 15, 1992 Memorandum and Order filed. AND NOW, September 9, 1992 the court finds that in order to dispose of the condemnees' preliminary objections an evidentiary hearing is required since issues of fact have been raised and must be decided.
A Hearing on the preliminary obejctions and the facts posed is hereby set for the 23rd day of November, 1992 at 1:30 o'clock p.m. in Courtroom No. 1 of the Crawford county Courthouse
BY ORDER OF COURT,
Gordon R. Miller, J

Sept. 15, 1992 Copies of order put in box for Atty's Thomas & Watts

**Nov. 25, 1992, ORDER filed. AND NOW, Nov. 25, 1992, the hearing in this matter is continued to, and shall be concluded on, Dec. 11, 1992, at 9:00 a.m. in C. R. No. 1 of the Crawford Courthouse. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Dec. 1, 1992, copies to R. C. Thomas, and T. Watts, attys.**

Dec. 7, 1992 Exhibit filed.

Dec. 16, 1992 Order filed. AND NOW, December 11, 1992, the hearing in this matter is continued until January 27, 1993 at 9:00 o'clock a.m. in Courtroom No. 1 or the Crawford County courthouse.
BY ORDER OF THE COURT
Gordon R. Miller, J

Dec. 16, 1992 Copies given to Atty's Watts and Thomas

Jan. 28, 1993 Exhibits Filed.

Jan. 28, 1993 Order filed. AND NOW, January 27, 1993, at the close of the condemnees'-defendants' case in chief, the condemnor-plaintiff has indicated that it may present rebuttal testimony that would take approximately one half a day to present. The condemnor-plaintiff shall notfiy this Court and opposing consel orally or in writing of its intentions with respect to rebuttal no later than 4:30 o'clock p.m. on Tuesday, February 2, 1993.
If the condemnor desires to present rebuttal evidence, the Court Administrator shall schedule a time to resume this hearing.
If the condemnor does not wish to take additional testimony and present rebuttal, then this record shall thereupon be closed and the Court Administrator will schedule a time for oral argument.
If rebuttal evidence is to be presented and a hearing scheduled to receive rebuttal evidence, oral argument shall take place immiediately after rebuttal is presented.
BY ORDER OF THE COURT,
Gordon R. Miller,

Jan. 28, 1993 Copies given to Ct. Adm., Atty's Watts, Ferry and Thomas

Feb. 12, 1993 ASSIGNMENT OF HEARING DATE, filed. Feb. 11, 1993: The Court Administrator having been directed by the Court to set a further hearing date in the above matter, hereby sets a hearing for April 21, 1993, at 9:30 AM in Courtroom 1, before Gordon R. Miller, President Judge. FOR THE COURT,
Ann A Walker, Crt. Adm.
Feb. 12, 1993 copies given to RC Thomas, Watts & Ferry

**Mar. 31, 1993, Motion to continue and Order filed. ORDER: AND NOW, Upon presentation and consideration of the foregoing motion said hearing is hereby continued to June 2, 1993 at 1:30 p.m. in C. R. No. 1, 2, or 3. FOR THE COURT,
Ann A. Walker, Ct. Adm.
Apr. 2, 1993, copies to R. C. Thomas, and t. watts attys.**

June 3, 1993 ORDER filed. AND NOW, June 2, 1993, the Court having sustained the objection to the admission of Ex. 9 on the basis of relevance, since without knowing the manner of preparation of the documents, the documents would have no probative value, and there being no evidence that they were prepared by Supervisors, public official or public employees, the Court ORDERS and DIRECTS Mr. Thomas, the Solicitor for the Township, to make a full, complete and accurate copy of each document, place them in a sealed envelope, mark the outside of the envelope as Ex. 9, the caption of the case, and alleging that the envelope should not be opened without further Order of Court so as to preserve those documents for any appellate Court that reviews this record. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

JUne 3, 1993 copies dist. to Thomas & Watts

Continued on Page 708B
SEE VOL. 3

1990

Watts and Pepicelli
Theodore Watts

993.

M. Dan Mason
Mason and Mason

SANRAY CORPORATION

vs.

M. LANNY BUNTING

Filed Oct. 15, 1990
@ 10:38 a.m.

Tax & entry Paid	$50.25
State paid	5.00
Sheriff's Costs	31.40
Pro Co pd 3/14/91	9.00
Pro.Co. pd 6/23/94	5.00

APPEAL OF DEFENDANT FROM JUDGMENT OF
MAGISTERIAL DISTRICT 30-2-01

Oct. 15, 1990, Rule Entered upon Plaintiff to file complaint issued.

Oct. 16, 1990, Proof of Service filed.

Jan. 7, 1991 Complaint filed. 1 copy (sheriff)

Jan 16, 1991 Sheriff's Return filed: SERVED M. Lanny Bunting personally on January 11, 1991 at 11:30 at residence, R.D.#3, Cambridge Springs, Pa 16403.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 7, 1991 Affidavit Of Service filed. THEODORE H. WATTS, Esquire, hereby certified that he is the attorney for the Plaintiff Sanray Corporation, in the within action and that a Notice was sent to M. Lanny Bunting, 3316 Cambridge House, Golfview Mannor, Meadville, PA 16335, February 11, 1991, by certified mail, return receipt requested, addressee only, and received by him on February 13, 1991. The receipt for certified mail and the return receipt are attached hereto as Exhibit 1. Theodore H. Watts

And Now, Mar. 14, 1991 at 4:10 PM upon praecipe of plaintiff attorney, with Notice of Intention to file Default Judgment attached, judgment is hereby entered in favor of plaintiff and against the defendant for failure to file an answer and the damages are assessed at the sum of Eleven Thousand Eight Hundred Sixty-three and 32/100 plus interest and cost of suit.

B-113
judgment entered
3/14/91

Debt $11,863.32
Judgment
James F. Simmons
Prothonotary

EX 1990-993

Jun.23, 1994 Upon Praecipe of Theodore H. Watts, Esquire, Attorney for Plaintiff, the judgment entered at the above number and term marked satisfied of record.

1990

Brian J. Lindsay

994.

STEVEN A. MARZKA

vs.

VICKIE M. ~~MARZKA~~ --
NORTHUP

Filed Oct. 15, 1990
@ 2:55 p.m.

Tax & entry paid $50.50
State paid 5.00
John Fuller; mediator

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

NOTICE AND ORDER TO APPEAR:
You, Vickie M. Marzka, defendant, have been sued in court to obtain custody, partial custody or visitation of the child: Amanda Charlotte Northrup.

You are ordered to appear in person at such time and place as will be determined by teh Mediator: JOHN FULLER, for a mediaton conference.

If you fail to appear as provided by this order or to bring the child, an order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Assoc. ser. to the Pub. Comm. c/o Prothonotary's Office, Crawford County Courthouse, Meadville, Pa. 16335, 814/724-4636.

Oct. 16, 1990 BY THE COURT,
P. Richard Thomas, J.

Nov. 14, 1990, Motion for Amendment and Order filed. ORDER: AND NOW: November 14th, 1990, it is hereby ordered that the defendant's surname in the above matter be amended from Marzka to Northup and that all subsequent pleadings hereto should reflect this amendment.
2 copies (atty)
By the Court, , J.
Robert L. Walker, S. J.

Nov. 16, 1990 Verification Of Service filed. I, Brian J. Lindsay, Esquire, do hereby verify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verification; that I did on the 1st day of NOvember, 1990, send to the above named Defendant, by certified Mail, Addressee ONly, Return Receipt Requested, a true and correct copy of the d ivorce complaint filed at the above term and number; and that I did on the 8th day of November, 1990, receive a duly executed return receipt dated November 5th, 1990.

q

Brian J. Lindsay

1990

pro se

995.

pro se

MICHELLE A. DONAHUE

vs.

JOHN MARK DONAHUE

Filed Oct. 16, 1990

Tax & entry Paid	$50.50
State paid	5.00
State paid	10.00
Pro Co pd 5/24/91	9.00

COMPLAINT IN DIVORCE

1 copy (plff)

Oct. 29, 1990, Acceptanc eof Service and Entry of Appearance Pro Se filed. And Now, comes the defendant and accepts service of the Plaintiff's Complaint in Divorce and enters his appearance pro se on the date below given.
Date: 10/22/90 John Mark Donahue, dft.

May 23, 1991 Affidavit of Consent of Plaintiff filed.

May 23, 1991 Affidavit of Consent of Defendant filed.

May 24, 1991 Upon praecipe of Pl aintiff For Review Under §201(c) of the Divorce Code, this case moved to court.

May 31, 1991 **D I V O R C E D E C R E E F I L E D .**

And now, May 31, 1991, it is ordered and decreed that Michelle A. Donahue, plaintiff, and John Mark Donahue, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Barbara J. Walton
~~Anthony J. Vardaro, Thomas, Truax, Spadafore, Vardaro & Walker~~
996.

Theodore H. Watts
Shafer, Swick, Bailey, Irwin & Stack.
James R. Irwin

PAMELA J. WILLIAMS

vs.

RONALD G. WILLIAMS

Filed Oct. 16, 1990
@ 1:03 p.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00

John Fuller, Mediator
Mediation Costs 135.00
Sheriff's Costs 35.00
13.52

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY,

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

You, Ronald G. Williams, Defendant, have been sued in court to obtain custody, partial custody or visitation ofthe children: Matthew James Williams and Joseph Daniel Williams.

You are ordered to appear in person in front of JOHN FULLER, CHILD CUSTODY MEDIATOR, at such time and such place as he shall designate for a mediation c onference.

You are further ordered to bring with you the children, if they are in your custody at the time of the hearing.

If you fail to appear as provided by this order or to bring the children, an order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.

You should take this apper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar assoc. Ser. to the public committee, c/o Prothonotary courthouse, Meadville, Pa. 16335 814 724-4636.

date: Oct. 16, 1990 BY THE COURT,
P. Richard Thomas, S.J.

Received from defendant 7-30-92 $150 on mediation bill.

5-5-99 Pd $200 Med Fee
6-23-99 Pd to medfee 97.13
6-23-99 Pd pay/Refund 89.37

Nov. 14, 1990 Affidavit of Service filed. Vicki Bradshaw, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Esq., Attorney for Plaintiff in this action and certifies that on Oct. 18, 1990 she sent a true and correct copy of the Complaint in this matter to Ronald G. Williams at 197 Sorrento Circle, Sarasote, FL 32792 by certified mail, postage prepaid, return receipt requested, delivery restricted to addressee only, by certified mail NO. P 276 618 764 which is attached hereto as Exhibit "A" . Thereafter on Oct. 23, 1990 it was returned to Anthony J. Vardaro, Esq., return receipt card bearing the same number and signed by Ronald G. Williams said return receipt card being attached hereto as Exhibit "B".

Vicki BraDSHAW

Nov. 26, 1990, Appearance of Theodore H. watts, attorney for defendant filed.

Dec. 12, 1990 Order filed. AND NOW, December 11, 1990, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS:

I. Legal custody of Matthew James Williams and Joseph Daniel Williams shall be shared between their mother, Pamela J. Williams, and their father, Ronald G. Williams, that is, each parent shall be entitled to full access to school records, Medical records and other important records and each parent shall be entitled to take part fully in important decisions affecting the children, such as the children's education, relgious instruction and medical treatment.

II. Physical custody of Matthew James williams and Joseph Daniel Williams shall be with their mother, Pamela J. Williams, subject to the following conditions:

A. Beginning withthe summer of 1991, the father shall be entitled to take the children into his custody from One (1) week after the school of the children's school year here in crawford County, and retain the children in his custody until one (1) week prior to the beginning of the children's school year here in Crawford County.

B. The cost of transporting the children to and from the father's home in Florida shall be shared equally between the mother and the father.

C. The father shall be also entitled to have the children in his custody for a reasonable period of time, not to exceed one (1) week, any time the father is her ein Crawford County or at the father's parents' home in Erie County, provided, however, that the father shall provide the mother at least two (2) weeks notice of any such intended visit of the father to Crawford County.

D. The father shall also be entitled to have the children in his custody at any other time during the school year when the children have a vacation from school, provided, that the father shall bear the full cost of transporting the children to and from Florida.

E. Neither mother nor father shall say or do anything in an attempt to turn the chidlren against th eother parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the children towards both parents.

F. Neither mother nor father shall expose the children to any person or situation which may be harmful to the chidlrne's health or well being.

G. Both parents agree to inform the other immediately of any illness or injury regarding one or both of the children and both parents agree to furnish the other with a current telephone number.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof.

IV. Cost of the mediation conference shall be paid by Crawford County.

P. Richard Thomas, S.J.

Dec. 13, 1990 Copies of order put in Anthony Vardaro, Theodore Watts and John Fuller's box.

Dec. 31, 1991 MOTION TO WITHDRAW APPEARANCE and ORDER filed. ORDER: AND NOW, this 30th day of Dec., 1991, upon consideration of the foregoing Motion, Anthony J. Vardaro, Esq., is permitted to withdraw his appearance on behalf of the Plaintiff, Pamela J. Williams.

BY THE COURT:
Gordon R. Miller, P.J.

Jan. 7, 1992 copy in box for T. Watts and copy given to A. Vardaro

June 5, 1992 Appearance of Barbara J. Walton for Plaintiff filed.

July 23, 1992 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin, Esquire for Ronald G. Williams, Defendant, filed.

RECORD CONTINUED ON PAGE 446A.....

Pamela J. Williams

vs.

Ronald G. Williams

Record continued from page 446

of record

A.D. 1990 - 996

****

July 29, 1992 Petition To MOdify custody filed.

July 29, 1992 Order filed. AND NOW:, this 27th day of July, 1992, it is ordered that all parties in the above cpationed case and their counsel shall appear for a mediation conference before Mediator John Fuller, at a time tobe set by the Mediator in the Crawford County Courthouse with the Child Custody Mediator as required by rule 31(e) of the Court of Common Pleas of Crawford County, Pennsylvania.

It is further ordered and decreed that pending final determination by the Court, the aforesaid minor children shall not be removed from the jurisdiction ofthe Court by either party hereunder, unde rpossible punishment for Contempt of Court.

BY THE COURT,
Gordon R. Miller, J

Aug. 4, 1992 Copies of order put in box for Atty's Walton, Irwin & Fuller

(Stipulation And Consent To Entry of Custody Order)

July 12, 1993 ORDER filed. AND NOW, this 11th day of July, 1993, upon presentation of the Stipulation and Consent of the paraties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED and DECREED that:

1. Legal and physical custody of the parties' two minor children shall be shred between the mother, Pamela J Williams and the father, Ronald G. Williams.

2. The natural father, shall have primary physical custody from Aug. 15th through June 15th of every year.

3. During Father's primary physical custodial period, Mother shall have visitation every weekend but one weekend per month from 4:00 p.m. Friday until Sunday at 8:00 p.m. Said visitation schedule shall correspond with Mother's weekend work schedule and it is the intention of the parties that the one weekend per month that the children shall remain with their father shall,where possible be the weekend when mother, because of her work schedule, would be unavailabl for visitation.

Additionally, Mother shall ahve a visitation period every week during a weekday evening from 4:00 p.m. until 8:00 p.m. Said visitation shall be contingent upon Mother giving 24 hour notice of her intention to exercise said visitation. In the event Mother does not give said 24 hour notice, Wednesday shall be the designated day for said 4 hour visitation.

4. Mother shall have primary physical custody of the children from June 15th until Aug. 15th each year. During Mother's primary physical custodial period Father shall have visitation from Friday at 4:00 p.m. until Sunday at 8:00 p.m. every weekend except the last full weekend of the month of June and July. For the purposes of this paragraph, the last full weekend shall be defined as the weekend when the last Friday of the calendar month would fall.

5. Holiday visitation shall be arranged by mutual consent of the parties.

6. The children shall spend Father's Day with their father from 9:00 a.m. until 7:00 p.m. and Mother's Day with their mother during the same hours each year.

7. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation or modification. Said modifications or cancellations ormodification be necessary, the parties shall attempt at once to arrange for alternate visits or to make alternative arrangements.

8. The parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her rights picking up the children at the home of the other. It is understood however, that Mother shall be solely responsible for all transporation necessitated by her weekday evening 4 hour visitation, and shall be responsible for prompt pickup and return of the children.

9. Each party shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

10. Neither paraty shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children.

11. Any person transporting the children shall make sure that seat belts or other restraints are used in accordance with the law of Pennsylvania.

12. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

13. The parties are free to make additional or alterntive arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if it were to be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which, this order shall govern.

14. During any visitation or custodial period that the children are with their mother, they shall be supervised by an adult 21 years of age, or older during mother's working hours. If an adult is not available, Mother shall be required to utilize Father for child care purposes and take the children to his home while she is working. It is agreed by and between the parties that under no circumstances may the children be in the care of or supervised by wife's brother, Larry Manross.

15. Either party may request a review of this Order in the event that either of the paraties move their residence to a location in excess of thirty-five (35) miles from their current resident location.

16. In light of minor difficulties in the transfer of custody, the parties agree that they shall not enter the residence of the other, but shall affect transfer of custody by pulling into the other parties' driveway and awaiting receipt of the children without the necessity of exiting their vehicle or attempting to enter the residence of the other.

BY THE COURT:
Gordon R. Miller, J.

July 14, 1993 Copy of Order to Attys. B. Walton, J. Irwin and J. Fuller.

Jan.5, 1994 Inventory of Ronald G. Williams, filed.

Jan. 5, 1994 Ronald G. Williams, Defendant's Affidavit Under Section 3301 (d) of the Divorce Code filed.

Jan. 14, 1994 Petition for Bifurcaton and RULE, filed. AND NOW, this 10th day of January, 1994, upon consideration of Defendant's Petiton for Bifurcation, a Rule is hereby entered upon the Respondent,Pamela J. Williams, to show cause why the relief requested should not be granted.

Rule Returnable with hearing thereon the 4th day of February, 1994 at 2:30 p.m. in the Crawford County Courthouse, Courtroom No. 1 or 2.

BY THE COURT:
Gordon R. Miller, J.

1-17-94 Copy of Order to Attys. WAlton, Irwin, Fuller & Watts.

Feb. 4, 1994, Affidavit of Consent of plaintiff filed.

Feb. 4, 1994, Affidavit of Consent of defendant filed.

RECORD CONTINUED ON PAGE 446 B.....

PAMELA J. WILLIAMS

VS.

RONALD G. WILLIAMS

RECORD CONTINUED FROM PAGE 446 A

OF

AD 1990 - 996

****

DIVORCE DECREE FILED

Feb. 10, 1994 AND NOW, Feb. 9, 1994, after an informal hearing in which the parties essentially agreed it is ordered and decreed as follows:

1. The divorce count is bifurcated from the pending ancillary economic claims and counts.

2. Pamela J. Williams and Ronald G. Williams, are hereby divorced from the bonds of matrimony, and all of the duties, rights and claims accorded to either of said parties at any time heretofore, in pursuance of said marriage, shall henceforth cease and determine, and the said parties shall severally be at liberty to marry again as if they had never been married.

3. All economic issues and other issues raised by the pleadings or petitions are preserved and remain unabated until a full and final disposition of those matters. This Court retains continuing jurisdiction to resolve the claims of either party to equitable distribution of marital property, custody and the like.

4. The Dean Man's Rule contained in the Dead Man's Act shall be waived by each party in the event either party predeceases the other pending final resolution of all ancillary, economic claims. Each party shall sign a waiver of the Dead Man's Rule and deliver it to the other within fifteen days from the date of this decree.

5. Until final resolution of the ancillary economic claims both parties are enjoined and restrained from alienating, assigning, concealing, conveying, dissipating,encumbering, hypothecating, pledging, secreting, transferring, or otherwise disposing of any of the marital assets.

BY ORDER OF COURT
Gordon R. Miller, P.J.

June 26, 1996 Stipulation and consent order filed. AND NOW, June 25, 1996, upon consideration of the foregoing Stipulation of the parties,

IT IS HEREBY ORDERED AND DECREED, that the final issue of property in the bifurcated divorce, granted February 9, 1996, shall be divided in accordance with the Property Settlement Agreement dated June 21, 1996, a copy of which is attached hereto.

BY THE CORUT:
Anthony J. Vardaro, J.

6-26-96 FAXED Devore, Walton, Watts, Fuller & Irwin.

April 20, 1999 Petition for Civil Contempt for Disobedience of Custody and/or Visitation Order and Notice and Order to Appear ifled. Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for (custody)(partial custody)(visitation).
If you wish to defend against the claim set forth in the following pages, you may but are not required to file in writing with the court yhour defenses or objections.
Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on Friday, May 7, 1999 at 3:15PM in Courtroom 1 Crawford County Courthouse, Meadville, PA
IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.
If the Court finds that you have wilfully failed to comply with its order for (custody)(partial custody)(visistation), you may be found to be in contmept of court and committed to jail, fined or both.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator, Courthouse
Meadville,PA 16335
Telephone No: (814)333-7498

By the Court
Anthony j. Vardaro, J

Date 4/20/99
4/27/99 Copy to Pltf & Deft.

Apr. 27, 1999 Sheriff's Return Filed. Served Pamela J. Williams personally on Apr 22, 1999 at 10:00 AM in the Sheriff's Office
So answers,

Barbara J. Reagle, Deputy
Robert M. Stevens, Sheriff

May 4, 1999 Petition for Special Relief and Order filed. And Now, this 3rd day of May 1999 upon presentation and consideration of the foregoing Petition for Special Relief a hearing and arguemnt thereon is set for the 7th day of May 1999 in Courtroom number 1 at 3:15PM at teh Crawford County Courthouse.

By the Court
Gordon R. mIller, J

5/4/99 Faxed Lindsay

May 4, 1999 Petition to Modify Custodyand Order and Notice and Notice and Order to Appear filed. and now, this 6th day of May 1999 it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford County Civil Rule L1930. Applications for the seminar may be obtained at the Center for Family Services, Inc. at 996 S Main St Meadville, PA 16335; the Prothonotary at the Crawford County Courlthouse; or the Court administrator at teh Crawford County Courthouse.
Application for attendance at the seminar must be made by the plaintiff or petitioner within fifteen days after the pleading or petition is filed; and by the Defendant or respondent within fifteen days after he or she is served with the pleading or petition.
The Seminar must be completed within 45 days after application. Failure to Attend the Seminar may result in sanctions, including contempt or court a dismissal of teh action or a delay in the proceedings unless attendance is waived by Order of Court.
If either party has any questions about this seminar, he/she should consult an attorney or refer to the Crawford County Civil Rule of Court that are available in the Prothonotary's Office and in the Crawford County Law Library or contact the Center for Family Services, Inc.

By the Court
Gordon R. Miller, J

5/6/99 Faxed Nelson, Lindsay, Irwin & Walton
Notice and Order to Appear You, Ronald G. williams have been sued in Court to obtain custody, partial custody or visitation of the subject minor child, Joseph D. Williams.
You are ordered to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson, Esq. for a mediation conferenc. The Mediator shall send you a notice of the Hearing by mail to the address listed on the complaint or petition that has been filed recently.

CONTINUED ON PAGE 446-C

PAMELA J. WILLIAMS
vs
Ronald G. Williams

CONTINUED FROM PAGE 446-B
of record
AD 1990-996

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If you fail to appear as provided by this Order, an Order for custody, partial custody or visitation may be entered against you or the Corut may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator, Courthouse
Meadville,PA 16335
Telephone No: (814)333-7498
AMERICANS WITH DISABILITIES ACT OF 1990
The Court of Common Pleas of Crawford County is required by law to comply with the Americans with Disabilities Act of 1990. For information abouut accessible facilities and reasonable accommodations abailable to disabled individuals having busines before the Court, please contact the Court Administrator's Office All arrangements must be made at least 72 hours prior to any hearing or business before the Court. You must attend the scheduled conference or hearing.

BY THE COURT
Gordon R. Miller, J

Date 5/6/99
5/6/99 Faxed Nelson, Lindsay, Irwin & Walton

May 7, 1999 Certificate of Service Filed.

May 13, 1999 Order filed. AND NOW, May 7, 1999, it is ordered as follows:
1. The Plaintiff's Motion to Dismiss the Defendant's Petition for Contempt is granted as the defendant has not proven that the plaintiff has violated the applicable court order.
2. The Plaintiff's Petition for Special Relief is granted wtihout prejudice and without binding themeidatior or the Court. It appears that Joseph should continue to reside with Ed Manross until further order of court. Both parties agree that he should live there. The only dispute at the moment is whether or not he sees his father in the meantime. Joseph indicates he doe snot want to see his father. We take no position on that. We cannot hold a full hearing on that now given the time of day and the length of the Court schedule we have already has today. Whether or not Joseph sees his father is between Joseph, his mother, and his father. We trust that all of this will be resolved in mediation which is scheduled for June 10, 1999.

BY ORDER OF THE COURT,
Gordon R. Miller, J

5-13-99 Distributed Lindsay, Irwin, Walton & DeVore

June 17, 1999 TEMPORARY ORDER filed. AND NOW, June 16, 1999, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor child, Joseph D. Williams, shall be shared by the father and mother, the parties to this action, with each parent entitled to full access to any records relating to the child held by a third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.
2. Primary physical custody of Joseph D. Williams shall be with his mother.
3. Periods of partial custody between the father and the minor child shall be determined by the parents and the minor child.
4. The cost of the mediation conference shall be divided equally between the parents. The deposit paid in advance by the mother shall first be applied to her share of the costs and the remainder refunded to her, less the cost of the Court's Order.
5. This Order is a temporary Order but shall become a permanent Order unless either parent files a request for a Hearing DeNovo within twenty days of the date hereof.

BY THE COURT:
Anthony J. Vardaro, J.

June 18, 1999 FAXED Attys. Lindsay, Nelson.

July 7, 1999 Certificate of completion of the Seminar for Separating Parents for Pamela J. Williams, filed.

Aug 30, 1999 Order filed. And Now, August 23, 1999 upon consdieration of Defendant's Request for Custody Hearing DeNovo the same is set for Thursday Oct 7, 1999 at 1:15PM Cr#2 Crwaford County Courthouse, Meadville, PA 16335.

For the Court
John Shuttleworth

8/30/99 Dist by Court

FOR FUTURE ENTRIES AS OF OCTOBER 11, 1999 SEE COMPUTER

1990

997.

DARLENE MARIE HAYLETT

vs.

STEVEN JOHN HAYLETT

Filed Oct 16, 1990
@ 2:14 p.m.

Tax & entry	$50.50
State	5.00
Sheriff's Costs	25.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy plaintiff
3 copies sheriff

ORDER:

And now, this 16th day of October, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petitio n.

2. Special Conditions: Possession of the marital home is awarded to the plaintiff and defendant shall not go to the home for any purpose prior to hearing.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for October 23, 1990, at 2:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
Robert L. Walker, J

Oct. 18, 1990 Sheriff's return filed. SERVED Steven John Haylett, personally, at his place of employment, Hubbard's Bus Service, Rogers Ferry Road, Meadville, PA, on October 16, 1990 at 4:20 PM, with Protection from Abuse.
So answers,

Robert M. Stevens, Deputy
Howard N. sTewart, Sheriff

Oct 24, 1990 Order filed: AND NOW, October 23, 1990, at the time fixed for hearing it appearing that the Defendant is presently residing with his parents at 1351 Leslie Road, Meadville, Pennsylvania, that the son of the parties Jason Haylett is residing with his mother but has an opportunity to visit with his father because his paternal grandmother acts as a babysitter at least part of the time and it does not appear that at this point it is necessary to enter any type of permanent custody and visitation Order since the informal arrangements are working, and it further appearing that the Defendant has contacted the Mental Health Center for counseling regarding what he concedes is a difficult temper but has not yet been given an appointment time, and there would appear to be some opportunity for the parties to work things out with appropriate counseling and professional advice, this hearing is continued to be rescheduled for a more definitive Order upon the application of any party in interest, and pending such further hearing, the Defendant shall not harass, threaten, assault.or abuse the Plaintiff nor go to the home the Plaintiff is occupying nor to her place of employment or any other place that he knows she will be for any purpose other than any joint meeting that might be arranged with some type of professional counselor until further Order of Court.

This temporary order shall remain in full force and effect until such time as the Complaint is withdrawn or a further order is entered.

This Order may be enforced by any law enforcement officer in accordance with the provisions of the Protection from Abuse Act. Disposition of record costs is reserved until further hearing.

BY ORDER OF THE COURT,
Robert L. Walker, S.J.

Oct 25, 1990 Copies of order maield to Plaintiff and Defendant. and Co. Control.

1990

Fuller, Kinnunen,
Petruso & Gamble
John D. Petruso

998.

AA PRECISIONEERING, INC.

vs.

GAUMER TOOL AND MACHINE
COMPANY

Filed Oct. 17, 1990
@ 9:36 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	42.28
Pro Co Pd 3/4/91	6.00

COMPLAINT IN A CIVIL ACTION

1 copy (sheriff)

Nov. 1, 1990 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Elizabeth Myers, Deputy Sheriff who being duly sworn according to law, deposes and says that onthe 22nd day of October, 1990, 10:00 a.m., she served Complaint i Civil Action, filed at No. A.D. 1990-998 term, 19; Crawford County Pennsylvania, upon defendant Gaumer Tool and Machine Company at 230 Industrial Road, York, York County, Pennsylvania By making known the contents thereof to Jennifer M. Gregory, Secretary and Treasurer and handing to an dleaving with her the certified copy of the Complaint received from crawford County Sheriff
So answers Elizabeth A. Myers, Deputy Sheriff
Kenneth L. Markel, Sheriff
SERVED Gaumer Tool and Machine Company by deputizing the Sheriff of York County, PA as per his affidavit of Service attached. Served: October 22, 1990.
So answers, Howard N. STewart, Sheriff

FEb. 27, 1991, Upon praecipe of plaintiff attorney, the above matter is marked settled and discontinued of record.

1990

Jorden and White
Harry Faber White III

999.

William A. Kuhar Jr.

IN RE:
LICENSE SUSPENSION
APPEAL OF
RANDY SWABIK

Filed Oct. 17, 1990
@ 9:38 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co pd 12/24/90	30.00

LICENSE SUSPENSION APPEAL NUNC PRO TUNC

1 copy (atty)

ORDER:
AND NOW, this 17 dayof Oct. 1990, upon consideration of the foregoing license suspension Appeal Nunc Pro Tunc. a hearing on the same is sc heduled for the 13 dayof Dec. 1990 in Courtroom No. 1 or 2 of the Crawford County Courthouse.

BY THE COURT,
P. Richard Thomas, S.J.

Oct. 30, 1990, Motion for Continuance and order filed. ORDER OF COURT: AND NOW, this 31st dayof Oct. 1990, upon consideration of the foregoing Motion, it is hereby ordered that the hearing on the above captioned license suspension appeal which was originally set for Dec. 13, 1990 at 9:30 a.m. be rescheduled to Dec. 5, 1990 at 9:30 a.m.

BY THE COURT
P. Richard Thomas, P.J.

Nov. 1, 1990, copiesof order to Attys. White and Kuhar.

Dec. 5, 1990 Exhibit filed.

Record Continued.....

Oct. 17, 1991, Memorandum Opinion by Senior Judge Barbieri, and Order from the Commonwealth Court of Pa., Certified, filed. ORDER: AND NOW, this 16 day of Oct. 1991 the order of the Court of Common Pleas of Crawford County, dated Dec. 5, 1990 at Docket No. AD 1990-999, is hereby vacated for lack of subject matter jurisdiction. Alexander F. Barbieri, Senior Judge.

Feb. 5, 1992, Memorandum Opinion by Senior judge Barbari, certified from Court of Com. Court of Pa. filed.

Feb. 5, 1992, Cert. of Contents of Remanded Record and Notice of Remand filed.
Feb. 5, 1992, copy mailed to Com. Court of Pa.

Dec 12, 1990 Order filed: AND NOW, December 5, 1990 the matter is before the Court on a belated appeal, contending that at the time of arrest on August 23, 1983 the Defendant refused to submit to a blood or breath test. Counsel agree that the original criminal complaint charging driving under the influence and other related charges clearly and precisely shows that the Defendant was given a test that resulted in a .17 percent alcohol in his blood. Trooper Dennis J. Kay, who signed and swore to the complaint on August 24, 1983 is present and if called to testify could offer no explanation as to why he specifically charged a .17 as a result of a breath test and the Defendant was still reported as refusing the test.

Apparently due to the age of this incident, any reported refusal forms submitted in relation to this case are not available in the Department for production today.

The Commonwealth contends that this Court has no jurisidiction to hear the case because the 30 day appeal period has long-since expired from the date of the suspension, and that further, the Defendant's admitted record for DUI and other vehicle Code offenses would not be adverely impacted by this reportedly inaccurate 1983 refusal because in applying the Habitual Offender Statute (which is applicable to this Defendant), refusal to take a test is not one of the elements considered in applying the Habitual Offender Section. The Commonwealth argues therefore that the hearing is moot because it has no impact on the Defendant's present suspension status, which apparently extends into the year 2003. On the other hand, the Petitioner and his cousel advise that they have not had an adequate opportunity to analyze the impact of this obviously erroneous one-year suspension, because of a refusal, will have on his suspension status.

Under any circumstances, it is obvious t this Court that the 1983 certificate shows that on August 23, 1983 this Defendant refused to submit to a chemical test of his breath and accordingly served a one year suspension. The Court recognizes that the period for filing an appeal has long since expired, but believes that basic fairness and justice require that this one entry against the Defendant's driving record be corrected as it is an obvious error on the part of the Department, only belatedly discovered by the petitioner in this case.

Accordingly, the Court directs that the Department correct their suspension record to the end that the entry under August 23, 1983 for violation of §1547 noting a refusal to submit to a chemical test of breath and the resultant action thereon be stricken from the driving record of this petitioner Randy Swabick, R.D.#4, Centerville, Pa 16404 (dob 3/30/55).

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Dec 14, 1990 Copies of order put in Atty White's box and copy mailed to Atty. Kuhar.

Dec. 24, 1990 Notice Of Appeal To Commonwealth Court of Pennsylvania filed.

Jan 11, 1991 Notice of Appeal Docketing filed. (2719 C.D. 1990)

Jan. 17, 1991, Transcript of Proceedings Taken at Time of License Suspension Appeal Hearing, filed.

Apr 22, 1991 Memorandum Opinion filed: The Department of Transportation has taken an appeal from a decision made by this Court on December 5, 1990, involving an obviously erroneous 1983 entry on the Plaintiff's driving record. The Plaintiff is an admitted former alcoholic with a miserable driving record and his present operating privileges are under suspension until the year 2003. At the time of hearing Plaintiff's sole contention was that a 1983 entry on his record as compiled by the Department of Transporation shows that when he was arrested August 23, 1983 for Driving Under the Influence, he was reported as refusisng to submit to a chemical test, thus drawing an additional suspension under 75 Pa. C.S.A 1547.

The original criminal complaint in this case filed by the Pennsylvania State Police on August 24, 1983, specifically charged the Plaintiff with driving Under the Influence and a blood alcohol test level of .17. The Complaint further notes as follows: "Probable Cause-Def. Stopped veh. in the middle of the rdwy, smelled of alcohol, staggered and had slurred speech. Breath-test .17."

Our Order disposing of this case dated December 5, 1990, clearly sets forth our reasons for complying with Mr. Swabik's request that his records in the Department be corrected to the end that his driving record (forming part of the record in this case) be amended to delete the entry showing that at the time of his arrest for DUI on August 23, 1983, he refused to submit to a breath test. As our Order of December 5, 1990, notes, the arresting officer was present in court and if called upon to testify, would state that he gave Mr. Swabik a breath test and could offer no reasonable explanation as to why Swabik was reported to have violated §1547 to the end that he received a suspension for his refusal.

The Department argued that the appeal was untimely and that the issue was moot because the Plaintiff admittedly long ago served his suspension. Both plaintiff and the Department agree that any decision made by the Court would have no impact on the Plaintiff's present suspension status. As noted in our Order, the Plaintiff's argument is that he now has his life straightened out as far as alcohol addition is concerned and he merely wants an obvious error expunged because there is no legal or factual basis for this obvious erroneous entry.

As will be noted in a reading of the transcript of the proceedings in this case, we decided to apply some common sence and order this erroneous entry stricken from the Department's records. In spite of the fact that it would not benefit the plaintiff in any way or harm the Department in any fashion, the Department has taken an appeal from our common sense discretion. The twenty-two page transcript filed as part of the record in the case and our Order of December 5, 1990, reflects the reasons for the Court's decision in this case.

Dated April 9, 1991

BY ORDER OF THE COURT,
P. Richard Thomas

April 29, 1991 Copies of order given to Atty White and Copy mailed to Atty. Kuhar.

(Record Continued in Margin)

1990

Keenan and Krug,PC
Dale S. Webber

1000.

FEDERAL HOME LOAN
MORTGAGE CORPORATION

vs.

RONALD R. McCLIMANS AND
JACQUELINE S. McCLIMANS

Filed Oct. 17, 1990,
@ 1:37 p.m.

Tax & entry Paid	$50.50 ✓
state paid	5.00 ✓
sheriffs costs	25.00
Pro Co Pd 11/26/90	9.00 ✓

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Nov. 8, 1990, Sheriffs Return filed. Before me the authorized authority personall appeared Eric A. Garrett, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 24th day of Oct. 1990 at 4:50 p.m. he served Complaint upon Jacqueline S. McClimans at the palc eof Sheetz, Main Street, Greenville, Pa. by handing to Jacqueline McClimans personally, a true and attested ocpy of complaint and making known to her the contents thereof. Eric A. Garrett, Dep. Sheriff
Before me the undersigned authority, personally appeared Ronald L. Clark Chief Dep. Sheriff who being duly sworn according to law, deposes and says that on the 30 day of Oct. 1990 at 2:30 p.m. he served Complaint upon Ronald R. McClimans, at place of employment W. Jamestown Rd. Jamestown, Pa. 16134 by handing to him a true and attested copy of complaint and making known to him the contents thereof. Ronald L. Clark Chief Dep. sheriff
William H. Romine, Jr. Sheriff

SERVED ronald R. McClimans by deputizing the Sheriff of Mercer County, Pa. as per his affidavit of service attached. Served: Oct. 30, 1990.

SERVED Jacqueline S. McClimans by deputizing Sheriff of Mercer County Pa. as per hsi affidavit of service atta ched. Served: Oct. 24, 1990
So answers, Howard N. Stewart, Sheriff

Nov. 26, 1990, at 1:13 p.m. upon praecipe of plaintiff attorney, with notice of intention to file attached, Judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, damages assessed in the amount of Thirty Seven Thousand Five Hundred Thirty One and 10/100 dollars. (includes int. due to 8/15/90 of $1,332.07; late charges to 8/15/90 of $103.65 and atty. fees of $1,700.00)
Judgment entered - 11/26/90
M - 141, 91 Debt ---$37,531.10
JUDGMENT
James F. Simmons,
Prothonotary

Nov. 28, 1990, Notices of entry of judgment mailed to defendants.

EX1991-31

1990

Shafer, swick, Bailey, Irwin & Stack
Jeffrey K. Millin

1001.

Bifulco, Bender, Scarpitti, Moore & McNair
William F. Scarpitti, Jr

Culbertson, Weiss, Schetroma and Schug
E. Max Weiss for dft. Patrons Mut. Fire Assoc.

Murphy, Taylor, Trout & Chestek, PC
Kenneth D. Chestek
for Pa. Miller's Mut. Ins. Co.
Gary D. Bax

TURNER'S MILL, INC. AND K. RICHARD MUCHINHAUPT

vs.

PENNSYLVANIA MILLER'S MUTUAL INSURANCE COMPANY, AND ELMER W. ZILHAVER, AND CAROL J. ZILHAVER, HIS WIFE, AND PATRON'S MUTUAL FIRE ASSOCIATION OF NORTHWEST PENNSYLVANIA

Filed Oct. 17, 1990
@ 1:54 p.m.

Tax & entry	paid	$50.50 ✓
State	paid	5.00 ✓
Pro Co pd 5/14/91		6.00 ✓
Certificate pd 6-13-91		1.00 ✓

COMPLAINT FOR DECLARATORY JUDGMENT

Nov. 1, 1990 Defendant Zilhavers' Answer To Complaint for Declaratory Judgment filed.

Nov. 14, 1990, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, attorneys for defendant Patrons Mutual Fire Association of Northwest Pa., filed.

Nov. 14, 1990, Answer and New Matter of Patrons Mutual Fire Association of Northwest Pennsylvania to Plaintiff's Complaint, filed.

Nov. 30, 1990 Answer To New Matter Of Defendant Patrons Mutual Fire Association Of Northwest Pennsylvania filed.

Dec. 17, 1990, Appearance of Murphy, Taylor, Trout & Chestek, by Kenneth D. Chestek, attorneys for defendant Pa. Miller's Mutual Insurance Company, filed.

Jan. 11, 1991 Answer and New Matter of Pennsylvania Miller's Mutual Insurance Company To Complaint Of Turner's Mill, Inc. and K. Richard Muchinhaupt filed.

Jan. 18, 1991, Defendants' Elmer W. Zilhaver and Carol J. Zilhaver Response to New Matter of Defendant Pa. Miller's Mutual Insurance Co. to Complaint of Plaintiffs' Although is is Believed that no responsive Pleading is required from them, filed.

Mar. 6, 1991 Appearance of Murphy, Taylor, Trout, & Chestek P.C. by Gary D. Bax, attorneys for dft. Pa. Miller's Mutual Ins. Co. filed.

May 14, 1991 Upon praecipe of Plaintiff's attorney the above captioned matter is marked settled and discontinued of record.

1990

John R. Gavin

1002.

FULLER, KINNUNEN, PETRUSO & GAMBLE
Ann H. Gamble

TIMOTHY L. BEACH

vs.

GINGER S. BEACH

Filed Oct. 17, 1990
@ 2:10 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
State paid	5.00
State Pd 10/22/90	10.00
State Pd 10/24/90	5.00
1 count pd. 11/21/90-	15.00
state paid 11/21/90	5.00
Prty Co Pd. 4/26/91	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

Oct. 30, 1990, Proof of Servcie filed. And now comes JOhn R. Gavin, atty. for the plaintiff, and being duly sworn deposes and says that a copy of the complaint filed in this action was placed in the U. S. Mail, cert. mail on Oct 23, 1990 and that said Complaint has been received by the defendant as attested to by the ret. rec. which is attached hereto. JOhn R. Gavin, Esq.

Nov 8, 1990 Appearance of Fuller, Kinnunen, Petruso and Gamble by Ann Hansen Gamble, Esq. for Defendant filed.

Nov. 21, 1990, Amended complaint in Divorce filed. (count of custody added)

Dec 19, 1990 Stipulation and Order filed: AND NOW, this 18 day of December, 1990, the parties hereto having stipulated and agreed, IT IS HEREBY ORDERED AND DECREED, as follows:

1. The physical and legal custody of the child, Whitney Lee Beach, date of birth, November 11, 1986, is and shall be shared and joint with the primary physical custody of the child being accorded to the defendant/mother herein, Ginger S. Beach, with the plainfiff/father having rights of physical custody as set out hereinafter.

2. The father shall have the right to take the child into his physical custody on alternate weekends beginning at 6:00 o'clock on Friday evening and continuing until 9 o'clock in the morning on Sunday. The father shall also have the right to take the child into his custody on Tuesday afternoon at 4:00 o'clock and shall return her at 8:00 p.m., and on Thursday he shall have the right to take the child into his custody at 9:00 a.m. and retain her until 2:00 p.m.

3. The holidays of Christmas, Easter and Thanksgiving shall be divided between the parties with the father having the right to take the child into his physical custody at 4:00 o'clock in the afternoon and retaining her until noon of the following day. The holidays of Memorial Day, Fourth of July and Labor Day shall be alternated between the parties unless they shall otherwise agree. On the child's birthday, the father shall have the right to take the child into his physical custody at 9:00 o'clock in the morning and retain her until 3:00 in the afternoon. The mother shall have the child for the remainder of that day.

4. Each parent shall be entitled to two consecutive weeks of uninterrupted periods of custody during July or August. The party first giving notice of two (2) weeks which he or she may elect for this purpose shall have the first right to that period of uninterrupted custody. Except for the two uninterrupted weeks, the normal schedule of physical custody shall continue throughout the year.

5. All holiday and vacations shall supersede any and all other visitation which may be accorded by the terms of order.

6. Each parent is entitled to obtain any and all information about the child which is maintained by third party providers of service tot he child including but not limited to schools, hospitals, physicians, dentists, counselors or any others who may provide service to the child. Neither party shall be required to obtain any other order of court for the release of such information. Each parent shall have the right to participate in any decisions concerning the child which are of a non-emergency nature. In the event of any emergency, the parent who at that time has the physical custody of the child is authorized to make whatever decisions may be required by the circumstances and must immediately notify the other parent of the emergency.

7. Each party to this agreement is specifically directed and ordered to encourage the children to have that love and respect for the other party which the child is entitled to have. Each shall encourage the child to adhere to the terms of this order.

8. Neither shall take the child into any place or expose her to any circumstances which might commonly be considered as detrimental to her safety and well being.

±9. The parties may make such other arrangements for the care and physical custody of the child as they find mutually convenient. In the event that there is any change of circumstances including but not limited to a change of residence which makes the shared physical custody schedule set out herein difficult or impractical either party is authorized to petition the court for a modification of this order.

(3 copies-Atty)

P. Richard Thomas, S.J.

Feb. 19, 1991 Motion For Appointment of Master filed.

Feb. 25, 1991 Order filed. Plaintiff's counsel petitions the Court for Appointment of a Master in this 201(C) divorce action with the role of the Master limited to presenting a recommended decree regarding equitable distribution. We decline to appoint a Master at this time.

This Court notes that this divorce was filed October 17, 1990, and to date neither party has filed the requisite 201(c) affidavits required by Rule 1920.42 or the inventory and appraisement required by Rule 1920.33.

We see no need to appoint a Master in this case to make equitable distribution until the record is in such condition that there is evidence that the parties consent to the divorce and have filed the requisite affidavits and further, that upon commencing duties as a Master, the Master will have some idea regarding the incomes of the parties, the property, which is to be the subject of the divorce action.

Until the record is complete in this fashion, we will not entertain the present Motion for Appointment of a Master.

Dated: FEbruary 22, 1991.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Feb. 28, 1991 Copies of order mailed to John R. Gavin and Ann H. Gamble.

April 17, 1991 Affidavit of Consent of Defendant filed.

Apr 22, 1991 Affidavit of Consent of Plaintiff filed.

Apr 22, 1991 Upon Praecipe of plaintiff's Attorney, for Review Under §201(c) of the Divorce Code, this case is moved to Court.

Continued on the next page

1990

Timothy L. Beach

vs.

Ginger S. Beach

Record continued from page 452

of record

A.D. 1990 - 1002

****

Apr. 30, 1991 **STIPULATION AND ORDER FILED.**

And Now, this 30 day of April, 1991, the parties hereto having stipulated and agreed, IT IS HEREBY ORDERED AND DECREED, as follows:

1. The plaintiff Timothy L. Beach and the defendant, Ginger S. Beach are and are hereby divorced from the bonds of matrimony, the same as if they had never been married one to the other.

2. The marital residence onwed and occupied by the parties during the marriage at 86 N. Dillon Drive, Titusville, Pennsylvania, shall be sold and from the proceeds of sale shall be paid the mortgage to Northwest savings Bank and the sum of $6,000.00 which shall be paid to Ruby Stetz. In the event there are any other proceeds of sale remaining after other necessary costs and expenses of sale the said proceeds shall be equally divided between the parties.

3. A Keystone Invenstment of a value of $2,000.00 dollars has been acquired during this marriage. The said investment shall be liquidated and the proceeds used to pay the obligations to the VISA Card and the Discovery CArd owed by the plaintiff and the defendant. In the event this is not sufficient to pay the indebtedness, the plaintiff. shall pay whatever sums remain due.

4. The obligation to Beneficial Finance Company, incurred forthe purchase of furniture shall be paid by the defendant.

5. Al of the household goods and furnishings in the possession ofthe defendant shall become and remain her sole and separate property. The boat and the Ford Mustang now in the possession ofthe plaintiff shall be and remain his sole and separate property.

6. Neither party shallhave any further right to alimony, alimony pendente lite or spousal support.

7. This court retains jurisdiction solely for the purpose of enforcement.

P. Richard Thomas, S.J.

452
B

1990

1990

Harry N. Sydor

1003.

LEE E. DENLINGER

vs.

COREY A. HAGUE

Filed Oct. 17, 1990
@ 2:19 p.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00 ✓
Sheriff's Costs	35.50 ✓
Pro Co Pd 1/25/91	9.00 ✓
Pro Co Pd 7/8/91	2.00 ✓

COMPLAINT IN CIVIL ACTION

1 copy (sheriff)

oct. 31, 1990 Sheriff's Return filed. SERVED Corey A. Hague on October 19, 1990 at 2:10 PM by handing copy of Complaint to Allison Goodge, adult in charge of his residence, 1085½ Liberty Street, Meadville, Crawford County, PA. 16335.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Jan. 25, 1991 at 1:48 p.m., upon praecipe of plaintiff attorney, with default notice copy, and plaintiff affidavit attached, Judgment is hereby entered in favor of the plaintiff and agaisnt the defendant in the sum of Three thousand Two Hundred Seven and 70/100 Dollars.
Judgment entered - 1/25/91 DEBT $3,207.70
H - 36 JUDGMENT
James F. Simmons,
Prothonotary

Jan. 28, 1991, notice of entry of judgment mailed to dft.

SEE COMPUTER FOR FUTURE FILINGS AS OF FEBRUARY 2, 2000.

1990

Specter Law Offices
Diane Clark Hoffman

1004.

KARLA J. SCHMIDT, PARENT AND NATURAL GUARDIAN OF JILL SCHMIDT, A MINOR
Petitioner

vs.

BRIAN SHOOP AND HAROLD SHOOP

Filed Oct. 17, 1990
@ 2:39 p.m.

Tax & entry Pd 10/19/90 $50.50
State Pd 10/19/90 5.00
Pro Pd 10/19/90 - 9.00

PETITION TO SETTLE A MINOR'S CLAIM

1 copy (atty)

ORDER:
AND NOW, to-wit, this 15 dayof October 1990, it is hereby ORDERED, ADJUDGED AND DECREED:

A. The settlement of all claims held by the Minor, Jill Schmidt, and Petitioner, Karla J. Schmidt is approved upon the receipt of Fifteen Thousand Dollars ($15,000.00) and Petitioner is authorized and directed toexecute a Release on behalf of a Minor Jill Schmidt.

B. Specter Law Offices, P.C. will deposit the sum of $15,000.00 into their trust account to be disbursed as follows:

Specter Law Offices, P.C.	
Legal Fees:	$5,000.00
expenses/Costs:	204.09
Jill Schmidt, in trust,	9,795.91
Total	$15,000.00

C. The amount of $9,795.91 will be deposited in trust for the benefit of Jull Schmidt in a federally-insured account or certificate of deposit with the restriction that the trust funds shall not be withdrawn before the Minor has reac hed the age of majority on Nov. 10, 1993, at which time withdrawals fo part or all of the said account may be made without limitation by the Minor, Jill Schmidt.

BY THE COURT,
Robert L. Walker, S. J.

Nov. 13, 1990 Proof of Deposit filed.

Jan. 31, 1992 PETITION FOR WITHDRAWAL OF MINOR'S FUNDS filed.

Jan. 31, 1992 ORDER filed. AND NOW, this 29th day of January, 1992, after consideration of the Petition of Karla J. Schmidt to withdraw minor's funds, a hearing is set for the 4th day of March, 1992 at 9:00 a.m. in Courtroom No. 1 or2.

The Court notes thtat it believes testimony from the minor and the custodial grandmother regarding the proposed vehicle purchase including the need for the vehicle and who will be using the vehicle should be presented at the time of the hearing along with any other testimony the Petitioner deems relevent.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 7, 1992 mailed copy to D. Hoffman

March 5, 1992 ORDER filed. AND NOW, this 4th day of March, 1992, after hearing with regard to petition of Karla J. Schmidt for withdrawal of minor's funds, it is hereby ordered that Karla J. Schmidt is permitted to use trust fund/ certificate of deposit account #0130002498, at Pennbank/Integra Bank, as security for a loan for the maximum sum of $3,000.00

At least the sum of $1,500 shall be used to purchase a vehicle for the minor, Jill Schmidt, which vehicle shall not be encumbered and for the purchase of motor vehicle insurance and the remaining sum shall be used by the family for necessities.

The aforesaid account is to be used as security for the loan only. No withdrawals of trust funds are permitted by this order.

Karla Schmidt shall be solely responsible for repayment of the loan and any arrangements between her and Jill Schmidt regarding such payments shall be solely between them.

By The Court:
Anthony J. Vardaro, J.

March 9, 1992 Copy of Order to Atty. Robert A. Sambroak, Jr.

1990

Watts, Pepicelli, Youngs and Youngs PC
Alan L. Pepicelli
and
Donald E. Lewis

1005.

Thomas, Truax, Spadafore, Vardaro, Walker
R. Charles Thomas for Gloria Smith

ZIMMER, KUNZ, LOUGHREN, HART, LAZAROFF, TRENOR, BANYAS & CONAWAY, PC.
Joni M. Mangino
for Tina Marie & Harry L. Devault

JUDY V. GORDON AND PHILIP G. GORDON, HER HUSBAND

vs.

TINA MARIE DEVAULT, HARRY L. DEVAULT, AND GLORIA J. SMITH

Filed Oct. 17, 1990
@ 3:58 p.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriff's Costs	78.36
Pro Co. pd 6/19/92	6.00

COMPLAINT IN A CIVIL ACTION

3 copies (sheriff)

(JURY TRIAL DEMANDED)

Nov. 8, 1990, Appeara nc eof Thomas, Truax , Spadafore, Vardaro and Walker, by R. Charles Thomas, attorneys for defendant Gloria j. Smith, filed.

Nov 8, 1990 Appearance of Zimmer, Kunz, Loughren, Hart, Lazaroff, Trenor, Banyas and Conaway, P.C. for Defendants Tina Marie and Harry L. Devault filed.

Nov. 13, 1990 Sheriff's REturn filed. Before me, the undersigned authority, personally appeared Eric A. Garrett, Deputy Sheriff, who being duly sworn according to law, deposes and says tha ton the 30th day of October, 1990, at 11:50 a.m., he served Complaint in Civil Action, 1 copy Requests for Production of Documents Directed To defendants, First Set INterrogatories Directed To defendant, filed at No. 1005 AD Term, 1990, Crawford County Pennsylvania, upon defendant Harry L. DeVault at his place of residence, r.D. #1 Box 20, Carlton, Pennsylvania By making known the contents thereof to Harry L. DeVault personally and handing to and leaving with him the certified copy of the complaint, request and Interrogatories received from Sheriff of Crawford County.
So answers, Eric A. Garrett, Deputy Sheriff
William H. Romine, Jr., Sheriff
Before me, the undersigned authority, personally appeared Eric A. Garrett, Deputy Sheriff who being duly sworn accor ding to law, deposes and says that on the 30th day of October, 1990, at 11:50 a.m., he served Complaint in Civil Action, 1 copy Requests For Production of Documents Directed To defendants, First, SEt, Interrogatories Directed To Defendants, filed at No. 1005 A.D. Term, 1990, Crawford County Pennsylvania, upon defendant Tina Marie DeVault at his place of residence, R.D. #1, Box 20, Carlton, Pennsylvania By making known the contents thereof to Harry L. DeVault, adult family member with whom Tina resides and handing to and leaving with him the certified copy of the complaint, request and interrogatories received from Sheriff of Crawford County.
So answers, Eric A. garrett, Deputy Sheriff
William H. Romine, Jr., Sheriff
SERVED Gloria J. Smith personally on October 23, 1990 at 12:40 PM at Sheriff's Office, Crawford County Courthouse, Meadville, PA.
SERVED Harry L. DeVault by deputizing the Sheriff of Mercer County, PA as per his Affidavit of Service attached. Served: 10-30-90
SERVED Tina Marie DeVault by deputizing the Sheriff of Mercer County, PA as per his Affidavit of Service attached. Served: 10-30-90
So answers, Diane Severo, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 26, 1990, Answer, New Matter and New Matter Pursuant to Rule 2252(d) filed.

Dec. 27, 1990 Answer filed.

Nov. 14, 1991 Notice Of Deposition of Tina Marie Devault filed.

June 16, 1992 Upon Praecipe of plaintiff attorney the above-captioned case marked settled and discontinued of record.

1990

1006.

GORDON B. MURDOCK, JR.
LINDA L. MURDOCK, HIS WIFE

vs.

FINANCIAL COORDINATORS, INC.
AND LOUIS L. WAGNER,
d/b/a FINANCIAL COORDINATORS
INC.

Filed Oct. 18, 1990
@ 10:28 a.m.

Pro Simmons paid $15.00 ✓
plff on orig 46.25

WRIT OF REVIVAL OF JUDGMENT

of

AD 1984 - 370

Revival of Judgment is hereby indexed against defendants in the amount of One Thousand Five Hundred Twenty Five and 00/100 Dollars, with interest from Aug. 7, 1978 and costs

Debt ---- $1,525.00
Dated--- Oct. 18, 1990
Int. from --- 8/7/78
JUDGMENT REVIVAL
James F. Simmons, Pro.

Issued (plff).

Dec. 31, 1991, Notification of plaintiff's attempted service on defendants filed.

1990

Kathleen R. Nelson

1007.

TRICHA J. MIEHL

vs.

DANIEL P. MIEHL

COMPLAINT UNDER SECTION 201(c), EQUITABLE DISTRIBUTION

1 copy (atty)

Dec. 7, 1990, Acceptance of Service filed. I accept servcie of the Complaint in divorce filed at the above referenced term and number and acknowledge that I areceived same on or about Oct. 20, 1990. Daniel P. Miehl, Dft.

Jan. 25, 1991 Motion To Withdraw Count II of Divorce Complaint and Order filed. AND NOW, 1-25, 1991, Count II of the within D Divorce Complaint is hereby withdrawn. P R Thomas, S.J.
Jan. 25, 1991 Copy of order put in Kathleen Nelson's box.

Filed Oct. 18, 1990
@ 11:18 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
State paid	10.00
State paid	10.00
Pro Co. Pd. 1/28/91	9.00
Pro Co pd 2/12/91	5.00

Jan. 25, 1991 Affidavit of Consent of plaintiff filed.

Jan. 25, 1991, Affidavit of Consent of defendant filed.

Jan. 28, 1991 Upon Praecipe of Plaintiff Attorney for Review Under §201(c) of Divorce Code, this case is moved to Court.

Feb. 5, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, February 5, 1991, it is ordered and decreed that Trisha J. Miehl, plaintiff and Daniel P. Miehl, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

Feb. 12, 1991, Notice of Election to Retake Maiden Name filed. TO BE KNOWN AS: TRICHA J. PITTSENBARGER.

1990

Mahany, Roeder &
Rothschild
Tamera Ochs Rothschild

1008.

Fuller, Kinnunen,
Petruso & Gamble
Ann Hansen Gamble

MELISSA K. BROOKS

vs.

LORIN W. BROOKS

Filed Oct. 18, 1990
@ 11:35 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
STate paid	10.00
State paid	10.00
Pro Co Pd 3-18-91	9.00
Pro Co Pd 6/25/91	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

2 copies (atty)

Oct 22, 1990 Certificate of Service filed: On October 19, 1990, I mailed a certified copy of a Divorce Complaint in the above captioned matter by Certified Mail No. P 899 145 467 Return Receipt Requested, Restricted Delivery, postage prepaid, to the defendant, Loren W. Brooks, addressed as follows:

R.D.#5, Box 107A
Titusville, Pa 16354

The Receipt for Certified Mail is attached hereto and marked "Exhibit A".

I make this statement pursuant to 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute.

MAHANY, ROEDER & ROTHCHILD
Tamera Ochs Rothchild, Esq.
Attorneys for Plaintiff

Oct. 26, 1990 Affidavit Of Return Of Service By Mail filed. On October 19, 1990, I mailed a true copy of the Divorce Complaint in the above captioned matter by certified Mail No. P 899 145 467 Restricted Delivery to the Defendant, Lorin W. Brooks. Defendant signed a return receipt upon delivery October 20, 1990. The receipt is attached hereto and marked as "Exhibit A".

I make these statements pursuant to 18 Pa.C.S. Sec. 4904 relating to unsworn falsification to authorities and under that false statements may subject me to criminal penalties under that statutue.

Tamera Ochs Rothschild

Nov. 2, 1990, Appeara nce of Fuller, kinnunen, Petruso and Gamble, by Ann Hansen Gamble, attorneys for defendant, filed.

Mar. 8, 1991 Motion To Withdraw Count II of Complaint and Order filed. AND NOW, this 5th day of March, 1991, upon presentation of the foregoing Motion, it is hereby ORDERED that Count II- Equitable Distribution of Marital Property of the divorce complaint is hereby withdrawn.

1 copy atty

Gordon R. Miller, J

Mar 11, 1991 Affidavit of Consent of Plaintiff filed.

Mar 11, 1991 Affidavit of Consent of Defendant filed.

Mar 11, 1991 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.

Mar. 22, 1991 DIVORCE DECREE FILED

AND NOW, March 21, 1991, it is ordered and decreed that Melissa K. Brooks, plaintiff, and Lorin W. Brooks, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, P.J.

June 21, 1991, Notice of Resumption of Maiden Name Upon Divorce filed.
TO BE KNOWN AS MELISSA K. STRAUB.

1990

Alan L. Pepicelli

1009.

William J. Gregg

RAYMOND D. SCHROER

vs.

DAVID RICHARDS

Filed Oct. 19, 1990
@ 9:02 a.m.

Tax & entry Paid $50.25
State paid 5.00

APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT E. VOGAN, MAGISTERIAL DISTRICT OF 30 - 3- 02

Oct. 19, 1990, Rule entered upon plaintiff to file Complaint issued.

Nov. 8, 1990, Proof of Service filed.

460

1990

Watts, Pepicelli,
Youngs & Youngs
Christopher J. Youngs
1010.

William J. Gregg

FAITH SCOTT

vs.

DARYLE MORGAN

APPEAL OF DEFENDANT FROM JUDGMENT OF WAYNE E. HANSON, MAGISTERIAL DISTRICT 30- 3-01

Oct. 19, 1990, Rule entered upon Plaintiff to file Complaint issued

Nov. 5, 1990 Certificate Of Service filed. I hereby certify that I served a certified copy of the within Complaint in Civil-Action - Landlord/Tenant, on William J. Gregg, Esquire, attorney for defendant, by regular mail posted on November 5, 1990.
Christopher J. Youngs

Nov. 5, 1990 Complaint in Civil Action - Landlord/Tenant filed

Nov. 8, 1990, Proof of Service filed.

Filed Oct. 19, 1990
@ 9:02 a.m.

Tax & entry Paid $50.25
State paid 5.00

1990

Bukac and Toomey
Terry Toomey
Jorden and White
Harry Faber-White II

1011.

NORMAN J. ADAMS, JR.

vs.

JULIE ANN ADAMS

Filed Oct. 19, 1990
@ 1:36 p.m.

Tax & entry paid	$50.50
State paid	5.00
State pd 10/22/90	10.00
Pro Pd.	5.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

July 8, 1993, Appearance of Bukac and Toomey, by Terry Toomey, attorneys for plaintiff, filed.

July 8, 1993, Upon praecipe of plaintiff attorney, the above captioned case is hereby discontinued of record.

1990

Jack, Kookogey & Felton
Robert J. Felton

1012.

1/10/91 Recd # 86.18 from Plaintiff
Recd 2-1-91
#86.18
Vivian Stoltz

6/5/91 Recd #86.17 from dft.
7-1-91 paid Co. Comm. #86.17
Ck. 6295

JACQUELINE H. CARTWRIGHT

vs.

WILLIAM DAVIS, SR.

Filed Oct. 19, 1990
@ 1:57 p.m.

Tax and Entry paid	$50.50
State paid	5.00
Bruce Smith, mediator	
Mediation Cost	172.35
	9.00

Rec'd Pd 1/10/91

COMPLAINT FOR PRIMARY, PHYSICAL AND LEGAL CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT:

AND NOW, this 19 dayof Oct. 1990, upon presentation of the foregoing Complaint for Custody, the parties hereto and their respective counsel are ordered to appear beforeBRUCE SMITH, THE CHILD CUSTODY MEDIATOR, who is hereby appointed in this case. The said parties and their re spective counsel shall appear at such time or times that the child custody mediator shall hereinafter determine.

P. Richard Thomas, S. J.

Dec. 10, 1990 Temporary Order of Court filed. AND NOW, this 7 day of December, 1990, after Mediation and upon recommendation of the Child Custody Mediator, it is her eby ordered and decreed that:

1. This Order shall take place of and have precedence over an Order of the Court of Common Pleas of McKean County,Pennsylvania, dated February 3, 1986.
2. The natural parents of william Davis, Jr., age seventeen, Thomas Andrew Davis, age fourteen, Matthew AllendAvid, age thirteen, and Donny Lee Davis, age nine, the parties to this action, shall share legal custody of the said minor children. Said joint legal custody being shared shall entitle both of the parents to equal access to any records relating to the children held by third parties, including, but not limited to, school and medical records, and sahll also entitle both prents to equal input with regard to the educational and religious upbringing of the children, as well as elective surgery. Unless the children's report cards are directly mailed to the father by the schools the children attend, the mother shall see that photo-copies of the report cards are mailed to the fathe rwithin three days of their ocming into the her home.
3. Primary physical custody of the c hildren shall remain with the natural m other, Jacqueline H. Cartwright, and they shall live in the home which she shares with her husband at 427 Bank Street, Titusville, Pennsylvania. Regular visitation and tempor ary custody of the children shall be granted to the defendant father, william Davis, Sr. Physical custody fothe chidlren for the defendnat father shall be as follows:
a) The children shall visit in the home of the natural father on the second and fourth weekends of each month from Friday, 5:00 p.m., prevailing time.
b) Beginning with the summer of 1991, the father shall have the right to take the children into his temporary custody for the entire month of August beginning at 8:00 a.m., prevailing time, August 1 and ending at 8:00 p.m., prevailing time, August 31, unless the children's school schedules indicate school beginning sometime in August. In that case, they shall be returned to the mother's home two full days prior to the beginning of school.
c) Holiday visitaiton shall take priority over other scheduled visitation. The parties are encouraged to agree as to holiday visitation; however, in the event that they cannot, during odd-numbered years, beginning in 1991, the motehr shall have the children on Easter and the 4th of July of each year and ther father shall have the children on Memorial Day and Labor Day of each year. These days shall begin at 9:00 a.m., prevailing time, and shall end at 7:00 p.m., prevailing time. These days shall be reversed in even-numbered years. The children shall spend Thanksgiving each year in the mother's home and the day following Thanksgiving each year in the father's home beginning in 1991. With regard to Christmas each year, the children shall be available to spend Christmas Day each year in the father's home from 2:00 p.m., prevailing time, until 8:30 p.m., prevailing time. Additionally, the children shall be in the mother's home on Valentine's Day, Halloween, New Year's Day, and the children's birthday each year. The father shall have the right to have custody of the children on the day after their birthday each year.
d) The father shall pick up and return the chidlren to the mother's residence. Anytime the fathe ris more than one hour late for a scheduled transfer of custody that transfer is more than one hour late for a scheduled transfer of custody, that transfer and resulting partial custody and visitation shall be considered waived and shall not occur unless prior satisfactory arrangements have been made with the mother by telephone or otherwise.
4. The parent having custody of the children at anytime shall notify the other parent as soon as possible in the event ininjury to or illness or the children requiring medical treatment.
5. Neither ofthe parents shall take the children into any environment which might be commonly thought of as detrimental to their development or to the development of their characters or which would be commonly thought of as dangerous to their physical persons.
6. The parents are encouraged to discuss arrangements for physical custody of the children; and, if the parties mutually agree to alternative arrangements to accommodate themselves and/or the children's schedules, they may adjust the physical custody arrangements accordingly and are encouraged to do so by mutual consent and agreement.
7. Each of the parents will teach the children involved in this case to develop and display that natural love and respect due a parent form his or her children. Neither of the parents will do or say anything to blacken the character of the other parent or any of the damily of either parent in the eyes of the children. This admonition shall extend tothe stepfather of the children and to the grandparents of the children, as well as to all members of the mother and father's family.
8. This Order shall not prejudice the right of etiher party to request further Mediation if there are changed circumstances in the lives of the parties or the children or in the event that the best interest of the children would be served by further Mediation.
9. The Court of Common Ples of Crawford Conty, Pennsylvania, shall retain jurisdiction of this matter so long as either ofthe parents or any of the children resides in the Court's jurisdiction and for at least six months form the date of the Temporary Order.
10. The fee of Child Custody Mediation shall be paid 50% by the plaintiff mother and 50% by the defendant father.
11. This Order shall be a Temporary Order, but shall become a permanent Order unless exceptions are filed by either party within thirty days formthe date of this temporary Order.

BY THE COURT,
Gordon R. Miller, J

Dec. 12, 1990 Copies of order mailed to plaintiff, Robert Felton, Defendant and Bruce Smith

July 28, 1993 ORDER filed. AND NOW, this 26th day of July, 1993, upon consideration of Defendant's Petition to Transfer pursuant to Pa. R.C.P. 1006(d)(1), and it appearing after hearing that the convenience of the parties and the witnesses would be served thereby, it is hereby ORDERED that the action is transferred to the Court of Common Pleas of Clearfield County.

It is further ORDERED that the Prothonotary shall forward the record to the Prothonotary of the Court of Common Pleas of Clearfield Co. as provided under Pa. R.C.P. 1006(d)(3), upon payment by Defendant of all costs and fees therefor.

Gordon R. Miller, J.

July 30, 1993 Copy of Order to Atty. Robert Felton and Bruce Smith, Wm. Lynn Hollen.

1990

1013. Jeffrey K. Millin Culbertson, Weiss, Schetroma & Schug John B. Brautigam Owner Care	CAROL BOULTON vs. PALMIERO TOYOTA AND OWNER CARE Filed Oct. 19, 1990 @ 2:44 p.m. TAx & entry Paid $50.25 State paid 5.00	APPEAL OF DEFENDANT FROM JUDGMENT OF HUBERT VOGAN, 30-3-02 Oct. 19, 1990, Rule entered upon plaintiff to file complaint issued. Oct. 23, 1990, Proof of Service filed. Jan. 15, 1991 Notice Of Defendant, Owner Care, of Filing of Bankruptcy filed.

1990

Shafer& Swick Bailey, and Stack
Charles J. Swick

1014.

THE FIRST NATIONAL BANK of Pennsylvania

vs.

R. RICHARD TEDESCO AND ARLENE M. TEDESCO

Filed Oct. 19, 1990
@ 3:48 p.m.

Pro Simmons Paid	$15.00 ✓
plff on orig	19.50
Sheriff's Costs	33.00
Sat. Pd 1-8-91.	$5.00 ✓

WRIT OF REVIVAL

of

DSB 1985 - 699

Writ of revival indexed by Prothonotary in favor of the plaintiff and against the defendants in the sum of Seventy-Four Thousand Two Hundred Twenty Four and 37/100 Dollars with interest from date of orig. judgment.

Debt -- $74,224.37
Int. frm date of orig. judgment
T - 146, 16 -- JUDGMENT revival
James F. Simmons,
Prothonotary

Issued (sheriff)

Nov. 13, 1990 Sheriff's Return filed. SERVED R.Richard Tedesco personally on Oct. 23, 1990 at 11:10 AM at his place of business, 614 Baldwin St., Meadville, Crawford County, Pa.
SERVED Arlene M. Tedesco on Oct. 23, 1990 at 11:11 AM by Handing copy of Writ to R. Richard Tedesco, her husband, at their place of business, 614 Baldwin St.,Meadville, Crawford County, Pa.
So answers, Robert M.. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Jan. 8, 1991 This Judgment Satisfied.
(see paper filed)

1990

Shafer, Swick, Bailey
Irwin and Stack
Charles J. Swick

1015.

THE FIRST NATIONAL BANK
OF PENNSYLVANIA

vs.

HATHEWAY-TEDESCO FUNERAL
HOME, INC.

Filed Oct. 19, 1990
@ 3:48 p.m.

Pro Simmons Paid	$15.00 ✓
plff on orig	19.50
Sheriff's Costs	26.00
Sat. Pd 1-8-91	$5.00 ✓

WRIT OF REVIVAL

of,

DSB 1985-701

Revival of Judgment indexed by Prothonotary in the sum of Seventy four Thousand Two Hundred Twenty four and 34/100 Dollars, with interest from date of orig. judgment.

Debt --- $74,224.37
Int. from date of orig. judgment
H - 185 --- JUDGMENT REVIVAL
James F. Simmons,
Prothonotary

Issued (sheriff)

Nov. 13, 1990 Sheriff's Return filed. SERVED Hatheway-Tedesco Funeral Home, Inc. on Oct. 23, 1990 at 11:12 AM by handing copy of Writ to R. Richard Tedesco, owner, at business, 614 Baldwin St. Meadville, Crawford Co. Pa.
So answers Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

Jan. 8, 1991 This Judgment Satisfied.

(see paper filed)

1990

1016.

STEPHANIE LYNN SMITH

vs.

ARTHUR GILCHRIST

Filed Oct. 22, 1990
@ 11:17 a.m.

Tax & entry	$50.50
State	5.00
Sheriff's Costs	21.00
Pro Co	9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies sheriff
1 copy plaintiff

ORDER:

And now, this 22 day of October, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Def may not go to the residence of Plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for Nov. 2, 1990, at 10:00 AM., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, S.J.

Oct 23, 1990 Sheriff's Return filed: SERVED Arthur Gilchrist personally on October 22, 1990 at 2:15 at Crawford County Jail, 210 Center Street, Meadville, Pa.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 5, 1990 Order filed. AND NOW, November 2, 1990, after hearing, the following Order is entered:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or her minor children in any manner nor shall he go to any residence at which the Plaintiff may be residing.
2. This Order may be enforced by any police department having jurisdiction in the premises, in accordance with the Protection From Abuse Act.
3. This Order shall remain in full force and effect for a period of one (1) year from this date.
4. The defendant shall pay the record costs in this matter within thirty (30) days of this date.

BY ORDER OF THE COURT,
P. R. Thomas, S.J.

Nov. 7, 1990 Copies of order put in Brian Lindsay and County Control's box and copy mailed to defendant.

1990

Mansmann & McArdle
Peter J. Mansmann
for Lawrence H. & Mary
F. White, Plaintiffs

McCann, Garland, Ridall & Burke
~~Mansmann & McArdle~~
James G. Gordon
for Mary J. Deeter,
Administratrix

1017.

JOhn W. McCandless
Swensen, Perer &
McCandless

MARY J. DEETER, ADMINISTRATRIX OF THE ESTATE OF RONALD E. DEETER, DECEASED, AND LARRY H. WHITE AND MARY F. WHITE, HUSBAND AND WIFE

vs.

ALBERT E. VROMAN, II

Filed Oct. 22, 1990
@ 11:39 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriffs costs	56.04
Pro Co. Pd 3030-92	9.00

✓ COMPLAINT IN CIVIL ACTION

1 copy (sheriff)
1 copy (atty)

✓ Dec. 3, 1990, Sheriffs Return filed. SERVED Albert E. Vroman II by deputizing Sheriff of Warren County, Pa. as per his affidavit of service attached. Served: Nov. 7, 1990. So answers, Howard N. Stewart, Sheriff

Before me the undersigned authority personally appeared Douglas Irvine Deputy Sheriff to D. E. Allen, Jr. sheriff of the County of Warren, Com. of Pa. who being duly sworn according to law, deposes and says that on the 7 day of Nov. 1990, he (at 2:30 p.m.) served the complaint upon him at his pla ce of residence R. D. #1, Grand Valley, Warren County, Pa. by handing to and leaving with Lori Vroman, adult resident in charge at time of servcie, a cert. copy with notice to plead endorsed thereon, and by making known to her the meaning of the contents thereto.

Douglas A. Irvin Dep. Sheriff
So answers, D. E. Allen, Jr. Sheriff, Warren Co.

✓ Dec. 7, 1990, Appearance of Swensen, Perer & McCandless, by John W. McCandless, attorneys for defendant filed.

✓ Dec. 14, 1990, Notice of Service of Interrogatories upon defendant filed.

✓ Dec. 14, 1990, Plaintiff's First Request for Production of Documents and Things Upon Defendant filed.

✓ Dec. 19, 1990, Answer and New Matter filed.

✓ Jan. 4, 1990 Notice Of Service of Interrogatories and Requests for Production of Documents filed.

✓ Jan. 4, 1991 Notice of Service of Interrogatories and Requests for Production Of Documents filed.

✓ Jan. 11, 1991 Plaintiff's Reply To Defendant's New Matter filed.

✓ Jan. 25, 1991 Notice Of Service of INterrogatories and Requests for Production of Documents filed.

✓ Apr. 5, 1991 Notice of Deposition of Larry Barker filed.

✓ Apr. 5, 1991, Notice of Deposition of Julie Vroman filed.

✓ Apr. 5, 1991 Notice of Deposition of Albert Ernest Vroman II filed.

✓ Apr. 5, 1991 Notice of Deposition of Lori Vroman filed.

✓ Apr. 29, 1991 Notice of Deposition of Mary J. Deeter filed.

✓ Apr. 29, 1991, Notice of Deposition of Larry White filed.

✓ Apr. 29, 1991 Notice of deposition of Trooper Edwin Mikesell, Trooper Charles Amond, Lawrence Twambley, Ir vin Beers, Robert Goodwill and Russell Custer filed.

✓ May 16, 1991 Certificate of Readiness filed.

ON TRIAL LIST FOR OCTOBER 1991

✓ July 2, 1991 Notice of Deposition of Larry WHite filed.

✓ Aug. 7, 1991 Notice of Service of Supplemental Interrogatories to Plaintiff filed.

✓ Aug. 22, 1991 Notice of Service of Supplemental INterrogatories to Plaintiff,Larry White filed.

✓ Sept. 30, 1991 Motion For Continuance and Order filed. AND NOW, to wit, upon consideration of the foregoing Motion for Continuance of the parties, hereto, the above action is hereby continued formthe October, 1991 trial list and is to be scheduled on the next available list.

BY THE COURT,
Gordon R. Miller, J

✓ Oct. 1, 1991 Copies of order mailed to Atty's. Gordn and McCandless

✓ Sept. 30, 1991 Consent to Continuance of Albert E. vroman, II filed.

✓ Sept. 30, 1991 Consent to Continuance of Larry White filed.

✓ Nov. 19, 1991 Notice Of Videotape Deposition For Use At Trial Pursuant To Pa. R.C.P. 4017.1 of John F. Steel, M.D. filed.

✓ Dec. 2, 1991 Notice of Videotape Deposition for Use at Trial Pursuant to Pa. R.C.P. 4017.1 filed.

On Trial List For February 1992

✓ Jan. 24, 1992 PRAECIPE TO WITHDRAW APPEARANCE AND ENTER APPEARANCE filed.

Jan. 28, 1992 ORDER filed. AND NOW, Jan. 27, 1992, pre-trail conferences in these cases shall be held as follows:
1. Deeter et al v. Vroman, AD 1990-1017 at 9:00 o'clock a.m. on Feh. 3, 1992 before Judge Miller.
2. Klinger et ux v. Leveto et ux., AD 1988-471 at 9:00 o'clock a.m. on Feb. 3, 1992 before Judge Vardaro.
3. Baer et ux v. Paradise, 1986-60 at 10:00 o'clock a.m. on Feb. 3, 1992 before Judge Miller.
4. Harris v. Weber-Harris Ford, Inc. et al, 1987 -109 at 11:00 o'clock a.m. on Feb. 3, 1992 before Judge Miller.

BY THE COURT,
Gordon R. Miller, P.J.

Feb. 3, 1992 Copy of Order to all counsel of record.

Continued on Page 696

SEE VOL. 3

1990

Halliday & Halliday PC
Michael Halliday

1018

Culbertson, Weiss,
Schetroma and Schug
E. Max Weiss

WILLIAM P. TAYLOR

vs.

SARA M. CANTELUPE

Filed Oct. 22, 1990,
@ 11:47 a.m.

Tax & Entry paid	$50.50
State paid	5.00
Sheriffs costs	22.72
Pro Co-pd 7/16/91	6.00

COMPLAINT IN A CIVIL ACTION

1 copy (atty)

Nov. 2, 1990, Appearance of Culbertson, Weiss, schetroma & Schug, by E. Max Weiss, Esq. attorneys for defendant filed.

Nov. 14, 1990, Sheriffs Return filed. SERVED Sara M. Cantelupe personally on Oct. 25, 1990 at 2:41 p.m. at her residence, R. d. #1 Conneaut Lake, Crawford County, Pa.
So answers, Robert M. stevens, Dep. sheriff
Howard N. Stewart, Sheriff

Nov. 26, 1990, Answer and New Matter of sara M. cantalupe to Plaintiff's complaint filed.

Dec. 14, 1990, Notice of Deposition of Sara M. Cantalupe filed.

Dec. 14, 1990, Plaintiff's Reply to New Matter filed.

May 9, 1991, NOtice of Taking Depositions on Oral Examinations Under Pa. R.C.P. 4007.1 filed.

May 22, 1991 Certificate of Readiness filed.

May 22, 1991 Praecipe for Trial List filed.

ON TRIAL LIST FOR OCTOBER 1991

May 31, 1991 Notice of Taking Depositions on Oral Examination Under Pa. R.C.P. No. 4007.1 of Barbara Griggs filed.

July 12, 1991 Upon praecipe of Plaintiff Attorney the above captioned action is marked settled and discontinued of record.

1990

Mason and Mason
Joan D. Mason

1019.

WILLIAM J. HOOVER, JR.

vs.

KIMBERLY ANN RITCHEY

Filed Oct. 22, 1990
@ 2:39 p.m.

Tax & entry Paid $50.50 ✓
State paid 5.00 ✓
William Pineo, mediator

CUSTODY COMPLAINT

1 copy (atty)
1 copy (mediator)

ORDER:

You, Kimberly Ann Ritchey, Dft, have been sued in court to obtain custody, partial custody, and visitation of the child, Benjamin Aaron Ritchey.

WILLIAM PINEO has been appointed custody mediator in this matter.

You are ordered to appear in person at such times and places as shall be set for hearing in this matter, whether by the mediator or the judge.

You are further ordered to bring with you, the above named child, if in your possession or control.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find outw where you can get legal help.

Crawford County Bar Assoc. Ser. tot he Public Committee
c/o Prothonotary, Crawford Countycourthouse, Meadville, Pa. 16335
814 724-4636.

Oct. 24 1990

By the Court,
P. R. Thomas, S.J.

1990

William J. Gregg

1020.

JAMES M. FISHER AND ROBERTA FISHER, HUSBAND AND WIFE

vs.

JAMES E. SAMS, HIS HEIRS AND ASSIGNS

Filed Oct. 22, 1990
@ 2:43 p.m.

Tax & entry paid	$50.50
State paid	5.00
Sheriff's costs	202.70
Pro Co Pd 2/12/91	9.00

COMPLAINT - ACTION TO QUIET TITLE

1 copy (atty)

Oct. 26, 1990 Motion For Service By Publication, Affidavit, and Order filed. AND NOW, to-wit: October 26, 1990, upon consideration of the foregoing Motion, the Sheriff of Crawford County is ORDERED AND DIRECTED to make service of the Complaint on the defnednat, James E. sams, his heirs and assigns, by publication once in the Meadville Tribune newspaper, a newspaper of general circulation in Crawford County, Pennsylvania, and in the Crawford County Legal Journal.

Gordon R. Miller, J

Oct. 30, 1990 Copy put in William Gregg's box.

Dec. 14, 1990 Sheriff's Return filed. SERVED James E. Sams by publication once only on Wednesday, December 5, 1990 in the Meadville Tribune, Federal Court, Meadville, PA. and in the Crawford Co. Legal Journal, Box 384, Meadville PA. Proof of advertisements attached.
So answers, Howard N. Stewart., Sheriff

Jan 4, 1991, Motion for Judgment and Order filed: AND NOW, Jan 4, 1991, Upon presentation of the foregoing Motion, and after due consideration thereof, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the defendant, James E. Sams, his heirs and assigns, are forever barred from asserting any right, title, lien or interest in the land described in paragraph No. 2 of the Complaint in the above-entitled case inconsistent with the interest of the plaintiffs as set forth in the Complaint, provided, however, that this decree shall become final only if the defendant, fails to take any action as is herein directed within thirty (30) days from the date of this decree; IT IS FURTHER ORDERED AND DIRECTED that if no petition to open this judgment or to set aside this Order and Decree is presented by the defendant, or no action of ejectment is commenced by him within (30) days from and after the entry of this Order, the same shall become final, and if no action is taken within said thirty(30) day period, the Prothonotary on Praecipe of the plaintiffs shall enter final judgment.
S-92

P. Richard Thomas, S.J.

Jan 7, 1991 Copies of order put in Atty. Gregg's box.

And Now, Feb. 7, 1991 at 1:19 p.m., upon praecipe of plaintiff attorney, FINAL JUDGMENT is hereby entered in this case in accordance with the above order of court.
Judgment entered - 2/7/91
S - 92

FINAL JUDGMENT
James F. Simmons,
Prothonotary

1990

Barrett & Dratler
Bruce A. Barrett

1021.

PENNSTARR MILLING

vs.

GEORGE DONOVAN AND WALTER DONOVAN

Filed Oct. 23, 1990
@ 9:29 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Sheriffs costs	38.60
Pro Co Pd 11-27-90	9.00
ProCo pd 6-30-97	5.00

COMPLAINT

2 copies (sheriff)

Nov. 7, 1990, Sheriffs Return filed. SERVED George Donovan personally on Oct. 25, 1990 at 12:20 p.m. at his residence, R. D. #1, Titusville, Crawford County, Pa.

SERVED Walter Donovan on Oct. 25, 1990, at 12:16 p.m. by handing a copy of complaint to Neva Donovan, his wife, at their residence, R. D. #1, Titusville, Crawford County, pa.

So answers, Robert M. Stevens, Dep. sheriff
Howard N. stewart, sheriff

AND NOW, Nov 27, 1990 @ 4:24 p.m. Upon Praecipe of Plaintiff's Attorney with Notice of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendants for failure to file responsive pleading and judgment is hereby entered in the following manner: Principal Five Thousand Nine Hundred Sixty and 19/100 Dollars plus continuing service charges.

D-73, 173 Debt.....$5,960.19 +Ser. Charges & costs
JUDGMENT
James F. Simmons
Prothonotary
Nov 27, 1990 Judgment entered.

EX1990-111

June 25, 1997 Upon praecipe of plaintiff attorney the above captioned Judgment entered in this matter is satisfied of record.

1990

Edgar M. Snyder &
Associates, PA
Todd Berkey

1022.

Thomas, Truax, Spadafore
Vardaro and Walker
By: R.Charles Thomas

NANCY LEE MARSHALL

vs.

KENNETH DEAN GRIFFIN

Filed Oct. 23, 1990
@ 11:37 a.m.

Tax & entry Paid	$ 50.50 ✓
State paid	5.00 ✓
Sheriff's costs	32.00
Pro Co Pd 2/6/92	6.00 ✓

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

November 7, 1990 Writ Return filed. SERVED Kenneth Dean Griffin on Oct. 25, 1990 at 9:30 AM by handing copy of Summons to his Authorized Agent, Joyce A. Griffin, his mother, at their place of residence, 436 Clinton Court, Meadville, Crawford Co., PA. 16335. Signed Acceptance of Service attached.
So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 4, 1991 Complaint in Civil Action filed.

March 8, 1991 Affidavit of Service of Complaint filed. I, Todd Berkey, esq., being duly sworn according to law, hereby state the following:

1. This action was commenced by WRit of Summons.
2. On or about Feb. 28, 1991, Todd Berkey, Esq., Atty. for Plaintiff, sent a true and correct copy of the Complaint filed in the above matter to the Defendant by Certified Mail, Return Receipt Requested.
3. Attached hereto is a copy of the Certified Mail receipt signed by the Defendant.
4. The postmark on the front of the Certified Mail receipt is marked Feb. 28, 1991.
5. As evidenced by the receipt, attached hereto as Exhibit A, Defendant was served with a true and correct copy of the Complaint on or about March 3, 1991.

Todd Berkey, Esq.

Mar. 19, 1991 Appearance of Thomas, Truax, Spadafore, Vardaro and Walker, by R.Charles Thomas for defendant filed.

April 12, 1991 Answer filed. 1 copy (atty)

Apr 24, 1991 Reply to Defendant's New Matter Filed.

Aug. 29, 1991 Certificate of Readiness filed.

On October 1991 Trial List

Oct. 2, 1991 ORDER filed. AND NOW, Sept. 30, 1991, at the call of the civil trial list, the attorney for the defendant moved to continue the case to the next term of trials, representing that discovery had not been completed and also representing that opposing counsel did not object to a continuance. ACCORDINGLY, this case is CONTINUED to the February, 1992 civil term of court and a pre-trial conference will be scheduled at that time after all discovery and preliminary matters are completed.

By Order Of The Court,
Gordon R. Miller, P.J.

Oct. 3, 1991 Copy of Order to Attys. Todd Berkey and R. Charles Thomas.

On ~~October~~ February 1992 Trial List

Jan. 30, 1992 DEFENDANT'S PRE-TRIAL NARRATIVE filed.

Feb. 4, 1992, Upon praecipe of plaintiff attorney, the above captioned matter is marked satisfied, settled and discontinued of record.

Feb. 13, 1992, Motion in Limine and for Protective Order filed.

Feb. 13, 1992 MEMORANDUM filed. BY THE COURT, Gordon R. Miller .P.J.
Feb. 19, 1992, copies of Memo to T. Berkey and R. C. Thomas, Esq.

1990

Thomas, Truax, Spadafore, Vardaro & Walker

Emil M. Spadafore Jr.

1023.

MARILYN WOFFORD, AS PARENT AND NATURAL GUARDIAN OF MARY LOUISE WOFFORD

vs.

RICHARD J. WEIG

Filed oct. 24, 1990
@ 9:19 a.m.

Tax & entry paid	$50.50
State paid	5.00
Pro Co Pd 10/26/90	6.00

SUMMONS IN A CIVIL ACTION

Oct. 24, 1990, Petition for Authority to Settle and Compromise the Claim of a Minor, and Order filed.
ORDER: AND NOW, this 24 day of Oct. 1990, upon consideration of the foregoing petition, it is ordered as follows:

a. That the proposed settlement as described in the foregoing petition shall be payment in full for all claims that mary Louise Wofford may have against Richard J. Weig arising out of the accident referred to in said petition and said settlement is approved.

Funds to be placed in a C.D. or Money Market Fund at Pennbank with a designation no funds can be withdrawn before minor attains age 18 without order of court (PRT)

That Marilyn Wofford, as mother and natural guardian of Mary Louise Wofford, is authorized and directed to mark this case settled and discontinued with prejudice.

BY THE COURT:
Date: 10/24/90 P. Richard Thomas S.J.
Oct. 24, 1990 copy of order to Atty. Spadafore.

Oct. 26, 1990, Upon praecipe of plaintiff attorney, the above captioned case is hereby settled and discontinued of record.

1990

Thomas, Truax, Spadafore
Vardaro and Walker
Emil m. Spadafore, Jr.

1024.

IN THE MATTER OF:

THE PETITION OF NEIL ALAN YEANEY FOR CHANGE OF NAME.

Filed oct. 24, 1990
@ 9:19 a.m.

Tax & entry Paid $50.50 ✓
State paid 5.00 ✓
Rec'd Pd 11/19/90 50 ✓

PETITION FOR CHANGE OF NAME

ORDER:
AND NOW, to-wit, this 24 day of Oct. 1990, upon motion of Emil M. Spadafore, Jr. esq. atty. for the petitioner above named, it is ordered and decreed that the within Petition be heard on the 20 day of Nov. 1990 at 9:00 a.m in Court Room 1 or 2 of Crawford County and that notice of filing of the within Petition and of the aforesaid date of hearing be published in the Meadville Tribune and the Crawford County Legal Journal.
Date : 10/24/90 BY THE COURT,
P. R.Thomas, S. Judge
Oct. 24, 1990, copy of order to Atty. Spadafore.

Nov. 20, 1990, Affidavit of Servcie by Publication filed. Anne G. Matthews being duly sworn according to law, deposes and says that servcie of Notic eof Hearing in the above case has been effected pursuant to proofs of publication attached hereto and made a part hereof. Anne G. Mathews.

Nov. 20, 1990, Statement of Lien from Reorder's Office filed.

Nov. 20, 1990, Cert. of Liens from Prothonotary Office filed.

Nov. 20, 1990 DECREE FOR CHANGE OF NAME filed. AND NOW, this 20th day of Nov. 1990, following hearing of the within Petition for Change of Name, Petition is granted and Neil alan Yeaney shall henceforth bear the name Neil Anal Yeaney Muckinhoupt.
Date: Nov. 20, 1990 BY THE COURT,
Gordon R. Miller, Judge
Nov. 26, 1990, copy of order to Atty. Spadafore.

1990

Plate, Shapira, Hutzelman, Berlin, May Walsh & Brabender
Stephen H. Hutzelman

1025.

JUDI L. PYLE

vs.

JON S. PYLE

Filed Oct. 24, 1990
@ 1:25 p.m.

Tax & entry PaID	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00
Pro Co pd 5/14/91	9.00

COMPLAINT IN DIVORCE, SUPPORT, CUSTODY

Nov. 14, 1990, Affidavit of Service filed. Stephen H. Hutzelman, Esq. being duly sworn deposes and says that he is the atty. for the plff. Judi L. Pyle, in the above matter and that on The 23 day of Oct. 1990 he sent a complaint in divorce copy by cert. mail, ret. rec. req. to the defendant and was received by the defendant Oct. 25, 1990 as evidenced by the attached card. Stephen H. Hutzelman, Esq.

May 13, 1991 Affidavit of Consent of Plaintiff filed.

May 13, 1991 Affidavit of Consent of Defendant filed.

May 13, 1991 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to Court

May 16, 1991 **D I V O R C E D E C R E E F I L E D**

AND NOW, this 16th day of May, 1991, it is ORDERED AND DECREED that JUDI L. PYLE, and JON S. PYLE, Defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
Gordon R. Miller, J

Anthony Vardaro

1026.

IN RE:

REPORT AND RETURN OF THE CRAWFORD COUNTY TAX CLAIM BUREAU

Filed Oct. 24, 1990
@ 2:00 p.m.

IN THE MATTER OF THE REPORT AND RETURN OF FREDERIC A. WAGNER, DIRECTOR OF THE CRAWFORD COUNTY TAX CLAIM BUREAU, PENNSYLVANIA, OF THE PUBLIC SALE OF LANDS AND PROPERTIES, ADVERTISED TO BE HELD THE SECOND MONDAYOF SEPTEMBER 1990

ORDER OF NISI CONFIRMATION:

AND NOW, Oct. 22, 1990, upon presentation and consideration of the consolidated return to court of the Crawford County Tax Claim Bureau regarding the public sale of lands and properties on the second Monday of September 1990 and it appearing to the court that said sales were regularly conducted under the provisions of the Real Estate Tax Sale Law (72P.S. 5860.101, et seq.), said ocnsolidated return and the sales so made are herey confirmed nisi.

The Crawford County Tax Claim Bureau shall publish a general notice of this confirmation nisi as required by law. If no objections or exceptions are filed to any sale reported in the consolidated return within thirty (30) days from this date the Prothonotary shall enter as of course a decree of absolute confirmation of each such sale.

BY THE COURT,
Gordon R. Miller, p.J.

Oct. 24, 1990 copy to Atty. Vardaro, solicitor and copies to Frederic Wagner.

And Now, Dec. 4, 1990, at 8:47 a.m., a decree of Absolute Confirmation of the Public Sale Advertised and held by Crawford County Tax Claim Bureau on September 10, 1990, and no objections or exceptions having been filed by any owner or lien creditor, is hereby entered of course.

DECREE OF ABSOLUTE CONFIRMATION
James F. Simmons,
Prothonotary

1990

Federman and Phelan
Frank Federman

1027.

FUNDAMENTAL MORTGAGE CORPORATION f/k/a SOUTHMARK MORTGAGE CORPORATION OF AMERICA

vs.

JAMES P. McGOWAN AND LISA D. McGOWAN
House 1, R. d. #2
Woodcock, Pa. 16433

Filed Oct. 25, 1990
@ 11:34 a.m.

Sheriffs costs	31.00
Tax & entry Paid	$50.50
State paid	5.00
Pro Co pd 12/5/90	9.00

CIVIL ACTION/MORTGAGE FORECLOSURE NOTICE

2 copies (sheriff)

Nov. 15, 1990, Sheriffs Return filed. SERVED James P. McGowan on Oct. 29, 1990, at 9:33 a.m. by handing a copy of Complaint in Mortgage Foreclosure to his wife, Lisa D./ McGowan at their residence R. D. #2, Saegertown, Crawford County, Pa. 16433.

SERVED Lisa D. McGowan personally on Oct. 29, 1990 at 9:32 a.m. at her residence, R. D. #2, Saegertown, Crawford County, Pa. 16433

So answers, robert M. Stevens, Dep. sheriff
Howard N. Stewart, Sheriff

And Now, Dec. 5, 1990 at 1:45 PM upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the damages are assessed at the sum of Forty-two Thousand Seven Hundred Sixty-seven and 17/100 Dollars plus interest and cost of suit.

M-93-103
judgment entered 12/5/90
notice of entry of judgment mailed Dec. 6, 1990

Debt $42,767.17
Int. from 9/1/90 to 12/5/90
Judgment
James F. Simmons
Prothonotary

EX 1990 - 109

Dec. 5, 1990 Vertification of Non-military Service filed.

1990

1028.

FIRST UNITED NATIONAL BANK
P.O. BOX 7
Fryburg, Pa. 16326

vs.

PETER R. KAPUTA JR.

Filed Oct. 25, 1990
@ 1:36 p.m.

Pro Simmons paid $9.00
Plff on orig. 15.50

AGREEMENT TO REVIVE

OF

AD 1986 - 66

Debt ------$6,139.64, plus int. and costs

Dated ----Oct. 23, 1990

K- 135 -- JUDGMENT REVIVAL

James F. Simmons,
Prothonotary

Judgment of revival indexed in favor of the plaintiff and against the defendant in the sum of Six Thousand One Hundred Thirty Nine and 64/100 Dollars plus interest and costs.

EX1992-76

1990

1029.

FIRST UNITED NATIONAL BANK
P.O.Box 7, Fryburg, Pa. 16326
vs.

PETER R. KAPUTA, JR.

Prox Simmons paid $9.00 ✓
pltf on orig 6.50

Filed Oct. 25, 1990
@ 1:37 p.m.

AGREEMENT TO REVIVE

of

DSB 1982 - 697

Judgment of revival entered in favor of plaintiff and against the defendant in the sum of Seventeen Thousand three Hundred Ten and 70/100 Dollars ;plus applicable interest and costs.

Debt ------- $17,310.70
dated ------Oct. 23, 1990
K - 135 -----JUDGMENT REVIVAL
James F. Simmons,
Prothonotary

EX 1992-77

1990

Stephen E. Hall
Ass't Public Defender

1030.

NARCY Hughes

COMMONWEALTH OF PENNSYLVANIA
ex rel SHAWN T. JONES

vs.

JACK BRICKNER, WARDEN
CRAWFORD COUNTY PRISON

Filed Oct. 25, 1990
@ 1:46 p.m.

APPLICATION FOR WRIT OF HABEAS CORPUS

Issued (warden)
(personally served by Prothonotary)
(by handing writ to Ed Mietus, dep.)

ORDER:
AND NOW, Oct. 24, 1990, upon review of the foregoing Application for Writ of Habeas Corpus, a Rule to show cause why the aforesaid writ should not be issued is granted upon the defendant Jack Brickner, Warden of Crawford County Prison, hearing on said rule to be held Oct. 29, 1990 at 1:00 p.m. in C. R. No. 1 or 2.

BY ORDER OF THE COURT,
P. R. Thomas, S.J.

Oct. 25, 1990 copy of order to S. Hall.

(certificates of service attached)

Oct. 30, 1990 Motion for Continuance and Order filed. And Now, 10/29/90 The within motion allowed. Hearing set for Nov. 9, 1990, at 11:00 a.m., in Courtroom 1.

By order of The Court,
P R. Thomas, S.J.

Nov. 1, 1990 Copies of order put in Stephen Hall and Narcy Hughes box.

Nov. 16, 1990, MEMORANDUM AND ORDER filed. AND NOW, Nov. 15, 1990, the plaintiff's petition for writ of habeas corpus, and the record hereof, shall be transmitted to the Prothonotary of Philadelphia County as if it were originally filed in Philadelphia County.

The Prothonotary of Crawford County is ordered and directed to transfer the record to the Prothonotary of Philadelphia County in the manner required and provided by law.

BY THE COURT,
Gordon R. Miller, P.J.

Nov. 16, 1990, Exhibits filed. (with papers)

Nov. 19, 1990, Record of above action transferred (mailed) to Philadelphia County Prothonotary.

1990

William J. Gregg

1031.

THOMAS J. DETELICH

vs.

NANCY D. DETELICH

Filed Oct. 25, 1990
@ 4:03 p.m.

Tax & entry Paid	$50.50
State paid	5.00
State paid	10.00
Pro Co. Pd. 2/4/91	9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Jan. 14, 1991 Affidavit of Service filed. William J. Gregg, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.

2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Nancy D. Detelich, on Oct. 27, 1990.

3. The registered mail was sent to Nancy D. Detelich at Erie Street Ext., Linesville, PA 16424. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on Oct. 31, 1990. Said Return Receipt card P 076 254 197 is attached hereto, signed by Nancy D. Detelich and made a part hereof.

William J. Gregg, Esq.

Feb. 4, 1991 Affidavit of Consent of Plaintiff filed.

Feb. 4, 1991 Affidavit of Consent of Defendant filed.

Feb. 4, 1991 Upon Praecipe of Plaintiff attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Feb. 21, 1991 **DIVORCE DECREE FILED.**

And now, February 20, 1991, it is ordered and decreed that THOMAS J. DETELCH, plaintiff, and NANCY D. DETELICH, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Kathleen R. Nelson

1032.

DAVID B. BRADICK

vs.

CINDY L. BRADICK

Filed Oct. 25, 1990
@ 4:03 p.m.

Tax & entry paid	$50.50
1 count paid	15.00
State paid	10.00
State paid	10.00
Pro Co pd 3/4/91	9.00
Pro.Co. pd 5/6/94	5.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Nov. 15, 1990 Affidavit of Service filed. KATHLEEN R. NELSON, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:

1. That the Affiant is the Attorney for the Plaintiff in the above-captioned action.

2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Cindy L. Bradick, on October 25, 1990.

3. The registered mail was.sent to Cindy L. Bradick, at R.D. # 1, Guys Mills, Pa. 16327. The sender's receipt is attached hereto.

4. That the Defendant rec eived said registered mail on Oct. 30, 1990. Said Return Receipt card P 269 402 136 is attached hereto, signed by Cindy Bradick and made a part hereof.

Kathleen R. Nelson, Esq
Atty. for Plaintiff

Feb. 22, 1991, Affidavit of Consent of plaintiff filed.

Feb. 22, 1991, Affidavit of Consent of defendant filed.

Feb. 22, 1991, Memorandum of Agreement filed.

Feb. 26, 1991 Upon praecipe of Plaintiff Attorney For Review, this case moved to court.

Mar. 5, 1991 **D E C R E E F I L E D .**

AND NOW, this 5th day of March, 1991, it is ORDERED and DECREED that:

1. David B. Bradick, Plaintiff, and Cindy L. Bradick, Defendant, are divorced from the bonds of matrimony.

2. UPon consideration of the Memorandum of Agreement between the parties to this action dated February 21, 1991, which Agreement has been duly executed and notarized, it is hereby ORDERED and DECREED that the said Memorandum of Agreement be and is hereby entered as a Court Order, made a part of this Decree, and incorporated as such.

BY THE COURT,
Gordon R. Miller, J

May 6,1994 Not ice of Election toRetake Prior Name of Cindy L. Bradick, to be known as CINDY L. BOWERSOX, filed.

1990

Brian J. Lindsay

1033.

WILLIAM P. TEASDALE

vs.

ELLEN M. TEASDALE

Filed Oct. 25, 1990
@ 4:23 p.m.

Tax & entry Paid	$50.50
State paid	5.00
State paid	10.00
Pro Pd. 2/19/91	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 16, 1990 Acceptance Of Service filed. I, the above named Defendant, hereby accept service of the Complaint in the above action. Ellen M. teasdale

Feb. 19, 1991, AFFIDAVIT OF Consent of plaintiff filed.

Feb. 19, 1991, Affidavit of Consent of defendant filed.

Feb. 19, 1991 Upon Praecipe of Plaintiff Attorney for Review under Section 201(c) of Divorce Code, this case is moved to Court.

Feb. 25, 1991 **DIVORCE DECREE FILED.**

AND NOW, February 25, 1991, it is ordered and decreed that William P. Teasdale, plaintiff, and Ellen M. Teasdale, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Mason and Mason
Joan D. Mason

1034.

KATHLEEN K. McCARL

vs.

BRIAN E. McCARL

Filed Oct. 26, 1990
@ 10:00 a.m.

Tax & entry paid	$50.50 ✓
2 counts paid	30.00 ✓
State paid	10.00 ✓
State paid	15.00 ✓
Pro Co. pd 8-7-98	9.00 ✓

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION

1 copy (atty)

Nov. 7, 1990, Affidavit of Service filed. I, Karen S. Martin, employee for the law firm of Mason and Mason, being duly sworn according to law, depose and say that I did on Oct. 29, 1990, at 1:49 P.M. serve on the above Defendant, Brian E. McCarl, by personally handing him a certified copy of a complaint in divorce in the above divorce action, at 973 Liberty St., Meadville, PA.

Karen S. Martin

April 2, 1998 AFFIDAVIT OF CONSENT (K. MCCARL PLTF) FILED

April 2, 1998 AFFIDAVIT OF CONSENT (B E MCCARL DEFT) FILED

April 2, 1998 WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A DIVORCE DECREE UNDER SECTION 3301(c) OF THE DIVORCE CODE (DEFT) FILED.

APRIL 2, 1998 WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A DIVORCE DECREE UNDER SECTION 3301(c) OF THE DIVORCE CODE (PLTF) FILED.

April 2, 1998 CERTIFICATION OF COMPLETION OF SEMINAR FOR SEPARATING PARENTS FILED (BRIAN E. MCCARL DEFT.

APRIL 2, 1998 CERTIFICATION OF COMPLETION OF SEMINAR FOR SEPARATING PARENTS FILED (KATHY K. MCCARL PLTF)

August 7, 1998 Upon Praecipe of plaintiff attorney for review under Section 3301(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

Sept. 1, 1998 AND NOW, Aug. 24, 1998, it is ordered and decreed that KATHLEEN K. MCCARL Plaintiff, and BRIAN E. MCCARL, Defendant, are divorced from the bodns of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final Order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

1990

1035.

ROXANNE E. NEELY

vs.

DELL S. NEELY

Filed Oct. 26, 1990
@ 10:50 a.m.

Tax & Entry	Pd 11/5/90	$50.50
State	Pd 11/5/90	5.00
Sheriff's Costs		19.00
Pro Co	Pd 11/5/90	5.00

#190 Sheriffs Costs
Pd 11/5/90
by pltff.

11/5/90
Check # 5914
To Sheriff Stewart

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copy plaintiff
3 copies sheriff

ORDER:

And now, this 26 day of Oct., 19 90, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions:

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for November 5, 1990, at 3:30 P. M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, S.J.

Oct. 26, 1990 Sheriff's Return filed. SERVED Dell S. Neely personally on October 26, 1990 at 1:PM at his residence, 485 Terrace Street, Meadville, Crawford County, PA.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. STewart, Sheriff

Nov. 5, 1990, UPon praecipe of plaintiff, the above captioned action is discontinued, as the plaintiff does not wish to proceed further with it.

In Error-Oct 30, 1992 Affidavit of Consent of Defendant, filed.

1990

Ferguson & Spataro
John F. Spataro

1036.

Peter A. Pentz

DANIEL WATKINS

vs.

HARTFORD INS. GROUP, AND
ANN HENNING

Filed Oct. 26, 1990
@ 11:03 a.m.

Tax & entry Paid $50.25
State paid 5.00
Pro Co Pd 12/10/90. 5.00

APPEAL OF DEFENDANTS FORM JUDGMENT OF HUBERT E. VOGAN

Oct. 26, 1990, Rule entered upon plaintiff to file complaint issued.

Oct. 31, 1990, Proof of Service filed.

Nov. 19, 1990 Motion To Quash Appeal and Strike Off Rule To File Complaint and Order filed. AND NOW, this 19th day of November, 1990, upon consideration of the within Motion, the appeal of the Defendants, Hartford Insurance Group and Ann Henning, is quashed for the reason that the appeal was not timely filed in accordance with Pa. R.C.P.D.J. No. 1002. It is further Ordered that the rule issued by the Prothonotary upon the Plaintiff to file a complaint is here by stricken.

BY THE COURT,
Gordon R. Miller, J

Nov. 26, 1990 Copy of order put in John Spataro's box and copy of order mailed to Peter Pentz

1990

Mahany, Roeder & Rothschild
Tamera Ochs Rothschild

1037.

Shafer, swick Bailey, Irwin & Stack
Louis J. Stack

HES-VAR INDUSTRIES, INC.

vs.

OMEGA INDUCTION SERVICES, INC.

Filed Oct. 26, 1990
@ 11:35 a.m.

Tax & entry Paid $50.50
State paid 5.00

COMPLAINT

2 copies (atty)

Nov. 2, 1990, Certificate of Service filed. On Oct. 31, 1990 I mailed a cert. copy of Complaint by cert. Mail No P 899 145 469 Ret. Rec. req. Rest. Del postage prepaid to defendant Omega Induction Services, Inc. addressed as follows: Robert M. Storey, Reg. Agent for Omega Induction Ser. Inc. 8446 squirrel HIll Drive, N.E. Warren, Oh. 44484.
The receipt for Cert. Mail is attached hereto and marked Exhibit "A" Tamera Ochs Rothschild, Esq.

Nov. 7, 1990 Affidavit of Return of Service by Mail filed. On Oct. 31, 1990, I mailed a true copy of the Complaint in the above captioned matter by Certified Mail No. P 899 145 469 Restricted Deliver to the Defendant, Omega Induction Services,Inc. Defendant's Registered Agent, Robert M. Storey, signed a return receipt upon dlivery Nov. 2, 1990. The receipt is attached hereto and marked "Exhibit A".
I make these statements pursuant to 18 Pa. C.S. SEc. 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute.
Tamera Ochs Rothschild, Esq.

Dec. 10, 1990, Defendant's Answer, New Matter, and Counterclaim filed.

Dec. 31, 1990 Plaintiff's Answer To Defendant's New Matter and Counterclaim filed.

Dec. 31, 1990 Certificate Of Service of Plaintiff's Answer To Defendant's New Matter and Counterclaim filed.

Feb 26, 1991 Certificate of Service of Plaintiff's Answers to Defendant's Interrogatories and Request for Production of Documents filed.

1990

William A. Kuhar, Jr.

1038.

R. Charles Thomas
Thomas, Truax, Spadafore, VArdaro & Walker

COMMONWEALTH OF PENNSYLVANIA

vs.

MONTE ALLEN MORRIS

✓ APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES

2 copies (atty)

ORDER:
AND NOW, this 24 day of Oct. 1990, upon presentation and consideration of the within petition it is adjudged and decreed that a hearing on this appeal shall be held on the 24 day of Jan. 1991, at 9:30 a.m. at the CRawford County Court House, Meadville, Pa. or as soon thereafter asthe attention of the court may be had and that sixty (60) days written notice shall be given by the petitioner to the Sec. of Trans. of the Com. of Pa. by Cert. Mail, REt. REc. rEq., and to the Attorney General of the Com. of Pa.

By the court,
P. R. Thomas, J.

Filed Oct. 26, 1990
@ 2:05 p.m.

Tax & entry 10/11/90 $50.50 ✓
State 10/11/90 5.00
Pro Co Pd 7/5/91 $30.00 ✓

✓ **Jan 24, 1991 Exhibits filed with papers.**

✓Jan. 28, 1991 ORDER filed. AND NOW, Jan. 24, 1991, at the time of hearing on this license suspension the Court hears testimony regarding the background factual situation and will ultimately make a determination of the facts which are not substantially in dispute.

This case involves a legal issue regarding the Commonwealth contention that an ATV stopped on a public road must be insured under the appropraite secitons of the Vehicle Code and amendments thereto. Counsel for the Commonwealth will submit to the Court a two or three page brief on or before Feb. 11, 1991 delineating the Commonwealth's contention that the Defendant's license should be suspended because he did not at the time under the factual situation have his all terrain vehicle insured. Copy of said brief shall be in the hands of counsel for the Defendant by 4:30 p.m. February 11, 1991. By February 25, 1991, counsel for the Defendant will file a response brief of not more than three pages and said brief will be in the hands of the Court and opposing counsel not later than FEb. 25, 1991 at 4:30 p.m.

By Order Of The Court,
P. Richard Thomas, S. J.

Jan. 31, 1991 Copy of Order to ATtys. Wm. Kuhar, Jr. and R. Charles Thomas.

✓June 11, 1991, RE: APPEAL OF DRIVER'S LICENSE SUSPENISON - MEMORANDUM AND ORDER filed. ORDER: AND NOW, June 7, 1991, we sistain the Defendant's appeal and set aside the suspension of the defendant's operating privileges.

BY ORDER OF THE COURT,
P. Richard Thomas, S. J.

June 11, 1991, copy put in box for Atty. Thomas; copy mailed to W. Kuhar Jr.

✓July 5, 1991, Notice of Appeal to the Commonwealth Court of Pennsylvania, of plaintiff, from Order entered in above matter on June 7, 1991, filed. (Request for Transcript and Proof of Service attached)

✓July 11, 1991 Transcript of Proceedings Taken at Time of License Appeal Hearing filed.

✓**July 15, 1991 Notice of Appeal Docketing in Commonwealth Court of Pennsylvania at Docket No. 1467 C.D. 1991 filed 7/05/91 filed.**

June 18, 1992 Memorandum Opinion by Senior Judge Silvestri filed June 16, 1992 and Order filed. AND NOW, this 16th day of June, 1992, the order of the Court of Common Pleas of Crawford County, in the above captioned matter, is vacated. The case is remanded to the Court of Common Pleas of Crawford County with directions to quash the appeal of Monte Allen Morris as the order of suspension by the Department was not a final order.

Jurisdiction relinquished.

Silvestri Silvestri, Senior Judge

June 18, 1992 Copy of the Order to: Atty. Kuhar, Jr. and Atty. R.Charles Thomas

June 26, 1992 ORDER filed. Pursuant to Commonwealth Court Order dated June 16, 1992, we hereby dismiss the appeal of the Defendant.

Dated: June 22, 1992

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

June 29,1992 copies given to Atty Thomas & copy mailed to Kuhar

Aug. 21, 1992, ORDER Certified from the record of the Commonwealth Court of Pa. filed. ORDER: AND NOW, this 19 dayofaug. 1992, it is ORDERED that the above captioned opinion filed June 16, 1992 shall be designated OPINION, rather than MEMORANDUM OPINION, AND it shall be reported.

Silvestri Silvestri, Senior Judge

Sept. 10, 1992 Certificate of Contents of Remanded Record and Notice of Remand Under PA. Rules of Appellate Procedure 2571 adn 2572(e) and ORDER filed. AND NOW, this 19th day of August, 1992, it is ORDERED that the above-captioned opinion filed June 16, 1992, shall be designated OPINION, rather than MEMORANDUM OPINION, and it shall be reported.

Silvestri Silvestri, Senior Judge

Sept. 10, 1992 Copy of Order to Atty. R. Charles Thomas, copy mailed to Atty. Kuhar.

Sept. 18, 1992 SUPPLEMENTAL ORDER filed. The Commonwealth Court speaking through Judge Silvestri Silvestri vacated the Opinion of this Court dated June 7, 1991 and remanded the case to the Court of Common Pleas of Crawford Co. with directions to the undersigned Judge to quash the appeal of Monte Allen Morris by reason of the fact that the notice received by the Defendant dated Sept. 24, 1990 from the Dept. of Transportation was not a final order of suspension from which an appeal could be filed. The Commonwealth Court in deciding this course of action believes their decision in Department of Transportation v. Andrews, 143 Pa. CMW. 601, 600 A.2d 662 (1991) was controlling of the factual situation in this case.

RECORD CONTINUED ON
PAGE 488 (a).....

COMMONWEALTH OF PENNSYLVANIA

VS.

MONTE ALLEN MORRIS

RECORD CONTINUED FROM PAGE 488

OF

AD 1990 - 1038

****

Accordingly, at the direction of the Commonwealth Court, we quash the Defendant's appeal which imposed a three month license suspension effective October 29, 1990.

It appears from the rationale of the decision in this case and in Andrews that the standard notice of suspension currently in use by the Bureau of Driver Licensing does not meet the requirements of a final order from which a license suspension appeal will lie. We interpret the Commonwealth Court Opinion to apply even though, as in this case, the record and the parties mutually agree that the operator was not covered by insurance (financial responsibility) at the time of the incident.

Our interpretation of the thrust of the Commonwealth Court Opinion is that in addition to the conditional notice sent to the operator that his license will be suspended on a date certain if he fails to produce evidence of financial responsibility must now be supplemented by a "final notice" of suspension when the operator passes the deadline for submitting proof of financial responsibility.

In the event the Dept. of Transportation wishes to relitigate this issue by sending a proper "final notice" from which the Defendant can file a new appeal to the Common Pleas Court, we ould hope that counsel could agree that the trial record in this case could be adopted as an appropriate trial record without the necessity of a repeat hearing. Thus the Common Pleas Court would then readopt its original opinion and the Department of Transportation could then file a new appeal with the Commonwealth Court testing out the validity of the lower Court's factual and legal opinion.

BY THE COURT,
P. Richard Thomas, S. J.

Sept. 18, 1992 Copy of Order to Attys. William Kuhar, Jr. and R. Charles Thomas.

488
(b)

TERM

1990

1039.	PETITION FOR INVOLUNTARY TREATMENT	PETITION FOR INVOLUNTARY TREATMENT Mental Health Procedures Act of 1976 (Section 303)
	of	Certification by Court for Ext. Invol. Emergency Treatment filed. (by John D. Petruso, MHRO)
Bruce A. Barrett	DANIEL A. DAVIS	Nov. 21, 1990, Petition for Involuntary Treatment filed.
	Filed Oct. 26, 1990 @	

1990

Watts, Pepicelli, Youngs and Youngs PC
Christopher YOungs

1040.

TAMMIE BRATEK

vs.

EARL JOHN DAVIS, III

Filed Oct. 29, 1990
@ 9:00 a.m.

Indigent filing

PETITION FOR CUSOTDY

1 copy (atty)
1 copy (mediator)

ORDER OF OCURT:

You, Earl John Davis, III, dft. have been sued in court to obtain cusotdy ofthe child: Earl John Davis IV

You are ordered to appear in person for a conference at such time and place as may be set by JOHN FULLER, CHILD CUSTODY MEDIATOR.

If you fail to appear as provided by this order, an order for custody may be entered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Assoc. Ser. to the Pub. Comm. c/o Prothonotary, Crawford County Courthouse, Meadville, Pa. 16335
Tele: 814 724-4636.
Date: 10/29/90

BY THE COURT,
P. Richard Thomas, S.J.

Oct. 29, 1990, Petition for Leave to Proceed In Forma PAUPeris and Order filed.
ORDER: Granted. 1 copy (atty)
P. R. Thomas, J.

Dec. 17, 1990, Upon praecipe of plaintiff attorney, the above captioned case is herby marked settled and discontinued of record.

1990

Shafer, Swick, Bailey,
Irwin & Stack
James R. Irwin

1041

MARK A. BELL

vs.

KATHY R. BELL

Filed Oct. 29, 1990
@ 9:05 a.m.

Tax & entry Paid	$50.50 ✓
State paid	5.00 ✓
Pro Co 4-1-92	9.00 ✓

PETITION FOR CUSTODY (UCCJA)

1 copy (atty)

Feb. 7, 1992 STIPULATION AND CONSETN TO ENTRY OF CUSTODY ORDER and ORDER filed. ORDER: AND NOW, this 7th day of February, 1992, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ordered, directed and DECREED that:

1. Legal and physical custody of the parties' minor child shall be shared between the mother, Kathy R. Bell and the father, Mark A. Bell.

2. The natural father , Mark Bell, shall have custody of the aforementioned m inor child from 6:30 p.m. Friday, until 6:30 p.m. Sunday every first and third weekend of each month.

3. The natural mother, Kathy R. Bell, shall have physical custody of the aforementioned minor child at all other times uless designated in th is agreement.

4. Holiday visitation shall be arranged as follows:

A. Thanksgiving holiday visitation. The natural father shall have visitation Thnaksgiving Day 1992. The parties shall alternate the Thanksgiving holiday visitation each year thereafter.

B. Christmas holiday visitation. The natural mother shall have visitation for Christmas 1992. The parties shall alternate the Christmas holiday visitation each year thereafter.

C. Easter holiday visitation. The natural mother shall have visitation Easter Sunday 1992. The parties shall alternate the Easter holiday visitation schedule each year thereafter.

except as agreed upon by the parties, holiday visitations shall commence at 9:00 a.m. and shall end at 9:00 p.m.

5. The holiday visitation shcedule shall take precedence over the other provisions of this order relating to the custodial or visitation periods.

6. Each party sh all be permitted to have the child in his or her custody for two consecutive weeks during the child's summer vacation. Said vacation period shall be mutually agreed upon by the parties.

7. The parties shall split responsibility for transportation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other.

8. Each party shall teach said child to give to the other party that love and respect which is due a parent from his or her children.

9. Neither party sh all use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child.

10. Any person transporting the child shall make sure that seat belts or other restraints are used in accordance with the law of Pennsylvania.

11. Neither party shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other in apolite and respectful manner when in the child's presence and each party sh all instruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation.

12. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if it were to be proper and convenient. Said arrangements shall be by mutual consent only, in the absence of which, this order shall govern.

13. Except in emergency situations, each party shall give the other at least twenty-four (24) hours notification when he or she will not be exercising a scheduled visitation.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 13, 1992 copy in box for J. Irwin

1990

C. Barton Jones

1042.

THEODORE T. VILLELLA

vs.

LAKESIDE LAND COMPANY, ITS SUCCESSORS AND ASSIGNS: AND THE WIVES, UNKNOWN, OF GEORGE D. TEMPLIN, SR., AND GEORGE D. TEMPLIN, JR., THEIR HEIRS, REPRESENTATIVES, DEVISEES, SUCCESSORS AND ASSIGNS

Filed Oct. 29, 1990
@ 1:54 p.m.

Tax & entry Paid		$50.50
State paid		5.00
Pro Co. pd.	1/15/91	9.00

PLAINTIFF'S COMPLAINT TO QUIET TITLE

Oct. 29, 1990 Motion For Service By Publication filed.

Oct. 29, 1990 Order Of Court For Service By Publication filed. AND NOW, this 30 day of Oct., 1990, upon consideration of the foregoing Motion, requesting service by publication, the Plaintiff is hereby granted leave to obtain service ofthe Complaint filed above captioned action in the following manner:

1) By publication in the Meadville Tribune, a newspaper of general circulation in Crawford County, Pennsylvania, as to all Defendants who addresses or whereabout are unknown as set forth in the Plaintiff's Affidavit regarding unlocated, deceased and unknown defendants, and in the Crawford Law Journal.

2) That service by publication be made against any of the heirs, successors, representatives, devisees or assigns, known or unknown, of the defnedants in the above-captioned action, as provided by pennsylvania Rules of Civil Procedure No. 1064(b), which publication shall be in the form of the attached Legal Notice.

By Order of the Court of crawford, County Pennsylvania, this 30 day of October, 1990.

Number of times of publication: 1.

1 copy atty

P. richard Thomas, S.J.

Dec.7, 1990, Affidavit of Service of Complaint upon defendants filed.

Dec. 7, 1990, Motion for Judgment filed.

Dec. 14, 1990, ORDER OF COURT filed. AND NOW, this 14 day of Dec. 1990, an affidavit of Service of the Complaint with Notice to Plead attached threto having been filed, and no appearance or answer having been filed, and no appearance or answer having been made by or on behalf of the defendant in the above-captioned action, upon motion of C. Barton Jones, Attorney for plaintiff, this Honorable Court hereby ORDERS AND DECREES:

1. That the Defendants, Lakeside Land Company, its Successors and Assigns; and the Wives Unknown of George D. Templin, Sr., and George D. Templin, Jr., Their Heirs, Representatives, Devisees, Successors, and Assigns, of the above named defendants, are hereafter forever barred from asserting any right, lien, title or interest in or to the parcel of land owned by the Plaintiff in this action to Quiet Title.

2. The Plaintiff, Theodore T. Villella, is hereby declared the rightful title holder to the whole of that land as described in his complaint; and he is hereby recognized as in possession of all the undivided ritght, title interest and ownership due him as the sole owner of that land.

3. The Defendants, their representatives, heirs, successors, administrators, executors or assigns, have Thirty (30) days from the date of this order the Prothonotary, on praecipe of the plaintiff, shall enter final judgment, all in accordance with Pa. R.C.P. 1066.

BY THE COURT,
P. Richard Thomas, S. Judge.

Dec. 18, 1990, copy of order to C. Barton Jones, Esq.

Jan. 15, 1991 And now, January 15, 1991, 9:03 a.m. upon Praecipe of plaintiff's attorney, FINAL JUDGMENT is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court.

L-186,T-72,

FINAL JUDGMENT
James F. Simmons,
Prothonotary

1990

Quinn, Gent, Buseck & Leemhuis
Michael S. Jan Janin

1043.

WAGNERCREST FARMS, A PENNSYLVANIA PARTNERSHIP

vs.

WILLIAM A. TEITELBAUM

Filed Oct. 29, 1990
@ 2:08 p.m.

Tax & entry paid	$40.50
Bal pd 11/7/90	10.00
State paid	5.00

COMPLAINT IN CIVIL ACTION

1 copy (atty)

Jan. 16, 1991, Motion For Leave to Serve By Publication in Accordance with Pa. R.C.P. 430, filed.

Jan. 16, 1991, ORDER filed. AND NOW, this 16th day of Jan. 1991, the plaintiff's motion for leave to serve by publication is denied at this time since the only method of service the plaintiff has attempted is service by certified mail.

The plaintiff is didrected to attempt service of a reinstated complaint upon the defendant either (a) in the manner provided by the law of New York in an aciton in any of its courts of general jurisdiction; or (b) by a competent adult who is not a party to this action.

This order shall not preclude the plaintiff from seeking additional relief under Pa. R.C.P. 430 if all reasonable effort to serve the defendant personally have failed.

BY THE COURT,
Gordon R. Miller, P.J.

Jan. 17, 1991, copies of order to Atty. Jan Janin.

Jan. 25, 1991 Complaint Reinstated.

March 19, 1991 Motion For Leave To Serve By Publication In Accordance with Pa. R.C.P. 430 and ORDER filed. AND NOW, this 19th day of March, 1991, it is ORDERED, JUDGED and DECREED that this Plaintiff's Motion for Leave to Serve by Publication in Accordance with Pa. R.C.P. 430 be granted in favor of the Plaintiff, Wagnercrest Farms, and against the Defendant, William A. Teitelbaum.

Gordon R. Miller, J.

March. 22, 1991 Copy of Order to Attys. Michael S. Jan Janin.

May 3, 1991 Complaint reinstated.

June 19, 1991 Motion to Withdraw as Counsel and order filed. ORDER: AND NOW, to-wit this 21 day of june 1991 it is hereby ORDERED, ADJUDGED AND DECREED that Quinn, gent, Buseck, and Leemhuis, Inc. is hereby granted leave to withdraw as counsel in the above captioned case.

P. Richard Thomas, S. J.

June 26, 1991 copies to Atty. S. Jan Janin.

1990

Kathleen R. Nelson

1044.

Douglas Ferguson

DAVID M. McCAULEY

vs.

DARLENE A. McCAULEY

Filed Oct. 30, 1990
@ 9:46 a.m.

Tax & entry Paid	$50.50
2 counts paid	30.00
State paid	10.00
State paid	15.00
John Fuller, Mediator	150.00
	9.00
	9.00

Pd 8-17-93 Ch# 7730
Pro Co Pd 12-29-95

5-31-93 Received from Plaintiff Med. Dep 150.00

8-6-93 Pd Plff Ch# 7714 $66.00 Med Dep. Refund

8-17-93 Pd Comm Ch# 7739 76.00

2-1-96 Rec'd from dft (per pltf) med. 37.50

5-15-96 Pd Co. 37.50 #10019

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION AND CUSTODY

1 copy (atty)

Nov. 7, 1990 Affidavit of Service filed. KATHLEEN R. NELSON, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief:

1. That athe Affiant is the attoreny for the Plaintiff in the above-captioned action.
2. That a true and correct copy of the Complaint in Divorce and Notice were sent by registered mail to the Defendant, Darlene A. McCauley, on October 31, 1990.
3. The registered mail was sent to Darlene A. McCauley, at 567 Penn Street, LInesville, PA 16424. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on November 1, 1990. Said Return Receipt card P 269 402 138 is attached hereto, signed by Darlene McCauley and made a part hereof.

Kathleen R. Nelson

Jan 25, 1991 Motion for Appointment of Child Custody Mediator and order filed: AND NOW, this 25 day of Jan, 1991, upon presentation of the herein Motion, the parties and their counsel are ordered to appear before John Fuller, Child Custody Mediator, at such time and place as the Child Custody Mediator shall determine.

Dated: 1-25-91

By the Court,
P. Richard Thomas, S.J.

Jan 25, 1991 Copies of order put in Attys. Nelson and Fuller's boxes

Feb 20, 1991 Order filed: AND NOW, February 19, 1991, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECRED AS FOLLOWS:

I. Legal custody of Douglas McCauley shall be shared between the father, David M. McCauley, and the mother, Darlene A. McCauley, that is, each parent shall be entitled to full access to school records, medical records and other important records and each parent shall be entitiled to take part fully in important decisions affecting the child, such as the child's education, medical treatment and religious instruction.

II. Physical custody of Douglas McCauley shall be with his mother, Darlene A. McCauley, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody every weekend, with the exception of the second weekend each month, from 5:00 p.m. Saturday afternoon until 8:00 p.m. Sunday evening. The child shall be in the exclusive custody of the mother on the second weekend of each month, the second weekend being the weekend understood by the parties to be the weekend in which the father has military reserve obligations.

B. On Sundays when the child is in the custody of the father, the father shall return the child to the custody of the mother at 6:30 a.m. and pick the child up at 1:00 p.m.

C. Beginning with the Summer of 1991, the father shall be entitled to have the child in his custody for a continuous period of two (2) weeks each Summer. The father shall give the mother at least thirty (30) days notice of the two weeks in which he intends to exercise the Summer visitation.

D. The father shall be entitled to visit and take the child into his custody every Tuesday and Thursday from 4:00 p.m. until 8:00 p.m.

E. Holidays shall be defined as Easter, Thanksgiving, 4th of July, the child's birthday and Christmas. The child shall be in the custody of the father every Easter Sunday from 11:00 a.m. until 8:00 p.m. The child shall be in the custody of the mother on the 4th of July each year. In 1991 and odd years thereafter, the child shall be in the custody of the mother on the child's birthday and Thanksgiving Day. In 1992 and even years thereafter, the child shall be in the custody of the father on Thanksgiving Day from 9:00 a.m. until 8:00 p.m. and on the child's birthday from 9:00 a.m. until 8:00 p.m. In 1991 and odd years thereafter, the child shall be in the custody of the father on Christmas Day from 10:00 a.m. until 8:00 p.m. and on odd numbered years shall spend Christmas with the mother. In 1992 and even years thereafter, the child shall spend Christmas Eve with the father from 2:00 p.m. until 10:00 p.m.

F. The parents shall divide transportation responsibilities equally on weekend and holiday visits with the parent receiving custody providing transportation. The father shall furnish transportation both to and from the mother's home on Tuesday and Thursday eveings.

G. In selecting a Summer vacation, the father shall make sure that his Summer vacation with the child does not conflict with the mother's vacation from work.

H. Neither mother nor father shall say or do anything in an attempt to turn the child against the other parent, but on the other hand shall do everything in the power of each to foster a favorable and loving attitude on the part of the child towards both parents.

I. Neither mother nor father shall expose the child to any person or situation which may be harmful to the child's health or well being.

J. Both parents agree to inform the other immediately of any illness or injury regarding the child and both parents agree to furnish the other with a current telephone number.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within thirty (30) days of the date hereof.

IV. Cost of the mediation conference shall be divided with the father paying one-half of the cost thereof; the mother paying one-fourth of the cost thereof and the remaining one-fourth to be paid by Crawford County.

P. Richard Thomas, S. Judge

Feb 22, 1991 Copies of order put in Attys. Nelson, Fuller and Ferguson's boxes and copies mailed to Plaintiff and defendant.

Feb. 25, 1991 Order filed. AND NOW, February 25, 1991, the order of Court dated February 19, 1991, regarding the custody of Douglas McCauley is amended as follows:
Paragraph II (I) shall be amended to read: it is understood and agreed between the parties that in the event child care is required for the minor child, Douglas McCauley, that the parent having custody of said minor child shall secure the the services of a responsible adult.
All the remaining provisions set forth in the custody order of Court dated February 19, 1991, shall remain in full force and effect.

P. Richard Thomas, S.J.

Feb. 28, 1991 Copies of order put in Kathleen Nelson, Douglas Ferguson and John Fuller's box.

May 28, 1993, Petition for Review and Modification of Custody Order by Mediator and Order filed. ORDER: AND NOW, this 27 day of May 1993, this case is referred to John Fuller, esq. child custody mediator, who shall schedule further mediation in this case to review the order heretofore entered and address the requests of the petitioner as set forth in petition.
A copy of Petition and order shall be served upon dfts counsel of record, and also the dft. by reg. mail.

BY THE COURT, Gordon R. Miller, J.

May 31, 1993, copies to Attys. Fuller, Ferguson, Nelson and dft.

Continued to Page 494 A

Kathleen R.Nelson

Douglas Ferguson

David McCauley
vs.
Darlene McCauley

Continued from Page 494
of record
AD 1990 - 1044

****

July 14, 1993 Stipulation and Addendum to Custody Order by Consent of Parties filed. AND NOW, this 14 day of July, 1993, upon consent of the parties hereto, the following addendum to the Custody Order heretofore entered on February 14, 1991, is hereby Order andDecreed as follows:

V) Neither parent shall remove the child from the Commonwealth of Pennsylvania for any period in excess of ten days without the written permission of the other parent first received.

VI) In the event either parent wishes to relocate to another jurisdiction,that parent shall give to the other parent sixty days advance written notice of the intention to relocate. Said written notice shall enable the parent remaining in the Commonwealth of Pennsylvania to request a hearing b efore the court on the issue of the relocation.

VII) The Court of Common PLeas of Crawford County, Pennsylvania, shall retain jurisdiction of all matters relating to the custody of the subject minor child, Douglas McCauley.

By theCourt,
Anthony J.Vardaro,J.

7-15-93 Copy of Order to Attys.Nelson & Ferguson.

Aug. 4, 1993, Praecipe for Return of Custody Mediation deposit and Order filed. ORDER: AND NOW, this 4 day of August 1993, the Prothonotary ofCrawford County is ordered to refund to David Mccauley, Plaintiff in the above custody action, the sum of $150.00 for unused mediation fees, less any amount due from unpaid mediation fees from Feb. 1991 mediation.

BY THE COURT,
Anthony J. Vardaro, J.

Aug. 11, 1993, copies of order to Attys. Nelson and Ferguson.

Mar. 29, 1995 Affidavit Under Section 3301 (d) of the Divorce Code by David M. McCauley,Plaintiff, filed.

Oct. 17, 1995, Affidavit of Consent filed.

Nov. 22, 1995, Affidavit of consent ofdefendant filed.

Dec 21,1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Feb. 8, 1996, FINAL DECREE filed.

AND NOW, Feb. 8, 1996, it is ordered adjudged and decreed as follows:

1. The parties hereto are divorced fromthe bonds of matrimony.
2. Defendant wife shall receive allpersonal propertycurrently in her possession. In addition thereto she shall become the sole and exclusive owner of the parties marital residence located on Penn St. in the Borough of Linesville, Crawford County, Pa.
3. Plaintiff Husband shall receive all personal items currently in his possession. In addition theretohe shall become sole owner, and exclusive, of all employment/retirement benefits earned by him by his employment at Domer's Golden Dawn in Conneaut Lake, Pa. and U. S. Army Reserves.
4. Plaintiff Husband shall become the sole and exclusive owner of certain life insurance policies with State Farm Philadelphia Life, and Ohio State Life Ins. Co., including any cash surrender value in connection therewith.
5. Plaintiff Husband shall pay to defendant wife, in addition to any sums previously paid, the total sum of $200.00 to defendant Wife's counsel, Douglas w. Ferguson, esq. within fifteen (15) days of the entry of this decree on behalf of defendant wife's attorney fees.
6. Parties will execute any and all documents necessary to effectuate this decreed.

BY THE COURT,
Gordon R. Miller, J.

(STIPULATION BETWEEN PARTIES ATTACHED)

494
B

1990

1990

1045. Stephen Hall	APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT of MIGNON L. LEBERMAN Filed Oct. 30, 1990	APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT Mental Health Procedures Act of 1976 - Section 303 Apr. 2, 1991, Petition for Order of Court for OUt Patient Services filed. Apr.5, 1991, Report of Mental Health Review Officer and Recommendation and Order filed.And Now, this 5th of Apr. 1991 upon consideration fo the petition filed at the above number and other relevant matter, and after a review of the re port of the Mental Health Review Officer, it is hereby ordered and directed that the said Mignon Leberman be committed to partial hospitatization for treatment for a period nto to exceed 90 days. MMC. BY THE COURT, P. Richard Thomas, S. J. Apr. 12, 1991 copies to Atty. Hall, MH/MR and MMC.(hosp)

1990

Knox, McLaughlin,
Gornall & Sennett PC
Richard A. Levick

1046.

Anthony J. Vardaro
for Board of Assessment

IN RE:

TAX ASSESSMENT APPEAL OF WOODLAND HEIGHTS APARTMENTS INC. FROM THE DETERMINATION OF THE BOARD OF ASSESSMENT APPEALS OF CRAWFORD COUNTY

Filed Oct. 30, 1990
@ 11:45 a.m.

Tax & entry Paid	$50.50
State paid	5.00
Pro Co Pd 7/25/91	5.00

ASSESSMENT APPEAL PETITION

1 copy (atty)

Nov. 8, 1990, Answer to Assessment appeal filed.

Feb. 5, 1991 Certificate of Readiness filed.

ON APRIL 1991 TRIAL LIST

Apr. 1, 1991 ORDER SETTING NONJURY TRIAL filed. AND NOW, Mar. 28, 1991, nonjury trial in this matter is hereby set for May 31, 1991 at 9:30 a.m. in C. R. No. 1 or 2.
FOR THE COURT, Imogene Yetman Ct. Adm.
Apr. 4, 1991 copies of order to R. Levick and A. Vardaro.

May 28, 1991 Order Setting Nonjury Trial filed: AND NOW, May 28, 1991, nonjury trial in the above matter heretofore set for May 31, 1991 is hereby reset for July 23, 1991, at 1:30 p.m., Courtroom No. 1 or 2.
FOR THE COURT,
Imogene Yetman, Court Administrator
May 30, 1991 copies of order mailed to Atty. Levick and put in Atty Vardaro's box.

July 25, 1991, Upon praecipe of plaintiff attorney, all claims and causes of aciton which were, or could have been asserted in this action having been settled, adjusted and compromised, this aciton is hereby discontinued of record.

1990

Mary Ann Kirkpatrick

1047.

GARY L. WELLS

vs.

LINDA J. WELLS

Filed Oct. 30, 1990
@ 4:05 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
State paid	10.00
State paid	10.00
Pro Co Pd 2/12/91	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Nov. 7, 1990 Affidavit of Service filed. And Now, November 5, 1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Gary L. Wells Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 320 785 119; postmarked October 31, 1990, to the last known address of the Defendant, Linda J. Wells, R.D. #9, Box 580, Meadville, PA 16335.
3. That the defendant, Linda J. Wells, on November 2, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.
4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Lisa M. Sherretts

Feb. 5, 1991, Affidavit of Consent of plaintiff filed.

Feb. 6, 1991 Affidavit of Consent of defendant filed.

Feb. 6, 1991, MEMORANDUM OF AGREEMENT AS TO DIVORCE AND EQUITABLE DISTRIBUTION filed.

Feb. 8, 1991 Upon praecipe of plaintiff attorney, for review Under Section 201(c) of the Divorce Code, this case moved to court.

FEb. 12, 1991 Motion to Withdraw Count and Order filed. ORDER: AND NOW, this 11th day of Feb. 1991 the within Motion is allowed.

BY THE COURT,
P. Richard Thomas, S.J.

Feb. 21, 1991 **D I V O R C E D E C R E E F I L E D .**

AND NOW, February 20, 1991, it is ordered and decreed that Gary L. Wells, plaintiff, and Linda J. WElls, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. MIller, J

1990

Culbertson, Weiss, Schetroma and Schug
Alan R. Shaddinger

1048.

IN THE MATTER OF SPRING TOWNSHIP, APPOINTMENT OF ACCOUNTANT

Filed Oct. 31, 1990
@ 8:48 p.m.

Entry paid $10.00
State paid 5.00

PETITION OF SPRING TOWNSHIP FOR APPOINTMENT OF ACCOUNTANT TO PERFORM AUDIT OF TOWNSHIP ACCOUNTS PURSUANT TO PROVISIONS OF SECOND CLASS TOWNSHIP CODE

1 copy (atty)

ORDER: AND NOW this 31st day of Oct. 1990, upon consideration of the Petition fo Spring Township for Appointment of Accountant to perform Audit of Township Accounts Pursuant to Privisions of Second Class Tonwship Code, it is hereby ordered that the petition is granted and the following firm of certified public accountants is appointed to audit the accounts of Spring Township and its Officers in accordance with the provisions of the Second Class Code:

McMahon, O'Polka, Guelcher and Associates, Inc.
Pursuant to its quote of Oct. 12, 1990.

It is further ordered that this appointment is for a three year period subject to the Townships right to terminate the appointment after the first year, without further action of the Court, by servicng upon the accounting firm a written notice of termination at least 90 days before the end of the calendar year.

Finally, it is ordered that compensation for the services of the accounting firm in excess of the amount allowed by law to be paid to the elected Township auditors is approved, and that the accounting firm hereby appointed shall be compensated by the Township for the audit services to be performed and as required by theSecond Class Township Code, in with its quotation as set forth in the Exhibit to the Petition and which portion setting forth the price for services is incorporated herein by reference.

By the Court,
Gordon R. Miller, J.

1990

Donald E. Lewis

1049.

William A. Kuhar, Jr.

STEPHEN MATTHEW GARLICK

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed Oct. 31, 1990 at
3:57 p.m.
Tax & entry Pd 11/2/90 $50.50 ✓
State Pd 11/2/90 5.00

NOTICE OF APPEAL, MOTION, PETITION FOR WRIT OF SUPERSEDEAS

2 copies (atty)

ORDER:

AND NOW,this 31st dayof Oct. 1990, upon motion by the appellant a hearing is set on said appeal for the 24th day of Jan. 1991 at 9:30 a.m. in courtroom No. 1 or 2 of the Crawford CountyCourthouse Meadville, Pa.

Further, notice of said Appeal and of this order of court are to be given forthwith by appellant's attorney to the appropriate representatives of the appellee.

Finally, notice of said appeal and of this order of court are to be given forthwith by appellant's attorney to the appropriate representatives of the appellee.

Finally, said appeal shall act as a supersedeas to Appellees suspension of the appellant's operating privileges.

BY THE COURT,
Gordon R. Miller, J.

Jan. 28, 1991 Order filed. ORDER: AND NOW, January 24, 1991, this matter is before the Court on a license suspension appeal filed October 31, 1990. The Court first notes that the appellant's initial notice of appeal dated July 27, 1990 was not attached to the appeal as alleged in the notice of appeal.

Secondly, the Commonwealth appears and objects to proceeding with the appeal, because they never r eceived regular or certified mail notice of the filing of the appeal. Counsel for the Defendant advises the Court that he did mail a notice of the appeal to the Department but he has no evidence of a cover letter, no evidence that it was mailed by certified mail or otherwise and it is obvious the Commonwealth appears at the hearing without notice and without having received any notice of this appeal.

The Commonwealth moves to dismiss the appeal and cites us the case of Commonwealth versus McNeilis, 546 A2d. 1339, 1988. Accordingly, we determine that the Commonwealth was not ever notified of this appeal and accordingly, the proper procedures not having been followed, the appeal is DISMISSED.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

Feb. 1, 1991 copies of order to Donald Lewis and William A. Kuhar, Jr., attys.

500

1990

Barrett & Dratler
Sylvia Dratler

1050.

KIMBERLY A. MAGRINO

vs.

JULIUS V. MAGRINO

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE AND CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER OF COURT: You, Julius V. Magrino, dft, have been sued in court to obtain custody of the minor child, Julius Vincent Magrino.

You are ordered to appear in person for a conference before JOHN FULLER, CHILD CUSTODY MEDIATOR, as such time and place as may be set.

If you fail to appear as provided by this order, and order for custody may be netered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Assoc. Ser. tothe Pub. comm. c/o Prothonotary, crawford County courthouse, Meadville, Pa. 16335 Ph. 814 724-4636.

Date: Oct. 31, 1990

BY THE COURT,
Gordon r. Miller, J.

Filed Nov. 1, 1990
@ 8:48 a.m.

Tax & entry Paid	$50.50 ✓
1 count paid	15.00 ✓
State paid	10.00
State paid	10.00
John Fuller, mediator	
Pr Co pd 3/13/91	9.00 ✓

Nov 1, 1990 Petition for Special Relief and Order filed: AND NOW, October 31, 1990 upon presentation of the foregoing motion a rule to show cause is entered against the Defendant to show cause, if any he has, why the prayer of the petition should not be granted.

Said Rule is returnable for hearing and/or argument for Thursday, November 15, 1990 at 2:30 o'clock, in Courtroom No. 1 or 2 of the Crawford County Courthouse. A true and correct copy of the petition for special relief and this order shall be served upon the Defendant personally or by certified mail no later than November 5, 1990.

BY THE COURT,
Gordon R. Miller, P.J.

Nov 2, 1990 Copies of order put in Atty. Dratler's box.

Nov. 14, 1990, Motion for Continuance and order filed. ORDER OF COURT: AND NOW, Nov. 14, 1990, the above motion allowed. A hearing is hereby set for the 13 day of Dec. 1990, at 3:00 p.m. in C. R. No. 1 or 2.

Imogene Yetman,
Ct. Adm.

Nov. 20, 1990, copies of order to J. Fuller and Sylvia L. Dratler.

Dec 13, 1990 Affidavit of Service filed: KIMBERLY A. Magrino, being duly sworn according to law, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best of her knowledge, information and belief.

1. That the affiant hand delivered a true and correct copy of the Complaint Under Section 201(c) of the Divorce Code to Defendant on November 26, 1990 at 6:15 p.m. at 940 A. St., Meadville, Pa 16335.

Kimberly A. Magrino

Dec 13, 1990 Order filed: AND NOW, December 13, 1990, this divorce matter is before the Court on a petition by the plaintiff for special relief asking for exclusive possession of the marital residence, which is leased premises at 940 A. Street, with the lease being in the exclusive name of the plaintiff. The defendant has been appropriately served with notice of this hearing, but fails to appear. The plaintiff further advises the Court that the defendant still remains in the residence and was on notice of the hearing scheduled this date.

ACCORDINGLY, the Court DIRECTS that the Plaintiff Kimberly A. Magrino have exclusive possession of the residence at 940 A Street, Meadville, Pennsylvania. The court directs that the defendant remove himself therefrom by Sunday, December 16, 1990, at 5:00 p.m.

Upon failure of the defendant to comply with this Order, the court will entertain a motion for contempt.

The Court notes that a custody count is contained in the Divorce Complaint as was referred to a Custody Mediator October 31, 1990, but apparently a custody conference has not been scheduled by the Custody Mediator. ACCORDINGLY, the Court DIRECTS that the 9-year-old child Julius remain in the exclusive care and custody of the mother until any change is made as a result of a Temporary Order arising by virtue of a custody mediation conference.

BY ORDER OF THE COURT,
4 copies (atty) P. Richard Thomas, S.J.

Dec 17, 1990 Copies of order put in Atty Dratler's box.

Jan 3, 1991 Affidavit of Service of Petition for Special Relief filed.

Mar. 6, 1991 Affidavit Of Consent of Defendant filed.

Mar. 6, 1991 Affidavit Of Consent of Plaintiff filed.

Mar. 8, 1991 Upon praecipe of Plaintiff attorney For Review Under §201(c) ofthe Divorce Code, this case moved to court.

Mar. 20, 1991 Memorandum filed. The plaintiff filed a praecipe for review of this divorce action under Section 201(c) of the Divorce Code. The file is being returned to the Prothonotary's office for further proceedings consistent with this memorandum.

The defendant was never properly served. It appears that the defendant was served by the plaintiff hand delivering a copy of the complaint to him on November 26, 1990. Service may not be made by a party therefore service is invalid. PA.R.C.P. 400.

BY THE COURT
Gordon R. Miller, P.J.

Mar. 22, 1991 copies of order put in Atty Dratler's box

Apr. 3, 1991, Complaint reinstated.

May 31, 1991 Affidavit of Service filed. TERRI L. RITCHER, being duly sworn, deposes and says that the following facts in support of her Affidavit of Service are true and correct to the best o fher knowledge, information and belief. 1. The affiant hand delivered a true and correct copy of the Complaint in Divorce under Section 201(c) of the defendant on April 5 1991 at 1:45 PM at 965 South Main St., Meadville, PA 16335. Terri L. Richter

Record Cont. on Margin -

May 31, 1991 UPon praecipe of Plaintiff Attorney For Review Under §201(c) ofthe Divorce Code, this case moved to court.

Mar. 8, 1991 Agreement and Consent Custody court Agreement and Order filed. AND NOW, this 6 day of June, 1991, upon consideration of the foregoing attached Agreement and Consent Custody Order, entered between the parties an Orde ris hereby entered in accordance with the terms of the Attached Agreement and Consent Court Order.

Per Curiam,
Gordon R. Miller

June 6, 1991
DIVORCE DECREE FILED.

AND NOW, June 6, 1991, it is ordered and decreed that Kimberly A. Magrino, plaintiff, and Julius V. Magrino, defendant, are divorced from the bonds of matirmony.

BY THE COURT,
Gordon R. Miller
Gordon R. Miller

1990

Mary Ann Kirkpatrick

501.

Fuller, Kinnunen,
Petruso & gAmble
Ann Hansen Gamble

BLAINE WATSON

vs.

PAMELA M. WATSON

Filed May 24. 1990
@ 2:12 p.m.

Tax & entry Paid $50.50
1 count paid 12/19/90 15.00
state pd. 12/19/90 5.00
Pro Co pd 11/13/91 9.00
State pd 11/13/91 10.00

COMPLAINT IN DIVORCE

2 copies (atty)

May 30, 1990 Acceptance of service filed. I accept service of the Complaint in Divorce (on behalf of Pamela M. Watson and certify that I am authorized to do so.
Date: May 25, 1990 Ann Hansen Gamble

Dec. 19, 1990, Petition for Related Claims under the Divorce Code, Equitable Distribution, filed.

Dec. 19, 1990, Inventory and Appraisement of Defendant filed.

Jan. 11, 1991 Defendant's Monthly Income and Expenses filed.

Jan. 14, 1191 Petition for Special Relief and Order filed. AND NOW, this 14 day of January, 1991, hearing is set on defendants petition for special relief for the 21st day of February, 1991, in Courtroom #1 of the Crawford County Courthouse, Meadville, Pennsylvania. Imogene Yetman, C.A.

Jan. 15, 1991 Copies of order to Ann Hansen Gamble and Mary Ann Kirpatrick

Jan. 23, 1991, Answer to Petition for Special Relief filed.

Feb. 21, 1991, Plaintiff's Monthly Income and Expense Statement filed.

Feb. 22, 1991, ORDER filed. AND NOW, Feb. 21, 1991 Defendants petition for special relief is denied without prejudice to the right of the defendant to recover in the ultimate economic disposition of the parties' divorce action for any amounts that she has paid if that is deemed at that time the equitable thing to do.
BY ORDER OFTHE COURT,
Robert L. Walker, S. J.
Feb. 22, 1991, copies of order to ATTYS. M. Kirkpatrick, and A. Gamble.

Nov. 6, 1991 Affidavit of Consent of defendant filed.

Nov. 12, 1991 Affidavit of Consent of Plaintiff filed.

Nov. 12, 1991 Motion To Withdraw Counts and Order filed. And Now, this 12 day of November 1991, the within Motin is allowed.
BY the Court:
Gordon R. Miller, J

Nov. 12, 1991 Upon praecipe of Plaintiff Attorney for Review Under Section 3301(c) of the Divorce Code, this case moved to Court.

Nov. 26, 1991 **DIVORCE DECREE FILED.**

And now, November 20, 1991, it is ordered and decreed that BLAINE R. WATSON, PLAINTIFF, AND PAMELA M. WATSON, defendant, are divorced from the bonds of matrimony.
BY THE COURT,
P. Richard Thomas, S.J.

Robert J. Miller and Linda Sue Miller, his wife
vs.
James Fucci

Record continued from page 331
of record
A.D. 1990 - 881

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Jan. 30, 1995 Motion To Continue filed.

Jan. 31, 1995 ORDER filed. AND NOW, January 30,1995,the Defendant's Motion to continue, which is not opposed by the Plaintiff, is granted. This matter shall be listed on the April civil trial list.

BY ORDER OF THE COURT,
Gordon R.Miller, P.J.

2-1-95 Copies dist. to Attys.Lewis, Jorden & Spadafore

March 16, 1995 Certificate of Service of Videotaped Deposition filed.

Mar. 27, 1995 Motion to Continue filed.

Apr. 10, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW, April 7, 1995 the motion to continue filed by the defendant on March 27, 1995 is hereby granted and this case is continued until the next term of civil jury trials. That term may be June 1995 or it may be October 1995. The Court will determine later on the types of cases that willbe tried in June and give sufficient advance notice of that.

The motion in limine to exclude testimony or to continue this case filed at the pretrail conference is denied as now being moot.

BY THE COURT
Gordon R. Miller, P. J.

4-10-95 Dist. to Spadafore & Jorden

Apr. 10, 1995 Motion in Limine to Exclude Testimony or to Continue, filed.

Apr. 13, 1995 Motion toReconsider Defendant's Motion to Exclude Testimony and RULE TO SHOW CAUSE filed. And now, April 13, 1995 the defendant's motion for reconsideration is denied.

Gordon R. Miller, Judge

4-17-95 Faxed Attys. Spadafore & Jorden

Oct. 5, 1995, UPon praecipe of plaintiff attorney, the above captioned action is hereby marked settled and discontinued of record.

501
A

TERM, 1990

NINA M. PERINO

vs.

RANDALL PERINO

RECORD CONTINUED FROM PAGE 12

OF

AD 1990 - 562

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Jan. 31, 1996 ORDER AND NOW, Jan. 30, 1996, having reviewed the stipulation entered into by the parties which request be entered as a custody order, the Court declines to do so because we find that the portion of the third paragraph of that proposed order may be interpreted to require more involvement in the enforcement of this order on the part of police agencies and the sheriff's department than we will typically allow or expect.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 5, 1996 Order FAXED Atty. M. Karn; mailed Plf.

Feb 14, 1996 Stipulation For an Agreed Order of Shared Custody, filed.
Feb. 22, 1996 sent Karn, Faxed Kulwicki

1990

Mary Ann Kirkpatrick

502.

~~Joseph F. Kulwicki~~
withdrawn

KAREN FRAZIER

vs.

JACK FRAZIER

Filed May 24, 1990
@ 2:12 p.m.

Tax & entry Paid $50.50 ✓

Pro.Co. pd. 7/20/92 9.00
State Pd. 7/20/92 10.00

COMPLAINT IN DIVORCE

2 copies (atty)

May 30, 1990 Affidavit Of Service filed. And Now, May 30, 1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Karen Frzier, Plaintiff in the above-c aptioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P276 618 200; postmarked May 24, 1990, to the last known address of the Defendant, Jack Frazier, R.D.#1, Box 100 Townville, PA 16360.
3. That the defendant, Jack Frazier, on May 29, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.
Lisa M. Sherretts

June 8, 1990 Appearance of Joseph F. Kulwicki for Defendant filed.

Jan 25, 1991 Motion to Withdraw Appearance and Order filed: AND NOW, this 25 day of January, 1991, Granted.
BY THE COURT,
P. Richard Thomas, S.J.

Jan 15, 1991 Copies of order put in Attys. Kirkpatrick and Kulwicki's boxes.

May 1, 1992 Plaintiff's Affidavit of Consent filed.
1. A Complaint in divorce under Section 3301 (c) of the Divorce Code was filed on May 24, 1990.
2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety days have elapsed from the date of filing the Complaint.
3. I consent to the entry of a final decree of divorce.
4. I understand that I may lose rights concerning alimony, division of property and lawyers fees or expenses if I do not claim them before a divorce is granted.
I verify that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. 4904 relating to unsworn falsification to authorities.
Date: 4/30/92 Karen Frazier

July 13, 1992 Affidavit of Consent by Jack Frazier, Defendant, filed.

July 16, 1992 Upon Praecipe of Mary Ann Kirkpatrick, Esquire for Review Under Section 3301 (c) of the Divorce Code this case moved to Court.

DIVORCE DECREE FILED

July 23, 1992 AND NOW, July 21, 1992, it is ordered and decreed that **KAREN FRAZIER**, plaintiff, and **JACK FRAZIER**, defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered and which has not been withdrawn by the party making the claim.

BY THE COURT,
Gordon R. Miller, P.J.

Mar. 22, 1993 Motion to Withdraw Appearance of Joseph F. Kulwicki for Defendant Jack E. Frazier and Order filed: ORDER AND NOW, this 22nd day of March, 1993, motion granted.
BY ORDER OF COURT,
Gordon R. Miller, P.J.

Mar. 25, 1993 copy to M.A. Kirkpatrick & J. Kulwicki

1990

Frank Tucci and Geraldin Tucci

vs.

Eddie F. Smith and Barbara st. John

Record continued from page 433

of record

A.D. 1990 - 983

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June 26, 1995 Notice for Compliance of Discovery PursuantTo Rule L30sA2(c) filed.

Aug. 25, 1995 Certificate of Service filed. Christopher J.Ferry, Esquire,hereby certifies that he served an original Requests for Production of Documents and Things upon the above-captioned Plaintiffs, Frank Tucci and Geraldine Tucci, via service upon David R. DeVine,Esquire, counsel for Plaintiffs, sent via regular U. S.mail,postage prepaid, to his offices at 201 Erie Street, Edinboro, PA 16412.

By: Christopher D.Ferry, Esq. for Eddie F.Smith

Feb. 21, 1996 Answer to Requests for Production of Documents and Things Pursuant to Pa. R.C.P. Rule 4009, filed.

May 15, 1996 Stipulation for Entry of Judgment filed. (SEE PAPERS FILED).

May 15, 1996 Upon Praecipe of plaintiffs attorney judgment in the amount of $8,000.00, plus costs and interest, for the above captioned case pursuant to attached Stipulation, filed. (SEE PAPERS FILED).

May 15, 1996 Certificate of Residence filed.

Nov. 25, 1996, Upon praecipe of plaintiff attorney, the within suit is settled, discontinued, ended and costs paid. Judgment satisfied.

502

A

1990

Carrie Evans
vs.
Robert Evans

Record continued from page 314
of record
AD 1990 - 864

****

Feb. 17, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 1/11/95 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.

Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Anthony J. Vardaro, J

Date: February 13, 1998
Feb. 13, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

Mary Ann Kirkpatrick

503.

DONALD L. BAILEY

vs.

PATRICIA A. BAILEY

Filed May 24, 1990
@ 2:12 p.m.

Tax & entry Paid	$50.50
Pro Co pd 10/3/90	9.00
State pd 10/3/90	10.00

COMPLAINT IN DIVORCE

2 copies (atty)

May 30, 1990 Affidavit Of Service filed. And Now, May 29, 1990, comes LIsa M. Sherretts, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Donald L. Bailey, Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P276 618 204; postmarked May 24, 1990, to the last known address of the defendant, Patricia A. bAiley, c/o Edinboro Manor, 419 Waterford St., Edinboro, Pennsylvania 16412.
3. That the Defendnat, Patricia A. Bailey, on May 25, 1990, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attached hereto as Exhibit "A".
4. Service of theComplaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Lisa M. Sherretts

Sept. 11, 1990 Affidavit of Consent of Plaintiff filed.

Sept 13, 1990 Affidavit of Consent of Defendant filed.

Oct. 3, 1990 Upon praecipe of Plaintiff Attorney for Review Under Section 201(c) of the Divorce Code, this case moved to court.

Oct. 10, 1990 **D I V O R C E D E C R E E F I L E D .**

And now, October 9, 1990, it is ordered and decreed that Donald L. Bailey plaintiff, and Patricia A. Bailey, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

504

1990

Jorden & White
Harry Faber White II

504.

GARY L. SHIDEMANTLE

vs.

LOIS D. SHIDEMANTLE

Filed May 24, 1990
@ 4:05 p.m.

Tax & entry Paid	$50.50
Pro Co. Pd. 8/20/91	9.00
state pd 8/20/91	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

June 5, 1990 Acceptance of Service filed. AND NOW, this 24th day of May, 1990, comes the Defendant, Lois D. Shidemantle, and swears that she accepted service of a Divorce Complaint under Section 201(c) of the Divorce Code and a Notice to Defend and Claim Rights on the 24th day of May, 1990, with the full force and effect of service under the Divorce Code of Pennsylvania.

Harry Faber White, II ,esq.

June 11, 1991 Affidavit of Consent of Plaintiff filed.

June 11, 1991 Affidavit of Consent of Defendant filed.

Aug. 20, 1991 Upon Praecipe of Plaintiff attorney for Review under Section 201(c) of Divorce Code, this case moved to Court.

Sept. 4, 1991 **DIVORCE DECREE FILED.**

And now, August 30, 1991, it is ordered and decreed that GARY L. SHIDEMANTLE, plaintiff, and LOIS D. SHIDEMANTLE, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

Thomas, Truax, Spadafore, Vardaro & Walker
R. Charles Thomas

505.

MAGGIE A. MILLER, ADMINISTRATRIX OF THE ESTATE OF TERRANCE L. MILLER, DECEASED

vs.

JOHN F. MIDCAP, JR. AND DANIEL R. YEMMA

Filed May 25, 1990
@ 8:53 a.m.

Tax & entry paid $50.50
Pro Co. PD 6/28/90 6.00

SUMMONS IN A CIVIL ACTION

Issued (atty)

May 25, 1990 Petition for Settlement of Wrongful Death and Survival Action and Apportionment of Settlement Funds and Order filed: AND NOW, this 25 day of May, 1990, upon presentation and consideration of the foregoing Petition for Settlement of Wrongful Death and Survival Actions in the above entitled case, this Court hereby approves the settlement of said action for the gross amount of $150,000.00 and further orders and decrees that the proceeds of said settlement shall be distributed as follows:

$50,000.00 under the survival action to be distributed as follows:

a) $12,500 to R. Charles Thomas, Esquire, as attorneys fees. (From the Erie Insurance Company Claim)

b) $783.00 to R. Charles Thomas, Esquire, by way of reimbursement for costs and advances made.

c) $36,717.00 to the Estate of Terrance L. Miller.

$100,000.00 under the wrongful death action to be distributed as follows:

a) $25,000.00 to the law firm of Thomas, Truax, Spadafore, Vardaro and Walker, and R. Charles Thomas, Esquire as attorneys fees. (From the Commercial Union Insurance Company Claim)

b) $75,000.00 to be distributed pursuant to the Structured Settlement Agreement attached to this Petition.

Upon payment of all monies due under this order the Court authorizes counsel for the Plaintiff-Petitioner to make the case at No. AD 1990- in the court of Common Pleas of Crawford County settled and discontinued of record and further authorizes Maggie A. Miller, Administratrix of the Estate of Terrance L. Miller, to sign any and all necessary Releases and other documents necessary to complete this settlement.

BY THE COURT,
°P. Richard Thomas, J.

1 copy (atty)

June 28, 1990 Upon Praecipe of Plaintiff Attorney this case marked settled and discontinued of record.

1990

Thomson,Rhodes& Cowie
David M.McQuiston

Thomas, Truax,
Spadafore & walker
David P. Truax
Conner and Associates
Andrew J. Conner
William T. Jorden for Pltf.
506.

Dickie, McCamey &
Chilcote, P.C.
David S. Bloom

RUTH A. LAWRENCE

vs.

ROBERT E. JOHNSON AND
~~MARY L. JOHNSON~~

Ruth A. Lawrence, add'l dft.

Filed May 25, 1990
@ 9:30 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	27.00
Pro Co pd 2-11-97	6.00

JURY TRIAL DEMANDED

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

June 15, 1990 Sheriff's Return filed. SERVED Robert E. Johnson and Mary L. Johnson each by Certified Mail at their last known address, 2065 Silisbury Road South, Richmond, INdiana 47374. Signed return receipts attached, dated June 1, 1990.
So answers, Howard N. STewawrt, SHeriff

Oct. 11, 1990, Appearance of Dickie, McCamey & Chilcote, P. C. by David S. Bloom, attorneys for defendants, filed.

July 22, 1992 Complaint filed.

Aug. 31, 1992 CERTIFICATE OF SERVICE filed. I, David P. Truax, Esq., of the firm of THOMAS, TRUAX, SPADAFORE & WALKER, 296 Chestnut St., Meadville Pa 16335, do hereby certify that service of a tarue copy of a Complaint in the above action was made upon the Defendants, Robert E. Johnson and Mary L. Johnson, his wife, by mailing, first class, postage prepaid on July 22, 1992, to the offic eof the Defendants' attorney of record, David S. Bloom, Esq., at Dickey, McCamey & Chilcote, P.C., Sutie 400, 2 PPG Place, Pittsburgh, Pa. 15222.

Aug. 31, 1992 NOTICE OF INTENTION TO FILE PRAECIPE TO ENTER DEFAULT JUDGEMENT, filed.

Mar. 1, 1993 Request For Procution Of Documents filed.

Mar. 17, 1993 Answer, New Matter and Counterclaim To Plantiffs' Amended Complaint filed.

Apr. 7, 1993, STIPULATION AND AMENDED COMPLAINT removing Mary L. Johnson as defendant, filed.

Jan. 31, 1994 Motion To Withdraw Appearance and Order filed. AND NOW, January 28, 1994, the above motion is allowed.
BY the Court:
Gordon R. Miller, J

Feb. 2, 1994 Copies of order to Atty's Truax, and Bloom

Feb. 22, 1994 Appearance of Jorden and White by William T. Jorden,Esquire for Ruth A. Lawrence, Plaintiff, filed.

Feb. 22, 1994 Plaintiff's Preliminary Objections, filed.

Mar. 31, 1995 Notice of Deposition of Timothy P. Desiato filed.

Mar. 31, 1995 NOtice of Deposition of Robert E. Johnson filed.

Apr. 11, 1995 Upon Praecipe of William T. Jorden, Esquire, the Plaintiff's Preliminary Objections to be placed on the next available Argument List.

ON MAY, 1995 ARGUMENT LIST

Apr. 25, 1995 Amended Notice of Deposition of Robert E. Johnson filed.

Apr. 25, 1995 Amended Notice of Deposition of Timothy P. Desiato filed.

May 22, 1995 Appearance of Thomson, Rhodes & Cowie, PC by David M. McQuiston, Esquire for Ruth A.Lawrence, Plaintiff, as to defendant's counterclaim filed.

Jun.7, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW, June 5, 1995,it is ordered as follows:
1. The plaintiff's motion to strike is granted as to paragraphs 14, 18, 19, and 21 of the defendant's New Matter.
2. The defendant's motion to strike is denied as to paragraphs 15, 16, 17, 22 (a) through (k) and 22 (l) of the defendant's New Matter.
3. The plaintiff's motion for more specific pleading is granted as to paragraph 25 of the defendant's New Matter.
4. In all other respects the plaintiff's preliminary objections are denied.
5. The defendant is given twenty (20) days from the date of this Order to file an amended pleading if he desires to do so.
BY THE COURT
Gordon R.Miller, P.J.
6-8-95 Dist.to Jorden, McQuiston & Bloom

June 23, 1995 Amended New Matter and Counterclaim to Plaintiffs' Amended Complaint Pursuant to Order of Court Dated June 5, 1995, filed.

Oct. 19, 1995, Motion for Judgment of Non Pros filed.

Oct. 19, 1995, Uponpraecipe of plaintiff attorney (David McQuiston, esq.) Motion for Judgment of Non Pros placed on next argument list.

ON ARGUMENT LIST FOR NOVEMBER 1995

Oct. 30, 1995 Request for Production of Documents filed.

Nov.16, 1995 Answer and New Matter to Defendant's Amended Counterclaim, filed.

Apr. 30, 1996, Notice of Deposition of Timothy P. Desiato, MD filed.

Apr. 30, 1996, Notice of Depositoin of Robert E. Johnson filed.

July 12, 1996 Notice of Deposition by Plaintiff filed.

Continued on Page 506A

Aug. 14, 1996 Notice of Deposition on behalf of Plaintiff filed.

Aug 27, 1996 Amede Notice of Deposition of Robert E. Johnson, filed.

Aug 29, 1996 Certificate of Readiness, filed.

ON TRIAL LIST FOR October 1996

Sept. 20, 1996 Motion for Continuance and Objections to Plaintiff's Certificate of Readiness and ORDER filed. AND NOW on this 20th day of Sept., 1996, upon the Defendant's Motion for Continuance and Objections to Plaintiff's Certificate of Readiness, it is hereby ORDERED, ADJUDGED and DECREED that the Objections and Motion are granted and that this action is continued until February, 1997 trial list for the completion of discovery by the Defendant. All Discovery shall be completed by Dec. 21, 1996.

Gordon R. Miller, J.

Sept. 20, 1996 Order FAXED Attys. Bloom and Jorden.

Nov. 4, 1996 Notice of Deposition by Plaintiff Attorney filed.

Nov. 6, 1996 Motion to Compel and Order filed. AND NOW, in consideration of the foregoing Motion, it is hereby Ordered that the defendant, Robert E. Johnson, shall appear on Friday, November 22, 1996, in order that his deposition can be taken.

Gordon R. Miller, J.

11-7-96 Jorden & David Bloom

Nov 22, 1996 Amended Notice of Deposition of Robert E. Johnson, filed.

Dec. 10, 1996, MOtion for Sanctions and Order filed. ORDER: AND NOW, upon consideration of the foregoing motion, for Sanctions, a Rule to show Cause hearing shall be scheduled for the 2nd day of Jan. 1997 at 9:30 a.m. in C. R. No. 3.

Anthony J. Vardaro J.

12/10/96 Dist. to Jorden, faxed to Bloom.

Jan 2, 1997 Defendant's Objections to Plaintiff's Motion For Sanctions, filed.

Jan. 2, 1997 Notice of Deposition by Plaintiff filed.

Jan 6, 1997 ORDER: AND NOW, Jan 2, 1997, the Motion for Sanctions is before this Court for determination. Counsel for both parties appear.

It appears and is contended by counsel for the plaintiff that depositions of the defendant have been scheduled seven times, all of which have had to be continued at the request or due to the fault of the defendant. The last deposition scheduled for Nov 26, 1996 was forced to be canceled allegedly because the defendant's employer again required him to work on that date in the State of Indiana or elsewhere.

The Court understands the frustration of counsel for the plaintiff in attempting to get the defendant's personal deposition.

By agreement of counsel, a new deposition date is set, at which time, the defendant must appear at the office of Atty William Jorden in Meadville, Pennsylvania on thedate of Jan 14, 1997 at 3 p.m. The defendant is advised that if he fails to appear on such date, the Court will entertain a motion for contempt and impose severe sanctions upon the defendant. The defendant is directed to notify his employer that he is required by Court Order to appear at the deposition on that date and the Court requests the employer's cooperation in this regrd.

Counsel for the plaintiff has requested monetary sanctions against the defendant for the inconvenience and the scheduling of time lost because of the fult of the defendant. The Court believes there is merit to this, and accordingly, the Court as a sanction for the defendant's fault in the continuance of the most recent deposition hereby imposes attorney's fee in the amount of $100, with said attorney's fee being in the form of a sanction, with said sum to be paid to Attorney Jorden on or before Jan 15, 1997.

P. Richard Thomas, S.J.

Jan 7, 1997 Dist Jorden & Mailed Bloom

Jan 21. 1997 Requests for Admission, filed.

Jan. 27, 1997 Plaintiff's PreTrial Narrative Statement filed.

Jan. 27, 1997 Motion to Continue by Defendant and Order filed. Upon consideration of defendant's Motion to Continue, it is ORDERED, ADJUDGED and DECREED that said Motion is denied. This case will be tried the 2nd week. The defendant shall not be permitted to obtain an IME.

DATE: January 27, 1997. Gordon R. Miller

1-27-97 FAXED Jorden, Dorfzaun & McQuinton

Jan. 29, 1997 Order filed. AND NOW, January 27, 1997, the pretrial conference in this case is set for Monday, February 3, 1997 at 11:00 a.m. in Courtroom No. 1.

BY ORDER OF THE COURT,
Gordon R. Miller, J

1-29-97 Distributed or mailed to all counsel

Feb. 4, 1997 Pre-trial Order filed. AND NOW, February 4, 1997, after a pre-trial conference with all counsel present the Court enters the following Order:

1. All discovery is completed, all parties are ready for trial and the trial shall commence on Tuesday, February 18, 1997 at 9:00 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse. It may well be that the jury will be selected on Monday, February 10, 1997. The Court Administrator will notify counsel about the itme for jury selection as soon as possible but no later than noon on Friday, February 7, 1997. It is anticipated that this case shall take two or three days to try.

2. Description of the case. This is an automobile accident that occurred on May 28, 1988 at approximately 9:40 p.m. The plaintiff was traveling in an easterly direction in the slow or outside lane of a four lane highway to-wit: Route 322 in Vernon Township. She was intending to make a left hand turn or to completely turn around in the roadway.

As she was proceeding she passed a vehicle to her left. That vehicle was going slower than the plaintiff and was in fact making a left hand turn into a commercial ice cream stand.

The defendant was also proceeding in an easterly direction onRoute 322. He was initially in the passing or inside lane but when he was confronted withthe operator turning left into the ice cream stand defendant drove his vehicle to the right into the slow or outside lane. At that point he was behind the plaintiff and beside the left turn vehicle. He then intended to go back into the left hand, passing or inside lane after he ad gone around the left turn vehicle.

As the defendant was moving from the slow to the fast lane this accident occurred. The plaintiff maintains that the defendant rear ended her. The defendant maintians that as he was going vack into the left hand lane to pass the plaintiff the plaintiff started going into the left hand lane also.

As a result of this occurrence the plantiff suffered personal injuries.

3. Factual Issues. a. Where on the roadway did this accident occur? b. Was the plaintiff in the process of changing lanes form theoutside lane to theinside lane when the accident occurred? c. What injuries did the planitiff suffer as a result of this accident?

Continued on page 506-B

Ruth Lawrence
vs.
Robert E. Johnson

Record continued from page 506 a
of record
A.D. 1990 - 506

****

4. Legal Issues. a. Was the defendant negligent and was his negligence a substantial factor in causing this accident? b. Was the plaintiff negligent and was her negligence a substantial factor in causing this accident? c. Did the plaintiff's causal negligence if any, exceed the causal negligence of the defnedant? d. Is the plantiff entitled to prove and/or recover medical expenses which she incurred as a result of this occurrence?

5. Dispositon of pre-trial mtoions. All pre-trial mtoions have been decided except one. The defendant filed a mtoion in limine to limit the testimony of the Plaintiff's treating physician, Timothy P. Desiato, M.D. The defendant claims that Dr. Desiato gave an opinion as to the future in his deposition which said opinion was not contained in the written report he furnished pursuant to the discovery rules. The Court will resolve this issue as soonas possible.

6. Unresolve issues. The plaintiff was involved in two other rear end accidents after the accident in issue. She claims that she is entitled to any aggravation of a pre-existing condition that was caused in the accident in issue on the theory that if the defendant created a condition that made her more predisposed to injury, that the defendant should pay for that. The defendant disagrees. The parties shall file a trial brief on this issue by 4:30 o'clock p.m. on February 13, 1997.

There are a number of deposition objections which the Court may have to rule on pretrial. The parties shall indicate to the Cour tthe objections that still remain and shall submit to the Court a heard copy of the relevant depositions, all by 4:30 o'clock p.m. on February 14, 1997 so that the Court may review these matters prior to trial.

The plaintiff maintains that she should be permitted to introduce into evidence, and possibly, recover, medical bills since she is an Ohio resident and her automobile insrance policy was issued in Ohio. She calims that this is an exception to the provisions of 85 Pa.C.S.A. 1722. The defendant claims that this is governed by the Motor Vehicle Financial Responsibility Law and that the plaintiff is precluded form pleading, proving and recovering medical bills. The parties shall file a trial brief on this issue by 4:30 o'clcok p.m. on February 13, 1997. The Court will make a decision prior to the start of trial.

7. The plaintiff's case in chief: a. Witnesses. The plaintiff will call most of the witnesses listed in her pretrial narrative. She is likely to not call Edward Harry. b. Bills. Whether or not the plaintiff may introduce bills will be decided in the manner discussed above. c. Exhibits. The plaintiff intends to produce the exhibits listed in her pretrial narrative.

8. The defendant's case in chief: a. Witnesses. The defendant will most likely only call himself as a witness. b. Exhibits. The defendant will introduce the exhibits listed on his pretrial narrative.

9. Stipulations. The parties have stipulated that it will not be necessary for the plaintiff to produce witnesses to indentify the hospital records and testify to their authenticity.

10. All counsel shal l prepare and exchange written voir dire questions no later than 4:30 o'clock p.m. on Friday, February7, 1997. All objections to proposied voir dire questions shall be brought to the attention of the Court prior to jury selection. After the Court has asked questions of the jury panel counsel shall be permitted to read or paraphrase their own voir dire questions. The Court will permit counsel to supplement their voir dire questions if said questions are reasonably necessary to make further inquiry on matters raised by voir dire of the Court and other counsel.

11. Each party shall be entitled to four preemptory challenges.

12. All counsel shall submit requested points for charge as soon as practicable but no later than the close oof the presentation of all evidence.

13. Counsel desiring to submit a proposed verdict slip shall do so prior to the commencement of final arguments.

14. If the parties have not already done so they shall pre-number all exhibits, and provide true and correct copies of all exhibits, as pre-numbered, to opposing counsel no later than 4:30 o'clock p.m. on Friday, February 14, 1997.

BY THE COURT,
Gordon R. Miller, J

2-4-97 distributed Jorden & mailed Dorfzaun

Feb 7, 1997 Upon praecipe of plaintiff attorney the above captioned action is hereby settled and discontinued of record.

Feb. 6, 1997 Defendant's Brief in Support of Motion in Limine to Strike Portions of Dr. Desiato's Testimony filed.

Feb. 6, 1997 Defendant's Motion in Limine to Strike Portions of Dr. DeSiato's Testimony and Order filed. Upon consideration of defendant's Motion in Limine to Strike Portions of Dr. Desiato's Testimony, it is ORDERED, ADJUDGED and DECREED that said Motion is granted, so long as Dr. Desiato testifies via deposition. The question and the doctor's response contained at Pages 44, Line 20 through 56, Line 5 are stricken.

DATE: February 5, 1997 Gordon R. Miller

2-6-97 FAXED Jorden & Darfzaun

Feb. 6, 1997 Motion to reconsider by defendant and Order filed. Upon consideration of defendant's Motion to Reconsider, it is ORDERED, ADJUDGED and DECREED that said Motion is denied.

DATE: February 3, 1997 Gordon R. Miller

2-6-97 FAXED Jorden & Dorfzaun

Feb. 18, 1997 Praecipe to Discontinue filed. Pursuant to Rule 229 of the Pennsylvania Rules of Civil Procedure, please discontinue the counterclaim of defendant against plaintiff.

Respectfully submitted,
DICKIE, McCAMEY & CHILCOTE, P.C.
Richard S. Dorfzaun, Esq.

1990

Paul E. Allen

507.

JACK SEFTON RUSSELL

vs.

DELLA JEAN RUSSELL

Filed May 25, 1990
@ 11:08 a.m.

Tax & entry Paid	$50.50
Pro Co Pd 8-28-90	9.00
State Paid 8-28-90	10.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE

1 copy (atty)

Aug 27, 1990 Affidavit of Consent of Defendant filed: I, the undersigned Defendant in the above captioned action, hereby accept service Aug 27, 1990 Affidavit of Consent of Plaintiff filed.
Date: 5-25-90 Della Jean Russell

Aug 28, 1990 Acceptance of Service filed: I, the undersigned, Defendant in the above captioned action, hereby accept service of the Complaint in Divorce.
Date: 5-25-90 Della Jean Russell

Aug 28, 1990 Upon Praecipe of Plaintiff's Attorney, for Review Under §201(c) of the Divorce Code, this case is moved to court.

Sept. 20, 1990 **D I V O R C E D E C R E E F I L E D .**

And now, September 20, 1990, it is ordered and decreed that Jack SEfton Russell, plaintiff, and Della Jean Russell, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

508.

DOROTHY F. MANGEL

vs.

CHARLES E. MANGEL

Field May 25, 1990
@ 1:38 p.m.

Tax & entry	$50.50
Sheriff's Costs	19.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

ORDER:

And now, this 25th day of May, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions:
Not go to Plaintiff's Residence for any purpose,
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for June 4, at 2:00 PM., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,

P. Richard Thomas, J.

May 30, 1990 Sheriff's Return filed. Served Charles E. Mangel personally on May 25, 1990 at 2:30 PM by handing copy of Protection From Abuse to him in Titusville, Crawford County, PA. So answers,
Lt. Alexander, Titusville Police Dept.
Howard N. Stewart, Sheriff

June 6, 1990 Order filed. And now, June 4, 1990, he aring in the above captioned matter was scheduled this date, however, Court received a telephone call from district Justice Ronald A. Cole Sr. onJune 1, 1990, advising that the Defendant was a patient at the Titusville Hospital.
Hearing in the above matter is hereby set for June 13, 1990, at 9:00 a.m.
All provisions of the Order entered May 25, 1990, shall remai in full force and effect.

BY ORDER OF THE COURT,
P. Richard Thomas, J

June 6, 1990 Copies mailed to Plaintiff, defendant and defendant's brother at addresses shown on this order by the Court Administrator

June 12, 1990 Order filed. And now, June 11, 1990, the Court having been advised that Charles E. Mangel is still a patient at the Titusville Hospital and that it is anticipated that he will be transferred to a Nursing Home, adn the Plaintiff Dorothy F. Mangel having advised the Court that she wants to withdraw the petition in this matter, Plaintiff's request to withdraw the petition is granted and the county is directed to pay the costs.
The hearing heretofore set for June 13, 1990, is cancelled.

BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

June 15, 1990 Copies of order mailed to Dorothy Mangel, Charles Mangel and James Mangel

1990

Altomare & Barnhart
Joseph C. Barnhart

509.

RHONDA L. STROUP

vs.

JEFFREY B. STROUP

Filed May 25, 1990
@ 1:41 p.m.

Tax & entry Paid $50.50
Pro Co Pd 11/26/90 9.00
state paid 10.00
Pro Co pd 1/14/91 5.00

COMPLAINT IN DIVORCE

May 25, 1990, Acceptance of Service filed. And now, this 24th day of May 1990, I, Jeffrey B. Stroup, defendant in the above matter, hereby accept service of a true and correct copy of the Complaint in divorce as filed by Rhonda B. Stroup.
Jeffrey B. Stroup.

Oct. 3, 1990, Defendants Affidavit of Consent to divorce filed.

Nov. 20, 1990, Plaintiff's consent to divorce filed.

Nov. 20, 1990, Upon praecipe of plaintiff attorney, the above captioned divorce transmitted to the court.

Dec. 10, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, this 7th day of December, 1990, IT IS ORDERED AND DECREED AS FOLLOWS:

1. Upon consideration of the pleadings and Affidavits filed in the above-captioned matter, the Court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint, and an Affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to §201(c) of the Pennsylvania Divorce Code.

2. No other matters or causes of actions provided under the Pennsylvania Divorce Code of 1980, as amended, are reserved by either of the parties.

BY THE COURT,
Gordon R. Miller, J

Jan. 14, 1991 Election To Resume Prior Name filed. Rhonda L. Stroup TO BE KNOWN AS Rhonda L. Gemelli

1990

Mahany, Roeder &
Rothschild
Tamera Ochs Rothschild

510.

KEVIN D. HASBROUCK

vs.

MARY T. HASBROUCK

Filed May 25, 1990
@ 1:46 p.m.

Tax & entry Paid $50.50

Pro Co pd 9/19/90 9.00
State Pd. 9/19/90 10.00

COMPLAINT IN DIVORCE

2 copies (atty)

May 30, 1990 Certificate of Service of Divorce Complaint filed. On May 29, 1990, I mailed a certified copy of a Divorce Complaint in the above cpationed matter by certified Mail No. P 899 145 454 Return Receipt Requested, Restricted Delivery, postage prepaid, to the defendnat, Mary T. Hasbrouck, addressed as follows: Mary T. Hasbrouck, R.D.#1, Box 57AA, Guys Mills, PA 16327. The Receipt for Certified Mail is attached hereto and marked "Exhibit A".

I make this statement pursuant to 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statutue. Tamera Ochs Rothschild

June 4, 1990 Affidavit of Return of Service By Mail filed. On May 29, 1990, I mailed a true copy of the Divorce Complaint in the above captioned matter by Certified Mail No. P 899 145 454 Restricted Delivery to the Defendant, Mary T. Hasbrouck. Defendant signed a return receipt upon delivery May 30, 1990. The receipt attached hereto and marked as "Exhibit A" was returned by the post office on June 1, 1990.

I make these statements pursuant to 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute.

Mahany, Roeder & Rothschild
Tamera Ochs Rothschild, Esq.

Sept. 17, 1990 Affidavit Of Consent of Plaintiff filed.

Sept. 17, 1990 Affidavit Of Consent of Plaintiff filed.

Sept. 17, 1990 Upon praecipe of Plaintiff Attorney To Transmit REcord, this case moved to Court.

Oct. 4, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, this 3 day of October, 1990, after review and consideration of the pleadings and other documents filed in this case, it is ORDERED, ADJUDGED AND DECREED that:

1. the Plaintiff, Kevin D. Hasbrouck, and the defendant, Mary T. Hasbrouck, are hereby divorced from the bonds of matirmony pursuant to 23 P.S. Section 201(c), i.e., breakdown of their marriage.
2. On September 7, 1990, the parties voluntarily entered into a settlement agreement which is attached hereto.
3. The September 7, 1990 agreement is hereby approved, merged and incorporated and made a part of this decree.
4. this Decree constitutes a final Order as to all matters and claims pending in this action, and the Court retains jurisdiction of the parties and the subject matter for purposes of modification of alimony and enforcement of the agreement.

BY THE COURT,
John Q. Stranahan, J

1990

Halliday & Halliday
MIchael Halliday

511.

TERRY B. LANE

vs.

LINDA S. LANE

Filed May 29, 1990
@ 9:24 a.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co Pd 9/27/90	9.00
State paid 9/27/90	10.00

COMPLAINT IN DIVORCE, CUSTODY

May 29, 1990, Complaint for Custody filed.
ORDER AND NOTICE: You, Linda S. Lane, Defendant, have been sued in Court to confirm custody of CRISTIE MARIE LAND AND JESSICA SUE LANE.

If you fail to appear as provided by this Order, an Order for custody may be entered against you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Crawford County Bar Association
Service to the Public Committee
c/o Prothonotary
Crawford County Courthouse
Meadville, Pennsylvania 16335
Telephone (814) 724-4636

Referred to Custody Mediator, JOHN FULLER to set conference & notify parties.

BY THE COURT,
P. R. Thomas, J

Date: 6/1/90

1 copy (atty)
1 copy (Mediator)

Sept. 26, 1990, Appearance filed: Enter my general appearance in the above entitled divorce action. I hereby accept service of and acknowledge receipt of a copy of the original Complaint in the above action of Linda S. Lane, defendant. /s/

Sept. 26, 1990, Affidavit of Consent of plaintiff filed.

Sept 26, 1990 Affidavit of Consent of defendant filed.

Sept 26, 1990, Marital Property, Child Custody and Visitation Agreement filed.

Sept. 26, 1990, Motion for Final Decree in Divorce filed.

Oct. 4, 1990 **O R D E R F I L E D .**

AND NOW, this 3 day of October, 1990, upon consideration of the within Motion, it is herebby ORDERED AND DECREED as follows:

(a) That Terry B. Lane and Linda S. Lane be divorced and separated from nuptial ties and bonds of matrimony heretofore contracted between them, said divorce having been sought and granted on the basis of Section 201(c) of the Divorce Code of 1980.

(b) That the agreement as executed by the parties and as attached to the MOtion for Final Decree in Divorce be filed as a part of the divorce proceedings.

(c) That the custody of the parties' two minor children, namely, Christie Marie Lane, born April 30, 1984; and Jessica Sue Lane, born January 10, 1987, be as follows:

(1) Parties shall share legal custody of the two children and all decisions relative to their reliqious upbringing, medical attention, address, education and well-being of the children shall be shared equally by both parties, who shall make every effort to discuss the best interests of the chidlren in those regards.

(2) Husband shallhave primary physical custody of the children with liberal partial rights be being granted unto the Wife at times and places to be mutually agreed upon between the parties.

(3) Neither parent shall do or say anything to blacken the character of the other parent in the eyes and each parent shall go out of his or her own way to foster a good and loving relationship between each child and obth parents.

BY THE COURT,
John Q. Stranahan, J

512

1990

Kuhn and Kuhn
Daniel J. Kuhn

512.

JOAN M. BELFIORE

vs.

JOHN M. BELFIORE, JR.

Filed May 29, 1990
@ 11:19 a.m.

Tax & entry Paid $50.50

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

2 copies (atty)

June 6, 1990 Affidavit of Mailing filed. I, Daniel J. Kuhn, Attorney for the Plaintiff, after being duly sworn according to law, hereby state that I mailed by Certified Mail No. P 890 982 034, Return Receipt REquested, a true and correct copy of the Complaint in this Action, Notice to Defend and Claim Rights and Notice of Counseling to the Defendant, at 328 Bolard Ave., Cambridge Springs, PA 16403, and that the Defendant did rceive same on June 2,1990, as evidenced by the signed receipt attached hereto as Exhibit "A".

Daniel J. Kuhn, Atty.

Feb. 17, 1998 Important Notice and Court Order filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 6/6/90 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonably delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

If you do not object this this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.

If you object to the case being dismissed, you must put your object in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA 1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or sent a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Anthony J. Vardaro, J

Date: February 13, 1998
Feb. 17, 1998 copies mailed by Court Administrator's Office

513.

David P. Truax

DARLENE SUE RICHARDSON

vs.

HAROLD DENNIS RICHARDSON

Filed May 29, 1990
@ 1:08 p.m.

Tax & entry	$50.50
Sheriff's Costs	32.60
Pro Co	9.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies sheirff
1 copy pl aintiff

ORDER:

And now, this 29 day of May, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition .

2. Special Conditions: Custody of three children in the home awarded to mother. Def. will not go to the premises at RD 2 Saegertown for any purpose. Def. may not telephone Pl. or children for any reason.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.

8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for June 11, 1990, at 4:00 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, J

June 6, 1990 Sheriff's Return filed. SERVED Harold Dennis Richardson personally on June 5, 1990 at 2:20 PM by handing copy of Protection From Abuse to him at his Mother's residence, R.D. #2, Cambridge Springs, Crawford County, PA.
So answers,

Robert M. Stevens, deputy sheriff
Howard N. Stewart, sheriff

June 12, 1990 Order filed. AND NOW, June 11, 1990, at th etime hearing is set on this abuse Petition, the Court is satisfied the defendant had been served and knew of the hearing, but he faile dto appear.

ACCORDINGLY, the temporary Order entered May 29, 1990 will now become a permanent Order and the defendant may have no contact whatso ever with the three children in thehome or the minor child Angela in a foster home an dhe may not under any circumstances go to th ehome of the mother or threaten, assault or abuse her in any fashion.

The Court notes that the assault on the wife in this case resulted in criminal charges being filed before District Justice Leonhart and the wife advises that a Preliminary Hearing is now scheduled for July 2, 1990.

The defendnt is directed to pay costs in this case within twenty (20) days of receiving a bill therefor f rom the Prothonotary's addressed tohim at his mother's at R.D. #1, Cambridge Springs, Pennsylvani 16403, in care of Mr. and Mrs. Clarance Richardson.

BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

June 15, 1990 Copies mailed to Plaintiff, Defendant and Jeff Hoskowitz and copy put in County Control's box.

July 17, 1990,ORDER filed. And Now, July 10, 1990, after informal hearing the court is satisfied that the defendant has violated the terms and conditions of the bond established on the case at 1990 - 459 in that he contacted his wife in violation of said order. In addition, the court is satisfied that the defendant violated the terms of and conditions of the abuse order at 1990-513 by threatening his wife and going to her home. Accordingly, nominal bond is rescinded and the defendant's bond is established at $7,500.00 cash or professionaL BONDSMAN.

The Court is satisfied that the defendant violated the terms and conditions of the abuse Order previously entered June 11, 1990 and is in willful and deliberate ocntempt of that court order, and as punishment therefore he is hereby sentenced to undergo imprisonment in the Crawford County Jail for a period of 30 days to be computed from July 6, 1990.

On the new charges arising out of an incident on July 3, 1990 the District Justice set ROR Bond. The court sets bond in these new cases before Dist. Justice leonhart at $2,500.00 cash or professional bondsman.

Any time bond is posted, it sahll be an additional condition that the defendant may not contact his wife by phone or in writing, may not go to her residence for any purpose and may not make any threats against her of any kind, nor procure other p eople to do so on his behalf.

The $2,500.00 bond on the new charges pending in Dist. Justice Leonhart's Court shall be posted in that court.

BY ORDER OFTHE COURT,
P. Richard Thomas, J.

July 20, 1990, copies to County Control, and dft. and plff.

Aug. 17, 1990 Order filed. ORDER: AND NOW, this 13th day of August, 1990, after an informal hearing on the defendant's motion to reduce bond the matter is continued and scheduled for the 28th day of August, 1990 at 9:15 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse before Judge P. Richard Thomas.

Judge P. Richard Thomas did set bond by an order entered July 10, 1990. Even though bail may be modified by another Judge of this Court (Pa. R.Crim.P. 4005(c) we decline to do so since the same judge who set bail is reasonably available to reconsider this matter.

BY THE COURT,
Gordon R. Miller, J.

Aug. 21, 1990 copies to David Truax, County Control and Plaintiff.

1990

Shafer, Swick, Bailey
Irwin & Stack
James R. Irwin

514.

LISA E. BOWSER

vs.

CHARLES STEVEN BOWSER

Filed May 29, 1990
@ 2:09 p.m.

Tax & entry Paid $50.50
Pro Co. PD 10-12-90 9.00
State Surcharge Pd. 10.00
Pro Co. Paid 10/26/90- $5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sept. 17, 1990 Affidavit Of Consent of Plaintiff filed.

Oct. 10, 1990, Affidavit of Consent of defendant filed.

Oct. 12, 1990 Affidavit of Service filed. I, James R. Irwin, Esquire, being duly sworn according to law, depose and say that I am the attorney of record, and as such say that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford Co., PA. on the above named Defendant by certified mail, addressee only, return receipt requested, dated May 29, 1990. The Defendant acknowledged service on May 30, 1990 by accepting delivery on that date as evidenced by the attached signed return receipt.

James R. Irwin, Esq.

Oct. 12, 1990 Upon Praecipe of Plaintiff Attorney For Review under Section 201(c) of Divorce, this case is moved to Court.

Oct. 22, 1990 **D I V O R C E D E C R E E F I L E D .**

And NOw, October 22, 1990, it is ordered and decreed that Lisa E. Bowser, plaintiff and Charles Steven Bowser, defendnt, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

And now, Oct. 26, 1990, Notice of Election to Retake Maiden Name filed. To Be Known AS Lisa E. Groves.

1990

Shafer, Swick Bailey,
Irwin & Stack
James R. Irwin

515.

COLLEEN G. PATTERSON

vs.

MARVIN J. PATTERSON

Filed May 29, 1990
@ 2:09 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co Pd 11/27/91--	9.00
state paid 11/27/91	10.00

COMPLAINT IN DIVORCE, CHILD CUSTODY

1 copy (atty)

Sept 13, 1990, Affidavit of Consent of plaintiff filed.

Sept 14, 1990, Defendant's Affidavit of Consent Under Section 201(c) of the Divorce Code filed.

Nov. 18, 1991 Motion To Withdraw Count from Divorce Complaint and Order filed. AND NOW, this 18th of November, 1991, the Plaintiff in the abovecaptioned action is hereby granted permission to withdraw Count 2 of her Complaint in Divorce.

BY THE COURT,
Gordon R. Miller, J

Nov. 20, 1991 Copy of order put in box for Atty. Irwin

Nov. 25, 1991 Affidavit of Service filed. I, James R. Irwin, Esq. being duly sworn according to law, depose and say that I am the atty. of record, and as such say that I served a true and correct copy of the complaint in divorce certified by the Prothonogary on the above named dft.by cert. mail addressee only, ret. rec. req. dated May 29, 1990. The defendant acknowledged service on May 30, 1990 by accepting delivery on that date as evidenced by the attached signed return receipt. James R. Irwin, Esq.

Nov. 25, 1991 Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Dec. 6, 1991 **D I V O R C E D E C R E E F I L E D .**

And Now, December 5, 1991, it is ordered and decreed that COLLEEN G. PATTERSON, plaintiff, and MARVIN J. PATTERSON, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, S.J.

1990

Emil M. Spadafore Jr.
Thomas, Truax, Spadafore, Vardaro, Walker

516.

ALLAN J. HUDOCK

vs.

CAROL J. HUDOCK

Filed May 29, 1990
@ 2:53 p.m.

Tax & entry Paid	$50.50
Pro Co pd 12/21/90	9.00
State pd 12/21/90	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

June 5, 1990 Affidavit Of Service filed. debra Mattocks, being duly sworn according to law, deposes and says that she is the secretary to Emil M. Spadagore, Jr., Esquire, Attorney for Plaintiff inthis action, and certifies that on May 25, 1990 she delivered to the POst Office in Meadville, PA for delivery to Carol J. Hudock at 237 McClellan Street, Cambridge Springs, PA 16403 by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct ocpy of the Complaint for Divorc ein this amtter for which deponent received at the time re ceipt for certified article no. P 287 618 737 which is attached hereto as Exhibit "A". Thereafter on June 1, 1990 it was returne dto Emil M. Spadafore, Jr., return receipt card bearing the same number and signe dby Carol J. Hudock said return receipt card being attache dhereto as Exhibit "B:

Debra Mattocks

Dec. 21, 1990 Affidavit Of Consent of Plaintiff filed.

Dec. 21, 1990 Affidavit Of Consent of Defendant filed.

Dec. 21, 1990 Upon praecipe of Plaintiff Attorney To Transmit REcord, this case moved to court.

Dec. 31, 1990 **D I V O R C E D E C R E E F I L E D .**

AND NOW, December 31, 1990, it is ordered and decreed that Allan J. Hudock, plaintiff, and carol J. Hudock defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Gordon R. Miller, J

1990

Blystone & Blystone
Curtis E. Blystone

517.

AMANDA L. RINGLER

vs.

JOHN E. RINGLER

Filed May 29, 1990
@ 3:08 p.m.

Tax & entry paid	$50.50
Pro co Pd 9/11/90	9.00
State paid	10.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

May 29, 1990, Acceptance of Service filed. I hereby accept service of the complaint in Divorce pursuant to Section 201(c) of the Divorce Code.
Dated: May 29, 1990 John E. Ringler, dft.

Sept 6, 1990, Affidavit of Consent of plaintiff filed.

Sept. 6, 1990, Affidavit of Consent of defendant filed.

Sept 6, 1990 Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Sept. 19, 1990 **DIVORCE DECREE FILED**

AND NOW, September 19, 1990, it is ordered and decreed that Amenda L. Ringler, plaintiff, and John E. Ringler, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
GordonR. Miller, J

1990

518. Paul D. Shafer	SANRAY CORPORATION vs. TITUSVILLE FORD-LINCOLN-MERCURY, INC. formerly DICK BROWN, FORD, INC. Filed May 29, 1990 @ 3:21 p.m. Tax & entry Paid $50.25 ✓	APPEAL OF DEFENDANTS FROM JUDGMENT OF MAGISTERIAL DISTRICT 30- 3- 06 May 29, 1990, Rule entered upon plaintiff to file Complaint issued. May 31, 1990 Proof of Service filed.

1990

Bukac and Toomey
Terry Toomey

519.

BETTIE J. PETERSON-MUIH

MYRLE R. KNICKERBOCKER

vs.

CHRISTINE ANN KNICKERBOCKER

Filed May 30, 1990
@ 9:03 a.m.

Tax & entry Paid	$50.50
Pro Co Pd 7/5/91	9.00
State paid	10.00

COMPLAINT IN DIVORCE

1 copy (atty)

June 22, 1990 Acceptance Of Service and Entry of Appearance filed. I, Christine Ann Knickerbocker, defendant, do hereby accept service of the Complaint in Divorce Under Section 201(c) of the Divorce Code.
DATE: 6-11-90 Christine Ann Knickerbocker

June 28, 1991 Affidavit of Consent of Plaintiff filed.

July 1, 1991 Affidavit of Consent of Defendant filed.

July 3, 1991, Upon praecipe of plaintiff attorney for review under 201(c) of the Divorce code, this case moved to court.

July 10, 1991 **STIPULATION TO THE ENTRY OF A FINAL DECREE IN DIVORCE AND FINAL DECREE IN DIVORCE FILED.**

Upon consideration of the pleadings and affidavits file din the above-captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties, on the grounds that the marriage is irretrievably broken, and ninety days have elapsed from the date of filing of the Complaint in Divorce, and an affidavit has been file dby each of the parties, evidencing that each of the parties consents to the divorce pursuance to §201(c) of the Pennsylvania Divorce Code.

EQUITABLE DISTRIBUTION

1. The parties have heretofore divided to their mutual satisfaction all personalty acquired during the marriage. Accordingly, each of the parties is hereby declared to be the sole owner of any and all personal property presently in their individual possession, withthe following exceptions:

a. Plaintiff is declared to be the sole owner of, and is hereby entitled to repossess any and all of Plaintiff's hunting and fishing equipment still remaining in the former marital residence.

1b. Plaintiff is declared to be the sole owner of, and shall be entitled to repossess any and all tools and machineries indicental to Plaintiff's occupation as an insulating contractor, which items presently remain at the former marital residence.

2. Defendant is hereby declared to be the sole owner of the real estate comprising the former marital residence located in Randolph Township, Crawford County, Pennsylvania and commonly known as R.D. #2 Box 151 Guys Mills, Pennsylvania 16327. Within thirty days of the date of this Decree, Plaintiff shall tender a quit claim deed conveying any right, title or interest he might have in the former marital residence to the Defendant.

3. Plaintiff is declared to be the sole owner of the formerly jointly owned real estate of the parties located in Hayfield Township, Crawford County, Pennsylvania. Within thirty days of the date of this Decree, defendant shall tender to the Plaintiff a quit claim deed conveying all of the defendant's right, title and interest in this Hayfield Township real estate. Moreover, Plaintiff is hereby awarded any and all rents, profits, claims and causes of action which might inure to the parties against any third party arising out of the parties' past or present joint ownership of the Hayfield Township real estate.

4. The parties shall continue to jointly own the Lake Village real estate locate din or about Andover, Ohio. The parties shall sell this real estate as soon as is practicable, and shall utilize the net proceeds from the sale of said real estate to reduce the parties' joint indebtedness to Pennbank.

5. Plaintiff is hereby declared to be the sole owner of assets, income, inventory, accounts receiveable, or any interest whatsoever in the Benjamin-Knickerbocker Insulation Company.

6. Plaintiff shall assume sole responsibility for any outstanding joint indebtedness to Pennbank save for the committment of the sale proceeds on the Lake village proper ty to the Pennbank indebtedness. Plaintiff shall indemnify and save harmless Defendant from any liability on the parties' former j oint indebtedness to Pennbank other than the ocmmittment of the sale proceeds of the Lake Village porper ty to reduce th eindebtedness to Pennbank.

7. Plaintiff shall assume sole responsibility for any outstanding joint indebtedness to the Colony Savings bank, its successors and assigns, represented by a mortgage and mortgage note on the Hayfiled Township property. Further, Plaintiff shall indemnify and save harmless Defendant from any liability on this indebtedness.

8. Defendant shall assume sole liability for the outstanding mortgage on the marital residence and shall indemnify and save harmless Plaintiff from any liability on said mortgage on the marital residence.

This Final Decree in Divorce shall be effective as of this 9th day of July, 1991.

BY THE COURT:
P. Richard Thomas, S.J.

Lawrence C. Bolla

520.

SAINT VINCENT HEALTH CENTER

vs.

JAMES R. HARRINGTON, AND VIRGINIA HARRINGTON: AND JONATHON HARRINGTON, A MINOR, AND JAMES R. HARRINGTON AND VIRGINIA HARRINGTON, HIS PARENTS AND NATURAL GUARDIANS

Filed May 30, 1990
@ 11:19 a.m.

Pro Simmons paid	$15.00
plff on orig	123.62
Sheriff's Costs	50.00
Pro Co Pd 7/19/90	9.00 ✓

WRIT OF REVIVAL

of

AD 1986 - 572

Revival of Judgment indexed in favor of plaintiff and against the named defendants in amount of Four Thousand Sixty Seven and 21/100 Dollars, with interest from June 29, 1982 and costs.

Debt -----$4,067.21
Int. -----from June 29, 1982
H - 94, 164, 94
JUDGMENT
James F. Simmons, Pro.

Issued (sheriff)

June 29, 1990 Writ Return filed. SERVED Virginia Harrington, personally with copy of Writ of Revivial on June 6, 1990 at 12:23 PM, at RD #2, Springboro, PA, County of Crawford.
SERVED James R. Harrington, with copy of Writ of REvival to his wife, Virginia Harrington, at their residence RD #2, Springboro, PA, County of Crawford, on June 6, 1990 at 12:24 PM
SERVED Jonathon Harrington, with copy of Writ of Revival to Virginia Harrington at their residence RD #2,Springboro, PA, County of Crawford, on June 6, 1990 at 12:25 PM
So answers, Robert M. Stevens, Deputy
Howard N. Stewart, Sheriff

Judgment is hereby entered And Now, July 16, 1990, Upon praecipe of plaintiff attorney, per Writ of Revival in the amount of Four Thousand Sixty Seven and 21/100 Dollars, and costs of action.
H - 94, 164, 94
Judgment entered - 7/16/90

Debt --------$4,067.21
Int. from June 29, 1982
JUDGMENT
James F. Simmons,
Prothonotary

Revived to:
AD 1994-260

521.

KARLA L. EDWARDS

vs.

EUGENE E. WILLIAMS

Filed May 30, 1990
@ 1:36 p.m.

Tax & entry	$50.50
Sheriff's Costs	25.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies (sheriff)
1 copy (plaintiff)

TEMPORARY ABUSE ORDER:

AND NOW, this 30 dayof May 1990, upon review of the petition of plaintiff, the court enters the following Temporary Order:

Hearing is hereby set for June 8, 1990 at 3:30 p.m. in C. R. No. 1 or 2 of the Crawford County courthouse.

The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

The sheriff shall serve the defendant.

BY ORDER OF THE COURT,
Gordon R. Miller, J.

June 4, 1990 Sheriff's Return filed. SERVED Eugene E. Williams personally on May 31, 1990 at 2:08 PM by handing copy of Protection From Abuse to him at Sheriff's Office, Crawford County Courthouse, Meadville, Crawford County, PA.
So answers, Edgar D. Householder, Chief Deputy Sher.
Howard N. Stewart, Sheriff

June 12, 1990 Order filed. AND NOW, June 8, 1990, at a hearing before which both parties were advised of their right to counsel and the right to free counsel if they could not afford it the Court is satisfied that the Plaintiff has proven by the fair weight and preponderance of the evidence that the defendant enaged in abuse on least one occasion when he attempted to cause or did cause bodily injury. Accordingly, we entr the following Order:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff or the minor child, Meagan A. Williams.
2. Temporary custody of Meagan A. Williams is awarded to the plaintiff and the defendant shallhave the following visitation privileges. He shallhave the right to take Meagan A. Williams into his custody on three (3) weekends during June, July and August of 1990 commencing at 6:00 p.m. on Friday evening and ending at 6:00 p.m. on Sunday evening. The Defendant will have the responsibility of picking up the child and returning the child promptly at the times indicated. In the event the defendant does not appear to pick up the child by 7:00 p.m. on the Friday of weekend visitation, the Plaintiff may assume that the Defnedant has cancelled that visitation and she may go about her business accordingly, and no other weekend will be substuted for that weekend.

The Defendant shall pick up the child with one of his parents, shall take the child to the home of his parents in Akron, Ohio and shall return the child to her home while being accompanied by one of his parents. The parties shall endeavor to agree on the weekend when the Defendnat willhave these visitation privileges. During these visitation privileges, the Defendant shall do nothing to adversely affect the health, safety, morals, and welfare of the child. This is a temporary Order with respect to custody and visitation, and is subject to change as provided for in 35 P.C.S. 10186(a)(4).

3. A copy of this Order shall be delivered to the Police Department in the jurisdiction where the Pl aintiff resides and to County Control.
4. This Order shall remain in full force and effect for nine (9) months from this date.
5. The Defendant is reminded that this is an Order of Court and violation ofthis Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six (6) months.
6. Costs shall be borne by the County.

BY ORDER OF THE COURT,
Gordon R. Miller, J

June 15, 1990 Copy put in County Control's box and copies mailed to plaintiff and defendant.

June 6, 1991 Petition For Emergency Relief Under Protection From Abuse Ace filed.

June 6, 1991 Order filed. AND NOW, this 3rd day of June, 1991, upon review of the petition the prayer is denied as the Cour tis not satisfied at this moment that the defendant has engaged in abuse as that term is defined by the Act.

The costs shall b epaid by the County.

BY THE COURT,
Gordon R. Miller, J

June 6, 1991 Copy given to County Control and copy mailed to plff.

522

1990

Blystone & Blystone
Peter E. Blystone

522.

Thomas, Truax, Spadafore
Vardaro & Walker
emil M. Spadafore Jr.

PENNBANK

vs.

THOMAS R. CHATLEY, JR. AND
LINDA L. CHATLEY

Filed May 30, 1990
@ 2:23 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	27.00
Pro Co pd 9/5/90	9.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

May 30, 1990, Affidavit of Non Military Service of Defendants filed.

June 15, 1990 Sheriff's REturn filed. SERVED Thomas R. Chatley, Jr. on May 31, 1990 at 8:30 AM by handing copy of Complaint in Mortgage Foreclosure to his Authorized AGent, LInda L. Chatley, at Sheriff's Office, Crawford County Courthouse, Meadville, PA 16335 Signed acceptance of Service attached. SERVED Linda L. Chatley personally on May 31, 1990 at 8:29 A.M. by handing copy of Complaint in Mortgage Foreclosure to her at Sheriff's Office, Crawford County Courthouse, Meadville, PA 16335
So answers, Catherine I. Allen Deputy Sheriff
Howard N. Stewart, Sheriff

June 18, 1990, Answer filed.

Aug. 15, 1990 Consent to Filing Amended Complaint filed.

Aug. 15, 1990 Amended Complaint filed.

And Now, Sept. 5, 1990 at 3:54 PM upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and agianst the defendants for failure to file an answer and the damages are assessed at the sum of Seventeen Thousand One Hundred thirty-nine and 28/100 plus interest, and cost of suit.

C-165-105
judgment entered 9/5/90

Debt $17,139.28
Int. from 9/5/90
Judgment
James F. Simmons
Prothonotary

Ex 1990-84

1990

Thomas, Truax, Spada-
fore, Vardaro, Walker

Anthony J. Vardaro

523.

DOMINIC FRISINA AND BLANCHE FRISINA, HIS WIFE

vs.

VALU HOME CENTER, INC. AND WILLIAM G. MATEJA

Filed May 30, 1990
@ 4:05 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	28.00
Pro co. pd.7/20/90	5.00
Pro Co pd 7-26/90	1.00

COMPLAINT

2 copies (sheriff)

(Jury Trial Demanded)

June 15, 1990 Sheriff's Return filed. SERVED Valu Home Center, In. on June 1, 1990 at 3:15 PM by handing copy of Complaint to William Maxwell, Manager, at place of business, Park Avenue Plaza Meadville, Crawford County, PA. 16335
NOT FOUND as to defendant William G. Mateja. Possibly in the Navy.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, SHeriff

June 29, 1990 Complaint Reinstated.

July 20, 1990 Upon Praecipe of Plaintiff's attorney, the the above captioned case is marked settled and discontinued of record.

524

1990

Louis P. Vitti &
Associates, PC
Louis P. Vitti

524.

PHILADELPHIA NATIONAL BANK
TRUSTEE FOR PENNSYLVANIA
HOUSING FINANCE AGENCY,
ASSIGNEE OF LIBERTY MORTGAGE
CORPORATION

vs.

TOM B. STUDER AND
DEBRA L. STUDER, HIS WIFE

Filed May 31, 1990
@ 11:25 a.m.

Tax & entry Paid	$50.50 ✓
Sheriff's Costs	31.00
Pro Co Pd 7/17/90	9.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

June 20, 1990 Sheriff's Return filed. SERVED Tom B. Studer personally on June 5, 1990 at 10:10 AM by handing copy of Complaint to him at residence, 235 Grandview Avenue, Meadville, Crawford County, PA.
served debra L. Studer personally on June 5, 1990 at 11:08 AM by handing copy of Complaint to her at place of employment, Parkway Dinor, 1041 Park Avenue, Meadville, Crawford County, PA.
So answers, Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, July 17, 1990 at 11:23 a.m., upon praecipe of plaintiff attorney, and military affidavit attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for want of answer; damages assessed in the sum of Twenty Eight Thousand Three Hundred Twenty and 78/100 Dollars together with interest and costs.
S - 165, 45
Judgment entered
7/17/90

DEbt - $28,320.78
JUDGMENT
James F. Simmons,
Prothonotary

July 19, 1990, Notices of entry of judgment mailed to each defendant.

EX 1990 - 73

1990

Dale, Woodard, Montgomery, Greenfield & Pemrick
Raymond S. Woodard

525.

WILLIAM E. CALLEN

vs.

CABOT OIL & GAS CORPORATION, A CORPORATION

Filed May 31, 1990
@ 11:30 a.m.

Tax & entry Paid $50.50
Sheriffs costs 24.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

June 15, 1990, Writ Returned. SERVED Cabot Oil and Gas Corp. on June 1, 1990, at 4:00 a.m. by handing a copy of Summons to Rhonda Williams, Clerk person in charge at the time at business, 819 Conneaut Lake Road, Meadville, Crawford County, Pa.
So answers, Robert M. stevens, dep.
Howard N. stewart, sheriff

526

1990

Dale, Woodard, Montgomery, Greenfield & Pemrick
Raymond S. Woodard

526.

ELMER C. ROTHRAUFF AND BETTY J. ROTHRAUFF, HIS WIFE

vs.

CABOT OIL & GAS CORPORATION A CORPORATION

Filed May 31, 1990 @ 11:33 a.m.

Tax & entry Paid $ 50.50 ✓
Sheriffs costs 24.00

SUMMONS IN CIVIL ACTION

Issued (sheriff)

June 15, 1990 Writ returned. SERVED Cabot Oil & Gas corp. on June 4, 1990 at 9:20 AM by handing copy of Summons to Rhonda Williams, Clerk, person in charge at th etime at business, 819 Conneaut Lake Road, Meadville, Crawford County, PA
So answers, Robert M. Stevens, Deputy SHeriff
Howard N. Stewart, Sheriff

1990

JURY TRIAL

R. Charles Thomas

527.

Knox McLaughlin GornaLL
7 Sennett, P.C.
Wallace J. Knox

JOHN C. ALLEN

vs.

J & J FOOD SERVICE, INC. AND TERRY LEE WILLIAMS

Filed May 31, 1990
@ 3:10 p.m.

Tax & entry Paid	$50.50
Sheriff's Costs	37.00
Pro Co pd 11/1/90	6.00

SUMMONS IN A CIVIL A CTION

Issued (sheriff)

June 20, 1990 Writ Return filed: SERVED J & J Food Service, Inc. on June 1, 1990 at 3:30 PM by handing copy of Summons to Jeff Miller, Merchandiser and person in charge at place of business, Mercer Pike, Crawford County, PA.
SERVED Terry Lee Williams personally on June 5, 1990 at 10:40 AM at place of residence, R.D.#2, Box 732, Meadville, Crawford County, PA.
So answers,
Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

June 29, 1990, APPEARANCE of Knox, McLaughlin Gornall & Sennett, Inc. by Wallace J. Knox, attorneys for defendants, filed.

June 29, 1990 Upon praecipe of defendants, Rule entered upon plaintiff to file complaint, issued.

July 6, 1990 Notice Of Service Of Interrogatories To Plaintiff, (First Set) filed.

July 6, 1990 Notice Of Service Of Request For Production To Plaintiff (First SEt) filed.

July 10, 1990 Rule entered upon Plaintiff to file Bill of Partculars issued

July 10, 1990 Service of Rule Accepted by Atty R. Charles Thomas, for plaintiff.

July 17, 1990, Complaint filed. 1 copy (atty)

July 23, 1990 Preliminary Objections filed.

July 25, 1990, UPon praecipe of defendant attorneys, this case is listed on next argument list.

ON ARGUMENT LIST FOR AUGUST 1990

July 30, 1990 Amended Complaint filed.

Aug. 17, 1990 Answer and New Matter filed.

1990 SEPTEMBER ARGUMENT LIST

Sept 7, 1990, Argument set for Monday Sept 24 1990 at 10:00 a.m.

Sept 13, 1990 Reply to New Matter filed.

Oct. 16, 1990, Notice of Taking Deposition Upon Oral Examination fo John C. Allen, filed.

Nov. 1, 1990 Upon praecipe of Plaintiff Attorney the above case is marked settled and discontinued of record.

Bettie Peterson-Muth

528.

JULIE L. KILBURN

vs.

MARK R. KILBURN

Filed May 31, 1990
@ 4:23 p.m.

Tax & entry Paid	$50.50
1 count paid	15.00
Pro Co. Pd 3/8/91	9.00
State Surchage Pd.	10.00
Pro Co Pd 4/3/91	#5.00

on Praecipe

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

March 8, 1991 Affidavit of Service filed. Bettie J. Peterson-Muth, Esquire, being duly sworn according to law, deposes and says that she is the attorney for plaintiff, Julie L. Kilburn, and that she did mail a true and correct copy of the complaint in divorce filed in the above matter, by certified mail, return receipt requested, to the defendant, Mark R.Kilburn, on Juen 4, 1990, at his last known address, PO Box 24, Meadville, Crawford Co., PA. The signed receipt is attached hereto as Exhibit "A".

Betty J. Peterson-Muth

March 8, 1991 Affidavit of Consent of Plaintiff filed.

March 8, 1991 Affidavit of Consent of Defendant filed.

March 8, 1991 Upon Praecipe of Plaintiff Attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Mar. 15, 1991 Motion for Withdrawal of Contingent matters and Order of Court filed. ORDER: AND NOW, March 14, 1991, The Motion is hereby granted and all contingent matters pending in the above action are hereby withdrawn from consideration by this Court.

Gordon R. Miller, J

March 15, 1991 DIVORCE DE CREE FILED.

AND NOW, March 14, 1991, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JULIE L. KILBURN and MARK R. KILBURN

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Gordon R. Miller, J.

Mar. 28, 1991, Notice of Election to REtake Maiden Name filed.
To Be Known as: JULIE L. PETERSON

1990

Evans, Garvey and Lackey
David P. Stankovich

529.

KEBERT CONSTRUCTION COMPANY
R. D. #6, Meadville, Pa. 16335

RICHARD G. STEWART,
R. D. #2, Staff Village,
Cochranton, Pa. 16314, and

BERNARD DEAN IRWIN
R. D. #2, Staff Village
Cochranton, Pa. 16314

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

June 29, 1990 Sheriff's Return filed: SERVED Bernard Dean Irwin, on June 5, 1990 at 1:03 P.M. by handing summons to his mother, Lavonne Irwin, at their residence RD#2, Staff Village, Cochranton, Pa., County of Crawford.

SERVED Richard G. Stewart, personally, with summons on June 8, 1990 at 1:32 P.M. at the Sheriff's Office, Crawford County Courthouse, Meadville, Pa

So answers, Robert M. Stevens, Deputy
Catherine Allen, Deputy
Howard N. Stewart, Sheriff

Filed June 1, 1990
@ 9:42 a.m.

Tax & entry Paid	$50.50
Sheriff's Costs	50.00

1990

Elderkin, Martin, Kelly
& Messina
James H. Richardson, Jr

530

Prather, PRather,
&Pineo
William Pineo

THE FIRST NATIONAL BANK
OF PENNSYLVANIA

VS.

CHARLES B. YAEGER and
JEAN YAEGER, his wife,
a/k/a JEANNE YAEGER a/k/a
IRMA JEAN YAEGER

Filed June 1, 1990
@ 10:37 A.M.

Tax & Entry paid $50.50
Sheriff's Costs 27.00

Pro.Co. pd 7/29/93 5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

June 27, 1990 Motion For Extension of Time To Answer and Order filed. NOW,.this 27th day ofJune, 1990, upon consideration of the foregoing motion, the same is hereby granted and the defendnats are given until July 30, 1990 to answer the complaint in mortgage foreclosure in the above referenced matter.

By the Court,
Gordon R. Miller, J

June 27, 1990 Copy of order mailed to James Richardson and copy of order put in William Pineo's box.

July 6, 1990 Sheriff's Return filed. SERVED Charles B. Yaeger onJune 1, 1990 at 3:45 PM by handing copy of Complaint to Mark Yaeger, Son and adult member of family, at residence, R.D.#9, Box 1040, Meadville, Crawford County, PA.
served Jean Yaeger on June 1, 1990 at 3:46 PM by handing copy of Complaint to Mark Yaeger, son and adult member of family, at residence, R.D.#9, Box 1040, Meadville, Crawford County, PA.
So answers,

Robert M. Stevens, Deputy
Howard N. Stewart, Sheriff

July 29, 1993 Upon Praecipe of James M.Antoun, Esquire, Attorney for Plaintiff, the above case marked settled and discontinued of record.

1990

William L. Walker

531

ANDOVER BANK

VS.

CHARLES C. DEROSS

Filed June 1, 1990 @ 11:48 a.m.

Tax & Entry Paid	$50.50
Pro Co pd 5/25/90	5.00
Sheriff's Costs	25.00

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)

June 25, 1990 Upon praecipe of Plaintiff Attorney the above captioned matter is marked discontinued of record.

July 2, 1990 Sheriff's Return filed. SERVED Charles C. DERoss, personally on June 12, 1990 at 1:00 p.m., at the Sheriff's Office, Crawford County Courthouse, Meadville, PA, with a copy of the complaint.

So answers,

Diane Severo, Deputy Sheriff
Howard N. Stewart, Sheriff

532

1990

Joseph F. Kulwicki

532

JOANNE E. HORNSTROM

VS.

ROBERT H. HORNSTROM

Filed Jun 1, 1990
@ 2:51 p.m.

Tax & Entry paid $50.50
pd 7/3/90

COMPLAINT UNDER SECTION (
201(c) OF THE DIVORCE CODE

1 copy (Atty)

June 15, 1990, Certificate of Service filed. Laura VanGorder being duly sworn according to law, deposes and says that she is employed by Jos. F. Kulwicki, Esq. atty. for plaintiff, as such, on or about June 1, 1990, she place a cert. copy of above divorce complaint in the U.S. mail, addressed to defendant, as follows: Mr. robert Hornstrom, 991 Second St, Meadville, Pa. 16335.
Said divorce complaint was mailed cert. mail, rest. del., being cert. mail item no. P 262 246 336. The signature card for said cert. mail item was returned to office of atty. Kulwicki, bearing the signature of defendant as ahving received same on June 2, 1990. Said receipt and signature care are attached hereto and made a part hereof. Laura Van Gorder.

Feb. 17, 1998 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 6/15/90 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.
If you do not object to this case being dismissed, you do not have to do anything. The case will be marked "dismissed with prejudice" in our records, and will be over forever.
I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.
YOU MAY LOSE IMPORTANT RIGHTS IF YOUR CASE IS TERMINATED. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHER EYOU CAN GET LEGAL HELP.
Court Administrator
Second Floor-Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

By the Court,
Anthony J. Vardaro, J

Date: February 13, 1998
Feb. 13, 1998 Copies mailed by Court Administrator's Office

May 6, 1998 Order filed. AND NOW, this fourth day of May, 1998, written notice of the Court's intent to terminate the cases listed below having been given to the parties or their counsel of record, and further notice having been given to counsel and parties by publication of a "Notice of Intent to Terminate Cases" printed in the Crawford County Legal Journal on April 15, 1998, and no objection thereto haing been received by the Court from either party in the cases listed below, **all and each of the 245 cases listed below are hereby terminated and dismissed with prejudice.** A copy of this order shall be filed at each of the docket numbers listed below, but copies need not be given to or served upon the parties or their attorneys. Cases may be reinstated only in accordance with Crawford County Rule LJA 1901.

By the Court:
Gordon R. Miller, P.J.

(See original filed at A.D. 1997 - 702)

1990

Ferguson & Spataro
John F. Spataro

533

JOHN BIERMAN d/b/a
BIERMAN EXCAVATING

vs.

DENNIS & JANE BUBNA

Filed June 1, 1990
@ 3:07 P.M.

Tax & Entry Paid $50.25
Pro Arb Pd 12/13/99 15.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT OF ROBERT LEONHART

June 4, 1990 Proof of Service filed.

June 14, 1990, Complaint filed. 1 copy (atty)

Dec. 11, 1991, UPon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed: Nancy Sennett, Esq.
William Pineo
David Pickens

Jan. 17, 1992, arbitrators Take the Qualifying Oath.

Mar. 13, 1992 Notice of Hearing Before Board of Arbitrators filed.

Apr. 29, 1992 Answer, filed. 1 copy (atty)

Apr. 30, 1992 Decision of Arbitrators, filed. And now, the 30th day of April, 1992, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find in favor of the Defendants.
Nancy Sennett, Ch.
David Pickens
William Pineo

Apr. 30, 1992 copies of decision mailed to Defendant and put in Atty. Spataro's box.

534

6-7-90
Received
$21.00
Sheriff costs

Pd Sheriff
6-7-90
$21.00

KAREN ANNE MYERS

VS.

JAMES ALLEN SLAYTON

Filed June 1, 1990
@ 4:10 P.M.
Tax & Entry Pd 6-1-90 $50.50 ✓
Prothy Pd 6-1-90 9.00 ✓
Sheriff's costs 21.00.

PETITION FOR EMERGENY RELIEF UNDER PROTECTION
FROM ABUSE ACT

3 copies (sheriff)
1 copy (Plaintiff)

TEMPORARY ABUSE ORDER:

AND NOW, this 1st day of June, 1990, upon review of the petition fo Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions_____

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for Thursday, June 7, 1990, at 3:30 P.M. in Courtroom 1 or 2 of the Crawford County Courthouse.
The defendant is advised he may retain a lawyer to represent his at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
Gordon R. Miller, J

June 4, 1990 Sheriff's Return filed. SERVED James Allen Slayton personally on June 1, 1990 at 4:30 PM by handing copy of Protection From Abuse to him at Crawford County Jail, center Street, Meadville, PA
So answers, Howard N. Stewart, Sheriff

June 11, 1990 ORDER filed. AND NOW, June 7, 1990, at the time scheduled for hearing, the defendant appeared without counsel, was advised of his right to counsel of his own choice and the opportunity to obtain free counsel through Northwest Legal Services or the Crawford Co. Bar Assoc., and the defendant, after understanding his rights to counsel, agreed to proceed without counsel.

ACCORDINGLY, the defendant, while disputing the abuse allegations, is willing to have an Abuse Order entered against him and, therefore, we enter the following Order:

1. The defendant shall not assault, abuse, harass or threaten the plaintiff.

2. A copy of this Order shall be delivered to the Police Departments in the jurisdiction where the plaintiff resides and to County Control.

3. This Order shall remain in full force and effect for one year, until June 6, 1991.

4. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.

5. Costs in this matter shall be borne by the plaintiff as it appears that the defendant is not working and is currently in the Crawford County Jail.

By Order Of The Court,
Gordon R. Miller, Judge

June 15, 1990 Copy of Order to County Control, Plaintiff, Defendant.

1990

Shafer, Swick, Bailey
Irwin & Stack
James R. Irwin

535

DIANA L. SMITH

VS.

RICHARD O. SMITH

Filed June 4, 1990 @
9:37 a.m.

Tax & entry 50.50

PETITION FOR RELIEF UNDER THE PROTECTION FROM AUBSE ACT

ORDER: and now, this 4 th day of June, 1990, upon consideration of the within Petition it is hereby ordered, adjudged, and Decreed, that the above named Respondent shall refrain from abusing the Petitioner and other members of the household and further, that possession of the premises located at 437 Arch Street, is granted to the Petitioner to the exclusion of the Respondent, evicting him from said premises pending final hearing on the merits of this Petition.

A Rule is hereby granted on the Respondent to show cause why the foregoing Order should not be made final.

Rule Returnable and hearing on the 13th day of June, 1990, at 3:30 o'clock p.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsyvlania.

BY THE COURT:
Gordon R. Miller, J

1990

536

Jack, Kookogey &
Felton
Robert J. Felton

6/18/90 Rec'd $32.60
From Plaintiff

6/18/90 Paid $32.60 To
Howard Stewart, Sheriff
Ck # 5698

HEIDI L. MCINTYRE

vs.

TODD R. PETERSON, JR.

Filed June 4, 1990
@ 10:21 a.m.

Tax & entry Pd 6/18/90 50.50
Sheriff's Costs 32.60
Rec'd Pd 6/18/90 90.00

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

3 copies sheriff
1 copy plff

ORDER:

And now, this 4 day of June, 1990, upon review of the petition of Plaintiff, the Court entered the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.
2. Special Conditions: Def. will not go to Pl's residence for any purpose. Pl. shall have cusotdy of child until further order of Court.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Petition and this Order shall be made upon the defendant by a sheriff, constable, police officer or competent adult.
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.
7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000.00 and a jail sentence of up to six months.
8. The court reserves ruling on allocations of fees and costs.

Hearing is here by set for June 12, 1990, at 3:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain an lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF COURT,
P. Richard Thomas, J

June 5, 1990 Sheriff's Return filed. SERVED Todd R. Peterson, Jr. personally on June 4, 1990 at 1:55PM by handing copy of Protection From Abuse to him at place of employment, Serrins Auto Parts, 426 West Central Ave. Titusville, Crawford County, Pa.
So answers,
Robert M. Stevens, Dep. Sheriff
Howard N. Stewart, Sheriff

June 12, 1990 Motion For Continuance and Order filed. June 11, 1990, motion granted. Reset June 19, 90 at 3:30 p.m.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

June 15, 1990 Copies of order mailed to Robert Felton and Heidi McINtyre

1990

Elderkin, Martin, Kelly & Messina
Kenneth c. Vasil

537

Sears, Roebuck and Company

vs.

JOSEPH LABRUZZO

Filed June 4, 1990
@ 11:53 a.m.

Tax & entry pd	50.50
Sheriff's Costs	25.00
Pro Co Pd 6/25/90	9.00
Pro Co pd 11-25-97	6.00

COMPLAINT
1 copy sheriff

June 20, 1990 Sheriff's Return filed. SERVED Joseph Labruzzo personally on June 5, 1990 at 11:15 AM at his place of employment, Razzies, Chestnut Street, Meadville, Crawford County, PA.
So answers, Howard N. STewart, Sheriff

And Now, June 25, 1990 at 11:11 a.m., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of plaintiff and against the defendant in the sum of Three Thousand Seven Hundred Twenty Two and 60/100 Dollars plus interest from May 1990 at rate of 1.25% per month, plus costs.
Judgment entered
6/25/90
L - 94

DEBT - $3,722.60
INt. from may 1990
JUDGMENT
James F. Simmons,
Prothonotary

Nov 13, 1997 Upon praecipe of plaintiff attorney the above judgment is satisfied of record.

1990

538

PETITION FOR INVOLUNTARY TREATMENT

OF

Sharon C. KOUNOVSKY

Filed June 4, 1990
@ 1:17 p.m.

PETITION FOR INVOLUNTARY TREATMENT
MENTAL HEALTH PROCEDURES ACT OF 1976
(Section 304 and 305)

June 4, 1990 Report Of Mental Health Review Office, Recommendation and Order filed. AND NOW, this 1st of June, 1990, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a reveiw of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Sharon Kounovsky be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

BY THE COURT,
P. Richard Thomas

June 5, 1990 Copies of order put in Bruce Barrett and MH/MR box and copy mailed to WSH

Nov. 7, 1990, Petition for Involuntary Treatment filed.

Dec. 5, 1990 Report of Mental Health Review Officer and Order filed. AND NOW, this 5th of December, 1990, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Sharon Kounovsky be committed to Warren State HOspital for treatment for a period not to exceed 180 days.

BY THE COURT, P. Richard Thomas, S.J.

Dec. 7, 1990 copies of order to Bruce Barrett , W.S.H. aND MH/MR

June 3, 1991 Petition for Involuntary Treatment filed.

June 27, 1991 Report of Mental Health Review Officer and Order filed. AND NOW, this 26 of June, 1991, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Review Officer, it is hereby ORDERED and DIRECTED that the said Sharon Kounovsky be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

BY THE COURT, P. Richard Thomas, S. J.

June 28, 1991 copies to Atty. B.Barrett, W.S.H. and MH/MR

1990

Shafer, Swick, Bailey
Irwin & Stack
Paul D. Shafer, Jr

539

DOLLAR SAVINGS ASSOCIATION

vs.

ALAN L. MIERKE, PETER MIERKE, AND STEPHEN MIERKE

Filed June 5, 1990
@ 10:23 a.m.

Tax & entry paid	50.50
Sheriff's Costs	37.00
Pro Co Pd 7/17/90	- 9.00
Pro.Co. pd 11/28/95	5.00

COMPLAINT
3 copies (Sheriff)

June 29, 1990 Sheriff's Return filed. SERVED Alan L. Mierke personally, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA with a copy of Complaint on June 7, 1990 at 9:10 AM SERVED Peter Mierke, by handing copy of complaint to his authorized agent, Alan Mierke, signed acceptance of service attached, on June 7, 1990 at 9:12 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA
SERVED Stephen Mierke, by handing copy of Complaint to his authorized agent, Alan Mierke, signed acceptance of service attac attached, on June 7, 1990 at 9:11 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA
So answers, Carole Stefanucci, deputy Sheriff
Howard N. Stewart, Sheriff

And now, July 17, 1990, upon praecipe of plaintiff attorney, with notices and service attached, Judgment is hereby entered in favor of plaintiff and against the defendants, in the sum of Eighteen Thousand Five Hundred Forty-five and 65/100 Dollars, plus int. from July 1, 1989 and costs of suit.
M - 14, 134, 154
Judgment entered - 7/17/90 Debt - $18,545.65
Int. from 7/1/90
JUDGMENT
James F. Simmons,
Prothonotary

July 19, 1990, Notices of entry of judgment mailed to each defendant.

Ex 1990-75

Nov. 27, 1995 This Judgment Satisfied. (See paper filed.)

1990

Harry N. Sydor

540

Prather, Prather
& Pineo
Mark D. Prather

WARREN COUNTY HISTORICAL SOCIETY and ERNEST C. MILLER, Executive Director

vs.

JACOB and MARTHA YODER

Filed June 5, 1990
@ 11:37 A.M.

Tax & Entry Paid $50.~~25~~
Arb. pd. 8/22/91 15.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT

Issued (atty)

June 11, 1990 Proo fof Service Of NOtice Of Appeal filed.

June 25, 1990 Complaint in Civil Action filed.

July 5, 1990 Answer filed.

July 6, 1990 Affidavit Of Service filed. Before me, the undersigned authority, in and for said County and State, personally appeared Harry N. Sydor, Esquire, who, being duly sworn according to law, deposes and says that he caused to be served, by regular mail not returned, and certified mail, return receipt requested, receipt number P 136 504 225., hereto attached and marked as Exhibit A, a copy of the above captioned Complaint in Civil Action upon defendnats, Jacob and Martha Yoder, at R.D. #2, Box 334, Guys mills, PA 16327 on June 23, 1990.

Harry N. Sydor

Aug. 22, 1991 Upon praecipe of palintiff attorney, for reference to ARbitration, the following arbitrators are appointed: Robert Bailey, Ch.
William Gorman
~~Nancy Sennett~~ - John B. Brautigam

Sept. 12, 1991 Arbitrators Take theQualifying Oath.

Oct. 30, 1991 Upon praecipe of arbitrator, John B. Brautigam substituted for arbitrator Nancy Sennett.

Oct. 30, 1991, DECISION OF ARBITRATORS filed in which they find against plaintiff and in favor of defendant on plaintiff's complaint.

DECISION OF ARBITRATORS

Oct. 30, 1991 copies to plff and dft. attys.

1990

C. Barton Jones

541

TODD P. FLOCH

VS.

LORI S FLOCH

Filed June 5, 1990
@ 2:09 P.M.

Tax & Entry Paid $50.50
1 count paid 15.00
Pro Paid 6/26/90 (St.) 10.00
William Pineo, Mediator
Mediation Costs 92.00
9.00

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE, CUSTODY

June 25, 1990, Motion for Appointment of Master In Mediation of Custody and for Conference filed.

June 25, 1990, ORDER filed. AND NOW, this 22 day of June 1990, a Motion having been properly presented, the matter of Custody between the parties will be heard by WILLIAM PINEO, AS MEDIATION MASTER and to set a time for a Conference on the matter of the parties respective rights concerning their children Amber and Tasha and whichever parent then has said children in their custodial control shall produce said children for the Master at that time. Gordon R. Miller, J.
1 copy (atty)
1 copy (mediator)

Aug. 23, 1990 Temporary Order filed. AND NOW, this 22nd day of August, 1990, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor children.
2. The aprties shall share with each other any and all, information which each may have regarding the health, education, andthe major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.
3a. The father shall have primary phsyical custody of the subject minor children. It is understood that Mr. Floch's parent parent will be looking after the children when Mr. Floch is at work.
b. The mother shallhave temporary p hysical custody and avisitation each wednesday from 5:00 pm to 8:00 p.m. and each Saturday from 10:00 a.m. to 4:00 p.m. The father shall provide all transportation so long as the mother lives at the Quinter residence. Transportation may be renegotiated if either party moves.
c. The subject minor children shall have the right to telephone the aprent not having physical custody at reasonable times and for reasonable lengths of each and such conversations will not be unreasonably monitored by the aprent having physical custody.
4. HOlilday visitation shall be arranged as follows:
The mother shallhave visitation and temporary phsyical custody of her daughters each Christmas Easter, Thanksgiving, New Year's Day, and Mother's Day, from 10:00 a.m. to 4:00 p.m. on the temporary physical custody for the evening preceding each of the children's birthdays from 5:00 p.m. to 8:00 p.m. For Labor Day, Memorial Day, and Independance Day, the visitation periods shall be from 10:00 a.m. to 4:00 p.m. The mother shallhave visitation and temporary physical custody with her chidlren Labor Day, 1990, and for Memorial Day, 1991, and the father shallhave the children for visitation and temporary physical custody for Independence Day, 1991. The parties shall thereafter rotate the holidays.
5. Should it be necessary for either party to cancel or modify the visitations as set out in this Order or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the ncessity which impels the cancellation or modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellation or modification be necessary, the aprties shall attempt at once to arrange for alternatiave visits or to make alternative arrangements.
6. Each party shall teach said children to give to the other par ty that love and respect which is due a parent form his or her children.
7. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tabacco or permit others to do so in aclosed automobile in which the chidlren are being transported or in the bedroom of the children.
8. Any person transporting the chidlren shall make sure that the seat belts or other restraints are used in accordance with the law of Pennsylvania.
9. Neither party shall do or say anything to blakcen the character of the other in the children's estimation. Eahc party shall treat th eother in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.
10. The parties are gree to make additional or alternative arrangements respecting the custodial and visitaiton periods and are strongly encouraged to do so if that would be proper and convenient Said arrangements shall be by mutual consent only, in the absence of which this Order shall govern.
11. The mediator has noted fo rthe Court that the separation is still recnet and the situation is still in flux. Therefore, either party may request a review of this Order upon a substantial change in circumstances.
12. Costs and fees of this Mediation, which are fixed at $92.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
13. Either party may move the Court for a hearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Gordon R. Miller, J

Aug. 28, 1990 copy of order put in William Pineo's box and copies mailed to C. bArton Jones, Ruthanne Beighley, plaintiff and defendant.

Feb. 17, 1998 Important Notice and Court Order Notifying of Termination of Case as of April 24, 1998 if nothing is filed.

May 6, 1998 Order filed. Final Termination of Divorce Case. (See Paper filed.)
By The Court,
Gordon R. Miller, J
(See oriainal order filed at A.D. 1997 - 702)

542

1990

R. Charles Thomas

542

Theodore H. Watts

SHIRLEY MOSS, Executrix of the Estate of Morgan Hill

VS.

MARK HISSA and JANICE HISSA

Filed June 5, 1990 @ 2:14 P.M.

Tax & Entry paid $50.50 ✓
Sheriff's Costs 33.00
Exemplification pd 12/28/95 13.50 ✓
Pro Co pd 2/26/98 5.00 ✓

NON JURY TRIAL
SUMMONS IN CIVIL ACTION

Issued (Sheriff)

July 6, 1990 Writ Return filed. SERVED Mark Hissa and Janice Hissa each by Certified Mail on July 11, 1990 at their address 13140 Madison Road, Middlefield, OH 44062. The signed return receipts attached to return.
So answers, Howard N. STewart, SHeriff

Nov. 19, 1990 Complaint filed. (1 copy atty.)

Dec. 21, 1990 Appearance of Theodore H. Watts for defendant filed.

July 9, 1991 Answer To Plaintiff's Complaint filed.

Jul. 25, 1994 60-Day Notice forCompletion of Discovery, filed.

Jun. 20, 1995 Certificate of Readiness filed.

ON OCTOBER, 1995 Trial List

Aug. 11, 1995, Certificate of Readiness filed.

Oct. 23, 1995 ORDER filed. AND NOW, this 17th day of October, 1995, non-jury trials are hereby scheduled in the following cases on the dates and at the times set forth below: Shirley Moss, Executrix of the Estate of Morgan Hill VS. Mark Hissa and Janice Hissa, December 13, 1995 9:15 A.M., Courtroom #1 or 2.

Nov. 29,1995 Request for Pre-Trial Conference,filed.

Dec. 20, 1995 Order filed. AND NOW, December 13, 1995 at the time set for a non-jury trial in this matter, the case has been settled and it ordered and directed that upon consent of both parties, a judgment for general damages in the amount of $10,000, together with record court costs, is entered in favor of the Plaintiff and against the Defendant.
H-116
BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Dec. 21, 1995 Dist. to Thomas & Watts

Feb. 17, 1998 Upon praecipe of Plaintiff Attorney the above judgment is marked satisfied in full and is discharged of record.

1990

Stephen E. Hall
Allen and Hall

543

Dickie, McCamey & Chilcote
David S. Bloom

JIM KELTNER d/b/a
KELTNER EXCAVATING

VS.

MOHAWK AUTO SUPPLY

Filed June 5, 1990
@ 2:51 P.M.

Tax & entry paid $50.25
Pro Co pd 1-18-93 15.00
Pro Co Pd 11/30/93 5.00

JURY TRIAL DEMANDED

✓ NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT

✓ June 11, 1990 Proof of Service filed.

✓ June 26, 1990, Complaint filed.

✓ Aug. 24, 1990 MotionFor Leave To Amend Complaint and Order filed. AND NOW, August 24, 1990,upon consideration of the foregoing Motion, a rule is entered upon defnedant to show cause why the complaint should not be amended as set forth is the foregoing motion, Rule returnable October 1, 1990, at 11:00 o'clock, a.m., Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, PA. Service of this motion and order shall be made upon the Defendants by hand delivery or certified mail return receipt requested.
GordonR. Miller, J

Aug. 29, 1990 Copy of order put in Stephen Hall's box.

✓ Aug. 24, 1990 Amended Complaint

✓ Oct. 1, 1990 Affidavit of Service filed. Stephen E. Hall, Esq., being duly sworn according to law deposes and says as follows:
1. That he is attorney for Plaintiff in the above captioned action.
2. That on or about August 27, 1990, he caused to be mailed by Certified Mail to Defendants at their place of business Route 102, box 330, Meadville, PA 16335 by Certified Mail Return Receipt Requested a true and correct copy of Plaintiff's Motion for Leave to Amend Complaint, a true and correct copy of the original Complaint filed in this action and a true and correct copy of the Proposed Amended Complaint in this action along with a true and correct copy of the Order entered August 24, 1990 by Honorable Gordon R. Miller.
3. That in due course, th eundersigned received a return receipt card indicating said piece had been delivered on August 28, 1990; the return receipt card and receipt for Certified Mail are attached hereto.
Stephen E. Hall

7-2-93 Rec Arbitrators Refund #220.00
7-2-93 Rec'd Comm. Arbitrators refund Ck#7653 #220.00

✓ Oct. 3 , 1990, RE: MOTION FOR LEAVE TO AMEND COMPLAINT - ORDER filed. And Now, Oct. 1, 1990, at the time set for argument on permitting an amendment to the complaint, no one appears for the defendant, and accordingly, the Motion for Leave to File an Amended Complaint is granted.
BY ORDER OF THE COURT,
P. richard Thomas, S. J.

Oct. 4, 1990, copies to Atty. Hall and dft.

✓ Oct. 29, 1990 Appearance of Dickie, McCamey & Chilcote, P.C. BY David S. Bloom, Attorneys for Defendant filed.

JURY TRIAL DEMANDED

✓ Dec. 21, 1990, Answer and New Matter filed.

✓ Jan. 10, 1991 Reply to New Matter filed.

✓ May 28, 1991 Motion to CompelAnswers to Interrogatories and Request for Production of Documents Directed to the Plaintiff filed.

✓ May 28, 1991 Upon praeceip of defenant attorney, this case listed on June Argument list.

ON ARGUMENT LIST FOR JUNE 1991

✓ June 21, 1991 Motion To Remove Motion To Compel Answers To Interrogatories and Request For Production filed.

✓ Jan. 18, 1993 Upon praecipe of Plaintiff attorney to appoint Arbitrators, the following Arbitrators are appointed.
Emil Spadafore, Chr.
William Pineo
Lisa Youngs

✓ Jan. 28, 1993 Arbitrators take qualifying oath.

✓ June 2, 1993, DECISION OF THE ARBITRATORS filed in which they find for the plaintiff in the amount of $1,117.27 plus costs.
Decision entered
6/2/93
M - 186
DECISION OF ARBITRATORS
Barbara H. King,
Prothonotary

June 3, 1993, copies of decision dist. to Attys. Hall and Bloom.

✓ Jul. 2, 1993 Notice of Appeal from Award of Board of Arbitrators filed.

✓ Aug. 25, 1993 Certificate of Readiness filed.

✓ Sep. 27, 1993 Motion to Strike Certificate of Readiness and/or In the Alternative to Strike the Action From the October, 1993 Civil Trial List and ORDER OF COURT filed. AND NOW on this 27th day of September, 1993,upon argument and consideration of the Motion to Strike Certificate of Readiness and/or in the Alternative to Strike the Action from the October, 1993 Civil Trial List, it is hereby ORDERED, ADJUDGED, and DECREED that the same is denied.
Gordon R. Miller, J.

10-4-93 Copy of Order to Atty. Hall andAtty,Bloom.

Oct. 8, 1993 Defendant's Pretrial Statement filed.

Oc t. 8, 1993 Motion in Limine to Prohibit Testimony of Paul Fitch and James Hafer, filed.

Nov. 30, 1993, Upon praecipe of plaintiff attorney, the above captioned matter is hereby settled and discontinued of record.

1990

Donald E. Lewis

544

V. Kinnunen

BONNIE E. STEWART

VS.

CHRISTOPHER G. STEWART

Filed June 5, 1990
@ 3:26 P.M.

Tax & Entry Paid $50.50
State Pd 10/16/90 10.00
3 Add'l Counts
pd 6/25/91 45.00
Pro co Pd. 8/23/91 9.00
Waived 15.00

COMPLAINT IN DIVORCE

2 copies (atty)

June 21, 1991 Petition For Alimony Pendente LIte, Counsel Fees, Costs and Equitable Property Determination & Distribution and Order filed. AND NOW, this 21 day of June, 1991, upon presentation and consideration of the foregoing Petition, a Rule is entered upon the Respondent to show cuase, if any he has, why the prayer of the Petition should not be granted.
THIS RULE IS RETURNABLE ON the 10 day of July, 1991, at 1:30 o'clock p.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania. Hearing on Alimony p. l., costs & atty fees only will be heard.
2 copies atty.

BY THE COURT,
P. R Thomas, S.J.

JUly 17, 1991, ORDER filed. AND NOW, the hearing on alimony pendente lite, costs and attys fees scheduled for this date is, by agreement of the parties, continued generally to be rescheduled on motion of either party.

BY THE COURT,
Gordon R. MIller, p.J.

July 17, 1991, copies to B. Lindsay and V. Kinnunen attys.

Aug. 23, 1991, Affidavit of Consent of plaintiff filed.

Aug. 23, 1991, Affidavit of Consent of defendant filed.

Aug. 23, 1991, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Aug. 30, 1991 Upon praecipe of Plaintiff Attorney To Withdraw Collateral counts filed.

Order filed. Now, August 30, 1991 motion granted. GordonR. Miller, J
Sept. 3, 1991 Copies of order to Brian Linday and Victor Kinnunen

Aug. 30, 1991 **DIVORCE DECREE FILED.**

AND NOW, August 30, 1991, itis ordered and decreed that Bonnie E. Stewart, plaintiff, and Christopher G. Stewart, defendant, are divorced fromthe bonds ofmatirmony.

BY THE COURT,
GordonR. Mmiller, J

1990

Christopher Youngs

545

Joan D. Mason

DONNA M. RIGGS

vs.

RALPH W. RIGGS

Filed June 5, 1990
@ 4:12 p.m.

Tax & Entry Paid	$50.50
1 count paid	15.00
STATE Paid 9/12/90	10.00
2 counts pd 1-16-91	30.00
User fee pd 1-16-91	10.00
Pro Co pd 10-21-92	19.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

4 copies (atty)

June 8, 1990 Affidavit of Service filed: Christopher J. Youngs, hereby certifies that he is the Attorney for the Plaintiff Donna M. Riggs, in the within Action and that a copy of the Divorce Complaint was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, Ralph W. Riggs, at 343 Williamsfield Road, Jamestown, Pa 16134 on June 6, 1990 and was received by the Defendant on June 7, 1990. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A". I understand that false statements herein are made subject to the penalties of 18 Pa. C.S Section 4904 relating to unsworn falsification to authorities.

WATTS, PEPICELLI, YOUNGS & YOUNGS
Christopher J. Youngs,
Attorney for Plaintiff

Oct. 22, 1990, Affidavit of Consent of plaintiff filed.

Jan 16, 1991 Petition for Additional Remedies-Alimony, Alimony Pendente Lite, Counsel Fees, Costs, Expenses, and Spousal and Child Support filed.

Jan. 17, 1991 Plaintiff's Budget Statement filed.

Jan. 18, 1991 Motion For Hearing and Order filed. AND NOW, January 18, 1991, upon presentation foregoing Motion for Hearing, a hearing on Plaintiff's Petition for Additional Remedies shall be held on March 7, 1 991, at 3:00 o'clock a.m., Courtroom 1 or 2, Crawford County Courthouse, Meadville, PA.
Each par ty shall file an Income and expense Statement no later than three days prior to the h hearing.

BY THE COURT,
Gordon R. Miller, J

Jan. 21, 1991 Copies of order put in Christopher Youngs and Joan Mason's box.

Mar. 13, 1991 Income and Expense Statement of Defendant filed.

Sept. 9, 1991 Motion To Reschedule Hearing on Plaintiff's Petition For Additional Remedies Alimony, Alimony Pendente LIte, Counsel Fees, Costs, Expenses, and Spousal and Child Support and Order filed. AND NOW, September 9, 1991, upon presentation of the foregoing Motion for Hearing, a hearing on Plaintiff's Petiton for Additional Remedies - Alimony, Alimony Pendente Lite, Counsel Fees, Costs Expenses and Spousal and Child Support shall be held on October 4, 1991 at 3:00 o'clock p.m., Courtroom 1 or 2, crawford County Courthouse, Meadville, PA 16335

By the Court,
Gordon R. Miller, J

Sept. 11, 1991 Copies of order put in box for Atty's Youngs & Mason

Oct 11, 1991, on consideration of the various matters before the court regarding preliminary economic claims, the following order is entered:

1. The defendant is ordered to pay $150 per month Alimony Pendente Lite, effective october 10, 1991, and continuing for a period of six (6) months at which time the said Order shall terminate absent a further order of court.

2. The defendant is ordered to pay counsel fees in the sum of $500. It would appear from the record before this court that the sum of $500 was paid during the past year toward plaintiff's counsel fees and whatever sum has been paid will be credited, it being the intent of the Court that the entire counsel fee Order as of this time shall be $500 including whatever sums may have already been paid.

3. No Order is made for spousal or child support, child support having covered in a separate Domestic Relations Order and spousal support being supplanted by our present Order for Alimony Pendente Lite.

4. No Order for costs and expenses is made at this time, but in the event the plaintiff is required to expend funds for appraisals of the marital property, the Court would be inclined to require the defendant to pay one-half (½) of that sum. If such appraisals are needed and the parties cannot agree upon the payment for such services, then upon application to the Court, an further order will be made.

BY ORDER OF THE COURT,
Robert L. Walker, Senior Judge

Oct 15, 1991 Copies of order put in Attys. Mason and Youngs. boxes.

Apr. 1, 1992 MOTION FOR FURTHER ALIMONY PENDENTE LITE AND COUNSEL FEES and ORDER filed. ORDER: AND NOW, April 1, 1992, upon presentation of the foregoing Motion for Further Alimony Pendente Lite and Counsel Fees, a hearing on Plaintiff's requests is set fpr April 30, 1992, at 3:00 p.m. in Courtroom 2, Crawford County Courthouse, Meadville, Pa. Gordon R. Miller,P.J.
Apr. 7, 1992 copy in box for C. Youngs & J. Mason.

May 4, 1992 ORDER FILED. AND NOW, April 30, 1992 upon the agreement of the Plaintiff and the Defendant,the following order is entered:

1. The Defendant is ordered to pay $190 per month alimony pendente lite effective May 1, 1992 and continuing for a period of six (6) months, at which time this order shall terminate absent a further Order ofCourt. Monthly payments shall be made on or before the 15th day of each month.

2. The Defendant is ordered to pay counsel fees in the sum of $400 with an initial payment of $200 due on or before July 15, 1992. This shall not be a final disposition of the Plaintiff's claim for counsel fees. Said issue shall be reserved for final determination by the Master, if necessary.

3. The$190 monthly payments specified above shall be reduced to $100 monthly during any month in which the Plaintiff earns wages or salary.

4. This order shall terminate before the expiration of six months in the event the parties' family business known as the Shangri-La Campground in Jamestown, Pennsylvania is sold.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

May 4, 1992 copy of order to: Christopher J. Youngs, Esq. and Joan D. Mason, ESq.

Continued on Page 554B

546

1990

SHAFER, SWICK, BAILEY, IRWIN AND STACK
James R. Irwin

546

TERESA SHECKLER

VS.

ARTHUR SHECKLER

Filed June 6, 1990
@ 9:32 a.m.

Tax & Entry paid $50.50

PETITION FOR RELIEF UNDER THE PROTECTION FROM ABUSE ACT

1 copy (atty)

June 6, 1990 Order filed: AND NOW, this 6th day of June, 1990, upon consideration of the within Petition it is hereby Ordered, adjuded and decreed, that the above named Respondent shall refrain from abusing the Petitioner and other members of the household and further, that possession of the premises located at 645 Cullum Street, is granted to the Petitioner to the exclusion of the Respondent, evicting him from said premises pending final hearing on the merits of this Petition.

A Rule is hereby granted on the Respondent to show cause why the foregoing Order should not be made final.

Rule Returnable and hearing on the 14th day of June, 1990, at 3:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Gordon R. Miller, J.

June 7, 1990 Copies of order put in Atty. Irwin's box.

June 8, 1990, Affidavit of Service filed. I, Leroy Chaney, do hereby verify that I personally served a true and correct copy of the Protection from Abuse Order upon the defendant above named at Hunter Hill Rd,, Blue Trailer, Meadville, Pa. on the 6th day of June 1990, at 1:50 p.m., Dated: 1/6/90 Leroy Chaney, Constable

June 14, 1990 Consent To Entry Of Protection From Abuse Order filed.

June 14, 1990 Order filed. AND NOW, this 14 day of June, 1990, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED and DECREED that;

1. Defendant shall not assault, abuse, harass or threaten the Plaintiff or any other member of the household.
2. Defendnat shall refrain from entering onto Plaintiff's residence located at 645 Cullum Street, Meadville, Pennsylvania, without Plaintiff's express knowledge and consent.
3. This Order may be enforced without a warrant of arrest by any Law Enforcement Officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the Police Department in the jurisdiction where the Plaintiff resides and to County Control.
5. Both parties are reminded that this is an Order of Court and violation of this Order may be punishable by a fine up to $1,000.00 and imprisionment in the Crawford County Jail for up to six months.
6. This Order shall remain in full force and effect until modified or terminated by further Order of Court and in no event shall extend beyond one year from this date.

BY THE COURT,
P. Richard Thomas, J

June 19, 1990 Copies of order put in James Irwin and County Control's box.

547

DONNA J. BUCKLEY

VS.

KEVIN L. ROSS

Filed June 6, 1990
@ 3:49 P.M.

Sheriff's Costs 21.00

PETITION FOR EMERGENCY RELIEF
UNDER PROTECTION FROM ABUSE ACT

1 copy (Plaintiff)
3 copies (Sheriff)

TEMPORARY ABUSE ORDER:

AND NOW, THIS ¢ DAY OF June, 1990, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendant must vacate the premises immediately. Pl. is given exclusive custody of the child until further order of court.

3. This Orde may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Order shall be made upon the Defendant by a Sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for June 13, 1990 at 9:30 A.M., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
P. Richard Thomas, J.

June 8, 1990 Sheriff's REturn filed. SERVED Kevin L. Ross personally on June 7, 1990 at 10:00 a.m. by handing copy of Protection From Abuse to him at residence, 1317 Park Avenue, Meadville, Crawford County, PA.
So answers,
Robert M. STevens, deputy SHeriff
Edgard D. Householder, Chief Deputy
Howard N. STewart, SHeriff

June 15, 1990 Order filed. and now, June 13, 1990, th ematter is before the Court and the parties apear without counsel. The defendant generally admits the allegations of the petition, but has the usual complaints about the plaintiff regarding her sloppy housekeeping and her mistreatment of him. Under any circumstances, he consents to an Abuse Order.

The main issue to be resolved between the parties involved is the minor child and a dog belonging to the defendant. ACCORDINGLY, the Court hereby directs that the defendant not assault, abuse, harass, or threaten the plaintiff or the minor child Courtnie in any manner. The defendant will not go to the premises of the plaintiff for any purposes unless he is specifically invited to do so by the plaintiff.

The defendant left his dog at the plaintiff's residence and agrees that he will pick up the dog at 2:00 p.m., June 13, 1990. The parties mutually agree it is in the best interest of the minor child Courtnie (age one and one-half) that the father have visits with said child. The difficulty is that the father's preent residence where he is temporaryily residing with his sister has had the gas and water shut off for non-payment of bills. The Court is concerned that lengthy period of stays at the sister's house under these conditions is not in the best interest of the child. The defendnat postulates he could have visits with the child at his father's house in Saegertown, but he has no transportation.

ACCORDINGLY, the father may see the child at the residence of the mother at 1317 Park ha AVenue for a period of one and one-half hours between the hours of 1:00 p.m. and 2:30 p.m. each Sunday, Monday and Tuesday. The father shallnot have consumed alcoholic beverages for a period of at least eight (8) hours before said visits and may not consume alcoholic beverages during said visits.

If the father secures different living arrangements or if the problem at the sister's home is corrected by haivng hear and water in the home, the father's visits may be expanded on Sunday, Monday and Tuesday from 11:30 a.m. until 5:30 p.m. These extended visits will be subject to the same non-alcoholic conditions ad noted above.

The defendant postulates he has a drinking problem and the Court this date advised him of the availability of drug and alcohol counseling at the Center.

This Order shall remain in force and effect for a period of one (1) year.

Any Police Officer having reasonable grounds to believe that the defendant has assaulted, harassed or made threats to harm the plaintiff in any way may arrest the defendant on probable cause, lodge him in the County Jail and notify the Court that an immediate contempt hearing is necessary.

The County is directed to pay the costs in this case.

BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

June 19, 1990 Copies of order mailed to Plaintiff and defendant and copy put in County Control's box.

548

1990

BUKAC AND TOOMEY
Terry Toomey

548

SHAFER, SWICK, BAILEY,
IRWIN & STACK
James R. Irwin

Joseph J. D'Alba

BRIAN DEAN WHITNEY

VS.

PATRICIA ELAINE WHITNEY

Filed June 7, 1990 @
11:31 A.M.

Tax & Entry paid $50.50 ✓
State Pd 6/26/90 $10.00
1 Count Pd 8/17/90 15.00
State Pd 8/17/90 5.00
Pro Co pd 9/16/91 9.00
State

COMPLAINT IN DIVORCE

1 copy (atty)

July 9, 1990 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin, Esq. for Defendant filed.

August 17, 1990 Petition for Additiona l Remedies and Order filed (1 copy mediator, 1 copy- atty.)
ORDER: You, Patricia Elaine Whitney, Defendant, have been sued in Court to obtain custody of the children: Ryan Christopher Whitney.

You are ordered to appear in person for a conference at such time and place as may be set by William Pineo, Child Custody Mediator.

If you fail to appear as provided by this Order, an Order for custody may be entered against you or the court may issue a warrant for you arrest.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Crawford County Bar Association,
Service to the Public Committee c/o Prothonotary
Courthouse, Meadville, Pa. 16335 Telephone 724-4636

By The Court,
Date: August 17, 1990 Gordon R. Miller, J.

Aug. 21, 1990 Acceptance of Service of Petition for Additional Remedies filed.

Nov 14, 1990 Stipulation and Order filed: AND NOW, this 14th day of Nov., 1990, upon Stipulation by the parties to the entry of this Order of Court,

IT IS HEREBY ORDERED AND DECREED that:

1. The parties shall share legal and physical custody of Ryan Christopher Whitney, born July 10, 1984.
2. The parties shall share with each other any and all information which each may have regarding the health, education and major events in the life of the subject minor child. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor child.
3. Primary physical custody of Ryan Christopher Whitney shall be with the Defendant mother commencing one full week prior to the first day of school of each school year and ending at 10:00 a.m. on the first Saturday following the last day of school of each school year.
4. The Plaintiff father shall have primary physical custody of the minor child commencing 10:00 a.m. on the first Saturday following the last day of each school year and ending at 10:00 a.m. on the seventh day prior to the inception of the next school year.
5. The Plainiff father shall be entitled to visitation periods with the minor child during the school year on each of the first three weekends of each months commencing Saturdays at noon and ending Sunday evenings at 6:00 p.m.
6. During the father's summer custodial period, the Defendant mother shall be entitled to visitation periods with the minor child on each of the first three weekends of each month commencing at 4:00 p.m. Friday afternoons and terminating on Sunday evenings at 6:00 p.m.
7. Custody of the minor child during major holidays, defined as Thanksgiving, Christmas, Easter, Memorial Day, Fourth of July, Ryan's Birthday and Labor Day, shall be alternated with the Plaintiff father having custody of Ryan for the Thanksgiving holiday 1990 and each holiday alternated between the parties thereafter.
   a. Christmas holiday visitation shall commence at 9:00 p.m., on Christmas Eve and end at 9:00 p.m. on Christmas Day. The party not having custody of Ryan on Christmas shall be entitled to visit with the child from 9:00 a.m. to 9:00 p.m. on December 24.
   b. The Thanksgiving holiday shall commence at 9:00 a.m. and terminate at 9:00 p.m. on Thanksgiving Day.
   c. The Easter Holiday shall commence at 9:00 p.m. on the Saturday before Easter and terminate at 9:00 p.m. on Easter Sunday.
   d. The Fourth of July holiday begin at 9:00 a.m. and end at 11:00 p.m. on the 4th of July.
   e. All other holiday visiations shall commence at 9:00 a.m. and terminate at 9:00 p.m. on the same day.
8. Ryan shall spend each Father's Day holiday with his father from 9:00 a.m. until 9:00 p.m. and each Mother's day with his mother during these same hours.
9. The parties shall share equally the responsibility for transportation with the party receiving the child to his or her custody picking up the child at the home of the other unless other arrangements are made.
10. Should it be necessary for either of theparties to cancel or modify the visitations as set forth in this Order, or as previously arranged, the party seeking cancellation or modification shall notify the other party as soon as he or she knows of the necessity which impels the cancelation or modification. Said modifications or cancellations shall not be proposed except for goof reason. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
11. Each of the parties shall teach Ryan to give to the other party that love and respect which is due a parent from his or her child.
12. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor child. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco nor permit others to do so in a closed automobile in which the child is being transported or in the bedroom of the child.
13. Any person transporting the child shall make sure that the seatbelts or other restraints are used in accordance with the laws of Pennsylvania.
14. Neither parent shall do or say anything to blacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when in the child's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation.
15. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encouraged to do so if that would be proper and convenient. Said arrangements shall be made by mutual consent only, in the absence of which this Order of Court shall govern.

BY THE COURT,
Robert L. Walker, S.J.

Nov 20, 1990 Copies of order put in Attys. Irwin and Toomey's boxes.

Mar. 21, 1991 Appearance of Josep h J. D'Alba, attorney for defendant filed.

or as previously

Continued on page 548 A

Brian Dean Whitney

vs.

Patricia Elaine Whitney

Record continued from page 548

of record

A.D. 1990 - 548

****

June 19, 1991 Application For Special Relief and Order filed. 6/19/91 Application ordered filed.
PRT.

June 19, 1991 Copies put in box of Atty. Toomey and copy mailed to Atty. D'Alba

June 19, 1991 Petition For Civil Contempt and Order filed. Legal proceeding have been brought against you alleging you have wilfully disobeyed an Order of Court for Custody and Visitation.
If you wish to defend against the claim set forthin the following pages, you may but are not required to file in writing with the Court your defenses or objections.
Whether or not you file in writing with the Court your defenses or objections, you must appear in person in Court on June 27, 1991 at 1:30 p.m. in Courtroom No. 2 at the Crawford County Courthouse, Meadville, Pennsylvania.
IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.
If the Court finds that you have wilfully failed to comply with its order for Custody and visitation, you may be found to be in contempt of court and committed to jail, fined, or both.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Crawford County Bar Association
Service to the PUblic Committee
c/o Prothonotary
Courthouse
Meadville, Pennsylvania 16335
Telephone 724 - 4636

Date: 6/19 91

BY THE COURT:
S.J., P R Thomas

June 20, 1991 Copy put in box of Atty. Toomey and copy mailed to Atty. D'Alba

June 26, 1991 Motion for Leave to Withdraw Petition for Contempt and Order filed: AND NOW, this 26 day of June, 1991, upon Motion to Withdraw, and after consideration thereof, it is hereby ORDERED AND DIRECTED that Plaintiff is granted leave to withdraw his Application for Special Relief and Petition for Civil Contempt and the Hearing previously scheduled for June 27, 1991 at 1:30 p.m. in Courtroom Two of the Crawford County Courthouse is hereby CANCELLED.

BY THE COURT,
P. Richard Thomas, S.J.

July 1, 1991 Copies of order put in Atty. Toomey's box and mailed to Atty. D'Alba.

Aug. 28, 1991 Affidavit of Consent of plaintiff filed.

Sept. 12, 1991 Affidavit of Consent of defendant filed.

sept. 13, 1991 Upon praecipe of Plaintiff Attorney Under §201(c) of the Divorce Code, this case moved to court.

Sept. 17, 1991 **DECREE IN DIVORCE FILED.**

AND NOW, this 17th day of September, 1991, it is hereby ORDERED, ADJUDGED and DECREED that the marriage heretofore existing between BRIAN DEAN WHITNEY and PATRICIA ELAINE WHITNEY is hereby dissolved and all legal duties, rights, and claims of either ofthe parties to the other in pursuant of said marriage are hereby terminated.

BY THE COURT,
Gordon R. Miller, J

548
-B-

1990

1990

549

DARLENE M. BRENOT

vs.

DAVID A. BRENOT

Filed June 7, 1990
@ 2:21 P.M.
Sheriff's costs $21.00

Tax and Entry Pd 7/27/90 50.50
Pro. Pd 7/27/90 9.00

7/27/90 Recd $21.00 From DEFENDANT

7/30/90 Paid $21.00 To Howard Stewart, Sheriff Ck# 5763

PETITION FOR EMERGENCY RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plaintiff)
3 copies (sheriff)

Temporary Abuse Order:

And now, this 7 day of Juane, 1990, upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The Defendant shall not assault, abuse, harass or threaten the plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendant may not go the wife's residence at 217 Walker Dr. Plaintiff shall have exclusive Custody of children until further order of court.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.

4. A copy of this Order shall be delivered to the police departments in the jurisdiction where the Plaintiff resides and to County Control.

5. Service of a copy of the Petition and this Orde shall be made upon the Defendant by a sheriff, constable, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine up to $1,000 and a jail sentence of up to six months.

8. The court reserves ruling on allocation of fees and costs.

Hearing is hereby set for June 14, 1990, at 3:00 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not required to do so.

BY ORDER OF THE COURT,
P. Richard Thomas, J

June 12, 1990 Sheriff's Return filed. SERVED David A. Brenot personally on June 11, 1990 at 8:25 AM by handing copy of Protection From Abuse to him at Sheriff's Office, Crawford County Courthouse, Meadville, PA 16335

So answers,

Robert M. Stevens, Deputy Sheriff
Howard N. Stewart, Sheriff

June 15, 1990 ORDER filed. AND NOW, June 14, 1990, at the time set for hearing, the parties appear without counsel. The Defendant admits the allegations of the petition, and accordingly, the Court enters and Order directing that the Defendant not threaten assault or harass the Plaintiff in any fashion. The Defendant may not go to the residence of the plaintiff for any purpose except for the purpose of picking up the children for visits as hereafter noted.

The parties mutually agree the father should have visitation with the three (3) minor children and have them in his custody every Saturday from 9:00 am. until Sunday at 9:45 a.m. when he will deliver them to the church where the mother attends.

The father shall see that the children have adequate sleeping arrangements in a proper place for the overnight visits.

The Defendant has a box of clothes remaining at the house and for the first visit, the Plaintiff shall arrange to deliver the box to the Defendant when he picks up the children.

Any police officer having reasonable grounds to believe that the Defendant has violated the abuse terms of this Order may apprehend the Defendant without warrant, lodge him in the Crawford County Jail and request an immediate contempt hearing of the Common Pleas Court.

The Defendant shall pay the costs of his proceeding within forty-five (45) days of the time they are billed to him by the Prothonotary's Office at Post Office Box 328, Meadville, PA. 16335.

By Order Of The Court,
P. Richard Thomas, P.J.

June 19, 1990 Copy of Order to County Control, Plaintiff, Defendant.

550

1990

Mary Ann Kirkpatrick

550

GAYLE MARLENE FUHRMAN

vs.

KENNETH CLIFFORD FUHRMAN

Filed June 8, 1990
@ 9:19 A.M.

Tax & Entry paid $50.50 ✓
State Pd 9/26/90 10.00 ✓
1 count Pd 10/22/90 15.00 ✓
State Pd 10/22/90 5.00 ✓
Pro Co Pd 4/22/91 9.00 ✓

COMPLAINT IN DIVORCE

2 copies (Atty)

June 13, 1990 Affidavit Of Service filed. And Now, June 11, 1990, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Gayle Marlene Fuhrman, Plaintiff in the above-c aptioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P276 618 205; postmarked June 8, 1990, to the last known address of the defendnat, Kenneth Clifford Fuhrman, R.D. #3, Box 16, Cambridge Springs, PA 16403.
3. That the Defendnat, Kenneth Clifford Fuhrman, on June 9, 1990 personally signed ther eturn receipt card which was affixed to the Complaint in the above-matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against Defendnat is therefore effected in accordance with Pennsylvania Rule sof Civil Procedure.
Lisa M. Sherretts

Oct. 16, 1990, Petition for Equitable Distribution filed.

Jan. 23, 1991, Affidavit of Consent of defendant filed.

Mar. 19, 1991 Affidavit of Consent of Plaintiff filed.

Apr. 12, 1991 Affidavit of Service filed. And Now, April 12, 1991, comes Lisa M. Sherretts being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Gayle Marlene Fuhrman, Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a Petition for Equitable Distribution to be served by regular mail on October 16, 1990.
3. That on information furnished her by the Plaintiff, she caused a certified copy of the Petition for Equitable Distribution, Memorandum of Agreement as to Divorce, Equitable Distribution, Alimony, Counsel Fees, Child Custody, Support and visitation and a copy of the Praecipe for Review with Proposed Decree and the confirmed ocpies of Plaintiff and Defendant's Affidavits of Consent to Divorce to be served by Certified Mail on March 29, 1991 and again on April 11, 1991; by certified mail article numbers: P 398 123 133 and P 398 123 141; postmarked March 26, 1991 and April 5, 1991, to the last known address of the defendant, Kenneth Clifford Fuhrman of R.D. #3, Box 16, Cambridge Springs, PA 16403.
4. That the defnednat Kenneth Clifford Fuhrman's Authorized Agent by Addressee (Authorization on file with the postmaster of Cambridge Springs) on March 29, 1991 and april 11, 1991 signed the return reciept cards which were affixed to the abovedescribed documents and which are attached hereto.
Lisa M. Sherretts

Apr. 11, 1991 Memorandum of Agreement as to Divorce, Equitable Distribution, Alimony, Counsel Fees, child Custody Support and Visitation filed.

Apr. 19, 1991 Affidavit of Service filed. Susan C. Reese, being duly sworn according to law, deposes and sets forth as follows:
1. That she is a competent adult.
2. That on information furnished her, she served a certified copy of Petition for Equitable distirbution, Memorandum of Agreement as to Divorce, Equitable Distribution, Alimony, Counsel Fees, Child Custody, Support and visitation and a copy of the Praecipe for Review with Proposed Decree, and confirmed copies of Plaintiff and Defendant's Affidavit of Consnet to Divorce in the above-matter upon Kenneth clifford Fuhrman, at 10:45 O'clock a.m., on April 16, 1991, at General Electric 2901 East Lake Road, ERie, PA.
3. That costs incured for this service were as follows:

a.) Service	$25.00
b.) Mileage	$14.00
Total	$39.00

Susan C. Reese

Apr. 22, 1991, Upon praecipe of plaintiff attorney for review Under Section 201(c) of the divorce code, this case moved to court.

May 1, 1991 **PROPOSED DECREE IN DIVORCE FILED.**

And Now, May 1, 1991, pursuant to the Pennsylvania Rules of Civil Procedure and the Divorce Code, 23 P.S. 1 et seq., the Court enters the following Order, Adjudication and Decree:
1. Gayle Marlene Fuhrman and Kenneth Clifford Fuhrman are hereby divorced from the bonds of matrimony pursuant to §201(c) of the Divorce Code.
2. Wife shall immediately sign a Quit-Claim Deed conveying to Husband all her right, title and interest in the parties' home located at R.D. 33, Box, 16, Cambridge Springs, Pennsylvania, except that Wife shall retain one-half the oil, gas & mineral rights in said property.
3. Husband shall immediately pay to Wife the sum of $30,000.00.

BY The Court:
Gordon R. Miller, J