CRAWFORD COUNTY

APPEARANCE DOCKET

BOOK 300
Vol. 1

JAN 1995

PIRRELLO ENTEPRISES INC.
Scanned June 2017

1995

John P. Gagliotti	ANTHONY DUPONT	APPEAL OF PLAINTIFF FROM DECISION OF DISTRICT JUSTICE HUBERT E. VOGAN
1.	vs.	Jan. 19,1995 Complaint filed. (2 copies Atty.) Feb. 3, 1995 Answer, New Matter and Counterclaim, filed. Mar. 2, 1995 Plaintiff's Reply to Defendant's New Matter and Answer to Counterclaim, filed.
Shafer, Swick, Bailey, Irwin, Stack & Millin John C. Swick	BRIAN LLOYD	
	Filed December 30, 1994 @ 2:43 PM	
	Tax & entry paid 50.25 User's Fee paid 5.00	

2

1995

Christopher D. Ferry 2. Peters, Lindsay, Lewis & Hatheway Brian J. Lindsay	WILLIAM R. NELSON and NANCY S. NELSON vs. D & R EXCAVATING & CONSTRUCTION, INC. a corporation Filed December 30, 1994 @ 3:13 PM Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff's Costs 30.00	COMPLAINT IN CIVIL ACTION 1 copy Sheriff Jan. 12, 1995 Sheriff's Return filed. SERVED D & R Excavating & Construction, Inc., on January 11, 1995 at 2:45 PM by handing a copy of the Complaint to Doris Longo, Wife of David Longo, Owner, at R.D. #2, Box 330, Conneautville, Crawford County, PA. So answers, Shawn E. Ashbaugh, Deputy Sheriff Robert M. Stevens, Sheriff Apr. 3, 1995 Answer to Complaint in Civil Action filed.

1995

Christopher D. Ferry
Richard P. Gilmore

3.

Marsh, Spaeder, Baur,
Spaeder & Schaaf
James E. Marsh, Jr.
Kurt L. Sundberg

James R.Fryling

JAMES W. VANMETER and CORINNE E. VAN METER, husband and wife, and BRIAN C. HEPLER, an individual

vs.

WILLIAM L. KINDLER and SUSAN K. KINDLER, husband and wife

Filed December 30, 1994
@ 3:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00

ACTION FOR DECLARATORY JUDGMENT
2 copies Sheriff

Jan. 25, 1995 Sheriff's Return filed. SERVED William L. Kindler on January 24, 1995 at 10:51 AM by handing a copy of the Action for Declaratory Judgment to Susan Kindler, his Wife, at the residence, R.D. #2, Cambridge Springs, Crawford County, PA. SERVED Susan K. Kindler personally on January 24, 1995 at 10:50 AM by handing a copy of the Action for Declaratory Judgment to her at the residence, R.D. #2, Cambridge Springs, Crawford County, PA.
so answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 13, 1995 Answer, New Matter and Counterclaim filed.

Feb 27, 1995 Reply to New Matter and Counterclaim, filed.

Feab. 27, 1995 Certificate of Readiness for Trial, filed.

ON TRIAL LIST FOR April 1995

March 8, 1995 Motion for Settlement Conference and ORDER filed. AND NOW, this 6 day of March, 1995, it is hereby ordered that a settlement conference is scheduled before the Honorable P. Richard Thomas, S. J. on March 27, 1995, in Courtroom 3 (or Chambers) at 3:30 o'clock. p.m.

Anthony J. Vardaro, J.

March 8, 1995 Order FAXED Attys. Ferry, Marsh, Sundberg; copy mailed Gilmore.

Mar. 14, 1995 Motion To Strike Certificate of Readiness and Motion for Continuance filed.

Mar. 27, 1995 Order filed. AND NOW, March 14, 1995, upon consideration of the defendant's motion to strike the certificate of readiness and mtoion for continuance it is ordered as follow:
1. The certificate of readiness for trial is not stricken.
2. This nonjury trial shall take place on the 8th day of June, 1995 at 9:15 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse. The Court will devote one day to try this case since the attorneys have indicated that the case may be tried in one day.
3. All discovery in thismatter shall be ocmpleted by May 15, 1995.
4. The pretrial settlement conference heretofore scheduled is hereby continued. The settlement conference shall not be held onthe 19th day of May, 1995 at 2:30 o'clock p.m. in courtroom No. 1 or 2 of the Crawford County Courthouse.

BY THE COURT,
Gordon R. Miller, J

Mar. 27, 1995 Faxed Sundberg, & Ferry mailed Gilmore

May 11, 1995, notice of deposition of James W. and Corinne E. VanMeter filed.

May 23, 1995 ORDER filed. AND NOW, May 19, 1995, after a settlement conference held before the undersigned Judge it is ordered as follows:
1. Counsel for the parties shall meet with each other at least on one occasion and make an honest good faith effort to settle this case in a manner that would permit the plaintiffs to consummate the sale to Hepler and, hopefully, settle the dispute as to the remaining land.
2. A pre-trial conference is hereby set before the Honorable Anthony J. Vardaro on the 1st day of June, 1995 at 3:30 o'clock p.m.
3. Pre-trial narratives shall be filed with the Prothonotary no later than May 30, 1995.

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

May 23, 1995 Faxed Ferry & Marsh, mailed Gilmore

May 30, 1995 Defendants' Pretrial Narrative Statement, filed.

May 30, 1995 Pretrial Narrative filed on behalf of James W. & Corinne E. Van Meter, filed.

Jun. 5, 1995 Reply to Motion in Limine, filed.

Jun. 7, 1995 Memorandum and Order filed. ORDER. AND NOW, June 7, 1995, the Defendants' motion in limine is granted in part and denied in part consistent with the foregoing Memorandum.

BY THE COURT:
Anthony J.Vardaro, J.

6-7-95 dist. by Ct.

Jun. 8, 1995 Trial Memorandum filed.

Jun. 19, 1995 Suggested Findings of Fact and Conclusions of Law, filed.

Nov.22, 1995 Motion in Limine, filed.

Nov.22, 1995 Adjudication and Decree Nisi,Statement of the Issues and DECREE NISI filed. AND NOW, November 21, 1995, it is ordered and decreed that the Defendants have no right of first refusal with respect to Parcel No. 2207-11-1 and have waived their right of first refusal with respect to any portion of ParcelNo. 2207-9-1 and therefore with respect to the agreement of sale of April 20, 1994 (Defendants Exhibit "6").
With respect to Defendants' Exhibit "7", the Defendants do have a right of rist refusal in Parcel No. 2207-5 to the extent of the 150' by 613.14' parcel and with respect to any portion of the lake onParcel No. 2207-5 and therefore, while the Defendants are not entitled to specific performance with respect to the contract of May 31, 1994 the Plaitniffs are specifically prohibited by this order from completing the transaction contemplated by the agreement of May 31, 1994 (Defendants' Exhibit "7") unless and until they have satisfied theDefendants' first right of refusal with respect to the 150' by 613.14' portion of Parcel No. 2207-5 and the portion of the lake located onParcel No. 2207-5.

Continued to Page 493

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1995

4.

TINA M. CATALANO

vs.

RICHARD A. BROWN

Filed December 30, 1994
@ 3:45 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	$25.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed Saegertown, PD

ORDER:

And now, this 30th day of December , 19 94 , 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 contact Plaintiff. he shall not go to Plaintiffs residence or place of 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 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 or 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 the January 9, 1995 , 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,
Gordon R. Miller, J

Jan. 3, 1995 Sheriff's Return filed. SERVED Richard A.Brown personally on December 31, 1994 at 11:00 AM by handing a copyof the Protection from Abuse to him at District Justice Robert Leonhart's Office, [illegible] Venango Avenue, Cambridge Springs,Crawford County,PA.

So answers,

Randolph J. Detzel, Constable
Robert M. Stevens, Sheriff

Jan. 10, 1995 ORDER, filed. AND NOW, January 9, 1995 the parties appeared in court and the Defendant agareed that an order could be entered agaisnt him. Therefore, it is ORDERED as follows:

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

2. The Defendant shall not contact the Plaintiff in any way. He shall not go to her residence or place of work. In the event that the Plaintiff receives mail sent to her address addressed to the Defendant, she shall not open it and she shall make the necessary arrangements to forward that mail to the Defendant's residence. At the moment, his mailing address is Box 682, Meadville, PA 16335.

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 shalll be delivered to the Defendant at the box listed above by regular mail; the Pennsylvania State Police at Meadville; and to County Control.

5. This order shall remain in full force and effect for 1 year from this date; that is, until January 8, 1996, unless modified or terminated by further order of Court.

6. The Defendant is reminded that this is an order of court and violation fo this order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.

7. Since the Defendant is receiving public assistance and cannot work because of a medical condition, costs are waived and shall be paid by Crawford County.

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

Jan. 10, 1995 Faxed MCPD & Co Control, copies dist to Plf. & Dft.

1995

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

5.
R. Charles Thomas

12-30-94 Pd from plff
med Fee 150.00

3-21-95 Pd Clk #9037 150.00

10-11-95 Rec from plff
med Fee 150.00

12-15-95 Pd Clk #9625 141.00

DAVID A. LONGO

vs.

TAMMY LOU MALLIARD

Filed December 30, 1994
@ 3:45 PM

Tax & entry paid	50.50
User's Fee paid	5.00
John Spataro, Mediator	150.00
Pro Co Pd 12-15-95	9.00
Pro Co pd 7-19-95	9.00

COMPLAINT FOR CHILD CUSTODY
Faxed Lindsay & Spataro

You, TAMMY LOU MALLIARD, Defendant, have been sued in court to obtain custody, partial custody or vistiation of the child: CARRIE LYNN MALLIARD

You are ordered to appear in person at such time and place as will be determined by the Mediator, John Spataro, 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 mayissue a warrant for your arrest.

YOU SHOULD TAKE THIS PAPER TOYOUR 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
*14/336/1151, ext. 298

12/29/94

BY THE COURT,
Gordon R. Miller, J

Jan. 31, 1995 TEMPORARY ORDER, filed. AND NOW, this 30th day of January, 1995, 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, Carrie Lynn Malliard born on December 17, 1985.

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 the child, Carrie Lynn Malliard, will remain with the mother, subject to the followingvisitation rights of the father:

a) Father shall have the right to take the child into his care and custody every other Saturday, January 29, 1995 from 10:00 a.m. until 5:00 p.m.

b) Commencing with the first Saturday in April, 1995, the father shall be entitled to take the child into his care and custody every other Saturday beginning at 10:00 a.m. and concluding on Sunday at 5:00 p.m.

c) The father shall have the right to take the child into his care and custody for a two week continuous period of time during the summer months, commencing with the summer of 1995. This period of extended two week summer visitation shall be during a two week period agareed upon by and between the parties. In the event that the parties are unable to reach an agareement with respect to this two week period of continuous visitation, then in that event the two week period of visitation shall commence with the first Sunday following the last day of school prior to the commencement of the summer vacation and will conclude two weeks thereafter. During this extended period of visitation, mother shall have the right to take the child into her care and custody on the first Sunday following the commencement of this two week period of extended visitation from 5:00 p.m. until 7:30 p.m. Additionally, the mother shall be entitled to telephone the child twice per week and speak with the child for a reasonaable length of time. Such conversation shall not be monitored by the father.

d) Father shall not telephone the child during periods of time when the child is in the care and custody of the mother, although the child shall have the right to telephone the father or the mother, when she is in the others care and custody at reasonable times and for reasonable lengths of time and such conversations will not be monitored by the party having physical custody.

e) The father shall have the right to take the child into his care and custody on the child's birthday beginning at 6:30 p.m. and concludign at 8:00 p.m.

4) Holiday visitation shall be arranged as follows:

a. Christmas; The child shall spend Christmas Eve and Christmas day with her mother. The father shall be entitled to take the child into his care and custody on December 26 of each year commencing at 10:00 a.m. and concluding at 8:00 p.m.

b. Thanksgiving; The parties shall alternate the Thanksgiving holiday, with the mother having the care and custody of the child for Thanksgiving in 1995 and the father to have the child in his care and custody for Thanksgiving in 1996, with the parties to alternate the Thanksgiving holiday thereafter.

c. Easter; The child shall be in the care and custody of the mother for Easter Sunday.

d. The provisions f this paragraph relating to holiday visitation shall take precedence over the provisions relating to primary and partial custody.

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 shallnotify 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 pick up and deliver the child by meeting at a location to be determined by and between the parties, which location shall be at the Downtown Mall in Meadville, Pennsylvania. The court does not specify where at the Downtown Mall the parties will make the exchange and will leave it up to the parties to select an appropriate place to make the exchange. In the event the parties are unable to reach an agreement on the exact place at the Downtown Mall where the exchange will occur, then in that event the exchange will occur at the entrance way to the mall which is located closest to where the child currently takes her martial arts class. The parties are cautioned that they have a responsibility to the child that the pick up and delivery of the child take place on a timely basis. Any unreasonable delay to appear at the time designated will be cause for the aggrieved party to file a contempt petition.

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.

CONTINUED ON PAGE 502

R. Christopher Brode

6.

James R. Irwin

JOHN A. SMITH, JR. by
JOHN A. SMITH, his father

vs.

REBECCA SMITH and LOUIS BISH

Filed December 30, 1994
@ 4:)6 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	None

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Plaintiff/Sheriff
1 copy Planitiff
Faxed OCPD

ORDER:

And now, this 30thday of December , 19 94 , 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 John A. Smith, Jr. shall remain with 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 or 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 the January 9, 1995 , 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,
Gordon R. Miller, J

Jan. 9, 1995 Sheriff's Return filed. UNKNOWN SERVICE. Plaintiff could given no directions or any further information as to the location of Defendant's residence. He was going to attempt to serve Protection from Abuse upon Defendant when she arrived to pick up the children. Any service is unknown.

So answers, Robert M.Stevens,Sheriff

Jan. 10, 1995 ORDER filed. AND NOW, January 9, 1995, this matter is before the Court with respect to the Plaintiff's Petition for Relief under the Protection From ABuse Act.

The Defendants appear with Defendant Rebecca Smith having James Irwin, Esquire with her insofar as he represents her in another matter through court appointment.

Apparently, there has not been personal service upon either Defendant due to the fact that the Plaintiff did not know where to locate the Defendant.

Mr. Irwin indicates that the Defendant Rebecca Smith would like a continuance and both Defendants would ask that counsel be appointed for them. Mr. Irwin is willing to serve as cout-appointed counsel for the Defendant Rebecca Smith with respec to this matter.

We will continue this matter to give the parties an opportunity to be served, and we will consider the request for counsel noting that it is normally the Court's policy not to supply counsel in Protection From Abuse cases to the Defendants.

Both Defendants are DIRECTED to remain in the hallway outside Courtroom No. 2 for at least fifteen minutes to give the Plaintiff's counsel an opportunity to obtain the necessary papers so they may be served with these proceedings officially prior to leaving the Courthouse this day.

Additionally, the Defendants shall immediately advise the Court Administrator of their addresses so that the Court may contact them with respect to whether or not counsel will be appointed. The Court will do so within the next twenty-four hours.

This matter is continued until January 19, 1995 at 3:30 p.m. in Courtroom No. 2 before the undersigned.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Jan. 10, 1995 Faxed Brode, Irwin, Pa.SPD & Co. Control, dist to Plf. & Dft.

Jan. 10, 1995 ORDER filed. AND NOW, January 9, 1995, the request by both Defendants for Court appointed counsel is denied.

A copy of this order shall be sent to both Defendants by certified mail, return receipt requested, addressee only, and by regular mail by the Prothonotary and a copy shall also be provided to James Irwin, Esquire, as well as Plaintiff's counsel.

BY THE COURT,
Anthony J. Vardaro, J.

Jan. 10, 1995 Faxed Brode, Irwin, Pa.SPD & Co Control, dist to Plf. & Dft.

Jan. 20, 1995 ORDER filed, AND NOW, January 19, 1995, this matter is before the Court with respect to the Plaintiff's Petition for Protection Under the Protection From Abuse Act.

After hearign in this matter, the Court does not find that the plaintiff has met his burden, and accordingly, this Petition is DISMISSED.

The Prothonotary shall notify the appropriate police agency as well as County Control.

BY THE COURT,
Anthony J. Vardaro, J.

Jan. 23, 1995 Faxed Pa.SPD & Co Control, given Irwin & Brode.

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

7.

GENE GARRITY

vs.

CONNIE LEE GARRITY

Filed december 30, 1994
@ 4:55 pM

Tax & entry paid 10.50
User's Fee paid 5.00

Sheriff's Costs $25.00

PETITION TO ENFORCE OUT OF STATE CUSTODY ORDER ORDER

Order:

AND NOW, this 30th day of December, 1994, upon presentation and consideration of the Petitioner's Petition to Enforce Out of State Custody Court Order, the Court enters the following Court Order: said petition is denied because the petitioner has not filed a certified copy ofthe out of state custody decree. 23PaCSA5356.

BY THE COURT,
Gordon R. Miller, J

Jan. 4, 1995 ORDER filed. AND NOW, January 4, 1995,the Court having reviewed and considered a Petition of Gene Garrity (Petitioner) to Enforce an Order Entered by the Superior Court of California, San Diego County, on April 11, 1994, granting custody of his minor child Jordyn Lee Garrity to him, wherein he alleges that the Respondent, Connie Lee Garrity, is holding said child in Crawford County, Pennsylvania contrary to said Order and refuses to relinquish lawful custody to him, we enter the following Order:

We have the obligationto enforce out-of-state custody Orders under 23 Pa.C.S.A.5356 in the same manner as enforcing custody decrees of this court or other courts in Pennsylvania. Enforcement bya Petition for Civil Contempt under Pa.R.C.P.1915.12. We will treat this Petition as a Petition for Civil Contempt under said Rules and ORDER as follows:

1. The Prothonotary shall file of record theCertified Copy of the Order of April 11, 1994, entered by the Superior Court of California, Countyof San Diego, involving these parties as a Certified Copy,pursuant to 23 Pa.C.S.A. 5356.

2. A Rule to Show Cause is issued and directed to Connie L. Garrity to show cause, if anyshe has, whyshe should not be held in contempt of court and why the Order entered April 11,1994 by theSuperior Court of California,County of San Diego, should not be enforced immediately.

3. Said Rule is returnable for hearing and/or argument on Thursday, January 5, 1995 in Courtroom No. 1 of the Crawford County Courthouse at 3 fo'clock p.m.

4. In the meantime, custody of said child shall behanded over to the Petitioner Gene W.Garrity forthwith. Gene W. Garrity is ORDERED AND DIRECTED to remain in Crawford County, Pennsylvania, to keep the child in Crawford County, Pennsylvania, and to appear at the hearing on January 5, 1995 at 3 o'clock p.m. withsaid child and not to leave Crawford County, Pennsylvania until further Order of Court.

5. This Order, along with a true and correct copy of the Petition and the California Order,together with a Notice required by Pa. R.C.P. 1915.12, shallbe served upon Connie L. Garrity by the Sheriff of Crawford County, Pennsylvania forthwith.

6. Gene W.Garrity shallgo with the Sheriff and the Sheriff shall transfer custody of the child from Connie L.Garrity to Gene W.Garrity for safekeeping uder this Order. It shall be the responsiblity of the Petitioner and his counsel to make certain that all of these documents are in the hands of the Sheriff as soon as possible for service on Connie L.Garrity.

7. When Connie L. Garrity delivers custody of the child to Gene W. Garrity under this Order, she shall also deliver all of the child's clothing, suitcase and other items that came with the child when the child came to visit her recently.

BY THE COURT,
Gordon R.Miller,President Judge

1-4-95 Faxed Atty. Hatheway

Jan. 4, 1995 Certified Copy from theSuperior Court of California,County of San Diego , Child Custody and Visitation order , filed.

Jan. 5, 1995 Sheriff's Return filed. SERVED Connie Lee Garrity personally on January 4, 1995 at 4:40 PM at her residence, 576 Walnut Street, Meadville, Crawford County,PA. The child was placed in the custody of the Plaintiff at that time.

So answers,

Shawn Ashbaugh, Deputy Sheriff
Scott D.Young,Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 5, 1995 ORDER filed. AND NOW,January 5, 1995, after the Court has entered a Rule to Show Cause directing Mrs.Garrity to show cause, if any she has, why the Order of April 15, 1994 should not be enforced based upon the father's petition sworn to under oath that he had custody andthat the mother refused to return the child to him, the Court now finds that the parties had agreed that the mother could have a Christmas visitation, which would end on Friday, January 6, 1995. It appears that the father has jumped the gun to enforce the California Order, knowing that there was an agreement that the mother could have the child during the Christmas break and return the child to the Cleveland Airport on January 6, 1995. This Court acted in response to the statutes in Pennsylvania and to the sworn petition of the father, but it turns out that the facts are slightly different.

ACCORDINGLY, it is ORDERED as follows:

1. This Court will not hold the mother in contempt because it does not appear that she has willfully violated a Court Order issued by California.

2. Since the mother agrees that the April 15, 1994 Order is valid and that she intended to honor it by returning the child to the Cleveland Airport on January 6, 1995, we hereby enforce the California Order of Apri 15, 1994 and ORDER AND DIRECT the mother to either (a) make certain that the child is at the Cleveland Airport at least one (1) hour prior to the departure of theJanuary 6, 1995 flight in Cleveland that she turn the child over to the father who shall be there to receive the child; or (b) deliver the child to the father by 10 o'clock p.m. this evening, January 5, 1995, so that the father may take the child to the Cleveland Airport and both may depart on the plane from Cleveland on January 6, 1995. She shall notify the father within the next 15 minutes as to which alternative she selects.

3. A true and correct copy of this Order shall be forwarded to the Superior Court of California, County of San Diego, Family Court Division, at Vista, California, for filing at No. DN-63455 so that the Court is aware of what we have done. That is, there has been a Petition to Enforce an April15, 1994 Order,that Court held a hearing as to whether or not we should enforce it, and we have determined that the parties agreed to a Christmas visitation in the mother and that the father's attempt to enforce the Order was premature.

Continued to Page 501

8

1995

Jorden & White
George R. Gray
William T. Jorden

8.
Thomas, Truax,Spadafore,
Walker & Keenan
Emil M.Spadafore,Jr.

LINDA STEIGER

vs.

STATE FARM MUTUAL
AUTOMOBILE INSURANCE COMPANY

Filed January 3, 1994
@ 10:36 AM

Tax & entry paid	50.50
User's fee paid	5.00
Sheriff's Costs	25.00
Pro Co pd 12-2-98	15.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 11, 1995 Sheriff's Return filed. SERVED State Farm Mutual Automobile Insurance Company on January 11, 1995 at 9:40 AM by handing a copy of the Complaint to Donna Lee Tito, Claims Service Assistant at the business, R.D. #4, Box 3, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. STevens, Sheriff

Jan.18, 1995 Appearance of Thomas,Truax, Spadafore,Walker & Keenan by Emil M. Spadafore, Jr.,Esquire, Attorney for Defendant, filed.

Jan. 19, 1995 Answer Containing New Matter filed.

Feb. 8, 1995 Answer to New Matter filed.

Feb. 8, 1995 Certificate of Service filed. I hereby certifythat on the 8th day of February, 1995, I served a true and correct copy of an ANSWER TO NEW MATTER on the following parties or counsel of record, by First Class,United States Mail, postage prepaid, pursuant to Pennsylvania Rules of Civil Procedure.
Emil M.Spadafore, Esq.
296 Chestnut Street
Meadville,PA 16335

Aug 31, 1995 Notice of Deposition of Dr.Curtis H. Laub, filed.

Nov 2, 1998 Motion to Transfer to Arbitration and Order: AND NOW TO WIR, this 2 day of November, 2998 it is hereby ordered adjudged and decreed that upon Motion of the Plaintiff, Linda Steiger, this matter is hereby transferred to arbitration. Anthony J. Vardaro, J.
The following arbitrators have been appointed. John Gagliotti, Chr.
David Hotchkiss
~~Joan D. Mason~~ ~~John Spataro~~ Christopher Youngs

Mar 10, 1999 Arbitrators take Qualifying Oath.

AS OF OCTOBER 17, 2000 ANY FILINGS INVOLVING THIS CASE MAY BE FOUND ON THE COMPUTER

1995

9.

Knox McLaughlin Gornall & Sennett PC
William C. Wagner

Law Offices of Daniel F. Lacava
James E. Harvin

ASHBY O. BRENEMAN, Inmate
Legal Assistant on behalf of
WILLIAM D. HARKNESS

vs.

JOHN STEFANUCCI

Filed January 3, 1995
@ 3:13 PM

Indigent Filing

Sheriff's Costs $91.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1994 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affdavit attached thereto, all being purusant to Pa.R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of anyimprovement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. The Complaint shall be delivered to the sheriff for service.
BY THE COURT,
Gordon R. Miller, J

Jan. 3, 1994 Praecipe To Proceed In Forma Pauperis filed.

Jan. 3, 1995 Affidavit in Support for Leave to Proceed In Forma Pauperis filed.

Jan. 4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street, Meadville, Crawford County, PA on January 4, 1995 at 12:58 PM.
So answers,
Dale Collins, Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 23, 1995, Appearance of Knox, McLaughlin Gornall & Sennett Pc. by William C. Wagner, attorneys for defendant filed.

Jan. 24, 1995 Answer and New Matter, filed.

Feb. 16, 1995 Affidavit on behalf of defendant, John Stefanucci, filed.

June 7. 1995 Motion For Joinder of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motionfor joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidationof the actionsinto a signle action or a consolidation into a signle action for purposes of trial after the cases at issue because it appears that these cases do arise out of a signle series of transactions with similar questions of law and fact. We will not consolidate these matters automatically but will do so on motion of an interested party.
BY THE COURT,
Gordon R. Miller, P.J.

June 7, 1995 copies mailed to William Harkness and faxed Wm. Wagner & J. Harvin

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered as follows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolditiation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crawford County Civil Rules with respect to the filing of motions and petitions. The Defendant is advised that that form must accompany every motion and peittion he files. Furthermore the form must be completed in all relevant resepct in an accurate manner.
BY THE COURT,
Gordon R. Miller, J

July 18, 1995 Faxed Harvin, mailed Pltf.

Msy 9, 1997 Defendant's Motion for Judgment on the Pleadings filed.

May 9, 1997 Upon praecipe of dft, the above motion placed on next argument list.

ON ARGUMENT LIST FOR JUNE 1997

June 9, 1997 ORDER REGARDING DISPOSITION OF DEFENDANTS' MOTIONS FOR JUDGMENT ON THE PLEADINGS WITHOUT ORAL ARGUMENT filed. AND NOW, June 6, 1997, the defendant in each of the above cases having filed praecipes to place their motions for judgment on the pleadings on the next available argument lsit, together with the required briefs in support hereof, the Court has determined that since the plaintiff is pro se and is incarcerated, it will make disposition of the preliminary objections on a time schedule consistent with the June 1997 argument list, but will do so without hearing oral argument. The plaintiff shall file and serve any brief in opposition on or before July 7, 1997.
BY THE COURT,
Gordon R. Miller, J.
June 9, 1997 Court distributed copies to all counsel and Wm. Harkness,A. Breneman.

July 24, 1997 Memorandum and Order filed. AND NOW, July 23, 1997, the motions for judgment on the pleadings filed by each defendant in these five cases are all granted and judgment is entered in favor of each defendant and against the plaintiff in each case.
BY THE COURT
Gordon R. Miller, P.J.

10.

Knox,McLaughlin,
Gornall & Sennett
William C.Wagner

Law Offices Of
Daniel LaCava
James E.Harvin

ASHBY O. BRENEMAN, Inmate
Legal Assistant on behalf
of WILLIAM D. HARKNESS

vs.

ART PRINGLE

Filed January 3, 1995
@ 3:14 PM

Indigent Filing

Sheriff's Costs $91.00
Pro Co pd 3-10-97 9.00✓

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan 3. 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa.R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed bythe plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. The complaint shall be deliered to the Sheriff for service.

BY THE COURT,
GorodnGordon R. Miller,

Jan 3. 1995 Praecipe of Plaintiff To Proceed In Forma Pauperis filed.

Jan 3. 1995 Affidavit in Support For Leave to Proceed In Forma Pauperis filed.

Jan.4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street, Meadville, Crawford Cunty,PA on January 4, 1995 at 12:58 PM.
So answers,

Dale Collins, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 27, 1995 Appearance of Knox, McLaughlin,Gornall & Sennett,PC by William C.Wagner, Esquire, Attorney for Art Pringle,Defendant, filed.

Jan. 31, 1995 Defendant's Answer and New Matter filed.

Jan. 30, 1995 Preliminary Objections Raising a Question of Jurisdiction as to Defective Service, filed.

Jan. 30, 1995 Upon Praecipe of James E. Harvin, Esquire, Attorney for Defendant, the above captioned matter is placed on the next available Argument List.

ON MARCH, 1995 ARGUMENT LIST

Feb. 17, 1995 Answer To Defendant's Preliminary Objections Raising The Question of Jurisdiction As To Defective Service, filed.

Feb. 17, 1995 Plaintiff's Response To Defendant's New Matter, filed.

Feb. 21, 1995 Certificate of Service of Defendant's Verification To Answer and New Matter, filed.

Mar. 7, 1995 Order filed. AND NOW, March 6, 1995, the Defendant having filed preliminary objections, the same will be considered by the Court based on the briefs of the parties on March 27, 1995 without oral argument.
The Defendant has already filed a brief and the Plaintiff shall file a brief on or before March 27, 1995.
If, after reviewing the briefs, the Court determines oral argument is necessary, we will schedule the same.

BY THE COURT,
Anthony J. Vardaro,

Mar. 7, 1994 Faxed Harvin & Wagner, mailed Harkness

Apr. 13, 1995 Motion For Extension of Time filed.

Apr. 13, 1995 Memorandum and Order filed. AND NOW, April 13, 1995, upon consideration of the Plaintiff's motion for extension of time, it is ordered and directed that counsel for the defendant serve a copy of Defendant's brief in support of prèliminary objections upon the Plaintiff by regular mail at the following address: William D. Harkness, #BX-4572, Unit/Side G/A-25 and file with the Court a proof of service.
The Plaintiff's brief shall be due 30 days from the date the Defendant indicates in the proof of service a copy of Defendant's brief was mailed to the Plaintiff pursuant to this Order.
The Prothonotary is directed to photocopy the Plaintiff's motion for extension of time and to file a copy of that motion along with this Memorandum and Order at A.D. No. 1995-10, A.D.No. 1995-11, A.D. 1995-13, A.D. No. 1995-17, A.D. No. 1995-18 and A.D. No. 1995-20.
Each of those numbers and terms is a separate and distinct lawsuit with a separate and distinct Defendant. Therefore, in the future, the Plaintiff will file any filing that hewishes to file with respect to a case at only the number and term for that case and he may not do a blanket filing as he did in this case with respect to all of the cases nor shall he do any filing that encompasses more than one case.
In the event he does so in the future, the Prothonotary of Crawford County is directed to return such filing to the Plaintiff as being improperly filed.

BY THE COURT:
Anthony J. Vardaro

Apr. 13, 1995 copies dist. by Court.

Apr. 17, 1995, Proof of Service of Brief in Support of Preliminary Objections filed.

May 11, 1995, Answer to Defendants Preliminary Objections Raising the Question of Jurisdiction as to Defective Service filed.

Continued on next page
10A

William D. Harkness
vs.
Art Pringle

Record continued from page 10
of record
A.D. 1995 - 10

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June 7. 1995 Motion For Joinder of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motionfor joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidationof the actionsinto a signle action or a consolidation into a signle action for purposes of trial after the cases at issue because it appears that these cases do arise out of a signle series of transactions with similar questions of law and
fact. We will not consolidate these matters automatically but will do so on motion of an interested party.

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

June 7, 1995 copies mailed to William Harkness and faxed Wm. Wagner & J. Harvin

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered as
follows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolditiation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crawford County Civil Rules with respect to the filing of motions and petitions. The Defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an
y accurate manner.

BY THE COURT,
Gordon R. Miller, J

July 18, 1995 Faxed Harvin, mailed Pltf.

Nov. 1, 1996 Defendant's Motion for Judgment on the Pleadings, filed.

Nov. 1, 1996 Upon Praecipe of Defendant's attorney, this case placed on next Argument List, filed.

ON DECEMBER 1996 ARGUMENT LIST

Jan. 8, 1996 Memorandum and Order filed. AND NOW, January 8, 1997, defendant's motion for judgment on the pleadings is granted. Judgment is hereby entered in favor of the defendant and against the plantiff.
It is further ordered as follows:
1. The Court Administrator shall contact the Pennsylvania Board of Probation and Parole of Erie, shall talk to the plaintiff's parole officer and shall obtain the plaintiff's correct mailing address that the Board of Probation and Parole and the parole agent have for the plaintiff.
2. The Court Administrator shall send a true and correct copy of theMemorandum and Order in this case to the plaintiff at the address given to her by the plaintiff's state parole officer. Said mailing shall be by certified mail, delivery to addressee only, return receipt requested. The Court Administrator shall file a proof of service upon receipt of the return receipt for the mail article.
3. The plaintiff shallhave twenty (20) days after he receives this Memorandum and Order within which to file a peittion for reconsideration. He may make any averments he wishes in said petition but he must make an averment or averments with respect to whether or not he received notice of the argument list or the argument onDecember 30, 1996; and all of the places he has resided since December 5, 1996 to December 30, 1996.
4. If the Court is satisfied that based upon the plaintiff's repreentations that he actually did have notice of the argument that was held on December 30, 1996 then the Court will not grant reconsideration on the basis of the nonappearance of the plaintiff at the argument.

BY THE COURT,
Gordon R. Miller, J

1-8-97 mailed Harvin & Wagner & (pltf by Ct. Adm.)

Feb 26, 1997 And Now, judgment is entered in favor of the Defendant and agaisnt the Plaintiff pursuant to the Court's Memorandum and Order of January 8, 1997.
H - 174

JUDGMENT
Barbara H. King, Pro.

10
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1995

1995

11.

Knox,McLaughlin,
Gornall & Sennett
William C. Wagner

Law Offices of
Daniel LaCava
James E.Harvin

ASHBY O. BRENEMAN, Inmate
Legal Assistant on behalf of
WILLIAM D. HARKNESS

vs.

WILLIAM PENN

Filed January 3, 1994
@ 3;15 PM

Indigent Filing

Sheriff's Costs $91.00
Pro Co pd 3-10-97 9.00 ✓

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affdavit attached thereto, all being purusant to Pa.R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of anyimprovement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. The Complaint shall be delivered to the sheriff for service.

BY THE COURT,
Gordon R. Miller, J

Jan. 3, 1995 Praecipe To Proceed In Forma Pauperis filed.

Jan. 3, 1995 Affidavit in Support for Leave to Proceed In Forma Pauperis filed.

Jan. 4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street, Meadville, Crawford County,PA on January4, 1995 at 12:58 PM.
So answers, Dale Collins, Deputy Sheriff
Robert M.Stevens,Sheriff

Jan. 27, 1995 Appearance of Knox, McLaughlin,. Gornall & Senett by William C.Wagner,Esquire, for William Penn, Defendant, filed.

Jan. 31, 1995 Defendant's Ansewr and New Matter filed.

Jan. 30, 1995 Preliminary Objections Raising a Question of Jurisdiction as to Defective Service filed.

Jan.30, 1995 Upon Praecipe of James E. Harvin, Esquire,Attorney for Defendant, the above referenced matter is placed on the next available Argument list.

ON MARCH, 1995 ARGUMENT LIST

Feb. 17, 1995 Plaintiff's Response To Defendant's New Matter filed.

Feb. 17, 1995 Answer To Defendant's Preliminary Objections Raising The Question Of Jurisdiction As To Defective Service filed.

Mar. 7, 1995 Order filed. AND NOW, March 6, 1995, the Defendant having filed preliminary objections, the same will be considered by the Court based on the briefs of the parties on March 27, 1995 without oral argument.
The Defendant has already filed a brief and the Plaintiff shall file abrief on or before March 27, 1995.
If, after reviewing the briefs, thecourt determines oral argument is necessary, we will schedule the same.

BY THE COURT,
Anthony J. Vardaro, J

Mar. 7, 1995 Faxed Harvin & Wagner mailed Harkness

Apr. 13, 1995 Motion For Extension of Time filed.

Apr. 13, 1995 Memorandum and Order filed. AND NOW, April 13, 1995, upon consideration of the Plaintiff's motion for extension of time, it is ordered and directed that counsel for the Defendant serve a copy of Defendant's brief in support of preliminary objections upon the Plaintiff by regular mail at the following address: William D. Harkness, #BX-4572, Unit/Side G/A-25, 10745 Route 18, Albion, PA 16475-0002 and file with the Court a proof of service.
The Plaintiff's brief shall be due 30 days from the date the Defendant indicates in the proof of service a copy of Defendant's brief was mailed to the Plaintiff pursuant to this order.
The Prothonotary is directed to photocopy the Plaintiff's motion for extension of time and to file a copy of that motion along with this Memorandum and Order at A.D. No. 1995-10, A.D. No. 1995-11, A.D. 1995-13, A.D. No. 1995-17, A.D. No. 1995-18 and A.D. 1995-20.
Each of those numbers and terms is a separate and distinct lawsuit with a separate and distinct Defendant. Therefore, in the future, the Plaintiff will file any filing that he wishes to file with respect to a case at only the number and term for that case and he may not do a blanket filing as he did in this case with respect to all of the cases nor shall he do any filing that encompasses more than one case.
In the event he does so in the future, the Prothonotary of Crawford County is directed to return such filing to the Plaintiff as being improperly filed.

BY THE COURT,
Anthony J. Vardaro, J

Apr. 17, 1995 copies dist. by Ct.

Apr. 17, 1995, Proof of Service of Brief in Support of Preliminary Objections filed.

May 11, 1995, Answer to Defendants Preliminary Objections Raising the Question of Jurisdiction as to Defective Service filed.

Continued on page 456

12.

Knox, McLaughlin
Gornall & Sennett PC
William C. Wagner

Law Offices of Daniel
F. Lacava
James E. Harvin

ASHBY O. BRENEMAN, Inmate
Legal Assitant on behalf of
WILLIAM D. HARKNESS

vs.

JOE MORA

Filed January 3, 1995
@ 3:15 PM

Indigent Filing
Sheriff's Costs $91.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan 3. 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa.R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed bythe plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time. The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. The complaint shall be delivered to the Sheriff for service.

BY THE COURT,
Gordon R. Miller

Jan 3. 1995 Praecipe of Plaintiff To Proceed In Forma Pauperis filed.

Jan 3. 1995 Affidavit in Support For Leave to Proceed In Forma Pauperis filed.

Jan. 4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office,360 Center Street, Meadville,Crawford County, PA on January4, 1995 at 12:58 PM.
So answers,

Dale Collins, Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 23, 1995, Appearance of Knox McLaughlin Gornall & Sennett PC by William C. Wagner, attorneys for defendant filed.

Jan. 24, 1995 Answer and New Matter, filed.

June 7, 1995 Motion For Joinder Of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motion for joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidation of the actions into a signle action or a consolidation into a single actionfor purposes of trial after the cases at issue becuase it appears that these cases do arise out of a single series of transactions with similar questions of law and fact. We will not consolidate these matters automatically but will do so on motion of an interested party.

BY THE COURT,
Gordon R. Miller,
J

June 7, 1995 faxed W. Wagner, J. Harvin and mailed Harkness

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered as follows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolidation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crwaford County Civil Rules with respect to the filing of motions and petitions. The defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an accurate manner.

BY THE COURT,
Gordon R. Miller

July 18, 1995 Faxed Harvin, mailed Pltf.

May 9, 1997 Defendants Motion for Judgment on the Pleadings filed.

May 9, 1997 Upon praecipe of defendant, the above motion placed on next argument list.

ON ARGUMENT LIST FOR JUNE 1997

June 9, 1997 ORDER REGARDING DISPOSITION OF DEFENDANTS' MOTION FOR JUDGMENT ON THE PLEADINGS WITHOUT ORAL ARGUMENT filed. AND NOW, June 6, 1997, the defendant in each of the above five cases having filed praecipes to place their motions for judgment on the pleadings on the next avaialble argument list, together with the required briefs in support thereof, the Court has determined that since the plaintiff is pro se and is incarcerated, it will make disposition of the preliminary objections on a time schedule consistent with the June 1997 argument list, but will do so without hearing oral argument. The plaintiff shall file and serve any brief in opposition on or before July 7, 1997.

BY THE COURT,
Gordon R. Miller, J.

June 9, 1997 Court distributed copies to: Wm.Harkness, A. Breneman; Wm. Wagner&J. Harvin,ESq.

Continued Pg 12A

12	ASHBY O. BRENEMAN, INMATE LEGAL ASSISTANT ON BEHALF OF WILLIAM D. HARKNESS VS. JOE MORA	CONTINUED FROM PAGE 12 OF RECORD A. D. 1995 - 12

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July 24, 1997 Memorandum and Order filed. AND NOW, July 23, 1997, the motions for judgment on the pleadings filed by each defendant in these five cases are all granted and judgment is entered in favor of each defendant and against the plaintiff in each case.

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

7-24-97 MAILED Harkness, Harvin, Wagner & Brenemon

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1995

13.

Knox, McLaughlin,
Gornall & Sennett
William C.Wagner

Law Offices of
Daniel LaCava
James E.Harvin

ASHBY O. BRENEMAN, Inmate
legal Assistant on behalf
of WILLIAM D. HARKNESS

vs.

RICK CREMONESE

Filed January 3, 1994
@ 3:15 PM

Indigent Filing

Sheriff's Costs $91.00
Pro Co pd 3-10-97 9.00✓

JURY TRIAL OF TWELVE JURORS DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1995 Petition To Proceed In Forma Pauper is Pursuant To Pa.R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the plaintiff is granted leave to proceed informa pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. A copy of the complanit shall be delivered to the Sheriff for service.

BY THE COURT,
Gordon R. Miller, J

Jan. 3, 1995 Praecipe of Plaintiff To Proceed in Forma Pauperis filed.

Jan. 3, 1995 Affidavit in Support for Leave To Proceed In Forma Pauperis filed.

Jan. 4,1995 SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street,Meadville,Crawford County,PA on January 4, 1995 at 12:58 PM.
So answers,

Dale Collins, Deputy Sheriff
Robert M.Stevens,Sheriff

Jan.27, 1995 Appearance of Knox, McLaughlin, Gornall & Sennett by William C.Wagner,Esquire, Attorney for Rick Cremonese,Defendant, filed.

Jan. 31, 1995 Defendant's Answer and New Matter filed.

Jan. 30, 1995 Preliminary Objections Raising a Question of Jurisdiction as to Defective Service, filed.

Jan. 30, 1995 Upon Praecipe of James E.Harvin, Esquire, Attorney for Defendant, the above-referenced matter is placed on the next available Argument List.

ON MARCH, 1995 ARGUMENT LIST

Feb. 17, 1995 Answer To Defendant's Preliminary Objections Raising The Question Of Jurisdiction As To Defective Service filed.

Feb. 17, 1995 Plaintiff's Response to Defendant's New Matter filed.

Feb. 21, 1995 Certificate of Service of Defendant's Verification To Answer and New Matter filed.

Mar. 7, 1995 Order filed. AND NOW, March 6, 1995, the Defendant having filed preliminary objections, the same will be considered by the Court based on the briefs of the parties on March 27, 1995 without oral argument.
The Defendant has already filed a brief and the Plaintiff shall file abrief on or before March 27, 1995.
If, after reviewing the briefs, thecourt determines oral argument is necessary, we will schedule the same.

BY THE COURT,
Anthony J. Vardaro, J

Mar. 7, 1995 Faxed Harvin & Wagner mailed Harkness

Apr. 13, 1995 Motion For Extension of Time filed.

Apr. 13, 1995 Memorandum and Order filed. AND NOW, April 13, 1995, upon consideration of the Plaintiff's motion for extension of time, it is ordered and directed that counsel for the Defendant serve a copy of Defendant's brief in support of preliminary objections upon the Plaintiff by regular mail at the following address: William D. Harkness, #BX-4572, Unit/Side G/A-25, 10745 Route 18, Albion, PA 16475-0002 and file with the Court a proof of service.
The Plaintiff's brief shall be due 30 days from the date the Defendant indicates in the proof of service a copy of Defendant's brief was mailed to the Plaintiff pursuant to this order.
The Prothonotary is directed to photocopy the Plaintiff's motion for extension of time and to file a copy of that motion along with this Memorandum and Order at A.D. No. 1995-10, A.D. No. 1995-11, A.D. 1995-13, A.D. No. 1995-17, A.D. No. 1995-18 and A.D. 1995-20.
Each of those numbers and terms is a separate and distinct lawsuit with a separate and distinct Defendant. Therefore, in the future, the Plaintiff will file any filing that he wishes to file with respect to a case at only the number and term for that case and he may not do a blanket filing as he did in this case with respect to all of the cases nor shall he do any filing that encompasses more than one case.
In the event he does so in the future, the Prothonotary of Crawford County is directed to return such filing to the Plaintiff as being improperly filed.

BY THE COURT,
Anthony J. Vardaro, J

Apr. 17, 1995 copies dist. by Ct.

Apr. 17, 1995, Proof of Service of Brief in Support of Preliminary Objections filed.

May 11, 1995, Answer to Defendants Preliminary Objections Raising the Question of Jurisdiction as to Defective Service filed.

Continued on page 458

14.

Knox McLaughlin
Gornall & Sennett PC

William C. Wagner

Law Offices of
Daniel LaCava
James E. Harvin

ASHBY O. BRENEMAN, Inmate
Legal Assistant on behalf of
WILLIAM D. HARKNESS

vs.

TIMOTHY LEWIS

Filed January 3, 1994
@ 3:16 PM

Indigent Filing

Sheriff's Costs $91.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan 3, 1995 Petition to Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstances that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. A copy of the complaint shall be delivered to the Sheriff for service.
BY THE COURT,
Gordon R. Miller,

Jan. 3, 1995 Praecipe to Proceed in Forma Pauperis filed.

Jan 3. 1995 Affidavit in Support for Leave to Proceed In Forma Pauperis filed.

Jan. 4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street, Meadville, Crawford County, PA on January 4, 1995 at 12:58 PM.
So answers,
Dale Collins, Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 23, 1995, Appearance of Knox McLaughlin Gornall & Sennett PC by william C. Wagner, attys. for defendant filed.

Jan. 24, 1995 Answer and New Matter to Plaintiff's Complaint, filed.

Feb. 16, 1995 Affidavit on behalf of defendant, Timothy Lewis, filed.

June 7, 1995 Motion For Joinder Of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motion for joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidation of the actions into a signle action or a consolidation into a single actionfor purposes of trial after the cases at issue becuase it
appears that these cases do arise out of a single series of transactions with similar questions of law and fact. We will not consolidate these matters automatically but will do so on motion of an interested party.
BY THE COURT,
Gordon R. Miller,
J

June 7, 1995 faxed W. Wagner, J. Harvin and mailed Harkness

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered as follows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolidation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crwaford County Civil Rules with respect to the filing of motions and petitions. The defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an accurate manner.
BY THE COURT,
Gordon R. Miller

July 18, 1995 Faxed Harvin, mailed Pltf.

May 9, 1997 Defendants Motion for Judgment on the Pleadingsfiled.

May 9, 1997, Upon praecipe of defendant, this above motion placed on next argt. list.

ON ARGUMENT LIST FOR JUNE 1997

Jan. 9, 1998 Motion for Judgment on the Pleadings filed.

Jan. 9,1998 Upon praecipe of defendant attorney, the above motion is placed on the next argument list.

ON ARGUMENT LIST FOR FEBRUARY 1998

Jan. 30, 1998 ORDER REGARDING DISPOSITION OF MOTION WITHOUT ORAL ARGUMENT FILED. AND NOW, Jan. 29, 1998, the defendant in the above case having filed praecipes to place a Motion for Judgment on the Pleadings on the next available argument list together with the required brief in support thereof, the Court has determined it willdecide the motion on a time schedule consistent with the February 1998 argument list, but will do so without hearing oral argument. The plaintiff shall file and serve any brief in opposition on or before March 1, 1998.
BY THE COURT,
Gordon R. Miller

Dist by the Court

Continued on Page 14-A

1995

S29052

ASHBY O. BRENNEMAN, INMATE
LEGAL ASSISTANT ON BEHALF OF
WILLIAM D. HARKNESS
VS
TIMOTHY LEWIS

CONTINUED FROM PAGE 14
OF RECORD
AD 1995 - 14

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March 11, 1998 MEMORANDUM AND ORDER FILED. AND NOW, MARCH 10, 1998 the defendant's motion for judgment on the pleadings is granted and judgment is entered in favor of the defendant and against the plaintiff.
3/11/98 Copies Distributed

DISMISSED

15.

Knox McLaughlin
Gornall & Sennett PC
William C. Wagner

Law Offices of
Daniel LaCava
James E. Harvin

ASHBY O. BRENEMAN, Inmate
Legal Assistant on behalf
of WILLIAM D. HARKNESS

vs.

JACK BRICKNER

Filed January 3, 1994
@ 3:16 PM

Indigent Filing

Sheriff's Costs $91.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1995 Petition To Proceed In Forma Pauperis Pursuant to Pa.R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. A copy of the complaint shall be delivered to the sheriff for service.

BY THE COURT,
Gordon R. Miller

Jan. 3, 1995 Praecipe to Proceed in Forma Pauperis filed.

Jan. 3, 1995 Affidavit in Support for Leave to Proceed In Forma Pauperis filed.

Jan. 4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street, Meadville, Crawford County, PA on January 4, 1995 at 12:58 PM.
So answers, Dale Collins,Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 23, 1995, Appearance of Knox McLaughlin Gornall & Sennett Pc by William C. Wagner, attorneys for defendant filed.

Jan. 24, 1995 Answer And New Matter To Plaintiff's Complaint, filed.

Feb. 16, 1995 Affidavit on behalf of defendant, Jack Brickner, filed.

June 7. 1995 Motion For Joinder of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motionfor joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidationof the actionsinto a signle action or a consolidation into a signle action for purposes of trial after the cases at issue because it appears that these cases do arise out of a signle series of transactions with similar questions of law and
fact. We will not consolidate these matters automatically but will do so on motion of an interested party.

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

June 7, 1995 copies mailed to William Harkness and faxed Wm. Wagner & J. Harvin

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered asfollows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolditiation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crawford County Civil Rules with respect to the filing of motions and petitions. The Defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an accurate manner.

BY THE COURT,
Gordon R. Miller, J

July 18, 1995 Faxed Harvin, mailed Pltf.

May 9, 1997 Defendants Motion for Judgment on the Pleadings filed.

May 9, 1997, UPon praecipe of dft. atty. this above motion placed on next argt. list.

ON ARGUMENT LIST FOR JUNE 1997

June 9, 1997 ORDER REGARDING DISPOSITION OF DEFENDANTS' MOTIONS FOR JUDGMENT ON THE PLEADINGS WITHOUT ORAL ARGUMENT filed. AND NOW, June 6, 1997,the defendant in each of the above five cases having filed praecipes to place their motions for judgment on the pleadings on the next available argument list, together with the required briefs in support thereof, the Court has determined that since the plaintiff is pro se and is incarcerated, it will make disposition of the preliminary objections on a time schedule consistent with the June 1997 argument list, but will do so without hearing oral argument. The plaintiff shall file and serve any brief in opposition on or before July 7, 1997.

BY THE COURT,
Gordon R.Miller, J.

June 9, 1997 Court distributed copies to: Wm. Harkness, A. Breneman; Wm. Wagner & J. Harvin,Esq.

July 24, 1997 Memorandum and Order filed. AND NOW, July 23, 1997, the motions for judgment on the pleadings filed by each defendant in these five cases are all granted and judgment is entered in favor of each defendant and against the plaintiff in each case.
BY THE COURT
Gordon R. Miller, P.J.
7-24-97 MAILED Harvin, Harkness, Wagner & Brenemer

16.

Knox McLaughlin
Gornall & Sennett PC
William C. Wagner

Law Offices of
Daniel F. Lacava
James E. Harvin

ASHBY O. BRENEMAN, Inmate
Legal Assistant on behalf
of WILLIAM D. HARKNESS

vs.

TROY YOUNG

Filed January 3, 1995
@ 3:16 PM

Indigent Filing

Sheriff's Costs $91.00
Pro Co pd 3-10-97 9.00 ✓

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1995 Petition To Proceed In Forma Pauperis Pursuant to Pa.R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. A copy of the complaint shall be delivered to the sheriff for service.

BY THE COURT:
Gordon R. Miller,

Jan. 3, 1995 Praecipe of Plaintiff To Proceed In Forma Pauperis filed.

Jan. 3, 1995 Affidavit in Support for Leave to Proceed In Forma Pauperis filed.

Jan. 4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street, Meadville,Crawford County, PA on January 4, 1995 at 12:58 PM.
So answers, Dale Collins, Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 23, 1995 Appearance of KNox McLaughlin Gornall & Sennett Pc, by William C. Wagner, attorneys for defendant filed.

Jan. 24, 1995 Answer And New Matter, filed.

Feb. 16, 1995 Affidavit on behalf of defendant, Troy Young, filed.

June 7, 1995 Motion For Joinder Of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motion for joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidation of the actions into a signle action or a consolidation into a single actionfor purposes of trial after the cases at issue becuase it
appears that these cases do arise out of a single series of transactions with similar questions of law and fact. We will not consolidate these matters automatically but will do so on motion of an interested party.

BY THE COURT,
Gordon R. Miller,
J

June 7, 1995 faxed W. Wagner, J. Harvin and mailed Harkness

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered as follows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolidation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crwaford County Civil Rules with respect to the filing of motions and petitions. The defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an accurate manner.

BY THE COURT,
Gordon R. Miller

July 18, 1995 Faxed Harvin, mailed Pltf.

Nov. 1, 1996 Defendant's Motion for Judgment on the Pleadings, filed.

Nov. 1, 1996 Upon Praecipe of Defendant's attorney, this case placed on next Argument List filed.

ON DECEMBER 1996 ARGUMENT LIST

Jan. 8, 1996 Memorandum and Order filed. AND NOW, January 8, 1997, defendant's mtoion for judgment on the pleadings is granted. Judgment is hereby entered in favor of the defendant and against the plaintiff. It is further ordered as follows:
1. The Court Administrator shall contact the Pennsylvania Board of Probation and Parole at Erie, shall take to the plaintiff's parole officer and shall obtain the plaintiff's correct mailing address that the Baord of Probation and Parole and the parole agent have for the plaintiff.
2. The Court Administrator shall send a true and correct copy of the Memorandum and Order in this case to the plaintiff at the address given to her by the Plaintiff's state parole officer. Said mailing shall be by certified mail, deliery to addressee only, rreturn receipt requested. The Court Administrator shall file a proof of service uponreceipt of the return receipt for the mail article.
3. The Plaintiff shallhave twenty (20) days after he receives this Memorandumand Order within which to file a petition for reconsideration. He may make any averments he wishes in said petition but he must make an averment or averments with respect to whether or not he received notice or the argument list or the argument on December 30, 1996; and all of the places he has resided since December 5, 1996 to December 30, 1996.
4. If the Court is satisifed that based upon the plaintiff's representations that he actually did have notice or the argument that was held onDecember 30, 1996 then the Court will not grant reconsideration on the basis of the nonappearance ofthe plaintiff at the argument.

BY THE COURT,
GordonR R. Miller, J

1-8-97 mailed Harvin & Wagner & (pltf by Ct. Adm.)

Cont. on Pg 16A

ASHBY O. BRENNEMAN, Inmate Legal Assistant on behlaf of WILLIAM D. HARKNESS
VS.
TROY YOUNG

CONTINUED FROM PAGE 16
of Record
A.D. 1995 - 16

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Feb 26, 1997 And Now, judgment has been entered in favor of the Defendant and against the Plaintiff pursuant to the Court's Memorandum and Order of January 8, 1997.
H - 174 JUDGMENT
Barbara H. King, Pro.

June 9, 1997 ORDER REGARDING DISPOSITION OF DEFENDANTS' MOTIONS FOR JUDGMENT ON THE PLEADINGS WITHOUT ORAL ARGUMENT filed. AND NOW, June 6, 1997, the defendant in each of the above five cases having filed praecipes to place their motions for judgment on the pleadings on the next available argument list,together with the required briefs in support thereof, the Court has determined that since the plaintiff is pro se and is incarcerated, it will make disposition of the preliminary objections on a time schedule consistent with the June 1997 argument list, but will do so without hearing oral argument. The plaintiff shall file and serve any brief in opposition on or before July 7, 1997.

BY THE COURT,
Gordon R. Miller, J.

June 9, 1997 Court distributed copies to:Wm. Harkness,A. Breneman; Attys.Wm. Wagner & J. Harvin.

July 24, 1997 Order filed. AND NOW, July 23, 1997, the motions for judgment on the pleadings filed by each defendant in these five cases are all granted and judgment is entered in favor of each defendant and against the plaintiff in each case.

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

7-24-97 MAILED Harkness, Benemon, Wanber & Harvin

16B

1995

17.

Knox,McLaughlin,
Gornall & Sennett
William C.Wagner

Law Offices of
Daniel LaCava
James E.Harvin

ASHBY O. BRENEMAN, Inmate
Legal Assistant on behalf
of WILLIAM D. HARKNESS

vs.

DALE WIMER

Filed January 3, 1995
@ 3:17 PM

Indigent Filing

Sheriff's Costs $91.00
Pro Co pd 3-10-97 9.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa.R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. A copy of the complaint shall be delivered to the sheriff for service.

BY THE COURT,
Gordon R. Miller, J

Jan. 3, 1995 Praecipe to Proceed In Forma Pauperis filed.

Jan. 3, 1995 Affidavit in Support for Leave to Proceed In Forma Pauperis filed.

Jan. 4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street, Meadville, Crawford County,PA on January 4, 1995 at 12:58 PM.
So answers, Dale Collins,Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 27,1995 Appearance of Knox, McLaughlin, Gornalll & Sennett by William C. Wagner, Esquire, Attorney for Dale Wimer, Defendant, filed.

Jan. 31, 1995 Defendant's Answer and New Matter filed.

Jan. 30, 1995 Preliminary Objections Raising a Question of Jurisdiction as to Defective Service, filed.

Jan. 30, 1995 Upon Praecipe of James E. Harvin, Esquire, Attorney for Defendant, the above-referenced matter is placed on the next available argument list.

ON MARCH, 1995 ARGUMENT LIST

Feb. 17, 1995 Answer To Defendant's Preliminary Objections Raising The Question of Jurisdiction As to Defective Service filed.

Feb. 17, 1995 Plaintiff's Response To Defendant's New Matter filed.

Feb. 21, 1995 Certificate of Service of Defendant's Verification To Answer and New Matter filed.

Mar. 7, 1995 Order filed. AND NOW, March 6, 1995, the Defendant having filed preliminary objections, the same will be considered by the Court based on the briefs of the parties on March 27, 1995 without oral argument.
The Defendant has already filed a brief and the Plaintiff shall file abrief on or before March 27, 1995.
If, after reviewing the briefs, thecourt determines oral argument is necessary, wewill schedule the same.

BY THE COURT,
Anthony J. Vardaro, J

Mar. 7, 1995 Faxed Harvin & Wagner mailed Harkness

Apr. 13, 1995 Motion For Extension of Time filed.

Apr. 13, 1995 Memorandum and Order filed. AND NOW, April 13, 1995, upon consideration of the Plaintiff's motion for extension of time, it is ordered and directed that counsel for the Defendant serve a copy of Defendant's brief in support of preliminary objections upon the Plaintiff by regular mail at the following address: William D. Harkness, #BX-4572, Unit/Side G/A-25, 10745 Route 18, Albion, PA 16475-0002 and file with the Court a proof of service.
The Plaintiff's brief shall be due 30 days from the date the Defendant indicates in the proof of service a copy of Defendant's brief was mailed to the Plaintiff pursuant to this order.
The Prothonotary is directed to photocopy the Plaintiff's motion for extension of time and to file a copy of that motion along with this Memorandum and Order at A.D. No. 1995-10, A.D. No. 1995-11, A.D. 1995-13, A.D. No. 1995-17, A.D. No. 1995-18 and A.D. 1995-20.
Each of those numbers and terms is a separate and distinct lawsuit with a separate and distinct Defendant. Therefore, in the future, the Plaintiff will file any filing that he wishes to file with respect to a case at only the number and term for that case and he may not do a blanket filing as he did in this case with respect to all of the cases nor shall he do any filing that encompasses more than one case.
In the event he does so in the future, the Prothonotary of Crawford County is directed to return such filing to the Plaintiff as being improperly filed.

BY THE COURT,
Anthony J. Vardaro, J

Apr. 17, 1995 copies dist. by Ct.

Apr. 17, 1995, Proof of Service of Brief in Support of Preliminary Objections filed.

May 11, 1995, Answer to Defendatns Preliminary Objections Raising the Question of Jurisdiction as to Defective Service filed.

Continued on page 462

18.

Knox, McLaughlin, Gornall & Sennett
William C.Wagner

Law Offices of
DAniel LaCava
James E.Harvin

ASHBY O. BRENEMAN, Inmate Legal Assistant on behalf of WILLIAM D. HARKNESS

vs.

JOHN ADAMS

Filed January 3, 1995 @ 3:17 PM

Indigent Filing

Sheriff's Costs $91.00
Pro Co pd 3-10-97 9.00 ✓

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The planitiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. A copy of the complaint shall be delivered to the sheriff for service.

BY THE COURT,
Gordon R. Miller,

Jan. 3, 1995 Praecipe of Plaintiff To Proceed In Forma Pauperis filed.

Jan. 3, 1995 Affidavit in Support For Leave To Proceed In Forma Pauperis filed.

Jan. 4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street, Meadville, Crawford County,PA on January 4, 1995 at 12:58 PM.
So answers, Dale Collins, Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 27, 1995 Appearance of Knox,McLaughlin, Gornall & Sennett by William C.Wagner, Esquire for John Adams, Defendant, filed.

Jan. 31, 1995 Defendant's Answer and New Matter filed.

Jan. 30, 1995 Preliminary Objections Raising a Question of Jurisdiction as to Defective Service, filed.

Jan. 30, 1995 Upon Praecipe of James E. Harvin, Esquire, Attorney for Defendant, the above-reference matter is placed on the next available argument list.

ON MARCH, 1995 ARGUMENT LIST

Feb. 17, 1995 Plaintiff's Response To Defendant's New Matter filed.

Feb. 17, 1995 Answer To Defendant's Preliminary Objections Raising The Question of Jurisdiction as To Defective Service filed.

Feb. 21, 1995 Certificate of Service of Defendant's Verification To Answer and New Matter filed.

Mar. 7, 1995 Order filed. AND NOW, March 6, 1995, the Defendant having filed preliminary objections, the same will be considered by the Court based on the briefs of the parties on March 27, 1995 without oral argument.
The Defendant has already filed a brief and the Plaintiff shall file a brief on or before March 27, 1995.
If, after reviewing the briefs, the Court determines oral argument is necessary, we will schedule the same.

BY THE COURT,
Anthony J. Vardaro, J

Mar. 7, 1994 Faxed Harvin & Wagner, mailed Harkness

Apr. 13, 1995 Motion For Extension of Time filed.

Apr. 13, 1995 Memorandum and Order filed. AND NOW, April 13, 1995, upon consideration of the Plaintiff's motion for extension of time, it is ordered and directed that counsel for the defendant serve a copy of Defendant's brief in support of preliminary objections upon the
Plaintiff by regular mail at the following address: William D. Harkness, #BX-4572, Unit/Side G/A-25 and file with the Court a proof of service.
The Plaintiff's brief shall be due 30 days from the date the Defendant indicates in the proof of service a copy of Defendant's brief was mailed to the Plaintiff pursuant to this Order.
The Prothonotary is directed to photocopy the Plaintiff's motion for extension of time and to file a copy of that motion along with this Memorandum and Order at A.D. No. 1995-10, A.D.No. 1995-11, A.D. 1995-13, A.D. No. 1995-17, A.D. No. 1995-18 and A.D. No. 1995-20.
Each of those numbers and terms is a separate and distinct lawsuit with a separate and distinct Defendant. Therefore, in the future, the Plaintiff will file any filing that hewishes to file with respect to a case at only the number and term for that case and he may not do a blanket filing as he did in this case with respect to all of the cases nor shall he do any filing thatencompasses more than one case.
In the event he does so in the future, the Prothonotary of Crawford County is directed to return such filing to the Plaintiff as being improperly filed.

BY THE COURT:
Anthony J. Vardaro

Apr. 13, 1995 copies dist. by Court.

Apr.17, 1995 Proof of Service filed.

May 11, 1995, Answer to Defendants Preliminary Objections Raising the Question of Jurisdiction as to Defective Service filed.

Continued on page 18A

1995

William D. Harkness
vs.
John Adams

record continued from page 18
of record
A.D. 1995 - 18

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June 7. 1995 Motion For Joinder of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motionfor joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidationof the actionsinto a signle action or a consolidation into a signle action for purposes of trial after the cases at issue because it appears that these cases do arise out of a signle series of transactions with similar questions of law and
fact. We will not consolidate these matters automatically but will do so on motion of an interested party.

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

June 7, 1995 copies mailed to William Harkness and faxed Wm. Wagner & J. Harvin

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered asfollows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolditiation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crawford County Civil Rules with respect to the filing of motions and petitions. The Defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an accurate manner.

BY THE COURT,
Gordon R. Miller, J

July 18, 1995 Faxed Harvin, mailed Pltf.

Nov. 1, 1996 Defendant's Motion for Judgment on Pleadings, filed.

Nov. 1, 1996 Upon Praecipe of attorney for Defendant, this case placed on next Argument List, filed.

ON DECEMBER 1996 ARGUMENT LIST

Jan. 8, 1996 Memorandum and Order filed. AND NOW, January 8, 1997, defendant's motion for judgment on the pleadings is granted. Judgment is hereby entered in favor of the defendant and against the plantiff.
It is further ordered as follows:
1. The Court Administrator shall contact the Pennsylvania Board of Probation and Parole of Erie, shall talk to the plaintiff's parole officer and shall obtain the plaintiff's correct mailing address that the Board of Probation and Parole and the parole agent have for the plaintiff.
2. The Court Administrator shall send a true and correct copy of the Memorandum and Order in this case to the plaintiff at the address given to her by the plaintiff's state parole officer. Said mailing shall be by certified mail, delivery to addressee only, return receipt requested. The Court Administrator shall file a proof of service upon receipt of the return receipt for the mail article.
3. The plaintiff shallhave twenty (20) days after he receives this Memorandum and Order within which to file a petition for reconsideration. He may make any averments he wishes in said petition but he must make an averment or averments with respect to whether or not he received notice of the argument list or the argument on December 30, 1996; and all of the places he has resided since December 5, 1996 to December 30, 1996.
4. If the Court is satisfied that based upon the plaintiff's repreentations that he actually did have notice of the argument that was held on December 30, 1996 then the Court will not grant reconsideration on the basis of the nonappearance of the plaintiff at the argument.

BY THE COURT,
Gordon R. Miller, J

1-8-97 mailed Harvin & Wagner & (pltf by Ct. Adm.)

Feb 26, 1997 And Now, judgment has been entered in favor of the Defendant and against the Plaintiff pursuant to the Court's Memorandum and Order of January 8, 1997.
H - 174

JUDGMENT
Barbara H. King, Pro.

18
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1995

1995

19.

Knox McLaughlin
Gornall & Sennett PC
William C. Wagner

Law Offices of
Daniel LaCava
James E. Harvin

ASHBY O. BRENEMAN, Inmate
Legal Assistant on behalf
of WILLIAM D. HARKNESS

vs.

JOHN WADE

Filed January 3, 1995
@ 3:17 PM

Indigent Filing

Sheriff's Costs $91.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa.R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. A copy of the complaint shall be delivered to the sheriff for service.

BY THE COURT:
Gordon R. Miller, J

Jan. 3, 1995 Praecipe of Plaintiff To Proceed In Forma Pauperis filed.

Jan. 3, 1995 Affidavit in Support For Leave To Proceed In Forma Pauperis filed.

Jan. 4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street, Meadville,Crawford County, PA on January 4, 1995 at 12:58 PM.
So answers, Dale Collins, Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 23, 1995, Appearance of Knox, McLaughlin Gornall & Sennett PC by William C.Wagner, attys. for defendant filed.

Jan. 24,1995 Answer And New Matter to Plaintiff's Complaint, filed.

Feb. 16, 1995 Affidavit on behalf of defendant, John E. Waid, filed.

June 7. 1995 Motion For Joinder of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motionfor joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidationof the actionsinto a signle action or a consolidation into a signle action for purposes of trial after the cases at issue because it appears that these cases do arise out of a signle series of transactions with similar questions of law and
fact. We will not consolidate these matters automatically but will do so on motion of an interested party.

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

June 7, 1995 copies mailed to William Harkness and faxed Wm. Wagner & J. Harvin

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered asfollows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolditiation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crawford County Civil Rules with respect to the filing of motions and petitions. The Defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an accurate manner.

BY THE COURT,
Gordon R. Miller, J

July 18, 1995 Faxed Harvin, mailed Pltf.

May 9, 1997 Defendatns motion for Judgment on the Pleadings filed.

May 9,1997, Upon praecipe of defendant, this above motion placed on next argt. list.

ON ARGUMENT LIST FOR JUNE 1997

June 9, 1997 ORDER REGARDING DISPOSITION OF DEFENDANTS' MOTIONS FOR JUDGMENT ON THE PLEADINGS WITHOUT ORAL ARGUMENT filed. AND NOW, June 6, 1997, the defendant in each of the above five cases having filed praecipes to place their motions for judgment on the pleadings on the next available argument list, together with the requuired briefs in support thereof, the Court has determined that since the plaintiff is pro se and is incarcerated, it will make disposition of the preliminary objections on a time schedule consistent with the June 1997 argument list, but will do so without hearing oral argument. The plaintiff shall file and serve any brief in opposition on or before July 7, 1997.

BY THE COURT,
Gordon R. Miller, J.

June 9, 1997 Court distributed copies to: Wm. Harkness, A. Breneman; Wm. Wagner and J.Harvin,Esq.

July 24, 1997 Memorandum and Order filed. AND NOW, July 23, 1997, the motions for judgment on the pleadings filed by each defendant in these five cases are all granted and judgment is entered in favor of each defendant and against the Plaintiff in each case.
BY THE COURT
Gordon R. Miller, P.J.

20.

Knox,McLaughlin,
Gornall & Sennett
William C. Wagner

Law Offices of
DAniel LaCava
James E.Harvin

ASHBY O. BRENEMAN, Inmate
Legal Assistant on behalf
of WILLIAM D. HARKNESS

vs.

TERRY CHARAMONTE

Filed January 3, 1995
@ 3:18 PM

Indigent Filing

Sheriff's Costs $91.00
Pro Co pd 3-10-97 9.00✓

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 3, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa.R.C.P. 240 and Order filed. AND NOW, December 30, 1994, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. A copy of the complaint shall be delivered to the sheriff for service. BY THE COURT:
Gordon R. Miller,
J

Jan. 3, 1995 Praecipe of Plaintiff to Proceed In Forma Pauperis filed.

Jan. 3, 1995 Affidavit in Support For Leave To Proceed In Forma Pauperis filed.

Jan. 4, 1995 Sheriff's Return filed. SERVED above defendant by handing copy of Complaint to Deputy Warden Timothy Lewis at Crawford County Jail Office, 360 Center Street, Meadville,Crawford County, PA on January 4, 1995 at 12:58 PM.
So answers, Dale Collins, Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 27, 1995 Appearance of Knox, McLaughlin, Gornall & Sennett, PC by William C.Wagner, Esquire, Attorney for Terry Charamonte, Defendant, filed.

Jan. 31, 1995 Defendant's Answer and New Matter filed.

Jan. 30, 1995 Preliminary Objections Raising a Question of Jurisdiction as to Defective Service, filed.

Jan. 30, 1995 Upon Praecipe of James E.Harvin, Esquire,Attorney for the Defendant, the above-referenced matter is placed on the next available argument list.

ON MARCH, 1995 ARGUMENT LIST

Feb. 17, 1995 Plaintiff's Response To Defendant's New Matter filed.

Feb. 17, 1995 Answer To Defendant's Preliminary Objections Raising The Question of Jurisdiction as To Defective Service filed.

Feb. 21, 1995 Certificate of Service of Defendant's Verification To Answer and New Matter filed.

Mar. 7, 1995 Order filed. AND NOW, March 6, 1995, the Defendant having filed preliminary objections, the same will be considered by the Court based on the briefs of the parties on March
27, 1995 without oral argument.
The Defendant has already filed a brief and the Plaintiff shall file a brief on or before March
27, 1995.
If, after reviewing the briefs, the Court determines oral argument is necessary, we will schedule the same. BY THE COURT,
Anthony J. Vardaro,
J

Mar. 7, 1994 Faxed Harvin & Wagner, mailed Harkness

Apr. 13, 1995 Motion For Extension of Time filed.

Apr. 13, 1995 Memorandum and Order filed. AND NOW, April 13, 1995, upon consideration of
the Plaintiff's motion for extension of time, it is ordered and directed that counsel for the
defendant serve a copy of Defendant's brief in support of preliminary objections upon the Plaintiff by regular mail at the following address: William D. Harkness, #BX-4572, Unit/Side G/A-25 and file with the Court a proof of service.
The Plaintiff's brief shall be due 30 days from the date the Defendant indicates in the proof of service a copy of Defendant's brief was mailed to the Plaintiff pursuant to this Order.
The Prothonotary is directed to photocopy the Plaintiff's motion for extension of time and to
file a copy of that motion along with this Memorandum and Order at A.D. No. 1995-10, A.D.No. 1995-11, A.D. 1995-13, A.D. No. 1995-17, A.D. No. 1995-18 and A.D. No. 1995-20.
Each of those numbers and terms is a separate and distinct lawsuit with a separate and distinct Defendant. Therefore, in the future, the Plaintiff will file any filing that hewishes to file with respect to a case at only the number and term for that case and he may not do a blanket filing as he did in this case with respect to all of the cases nor shall he do any filing that
encompasses more than one case.
In the event he does so in the future, the Prothonotary of Crawford County is directed to return
such filing to the Plaintiff as being improperly filed. BY THE COURT:
Anthony J. Vardaro

Apr. 13, 1995 copies dist. by Court.

Continued on Pg. 20A

1995

Ashby O. Breneman etal

vs.

Terry Charamonte

Record continued from page 20
of
AD 1995 - 20

Apr. 17, 1995, Proof of Service of Brief in Support of Preliminary Objections filed.

May 11, 1995, Answer to Defendants Preliminary Objections Raising the Question of Jurisdiction as to Defective Service filed.

June 7. 1995 Motion For Joinder of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motionfor joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidationof the actionsinto a signle action or a consolidation into a signle action for purposes of trial after the cases at issue because it appears that these cases do arise out of a signle series of transactions with similar questions of law and
fact. We will not consolidate these matters automatically but will do so on motion of an interested party.

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

June 7, 1995 copies mailed to William Harkness and faxed Wm. Wagner & J. Harvin

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered as follows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolditiation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crawford County Civil Rules with respect to the filing of motions and petitions. The Defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an accurate manner.

BY THE COURT,
Gordon R. Miller, J

July 18, 1995 Faxed Harvin, mailed Pltf.

Nov. 1, 1996 Defendant's Motion for Judgment on the Pleadings, filed.

Nov. 1, 1996 Upon Praecipe of Defendant's Attorney, this case placed on next Argument List filed.

ON DECEMBER 1996 ARGUMENT LIST

Jan. 8, 1996 Memorandum and Order filed. AND NOW, January 8, 1997, defendant's motion for judgment on the pleadings is granted. Judgment is hereby entered in favor of the defendant and against the plantiff.
It is further ordered as follows:
1. The Court Administrator shall contact the Pennsylvania Board of Probation and Parole of Erie, shall talk to the plaintiff's parole officer and shall obtain the plaintiff's correct mailing address that the Board of Probation and Parole and the parole agent have for the plaintiff.
2. The Court Administrator shall send a true and correct copy of the Memorandum and Order in this case to the plaintiff at the address given to her by the plaintiff's state parole officer. Said mailing shall be by certified mail, delivery to addressee only, return receipt requested. The Court Administrator shall file a proof of service upon receipt of the return receipt for the mail article.
3. The plaintiff shallhave twenty (20) days after he receives this Memorandum and Order within which to file a petition for reconsideration. He may make any averments he wishes in said petition but he must make an averment or averments with respect to whether or not he received notice of the argument list or the argument on December 30, 1996; and all of the places he has resided since December 5, 1996 to December 30, 1996.
4. If the Court is satisfied that based upon the plaintiff's repreentations that he actually did have notice of the argument that was held on December 30, 1996 then the Court will not grant reconsideration on the basis of the nonappearance of the plaintiff at the argument.

BY THE COURT,
Gordon R. Miller, J

1-8-97 mailed Harvin & Wagner & (pltf by Ct. Adm.)

Feb 26, 1997 And Now, judgment has been entered in favor of the Defendant and against the Plaintiff pursuant to the Court's Memorandum and Order of January 8, 1997.
H - 174
JUDGMENT
Barbara H. King, Pro.

20B

1995

1995

Ferguson & Spataro
John F. Spataro

21.

ROBERT PETE HOKE and
ELAINE HOKE

vs.

BILLIE E. HARRIS

Filed January 3, 1995
@ 3:18 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's costs	28.00
Pro Co pd 4-20-95	5.00

WRIT OF SUMMONS
Issued Sheriff

Jan. 16, 1995 Writ Return filed. SERVED Billie E. Harris personally on Jan. 12, 1995 at 10:10 AM by handing a copy of the Summons to her at the residence, 370 North Main St., Meadville, Crawford Co., PA.

So answers,

Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Apr 10, 1995 Upon praecipe of plaintiff attorney the above case is marked satisfied and discontinued of record.

22

1995

Barbara J. Walton

22.

CAROLYN S. SMOCK

vs.

JOHN M. SMOCK

Filed January 3, 1995
@ 3:18 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 1-14-97	9.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
1 copy atty.

Jan. 13, 1995 Affidavit of Service filed. And Now, January 12, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on January 10, 1995.

2. That the Defendant signed the return card on Jan. 11, 1995, and in accordance with Pa. RC.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383591) attached hereto as Exhibit "A".

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. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton, Esq.

Apr. 13, 1995, Affidavit of Consent of plaintiff filed.

Dec 31, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Plaintiff)

Dec 31, 1996 Affidavit of Consent of Plaintiff, filed.

Dec 31, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Dec 31, 1996 Affidavit of Consent of Defendant, filed.

Jan 14, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Jan. 8, 1997 Stipulation and Consent to Separation Agreement filed.

DIVORCE DECREE FILED

Jan. 23, 1997 AND NOW, this 23 day of January, 1997, the Court, by virtue of the authority vested in it by law, Decrees that CAROLYN SMOCK and JOHN M. SMOCK, are hereby Divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the terms, provisions and conditions of a certain property settlement agreement between the parties dated Dec. 27, 1996, and attached to this Decree and Order are hereby incorporated into this Decree and Order by reference as fully as though the same were set forth herein at length. Said agreement shall not merge with but shall survive this Decree and Order.

BY THE COURT:
Anthony J. Vardaro, J.

1995

23.

KELLI LOCKE

vs.

THOMAS LOCKE

Filed January 3, 1995
@ 3:28 PM

Tax & entry paid 10.50
User's fee paid 5.00

CERTIFIED COPY OF PETITION FOR PROTECTION FROM ABUSE
FROM ERIE COUNTY, PENNSYLVANIA

Order:

AND NOW, to-wit, this 3rd day of January, 1995, upon consideration of the Petition for Protection From Abuse in the above-captioned case, it is ORDERED, ADJUDGED and DECREED as follows:

A final hearing for the Petitioner and Respondent will be held on the 12th day of Jan., 1995 at 9:30 a.m. in Courtroom No. C, Erie County Courthouse, Erie, Pennsylvania.

Pending said hearing, it is ORDERED that;

1. Temporary custody is granted to your Petitioner of the parties' -0- minor child/children.

2. Possession of the premises at RD 1 Box 223 Centerville, PA 16404 is granted to the Petitioner for the exclusive occupany by her/him and her/his child/children. Respondent is completely excluded from the residence. Respondent shall hereafter have no license to be present on the premises.

3. Respondent is directed to refrain from striking, hitting, threatening, abusing or harassing Petitioner and the minor child/children at any location including but not limited to Petitioner's residence, her/his place of employment and the child's/children's school, by any act or actions, including both physically and verbally, including but not limited to thoese recited in this Petition.

4. That the Sheriff's department or any other police agency within the area of the residence of the parties, including the STate Police, shall enforce this Order by:

(a) Serving a certified copy of this Order on the Respondent at 354 West 31st st., Erie PA 16508. The Petitioner shall release Respondent's personal hygiene and clothing to a third party within a reasonable time and hour.

(b) If the Respondent violates this Order, he/she is to be arrested on the charge of indirect criminal contempt. An arrest for violation of this Order may be made without warrant, based solely on probable cause, whether or not the violation is committed in the presence of the Sheriff or pOlice aforesaid or not.

(C) If the REspondent is placed under arrest for violation of this Order, he/she shall be arraigned before the District Justice who shall fix security.

(d) An Affidavit having been filed prusuant to 23 Pa.C.S.A. Section 6106(b), this Petition shall be filed and service shall be made without payment of costs.

5. It is further ORDERED that the Respondent immediately relinquish possession or custody of: n/a. The Sheriff'sDepartment or any law enforcement agency is ordered to enforce this and, if applicable, to witness the exchange.

BY THE COURT:
Judge Jiuliante

1-3-95 Faxed Co. Control mailed Corry PD

24

1995

Louis B. Loughren, PC
Louis B. Loughren

24.

Knox, McLaughlin, Gornall & Sennett
James T. Marnen

F. GORDON WATT

vs.

R. CHARLES THOMAS: BOZIC and THOMAS, a Partnership; BOZIC, THOMAS and JOHNSON, a partnership; and THOMAS, TRUAX, SPADAFORE & WALKER, a partnership

Filed January 4, 1994
@ 11:51 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	43.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION

Jan. 4, 1995 Notice Of Service of Plaintiff's First Set of Interrogatories Direct to Defendant, R. Charles Thomas filed.

Jan. 18, 1995 SHERIFF'S RETURN, filed. SERVED R. Charles Thomas on January 17, 1995 at 1:33 PM by handing a copy of the Complaint and Interrogatories to Cheryl Serena, Receptionist at his place of business, 296 Chestnut Street, Meadville, Crawford County, PA.

SERVED Bozic and Thomas on January 17, 1995 at 1:33 PM by handing a copy of the Complaint to Cheryl Serena, Receiptionist at Thomas, Truax, Spadafore and Walker, 296 Chestnut Street, Meadville, Crawford County, PA.

SERVED Bozic, Thomas and Johnson on January 17, 1995 at 1:33 PM by handing a copy of the Complaint to Cheryl Serena, Receiptionist at Thomas, Truax, Spadafore and Walker, 296 Chestnut Street, Meadville, Crawford County, PA.

SERVED Thomas, Truax, Spadafore and Walker on Juanuary 17, 1995 at 1:33 PM by handing a copy of the Complaint to Cheryl Serena, Receiptionist at the business, 296 Chestnut Street, Meadville, Crawford County, PA.

So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar. 22, 1995 Motion to Extend Time For Filing A Responsive Pleading and Order filed. AND NOW, this 22nd day of March, 1995, upon consideration of the foregoing Motion an extension of time to file a Responsive Pleading to the Complaint in the above-captioned matter is hereby granted. The Defendants sahll have until the 1st day of May, 1995, to file such response.

BY THE COURT:
Gordon R. Miller, J

Mar. 22, 1995 Faxed Spadafore & Loughren

Mar. 22, 1995 Motion to Extend Time for Filing A Responsive Pleading and Order filed. AND NOW, this 22nd day of March, 1995, upon consideration of the foregoing Motion an extension of time to file a Responsive Pleading to the Complaint in the above captioned matter is hereby granted. The Defendants sahll have until the 1st day of May, 1995, to file such response.

BY THE COURT,
Gordon R. Miller, J

Mar. 22, 1995 Faxed to Spadafore & Loughren

Apr. 3, 1995 Appearance of Knox, McLaughlin, Gornall & Sennett, PC by James T. Marnen for Defendants filed.

Apr. 26, 1995 Answer filed.

Jan. 7, 1997 Stipulation by Defendant filed.

(SEE COMPUTER OR PAPERS FILED FOR INFORMATION)

1995

Barbara J. Walton

25.

Kathleen R.Nelson

STUART R. STORLL

vs.

LISA STORLL

Filed January 4, 1995
@ 2:20 PM

Tax & entry paid	50.50
User'sFee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 9/22/95	9.00
Pro pd /16/95	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Jan. 16, 1995 Affidavit of Service filed. And Now, January 13, 1995, comes Barbara J.Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on January 10, 1995.

2. That the Defendant signed the return card on January 12, 1995, and in accordance with Pa.R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383592) attached hereto as Exhibit "A".

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. § 4904, relating to unsworn falsification to authorities.

Barbara J. Walton, Esquire

Apr. 13, 1995, Affidavit of Consent of plaintiff filed.

Sep. 8, 1995 Affidavit of Consent by Lisa Storll, Defendant, filed. (1 copy Atty.)

Sep. 18,1995 Upon Praecipe of Barbara J. Walton, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Sept. 27, 1995 AND NOW, this 26 day of September, 1995, 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 STUART R. STORLL, Plaintiff, and LISA STORLL, 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.

Oct. 9, 1995, Notice of Election toRetake Prior Name field.

TO BE KNOWN AS: LISA M. STONEMAN.

James R. Irwin

26.

BRIAN DICKERSON, a minor by JOHN DICKERSON ,his father

vs.

BRENDA PETERS

Filed January 4, 1995
@ 4:06 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	$25.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed CYS & LPD

ORDER:

And now, this 4th day of January , 1995 , 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 contact Brian Dickerson nor go to his home of Foster home.

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 or 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 the January 12, 1995, 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,
Gordon R. Miller, J

9. A copy of this order shall be delivered to Crawford County C.Y.S.

Jan. 9, 1995 Sheriff's Return filed. SERVED Brenda Peters personally on January 5, 1995 at 10:20 AM by handing a copy of the Protection from Abuse to her at Star Route Estates, Route 27, Meadville, Crawford County, PA, while at her mother,Mabel Dart's, residence.
So answers, Dale A.Collins,Chief Deputy
Robert M.Stevens,Sheriff

Jan. 16, 1995 ORDER filed. AND NOW, January 12, 1995 this matter is before the Court on a petition filed by the Plaintiff on behalf of the minor child Brian Dickerson for relief under the Protection from Abusue Act. A temporary order was entered by President Judge Gordon R. Miller on January 4, 1995 and we note that there is already a juvenile proceeding regarding Brian Dickerson at Juvenile No.1994 - 157 wherein he has previously been adjudicated a dependent and abused child.

In light of the fact that this petition requests relief which has temporarily been granted by us this day at the juvenile number,pending further hearing scheduled for January 23, 1995 and in view of the fact that we believe that this matter is more appropriately before the Juvenile Court, hearing with respect tothis protection from abuse petition is continued indefinitely to be rescheduled upon motion of either party.

In light of the order entered in the juvenile court case this day, the temporary abuse order of January 4, 1995 is rescinded at this time until further order of Court.

BY ORDER OF THE COURT,
Anthony J.Vardaro,J.

1-16-95 Dist. to Pltf & deft. Faxed to Pa.SPD & Co. Control.

In Error

Jan 15, 1996 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, retunr receipt requested, dated January 9, 1996. The Defendatn acknowledged service on January 11, 1996 by accepting delivery on that date as evidenced by the attached signed return receipt.

1995

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

27.

R. Charles Thomas

2-6-95 Rec'd from Plf's Med Dep 150a

3-16-95 Refunded to Plf's medfee #9016 141a

DENVER LEE KLINGENSMITH

vs.

DAWN M. KLINGENSMITH

Filed January 4, 1994
@ 4:10 PM

Tax & entry paid	50.50
User's Fee paid	5.00
John Fuller, Mediator	210.00
Pro Co Pd 5-8-95	9.00

COMPLAINT FOR CHILD CUSTODY
1 copy atty.

Jan. 10, 1995 Affidavit of Service, filed. I, Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify 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 5th day of January, 1995, sent to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint for Child Custody filed at the above term and number; and that I did on the 9th day of January, 1995, receive a duly executed return receipt dated January 6, 1995.

Feb. 6, 1995 Petition to Appoint Child Custody Mediator and Order, filed. AND NOW, this 3rd day of Feb. 1995, upon presentation of the Petition to Appoint Child Custody Mediator, John Fuller, is hereby appointed mediator to hold a Mediation Conference

BY THE COURT:
Gordon R. Miller, P.J.

Feb. 6, 1995 copies dist to Lindsay & Fuller

Mar. 15, 1995 ORDER filed. AND NOW, March 14, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Joshua Lee Klingensmith and Hollie Marie Klingensmith 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 the subject children.

II. Physical custody of Joshua Lee Klingensmith and Hollie Marie Klingensmith shall be shared by their parents under the following conditions:

A. Beginning March 13,1995 the children shall reside with their father during the week, but shall be in the custody of their mother Monday through Friday from the time they get out of school (Joshua - 11:00 a.m. and Hollie - 3:25 p.m.) until 6:00 o'clock p.m. when they shall return to the custody of their father. During the summer months they shall be in the custody of their mother from 12:00 o'clock noon until 6:00 o'clock p.m., Monday through Friday.

B. The mother shall be entitled to take the children into her custody every other weekend from 10:00 o'clock a.m. on Saturday to 6:00 o'clock p.m. on Sunday, beginning March 18, 1995.

C. 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 agreement to the contrary, the children shall be in the custody of the father on the aforesaid holidays until 1:00 o'clock p.m. and in the custody of the mother on the aforesaid holidays from 1:00 o'clock p.m. until 6:00 o'clock p.m.

D. Transportation of the children on weekends and holidays shall be shared by the parents with the parent receiving custody providding 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 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 children's health or well being.

G. 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.

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. Nevertheless, this order is entered without prejudice to the right of either party to request a further mediation conference at any time after June 1, 1995.

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 Plaintiff, less the cost of teh custody order.

Gordon R. Miller, P.J.

Mar. 21, 1995 Faxed to Thomas, Lindsay & Fuller. Sent to Plf. & Dft.

May 12, 1995 Motion to Strike Request For Hearing De Novo, filed.

May 12, 1995 Order filed. AND NOW, May 12, 1995, matter is before Motions Court this date on the Defendant's Motion to Strike a Request for Hearing DeNovo on the basis that the same was not timely filed.

It appears, however, that the mtoion was timely filed, but somehow, through administrative inadvertence, the motion was erroneously attached to other papers.

Counsel for both parties appear before the Court and agree that notwithstanding any conditions in prior Custody Orders by Judgment Gordon R. Miller or Judge P. Richard Thomas, that the matter should be referred back to Custody Mediator John Fuller forthwith.

ACCORDINGLY, a copy of this Order shall be delivered to Custody Mediator Fuller and by direction of the Court and with the consent of counsel for both parties. a new Custody Review Mediation Hearing will be held and a new Recommended Order forwarded to the Court.

the Custody Mediator shall review the financial situation of the parties and made a recommendation in his Order relative to payment of mediator costs in this case.

The Court directs that the Motion to Strike the Request for Hering DeNovo is now moot in view of the agreement of the parties to refer the matter back to the Custody Mediator.

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

May 12, 1995 dist. to Fuller, Lindsay & Thomas

FEb. 27, 1998 PETITION TO PROCEED IN FORMA PAUPERIS AND ORDER FILED. AND NOW, FEb. 23, 1998 the Plaintiff's request is denied.

BY THE COURT
Anthony J. Vardaro

2/25/98 KEENAN & ROWDEN (ALSO See 1995-67)

Record Continued on Page 508 (B)

1995

Watts & Pepicelli
Christopher D. Ferry

28.

JACK M. HARMON

vs.

DOROTHY M. HARMON

Filed January 4, 1995
@ 4:10 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm Fee paid	45.00
Pro co pd 4/26/95	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE
1 copy atty.

Jan. 17, 1995 Affidavit of Service filed. Christopher D.Ferry, Esquire, being duly sworn according to law,deposes and states that he served a true and correct copy of the Complaint in Divorce, Notice to Defend and Claim Rights, and Counseling Notice upon Dorothy M. Harmon, Defendant in the above-captioned matter, by mailing a true and correct of same by U.S.Certified Mail, Return Receipt Requested, Article No. P 151 366 184, postage pre-paid, on January 6, 1995, to the following address:

Dorothy M. Harmon
R.D.#1, Box 451
Felton, DE 19943

Defendant personally received said documents on January 9, 1995, as evidenced by her signature on the certified mail return receipt card which is attached hereto and marked Exhibit "A".

January 17, 1995 By: Christopher D. Ferry,Esquire

Apr. 19, 1995, Affidavit of consent of plaintiff filed.

Apr. 19, 1995, Affidavit of Consent of defendant filed.

Apr. 19, 1995, Upon praecipe of palintiff attorney, for review under 3301(c) of the divorce code, this case moved to court.

DIVORCE DECREE FILED

May 2, 1995, AND NOW, May 1, 1995, it is hereby ordered and decreed that JACK M. HARMON, Plaintiff, and DOROTHY M. HARMON, 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.

1995

MacDonald, Illig,
Jones & Britton
Richard J. Parks

29.

INTEGRA BANK/NORTH
successor by merger to
Pennbank

vs.

RUSSELL L. MORRIS

Filed January 5, 1995
@ 1:17 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Sheriff's Costs	93.00
Pro Co pd 5-22-95	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Feb. 3, 1995 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant Russell L. Morris at address given of R.D.#2, Box 2258, Union City, Crawford County, PA. Several attempts made to the residence, receiving no response. On our last attempt on February 2, 1995, Dial Realty Company was at the residence and all the utilities have been shut off.

POSTED the property of Russell L. Morris on January 18, 1995 at 2:00 PM. The property being located at R.D.#2, Box 2258, Union City, Crawford County, PA.

So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Apr. 12, 1995, Complaint Reinstated.

May 4, 1995 Affidavit of Service filed. SERVED the within Complaint on april 28, 1995, at 1310 Hrs., upon Russell L. Morris at Erie County Sheriff's Office 140 West 6th Street, Erie, Pennsylvania by handing to Russell L. Morris a true and correct copy thereof and made known to him the contents threin.

Paul Greiner, Deputy Sheriff
Robert N. Michel, Sheriff

I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Complaint according to law.

Robert M.Stevens, Sheriff

May 22, 1995 And Now, upon praecipe of plaintiff attorney judgment has been entered by default against the above named defendant, for failure to file an answer in the above-captioned matter in the amount claimed in the Complaint of Twenty-five Thousand One Hundred Seventy-five and 67/100, plus interest at the rate of $3.52 per day from January 1, 1995, monthly late charges beginning January 1995 of $9.81, plus costs of suit, taxes and insurance premiums advanced by plaintiff and for foreclosure and sale of the mortgaged premises.

Entered May 22, 1995 Debt: $25,175.67 plus interest, costs, taxes & insurance
M - 252 JUDGMENT
Barbara H. King, Pro.

5-23-95 Notice of entry of Judgment sent to Dft.

Jun. 6, 1995 Affidavit of Service Pursuant to Pa.R.C.P. No. 3129.2(c) (2) filed. I, Richard J. Parks, counsel for plaintiff, being duly sworn according to law, certifythat service of the Notice of Sale ofReal Property was made upon each person, other than the defendant hereto as Exhibit A, by ordinary United States Mail, pastage prepaid, at the addresses set forth in the Affidavit with the return address of the plaintiff appearing thereon, as evidenced by Form 3817 Certificates of Mailing, attached hereto as Exhibit B.

May 30, 1995 Richard J. Parks

1995

Kathleen R. Nelson

30.

CAROL J. LAWRENCE

vs.

GEORGE S. LAWRENCE

Filed January 5, 1994
@ 1:17 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm Fee paid	45.00
Pro Co pd 1-17-96	9.00
Pro pd. 6/21/96	5.00

COMPLAINT UNDER SECTION 3301(c) or (d) OF THE DIVORCE CODE

Jan. 27, 1995 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, George S. Lawrence, on January 12, 1995.
3. The registered mail was sent to George S. Lawrence, c/o Peg Lawrence, 8814 Essex House, Meadville,PA. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on January 17, 1995. Said Return Receipt card #Z 727 828 089 is attached hereto, signed by Peg Lawrence, mother of the Defendant and owner of the home where Defendant resides, and made a part hereof.

January 27, 1995 Kathleen R.Nelson, Esq.

Apr. 7, 1995 Affidavit of Consent of Plaintiff filed.

Jul 31, 1995 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code, filed.

Jan. 2, 1996 Affidavit of Consent of Defendant filed.

Jan 16, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Jan 23, 1996 Divorce Order of Jan. 19, 1996. A final decree will not be entered at this time. Jan 23, 1996 Nelson & Dft.

Mar. 4, 1996 Upon Praecipe of Kathleen R.Nelson, Esquire to transmit record, Case moved to Court.

DIVORCE DECREE FILED

March 7, 1996 AND NOW, March 6, 1996, it is ordered and decreed that the Plaintiff and Defendant named herein, 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:
Anthony J. Vardaro, J.

June 21, 1996, Notice of Election to Retake Maiden Name filed.

TO BE KNOWN AS: CAROL J. AUSTIN.

1995

William J. Gregg

31.

JAMES A. EULIANO and JOANN EULIANO, his wife

vs.

DONNA M. WILCOX

Filed January 5, 1995
@ 1:17 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR CUSTODY
1 copy atty.

Feb. 3, 1995 AFFIDAVIT OF SERVICE, filed. AND NOW, this 2nd day of February, 1995, 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 Plaintiffs in the above-captioned action.

2. That a true and correct copy of he Complaint for Custody and Notice were sent by certified mail to the Defendant, Donna M. Wilcox, on January 14, 1995.

3. That the Defendant received said certified mail on January 20, 1995. Said Return Receipt Card Z 727 827 444 is attached hereto, signed by Donna Wilcox and made a part hereof.

IMPORTANT NOTICE AND COURT ORDER

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 2/3/1995 . 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 from you in writing on or before Oct. 23, 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.

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 Oct. 23, 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 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: Sept. 22, 1998

Nov. 5, 1998 ORDER filed. AND NOW, this 30th day of Oct., 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 by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 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 19011.

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

32.

ANGELA KESSLER

vs.

DENNIS SWECKER

Filed January 5, 1995
@ 2:50 PM

Tax & entry Pd 1-10-95 50.50
User's Fee Pd 1-10-95 5.00
Surcharge Pd 1-10-95 25.00 ~~45.00~~
SHERIFF'S COSTS 25.00
PRO. CO. Pd 1-10-95 5.00

1-10-95 Rec'd from dept Sheriff's cost 25.00
1-10-95 Pd Sheriff #8791 25.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MPD

ORDER:

And now, this 5th day of January , 19 95 , 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 contact Plaintiff in any way. He shall not go to Plaintiffs residence. Custody of the child is awarded to plaintiff 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 or 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 the 1-12-95 , 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,
Gordon R. Miller, J

Jan. 9, 1995 Sheriff's Return filed. SERVED Dennis Swecker personally on January 6, 1995 at 2:00 PM by handing a copy of the Protection from Abuse to him at his residence, 308 Asbury Manor East, Meadville, Crawford County, PA.

So answers,

Dale A.Collins,Chief Deputy
Robert M.Stevens,Sheriff

Jan. 10, 1995 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 9th day of January, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of January 5, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to Meadville Police Dept. and to County Control.

Any provisions of the Protection from Abuse Order of Jan. 5, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties without change or modification and the party or parties agaisnt whom costs were assessed shall remain obligated to pay the costs.

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

Jan. 10, 1995 Faxed MCPD & Co Control, mailed Plf. & Dft.

1995

Barbara J. Walton

33.

J. GARY LANDRY

vs.

JANET L. LANDRY

Filed January 5, 1995
@ 3:09 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 4-20-95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Jan. 16, 1995 Affidavit of Service filed. And Now, January 13, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on Jan. 10, 1995.

2. That the Defendant signed the return card on Jan. 12, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070232975) attached hereto as Exhibit "A".

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. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton, Esq.

Apr. 6, 1995 Affidavit of Consent by J.Gary Landry, Plaintiff, filed.

[illegible]

Apr. 7, 1995 Affidavit of Consent of Defendant, filed.

Apr 11, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 27, 1995 AND NOW, this 26 day of April, 1995, 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 J. GARY LANDRY, Plaintiff, and JANET L. LANDRY, 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.

1995

Harry N. Sydor

34.

HIRJAN SHAH, t/d/b/a LAKE ROAD MOTEL

vs.

VIRGINIA L. BOND and RICHARD D. BOND

Filed January 6, 1995
@ 1:23 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	28.00
Pro Co pd 1-31-96	9.00
Pro Co Pd (Cert) 3-27-96	2.00

WRIT OF SUMMONS
Issued Sheriff
1 Atty.

Jan. 20, 1995 Writ Return filed. NOT FOUND Aas to Defendant Richard D. Bond at address given of Denny Road, Box 71, Conneaut Lake, Crawford County, PA. Per the post office, that box number has been closed.
So answers, Robert M. Stevens, Sheriff

Apr. 26, 1995 Affidavit of Service filed. Before me, the undersigned authority, in and for said County and State, personally appeared Harry N. Sydor,Esxquire,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 A 306 229 408, hereto attached and marked Exhibit A, a copyof the above captioned Writ of Summons upon defendant Virginia L. Bond at 103 Baptist Street Adamson, Tenn 38311 on January 12, 1995.
April 21,1995 Harry N.Sydor,Esquire

May 16, 1995 Writ of Summons reissued. (issued Atty.)

Jul 27, 1995 Praecipe to Reissue Writ of Summons, filed.

Aug. 30, 1995, Complaint in Civil Action filed.

Aug. 30, 1995, Affidavit of Service filed. Before me the undersigned authority, in and for said county and state, personally appeared Harry N. Sydor, Esq. who being duly sworn according to law, deposes and says that he caused to be served, by re. mail not returned, and certified mail, unclaimed, ret. rec. req. rec. # Z 306 229 531 hereto, attached and marked exhibit A, acopy of the above Writ of Summons upon dft. Richard D. Bond, at 212 Boone St. Box 851, Adamsville, Tenn. 38310. Harry N. Sydor, Esq.

Sep 25, 1995 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, unclaimed, return receipt requested, receipt numbers Z306 229 904 and Z306 229 903, hereto, attached and marked Exhibit A, a copy of the above captioned Complaint in Civil Action upon Defendants Richard D. Bond and Virginia L. Bond, at P.O. Box 851, Adamsville, TN 38310 on 9-16-95/9-15-95 respectively.

Nov. 30, 1995 MOTION TO AMEND COMPLAINT AND ORDER filed. AND NOW, to wit: this 28th day of November, 1995, upon Motion of Harry N. Sydor, attorney for plaintiff, it is hereby Ordered and Decreed that plaintiff be permitted to Amend its Complaint, so that the demand for judgement in the Complaint be in the amount of $3,250.55 and in the form of the attached proposed Amended Complaint. However, the notice to defend that is attached is faulty. This is Crawford County not Clearfield County.
BY THE COURT:
Grodon R. Miller, J.

11-30-95 Mailed Sydor.

Dec. 14, 1995 Amended Complaint in Civil Action filed.

And Now, January 29, 1996, upon praecipe of plaintiff attorney judgment has been entered against the Defendants in the amount of Three Thousand Two Hundred Fifty and 55/100, in default of appearance or pleading pursuant to reg. 1047 P.L.C.P.
B - 163, 212 Debt: $3,250.55
JUDGMENT
Barbara H. King, Prothonotary
Jan. 31, 1996 Notice of entry of judgment sent to Dfts.

1995

John P. Gagliotti

35.

Edward E. Hatheway

DAVID A. RIDGEWAY

vs.

TRISSEL M. WHITLING

Filed January 6, 1995
@ 2:43 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	$23.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MPD

Order:

And now, this 6 day of January , 1995 , 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: The Defendant shall not go to Plaintiff's residence or place of employment at North St. Scene.
3. This Order may be enforced without a warrant 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 or 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 January 16, 1995 , at 3 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 COURT,
Anthony J. Vardaro, J

Jan. 9, 1995 Sheriff's Return filed. SERVED Trissel M. Whitling personally on January 6, 1995 at 3:55 PM by handing a copy of the Protection from Abuse to her in the Sheriff's Office,Third Floor, Crawford County Courthouse, Meadville,PA.
So answers,
Barbara J.Reagle, Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 18, 1995 ORDER filed. AND NOW,January 16, 1995 the hearings in these cases are continued until Monday, January 23, 1995 at 3:00 o'clock p.m.in Courtroom No. 1 of the Crawford County Courthouse. The parties shall complete this matter by 4:30 o'clock p.m. that day.

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

1-18-95 Copies to Gagliotti & Hatheway

Jan. 25, 1995 ORDER filed. AND NOW, Jan. 23, 1995, the parties appeared in court for the continued hearing and have agreed to settle the companion cases at 1995-35 and 1995-38 without an admission on the part of either party that the other engaged in abuse or engaged in any misconduct. Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff in any manner.
2. Except as for legitimate matters of custody and visitation, neither shall contact the other nor go to the other's place of residence or place of employment.
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 by the Prothonotary to County Control, Meadville City Police, and to the Pennsylvania State Polcie.
5. This Order shall remain in full force and effect for six (6) months from this date, that is until July 22, 1995, unless modified or terminated by further Court order.
6. The Defendant shall pay record court costs within thirty (30) days from the date of this order or face potential court proceedings, the surcharge shall not apply, as this is an order without a finding of abuse.

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

Jan. 25, 1995 Order FAXED MCPD, PASPD, Co. Control; copy given Attys. Hatheway and Gagliotti.
Jan. 27, 1995 Order mailed Plf., Defdt.

Apr. 10, 1996 Certificate of Completion of Seminar by David A.Ridgeway, Plaintiff filed.

1995

Shafer, Swick, Bailey, Irwin & Stack
James R. Irwin

36.
John Gaggliotti

Jan. 6, 1995 $150.00 deposited by Plaintiff
3-6-95 Pd Plf Med Refund #8094 7.00
5-8-95 Pd Def #9166/134.08
7-7-95 Rec'd from deft med fee 20.00
8-15-95 from deft med fee 114.08
9-21-95 Pd Co #9402 134.08

DAVID A. RILEY

vs.

GRETCHEN A. RILEY

Field January 6, 1995
@ 3:01 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Kathleen Nelson, Med.	268.16
Pro Co 5-8-95 Pd	9.00

COMPLAINT FOR CUSTODY (UCCJA)
1 copy atty.
1 copy mediator

Order:

AND NOW, this 5 day of January, 1995, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Mediator, Kathleen Nelson, at a time to be set by the Mediator in the Crawford County Courthouse with the Child Custody Mediator as Required by Rule L1915.26A et. seq. of the Court of Common Pleas of Crawford County Pennsylvania.

It is further ordered and decreed that pending final determiantion by the Court, the aforesaid minor child shall not be removed from the j urisdiction of the Court by either parjty hereunder, under possible punishment for Contempt of Court.

BY THE COURT:
Gordon R. Miller, J

March 3, 1995 TEMPORARY ORDER, filed. AND NOW, March 3, 1995, 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 children, Jason M. Riley, Casey P. Riley and Malissa A. Riley 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 children 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 children such as education, religious instruction and medical treatment.

2. Primary physical custody of Jason, Casey and Malissa Riley shall be with their Father, subject to the following conditions:

A. The Mother shall be permitted to visit and take the children into her temporary physical custody during the first three full weekends of each month from Friday at 5:00 p.m. until Sunday at 5:00 p.m.

b. Beginning with the summer of 1995, the children shall be in the custody of their mother from June 15th through August 15th of each year.

c. Holiday visitations shall be arranged as follows:

i. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wednesday preceding Thanksgiving at 6:00 p.m. and ending on the Saturday following Thanksgiving at 6:00 p.m., and the second beginning on the Saturday following Thanksgiving at 6:00 p.m. and ending the Monday following Thanksgiving at 6:00 p.m. In 1995, the mother shall have the first visitation period and the father the second and the parties shall thereafter alternate.

ii. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at 10:00 a.m. and ending on Christmas Day at 12:00 noon, and the second beginning on Christmas Day at 12:00 noon and ending on December 26th at 6:00 p.m. In 1995, the father shall have the first period and the mother the second and the parties shall thereafter alternate.

iii. Easter: There shall be two Easter holiday visitation periods, the first beginning on Good Friday at 10:00 a.m. and ending Holy Saturday at 6:00 p.m., and the second beginning on Holy Saturday at 6:00 p.m. and ending on Easter Sunday at 6:00 p.m. In 1995, the mother shall have the first visitation period and the father the second and the parties shall thereafter alternate.

iv. The children shall spend Mother's Day with their mother from 9:00 a.m. until 6:00 p.m. and Father's Day with their father during the same hours.

3. Transportation of the children on weekends, holidays and summer visits shall be shared between the two parties with the party receiving custody of the children to provide transportation.

4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor children.

5. Neither parent shall say or do anything in an attempt to turn the children against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the children towards both parents.

6. Neither parent shall expose the children to any person or situation which may e hrmful to the health, safety or well being of the children.

7. Each parent shall inform the other parent immediately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephone number.

8. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the children and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

9. The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him, less the cost of the court order.

10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

Anthony J. Vardaro, J.

Mar. 14, 1995 Faxed to Irwin, Gagliotti & Nelson, sent to Plf. & Dft.

Feb. 7, 1997 Letter dated August 21, 1996 stating Jason M. Riley is now residing in the custody of his mother, Gretchen A. Reichert at 113 East Pine St., Cochranton, PA., filed. (See paper filed).

FOR FUTURE ENTRIES AS OF JULY 2, 2001.....SEE COMPUTER.

1995

Barbara J. Walton

37.

Roeder & Rothschild
~~Tamera Ochs Rothschild~~
Withdrawn

Peters, Lindsay, Lewis,
& Hatheway
Brian J. Lindsay

Jan. 6, 1994 $150.00
deposited by Plaintiff

Pd 3-21-95 141 cos
#9037

4-28-95 Rec'd from Danny Miller-med fee 150=

5-14-95 Rec'd from Danny Miller med fee 13.80

8-16-95 Pd fee 9588 Cg 13.80

8-16-95 med fee 141.00
& 93.58

DANNY MILLER

vs.

STACY LEE BOARDMAN

Filed January 6, 1995
@ 3:06 PM

Tax & entry paid 50.50
User's Fee paid 5.00

Pro Se Pd 3-21-95 gov
Pd 8-16-95 gov

John Spataro, Mediator

COMPLAINT FOR CUSTODY
2 copies atty.
1 copy mediator

Order:
You, Stacy Lee Boardman, have been sued in Court to obtain shared custody of Beau Dean Jensen.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Spataro for a mediation conference.
It you fail tp appear as provided by this Order, an Order for custdoy, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
Until the itme of the above hearing neither party shall remove the children from the Commonwealth of Pennsylvania. The minor children shall also remain in the primary physical custody of the mother with vistiation by the father as mututally agreed upon by the parties.
YOU SHOULD TAKE THIS PAPER TO YOUR ALWYER 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 ext. 298
Date: 1/4/95

BY THE COURT,
Gordon R. Miller, J

Jan. 24, 1995, Affidavit of service filed.
And now, Jan. 24, 1995, comes Barbara J. Walton and avers as follows:
1. A true and correct copy of the Motion to appoint a Custody Mediator and Complaint for Custody was mailed to the dft. via cert. amil, ret. rec. on Jan. 10, 1995.
2. That the dft. signed the return card on Jan. 12, 1995 and in accordance with Pa. R.C.P. 412, service of the complaint was made as is evidenced by the US Postal Ser. REt. REc. Cert. # Z070383593 attached hereto as exhibit "A". Barbara J. Walton, Esq.

Feb. 1, 1995 Appearance of Roeder & Rothschild by Tamera Ochs Rothschild, Esquire for Defendnat, Stacy Lee Boardman, filed.

Feb. 6, 1995 Motion to Consolidate and Order, filed. AND NOW, this 6 day of February, 1995, upon consideration of Stacy Lee Boardman's Motion to Consolidate it is ORDERED AND DECREED THAT:
1. A. D. No. 1995-63 and A. D. No. 1995-37 are hereby consolidated at A. D. 1995-37; and
2. The mediation currently scheduled for A. D. 1995-37 for Feb. 16, 1995 at 3:00 p.m. before Mediatoar J. Spataro, Esq. shall proceed on both complaints.

By the Court,
Anthony J. Vardaro, J.
Feb. 6, 1995 Faxed Rothchild, Walton, Irwin & Spataro

Feb. 27, 1995 Temporary Order filed. AND NOW, this 27thday of February,1995,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 parents shall share legal and physical custody of the subject minor child, Beau Dean Jensen, born January 21, 1994.
2) The parents shall 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) The mother shall retainprimary physical custody of the child, subject to the partial custody and visitation rights of the father and the paternal grandparents as follows:
a. The father shall have the right to take the child into his care and custody for one twenty-four hour period, with said period tobe during his three days off from work at Ibsco Drilling which follows his regular nine day work schedule. It is the court's understanding that the father works nine continuous days and then has three days off before resuming his nine day work schedule. It is the court's intention that the father exercise his rights of partial custody commencing at 1:00 p.m. on his first day off and concluding at 1:00 p.m. on his second day off during the three day period. Father shall exercise his partial custody rights to overnight visits with his son in the home of his parents, Marvin L.Miller and Catherine J. Miller, who reside at Route 77, Riceville,Pennsylvania. The paternal grandparents advised the court appointed child custody mediator that they are prepared to offer their home to the father for this purpose. Commencing on September 1, 1995 and continuing thereafter, the father shall be entitled to exercise his rights of partial custody in his home.
b. In the event the father changes employment and the parties are unable to agree on a substitute partial custody schedule,then in such event the father shall have the right to take the child into his care and custody every other weekend beginning at 5:00 p.m. on Friday and concluding at 5:00 p.m. Saturday.
c. Commencing on Wednesday, March 1, 1995,the paternal grandparents, Marvin L. Miller and Catherine J. Miller shallhave the right to take the child into their care and custody every other Wednesday afternoon, commencing at 1:00 p.m.and continuing until 1:00 p.m. the next day. In the event there is a conflict between the father's rights to partial custody and those of the paternal grandparents, the father's rights shall take priority.
4) Holiday,vacation and birthdayvisitations shall be arranged as follows:
a. Christmas. The father shall have the right to take the child into his care and custody for a continuous four hour period on Christmas Day,withthe exact four hour period tobe determined by and between the parties. Inthe event the parties are unable to agree,then the father's period of partial care and custody shall commence at 1:00 p.m. on Christmas Day and continue until 5:00 p.m.
b. Thanksgiving. The father shall have the right to take the child into his care and custody for a continuous four hour period on Thanksgiving Day,with the exact four hour period tobe determined by and between the parties. In the event the parties are unable to agree,then the father's period of partial care and custody shall commence at 1:00 p.m. on Thanksgiving Day and continue until 5:00 p.m.

Continued to Page 499

38

1995

Edward E. Hatheway

38.

John P. Gagliotti

TRISSEL M. WHITLING

vs.

DAVID A. RIDGEWAY

Filed January 6, 1995
@ 3:46 PM

Tax & entry Pd 2-13-95 50.50
User's Fee Pd 2-13-95 5.00
~~Surcharge 25.00~~

Sheriff's Costs $23.00
Pro Co Pd 2-13-95 90

2-10-95 Rec'd from deft Sheriff's Costs 23.00
2-13-95 Pd Sheriff #8893 23.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MPD

ORDER:

And now, this 6 day of January , 1995 , 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: The defendant shall not go to Plaintiff's 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 or 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 the January 16, 1995 , at 3 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,
Anthony J. Vardaro, J

Jan. 9, 1995 Sheriff's Return filed. SERVED David A.Ridgeway personally on January 6, 1995 at 4:00 PM by handing him a copy of the Protection from Abuse in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.

So answers,

Barbara J.Reagle, Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 18, 1995 ORDER filed. AND NOW, January 16, 1995 the hearings in these cases are continued until Monday, January 23, 1995 at 3:00 o'clock p.m. in Courtroom No. 1 of the Crawford County Courthouse. The parties shall complete this matter by 4:30 o'clock p.m. that day.

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

1-18-95 Copies to Attys.Gagliotti & Hatheway

Jan. 25, 1995 ORDER filed. AND NOW, Jan. 23, 1995, the parties appeared in court for the continued hearing and have agreed to settle the companion cases at 1995-35 and 1995-38 without an admission on the part of either party that the other engaged ina buse or engaged in any misconduct. Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff in any manner.
2. Except as for legitimate matters of custody and visitation, neither shall contact the other nor go to the other's place of residence or place of employment.
3. This Order may be enforced without a warrant of arrest by any law enforcement office having reasonable grounds to believe it has been violated.
4. A copy of this Order shall be delivered by the Prothonotary to County Control, Meadville City Police, and to the PA. State Police.
5. This Order shall remain in full force and effect for six (6) months from this date, that is until July 22, 1995, unless modified or terminated by further Court Order.
6. The Defendant shall pay record court costs within thirty (30) days from the date of this order or face potential court proceedings, the surcharge shall not apply, as this is an Order without a finding of abuse.

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

Jan. 25, 1995 Order FAXED MCPD, PA SPD, Co. Control; copy given Attys. Hatheway and Gagliotti.
Jan. 27, 1995 Order mailed Plf, Defdt.

1995

Watts & Pepicelli
Alan L. Pepicelli

39.

Shafer, Swick, Bailey, Irwin, Stack & Millen
James R. Irwin
Jeffrey K. Millin
for Dfts.

CLIFFORD D. EDWARDS and MARYLYNN EDWARDS, Co-Administrators of the Estate of THOMAS PAUL EDWARDS, Deceased

vs.

VIRGIL L. EELLS, individually and trading as EELLS USED CARS: and VIRGIL'S, INC. a Corporation

Filed January 6, 1995
@ 4:17 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	39.00
Pro Co Pd 2/26/99	6.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued Sheriff

Jan. 12, 1995 Writ Return filed. SERVED Virgil L. Eells, i/t/a Eells Used Cars, personally on January 11, 1995 at 2:16 PM by handing a copy of the Summons to him at Route 19, R.D. #2, Cochranton, Crawford County, PA.
SERVED Virgil's Inc. on January 11, 1995 at 2:15 PM by handing a copy of the Summons to Virgil L. Eells, Owner, at Route 19, R.D. #2, Cochranton, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 6, 1995 Appearance of Shafer, Swick, Bailey, Irwin, Stack & Millin by James R. Irsin, Esquire and Jeffrey K. Millin, Esquire for Defendants, filed.

Feb. 6, 1995 Praecipe for Rule to File a Complaint, filed. (issued Atty)

Apr. 27, 1995 Notice of Service filed. I hereby certify that a copy of the Complaint in Civil Action, an original Requests for Production of Documents and an original First Set of Interrogatories were served upon the above-captioned Defendants, Virgil L. Eells, Individually and trading as Eells Used Cars; and Virgil's, Inc., a Corporation, via hand delivery of the same to Dfendants' counsel, Jeffrey K. Millin, Esquire, at his offices situate at 360 Chestnut Street, Meadville, Pennsylvania, on April 27, 1995. Alan L. Pepicelli

Apr. 27, 1995 Complaint filed.

May 10, 1995 Preliminary Objections, filed.

May 10, 1995 Praecipe for Argument, filed.

ON ARGUMENT LIST FOR June 1995

June 15, 1995 Notice of Deposition of Virgil's Inc., filed.

Jun. 23, 1995 Motion to Continue and ORDER filed. AND NOW, this 22 day of June, 1995,upon consideration of the within Motion to Continue, Argument in the above-captioned case is hereby continued until the next term of Argument Court.
BY THE COURT,
Anthony J.Vardaro, J.

6-23-95 Faxed Millin, given Pepicelli

ON ARGUMENT LIST FOR JULY, 1995

June 28, 1995, Amended Notice of Depositions filed.

Jul 31, 1995 Amended Notice of Deposition of Virgil's Inc., filed.

Aug. 22, 1995, Amended Notice of Depositions filed.

Feb 4, 1997 Praecipe to Place Preliminary Objections on the Argument List, filed.

ON ARGUMENT LIST FOR February 1997

Mar. 21, 1997 Praecipe to Withdraw Preliminary Objection by Defendant filed.

May 9, 1997 Answer and New Matter filed.

Dec. 30, 1999 Petition for Settlement of Wrongful Death/Survival Claims and ORDER filed. AND NOW, this 30th day of December 1998, upon consideration of the within Petition for Settlement of Wrongful Death and Survival Claims in the above-captioned case, this Court approves the within settlement of $10,000, with allocation of settlement proceeds to be as follows:

1. $7,000.00 to your Petitioners under the Wrongful Death Action, to be distributed as follows:

a. To Watts and Pepicelli PC, as attorney's fees to be paid from the Wrongful Death proceeds: $3,333.00

b. To Watts and Pepicelli PC, as reimbursement for costs advanced to date: $1,217.00

c. To Petitioners, Clifford

D. Edwards and Marylynn Edwards, under the Wrongful Death Action to be distributed in accordance with the provisions of the PA. Wrongful Death Act, 42 Pa. C.S. 8301: $2,450.00

2. $3,000.00 to the Estate of Thomas Paul Edwards, Deceased, under the Survival Action.

And upon payment of said sums and record costs of suit, Petitioners, Clifford

D. Edwards and Marylynn Edwards, are authorized to execute a Release in appropriate form in favor of said parties to be released.

BY THE COURT,
Gordon R. Miller, J.

Dec. 30, 1999 Order Distributed to Atty. Pepicelli.

Feb. 17, 1999 Praecipe to Settle & Discontinue Filed. Upon Praecipe of of Alan Pepicelli Esq. Atty for Plaintiffs the above-captioned case is marked settled and discontinued of record.

1995

Richard W. Kooman, II
Terry R. Heeter

40.

HOWICK MOTOR SALES

vs.

SHAHBUDDIN AH KAZI

Filed January 9, 1995
@ 1:39 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	26.00
Pro Co pd 4-20-95	5.00

WRIT OF SUMMONS
Issued Sheriff

Jan. 18, 1995 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant Shahbuddin Ah Kazi at address given of 131 Russett Drive, Meadville, Crawford County. PA. Per the current resident, he moved from that address approximately seven months ago, new address unknown, but believes to be in Cleveland, Ohio.
So answers, Robert M. Stevens, Sheriff

Mar. 30, 1995 Writ Reissued.

Apr 10, 1995 Upon praecipe of plaintiff attorney the above captioned matter is discontinued without prejudice of record.

1995

Thomas,, Truax,
Spadafore & Walker
William L. Walker

41.

William F.Peters

DAVID L. SMITH

vs.

ANTHONY SOKALL

Filed January 9, 1995
@ 2;11 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 12, 1995 Sheriff's Return filed. SERVED Anthony Sokall personally on January 11, 1995 at 1:46 PM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Apr. 5, 1995 Answer to Complaint, filed.

42

1995

~~Barbara J. Walton~~ Withdrawn

42.

Thomas Dana Watson, Esq.

LEAANN CORDWELL

vs.

CARL CORDWELL

Filed January 9, 1995
@ 2:28 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm Fee paid	45.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
1 copy atty.

February 15, 1995 Acceptance of Service Filed. And Now, this 8th day of February, 1995, the undersigned, T. Dana Watson, Esquire, Attorney for Carl Cordwell, in the above captioned matter, accepts service of a Complaint in Divorce filed by LeaAnn Cordwell, Plaintiff in the matter.

T. Dana Watson, Esquire
Attorney for Defendant Carl Cordwell

And, enter my appearance for Defendant.
Thomas Dana Watson, Esq.

Feb. 16, 1995 Motion for Leave to Withdraw Appearance for Barbara J. Walton, Esquire, attorney for Plaintiff and ORDER filed. AND NOW, this 15 day of February, 1995, the motion for leave to withdraw appearance is hereby granted.

By the Court:
Gordon R.Miller, J.

2-17-95 Faxed to Atty.Watson, give to Atty. Walton.

Mar. 12, 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 2/15/95 . 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: March 12, 1998

Mar 12, 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)

1995

Thomas, Truax,
Spadafore, Walker
& Keenan
Gregory A. Keenan

43.

TAMMY J. FISHER

vs.

TODD A. DARLING

Filed January 9, 1995
@ 3:01 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Se Pd 11-12-97 Gov ✓

COMPLAINT FOR CUSTODY
1 copy atty.

Jan. 23, 1995 Affidavit of Service filed. Edward Hatheway, Esq., Attorney for Defendant in the above-captioned matter, hereby accepts service of a certified copy of the Complaint for Custody filed in this matter, properly endorsed with a Notice to Defend, this 11th day of Jan. 1995.
Edward J. Hatheway, Esq.

February 16, 1995, Petition For Entry of Agreement, Stipulation, Consent Custody Order Filed. And Now, this 16th day of February, 1995, upon stipulation of the parties to this action, the following Order is hereby entered:

1. The parties shall share legal and physical custody of the subject minor child, Cody A. Darling, with each parent entitled to full access to medical records, educational records, and other important records and each parent shall be entitled to take part in important decisions affecting the child including those decisions involving the child's education, medical treatment and religious instruction.

2. Primary physical custody of the subject minor child, Cody A Darling, shall be with his mother, subject to periods of partial custody with the child's father as follows:

A. Father shall have partial custody of the subject minor child on alternating weekends from 12:00 noon on Saturday until 6:00 p.m. on Sunday. Father's alternate weekend visitations shall commence with the weekend beginning Saturday, February 4, 1995.

3. The parties hereto agree to share custody of the subject minor child on the child's birthday, Christmas, Thanksgiving Day, and Easter. On these occasions, the child shall be in the mother's custody subject to a period of partial custody on each occasion wherein the father shall have the minor child in his custody from 1:00 p.m. until 6:00 p.m. on those days. Furthermore, the parties hereby agree that the minor child shall be in the custody of Mother on Mother's Day and Father on Father's Day with the hours to be mutually agreed upon by the parties.

4. The parties agree that any transportation required to give effect to the provisions of this Order shall be shared equally between the parties with the party receiving custody of the minor child picking up the minor child from the other party's residence.

5. Any party transporting the child shall make sure that seat belts or other restraints are used in accordance with the law of Pennsylvania.

6. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has custody of the subject minor child. 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 home in which the child is staying.

7. Each party shall teach the minor child to give to the other party that love and respect which is due a parent from his or her child. Furthermore, neither 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 likewise and not to disparage the other party in the child's estimation.

8. 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 compels 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.

9. 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
Gordon R. Miller, J.

Faxed 2-16-95 to Keenan

Dec 20, 1996 Motion to Amend Custody Complaint and Order: AND NOW, this 20th day of December, 1996, upon consideratio of Plaintifffs Motion to Amend the Custody Complaint filed at No. 1994-43 so as to include reference to the subject minor child, Kyle R. Darling, the child of the parties being born after the filing of the original Complaint and Custody and after entry of a Consent Custody Order on Feb 16, 1995, leave to so amend is hereby granted.
Gordon R. Miller, P.J.

Dec 20, 1996 Faxed Keenan

Jan 7, 1997 ORDER: AND NOW, this 9th day of January, 1997, it is ORDERED and DECREED that the parents in this matter shall satisfactoily 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 Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crawford County Court House, or the Court Administrator at the Crawford County Court Houe.
Gordon R. Miller, P.J.
Jan 13, 1997 Faxed Keenan
(FOR COMPLETE ORDER SEE PAPER FILED)

Jan. 24, 1997 Affidavit of Service filed. I, Gregory A. Keenan, Esquire, being duly sworn according to law, deoses and says that on January 20, 1997, a true and correct copy of an Amended Complaint for Custody was mailed by regular U.S. Mail, postage pre-paid, to the Defendant, Todd A. Darling regarding the above-catpioned matter, at his last known address of 485 North Street, Meadville, PA 16335.
Gregory A. Keenan

Feb. 26, 1997 Certificate of Completion of Separating Parents Seminar by Plaintiff filed.

Apr 1, 1997 Certificate of completion of the Seminar for Separating Parents for Todd Darling.

Continued on Page 512

44

1995

C. Barton Jones

44.

TINA McHENRY

vs.

DEAN D. McHENRY

Filed January 10, 1995
@ 1:11 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	80.00
State paid	10.00
Adm Fee paid	45.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE, CUSTODY, PARTIAL CUSTODY, VISTIATION, EQUITABLE DISTRIBUTION
no copies

Mar. 12, 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 1/10/95 . 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: March 12, 1998
Mar. 12, 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)

1995

Joyce & Joyce
John P. Joyce

45.

Winters & Arcovio
Robert A. Arcovio

Estate of ANNA H. BENNETT Deceased, HAROLD BENNETT Administrator, and HAROLD BENNETT in his own right

vs.

JOSEPH BRESLOVE, III

Filed January 10, 1995
@ 1:11 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	25.00
Sheriff's costs	46.00
Pro Co pd 8-10-95	6.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 20, 1995 NOT FOUND as to Defendant Joseph Breslove, III at address givenof R.D. #2, Box 1159A, Gordon Ropad, Conneaut Lake, Crawford County, PA. Unable to locate the residence. Defendant picks up mail occasionally at the post office and the post office does not know where the residence is located.
So answers, Robert M. Stevens, Sheriff

Feb. 13, 1995 Sheriff's Return filed. SERVED Joseph Breslove III, personally on February 8, 1995 at 10:40 AM by handing a copy of the Complaint to him at his residence, 105 Water Street, Linesville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

FEb. 17, 1995 Appearance of Winters & Arcovio, P.C. by Robert A.Arcovio, Esquire for Joseph Breslove, III,Defendant, filed.

Mar. 24, 1995 Stipulation To Amend Complaint in Civil Action filed.

April 13, 1995, Answer, New Matter and 2252(d) New Matter to Plaintiffs' Complaint filed.

May 2, 1995 Verification of Answer, New Matter and 2252 (d) New Matter too Plaintiffs' Complaint, filed.

Aug. 7, 1995 Upon praecipe of plaintiff attorney the above captioned cae is marked settled and discontinued of record.

1995

Gifford, Lay & Johnson
Wayne G. Johnson

46.

Thomas, Truax,
Spadafore, Walker &
Keenan
R.Charles Thomas

WILLIE MAE TATE, DELLA MAE QUINN and KENNY ALBERT DUCK

vs.

CYNTHIA R. RAPPA

vs

ANNA MAE BUSH, Executrix of Estate Of Harrison Bush, Add'l Deft.

Filed January 10, 1995
@ 3:16 PM

Tax & entry paid	50.50
User'sFee paid	5.00
Sheriff's Costs	28.00
Sheriff's Costs	90.00
Sheriffs costs (Erie)	57.00
sheriffs costs (Crawford)	38.00
Pro Co pd 9/20/99	7.50

WRIT OF SUMMONS
Issued Sheriff

Jan. 19, 1995 SHERIFF'S RETURN, filed. SERVED Cynthia R. Rappa personally on January 18, 1995 at 1:00 PM by handing a copy of the Summons to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 1,1995 Appearance of Thomas,Truax, Spadafore, Walker & Keenan by R. Charles Thomas,Esquire for Cynthia R. Rappa, Defendant filed.

Mar. 13, 1995 Praecipe for Issuance of a Writ to Join an Additional Defendant, ANNA MAE BUSH, Executrix of the Estate of Harrison Bush, filed. (Issued Sheriff)

Apr. 3, 1995 Writ Return filed. NOT FOUND as to Additional Defendant Anna Mae Bush. Attempted service by deputizing the Sheriff of Erie County, PA. He returned a "Not Found" at address of 835 South Park Avenue, Erie, Pa 16502. She has moved and according to post office forwarding address expired. Affidavit of "Not Found" attached.
So answers, Robert M. Stevens, Sheriff

May 22, 1995 Writ reissued.

June 20,1995 Writ reissued.

Jul. 27, 1995 Writ reissued.

Aug. 21, 1995, Writ to Join Additional Defendant returned. Dep. Paul McStraw of Erie County, Pa. who being duly sworn according to law, says, that he served the within writ upon Anna Mae Bush the dft. at Erie County Sheriff's office, 140 W. 6th St. Erie, pa 16501, Erie County, Pa. by handing to her a true and attested copy fothe writ and same time directing her attention to the contents thereof.
So answers, Robert N. Michel, Sheriff
Paul McStraw, Dep. Sheriff
served Anna Mae Bush by deputizing the sheriff of Erie County, pa. as per his affidavit of service attached. Served on Aug. 16, 1995 at 9:36 AM in thesheriffs office, Erie County Courthouse, Erie, pa.
So answers, Robert M. Stevens, Sheriff

Sept 16, 1999 Praecipe for Discontinuance filed. Upon Praecipe of Wayne G. Johnson, Esq. Atty for Plaintiffs the above captioned case is marked settled and discontinued of record.

47.

CHRISTIANA M. SLATER

vs.

CLAYTON ERNEST CORNMAN

Filed January 11, 1995
@ 9:07 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	23.00
Pro Co	9.00

2-10-95 from deft 34 cr
10-21-96 from deft 70 cr
Bal 100 co

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 11 day of January , 1995 , 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 contact Plaintiff nor shall he go to her residence. He shall not be within 100 yards of her residence.

3. This Order may be enforced without a warrant 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 or 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 January 19, 1995 , 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 COURT,
Gordon R. Miller, J

Jan. 11, 1995 Sheriff's Return filed. SERVED Clayton Ernest Cornman personally on January 11, 1995 at 9:50 AM byhanding a copy of the Protection from Abuse tohim at his temporary place of custody in the Crawford County Jail, 360 Center Street, Meadville, Crawford County,PA.

So answers,

James Withers, Constable
Robert M.Stevens, Sheriff

Jan. 20, 1995 ORDER filed. AND NOW, January, 19, 1995, this matter is before the court upon Plaintiff's Petition for Relief Under the Protection From Abuse Act.

Both parties appear, neither represented by counsel, and after the defendant is explainted his right to an attorney, he indicates apparently he does not have an attorney and will be representing himself. The defendant doe snot admit the allegations of the petition, but agrees that an Order be entered by teh Court as follows:

1. The defendant shall not assault, abuse, harass, threaten, or stalk the plaintif named in this Petition.

2. The defendant shall not contact the plaintiff in any manner nor shall he go to her residence at R.D. #5, Route 19, Lot 31, Meadville, Pennsylvania.

3. The defendant shall not telephone the plaintiff's parents' home nor the plaintiff's sister's home nor shall he go to the plaintiff's father's place of work.

4. The defendant shall not go to the plaintiff's residence even if he is invited to that residence since any police agency shall presume that he is in violation of this Order if he is at the plaintiff's residence. In the event that that matter should change and the plaintiff wishes for the defendant to go to the plaintiff's residence, they shall seek a modification of this Order prior to him doing so.

5. 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.

6. A copy of this Order shall be delivered to the Meadville City Police Department and to Crawford County Control. Additionally, insofar as the parties are unrepresented, the Prothonotary shall send the plaintiff a copy by Regular Mail at P.O. Box 1064, Meadville, Pennsylvania; and the defend ant a copy by Regular Mail at R. D. #1, Atlantic, Pennsylvania.

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 and a jail sentence of up to six (6) months.

8. The defendant will pay court costs in this case of $112.50, as well as outstandign court costs at a case at No. 1992 -937 in the amount of $91.50 for a total of $204. He may make monthly installments in the amount of $34 beginning on or before February 15, 1995, and continuing thereafter aby the 15th of each month so that he has paid $204 in full on or before July 15, 1995. He is advised that if he fails to do so, he may be held in contempt of court and appropriate sanctions imposed.

9. This Order shall remain in full force and effect through January 18, 1996.

BY THE COURT,
Anthony J. Vardaro, J.

Jan 20, 1995 Faxed MCPD & Co Control, mailed Plf. & Dft. (w/bill)

48.

PATRICIA ANN NEWCOMER

vs.

ROBERT ELTON NEWCOMER, JR.

Filed January 11, 1995
@ 11:09 AM

Tax & entry	Pd 2-2-95	50.50
User's Fee	Pd 2-2-95	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs		30.00
Ro Co Pd 2-2-95		9.00
Pa Co Pd 2-2-95		5.00

2-2-95 Rec'from dep plaf Sheriff's costs 30.00
2-2-95 Pd Sheriff #8867 30.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 11 day of January , 1995 , 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: pending further order of court the defendant shall not go to the marital residence which shall be in Plaintiff's exclusive possession.
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 or 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 the January 18, 1995 , at 3 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,
Anthony J. Vardaro, J

Jan. 13,1995 Sheriff's Return filed. SERVED Robert Elton Newcomer, Jr. personally on January 12, 1995 at 4:40 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Office Third Floor, Crawford County Courthouse,Meadville,PA.
So answers,
Shawn E.Ashbaugh, Deputy Sheriff
Robert M.Stevens, Sheriff

Jan. 19, 1995 ORDER filed. AND NOW, January 18, 1995, the parties appeared in open court without counsel. The Court explained the nature of a PFA action and the defendant understood it. The plaintiff claims that the parties are working out their differences and she wishes to discontinue this action. She believes that her daughter may not have told her the facts in an accurate manner.

ACCORDINGLY, it is ORDERED as follows:

1. The plaintiff shall immediately go to the Prothonotary's Office and sign a settlement and discontinuance of record so that her desires are of record.
2. This case is settled and discontinued of record and the Temporary Abuse Order entered Jan. 11, 1995 is hereby VACATED.
3. A true and correct copy of this Order shall be sent by the Prothonotary by Regular Mail to the plaintiff at the address listed on the Petition and to the defendant at Post Office Box 383, Conneautville, PA., as well as to the PA. State Police at Meadville and to County Control.
4. The plaintiff shall pay record court costs in the amount of $99.50 in full by 4:30 o'clock p.m. on Wednesday, Feb. 1, 1995. If she fails to pay the costs on time, she may face contempt of court proceedings and punished accordingly.

BY THE COURT,
Gordon R. Miller, President Judge
Jan. 19, 1995 Order FAXED Pa. SPD, Co. Control; mailed copy to deft. and pltf. w/bill.

Jan. 19, 1995 MOTION TO VACATE PROTECTION FROM ABUSE ORDER and ORDER filed. AND NOW, this 19th day of January, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of Jan. 11, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to Pa. State Police and to County Control.

Any provisions of the Protection from Abuse Order of Jan. 18, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R. Miller, J.
Jan. 19, 1995 Order FAXED Pa SPD, Co. Control; copy mailed Pltf. and Defdt.

1995

49.

Theodore H. Watts

SCOT D. WATKINS

vs.

ARTHUR J. NIES

Filed January 11, 1995
@ 1:22 PM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE WILLIAM D. CHISHOLM

Jan. 11, 1995 Rule entered upon the Plaintiff to file a Complaint issued.

Jan. 17, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Feb. 7, 1995 Motion To Deny Appeal filed.

Feb. 7, 1995 Order filed. AND NOW, January 31, 1995, upon review and considertion of the plaintiff's motion to deny the appeal a rule to show cause is hereby issued and directed to the defendant to shoaw cause if any he has why said motion should not be granted. The rule is returnable for hearing and/or argument on February 27, 1995 at 11:30 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

BY THE COURT,
Gordon R. Miller, J

Feb. 7, 1995 Copies dist. to Watts & Pltf.

1995

Shafer, Swick, Bailey
Irwin & Stack
Jeffrey K. Millin

50.

Theodore H. Watts
for Walter Dunn

JAMES B. SHEEHAN

vs.

R. CURTIS LAWRENCE and
LYNETTE LAWRENCE, his wife
and WALTER DUNN

Filed January 11, 1995
@ 3:31 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	$44.00
Pro Co pd 2-27-95	9.00
Pro Co pd 11-17-95	6.00

COMPLAINT IN CIVIL ACTION

Jan. 16, 1995 Sheriff's Return filed. SERVED R.Curtis Lawrence on January 12, 1995 at 3:04 PM by handing a copy of the Complaint to Lynette Lawrence, his Wife, at their residence, 282 Meadow Street, Meadville, Crawford County, PA.

SERVED Lynette Lawwrence personally on January 12, 1995 at 3:03 PM by handing a copy of the Complaint to her at the residence, 282 Meadow Street, Meadville, Crawford County,PA.

SERVED Walter Dunn on January 13,1995 at 2:00 PM by handing a copy of the Complaint to Pat Dunn, his Wife, at the residence, 120 Pine Street, Cochranton, Crawford County,PA.

So answers, Shawn E. Ashbaugh, Deputy Sheriff
Scott D.Young, Deputy Sheriff
Robert M.Stevens,Sheriff

Feb. 7, 1995 Answer to Complaint of Walter L. Dunn filed.

And Now, February 15, 1995, upon praecipe of plaintiff's attorney the following judgment has been entered against the defendants R. CURTIS LAWRENCE and LYNETTE LAWRENCE, his wife, in the sum of Twenty-three Thousand Nine hundred Twelve and 32/100, plus interest of 13% per annum from 12/19/94 to 2/14/95 and legal interest from the 2/14/95; reasonable attorney's fees and costs of suit for failure to file a pleding.

Entered 2-15-95 Debt: $23,912.32 plus int. and costs
L - 144, 239 JUDGMENT
Barbara H. King, Pro.

2-28-95 Notice of entry of Judgment sent to Dfts.

Nov 17, 1995 Upon praecipe of plaintiff attorney the above-captioned case is marked settled and discontinued of record.

1995

51.

REDEVELOPMENT AUTHORITY
OF THE CITY OF MEADVILLE

vs.

JOHN E. GLASSER, MARIAN E. GLASSER, a/k/a MRS. JOHN E. GLASSER

Filed January 12, 1995
@ 8:44 AM

Tax & entry paid 9.00
Pltf. on orig. 9.50

AGREEMENT TO REVIVE

OF

DSB 1989 - 676

The undersigned hereby agrees that the judgment entered on December 18, 1989 to Redevelopment Authority ofthe City of Meadville to revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Six Thousand Nine Hundred ninety-nine 19/100 plus cost.

Signed and dated this 12th day of January 1995 .

Debt $6,999.19
G-91-111-91

JUDGMENT
Barbara H. King
Prothonotary

FOR FUTURE ENTRIES AS OF APRIL 12, 2002 - SEE COMPUTER.

52

1995

52.

BOROUGH OF SPRINGBORO

vs.

JAMES A. GRYGIER
NANETTE GRYGIER

Filed January 12, 1995
@ 2:03 PM

Tax & entry paid 9.00
Pltf. on orig. 18.50

AGREEMENT TO REVIVE

OF

AD 1990 - 60

The undersigned hereby agree(s) that the judgment entered on January 15, 1990
to Borough of Springboro
be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Six Thousand Nine Hundred thrity and 50/100 plus costs

Signed and dated this 10th day of Jan. , 1995

Date-----Jan. 12, 1995
Debt----- $6,930.50
G-94-124

Judgment
Barbara H. King
Prothonotary

1995

Culbertson, Weiss,
Schetroma & Schug, PC
David L. Hotchkiss

53.

Stephen H. Hutzelman

DAVID SANDERS

vs.

NAOMI SHAFFER

Filed January 12, 1995
@ 4:19 PM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE ROBERT J. LEONHART

Jan. 12, 1995 Rule entered upon the Plaintiff to file a Complaint issued.

Jan. 26, 1995 Affidavit of Service, filed. Stephen H. Hutzelman, being duly sworn, deposes and says that he is the Attorney for the Defendant, NAOMI SHAFFER, in the above matter and that on the 12th day of January, 1995, I sent the Notice of Appeal from Distarict Justice Judgment on the above-referenced matter to Robert Leonhart, District Justice, 182 Venango Avenue, Cambirdge Springs, Pennsylvania 16403 and David Sanders, R.D. #1, Jericho Road, Edinboro,Pennsylvania 16412 and that same was received by them on January 17, 1995 as evidenced by the attached certified return receipt.

Feb. 1, 1995 Complaint filed.

54;

1995

Shafer, Swick, Bailey, Irwin, Stack & Millin
James R. Irwin
Barbara J. Walton

54.

Mary Ann Kirkpatrick

JANE BUTRYN

vs.

JAMES R. BUTRYN

Filed January 13, 1995
@ 10:02 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm Fee paid	45.00
Masters dep pd 5-20-98	250.00
Pro Co pd 1-7-99	9.00

5-26-98 Ref from Plff + Deft $175 ea - 250.00
6-12-98 Ref Plff 250.00 refund
1-6-98 Ref from Deft 50.00 master
12-17-98 Ref from Plff 84.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Jan. 20, 1995 Affidavit of Service filed. AND NOW, January 19, 1995, comes Barbara J. Walton, and avers as follows:
1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via certified Mail, return receipt on January 17, 1995.
2. That the Defendant signed the return card on January 18, 1995 andin accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383604) attached hereto as Exhibit "A".
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. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton

June 11, 1997 Defendant's Affidavit of Consent filed.

June 25, 1997 Petition for Additional Claims (Alimony, Alimony Pendente Lite, Reasonable Counsel Fees, Costs and Expenses) filed.
ORDER: And Now, June 23, 1997 hearing on Dft's Petition is scheduled for Thurs. July 17, 1997 at 11:00 a.m. in C. R. No. 1 of Crawford County Court of Common Pleas in Meadville, Pa. For the court, Ann A. Walker, Ct. Adm.
6/25/97 faxed to Kirkpatrick and dist. to Walton.

July 17, 1997 Income and Expense Statement ofJames r. butryn, Defendant filed.

July 22, 1997 ORDER filed. AND NOW, July 17, 1997, at the time fixed for hearing on the Defendant's Petition for Additional Claims, the parties have resolved this matter, and based upon said agreement, it is ordered as follows:
1. At the present time, there shall be no cash payment toward counsel fees, alimony, costs and expenses except as hereinafter provided.
The parties will split the cost of the following items:
(1) Bruce Nicolls appraisal of personal property and the mobile home.
(2) The $250 Master's deposit.
3. On or before August 1, 1997, the parties shall provide or do the following:
(a) File their consents to a no-fault divorce.
(b) Provide each other with a current copy of the annual pension statement that was dated closest in time to the separation.
(c) Documentation regarding marital assets that were transferred or disposed of during separation.
(d) The plaintiff will submit copies or other documentation as to savings bonds acquired during the marriage.
(e) Photocopies of all bank statements regarding checking accounts and savings accounts as of the date closest to the date of separation.
(f) The plaintiff will submit that portion of her parents' 1996 federal income tax return that would reflect rental income to them for lot rent paid by her for the mobile home.

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

July 23, 1997 Order Distributed Attys. Kirkpatrick & Walton.

Aug. 28, 1997 Affidavit of Consent to Divorce filed. (plff)

October 30, 1997, MOTION FOR LEAVE TO WITHDRAW APPEARANCE AND ORDER FILED. ORDER. and Now, October 29, 1997, the motion for withdrawal of appearance is granted.

BY THE COURT
ANTHONY J. VARDARO, J.

Nov. 13, 1997, copy to Walton

December 17, 1997 MOTION FOR SANCTIONS FOR FAILURE TO FILE INCOME & EXPENSE STATEMENT AND ORDER FILED. AND NOW, Dec. 17, 1997, upon presentation of Defendant's Motion for Sanctions for Failure to File Income & Expense Statement it is hereby ordered that the Income & Expense Statement shall be filed on or before July 7, 1997.

BY THE JUDGE
ANTHONY J. VARDARO, J.

12/17/97 FAXED Kirkpatrick & Irwin

Jan. 7, 1998 INCOME AND EXPENSE STATEMENT FILED.

Feb. 17, 1998 INVENTORY OF JAMES R. BUTRYN FILED.

Apr. 13, 1998 Affidavit of Consent of Plaintiff filed.

Apr. 13, 1998 Appearance of Shafer, Swick,Bailey, Irwin, Stack & Millin by James R. Irwin for Plaintiff filed.

Apr. 20, 1998 Inventory of Plaintiff filed.

May 27, 1998 MOTION FOR APPOINTMENT OF A MASTER IN DIVORCE AND ORDER APPOINTING MASTER FILED. AND NOW, this 22 day of May, 1998, David W. Pickesn, Esq. is appointed Master in respect to the following Claims: All Claims.
If not filed already, the parties are ordered to file their pretrial statements within 30 days from this date.

Per Curiam
Gordon R. Miller, J.

5/27/98 FAXED KIRKPATRICK, IRWIN & PICKENS

Continued on Pg. 54A

Record continued from page 54 of Butryn vs. Butryn at AD 1995 - 54

S29052

June 12, 1998 Motion for Refund of Excess Master's Fees filed.

June 12, 1998, ORDER filed. And Now, this 12 day of june 1998 the Prothonotary of Crawford county is ordered to refund the sum of $250.00 to plaintiff, Jane Butryn, which represents excess Master's Deposit.

by the court,
Anthony J. Vardaro J.

6/12/98 faxed to Irwin, Kirkpatrick

June 12, 1998 Notice of Scheduled Pre-Hearing conference filed.

June 29, 1998 Notice of Scheduled Master's Hearing filed.

June 29, 1998 Summary of Pre-Hearing Conference and Sc heduling Order filed.

July 8, 1998 Contempt Petition (dft) and order filed. ORDER: And now, July 7, 1998 Hearing is scheduled for Tues., Aug.. 25, 1998 at 2:30 p.m. CR No. 1, and be heard at time set for hearing on plaintiff's petition for contempt.

By the court,
Anthony Vardaro J.

7/8/98 faxed to Kirkpatrick and Irwin.

July 8, 1998 Petition for Contempt and order filed. ORDER: AND NOW this 2 day of July 1998 it is ordered, adjudged and decreed that a Rule to show Cause is hereby entered upon respondent to show cause why he should not be held in contempt of court.

Said rule is returnable on the 25 day of Aug. 1998 at 2:30 p.m., courthouse, Meadville, Pa.

BY THE COURT,
Anthony J. VArdaro J.

7/10/98 faxed to Kirkpatrick adn Irwin

Aug. 27, 1998 Motion to Withdraw Contrmpt Petition and Cancel Hearing and order filed. ORDER: AND NOW, Aug. 27, 1998 motion allowed.

By the court,
Anthony J. Vardaro J

8/27/98 faxed to Irwin and Kirkpatrick

Nov 12, 1998 Proof of Service of Notice to Produce, filed.

Nov 30, 1998 Notice of Filing Master's Report filed.

Nov. 30, 1998 Transcript of Master's report filed.

Mpv/ 30, 1998 Master's Report and Recommendation filed.

December 8, 1998 Waiver of Notice of Intention to Request Entry of A Divorce Decree under 3301(c) of the Divorce Code filed. (Pltf)

December 16, 1998 Waiver of Notice of Intention to Request Entry of A Divorce Decree under Section 3301(c) of the Divorce Code Filed. (Deft)

Dec. 30, 1998 Upon Praecipe of Plaintiff attorney for Review Under Under Section 3301(c) of Divorce Code this case moved to Court.

DIVORCE DECREE FILED

Jan. 12, 1999, AND NOW, this 8 day of January, 1999, it is ordered and decreed that JANE BUTRYN, Plaintiff, and JAMES R. BUTRYN, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Agreement, as outlined in the transcript of the Master's Hearing, dated November 19, 1998, 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.

5A
B

1995

55.

Robert P. Normann

TREVA NORR

vs.

VIOLET M. LESKOVEC, et al

Filed January 13, 1995
@ 11:43 AM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co pd 6-13-95	9.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE HUBERT E. VOGAN

Jan. 13, 1995 Rule entered upon the Plaintiff to file a Complaint Issued.

Jan. 19, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint,filed.

And Now, June 9,1995 upon praecipe of defendants attorney judgment of Non Pros is hereby entered agaisnt the named plaitniff for failure to file a Complaitn within twenty days after being ruled so to do.

N-- 164

JUDGMENT OF NON PROS
Barbara H. King, Pro.

1995

Dickie, McCamey &
Chilcote PC
Andrew G.Kimball
~~MacDonald, Illig,~~
Jones & Britton
W. Patrick Delaney

56.

Peter C. Acker
Cusick, Madden, Joyce
and McKay

~~Knox McLaughlin Gornall~~
~~& Sennett, P.C.~~
~~John W. Beatty~~ withdrawn

Gorr, Moser, Dell,
& Loughney
Melvin L. Moser

PPG INDUSTRIES, INC.

vs.

REDEVELOPMENT AUTHORITY OF THE CITY OF MEADVILLE, and AINCHIAK MANUFACTURING COMPANY

Filed January 13, 1995
@ 1:40 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	36.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Jan. 18, 1995 SHERIFF'S RETURN, filed. SERVED the Redevelopment Authority of the City of Meadville on January 17, 1995 at 2:26 PM by handing a copy of the Complaint to Beth Rekas, Secretary at the Redevelopment Authority, R.D.#2, Meadville, Crawford County,PA.

SERVED Zinchiak Manufacturing Company on January 17, 1995 at 2:45 PM by handing a copy of the Complaint to Ken Zinchiak, Owner, at the business, R.D.#2, Meadville, Crawford County, PA.

So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 24, 1995, Appearance of Cusick, Madden, Joyce and McKay, by Peter C. Acker, attorneys for defendant Zinchiak Mfg. Co, filed.

Jan. 26, 1995 Appearance of Knox McLaughlin Gornall & Sennett P.C. by John W. Beatty for Defendant Redevelopment Authority of the City of Meadville, filed.

Feb. 6, 1995 Answer, New Matter and Rule 2252 New Matter, filed.

Feb. 9, 1995 Preliminary Objections, filed.

Feb. 9,1995 Reply to Rule 2252 New Matter, filed.

Feb. 9, 1995 Praecipe for Argument List, filed.

ON ARGUMENT LIST FOR MARCH 1995

Jul. 20, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW, July 19, 1995, the Defendant's demurrer is overruled and its preliminary objection in the nature of a motion for a more specific complaint is sustained to the extent the Plaintiff shall file a more specific complaint consistent with the accompanying Memorandum.

The complaint shall be filed within 20 days from the date of this Order.

BY THE COURT:
Anthony J.Vardaro,J.

7-20-95 Dist. to Delaney, Beatty & Acker

Aug 8, 1995 Amended Civil Complaint, filed.

Aug 8, 1995 Verification, filed.

Aug 9, 1995 Verification, filed.

Sep 1, 1995 Answer, New Matter and Cross-Claim, filed.

Oct 2, 1995 Plaintiff's Reply to New Matter of Redevelopment Authority of the City of Meadville filed.

Oct. 18, 1995, Appearance of Dickie, McCamey and Chilcote, PC, attorneys for plaintiff filed. (Andrew G. Kimball Esq.)

Dec. 15, 1995 Upon praecipe of Cusick, Madden, Joyce and Mckay, attorneys for defendant, appearance withdrawn and appearance on behalf of Peter C. Acker, Atty. for defendant, filed.

Dec. 15, 1995 Defendant Zinchiak Manufacturing Company's Reply to New Matter of Defendant Redevelopment Authority of the City of Meadville, filed.

Dec. 15, 1995 Answer, New Matter and Rule 2252 New Matter to Plaintiff's Amended Complaint filed.

Dec. 27, 1995 Reply To Rule 2252 New Matter filed.

Mar. 26, 1996 Praecipe for Status Conference filed.

June 14, 1996, Appearance of Gorr, Moser, Dell & Loughney, by Melvin L. Moser, attorneys for Redevelopment Auth. of the City of Meadville, Pa. filed.

June 14, 1996, Upon praecipe of John W. Beatty, for withdrawal of appearance, appearance withdrawn.

Apr. 24, 1997 ORDER filed. And Now, April 23, 1997 argument onthe dft. Redevelop. Auth. of Meadville's motion to strike PPG's demand for a jury trial is hereby set for Tues. May 27, 1997 at an exact time and courtroom to be set by the ct. Adm. when the argt. list is prepared in late April.

Counsel shall follow Crawford County Civil Rules with respect tothe filing of briefs. The Redevelopment Authority has already filed a brief but it shall ahve a ritht to file a supplemental brief if it desires to do so at least 15 days prior tothe date of the argument. The responding party shall file their briefs at least 5 days prior tothe argument.

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

4/24/97 mailed to all counsel.

Apr. 23, 1997 Defendant RACM'S Motion to Strike PPG's Demand for a Jury Trial filed.

May 27, 1997 Plaintiffs MOtion for Summary Judgment filed.

May 27, 1997 Upon praecipe of plaintiff attorney, for argument, above motion listed on next argt. list.

ON ARGUMENT LIST FOR JUNE 1997

Continued Page 56-A

56 | PPG INDUSTRIES, INC. VS. REDEVELOPMENT AUTHORITY OF THE CITY OF MEADVILLE and ZINCHIAK MANUFACTURING COMPANY | CONTINUED FROM PAGE 56 OF RECORD A. D. 1995 - 56

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June 3, 1997 Objection to Deposition of Victor Leap of Defendant Zinchiak Manufacturing Company filed.

June 9, 1997 ORDER Re: Plaintiff's Motion for Summary Judgment filed. AND NOW, this 6th day of June, 1997, the Court Administrator having been directed by the Court to postpone argument on the above motion for summary judgment in view of recent changes to procedural rules regarding such motions (see, specifically, Pa. R.C.P. 1035.3, effective July 1, 1996, providing that responding parties shall have 30 days in which to file a response to the motion for summary judgment), argument on said motion is hereby continued to the next argument list (July 28, 1997), at a specific time to be scheduled by the Court Administrator after the close of the list. Briefs and/or supplemental briefs shall be filed according to local rules.

FOR THE COURT,
Ann A. Walker, Court Administrator

June 6, 1997 Court sent copies out to all counsel.

June 26, 1997 Defendatn Racm's Response to Motion for Summary Judgment filed.

July 22, 1997 Memorandum and Order filed. Signed by Judge Vardaro
July 23, 1997 mailed to counsel of record.

Aug 15, 1997 ORDER: On July 27,1997, we issued a Memorandum and Order with regard to the defendant Redevelopment Authority of the City of Meadville's Motion To Strike the Plaintiff's Demand For A Jury Trial.

That Memorandum and Order was filed int he Prothonotary's Office on July 22,1997, and since there was further argument occurring on the next day with regard to another issue in this case, apparently the Prothonotary prepared copies of that Memorandum and Order for counsel to be hand delivered to them at the time of the argumetn. That never occurred and to this day copies of our Memorandum and Order of July 21, 1997, have not been provided to counsel.

In light of the fact that they will now be provided, we are going to modify our Order of July 21, 1997, only to the extent that it shall provide tht the leave granted to the plaintiff to amend its complaitn shall be for a period of twenty (20) days from this date. Anthony J. Vardaro, J.
Aug 14, 1997 Distributed by Court

Aug 15, 1997 ORDER: AND NOW, August 14, 1997, after consideration of oral argumetn and the briefs of the parties, plaintiff's Motion For Summary Judgment is denied. Anthony J. Vardaro, J.
Aug 14, 1997 Distributed by Court

Sept. 4, 1997 Second Amended Complaint filed.

Sept. 24, 1997 Answer to Second Amended Complaint, New Matter and New Matter Pursuant to Pa.R.C.P. 2252(d) filed.

Oct. 3, 1997 PPG Industries, Inc.'s Reply to New Matter of Redevelopment Authority of the City of Meadville filed.

JURY TRIAL DEMANDED

Mar. 12,1998 Notice of Completion of Discovery filed.

Mar. 12, 1998 Motion of plaintiff for Leave to file Third Amended Complaint filed.

Mar. 12, 1998 Upon praecipe of plff. atty, this case placed on next argt. list.

ON NEXT ARGUMENT LIST - APRIL 1998

May 22, 1998 MEMORANDUM AND ORDER FILED. AND NOW, May 21, 1998 plaintiff's request to file a third amended complaint adding a cause of action under a third party beneficiary claim is denied, but its request to amend its damages is granted. Said amendment shall be filed within 20 days form the date of this Order.

BY ORDER OF COURT
ANTHONY J. VARDARO, J

5/22/98 DIST ALL COUNSEL

June 5, 1998 MOTION FOR RECONSIDERATION ON MOTION FOR LEAVE TO FILE THIRD AMENDED COMPLAINT FILED.

June 11, 1998 THIRD AMENDED COMPLAINT FILED.

June 17, 1998 Defendatn RACM's

June 29, 1998 Answer to Third Amended Complaint, New Matter and New Matter Pursuant to Pa. R.C.P. 2252(d) filed.

Jan. 29, 1999 Certificate of Readiness filed.

ON APRIL CIVIL TRIAL LIST

June 8, 1999 Notice of Bankruptcy Filing and Automatic Stay filed.

(SEE COMPUTER OR PAPERS FILED FOR MORE INFORMATION)

56
-B-

1995

1995

Thomas, Truax,
Spadafore, Walker
& Keenan
Gregory A. Keenan

57:

Jan. 13, 1995 $150.00
deposited by Plaintiff

5-8-95 Pd Ck #9166 150°
med fee

MARTIN R. SCHWARTZBAUER

vs.

TRACY A. SCHWARTZBAUER

Filed Janaury 13, 1995
@ 2:25 PM

Tax & entry paid 50.50
User's Fee paid 5.00
John Spataro, Mediator 300.00
Pro Co Pro Se Pd 5/1/95 9.00

COMPLAINT FOR CUSTODY
1 copy atty

Order:

You, Tracy Schwartzbauer, Defendant, have been sued in Court to obtain custody of .

You are Ordered to appear in erspon at such time and place as will be determined by the Mediator, John Spataro, 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.

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

Date: 1/12/95 Gordon R. Miller, J

Apr. 10, 1995 TEMPORARY ORDER, filed. AND NOW, this 10 day of April, 1995, 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 Julie A. Schwartzbauer, born on December 19, 1982; Theresa M. Schwartzbauer, born March 3, 1985 and Melissa L. Schwartzbauer, born December 23, 11986.

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 m inor children. School personnel are specifically requested to advise both parents of any parent-teacher conferences so that both parents may participate in such conferences.

3) The children shall be placed in the primary physical custody of their father, subject to the visitation and partial visitation rigahts of the mother as follows:

a. The mother shall have the right to take the children into her care and custody every other weekend, beginning at 7:00 p.m. on Friday and concluding at 7:00 p.m. on Sunday.

b. The mother shall be entitled to take the children into her care and custody every Monday evening from 6:00 p.m. until 8:30 p.m. except for times when there are Girl Scout activities on Monday evenings, in which case father shall transport the children to their scout meeting and mother shall pick the children up and be permitted to keep the children in her care and custody until 8:30 p.m., at which time she will return the children to the father.

c. The mother shall be entitled to take the children into her care and custody every Tuesday or Thursday from 4:00 p.m. to 8:00 p.m. Curently, Mother has the children on Tuesday evenings. She may switch to a Thursday evening upon giving the father not less than two weeks advanced notice of her intended change from Tuesday evening to Thursday evening. Likewise, if mother chooses at some later point in time to switch back to a Tuesday evening, she may do so upon giving the father two weeks advanced notice.

d. Summer Visitation. The mother shall have the right to take the children into her care and custody for a total of 6 weeks during the summer vacation from school of the children. The parties are encouraged to select the 6 weeks when the mother shall be permitted to exercise the summer visitation. The parties may arrange for the 6 weeks to be continuous or they may alternate weeks or divide the weeks in any manner they choose. In the event the parties are unable to select the 6 weeks which the mother shall be entitled to during the children's summer vacation, then in that event, the mother shall be entitled to have the children in her care and custody for a continuous 6 week period beginning on the second day after the commencement of the summer vacation from school. During mother's exercise of her summer extended partial custody of the children, the father shall be entitled to take the children into his care and custody every other weekend beginning with the second weekend followisng the commencement of the extended visitation schedule.

e Choir. The parties have mutually arranged for the children to attend and participate in the choir. Unless otherwise agreed, the parties shall continue with the current practice with respect to the children's involvement in their choir.

4) Holiday and birthday visitations shall be arranged as follows:

a. Christmas. Commencing with Christmas, 1995, the father shall have the right to have the children in his care and custody Christmas Eve through to and including 12:00 noon on Christmas Day. Motlher shall have the right to have the children in her care and custody from 12:00 noon on Christmas Day until 9:00 p.m. For each Christmas thereafter, the parties shall alternate the above arrangement.

b. Thanksgiving. Commencing with Thanksgiving 1995, the mother shall have the children in her care and custody throughout the day beginning at 9:00 a.m. and continuing until 9:00 p.m. The parties shall alternate the aabove arrangement each year thereafter.

c. Easter. Commencing with Easter,1995, the father shall have the children in his care and custody throughout the day from 9:00 a.m. to 9:00 p.m. The parties shall alternate the above arrangement each year thereafter.

d. 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.

e. Birthdays. The party not otherwise having custody or partial custody of any one child on her birthday, shall be entitled to a continuous period of 3 hours of visitation with the child on her birthday. If the parties are unable to agree upon the three hour period, then in that event the birthday visitation will begin at 4:00 p.m. and conclude at 7:00 p.m.

f. Various school holidays. The mother shall be entitled to have the children in her care and custody from 7:00 a.m. until 5:00 p.m. whenever the School District schedules the following days as being off from school: Veterans Day, Columbus Day, First day of Deer Season, Doe Day, Martin Luther King Day, Human Rights Day, President's Day and days off due to Teacher Workshops. On such occasions, the mother shall pick the children up at 6:30 a.m. promptly. If she fails to arrive at 6:30 a.m. or is unable to personally be with the children throughout the day, the visit will be cancelled.

CONTINUED ON PAGE 500

58

1995

Bruce Barrett

58.

Jan. 13, 1995 $150.00
deposited by Planitiff

3-24-95 Pd Co 141.00
#9037

TYRONE BROWN

vs.

TAMARA L. BROWN

Filed January 13, 1995
@ 4:20 PM

Tax & entry paid	50.50 ✓
User's Fee paid	5.00
John Spataro, Mediator	141.00
Pro Co Pd 3-21-95	9.00 ✓

COMPLAINT FOR CUSTODY

Order:

You, Tamara L. Brown, have been sued in Court to obtain visitation of Ariel and Alyssa.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Spataro, 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.

Court Administrator
Courthosue
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 1/18/95 Gordon R. Miller, J

Jan. 19, 1995 Faxed Spataro & Barrett

Jan. 30, 1995 Affidavit of Service filed. I, Bruce A. Barrett, Esquire, being duly sworn, 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 affiant is the Attorney for the Plaintiff in the above captioned action.
2. A copy of the Complaint was sent by certified mail to the Defendant.
3. The certified mail was sent to the Defendant at 187 Walker Drive, Crawford County, Pennsylvania, on January 19, 1995. The Sender's receipt is attached hereto.
4. The Defendant received said certified mail on January 25, 1995. Said receipt card number P 279 007 669 is attached hereto and signed by Tamara L. Brown.
5. The return receipt card was returned after signature to the office of Bruce A. Barrett, Esq. 965 South Main Street, Meadville, PA 16335, on January 26, 1995.

Bruce A. Barrett

Feb. 24, 1995 TEMPORARY ORDER, filed. AND NOW, this 24 day of February, 1995, 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, Ariel Janene Brown, born on September 15, 1992 and Alyssa Jannai Brown, born on October 6, 1994.

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.

3) The parties shall share physical custody of the children as follows:

a. The father shall have the right to take the children into his partial care and custody every Monday, Wednesday and Friday upon the children's release from day care. When the children are not in day care, the parties shall arrange a mutual time when the father will be entitled to take the children into his care and custody on Monday, Wednesday and Fridays. The father's partial custody shall continue overnight and will conclude the following day with the father bringing the children to day care or, in the case of a Friday overnight visit, bringing the children to the mother at the mother's residence no later than 10:00 a.m.

b. At all other times, the mother shall retain custody of the children.

4) Holiday, vacation and birthday visitations shall be arranged as follows:

a. Christmas. Mother shall have the right to have the children in her care and custody from Christmas Eve until Christmas Day, concluding at 2:00 p.m. Father shall then have the right to have the children in his care and custody from 2:00 p.m. on Christmas Day until 2:00 p.m. the following day.

b. Thanksgiving. Mother shall have the right to have the children in her care and custody every Thanksgiving Day until 2:00 p.m. in the afternoon, at which time the father shall have the right to take the children into his care and custody from p.m. in the afternoon until 6:00 p.m. on Thanksgiving Day.

c. Easter. Mother shall have the right to have the children in her care and custody every Easter Sunday until 2:00 p.m. in the afternoon, at which time the father shall have the right to take the children into his care and custody from 2:00 p.m. in the afternoon until 6:00 p.m. on Easter Sunday.

d. 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.

e. The parent who would not ordinarily have the child in his or her care and custody on the child's birthday, shall be entitled to not less than 3 hours with the child on their birthday, at a time to be agreed upon by and between the parties. If the parties are unable to agree, then the party not otherwise having custody of the child on her birthday shall have the right to take the child into his or her care and custody from 4:00 p.m. in the afternoon until 7:00 p.m. in the evening.

f. The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody.

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) Except as otherwise provided in paragraph 3(a), the parties shall share responsibility for transportation with the party receiving the children in the exercise of his or her rights picking up the children at athe home of the other. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

CONTINUED ON PAGE 58A

1995

Tyrone Brown
vs.
Tamara L. Brown

CONTINUED FROM PAGE 58
of Record
A. D. 1995 - 58

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&) 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 siad 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 a closed automobile in which the children are being transported or in the bedroom of the children.

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 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 free to make additional or alternative arrangements respecting the custodial and visitation peridos 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 upon any material change in circumstances.

12) Costs and fees of this Mediation, which are fixed at $141.00 are to be paid by the father. The rationale behind the apportionment of the costs as aforesaid is predicated upon the mother's relatively modest earnings of approximately $150.00 per week; the fact that the father has already paid the deposit of $150.00 with the Prothonotary and by reason of the facat that the mother was required to file a pro se petition for relief under the Protection From Abuse Act. The father shall also pay the $9.00 Court Order filing fee. The father has deposited with the Prothonotary the sum of $150.00, which will be applied to the fees and costs as aforesaid.

13) This Order shall take priority over and preempt any contrary provisions in the protection from abuse order entered at A.D. 1994-1286. The order entered at A.D. 1994-1286 shall continue in full force and effect to the extent that the provisions in said order are not inconsistent with the provisions of this order. It is the intent of the Court that the father contineu to be prohobited from assaulting, abusign, harassing ro threatening the mother or any of the minor children of the parties. The Prothonotary is directed to file a copy of this order with the papers field at A.D. 1994-1286. An fees or costs associated with the filing of said order shall be paid by the father, Tyrone Brown.

14) Either party may move the Court for a hearign de novo within ten (10) days from the date hereof. If neither party so moves, this Order shall be considered permanent.

BY THE COURT,
Anthony J. Vardaro, J.

Mar. 9, 1995 Faxed to Spataro & Barrett, sent to Plf. & Dft.

12/01/1999 (SEE COMPUTER OR PAPERS FILED FOR INFORMATION)

58 B

1995

1995

Brian J. Lindsay

59.

MAUREEN KAY BUCKLEY

vs.

JAMES L. BARRY

Filed January 16, 1995
@ 10:25 AM

indigent Filing
Kathleen R. Nelson, Mediator
116.91

COMPLAINT FOR CHILD CUSTODY
1 copy pltf.
1 copy mediator

Order:
You, James L. Barry, Defendant, have been sued in court to obtain custody, partial custody or visitation of the child: James J. Barry.
You are ordered to appear in person at such time and place as will be determined by the Mediator, Kathleen Nelson, 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.
Court Administartor
Crawford County Courthouse
Meadville, PA 16335
814/336-1151, ext. 298
1/13/95

BY THE COURT:
Anthony J. Vardaro, J

Jan. 16, 1995 Petition To Proceed In Forma Pauperis Pursuant to pa.R.C.P. 240 and Order filed. AND NOW, January 13, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothontoary's office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Anthony J. Vardaro, J

Feb. 21, 1995 TEMPORARY ORDER, filed. AND NOW, February 21, 1995, after Mediation and upon the recommendation of teh Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor child, James J. Barry, 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 James J. Barry shall be with his Mother, subject to the following conditions:
   a. The Father shall be permitted to visit and take the child into his temporary physical custody every othr weekend from Sunday at 12:00 noon until Tuesday at 2:00 p.m.
   b. Holiday - The child shall be in the custody of his father from Christmas Day at 12:00 noon until December 26th at 4:00 p.m. each year.
   c. The child shall spend Mother's Day with the mother from 9:00 a.m. until 6:00 p.m. and Father's Day with the father during the same hours.
3. Transportation of the child on weekends and holidays shall be provided by father's mother, Irene Barry.
4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor child.
5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the child toward both parents.
6. Neither parent shall expose the child to any person or situation which may be harmful to the child's health, safety or wll being.
7. Each parent shall inform the other parent immediately of any illness or injury regarding teh child and both parents shall furnish the other with a current address and telephone number.
8. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.
9. The cost of the mediation conference shall be equally divided between the parties, with the Mother's share charged to Crawford County as she is unemployed and has been granted leave to proceed in forma pauperis.
10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

BY THE COURT:
Anthony J. Vardaro, J.

Mar. 2, 1995 Faxed to Lindsay & Nelson, sent to Plf. & Dft.

1995

Mary Ann Kirkpatrick

60.

James R. Irwin

THOMAS WILLIAM DOUGAN

vs.

A. CAROLYN BOWIE DOUGAN

Filed January 16, 1995
@ 12:58 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm Fee paid	45.00
1 add'l count pd 4/21/95	15.00
state paid Pro Pd 10/20/97	5.00
David Pickens, Master Pro Co Pd 3-9-99	7.50

3-5-97 Recd from Pltf Master fees 250.00

COMPLAINT IN DIVORCE, ALIMONY, EQUITABLE DISTRIBUTION
1 copy atty.

Jan. 20, 1995 Affidavit of Service filed. And now, January, 1995, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Thomas William Dougan, Plaintiff in thea bove-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 100 657 104; postmarked January 16, 1995, to the last known address of the Defendant, A. Carolyn Bowie Dougan, R.D. #4, Box 784, W. Vernon Road, Meadville, PA 16335.
3. That the Defendant, A. Carolyn Bowie Douga, on January 17, 1995, personally signed the rreturn receipt card which was affixed to the Complaint in the above-matter and which is attached hereto.
4. Service of theComplaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.
Constance L. Deitman

Jan. 24, 1995, Appearance of James R. Irwin, attorney for defendant filed.

Apr. 13, 1995, Defendants Answer & Counterclaim in divorce filed. (adding alimony pendente lite, counsel fees, expert fees, costs and expenses)

Apr. 24, 1995, Request for Hearing and Order filed.
ORDER: 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 28 day of June 1995, at 3:00 p.m. in C. R. No. 1 or 2 of theCourthouse, Meadville, Pa.
4/21/95 BY THE COURT,
Anthony J. Vardaro, J.
4/24/95 faxed to Irwin and Kirkpatrick

May 19, 1995 Petition For Special Relief for Sale of Excess Motor Vehicle and ORDER filed.
And Now, May 18, 1995, hearing on Plaintiff's Petition for Special Relief for Sale of Excess Motor Vehicle is scheduled for June 28, 1995, at 3:00 o'clock p.m. in courtroom 1 or 2 of the Crawford Co. Courthouse in Meadville, PA.
By the Court:
Gordon R. Miller, J.
May 22, 1995 Order FAXED Attys. Kirkpatrick and Irwin.

Jun. 16, 1995 Petition for Special Relief - Exclusive Possession of the Marital Residence and RULE TO SHOW CAUSE filed. AND NOW, this 16th day of June, 1995 upon consideration of the within Petition for Exclusive Possession of the Marital Residence, a Rule is granted upon Defendant, Thomas W.Dougan, to show cause why the relief requested in said Petition should not be granted.
RULE RETURNABLE, with hearing thereon on the 28th day of June,1995, at 3:00 P.M. in Courtroom No. 1 or 2 or the Crawford County Courthouse, Meadville, Pennsylvania.
BY THE COURT:
Anthony J.Vardaro, J.
6-19-95 Faxed Irwin & Kirkpatrick

June 29, 1995, Motion for Continuance and Order filed. AMENDED ORDER: AND NOW, this 29th day of June 1995, upon presentation and consideration of the within Motion this hearing is continued and is rescheduled for the 3 day of Aug. 1995 at 1:30 p.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.
for the court; Ann A. Walker, Ct. Adm.
6/29/95 faxed to Irwin and Kirkpatrick.

Jul 31,1995 Affidavit of Consent of Plaintiff, filed.

Aug. 4, 1995 Plaintiff's Income and Expense Statement filed.

Aug. 7, 1995 Order filed. AND NOW, August 3, 1995 this matter is before theCourt on numerous financial issues arising because of the complexity of this divorce.
Regarding the request by the Defendant for exclusive possession of themarital residence, the parties and their counsel mututally agree this date that theDefendant wife may have exclusive possession of the marital residence pending the outcome of the final divorce action. The Plaintiff husband shall have the right to remove certain personal items contained in a list that will be sumitted to the wife this day. This removal of personal items will take place within the next 30 days and the parties mutually agree that to avoid confusion, the parties daughter Becky will be permitted to search the home for the items contained on the father's list which he is requesting and which the wife contends she is unable to locate.
If the items are located and ascertained to be personal items to the Plaintiff, he may remove the same.
Another item involves a $265 appraisal fee paid by theDefendant for the employment of appraiser Pritchard. The court directs that the husband shall pay one-half of said sum to the Plaintiff within 20 days of this date.
There was a request by the Defendant to emply Sherman Allen to do an appraisal of personal joint property located at the residence of both parties, however, this date anappraisal done by Appraiser Bruce Nicholls for the Plaintiff has been sumitted to the ocunsel for theDefendant and the Defendant and they wish to review the same before employing Appraiser Allen to roghly appraise the same property at a projected appraisal fee of $350.
The parties have three behicles totally valued at approximately $26,800. A Ford is in the possession of the husband and is paid for. A Dodge Caravan is in the possession of the wife and is paid for. A '95 Dodge Dakota, currently with an estimated value of $16,800 is in the possession of the wife. It is the wife's contention that due to her residence in the marital home, she needs this substantial behicle to secure access to her home in the winter months.
This date, the wife agrees that she will sell the Dodge Caravan behicle at the best available market price and from said net proceeds she will pay her ocunsel fees of $1,727. The parties mutually agree that this matter will be handled as follows:
The wife will furnish proof of the receipts received form sale of said vehcile title in her name and from said figure the sum of $1,727 in afforney fees will be deducted and the balance will be considered as distributable marital property by the Master and the Court in making ultimate equitable distribution in this case.
In view of the fact the wife now has exclusive possession of the Dodge Dakota, shall be required to make all payments due thereof to the financial institution financing the same.

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

Aug. 7, 1995 dist. to Irwin & Kirkpatrick

Continued on Page 60A

Dec. 5, 1995, Affidavit of Consent of plaintiff filed.

Oct. 18, 1996, Notice of Service of Interrogatories to defendANT filed.

Feb. 4, 1997 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed.

Feb. 13, 1997 Defendant's 3301(d) Counter Affidavit filed.

Feb. 19, 1997 Petition for Contempt and Sale of Truck by Plaintiff and Order filed. And, Now, February 19, 1997, hearing on Plaintiff's Petition for Contempt and Sale of Dodge Truck is scheduled for Monday, March 24, 1997, at 1:00 p.m. o'clock in courtroom 1 or 2 of the Crawford county Court of Common Pleas in Meadville, PA.
For the Court,
Ann A. Walker, Ct. Admin.

Mar. 3, 1997 Inventory of Plaintiff filed.

March 5, 1997 Motion for Appointment of Master in Divorce and Order Appointing Master filed. And Now, March 6,1997, David W. Pickens, Esq., is appointed master in respect to the following claims: Divorce, Alimony Pendente Lite, Alimony, Eq. Distr., Counsel Fees, Costs and Expenses.

Deposit required: By Plaintiff N/A ; By Defendant N/A

If not filed already the parties are ordered to file their pretrial statements within thirty (30) days from this date. Defendant shall comply with Rules 1920.31 and 1920.33 within 20 days.

By the Court:
Gordon R. Miller, J.

March 7, 1997 Order FAXED Attys. Irwin, Kirkpatrick and Pickens.

Mar 26, 1997 Motion For Continuance and Order: AND NOW, this 25th day of March, 1997, upon presentation and consideration of the within Motion this hearing is continued generally. Hearing to be scheduled upon Motion of either Plaintiff or Defendant.
Gordon R. Miller, P.J.
March 26, 1997 Faxed Kirkpatrick & Irwin
Apr 3, 1997 copy to Pickens

Mar. 20, 1997 Notice of Scheduled Pre-Hearing Conference filed.

Apr. 16, 1997 Petition Raising Economic Claims filed.

May 2, 1997 Notice of Scheduled Master's Hearing filed. (July 18 at 9:00 a.m.)

May 2, 1997 Summary of Pre-Hearing Conference and Scheduling Order filed.

July 17, 1997 Notice of Re-scheduled Master's Hearing filed.

Sept. 31, 1997 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under § 3301(c) of the Divorce Code by A. Carolyn Dougan, Defendant, filed.

Sept. 31, 1997 Affidavit of Consent by A. Carolyn Dougan, Defendant, filed.

Oct. 2, 1997 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code by Plaintiff filed.

Oct. 9, 1997 Upon praecipe of plaintiff attorney, to transmit record, this case moved to court.

DIVORCE DECREE FILED

Oct. 22, 1997 And, Now, October 22,1997 it is ordered and decreed that THOMAS W. DOUGAN, Plaintiff and A. CAROLYN DOUGAN, 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 furtherordered that the Memorandum of AGreement attached hereto is made a part hereof and shall be fully enforceable under the Divorce Code.
Any existing spousal support order shall hereafter be deemed an order for alimony pendente lite if any economic claims remain pending.

By the Court:
Gordon R. Miller, J.

~~Oct. 17, 1997 Motion to Proceed Informa Pauperis or in the alternative for Plaintiff to apy for transcript and court costs and Order filed. And, Now, October 17, 1997, hearing on Defendatn's Motion to Proceed Informa Pauperis or in the alternative for Plaintiff to pay for transcript and court costs in scheduled for Wed., November 5, 1997, at 3:30 o'clock p.m. in the Crawford County Court of Common Pleas in Meadville, PA. RC #2.~~ ~~FOR THE COURT,~~
Ann A. Walker, C.A.

10-17-97 FAxed Thomas & Kirkpatrick

November 7, 1997 PETITION FOR CONTEMPT AND ORDER FILED. Order: 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.
Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on the 11th day of December, 1997 at 3:30 o'clock P.M. in Courtroom No 1 or 2 of the Crawford County Courthouse.
IF YOU DO NOT APPEAR IN PERSON, THE CURRT MAY ISSUE A WARRANT FOR YOUR ARREST.
If the court finds that you have willfully failed to comply with its order your may be found to be in contempt or 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 the OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, PA. 16335
(814) 336-1151 Ext 298
DATE: NOV. 7, 1997
Nov. 7, 1997 FAXED Attys: Irwin, Kirkpatrick

Anthony J.Vardaro, J.

CONTINUED ON PAGE ¢) (B)

60B

1995

	Thomas W. Dougan vs A. Carolyn Dougan	Continued from page 60A of Record AD 1995 - 60

December 12, 1997 MOTION TO ENTER QUALIFIEDDOMESTIC RELATIONS ORDER ONBEHALF OF DEFENDANT AND ORDER FILED. AND NOW, this 12th Day of December, 1997, upon consideration of Defendant's Motion, the TIAA/CREF Qualified Domestic Relations Order attached hereto is entered as a Qualified Domestic Relations Order in the abovecaptioned matter.

BY THE COURT
Anthony J. Vardaro, J

12/12/97 FAXED KIRKPATRICK & DISTRIBUTED IRWIN

December 12, 1997 MOTION TO WITHDRAW PETITION FOR CONTEMPTON BEHALF OF DEFENDANT AND ORDER FILED. AND NOW, this 11 day of December, 1997, upon presentation and consideration of the within Petition, Defendant / Petitioner's counsel, James R. Irwin, Esq., is hereby authorized to withdraw the Petition for Contempt on behalf of the Defendant/Petitioner in the abovecaptioned case.

Anthony J. Vardaro, J

12/12/97 FAXED IRWIN & KIRKPATRICK

March 9, 1999 Notice of Election to Retake Maiden Name filed. A. Carolyn Dougan to be known as A. Carolyn Bowie.

61.

LYNN ALTENBURG

vs.

RUBEN DALE MASCITTI, III

Filed January 16, 1995
@ 1:02 PM

Indigent Filing

William Pineo,Mediator 152.00

CUSTODY COMPLAINT
1 copy Sheriff
1 copy mediator
1 copy plaintiff

Order

You, Ruben Dale Mascitti, III, have been sued in court to obtain custody of Ruben and Richard.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Wm. Pineo, for a mediation conference.

If you fail to appear as provided by this Order, an Order for csutody, partial custody or visitaiton 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, G[O TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 1/13/95 Gorodn R. Miller, J

AND NOW, this 16th day of January, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The Plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and may required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.

3. the plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition andorder upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the costs of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs by the court.

BY ORDER OF COURT,
Gordon R. Miller, J

Jan. 16, 1995 Petition To Proceed In Forma Pauperis pursuant to Pa. R.C.P. 240 and Order filed. AND NOW, January 16, 1995, upon consideration of the petition filed by the plaintiff in this action, andsupported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240 the plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in her financial circumstance that would permit her to pay the costs incurred inthis action and shall be rresponsible for doing so upon an improvement of financial condition.

BY THE COURT:
Gordon R. Miller, J

Jan. 31, 1995 SHERIFF'S RETURN, filed. SERVED Ruben Dale Mascitti, III, personally on January 30,1995 at 1:15 PM by handing a copy of the Custody Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answrs, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Apr 11, 1995 TEMPORARY ORDER, filed. AND NOW, this 11 day of April, 1995, after Mediation in the abaove 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, Ruben Dale Mascitti, IV and Richard Joseph Mascitti is hereby awarded to the Plaintiff, their mother.

2. The parties shall share with each other any and all information which each may have regarding the health,meducatiion, 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 child.

3. a. The father shall have the right of temporary physical custody on alternate weekends, beginning with the weekend of March 31st, from Friday at 6:00 p.m. to Sunday at 6:00 p.m.

3. b. The father shall also have visitation and temporary physical custody for one month in the summer to be arranged by teh parties and the summer schedules will be compared and the arrangements made by May 31st of each year.

3. c. The parent not having physical custody shall have the right to telephone the children at reasonable times and for reasonaable length of times and such conversations will not be unreasonably monitored by the parent having physical custody.

4. Parties have indicated to the Custody Mediator that they will be able to arrange for reasonable holiday visitation. The Court directs that they do so.

5. Should it be necessary for either party to cancel or mdoify 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 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 arrangements. Should the father not appear within one half hour of his scheduled or previously arranged visitation and shall not have called ahead to explain the reasons why he is to be late, the mother may consider the visitation as cancelled.

6. The father shall assume all responsibility for transportation in the exercise of hsi or her visitation rights.

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 any time when said party has the care and custody of the subject minor child. The parties are cautioned that medical research has indicated tha tobacco smoke is injurious to the health

Continued on Page 468

62.

CAROLYN JONES

vs.

DAVID E. JONES

Filed January 16, 1995
@ 1:15 pM

Indigent Filing
Kathleen Nelson, Mediator 193.11
Pro Co pd 3-10-95 9.00 ✓

3-10-95 Recd from Plff. $96.56

4-7-95 Rec'd from dept med $6.56

Pd 5-8-95 C #9116 193.12

CUSTODY COMPLAINT
1 copy Sheriff
1 copy Planitiff
1 copy mediator

Order:

You, David E. Jones, have been sued in Court to obtain custody of Lisa & Stephanie Jones.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson for a mediation conference.

If you fail to appear as provided by this Order, an Order for custody, partial custody or visitaiton 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, IFYOU 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
(814) 336-1151, ext. 298

Date: 1-16-95 Gordon R. Miller, J

AND NOW, this 16th day of January 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the Defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition andorder uponthe defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said costs shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as copsts by the Court.

BY ORDER OF COURT,
Gordon R. Miller, J

Jan. 16, 1995 Petition to Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, January 16, 1995, upon consideraiton of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the planitiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's office or theCourt of any improvement in her financial circumstance that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. Furthermore the Court may impose costs on defendant.

BY THE COURT,
Gordon R. Miller, J

Jan. 16, 1995 Custody Complaint and NOTICE AND ORDER TO APPEAR filed. You, David E. Jones,have been sued in Court to obtain custody of Lisa & Stephanie Jones.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson 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.

Court Administrator, Courthouse
Meadville, PA 16335
(814) 336-1151,ext. 298

Date: 1-16-95 Gordon R. Miller, J.

1-16-95 (1 copy Pltf, 1 copy Mediator, 1 Copy Sheriff)

ORDER filed. AND NOW, this 16th day of January, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petitionfiled at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT
Gordon R. Miller, J.

1-16-95 (1copy Ptf. 1 copy Sheriff, 1 copy Mediator)

Jan. 16, 1995 Petition to Proceed in Forma Pauperis Pursuant to Pa.R.C.P.240 and ORDER filed.

Continued to Page 62 A

1995

Carolyn Jones
vs
David E.Jones

Continued from Page 62
of Record
AD 1995 - 62

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AND NOW, January 16, 1995, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in her financial circumstance that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition. Furthermore the court may impose costs on defendant.

BY THE COURT:
Gordon R.Miller, J.

1-16-95 (1 copy Pltf., 1 Copy Sheriff, 1 copy Mediator)

Jan. 31, 1995 SHERIFF'S RETURN, filed. SERVED David E. Jones personally on January 30, 1995 at 10:20 AM by handing a copy of the Custody Complaint to him at his work site at Wesbury United Methodist Community, 31 North Park Avenue, Meadville, Crawford County, PA. So answers,

Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 21, 1995 TEMPORARY ORDER, filed. AND NOW, February 21, 1995, 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 children, Lisa Jones and Stephanie Jones, 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 children 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 children such as education, religious instruction and medical treatment.

2. Primary physical custody of Lisa and Stephanie Jones shall be with their Father, subject to the following conditions:

a. The Mother shall be permitted to visit and take the children into her temporary physical custody every other weekend, beginning February 10, 1995, from Friday at 4:00 p.m. until Sunday at 4:00 p.m.

b. Beginning with the summer of 1995, the children shall be in the custody of their Mother for two weeks each month in June, July and August provided Mother gives Father thirty (30) days notice of the two-week period that she has selected for each month.

c. Holiday visitations shall be arranged as follows:

i. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wednesday preceedding Thanksgiving at 6:00 p.m. and ending on the Saturday following Thanksgiving at 6:00 p.m., and the second beginning on the Saturday following Thanksgiving at 6:00 p.m. and ending the Monday following Thanksgiving at 6:00 p.m. In 1995, the mother shall have the first visitation period and the father the second and the parties shall thereafter alternate.

ii. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at 10:00 a.m. and ending on Christmas Day at 12:00 noon, and the second beginning on Christmas Day at 12:00 noon and ending on December 26th at 6:00 p.m. In 1995, the father shall have the first period and the mother the second and the parties shall thereafter alternate.

iii. Easter: There shall be two Easter holiday visitation periods, the first beginning on Good Friday at 10:00 a.m. and ending Holy Saturday at 6:00 p.m., and the second beginning on Holy Saturday at 6:00 p.m. and ending on Easter Sunday at 6:00 p.m. In 1995, the mother shall have the first visitation period and the father the second and the parties shall thereafter alternate.

iv. The children shall spend Mother's Day with their mother from 9:00 a.m. until 6:00 p.m. and Father's Day with their father during the same hours.

3. Transportation of the children on weekends, holidays and summer visits shall be shared between the two parties with the party receiving custody of the children to provide transportation.

4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor cildren.

5. Neither parent shall say or do anything in an attempt to turn the children agaisnt teh other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of teh children towards both parents.

6. Neither parent shall expose the children to any person or situation which may be harmful to the health, safety or well being of the children.

7. Each parent shall inform the other parent immediately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephoen number.

8. The parents are encouraged to make additional or alternative arrangements regardign physical custody of the children and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

9. The cost of the mediation conference shall be equally divided between the parties. Mother was granted leave to proceed in forma pauperis at the time of the filing of the Complaint on January 18, 1995; however, since the filing of the Complaitn, Plaintiff/Mother has obtained fulltime employment.

10. This Order is a Temporary Order but shall become a Permanent Ordr unless exceptions thereto are filed by either parent within 10 days of the date hereof.

Anthony J. Vardaro, J.

Mar. 2, 1995 copy to Plf. & Dft.

62
B

1995

Shafer, Swick, Bailey,
Irwin & Stack
James R. Irwin

63.

Roeder & Rothschild
~~Tamera Ochs Rothschild~~
For Dft. S. Boardman
Withdrawn

Peters,Lindsay,Lewis
& Hatheway
Brian J. Lindsay
Richard P. Gilmore

1-16-95 Rec'd from Plfs Atty 150 a
med dep
3-21-95 pd to 141 00
#9037

5-4-95 Rec'd from Plff 3.80
Balance due

12-15-95 Pd by 13.80
#9625

1-26-96 Rec'd from Deft
med dep. 150 a

5-15-96 Pd by 141 a
#10019

Bill father
69 a

MARVIN L. MILLER and
CATHERINE J. MILLER

vs.

STACY BOARDMAN and
DANNY L. MILLER

Filed January 16, 1995
@ 1:15 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR VISITAITON/TEMPORARY PHYSICAL CUSTODY
1 copy Plaintiff
1 copy mediator

Order;
You have been sued in court to obtain visitation/temporary physical custody of your child/ren Beau Dean Jensen.
You are ORDERED to appear in person at such time and place as will be determined by the Mediaotr Kathleen Nelson 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.
Court Administrator
Crawford County Courthouse
Meadville, Pennsylvania 16335
(814) 336-1151, ext. 298

Kathleen Nelson, Mediator 1/12/95 Gordon R. Miller, J
John Spataro, Mediator
Pd to 3-21-95 $100 ✓
Prog Pd 5-15-96 $00

Jan. 17, 1995 James R.Irwin, Esq. hereby verifies that on January 16, 1995,he sent true and correct copies of the attached Notice and Order to Appear and Complaint for Visitation/Temporary Physical Custody to the following persons by regular mail, postage prepaid:

Stacy Boardman
R.D.#1
Spartansburg,PA 16434

Danny Miller
R.D.#2
Centerville,PA 16404

This verification is made subject to the penalties of 18 Pa.C.S.Section 4904 relating to unsworn falsification to authorities.
Dated: 1/16/95 James R. Irwin, Esq.

Feb. 1, 1995 Appearance of Roeder & Rothschild by Tamera Ochs Rothschild, Esquire for Defendant, Stacy Boardman, filed.

Feb. 6, 1995 Motion to Colidate and Order, filed. AND NOW, this 6 day of February,1995, upon consideration of Stacy Lee Boardman's Motion to Consolidate it is ORDERED AND DECREED THAT:

1. A. D. No. 1995-63 and A. D. No. 1995-37 are hereby consolidated at A. D. 1995-37; and

2. The mediation currently scheduled for A. D. 1995-37 for Feb. 16, 1995 at 3:00 p.m. before Mediator J. Spataro, Esq. shall proceed on both complaints.

By the Court,
Anthony J. Vardaro, J.

Feb. 6, 1995 Faxed Rathchild, Walton, Irwin & Spataro
(Original filed at A.D. 1995-37

Feb. 27, 1995 Temporary Order filed. Original filed at 1995-37.

Apr. 28, 1995 Petition to Modify/Review and ORDER filed. AND NOW, this 28 day of April, 1995,upon presentation and consideration of the foregoing petition to Modify/Review, this matter is referred back to John Spataro, mediator, for further mediation.

Original filed at AD 1995- 37
BY THE COURT,
Anthony J.Vardaro, J.
5-2-95 Faxed to Attys. Irwin, Lindsay, Walton & Spataro.

Jun. 7, 1995 Praecipe for Withdrawal as Counsel and ORDER filed. ORDER. This 5 day of June, 1995, uponconsiderationof the above Praecipe to Withdraw, it is hereby ORDERED and DECREED th Roeder and Rothschild be permitted to withdraw its appearance of record for the Defendant Stacy Boardman in the above-captioned matter.

Anthony J.Vardaro,J.
6-8-95 Faxed Spataro, Irwin & Lindsay, mailed Rothschild. (Original filed at AD 1995-37)

Jun. 28, 1995 Temporary Order filed. (Original filed at AD 1995 - 37)

Jan 29, 1996 Petition to Modify/Rieview and Order, filed. AND NOW, this 26 day of January, 1996, upon presentation and consideration of the foregoing petition to Modify/Review, this matter is referred back to John Spataro, mediator, for further mediation.
Jan 29, 1996 Faxed Spataro, Irwin, Lindsay, given Gilmore
(1 copy atty & 1 copy Med)

May 1, 1996, Petition for Contempt and Rule filed. RULE TO SHOW CAUSE: And Now, this 29 day of April 1996, a Rule is issued upon respondent, Stacy Lee Boardman, to show cuase if any she has why she should not be held in contempt.
Said Rule isreturnable onthe 9 day of May 1996 at 3:30 p.m. C. R. No. 2, Courthouse, Meadville Pa.
For the Court, A. Walker, Ct. Adm.
5/1/96 faxed to Spataro, Rothschild, Irwin and Walton.

May 6, 1996 Mediation Order of May 2, 1996, filed. **3)** Costs and fees of this Mediation are to be paid as follows: the mother has already paid the $150.00 deposit, all of which will go towqrd the paymetn of the mediation costs ($210.00) and the Court Order filing fee ($9.00). The remaining costs and fees are to be paid by the father. Father shall deposit with the Prothonotary the sum of $69.00 within thirty (30) days of the date of this Order.
May 6, 1996 Faxed Gilmore, Spataro, Irwin & Lindsay
May 13, 1996 sent Plfs. & Dfts.

Continued on Page 492

64

1995

64.

Gerald Sullivan

TIMOTHY JAMES CORNELL

vs.

DANIELL STANONIS

Filed January 17, 1995
@ 1:55 PM

Tax & entry Pd 2-13-95	50.50
User's Fee	5.00
~~Surcharge~~	~~25.00~~
Sheriff's Costs	35.00
Pro Co	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 17 day of January , 19 95 , 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: The Defendant shall not go to Plaintiff's residence pending 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 or 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 the January 26, 1995, at 3 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,
Anthony J. Vardaro, J

Jan. 19, 1995 SHERIFF'S RETUNR, filed. SERVED Danielle Stanonis personally on January 19, 1995 at 8:13 AM by handing a copy of the Protection from Abuse to her at the residence, 1097½ Market Street, Meadville,Crawford County, PA.
So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 30, 1995 ORDER filed. AND NOW, January 26, 1995, the matter is before the Court on an abuse action alleging the Defendant without justification or provocation went to the place where the Plaintiff was residing, in his bed asleep, and stabbed him in the back with a knife causing a wound that required medical attention at the Emergency Room and for which there will be hospital and doctor expenses.

Apparently, there is a companion criminal acharge of assault filed against the Defendant, Danielle Stanonis, and as a condition of that bond, she may not be in contact with the Plaintiff. The parties have a minor child born April 28, 1994, in the custody of the Defendant/Mother.

In view of the fact that there are pendign criminal charges, counsel for the mother advises the Court that the mother does not admit to the allegations of the Petition and that she will consent to the entry of an Order without admission that she committed the assault upon the Plaintiff. Accordingly, the Defendant is DIRECTED not to assault, threaten, harass, or annoy the Plaintiff in any fashion.

Pending further hearing, the Plaintiff/Father shall have the right to see the minor child, Shiann Cornell, Monday, Wednesday, Friday, and Sunday, for a period of eight (8) continuous hours. The parties mutually agree that the Plaintiff's father, Merle Cornell, will go to the mother's residence and pick up the child and bring it to the residence of the father. Merle Cornell will act as an intermediary, pick up the child from the mother and return the child to the mother for these visits. The aforesaid visitation may be modified by the parties only by written agreement between them signed by both parties.

The Plaintiff agrees that he will pay one-half (1/2) of the costs in this case, and the Defendant is ORDERED to pay the other half. The father shall pay $49.50 on or before the 2nd of February, 1995 at 4:30 p.m. at the Prothonotary's Office, and the Defendant shall pay $50.00 of said costs on or before 4:30 p.m., February 9th.

The Court notes for the enlightenment of the hearing judge at any further hearing, there is already in existence a Protection From ABuse Order against Timothy Cornell, the Plaintiff in this case, at A.D. 1994-387.

The current Order entered this date shall remain in force and effect for a period of one (1) year.

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

Jan. 31, 1995 Faxed Co Control & given Sullivan

1995

Joseph E. Altomare

65.

CHERYL IMHOFF d/b/a
IMHOFF FINE ARTS

vs.

MARK KLAUS, LINDA KLAUS,
GENE KLAUS and JILL KLAUS
Partners, d/b/a IMAGINART
and IMAGINART, INC.

Filed January 17, 1995
@ 2:24 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co pd 12-29-95 9.00

COMPLAINT IN CIVIL ACTION
no copies

Feb. 6, 1995 Motion For Continuance and Order, filed. Now February 3, 1995 this Motion is denied as it has not been filed in accordance with Crawford County Civil Rules governing Motions and Petitions. Gordon R. Miller, P.J.
Feb. 6, 1995 Faxed Lambros, Mason, Pepicelli

Feb. 13, 1995 Answer and Cross Complaint filed.

Dec 27, 1995 And Now, upon praecipe of plaintiff attorney judgment has been entered in favor of the Plaintiff and agaisnt all of the Defendants, jointly and severally, in the amount of Sixteen Thousand Six Hundred Seventy-seven and 69/100, plus interest and costs of suit.
I - 182,182 Debt: $16,677.69 plus int. and costs
K - 71, 91, 101, 111 JUDGMENT
Barbara H. King, Pro.

66

1995

Bogaty, McEwen &
Sparks, PC
Lewis P. McEwen

66.

Thomas,Truax,Spadafore
Walker & Keenan
R. Charles Thomas

DAVID P. SEIDEL and SHIRLEY SEIDEL, husband and wife, COCHRANTON LANES, INC.

vs.

WANDA K. JEWELL
David Lee Carey, Add'l Dft.

Filed January 17, 1995
@ 2:24 PM

Tax & entry paid	50.50 ✓
User's Fee paid	5.00
Sheriff's costs	58.40
Sheriff's Costs	38.00
pro Copy 9/1/99	9.00 ✓

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

February 14, 1995 Sheriff's Return filed. Served Wanda K.Jewell by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on January 31, 1995 at Rt. 1, Box 94-C, Carlton, PA. So answers,
Robert M. Stevens, Sheriff

Feb. 24, 1995 Appearance of Thomas, Truax, Spadafore, Walker and Keenan, by R. Charles Thomas, Esq., attorney for defendant filed.

March 17, 1995 Upon praecipe of attorney for defendant, Writ to Join an Additional Defendant Not Already a Party on behalf of David Lee Carey, filed.

Mar. 23, 1995 Answer and New Matter filed.

Apr. 27, 1995 SHERIFF'S RETURN, filed. SERVED David Lee Carey by deputizing the Sheriff of Mercer Cunty, PA, as per his Affidavit of Service attached. Served on April 12,1995 at 1:13 PM at 1716 Bachop Road, Clarks Mills,Mercer County, PA.
So answers, Robert M. Stevens, Sheriff
SERVED David Lee Carey at 1716 Bachop Road, Clarks Mills, PA on 4/12/95 at 1:13 PM.
William H. Romine Jr., Sheriff Mercer Co.

Jul 17, 1995 Complaint of Original Defendant, Wanda K. Jewell, Against Additional Defendant, David Lee Carey, filed.

Sept 1, 1999 Praecipe filed. Upon Praecipe of Louis P. McEwen Esq. Attorney for Plaintiffs in the above captioned matter this case is marked settled and discontinued of record.

1995

R. Christopher Brode

Thomas, Truax,
Spadafore, Walker
& Keenan
R. Charles Thomas

67.

Peters,Lindsay, Lewis
& Hatheway
Brian J. Lindsay

Dimitra Y. Massey

Apr 20, 1998 #200.00 dlp
Denver Klingensmith
6-18-98 Pd Co 115.50

DAWN M. KLINGENSMITH

vs.

DENVER L. KLINGENSMITH

Filed January 17, 1995
@ 2:31 PM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts paid	45.00
State paid	10.00
Adm. Fee paid	45.00

Pro Se Pd 6-18-98 90

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
ALIMONY PENDENTE LITE, COUNSEL FEES AND COSTS
1 copy atty.

Jan. 27, 1995 Petition for Special Relief and and Order filed. AND NOW, this 26th day of January, 1995, upon presentation and consideration of the wtihin Petition, a Rule is granted upon the Defendant to show cause, if any has has, why the relief requested in the aforesaid Petition should not be granted.
Returnable for hearing on the 10th day of February, 1995 at 11:00 o'clock a.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 of the same upon his Attorney, Brian J. Lindsay, Esquire.

BY THE COURT,
Gordon R. Miller, J

Jan. 27, 1995 Faxed Thomas

Feb. 13, 1995 Motion For Continuance and Order filed. And now, Febraury 10, 1995 upon presentation and consideration of the within Motion, this hearing is continued until the 7th day of March, 1995 at 11:00 o'clock a.m.

BY THE COURT,
Gordon R. Miller, J

Feb. 14, 1995 Faxed Thomas

Mar. 7, 1995 Appearance of Peters,Lindsay,Lewis & Hatheway by Brian J. Lindsay, Esquire, Attorney for Denver L. Klingensmith, Defendant, filed.

Mar. 10, 1995 Motion to Reschedule and Order filed. AND NOW, this 10 day of March, 1995, upon consideration of Defendant's Motion to Continue, the hearing set for March 7, 1995 at 11:00 A.M. is hereby continued, and rescheduled for the 4th day of April, 1995, at 3:30 o'clock p.m. in Courtroom 1, 2 or 3.

BY THE COURT,
Anthony J. Vardaro, J

Mar. 10, 1995 dist. to Lindsay & Thomas

Mar. 15,1995 Original Custody order of March 14,1995 filed at A. D. 1995 - 27.

Apr. 7, 1995 Order filed. AND NOW, April 4, 1995, the matter is before the Court on a motion under the Divorce Act for Special Relief preented by plaintiff wife to secure primary physical cusotdy of the marital home and indirectly according her more time with the two minor children.
The matter is discussed frankly and openly with counsel and the parties and this Court at this time fnds there is a distinct clash of personalities between the parties that negate the possibility of reconciliation, even though the husband professes to be interested in a reconciliation.
The custody matter was referred to a Custody Mediator and by Order of March 14, 1995, the Court ordered shared custody of the two minor children and spelled out various visitation times for the parents.
This Court is at a loss to find a better solution for the problem that now exists with allowing the father to occupy the marital home and with the children to live therein and accord certain visitation times to the mtoher. The Court notes the mother is contending that the father gives the children the impression that the visits with the mother who lives just down the corner fromthe former marital home are terminable at the children's desire so that they can leave the mother's home and return to the father's home of their own volition. The father is DIRECTED to instruct these children on the hours when they are to be in the custody of the mother and see to it that the children comply with the visitation hours accorded by the aforesaid Custody and Visitation Order.
The matter is complex beyond description because of the father's night working hours and the mother's working hours involving two different jobs and the complexities that may arise during her ongoing pregnancy. The mother verbalizes to the Court that she is not interested in the father's proffered reconciliation offer and that there is such a clash of personalities between the parties that is is impossible to reside in the same house.
Circumstances may change in the future for either or both of the parties relating to working hours, disposition of marital assets and employment.
ACCORDINGLY, the Court at this time denies the request of the plaintiff wife as contained in her Petition for Special Relief filed January 27 1995, without prejudice to the wife to renew said request after a period of two (2) months and without prejudice to the right of either party to request a full-blown detailed cusotdy and visitation action in the future after the 2-month have elapsed from this date.

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

Apr. 7, 1995 dist. to Thomas & Lindsay

May 12, 1995 Motion to Strike Request for Hearing De Novo, filed.
(original filed at AD 1995 - 27)

Feb. 27, 1998 PETITION TO PROCEED IN FORMA PAUPERIS AND ORDER FILED. AND NOW, Feb 23, 1998 the Plaintiff's request is denied.

BY THE COURT
Anthony J. Vardaro, J

2/25/98 KEENAN & ROWDEN (ALSO SEE 1995-27) (papers filed at 1995-27)

Mar. 12, 1998 Important Notice and Court Order notifying of Termination of Case filed.

April 1, 1998 Motion to Withdraw appearance of J. Wesley Rowden from above captioned plaintiff, filed.

Apr 20, 1998 Petition for Custody Modification and Special Relief, filed.

Continued on page 510

1995

68.

DANIEL W. HCLLER

vs.

ANGELA E. HOLLER

Filed January 17, 1995
@ 4:13 PM

Tax & entry paid	50.50
User'sFee paid	10.00
1 Add'l Fee paid	15.00
Adm Fee paid	45.00
Pro Co Pd 7/7/95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Apr. 5, 1995 ACCEPTANCE OF SERVICE filed. I, Angela E. Holler, Defendant in the above-captioned case, hereby accept service of the Complaint in Divorce filed on January 17, 1995 in the above-captioned action.
Date: 1/23/95 Angela E.Holler, Defendant

July 3, 1995, Affidavit of Consent of plaintiff filed.

July 3, 1995, Affidavit of Consent of defenant filed.

July 3, 1995, UPon praecipe of plaintiff, to transmit therecord this case moved to court.

DIVORCE DECREE FILED

July 12, 1995 AND NOW, to-wit, this 11th day of July, 1995 it is ORDERED AND DECREED the Plaintiff, DANIEL W. HOLLER, and the Defendant, ANGELA E. HOLLER, are divorced from the bonds of matrimony.

It is further ORDERED and DECREED that the Marital Property Settlement Agreement dated June 22, 1995, appended hereto and executed by the parties is incorporated into but not merged in this Decree.

Gordon R. Miller, J.

1995

Robert J. Felton

69.

RONALD L. BURNSIDE and LINDA L. BURNSIDE, his wife

vs.

BARRY E. DILLEY

Filed January 18, 1995
@ 10:56 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro.Co. Pd 6/19/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Mar. 2, 1995, Complaint Reinstated.

Mar. 8, 1995 Sheriff's Return filed. NOT FOUND as to Defendant Barry E.Dilley at address given of R.D.#2, Box 62,Guys Mills, Crawford County, PA. He left the area in June or July of 1994 and has not returned.
So answers, Robert M.Stevens, Sheriff

Mar. 21, 1995 Motion for Service by Publication filed.

Mar. 21,1995 ORDER filed. AND NOW, this 17th day of March, 1995,upon consideration of the within motion, the Court is satisfied that Plaintiffs have conducted a diligent investigation to determine the whereabouts of the Defendant, Barry E.Dilley, for purposes of service of the Complaint, and that the said Barry E.Dilley is purposefully concealing his whereabouts, and that personal servcie cannot be madeupon him,
IT IS HEREBY ORDERED that Plaintiffs shall be permitted to effect service of the Complaint upon the Defendant through the publication of a notice of the action in accordance with Pa.R.C.P.430 (b) (1) one time each in the Crawford County Legal Journal, the Titusville Herald and the Meadville Tribune.
Gordon R.Miller,J.
3-21-95 Faxed Atty. Felton

Jun. 13, 1995 Praecipe for Judgment Upon Default entered against Defendant, Barry E.Diley, in the within action. A Complaint, endorsed with a Notice to Plead, was served by publication, as reflected inthe Proof of Service filed herewith. Twenty (20 Days have elapses since the effective date of service, with no response or appearance entered by or on behalf of the Defendant. By publication as authorized by Court, a Notice of Intention to file this By Publication as authorized by Court,a Notice of Intention to file this Praecipe was served upon the Defendant pursuant to Rule 237.1, a Certificate of which is attached hereto. There has ben no response or appearance filed by or on behalf of the Defendant following the publiclation of this Notice.
Date: JUne 12, 1995 Robert J. Felton, Esquire

D-21;

DEbt - JUDGMENT
Barbara H. King
Prothonotary

June 26, 1995 Motion For Entry of a Default Judgment and Order, filed. AND NOW, this 26 day of June, 1995, upon the entry of a default judgment against the Defendant for failure to plead within the required time to a Complaint containing a notice to plead, it is hereby ORDERED AND DECREED as follows:

1. That the Prothonotary of Crawford County, Pennsylvania, is directed to sign on behalf of the Defendant, Barry E. Dilley, all forms and documents necessary to effect a renewal of the Restaurant Liquor License and Amusement Permit Number 13906, which license is presently in the name of the Defendant, Barry E. Dilley, and is being held in safekeeping by the Pennsylvania Liquor Control Board.

2. That the Prothonotary of Crawford County, Pennsylvania, is directed to sign on behalf of the Defendant, Barry E. Dilley, all forms necessary to transfer on the records of the Pennsylvania Liquor Control Board, Restaurant Liquor License Number 13096, with Amusement Permit, to the Plaintiff, Ronald L. Burnside, or his designee.

3. That the Defendant, Barry E. Dilley, shall reimburse Plaintiff, Ronald L. Burnside, for all costs, expenses and legal fees related to the renewal and transfer of said Restaurant Liquor License to Plaintiff, Ronald L. Burnside.

4. That the Defendant, Barry E. Dilley, shall reimburse Plaintiffs, Ronald L. Burnside and Linda L. Burnside, his wife, for the cost of this action. By the Court
Anthony J. Vardaro, J.

June 26, 1995 Faxed Felton

1995

Shapira, Hutzelman,
Berlin & May
Stephen H. Hutzelman

70.

THE RALPH REINHART COMPANY

vs.

RICH STEWART PLUMBING

Filed January 18, 1995
@ 1:08 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	32.00
Pro pad 3/10/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 26, 1995 SHERIFF'S RETURN, filed. SERVED Rich Stewart Plumbing on January 25, 1995 at 10:45 AM by handing a copy of the Complaint to Kathy Stewart, his wife, at 128 Fitch Road, Jamestown Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, Mar. 1, 1995 at 11:38a.m. upon praecipe of plaintiff attorney, with notice of default attached, Judgment is hereby entered in favor of plaintiff and against the defendant; damages assessed in the amount of One Thousand One Hundred Ninety One and 87/100 dollars, plus int. from Aug. 1993 of $107.27, total of $1,199.14.
Judgment entered
3/1/95
R/- 185

Debt ----$ 1,191.87
Int. from Aug. 1993 - $107.27 plus costs

Barbara H. King,
Prothonotary

Mar. 10, 1995, notice of entry of judgment mailed dft.

Mar. 22, 1996 Notice of Service of Interrogatories to Defendant, filed.

Sept 6, 1996 Notice of Service of Interrogatories to Defendant, filed.

Sept 6, 1996 Motion To Compel Answers To Interrogatories For Discovery Of Assets In Aid Of Execution, filed.

Sept. 6, 1996 Motion to Compel Answers to Interrogatories for Discovery of Assets in Aid of Execution and ORDER filed. AND NOW, September 6, 1996 the Plaintiff's motion is denied as it has not complied with Court Rule L206B nor has the Notice Ex. L206 been attached and the Certification that is attached is undated so that we don't know when the Defendant was notified. The Plaintiff may file a new motion properly

BY THE COURT
Anthony J. Vardaro, J.

9-9-96 FAXED Hutzelman

1995

Culbertson, Weiss, Schetroma & Schug, PC
John B. Brautigam

71.

MacDonald, Illig, Jones & Britton
Kimberly A. Oakes

STEVEN M. CAPPELLINO and M. MICHELLE CAPPELLINO, his wife

vs.

KRISTEN J. NITA

Filed January 18, 1995
@ 3:50 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co Pd 8/21/95	6.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Feb. 2, 1995 Affidavit of Service filed. And Now, February 2, 1995, comes John B. Brautigam, Esquire, who being duly sworn according to law, deposes and sets forth as follows:
1. That he is the Attorney for Steven M. Cappellino and M. Michelle Cappellino, his Wife, Plaintiffs in the above-captioned matter.
2. That on information furnished to him by the Plaintiffs, he caused a certified copy of theComplaint to be forwarded by Certified Mail No. P 835 989 581., postmarked January 19, 1995, to the last known address of the Defendant, Kristen J. Nita, at 1925 East 169th Place, South Holland, IL 60473.
3. That Jean Nita, as agent for the Defendnat, Kristen J. Nita on January 26, 1995, personally signed ther eturn receipt card which was affixed to the Complaint in the above matter and whcih 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

Feb. 6, 1995 Answer and New Matter, filed.

Feb. 10, 1995 Reply of Plaintiffs to New Matter of Defendant filed.

Apr. 19, 1995, Certificate of Service of Answers to Defendants Interrogatories filed.

Apr. 20, 1995, Certificate of Service of responses to defendant's requests for Production of documents filed.

Aug. 14, 1995, Upon praecipe of plaintiff attorney, the above captioned case is hereby marked settled and discontinued of record.

72

1995

Watts & Pepicelli Christopher D. Ferry	GEORGE S. LAWRENCE	COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE 2 copies atty.
72.	vs.	Feb. 21, 1995 Upon praecipe of plaintiff attorney the above action marked discontinued of record.
	CAROL JO LAWRENCE	
	Filed January 18, 1995 @ 4:05 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00 State paid 10.00 Adm. Fee paid 45.00 Prothy Pd 3-1-95 5.00	

1995

Jorden & White
William T. Jorden

73.

Thomas, Truax,
Spadafore, Walker &
Keenan
R. Charles Thomas

GEORGE J. TRUCCO and SUSAN M. TRUCCO, his wife

vs.

CRAIG J. GREEN

Filed January 19, 1995
@ 9:46 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	30.00
Sherrif's Costs Cr. Co	38.00
Sheriff's Costs Erie	62.00

WRIT OF SUMMONS
Issued Sheriff

Jan. 25, 1995 Writ Return filed. NOT FOUND as to Defendant Craig J. Green at address given of R.D. #2, Box 181, Cambridge Springs, Crawford County, PA. He has moved and his new mailing address is P.O. Box 927, Waterford, PA 16441-0927. Actual residence address unknown.
So answers, Robert M. Stevens, Sheriff

Feb. 24, 1995 Writ of Summons reissued.

Mar. 27, 1995 SHERIFF"S RETURN, filed. I hereby deplutize the Sheriff of Erie County, Pa. to serve the within Summons accordign to law. The Defendants alleged address is P.O. Box 927, Waterford, PA 16441-0927. Robert M. Stevens, Sheriff, Cr. Co
SERVED the within Writ of Summons on March 15, 1995, at 1418 HRS. upon Craig J. Green at Erie County Sheriff's Office, 140 West 6th Street, Erie, Pa. by handing to Craig J. Green a true and correct copy thereof and made known to him the contents therein. Robert N. Michel, Sheriff, Erie Co.
Paul McStaraw, Deputy Sheeriff

Apr. 19, 1995, Appearance of Thomas, truax, Spadafore, Walker and Keenan, by R. charles Thomas, attorneys for defendant filed.

Feb. 21, 1996 Praecipe for a Rule to File A Complaint issued. (issued Atty.)

Mar. 12, 1996 Service of the Foregoing Rule is hereby accepted on February 29, 1996 by William T. Jorden, Esquire.

74

1995

74.

DONA MYERS TRUDELL

vs.

CONNIE ANN TRUDELL

Filed January 19, 1995
@ 10:03 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm Fee paid	45.00
Pro.Co. pd 2/10/95	$9.00

COMPLAINT UNDER SECTION 3301(D) OF THE DIVORCE CODE
1 copy pltf.

Jan. 19, 1995 Plaintiff's Affidavit Under Section 3301(d) of the Divorce code filed.

Feb. 10, 1995 Affidavit of Service filed. DONA MYERS TRUDELL, 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 Plaintiff in the above-captioned matter.

2. That the Affiant did serve a certified copy of theDivorce Complaint, Plaintiff's Affidavit and Notice, and Defendant's Counter-Affidavit upon the Defendant herein by mailing the same to her on January 19, 1995, by certified mail, restricted delivery and return receipt requested,addressed as follows: Connie Ann Trudell, c/o Keystgone Precision,1368 S.Main Street, Meadville,PA 16335. The sender's receipt is attached hereto.

3. That theDefendant did receive said Complaint, Affidavit, Notice and Counter-Affidavit on January 20, 1995, as evidenced by her signature on the Return Receipt Card which is also attached hereto.

February 10, 1995 Dona Myers Trudell

Feb. 10, 1995 Upon Praecipe of Dona Myers Trudell,Plaintiff for Review Under Section 3301 (D) of the Divorce Code of Dona Myers Trudell, Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

Feb. 22, 1995 AND NOW, Feb. 17, 1995, it is Ordered and Decreed that DONA MYERS TRUDELL, Plaintiff, and CONNIE ANN TRUDELL, 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.

1995

75.

APPLICATION FOR EXTENDED
INVOLUNTARY TREATMENT
OF
WILLIAM L. PROCTOR

Filed January 19, 1995
@ 11:19 AM

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Section 303)

Jan.23, 1995 Certification by The Court For Extended Involuntary Emergency Treatment, filed.

Feb. 6, 1995 Petition For Involuntary Treatment, filed.

Feb. 13, 1995 Report of Mental Health Review Officer and ORDER filed. AND NOW, February 10, 1995,upon consideration of the Petition filed at the above number and term, and other relevant matters,and after a review of the report of the Mental Health Review Officer,it is hereby ORDERED and DIRECTED that the said William L. Proctor be subject to involuntary treatment through participation in partial hospitalization program and intensive case management program at the direction of his treating psychiatrist, Dr.Frank Yohe, M.D., for a period not to exceed 90 days.

This order shall take effect immediately.

BY THE COURT,
Gordon R. Miller, J.

2-23-95 Copy to Atty.Toomey & Marian Bideaux of MMC

76

1995

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

76.

SEARS, ROEBUCK and COMPANY

vs.

CHARLES M. BOYLE

Filed January 19, 1995
@ 11:44 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro Co Pd 4/26/95	9.00
Pro Co. pd 3-13-97	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 25, 1995 Sheriff's Return filed. NOT FOUND as to Defendant Charles M. Boyle at address given of 339 West Mount Vernon Street, Titusville, Crawford County, PA. In talking with the post office, they indicated he has moved and left no forwarding address.
So answers, Robert M. Stevens, Sheriff

And Now, Apr. 17, 1995, at 1:24 p.m., upon praecipe of plaintiff attorney, with consent to entry of judgment by dft., Judgment is hereby entered in favor of the plaintiff and against the defendant in the amount of Three Thousand Five Hundred Eighty Two and 27/100 Dollars, plus interest and costs of action.
Judgment entered
4/17/95
B - 31

Debt $3,582.27
JUDGMENT
Barbara H. King,
Prothonotary

March 11, 1997 Upon Praecipe of plaintiff attorney the above judgment marked satisfied of record.

1995

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

77.

SEARS, ROEBUCK and COMPANY

vs.

KATHLEEN L. FERRY

Filed January 19, 1995
@ 11:44 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Co. pd 1/30/95	$6.00
Sheriff's Costs	23.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 30, 1995 Upon Praecipe of Kenneth G.Vasil, Esquire,Attorney for Plaintiff, the above captioned action is settled and discontinued of record.

Feb. 3, 1995 SHERIFF'S RETURN, filed. NOT SERVED as per instructions received from Attorney Vasil's Office on February 1, 1995, to return the paper unserved.
So answers, Robert M. Stevens, Sheriff

1995

Mark D. Prather

78.

MARK B. THOMAS and TRACY L. THOMAS,

vs.

CORRYDON E. CURTIS, his heirs, successors and assigns

Filed January 19, 1995
@ 1:39 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 4/3/95	9.00

COMPLAINT IN ACTION TO QUIET TITLE

Jan. 23, 1995 Motion For Service By Publication and Order, filed. NOW, this 23rd day of January, 1995, upon consideration of the foregoing motion and affidavit, it appearing tht the identity and whereabouts of defendant, his heirs, successors and assigns, is unknown to plaintiffs, following diligent search and inquiry, it is hereby ordered, adjudged and decreed that service may be made upon defendants by publication in the Meadville Tribune and the Crawford County Legal Journal, one time only, to include a notice requiring the defendant sto file an answer to said complaint within twenty (20) days following publication thereof.

Per Curiam,
Gordon R. Miller, P.J.

Jan. 24, 1995 Faxed Prather

Feb. 24, 1995 Affidavit of Service filed. DONNA J. NEEDLER being duly sworn according to law, deposes and says that she, in the employ of attorneys herein, has accomplished service upon defendants, their heirs, successors and assigns, of the complaint by publications in the manner directed by your Honorable Court in accordance with Rule 430 of the PA. Rules of Civil Procedure, and that since the complaint was served as aforesaid, defendants, their heirs, successors and assigns have neither appeared nor filed any answer or responsive pleading thereto and that the time of filing same has fully elapsed.

Donna J. Needler

Feb. 24, 1995 ORDER filed. Now,this 24 day of February, 1995, an affidavit of service havin been filed herewith, defendants, having defaulted in responding to service of the complaint herein,the Court,upon motion of THE PRATHER LAW FIRM, attorneys for plaintiffs, hereby orders and decrees that the defendants above named,their heirs, successor and assigns, be and they are forever barred from asserting any right, lien,title, interest or claim, in and to the premises situate in Conneaut Township, Crawford County, Pennsylvania,bounded and described as follows,to-wit:

BEGINNING at a point in the center of Legislative Route 20038 at the northwest corner of land formerly of E.A. Peterson (No. 1907-54)' thence southwardly by said parcel one hundred eighty (180) feet, more or less, to a point and corner; thence westwardly by said parcel twenty-five (25) feet to a point; thence northwardly by said parcel fifteen (15) feet to a point; thence eastwardly by said parceland by land now or formerly of Joseph Warren, et al, (No. 1907-51) one hundred seven (107) feet to a point and corner; thence northwardly by said parcel one hundred sixty-five (165) feet to a point in the center line of said Legislative Route 20038; thence eastwardly by the center line of said road one hundred thirty-two (132) feet tothe point and place of beginning, and containing about a half (½) acre of land with building(s) erected thereon, the same having been acquired by deed dated December 16, 1994, recorded December 16, 1994,in Crawford County Record Book 256, page 35, from the George Rabich Estate.

It is ordered, adjudged and decreed that defendants,their heirs,successors and assigns be and they are hereby forever barred from asserting any right, title, lien, interest or claim, inthe above described premises, inconsistent with the interest or claim of plaintiff, as set forth herein,or from impeaching, denying,or in any way attacking title of plaintiffs to said property; from issuing or maintaining any actions attacking the same, or any part thereof, unless defendants shall enter their appearance and contest this action within thirty (30) days following entry of this order, upon the expiration of which this order shall become final and absolute.

Per Curiam,
Anthony j.Vardaro,Judge

3-16-95 Faxed to Atty. Prather, mailed to Defts.

And Now, March 24, 1995 upon praecipe of plantiff's attorney, final judgment is hereby entered in this case, in favor of the plantiffs and against the defendants, pursuant to the foregoing Order of Court.

C-34

FINAL JUDGMENT
Barbara H. King
Prothonotary

1995

Barbara J. Walton

79.

Roeder & Rothschild
Tamera Ochs Rothschild

SHEILA ROGERS

vs.

REGGIE G. ROGERS

Filed January 19, 1995
@ 3:15 PM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts paid	45.00
State paid	10.00
Adm Fee paid	45.00
Pro.Co. pd 1/8/96	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, ALIMONY PENDENTE LITE and ALIMONY, COUNSEL FEES, COSTS and EXPENSES
1 copy atty.

Jan. 30, 1995 Affidavit of Service filed. And now, January 27, 1995, comes Barbara J. Walton, and avers as follows:
1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on January 24, 1995.
@. That the Defendant signed the return card on January 25, 1995, and in accordance with Pa. R.C.P. 412, service of theComplaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383605) attached hereto as Exhibit "A".
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. 4904, relating to unsworn falsification to authorities. Barbara J. Walton

Feb. 7, 1995 Appearance of Roeder & Rothschild by Tamera Ochs Rothschild for Defendant filed.

Apr. 28, 1995 Affidavit of Consent of Plaintiff filed.

July 12, 1995, Affidavit of Consent of defendant filed.

Sep 28, 1995 Inventory of Defendant, filed.

Dec. 21, 1995 Marriage Settlement Agreement filed.

Jan. 4, 1996 Upon Praecipe of Barbara J.Walton, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

Jan. 17,1996 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:
x As to a 3301(c) divorce:
x There is no showing that the proper notice required by 1920.42 (d)(1) in the form required by 1920.73 was mailed or delivered to a party who is unrepresented or to counsel of a represented party; and/o no copy of said notice is attached to the praecipe to refer or submit; and the parties have not executed and filed with the Prothonotary a waiver of notice substantially in the form set forth in Rule 1290.72(c).
Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.
BY ORDER OF COURT
Gordon R. Miller,J.
1-18-96 Faxed to Atty.Walton & Rothschild

Jan. 18, 1996 Certificate of Mailing filed. I, Barbara J. Walton, Esquire, certify under penalty of perjury that I mailed a copy of the Notice of Intention to Request Entry of Divorce to the party at the addresses listed below on January 18, 1996:
Tamara Ochs Rothschild,Esquire
P.O.Box 325, Titusville,PA 16354
Barbara J. Walton, Esquire

Jan. 18, 1996 Notice of Intention to Praecipe Divorce, filed.

Feb 8, 1996 Amended Praecipe to Transmit the Record, filed.

Feb. 13, 1996, DIVORCE DECREE FILED.

AND NOW, this 13 day of Feb. 1996, upon presentation fo the STipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:
The bonds of marriage between plaintiff, Sheila Rogers and Defendant Reggie Rogers, are dissolved because the marriage is irretrievably broken. Planitiff and defendant are divorced from the bonds of matrimony.
AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and conditions fo the Marriage Settlement Agreement between the parties herein dated Dec. 21, 1995, shall be incorporated in this decree and order by regerence as fully as though the same were set forth herein, at length. Said agreemetn shall not merge with, but shall survive this decree and order.
This honorable court shall retain 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.

1995

80.

CAROL J. KUZMICH

vs.

RAYMOND D. KUZMICH

Filed January 19, 1995
@ 3:29 PM

Tax & entry paid	50:50
User's Fee paid	5.00
STate paid	10.00
Adm. Fee paid	45.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) OF THE DIVORCE CODE
1 copy pltf.

Mar. 12, 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 1/19/95 . 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: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 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)

1995

Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall
Ann Hansen Gamble

81.
Gregory A. Keenan

Jan. 19, 1995 $150.00 deposited by Plaintiff

3-21-95 Pd Pltf mcd refund # 9040 32.45

5-2-95 Ref from 108.55 dft mcd fd

5-8-95 Pd 217.10 # 9166 mcd.

EDWARD METZ and BARBARA METZ, husband and wife

vs.

MARK METZ, individually, and SANDRA DAILEY, individually

Filed January 19, 1995
@ 4:02 PM

Tax & entry paid	50.50	
User's Fee paid	5.00	
Kathleen Nelson, Mediator	217.10	
Pro Co Pd 5-8-95	9.00	

PETITION FOR PARTIAL CUSTODY
1 copy atty.
1 copy mediator

Order;
AND NOW, this 19th day of January, 1995, Kathleen Nelson, is appointed custody mediator, to hold such mediation conference as he deems necessary and to make a report and recommendation to this court. Gordon R. Miller, P.J.

Jan. 30, 1995 Affidavit of Service 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 January 25, 1995, she sent a certified copy of the Petition for Partial Custody to the defendants by certified mail, return receipt requested respectively to Mark Metz, RD 1, Box 124 B, Cochranton, PA 16314, and Sandra Dailey, 5087 Sandy Lake Road, Carlton, PA 16311, the defendants' last known address. The said receipts being attached hereto.
Ann Hansen Gamble

Mar. 21, 1995 TEMPORARY ORDER, filed. AND NOW, March 17, 1995, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal and physical custody of the subject minor children, Justin Metz and Ronald Metz, shall be with their father, Mark Metz.

2. The paternal garandparents, Edward and Barbara Metz, shall be entitled to bisit with the subject minor children during the followign perids and subject tot he following conditions:

a. The grandparents shall be entitled to visit with the subject minor childrem during the second full weekend of each month from Saturday at 9:00 a.m. until Sunday at 7:00 p.m.

b. BEginning with the summer of 1995, the grandparents may visit with the children for one full week each summer, beginning on a Sunday at 9:00 a.m. and ending on the following Sunday at 7:00 p.m., which week shall be selected by the father. Father shall give the grandparents fifteen (15) days notice of the week he has selected each year.

c. The grandparents shall be entitled to visit with the children during one day of their Christmas vacation period each year, during the hours of 9:00 a.m. until 7:00 p.m. Father shall select the visitation day and shall give the grandparents notice of his selection by December 1st each year.

3. Transportation of the children on weekends, holidays and summer visits shall be provided by the grandparents.

4. Neither party shall say or do anything in an attempt to turn the children against the other party, nor shall either party permit others to do so, but rather each party shall do everything in their power to promote a favorable and loving attitude on the part of the children towards both parties.

5. Neither party shall expose the children to any person or situation which may be harmful to the health, safety or well being of the children.

6. Each party shall inform the other party immediately of any illness or injury regarding the children and both parties shall furnish the other with a current address and telephone number.

7. The grandparents will have the right to telephone the subject minor children at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the father and/or members of his household.

8. The parties are encouraged to make additional or alternative arrangements regarding physical custody of the children and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

9. The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by the Plaintiffs shall first be applied to their share of the costs and the remainder refunded to them, less the cost of the court order.

10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either party with 10 days of the date hereof. Gordon R. Miller, P.J.
Mar. 24, 1995 Faxed Gamble, Keenan & Nelson, sent Plf. & Dft.

Apr. 4, 1995 AMENDMENT TO CUSTODY ORDER filed. AND NOW, this 3rd day of April,1995, the Temporary Order of March 17, 1995, is hereby amended to include the following:

11. This Order shall not govern ivisitations regarding the minor child,Justin Metz, until the jurisdiction of the Juvenile Division of the Crawford County Court of Common Pleas, at Juvenile 1995-6, is relinquished.

BY THE COURT:
Gordon R.Miller, J.

4-4-95 Faxed Gamble, Kennan & Nelson & Juv.

82

1995

Barrett & Dratler
Bruce A. Barrett

82.

MAPLEVALE FARMS, INC.,

vs.

RALPH AMOROSO and JUDY AMOROSO, his wife

Filed January 20, 1995
@ 9:25 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Co. pd 3/10/95	9.00
Pro Co Pd 2-16-96	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Jan. 25, 1995 Sheriff's Return filed. SERVED Ralph Amoroso personally on January 24, 1995 at 3:30 PM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
SERVED Judy Amoroso personally on January 24, 1995 at 3:31 PM by handing a copy of the Complaint to her in the Sheriff's Office Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

March 10, 1995, 4:18 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:

Principal: $1,705.88

A-142,92
Judgment entered 3/10/95
Pro.

Debt $1,705.88
Judgment
Barbara H. King, Pro.

EX1995-23

Feb 16, 1995 Upon Praecipe of Plaintiff's Attorney, this judgment is satisfied.

1995

Watts and Pepicelli
Christopher D. Ferry

83.

TONYA PECK

vs.

CHARLES SHEPPERD, BEVERLY FRITH, AARON FRITH

Filed January 20, 1995
@ 10:06 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
sheriff costs	25.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed Conneantville PD

Order:

And now, this 20 day of January , 19 95, upon review of the petition of Plaintiff, the Court enters the following Temporary Order. Order only as to Aaron Frith.

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 go near plaintiff wherever she may be and pending further order of court Plaintiff shall have sole custody of minor child.
3. This Order may be enforced without a warrant 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 or 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 January 26, 1995 , 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 COURT,
Anthony J. Vardaro ,J

Jan. 23, 1995, Sheriffs Return filed. SERVED Aaron Frith personally on Jan. 20, 1995, at 3:00 p.m. by handing a copy of the Protection From Abuse to him on the second Floor of the Crawford County Courthouse, Meadville, Crawford County, Pa.
So answers, Dale A. Collins, Ch. Dep.
Robert M. Stevens, Sher.

Jan. 26, 1995 Appearance of Watts and Pepicelli by Christopher D. Ferry, Attorney for plaintiff filed.

Jan. 30, 1995 Order filed. AND NOW, January 26, 1995, this abuse matter is intertwined with a companion custody case at A.D. 1995 - 85. The Court lacks time, and counsel and the parties agree that a Protection From Abuse Order can be entered without a full hearing or any admissions that the allegations contained in the Abuse Petition were committed, and accordingly, without admission, the Defendants agree they will not assault, harass, or annoy the Plaintiff in any fashion.

The primary thrust is dispute over custody and visitation for the minor child, Devin Frith. The parties mutually agree that the mother, Tonya Peck, shall have primary custody of said minor child with liberal vistiations accorded to the father, Aaron Frith, dependent upon the mother's work schedule. The mother is employed on a part time basis at the Meadville Care Center, and the parties mutually agree that the ideal time for visits between father and minor child would be during mother's working hours. Accordingly, mother will keep the fatheradvised weekly of her work schedule, and during the hours the mother is working, the father may have physical custody of the child. In view of the staggered work schedule of the mtoher, the parties request they be permitted to adjust the length of the father's visits with the child to accommodate all length of the father's visits with the child to accommodate all parties. The father agrees that the pick up and return of the child at this time will be at the Care Center, but if the mother obtains independent living arrangements, the parties will mutually agree where the most convenient return spot would be.

Costs in this case are continued until final adjudication or withdrawal of the abuse action, and the abuse action may be disposed of by the judge hearing the custody action.

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

Jan. 30, 1995 copies dist. to Ferry & Hatheway, Faxed to Co. Control and CVPD

84

1995

Lewis, Stockey & Bua Dominic D. Salvatori	GLADYS I. KEENE	WRIT OF SUMMONS Issued Atty.
84.	vs.	Mar. 6, 1995 Proof of Service, filed.
	DANIEL BRENNAN	
	Filed January 20, 1995 @ 11:59 AM	
	Tax & entry paid 50.50 User's Fee paid 5.00	

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

85.

Watts and Pepicelli
Christopher D. Ferry

AARON A. FRITH

vs.

TONYA K. PECK

Filed January 20, 1995
@ 3:25 PM

Indigent Filing

COMPLAINT FOR CUSTODY

You, Tonya K. Peck, Defendant, have been sued in court to obtain custody of Devin A. Frith.
You are ordered to appear in person for a child mediation conference at the Crwaford County Court House in Meadville, Pennsylvania 16335 before 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 will be nofified of time & date by mediator.
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
Crawford County Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

BY THE COURT:
2/13/95 Gordon R. Miller, J
Feb. 13, 1995 Faxed FEuller, Hatheway & Ferry

Jan. 20, 1995 Praecipe to Proceed In Forma Pauperis filed.

Jan. 20, 1995 Affidavit to Proceed In Forma Pauperis filed.

Jan. 23, 1995 Petition for Special Relief filed.

Jan. 23, 1995 Order filed. AND NOW, January 20, 1995, upon consideration of the Plaintiff's Petition for Special Relief, it is ORDERED and DIRECTED that pending a Protection From Abuse hearing at a different number and term scheduled for January 26, 1995, the child may remain with the Defendant/Mother, subject to the following terms:
1. The Defendant/Mother shall continue to reside at the Green House with the child and shall not move to a different residence.
2. The Defendant/Mother shall give in a prompt and timely manner to the child all necessary medication the child is scheduled to receive, and all parties shall cooperate to make sure that the Defendant/Mother has all medications that she needs for the child.
3. No party shall remove the child from the Commonwealth of Pennsylvania pending further Order of Court, whether it be at this number and term or at the Protection From Abuse number and term.

BY ORDER OF THE COURT,
Anthony J. Vardaro ,J

Jan. 24, 1995 given hatheway, mailed c/o the Greenhouse

Jan. 26, 1995 Appearance of Watts and Pepicelli, by Christopher D. Ferry, Attorney for defendant filed.

Jan. 31, 1995 Petition To Proceed In Forma Pauperis Pursuantj To Pa. R.C.P. 240 and Order filed. AND NOW, February 2, 1995, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the prothonotary's Offocie or the Court of any improvement in his financial circumstances that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Gordon R. Miller, J
Feb. 13, 1995 Faxed Fuller, Hatheway & Ferry

IMPORTANT NOTICE AND COURT ORDER

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 1/31/1995 . 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 from you in writing on or before Oct. 23, 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.

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 Oct. 23, 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 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: Sept. 22, 1998

Sept 22, 1998 Copies Distributed by Court Administrator.

RECORD CONTINUED ON PAGE 519

RECORD CONTINUED ON MARGIN.....

1995

Joseph F. Kulwicki

86.

LAURIE T. MITCHELL

vs.

BUCK ALAN MITCHELL

Filed January 20, 1995
@ 3:41 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 5-3-95	9.00
Pro.Co. pd 5/19/95	5.00

COMPLAINT UNDER 3301(c) OF THE DIVORCE CODE
1 copy atty.

Jan. 24, 1995, Affidavit of Service filed. Carrie A. Davis, being duly sworn according to law, deposes and says she is employed as sec. by Jos. F. Kulwicki, III atty. for plff., and as such she personally served a cert. copy of div. complaint in the above matter upon defendant Buck Alan Mitchell, by handing him same, on Tues., Jan. 24, 1995 at 891 Grove St. Meadville, Pa. at 12:00 noon.
Carrie A. Davis

Apr. 27, 1995 Affidavit of Consent of Defendant, filed.

Apr. 27, 1995 Affidavit of Consent of Plaintiff, filed.

Apr. 27, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

May 5, 1995 AND NOW May 5, 1995, it is ordered and decreed that LAURIE T. MITCHELL, PLAINTIFF, and BUCK ALAN MITCHELL, 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.

May 15, 1995 Notice of Intention to Resume Maiden Name of Laurie T.Mitchell, to be known as Laurie Lee Trace, filed.

1995

Joseph f. Kulwicki

87.

PAULINE E. LOEPP

vs.

RICHARD W. LOEPP

Filed January 20, 1995
@ 3:41 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co.pd 5/2/95	12.00

COMPLAINT UNDER 3301(c) OF THE DIVORCE CODE
1 copy atty.

Jan. 24, 1995, Affidavit of Service filed. Carrie A. Davis, an adult individual, being duly sworn according to law, deposes and says she is employed as a sec. by Jos. F. Kulwicki, III, atty. for plff, and as such, she personally served a cert. copy of the divorce complaint in the matter upon captioned upon the defendant by handing him same on Mon. Jan. 23, 1995 at 891 grove St. Meadville, Pa. at approx. 9:20 a.m. Carrie A. Davis

Apr. 25, 1995 Affidavit of Consent by Pauline E.Loepp, Plaintiff, filed.

Apr. 25, 1995 Affidavit of Consent by Richard W.Loepp,Defendant, filed.

Apr.25, 1995 Upon Praecipe of Joseph F. Kulwicki,III, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

May 9, 1995 AND NOW, May 5, 1995, it is hereby ordered and decreed that PAULINE LOEPP, plaintiff, and RICHARD W. LEOPP, 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.

88

1995

Babara J. Walton

88.

Daniel J. Kuhn

CHARLES FULLER & FAMILY

vs.

DIXIE SHAFFER & FAMILY

Filed January 24, 1995
@ 11:50 AM

Tax & entry Pd 11-19-96 50.50
User's Fee Pd 11-19-96 5.00
~~Surcharge 25.00~~
Sheriff's Costs Pd 60.00
Pro Co Pd 11-19-96 9.00

11-19-96 Pd Sheriff #10359

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER: **

And now, this 23 day of January , 19 95 , 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: Pending further order of court the defendant shall not a ppear at plaintiff's residence nor shall she procure anyone else to do so on her behalf. pending further order of court the plantiff Charles Fuller shall have sole custody of David Fuller
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 or 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 the January 31, 1995 , at 3 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,
Anthony J. Vardaro, J

** This Order is entered on behalf of Charles Fuller as parent of David Fuller and against Dixie Shaffer only.

Jan. 25, 1995 Sheriff's Return filed. SERVED Dixie Shaffer by deputizing the Sheriff of Erie County, PA. Per a telephone call on January 24, 1995, from Erie County Sheriff's Office, Defendant was served on January 24, 1995. Affidavit of Service will be forthcoming.
so answers, Robert M. Stevens, Sheriff

Feb. 1, 1995 Sheriff's Return filed. SERVED the within Petition For Protection Abuse on Jan. 24, 1995, at 1353 Hrs., upon Dixie Shaffer at 2444 Eagley Road, Erie Co., East Springfield,PA. by handing to Dixie Shaffer a true and correct copy thereof.
Robert N. Michel, Sheriff, Erie Co.
John Loomis, Dep. Sheriff

I hereby deputize the Sheriff of Erie County, PA. to serve the within Protection from Abuse
So answers, Robert M. Stevens, Sheriff

Feb. 2, 1995 ORDER filed. AND NOW, January 31, 1995, after a full formal hearing, where both parties were represented by counsel, the Court is not satisfied that the plaintiff has carried his burden of proof and hereby DISMISSES the Petition.

Since this will ultimately become a custody matter, we want to state our reasons so that our reasons are not misconstrued by the parties or misapplied by the Custody Mediator.

The alleged victim, David, was a very straight-forward witness. HOWEVER, he did not fo on at length about his experiences with his mother insofar as they relte to potential abuse. That may be cause he was being vague. That may be because he was nervous and shy. Since he did not give a great many details about these events, and since he did not testify as to any physical disability or scarring (other than handprints), we are not overly convinced that his testimony was accurate.

HOWEVER, even if we accept his testimony as being credible, because of the fact that he did not detail the events, we are not satisfied by the fair weight of the evidence that the mother's conduct amounts to abuse because, that is, that it did not or could not cause bodily injury, which is defined in the Crimes Code as "impairment of physical conditin or substantial pain."

THEREFORE, in conclusion, we are not convinced as to the credibility of David; and if we were convinced of his credibility, we would not be satisfied tht the definition of bodily injury has been met.

This is clearly a custody action.

The Court costs in the amount of $124.50 shall be paid by teh plaintiff within 30 days of this Order. He shall pay the same at the Prothonotary's Office on the First Floor of the Crawford County Courthouse.

We take no position with respect to custody. BY THE COURT,
Gordon R. Miller, P.J.

Feb. 2, 1995 Faxed PaSPD, mailed Kuhn, given Walton w/bill.
Feb. 8, 1995 mailed Plf. & Dft.

1995

Gerald Sullivan

89.

2-22-95 Pd Sheriff's Costs $34.00
2-23-95 Pd Sheriff's Costs #8925 $34.00

JAMIE L. BURDICK

vs.

JAMES R. BALDWIN

Filed January 23, 1995
@ 1:32 PM

Tax & entry Pd 2-23-95 50.50
User's Fee 2-23-95 5.00
~~Surcharge~~ 25.00
Sheriff's Costs 34.00
Pro Co 2-23-95 9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Mailed TPD

Order:

And now, this 23 day of Janaury , 1995 , 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 contact Plaintiff in any way. He shall not go to her place of work or residence.
3. This Order may be enforced without a warrant 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 or 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 January 31, 1995 , 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 COURT,
Gordon R. Miller, J

Jan. 25, 1995 Sheriff's Return filed. SERVED James R. Baldwin personally on January 24, 1995 at 9:30 AM by handing a copy of the Protection from Abuse to him at his mother's residence (Lora Baldwin) on Mystic Park Road, Centerville, Crawford County, PA.
So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 2, 1995 ORDER filed. AND NOW, January 31,1995, the parties appeared in court. The plaintiff had counsel. The defendant appeared alone, although he had talked to counsel before he came. The Court explained the proceedings to the defendant and he understood it. The parties agreed to the entry of a Consent Order as hereinafter set forth. In doing so, the defendant does not admit that eh engaged in the conduct alleged in the Petition.

ACCORDINGLY, is it ORDERED as follows:

1. The defendant shall not assault, abuse, harass or threaten or stalk the plaintiff in any way.
2. The defendant shall not go to the plaintiff's residence or place of work.
3. There is no prohibition on the defendant contacting the plaintiff so long as she is willing to have that happen and so long as he is not assaulting, abusing, harassing, or threatening
4. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable ground to believe that it has been violated.
5. A copy of this Order shall be delivered to the Titusville City Police and to County Control. A copy shall be delivered to the defendant at R.D.#4, Box 305, Centerville, Pa. 16404.
6. This Order shall remain in full force and effect for one year from this date, unless modified or terminated by further Order of Court.
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 and a jail sentenceup to 6 months.
8. The defendant shall pay record costs in the amount of $98.50 by paying the same to the Prothonotary not later than Tuesday, February 28, 1995.

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

2-2-95 Faxed Co Control, given Sullivan, mailed Tv.CPD, Dft. & Plf.

90

1995

90.

DEBRA D. SMOCK

vs.

JAMES R. PAYNE, JR.

Filed January 23, 1995
@ 2:31 PM

Tax & entry Pd 7-7-95 50.50
User's Fee Pd 7-7-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd. $25.00
Pro Lo Pd 7-7-95 90

7-7-95 Pd Sheriff #4313 25

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy planitiff
Faxed MPD

ORDER:

And now, this 23 day of January , 19 95 , 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: Pending further orde rof court the minor child shall be solely in the plaintiff's custody.
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. Meadville City Police
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 or 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 the February 1, 1995 , 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,
Anthony J. Vardaro, J

Jan. 31,1995 Sheriff's Return filed. SERVED James R. Payne,Jr., by Certified Mail at his last know address of 519 NE Fox Trail Drive, Blue Springs, MO 64014. Served on January 26, 1995, as per signed return receipt attached.
So answers,
Robert M.Stevens,Sheriff

Feb. 6, 1995 ORDER filed. AND NOW, February 2, 1995, the hearing scheduled for February 1, 1995 at 3:30 o'clock p.m. in this matter has been rescheduled for February 10, 1995 at 3:30.
BY THE COURT
Gordon R.Miller,P. J.
2-6-95 Copies dist. to Plft & Deft.

Feb. 24, 1995 Order Filed. AND NOW, February 24, 1995, we find that we have inappropriately assessed the $25 surcharge in our order of February 10, 1995, and, accordingly, Paragraph 8 is amended to reduce the cost to $89.50
In all other respects, our order of February 10, 1995 shall continue in full force and effect.
BY THE COURT,
Anthony J. Vardaro
Feb. 24, 1995 Copies to Thomas, Drater & Dft.

Feb. 14, 1995 Order filed. AND NOW, February 10, 1995, this matter is before the Court with respect to the Plaintiff's Petition for Protection under the Protection From Abuse Act for herself and for a minor child. The parties appear with counsel, and they have reached an agreement that involves an Order at this number as well as an Order at a custody action filed this day at 1995-160, and will further involve an agreement to enter a stipulated support Order at an action to be filed.
With regard to this action, we will enter a Protection From Abuse Order with respect to the Plaintiff only, and by agreement of the parties this action is dismissed as to the minor child, James R. Payne, III.
Accordingly, we enter the following Order:
1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff at any time or any place.
2. By agreement of the parties, we will enter a separate Order with respect to custody this day at an action filed at A.D. 1995 - 160.
3. The parties will as soon as practicable, file a support action in the Domestic Relations Section of the Court of Common Pleas of Crawford County, which will indicate that beginning with the month of February, 1995, the Defendant will pay child support only to the Plantiff at the rate of $200.00 per month, payable in the appropriate weekly installments. Those payments will be made directly by the Defendant through the Domestic Relations Section of Crawford County, and there will be no need for a reciprocal action in the State of Missouri.
The parties also agree as part of the support arrangement that the Defendant will provide to the Plaintiff a Topaz automobile on Monday, February 13, 1995, and thereafter it shall remain in the possession of the Plaintiff, but the Defendant will make the payment toward the car loan and insurance until paid in full. Once it is paid in full, the parties agree that the title to the vehicle will be transferred to the Plaintiff, and in return, the Plaintiff will sign a deed to certain real estate in Missouri, in favor of the Defendant.
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 by the Prothonotary to County Control and to the Meadville City Police.
6. 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.
7. So that it is clear to any police agency, the parties may be in the company of one another from time to time, and that is not a violation of this Order, so long as the Defendant does not assault, abuse, harass or threaten the Plaintiff.
8. The Defendant shall pay court costs in this matter to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse in Meadville, Pennsylvania, in the amount of $114.50 within ninety (90) days of the date of this Order.
9. This Order shall remain in full force and effect for a period of six (6) months from this date.
10. The Defendant shall not call the home of the Plaintiff except as provided in a custody Order to be entered this dat at 1995-160. BY ORDER OF THE COURT, Anthony J. Vardaro, Feb. 14, 1995 Faxed Co. Control, MPC, given Dratler & Thomas

1995

Donald E. Lewis

91.

KEVIN PAUL LIPPERT

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed January 23, 1995
@ 4;02 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Co. Pd 6/5/95	5.00

NOTICE OF APPEAL FROM SUSPENSION OF VEHICLE REGISTRATION OPERATING PRIVILEGES

Order:

AND NOW, this 26th day of January, 1995, upon Motion by the Appellant, a hearing is set on said Appeal for the 30th day of March, 1995, at 2:30 o'clock p.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

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 by forwarding a true and correct copy of same to the Appellee by First Class, U.S. Mail, postage prepaid.

Finally, said Appeal shall act as a supersedeas to Appellee's suspension of Appellant's operating privilelges.

BY THE COURT,
Gordon R. Miller, J

Jan. 27, 1995 Certificate of Service filed. I certify that a copy of the Notice of Appeal was served on the Commonwealth of Pennsylvania, Department of Transportation, Bureau of Driver Licensing, Room 103, Transportation and Safety Building, Harrisburg, Pennsylvania 17120 by Certified Mail No. P 251 385 228 on January 26, 1995. Donald E. Lewis

Mar. 27, 1995 Motion To Continue and Order field. AND NOW,this 24th day of March, 1995, upon presentation and consideration of the foregoing Motion to Continue, said Motion is granted andthe license appeal is rescheduled for June 1, 1995 at 11:00 o'clock a.m. in courtroom 1 or 2.

BY THE COURT,
Gordon R. Miller, J

Mar. 27, 1995 Faxed Kuhar & Lewis

Jun. 2, 1995 Motion to Withdraw Appeal and ORDER filed. AND NOW, this 31st day of May, 1995, upon presentationand consideration of the foregoing Motion to Continue, said Motion: is granted with prejudice. The action of the Secretary in suspending the appellant's registration /operating privileges is hereby affirmed.

BY THE COURT,
Gordon R.Miller,J.

6-2-95 Faxed Attys.Lewis & Kuhar

92

1995

Donald E. Lewis

92.

KIPP HENRY SHONGO

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed January 23, 1995
@ 4:02 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Pd 4-6-95	5.00

NOTICE OF APPEAL OF SUSPENSION OF VEHICLE REGISTRATION OPERATING PRIVILEGES

Order:

AND NOW, this 26th day of January, 1995, upon Motion by the Appellant, a hearing is set on said Appeal for the 30th day of March, 1995, at 3:30 o'clock p.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

Further, notice of said Appeal and of this Order of Court are to be given forthwith by Appellant's a ttorney to the appropriate representatives of the Appellee by forwarding a true and correct copy of same to the Appellee by First Class, U.S. Mail, postage prepaid.

Finally, said Appeal shall act as a supersedeas to Appellee's suspension of Appellant's operating privileges.

BY THE COURT,
Gordon R. Miller J

Jan. 27, 1995 Certificate of Service filed. I certify that a copy of the Notice of Appeal was served on the Commonwealth of Pennsylvania, Department of Transportation, Bureau of Driver Licensing, Room 103, Transportation and Safety Building, Harrisburg, Pennsylvania 17120 by Certified mail no. P 251 385 229 on January 26, 1995. Donald E. Lewis

Mar. 27, 1995 Motion To Withdraw Appeal and Order filed. AND NOW, this 24th day of March, 1995, upon presentation and consideration of the foregoing Motion to withdraw Appeal said Motion is granted. The appeal is withdrawn and tghe decisionofthe secretary of Transportation becomes final.

BY THE COURT,
Gordon R. Miller, J

Mar. 27, 1995 Faxed Lewis & Kuhar

1995

93.

DAWN M. DONOVAN

vs.

RONALD J. BLANTON

Filed January 24, 1995
@ 3:33 PM

Indigent Filing

CERTIFIED COPY OF PROTECTION FROM ABUSE ORDER FROM VENANGO COUNTY, PENNSYLVANIA

AND NOW, December 19, 1994, the parties appeared in open court and were unable to reach an amicable agreement. THEREFORE, it is ORDERED and DECREED that:

1. Pending a full h earing, the provisions of the temporary Order of Court dated december 8, 1994, shall cotninue in full force and effect.
2. A full hearing will be scheduled upon motion of either party. If no such motion is made, the temporary Order shall expire on December 19, 1995.
3. Any items of personal property that are in the home of Ronald J. Blanton sahll not be disposed of by him and shall be kept by him pending a full hearing.
4. This is an Order of Court. Any violation of this Order or the provisions of the temporary Order dated December 8, 1994, shall constitute contempt of Court and may be punishable by a fine of up to $1000 and a jail sentence of up to six (6) months.
5. a copy of this Order shall be served upon the Oil City Police Department and the Venango County Central Registry.

BY THE COURT,
William E. Breene, Senior Judge

Feb. 27, 1995 ORDER filed. AND NOW, this 9th day of February, 1995, the Respondent having failed to request a hearing in this matter it is hereby ORDERED and DECREED.

1. Ronald J. Blanton, shall not abuse, harass, threaten or place in fear, Dawn M. Donovan. He shall not go to any place where she resides during the pendency of this Order. He shall have no contact with her.
2. This Order shall remain in effect for a period of one year from this date.
3. This is an Order of Court. Any violation of this Order shall constitute contempt of court and may be punishable by a fine of up to $1,000 and a jail sentence of up to six months. Consent or invitation of the abused Petitioner to the resumption of contact or residence shall not invalidate this order.
4. Any modification of this Order requires this Court's approval, to be effective.
5. A copy of this Order shall be served by the Judge's Office upon the Oil City Police Department and the Venango County Central Registry. A copy shall be served upon Ronald J. Blanton, by and through counsel for the Petitioner by sending a copy of U.S. First Class Mail to his last known residence.

By the Court,
H. William White, P.J.

Feb. 27, 1995 Faxed to PSP and County Control

1995

Joyce & Joyce
John P. Joyce

94.

Marsh, Spaeder, Baur, Spaeder & Schaaf
Francis J.Klemensic
FOR M. Susan Matthews, MD and CandyceLucian, D.O. Defendants Only

~~Law Offices of J.Douglas Murphy~~
Irving. O.Murphy &
~~Joel M.Snavely for Defendants Robert C. Milsovic, M.D. & Diagnostic Medical Imaging, Inc.~~

Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc.
John M. Quinn, jr. FOR Meadville Med. Ctr.

Gaca Matis & Baum
M. Brian O'Connor for Robert C. Milsovic,M.D. and Diagnostic Medical Imaging,Inc.

TERRI M. SEVERO and JOHN A. SEVERO, her husband

vs.

ROBERT C. MILSOVIC, M.D., DIAGNOSTIC MEDICAL IMAGING INCORPORATED a corporation, MEADVILLE MEDICAL CENTER, a non-provit corporation, M. SUSAN MATTHEWS, M.D. and CANDYCE LUCIAN, D. O.

Filed January 24, 1995
@ 4:02 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	64.00
Pro Co pd. 8/25/99	13.50
Pro Co pd 8/25/99	13.50
Pro Co pd. 9-8-99	13.50

COMPLAINT IN CIVIL ACTION
5 copies atty.

Jan. 30, 1995 Sheriff's Return filed. SERVED Robert C. Milsovic, M.D., on January 27, 1995 at 9:40 Am by handing a copy of the Complaint to Joan C. Milsovic, his wife at 660 Seminole Road, Meadville, Crawford County, PA.
SERVED Diagnostic Medical Imaging Incorporated on January 27, 1995 at 9:30 AM by handing a copy of the Complaint to Mery Voegele, Office Manager at the business, 463 Pine Street, Meadville Crawford County, PA.
SERVED Meadville Medical Center on January 27, 1995 at 9:23 AM by handing a copy of the Complaint to Nancy Blystone, Administrative Assistant at the business, 751 Liberty Street, Meadville, Crawford County, PA.
SERVED M. Susan Matthews, M.D., on January 27, 1995 at 10:31 AM by handing a copy of the Complaint to Lori Bloom, Officer Manager at her business, R.D. #4, Box 322, Saegertown, Crawford County, PA
SERVED Candyce Lucian, D.O., on January 27, 1995 at 10:30 AM by handing a copy of the Complaint to Lori Bloom, Officer Manager at her business, R.D. #4, Box 322, Saegertown, Crawford County, PA
So answer, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

3 Feb.8, 1995 Appearance of Marsh, Spaeder,Baur,Spaeder & Schaaf by Francis J. Klemensic, Esquire for Defendants, M.Susan Matthews, M. D. and Candyce Lucian, D.O. only.

4 Feb. 8, 1995 Appearance of Law Offices of J.Douglas Murphy by Irvin O. Murphy, Esquire and Joe M. Snavely, Esquire for Defendants, Robert C.Milsovic, M. D. and Diagnostic Medical Imaging, Inc. filed.

5 Feb. 8, 1995 Certificate of Service filed. I certify that the within pleading was served upon all counsel of record and/or unrepresented parties by United States mail, postage prepaid, this 7thday of February,1995.
Irving O. Murphy

6 Feb. 9, 1995 Appearance of Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., By John M.Quinn,Jr., for Meadville Medical Center, filed.

7 Feb. 10, 1995 Interrogatories to Plaintiffs filed.

8 Feb. 13, 1995 Preliminary Objections filed.

9 Feb. 13, 1995 Upon Praecipe of Irving O. Murphy, Esquire and Joel M. Snavely,Esquire, Attorneys for Defendants, Robert C. Milsovic, M.D.and Diagnostic Medical Imaging, Inc., the above captioned matter is placed on the next available Argument List.

ON MARCH, 1995 ARGUMENT LIST

10 Feb. 22, 1995 Answer of Defendant Meadville Medical Center, filed.

11 Mar. 7, 1995 Answer of Defendants Robert C. Milsovic, M.D.andDiagnostic Medical Imaging,Inc., filed.

12 March 10, 1995 Plaintiffs' Stipulation on behalf of Robert C. Milsovic, M.D. and Diagnostic Medical Imaging, Inc., filed.

13 March 10, 1995 Upon Praecipe of Defendants attorney, Irving O. Murphy, Esq., the above case cancelled from Argument List, filed.

14 Mar. 22, 1995 Answer and New Matter filed.

15 Apr. 19, 1995, Plaintiffs' Reply to Defendants' M. Susan Matthews, M.D. and Candyce Lucian, D.O. New Matter filed.

16 Aug 28, 1995 Notice of Service of Interrogatories and Request for Production of Documents, filed.

17 Oct.16,1995, Notice of Services of Plaintiffs' Answers to Defendants' First Set of Interrogatories filed.

18 April 18, 1996 Withdrawal of Appearance of Law Offices of J. Douglas Murphy by Irving O. Murphy, Esq., on behalf of defendant, Robert C. Milssvic, MD., and Diagnostic Medical Imaging, Inc., filed.

19 April 18, 1996 Appearance of Gaca Matis & Baum By M. Brian O'Connor, Esq. on behalf of Robert C. Milsovic, M.D and Diagnostic Medical Imaging, Inc., Defendants, filed.

20 Aug. 26, 1996 Notice of Service of Plaintiffs' Interrogatories and Request for Production of Documents Directed to Defendant Robert C. Milsovic, M.D. FILED.

21 Aug. 26, 1996 Notice of Service of Request of Plaintiffs' Interrogatories and Request for Production of Documents Directed to Defendant Diagnostic Medical Imaging Inc. filed.

22 Aug. 26, 1996 Notice of Service of Plaintiffs' Interrogatories and Request for Production of Documents Directed to Defendant Meadville Medical Center filed.

23 Aug. 26, 1996 Notice of Service of Plaintiffs' Interrogatories and Request for Production of Documents Directed to Defendant M. Susan Matthews, M.D. filed.

CONTINUED ON PAGE 490

1995

95.

LORRAINE M. WOOD

vs.

CHARLES A. YEAGER

Filed January 25, 1995
@ 11:00 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	20.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MPD

Order:

And now, this 25 day of January , 1995 , 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: the defendant may not go to Plaintiff's residence at 780 Garden St., Meadville, PA or such other place as plaintiff resides. The defendant shall not telephone plaintiff.
3. This Order may be enforced without a warrant 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 or 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 February 1, 1995 , 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 COURT,
Anthony J. Vardaro, J

Jan. 27, 1995 Sheriff's Return filed. SERVED Charles A. Yeager personally on January 26, 1995 at 4:15 PM by handing a copy of the Protection from Abuse to him in the Juvenile Probation Office, Second Floor of the Crawford County Courthouse, Meadville,PA.
So answers, Dale A.Collins, Chief Deputy Sheriff
Robert M. Stevens,Sheriff

Feb. 2, 1995 Order filed. ANDNOW, February 1, 1995, this matter is before the Court with respect to Plaintiff's petition for relief under the Protection From Abuse Act.
Both parties appear unrepresented, although the Defendant is accompanied by his Juvenile Probation officer. He is explained his right to an attorney and indicates he has not spoken with an attorney and will not have one present.
We will enter the following order, without admission ofthe allegations of the petition on the part of theDefendant:
1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff at any time or any place.
2. The Defendant shall not go to Plaintiff's residence at 915½ Liberty Street, Meadville, nor any other place that she resides, nor shall he go within 50 yards of such residence. Additionally the Defendant shall not telephone the Plaintiff's residence.
The Defendant is specifically advised that he should not go to the residence of the Plaintiff even if he is invited because any police agency will presume that he is in violation of this order if he is at the Plaintiff's residence. If he and the Plaintiff determine that he is again welcome at the Plaitniff's residence, they shall seek a modification of this order prior to the Defendant going to that residence.
3. If the Defendant wishes to arrange to visit with his brother and sister, who reside with the Plaintiff, he shall do so by contacting Sarah Rose at 365 Willow Street in Meadville and the visits may occur at the that location, provided those children wish to visit with the Defendant and it is permitted by the Plaintiff insofar as the Defendant, as it currently stands, has no legal rights to visit with those children.
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.
The Defendant will be a juvenile until October 29, 1995 and if there is a violation through that date, the Juvenile Act mandates that it must be brought before the Juvenile Court in a Juvenile Petition.
5. A copy of this order shall be delivered to the Meadville City Police Department and to Crwaford County Control. Additionally, a copy of this order shall be sent to the Planitiff, who is unrepresented, by the Prothonotary, by regular mail, to 915½ Liverty Street, Meadville, and to the Defendant, who is unrepresented, by regular mail, to c/o Laura Catherine Percival at 1001 Alden Street, Meadville.
6. The defendant is reminded that this is an order of Court and violationof this order may be publishable by a fine of up to $1,000 and once he becomes an adult, a jail sentence of up to 6 months.
7. This order shall remain in full force and effect through January 31, 1996.
8. In light of the fact that the Defendant is a juvenile and only working a minimal amount of time, costs in this matter shall be paid by Crawford County.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Feb. 2, 1995 Faxed MPD & Co.Control, mailed Pltf. & dft.

96

1995

Nichols, Krill &
Taggart
Denis W. Krill

96.

Thomas, Truax, Spadafore,
Walker & Keenan
R. Charles Thomas

TIMOTHY H. LAUGHERY and
TAMMY L. LAUGHERY

vs.

JULIA B. LAUGHERY

Filed January 25, 1995
@ 1:14 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 10-4-95	6.00

WRIT OF SUMMONS
Issued Atty.

Feb. 2, 1995 Acceptance of Service filed. I, Julia B. Laughery, Defendant in the above captioned civil action, acknowledge that I have this date received a Writ of Summons in the above-captioned civil action filed by the Plaintiffs in this matter.
Dated: January 31, 1995 Julia B. Laughery

Feb. 15, 1995 Appearance of Thomas, TRuax, Spadafore, Walker and Keenan by R. Charles Thomas for Julia B. Laughery, filed.

May 8, 1995 Notice of Deposition of Julia B.Laughery, filed.

May 19, 1995, Notice of Rescheduled Deposition filed.

June 2, 1995, Complaint in Civil Action filed.

June 2, 1995, Notice of Servcie of Interrogatories (First Set) filed.

June 2, 1995, Notice of Servcie of Request for Production of Documents (First Set) filed.

Aug. 9, 1995, Answer and New Matter filed.

Aug. 14, 1995, Reply toanswer and New Matter filed.

Oct 3, 1995 Upon praecipe of plaintiff attorney the above captioned action is marked settled and discontinued of record.

1995

97.

KELLY JONES, SCOTT ADDISON, BRITTANY JONES, BRADY ADDISON

vs.

RANDY MARTIN, MARTHA HOURS

Filed January 25, 1995
@ 4:01 PM

Tax & entry Pd 2-8-95 50.50
User's Fee Pd-2-8-95 5.00
Surcharge Pd. 3-6-95 25.00
Sheriff's Costs 25.00
Pro Se Pd 2-8-95 90

2-8-95 Rec'd from Dft Sheriff's Cash 25.00
2-8-95 Pd Sheriff # 8881 25.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
2 copies Plaintiff
Faxed PSP

Order: ***

And now, this 25 day of January , 1995 , 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: The defendant shall not go within 100 yards of the plaintiff nor shallhe call plaintiff or go to her residence. The defedant shall not procure anyone to anyway threaten the plaintif or the minor children. The Plaintiff shall have sole custody of ££
3. This Order may be enforced without a warrant 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 or 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 February 6, 1995 , at 11:30 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 COURT,
Anthony J. Vardaro, J

** Kelly Jones vs. Randy Martin
This order entered only to the Parties above.
££Brittany pending further order of court.

Jan. 27, 1995 Sheriff's Return filed. SERVED Randy Martin personally on January 25, 1995 at 2:35 PM by handing him a copy of the Protection from Abuse to him while visiting at the Crawford County Jail, 360 Center Street, Meadville,Crawford County,PA.

So answers, Dale A.Collins, Chief Deputy
Robert M.Stevens, Sheriff

Feb. 10, 1995 ORDER filed. AND NOW, Feb. 6, 1995, at the time this matter is before the Court on an Abuse Petition, Kelly Jones, Plaintiff, and her counsel appear. Randy Martin does not appear, but his counsel, Joseph Joseph, of Hermitage, PA., appears with no explanation as to why his client failed to appear.

The factual situation was generally reviewed regarding an alleged assault committed by Defendant Randy Martin and his friend Martha Hours, upon Kelly Jones and Scott Addison, at the Jones residence. Apparently, ancillary charges are pending as a result of those alleged assaults.

Counsel for the Defendant advises the Court that at District Justice Hanson's Office, the Defendant and counsel advised the District Justice that the Defendant would consent to the entry of an abuse Order relating to Kelly Jones, the mother of six-year old Brittany Jones. Accordingly, the Defendant, Randy Martin, is hereby DIRECTED not to threaten, annoy, assault, or harass the Plaintiff, Kelly Jones, in any fashion. He shall not go to her residence for any purpose and may not call the Plaintiff at her residence. Likewise, he shall not encourage or procure others to assault, or threaten kelly Jones in any fashion. Custody of said minor child, Brittany Jones, is awarded exclusively to the mother. Randy Martin is advised that if he wishes custody or visitation rights, he must file a custody or visitation Complaint with the Court and procure the same through a separate custody or visitation Order.

This Order shall remain in full force and effect for a period of one (1) year from this date.

Any police officer having reasonable grounds to believe the terms and conditions of this Order have been violated, may apprehend the Defendant forthwith, lodge him in the County Jail, and request an immediate contempt hearing.

Plaintiff has requested counsel fees, and this Court believes that under the circumstances related to the Courts involving this unprovoked attack, counsel fees are in order, and accordingly, the Court awards counsel fees in the amount of $150.00 to counsel for the Plaintiff to be paid by the Defendant within fifteen (15) days of the date of this Order.

The Defendant will, likewise, pay court costs in the amount of $89.50 to the Prothonotary's Office on or before Feb. 10, 1995.

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

Feb. 13, 1995 Order FAXED PASPD, Co. Control, Atty. Millin; copy sent Deft w/Bill.

Feb. 10, 1995 AMENDMENT TO ORDER filed. AND NOW, Feb. 10, 1995, the Court's attention being called to the amount of costs imposed as being incorrect, we hereby amend said order to add the $25 surcharge to costs required by recent legislation.

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

Feb. 8, 1995 copy of Order distributed to Atty. Millin.

98

1995

Peters,Lindsay,Lewis
&.Hatheway
Edward J. Hatheway

98.

DAVID ROBERT JENSEN

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed January 26, 1995
@ 11:10 AM

Tax & entry paid 50.50
User's Fee paid 5.00

APPEAL OF SUSPENSION OF VEHICLE REGISTRATION/OPERATING PRIVILEGES
2 copies pltf.

Jan. 27, 1995 Certificate of Service filed. I certify that a copy of the Notice of Appeal was served on the Commonwealth of Pennsylvania, Department of Transportation, Bureau of Driver Licensing, Room 103, Transportation and Safety Building, Harrisburg, Pennsylvania 17120 by Certified Mail NO. P 251 385 23 on January 26, 1995.

David Robert Jensen

ORDER: AND NOW, this 2nd day of February, 1995, upon Motion by the Appellant, a hearing is set on said Appeal for the 27th day of April, 1995, at 11:00 o'clock a.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville,Pennsylvania.

Further, notice of said Appeal andof this Order of Court are to be given forthwith by Appellant to the appropriate representatives of the Appellee by forwarding a true and correct copy of same to the Appellee by First class, U.S. Mail, postage prepaid.

Finally, said Appeal shall act as a supersedeas to Appellee's suspension of Appellant's operating privileges.

BY THE COURT:
Gordon R. Miller, P.J.

Feb. 9, 1995 copy to Plf.

April 24, 1995, Appearance of Peters, Lindsay, Lewis & Hatheway, by Edward J. Hatheway, attorney for appellant, filed.

May 5, 1995 Motion to Continue License Suspension Appeal Hearing and Order filed. AND NOW, this 27 day of April, 1995, upon presentation and consideration of the Appellant's Motion to Continue: is granted. This matter is continued generally to be rescheduled on motion of either party.

BY THE COURT,
Gordon R. MIller, J

May 5, 1995 Faxed Kuhar & Hatheway

July 14, 1995, Motion to Withdraw Petition for Writ of supersedeas and Order filed. ORDER: AND NOW, this 12th day of July 1995, after presentation and consideration of the Appellant's Motion to withdraw his Petition forWrit of supersedeas: is granted. The appeal is dismissed and the action fo the Sec. of Transportation sustained.

By the court,
Gordon R. Miller, J.

7/14/95 faxed to Hatheway and Kuhar.

1995

99.

TINA M. MOORE

vs.

SCOTT L. LANDERS

Filed January 26, 1995
@ 11:49 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	$25.00
Pro Co	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
1 SPD

Order:

And now, this 26 day of January , 1995 , 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: The Plaintiff shall have exclusive possession of 352 Kern Alley, Saegertown, PA pending further order of court. Pending further order of court plaintiff shall have exclusive custoy of Jamie Landers.
3. This Order may be enforced without a warrant 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. Saegertown Boro & Pennsylvania State Police
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or 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 February 6, 1995 , at 11:30 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 COURT,
Anthony J. Vardaro, J

Jan. 27, 1995 Sheriff's Return filed. SERVED Scott L. Landers personally on January 26, 1995 at 2:30 PM by handing him a copy of the Protection from Abuse at the Robinson residence, Route 19, Saegertown, Crawford County, PA. The Protection from Abuse was served by one Michelle Robinson.

So answers, Robert M.Stevens, Sheriff

Feb. 7, 1995 ORDER filed. AND NOW, February 6, 1995 this matter is before the Court with respect to the Plaintiff's petition for relief under the Protection from Abuse Act.

The Defendant appears without counsel and the Plaintiff does not appear. The Defendant indicates that the Plaitniff told him that she did not intend to go forward with this, apparently a few days after it was served, and indicates that he has stayed at Plaintiff's residence on a few occasions since this was filed.

At the time the temporary order was entered, we advised the Plaintiff that if she wished to withdraw this matter, she would have to do so before the time of the hearing and pay the court costs, or else she would have to appear at this time to indicate to us why she could not afford to pay the court costs.

Sincer she has done neither, this action is dismissed and the Plaintiff shall pay court costs in the amount of $114.50 to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse within 30 days of the date of this order.

A copy of this order shall b sent by the Prothonotary to Crawford County Control, as well as to the Saegertown Borough Police and the Pennsylvania State Police, Meadville Barracks.

Additionally, a copy of this order shall be sent by regular mail by the Prothonotary to the Plaintiff at 352 Kern Alley, Saegertown, PA and the Prothonotary shall highlight the portion requiring the Plaintiff to pay court costs within 30 days.

BY ORDER OF THE COURTL,
Anthony J. Vardaro, J.

Feb. 7, 1995 Faxed Pa.SPD, Saegertown PD & Co Control, mailed Plf. w/bill & Dft.

100

1995

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

100.

SEARS, ROEBUCK and COMPANY

vs.

PHILLIP DINGMAN

Filed January 26, 1995
@ 2:20 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's costs	27.00
Pro Co. pd 2/21/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Feb. 1, 1995 Sheriff's Return filed. SERVED Phillip Dingman personally on Jan. 31, 1995 at 2:03 PM by handing him a copy of the Complaint in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Pa.
So answers,

Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 21, 1995 Upon Praecipe of Plaintiff's attorney judgment is hereby entered against the Defendant in the amount of $3,282.83, plus interest and costs of this action

D-133
Judgment entered -
2/21/95.

Debt $3,282.83
Judgment
Barbara H. King, Pro.

1995

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

101.

SEARS, ROEBUCK and COMPANY

vs.

JOHN L. NORTON and JEANNETTE NORTON, his wife

Filed January 26, 1995
@ 2:20 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's costs:	50.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

February 15, 1995, Sheriff's Return filed. Served John L. Norton personally on February 14, 1995 at 10:45 a.m. by handling a copy of the Complaint to him at R.D. 2, Box 308, Spartansburg, Crawford County, PA. (New address of 10493 Sharpe Road, Waterford PA 16441)

Not Found as to Jeannette Norton at address given of R.D.2, Box 308, Sparatansburg, Crawford County, PA. Moved to 11682 Route 97 N, Apt. 27, Waterford, Erie County, PA. So answers,

Dale A Collins, Chief Deputy

Robert M. Stevens, Sheriff

102

1995

Peters, Lindsay, Lewis
& Hatheway
Edward J. Hatheway

102.

William Kuhar

JAMES MURPHY

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed January 26, 1995
@ 2:54 PM

Tax & entry paid 50.50
User's fee paid 5.00

PETITION TO APPEAL DRIVERS LICENSE SUSPENSION and GRANT A STAY OF EXECUTION OF DRIVING PRIVILEGES

Jan. 26,1995 ORDER filed. AND NOW, this 2nd day of February, 1995, upon presentation and consideration of the Appellant's Petition to Appeal his Drivers License Suspension Appeal and to Grand a Stay of Execution of his Driving Privileges: a hearing is set for the 27th dayof April, 1995, at 1:30 o'clock p.m. in Courtroom 1, 2 or 3. Notice of this appeal and order shall be given forthwith to the Commonwealth as required by law and/or rule. A supersedeas to appellant's suspension of operating privileges is granted. BY THE COURT,
Gordon R. Miller, P.J.
Feb. 10, 1995 Faxed to Hatheway, sent to Kuhar

May 10, 1995 MEMORANDUM And ORDER filed. AND NOW, May 9, 1995, the appellant's appeal is dismissed and the action of the Secretary of Transportation in revoking the appellant's license as a habitual offender is hereby sustained.
BY THE COURT
Gordon R.Miller,P. J.
5-10-95 Mailed Kuhar, given Hatheway

May 11, 1995 Exhibits filed.

1995

Shafer, Swick, Bailey, Irwin, Stack & Millin
Jeffrey K. Millin

103.

TED DAVIE, JR. individually and t/d/b/a TED DAVIE, JR, FARMS

vs.

THOMAS J. SANDERSON a/k/a TOM SANDERSON and CAROLYN A. SANDERSON, individually, and as partners t/a POVERTY KNOB JERSEY FARMS, a/k/a POVERTY KNOB FARMS, partnership

Filed January 26, 1995
@ 3:28 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro Co pd 3-22-94	9.00

COMPLAINT IN CIVIL ACTION
5 copies atty.

Jan. 31, 1995 SHERIFF'S RETURN, filed. SERVED Thomas J. Sanderson on January 30, 1995 at 3:16 PM by handing a copy of the Complaint to Carolyn Sanderson, his Wife, at the residence, R.D.#2, Box 1026, Conneaut Lake, Crawford County, PA.

SERVED Tom Sanderson on January 30, 1995 at 3:15 PM by handing a copy of the Complaint to Carolyn Sanderson, his Wife, at the residence, R.D.#2, Box 1026, Conneaut Lake, Crawford County, PA.

SERVED Carolyn a. Sanderson personally on January 30, 1995 at 3:14 PM by handing her a copy of the Complaint at the residence, R.D.#2, Box 1026, Conneaut Lake, Crawford County, PA.

SERVED Poverty Knob Jersey Farms on January 30, 1995 at 3:18 PM by handing a copy of the Complaint to Carolyn A. Sanderson, Partner, at the residence, R.D. #2, Boc 1026, Conneaut Lake, Crawford County, PA.

SERVED Poverty Knob Farm on January 30, 1995 at 3:17 PM by handing a copy of the Complaitn to Carolyn A. Sanderson, Partner, at the residence, R.D.#2, Box 1026, Conneaut Lake, Crawford County, PA.

So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

And Now, March 17, 1995 Upon praecipe of plaintiff attorney judgement has been entered against the above named defendants in the sum of Three Thousand Seven Hundred Ninety-eight and 98/100 plus interest from the date of judgment at 6% per annum and cost of suit for failure to file a pleading.

Entered 3-17-95 Debt: $3,792.98 plus interest and costs
P - 184 JUDGMENT
S - 33, 163 Barbara H. King,Pro.
3-22-95 Entry of judgment sent to Dfts.

EX1995-39

104

1995

104.

JANET KELLY

vs.

STEVEN KELLY

Filed January 27, 1995
@ 10:22 AM

Tax & entry	Pd 2-1-95	50.50
User's Fee	Pd 2-1-95	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs		27.00
Pro Co	Pd 2-1-95	5.00

2-1-95 Rec'd from dept Sheriffs' Costs 27.00
2-2-95 Pd Sheriff 27.00 I#8867

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MPD

ORDER:

And now, this 27 day of January , 19 95 , 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: The Plaintiff shallhave sole possession of the marital home pending 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 or 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 the February 6, 1995 , at 11 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,
Anthony J. Vardaro, J

Jan. 27, 1995 Sheriff's Return filed. SERVED Steven Kelly personally on January27, 1995 at 12:05 PM by handing a copy of the Protection from Abuse to him at the residence, 383 Poplar Street, Meadville,Crawford County,PA.

So answers,

Dale A. Collins, Chief Deputy
Robert M.Stevens, Sheriff

Feb. 2, 1995 Motion To Vacate Protection FRom Abuse Order and Order, filed. AND NOW, this 2nd day of February, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of January 27, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to Meadville Police Dept. and to County Control.

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

2-7-95 Faxed MCPD & Co Control.
2-8-95 sent Plf. & Dft.

1995

105.

CHERYL L. JOHNSON

vs.

MARTIN R. DAVIS

Filed January 27, 1995
@ 11:19 AM

Tax & entry Pd 8-18-95 50.50
User's Fee Pd 8-18-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd $27.00
Pro Co Pd 8-18-95 9.00

8-21-95 Pd Sheriff #9388 2 yr

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MPD

Order:

And now, this 27th day of January , 1995 , 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 contact plaintiff in any way. He shall not go to plaintiff's residence.
3. This Order may be enforced without a warrant 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 or 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 February 6, 1995 , at 11:30 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 COURT,
Gordon R. Miller, J

IN ERROR

~~Jan. 27, 1995 Sheriff's Return filed. SERVED Steven Kelly personally on January 27, 1995 at 12:05 PM by handing a copy of the Protection from Abuse to him at the residence, 383 Poplar Street, Meadville, Crawford County, PA.~~
~~So answers,~~
~~Dale A. Collins, Chief Deputy~~
~~Robert M. Stevens, Sheriff~~

Jan. 30, 1995 Sheriff's Return filed. SERVED Martin R.Davis personally on January 27, 1995 at 2:58 PM by handing a copy of the Protection fromAbuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse,Meadville, PA.
So answers,
Diane Brittain,Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 9, 1995 ORDER filed. AND NOW, February 6, 1995, the parties appeared in open court without counsel. We explained the nataure fo a PFA actionto Mr. Davis and he understood it. He is willing to enter into an agreement, but he does not admit that he engaged in the acts he is accused of. He is agreeing to this Order because the plaintiff says that is what happened.

ACCORDINGLY, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass, or threaten the plaintiff in any way.
2. The defendant shall not go to the plaintiff's residence and shallnot contact her directly.
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 Meadville City Police Department and to County Control and a copy shall be mailed to the defendant at 1040 Market Street, Meadville, Pennsylvania.
5. This Order shall remain in full force and effect for one (1) year from this date, unless modified or terminated by further Order of Court.
6. The defendant shall pay record court costs in the amount of $91.50 no later than 4:30 p.m. on Monday, February 13, 1995, by paying that amount to the Prothonotary's office on the First Floor of the Crawford County Courthouse.
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 and a jail sentence up to six (6) months.

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

Feb. 9, 1995 Faxed MCPD & Co Control.
Feb. 16, 1995 sent to Plf. & Dft.

106

1995

Mazzotta & McCague
William T. Molczan

106.

THE HUNTINGTON ACCEPTANCE COMPANY

vs.

ROGER LEE BROWN

Filed January 27, 1995
@ 1:23 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

1995

107.

JAMES ANDERS

vs.

THOMAS and CHRISTINA EAKIN

Filed January 27, 1995
@ 3:12 PM

Indigent Filing
Pro Pd. 3/30/95 9.00 ✓

APPEAL OF DEFENDANTS FROM DECISION OF
DISTRICT JUSTICE HUBERT E. VOGAN

Jan. 27, 1995 Rule entered upon the plaintiff to file a Complaint issued.

Jan. 27, 1995 Petition To Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 and Order filed. AND NOW, January 25, 1995, upon consideration of the petition filed by the defendants in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the defendants are granted leave to proceed in forma pauperis at this time.
The defendants are directed to inform the Prothonotary's office or theCourt of any improvement intheir financial circumstance that would permit their to pay the costs incurred inthis action and shall be responsible for doing so upon an improvement of financial condition. Costs shall be taxed when this matter is completed. Should plaintiff prevail defendants shall pay the costs. Should defendants prevail Plaintiff shall pay the costs.

BY THE COURT:
Gordon R. Miller, J

Jan. 27, 1995 copy mailed to Eakins

Feb.22, 1995 Complaint filed.

Mar. 15, 1995 Notice of Default Judgment Filed.

And Now, Mar. 30, 1995 at 9:18 a.m., upon praecipe of plaintiff, with default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendants in the amount of Two Thousand Two Hundred Seventy Eight and 00/100 dollars.
Judgment entered
3/30/95
E - 163, 33

Debt - $2,278.00
Barbara H. King,
Prothonotary

Ex 1995-24

1995

Kathleen R. Nelson

108.

CATHY M. JENKINS

vs.

JAMES W. JENKINS

Filed January 27,1995
@ 3:38 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. Pd 5/4/95	9.00

COMPLAINT UNDER SECTION 3301(c) or (d) OF THE DIVORCE CODE
1 copy atty.

February 14, 1995 Affidavit of Service Filed. Kathleen R. Nelson, Esq. being duly sworn aacording 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 th Complaint in Divorce and Notice were sent by registered mail to the Defendant, James W. Jenkins, on February 3, 1995.

3. The registered mail was sent to James W. Jenkins, %Dorothy Jenkins, PO Box 633, Linesville, PA. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on February 6, 1995. Said Return Receipt card #Z 727 828 092 is attached hereto, signed by James W. Jenkins and made a part hereof.

Kathleen R. Nelson, Esq.
Attorney for Plaintiff

May 2, 1995 Affidavit of Consent by Cathy M. Jenkins, Plaintiff filed.

May 3, 1995 Affidavit of Consent by James W. Jenkins, Defendant, filed.

May 3, 1995 UponPraecipe of Kathleen R.Nelson, Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

May 9, 1995 AND NOW, May 8, 1995, it is ordered and decreed that the Plaintiff and Defendant named herein, 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, J.

1995

Kathleen R. Nelson

109.

CAROL LYNN HILLA

vs.

ANTHONY EDWARD HILLA

Filed January 27, 1995
@ 3:38 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co paid 6-20-95	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE
1 copy atty.

Mar. 24, 1995 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-catpioned action.
2. That a true and correct copy ofthe Complaint in Divorce and Notice were sent by registered mail to the DEfendant, Anthony Edward Hilla, on February 3, 1995.
3. The registered mail was sent to Anthony E. Hilla, 6164 Patricia Drive, San Bernadino, California. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on February 8, 1995. Said Duplicate Return Receipt card #Z 441 923 967 is attached hereto. Postal records showing Anthony Hilla signed said card and made a part hereof.

Kathleen R. Nelson

May 16, 1995 Affidavit of Consent by Carol L.Hilla, Plaintiff, filed.

June 12, 1995 Affidavit of Consent of Defendant, filed.

June 15, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 22, 1995 AND NOW, this 21 of June, 1995, it is ordered and decreed that the Plaintiff and the 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:
P. Richard Thomas, J.

1995

Barbara J. Walton

110.

KATHLEEN PALMER

vs.

SCOTT ALAN PALMER

Filed January 27, 1995
@ 3:50 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
2 copies atty.

Feb. 1, 1995 Affidavit of Service filed. AND NOW, February 1, 1995, comes Barbara J. Walton, Esquire and avers as follows:

1. A true and correct copy of the Complaint for Divorce and the Notice of filing a Petition for Special Relief was mailed to the Defendant via certified mail, return receipt on January 28, 1995.

2. TheDefendant signed the return card on January 30, 1995, and in accordance with Pa. R,.C.p.412, service of the Complaint and Notice was made as is evidenced by the United States Postal Service Return Receipt (Certified No.Z070383609) attached hereto as Exhibit "A".

I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements hereinare made subject to the penalties of 18 Pa.C.S. Section 4904, relating to unsworn falsification to authoritites.

Barbara J. Walton, Esquire

Feb. 6, 1995 Petition For Special Relief and Order filed. AND NOW, this 2nd day of February, 1995, upon consideration of the enclosed Petition for Special Relief it is hereby entered ordering and directing the Respondent, Scott Alan Palmer, to show cause, if any he has, why said Petitionfor Special Relief should not be granted. The said Rule to show Cause is returnable for hearing and/or argument on the 2nd of March, 1995, at 10:15 o'clock a.m. prevailing time, in Courtroom Number 1 or 2, in the Crawford County Courthouse located at 903 Diamond Park, Meadville, Pennsylvania.

BY THE COURT,
Gordon R. Miller, J

Feb. 6, 1995 copies given Walton

Mar. 3, 1995, Motion for Continuation of Hearing and Order filed. ORDER: AND NOW, Mar. 3, 1995, the hearing sc heduled for Mar. 2, 1995, is hereby continued and will be rescheduled upon motion of either party.

By the Court,
AnthonyJ. Vardaro, J/

Mar. 3, 1995, dist of Walton.

Mar. 24, 1995 Stipulation And Consent and Order filed. AND NOW, this 23rd day of March, 1995, upon presentation of the Stipulation andConsent of the parties, it is hereby Ordered that the parties shall refrain from disposing, alienating, encumbreing and/or dissipating any marital asset until further Order ofCourt.

By the Court:
Gordon R. Miller, J

Mar. 27, 1995 Faxed Walton

Mar. 12, 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 3/24/95 . 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: March 12, 1998

Mar 12, 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)

1995

Northwestern Leagl Services
Gerald Sullivan

111.

TAMMY J. BERKHOUS

vs.

SKYLAR E. KENNEDY

Filed January 30, 1995
@ 11:23 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	22.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed Corry PSP

Order:

And now, this 30 day of January , 1995 , 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 move out. Sole possession of the home is awarded to Plaintiff. Defendant shall not go to plaintiffs home nor contact her in any way.
3. This Order may be enforced without a warrant 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 or 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 February 6, 1995 , at 11:00 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 COURT,
Gordon R. Miller, J

Feb. 7, 1995 Sheriff's Return filed. SERVED Skylar E. Kennedy by deputizing the Sheriff of Warren County, PA. Per a telephone call from Warren County Sheriff's Office,they served the Protection from Abuse on Skylar E.Kennedy on January 31,1995. Affidavit forthcoming.
So answers, Robert M. Stevens, Sheriff

Feb. 9, 1995 ORDER filed. AND NOW,February 8, 1995, the Protection From Abuse Hearing which was scheduled for February 6, 1995 has been rescheduled for February 10, 1995 at 11:15 A.M., in Courtroom No.2, Crawford County Courthouse,Meadville,PA.

FOR THE COURT,
Ann A.Walker, Ct. Administrator
2-7-95 Pltf & Deft. & Atty.Sullivan notified by Ct.Adm.

Feb. 13, 1995 ORDER filed. AND NOW, February 10, 1995, this matter is before the Court with respect to the Plaintiff's Petition for Relief under the Protection From Abuse Act. The Plaintiff appears with counsel and the Defendant appears without an attorney. He is advised of his right to anattorney, understands his rights, and indicates that he will represent himself. The parties have reached an agreement without admission of the allegations of the Petition on the part of the Defendant,and accordingly, it is ORDERED as follows:

1. The Defendant shall not abuse, threaten to abuse, assault, harass, stalk, or in any way contact the Plaintiff at any place or at any time.
2. The Defendant shall not go to the residence of the Plaintiff, which is 109-7 Welsh Road in Spartansburg. He is cautioned that he shall not go to that residence even if he is invited insofar as any police agency will presume that he is in violation of this Order if he does so.

If the parties wish for the Defendant to be able to go to Plaintiff's residence, they should seek a modification of this Order prior to doing so.

3. The Defendant may send a friend to the Welsh Road address for the purpose of picking up personal effects, which include a tarp,a gas grill, and tires, so long as twenty-four (24) hours notices is provided to the Plaintiff.
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 by the Prothonotary to County Control and Pennsylvania State Police, Corry Barracks. Additionally, a copy shall be sent by regular mail to the unrepresented Defendant at 500 Hatch Street,Corry, Pennsylvania 16407.
6. 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.
7. The Defendant shall pay record court costs in the amount of $111.50 to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse in Meadville, by the close of business on March 6, 1995.
8. This Order shall remain in full force and effect through February 9, 1996.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
2-13-95 Faxed to Co. Control, mailed Corry SPD, given Sullivan, mailed Deft. w/Bill

112.

AUSTA D. STARCHER

vs.

HENRY RUSSELL STARCHER, SR.

Filed January 30, 1995
@ 11:30 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	$34.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 30 day of January , 19 95 , 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 wont contact 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 or 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 the February 8, 1995 , at 9:00 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,
Gordon R. Miller, J

Feb. 1, 1995 Sheriff's Return filed. SERVED Henry Russell Starcher, Sr., personally on January 31, 1995 at 9:25 AM by handing a copy of the Protection from Abuse to him at the residence, R.D.#4, Box 1200, Lot 59, Conneaut Lake, Crawford County, PA.

So answers,

Dale A.Collins, Chief Deputy
Robert M.Stevens, Sheriff

Feb. 9, 1995 ORDER filed. AND NOW, Feb. 8, 1995, after a formal hering before which the Court advised the Defendant as to the nature of these proceedings and he understood it, the Court fidns that the Defendant has violated the Protection From Abuse Act by the fair weight and preponderance of the evidence, although his conduct has not been extreme. It is, therefore, ORDERED as follows:

1. The Defendant shall not assault, abuse, harass, threaten, or stalk his wife or Justin in any way.

2. The Defendant shall not contact the Plaintiff in any way, except that he may contact her by writing provided the writing is civil and not abusive or harassing or threatening, and since they are still married, and since they are the parents of a child and may have other legal or property involvements, he may contact her through other people provided that contact is not abusive, harassing, or threatening.

3. Until further Order of a court of competent jurisdiction involving a custody case, primary physical custody of Justin shall remain with his mother with both parents having joint legal custody, meaning that they jointly have the right to access to health records, educational records, and jointly have the right to participate in important decisions involving Justin. Until further Order of Court, the father shall have the right to visit Justin and take Justin into his custody every Saturday from 10:00 o'clock a.m. until 7:00 o'clock p.m. He may have the right to additional visitation periods under any restrictions and conditions that the Plaintiff/the Mother agrees to or is willing to give. During the time that Justin is with his father, the father shall not consume alcoholic beverages, beer, wine, or intoxicating liquors or any nonprescribed medication.

This Court will not interfere with the parents' right to appropriately administer punishment including corporal punishment. However, until further Order of Court, the father shall not administer corporal punishment unless there is a witness present.

4. Neither party shall say or do anything to humiliate or embarrass th eother in front of the child. Exchanges of visitations shall be peaceful with no bickering, arguing or fighting. Neither party shall remove Justin from the jurisdiction of this Court until further Order of Court. Both parties, obviously, have the right to take Justin out of the county for day trips, for business, social, recreational, or shopping purposes, but Justin shall never spend any night outside of Crawford Co. until further Order of Court.

5. The Plaintiff shall deliver any keys to the trailer to the Defendant. The Defendant shall deliver at a time to be agreed upon to the Plaintiff Justin's birth certificate, and a reasonable amount of Justin's personal belongings and toys. The Court hopes the parties can work this out, because the Court believes that some of his personal belongings and toys should remain in the trailer in the event that he spends Saturdays with his father in that trailer.

However, since Justin will, at the moment, be living with his mother, then the majority of his belongings should be in the possession of his mother.

RECORD CONTINUED ON PAGE 503

1995

Barrett & Dratler
Bruce A. Barrett

113.

William J.Gregg

LIBERTY MILLS, INC.

vs.

WAYNE SAMPSON

Filed January 30, 1995
@ 3:44 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	27.00
Pro Co pd 3-2[illegible]-95	15.00
Pro Pd 10/27/95	$9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Feb. 3, 1995 SHERIFF'S RETURN, filed. SERVED Wayne Sampson personally on February 3, 1995 at 9:20 AM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar. 7, 1995 Answer to Plaintiff's Complaint, filed.

Mar. 20, 1995 Upon praecipe of plaintiff attorney to appoint Arbitrators, the following Arbitrators have been appointed.
Brian Lindsay, Chr.
Bruce Smith
Glenn Thompson

Apr. 10, 1995 Arbitrators take Qualifying Oath.

Sep. 25, 1995 Decision of Arbitrators filed. And Now, the 25th day of Sept. 1995, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find Judgment for Plaintiff in the amount of $2,027.74 plus legal rate of interest from 6/1/93, plus costs of suit.
Brian J.Lindsay,Chairman
Glenn Thompson
Bruce Smith

9-25-95 Faxed Gregg & Barrett

And Now, Oct. 27, 1995, at 9:48 a.m. upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of plaintiff and against the defendant for want of an answer, in the sum of Two Thousand Thirty Seven, and 74/100 Dollars plus int. from June 1, 1993 at legal rate, together with costs of suit, pursuant to decision of Arbitrators dated Sept. 25, 1995.
Judgment entered
10/27/95
S - 172

Debt - $2,037.74
JUDGMEMT - Int. form 6/1/93

Barbara H. King,
Prothonotary

Oct. 27, 1995, notice of entery of judg. [illegible] to defendant atty.

114

1995

Susan Fuhrer Reiter

Pepicelli, Youngs
& Youngs
Christopher J. Youngs

114.

DOLLAR SAVINGS ASSOCIATION

vs.

JAMES G. BARTHOLOMEW
AND MARY L. BARTHOLOMEW

Filed January 30, 1995
@ 3:44 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro. Co. pd 2/24/95	9.00
Pro pd. 1/13/99	5.00

COMPLAINT IN MORTGAGE FORECLOSURE
3 copies atty.

Jan. 30, 1995 Affidavit of Non-Military Service of Defendants filed.

Feb. 7, 1995 SHERIFF'S RETURN, filed. SERVED James G. Bartholomew personally on February 3, 1995 at 2:32 PM by handing a copy of the Complaint in Mortgage Enclosure to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

SERVED Mary L. Bartholomew personally on February 3, 1995 at 2:33 PM by handing a copy of the Complaint in Mortgage Foreclosure to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M. stevens, Sheriff

And Now, February 24, 1995 at 1:00 P.M. upon praecipe of Christopher J. Youngs, Esquire, Attorney for Plaintiff, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to file an Answer and the same is liquidated at the sum of Twenty-one Thousand Two hundred forty seven and 47/100 Dolalrs, plus costs of suit.

B-94; B-1141;

Entered 2/24/95
Atty. Youngs

Debt	$21,247.47
Int. through Jan. 10, 1995	$437.35

Judgment
Barbara H. King
Prothonotary

EX. 1995 - 15

EX1998-85

Nov 9, 1998 Affidavit of Service Pursuant to Pa.R.C.P. NO. 3129.2(c)(2), filed.

Jan. 7, 1999 Upon praecipe of plff. atty, judgment satisfied of record.

1995

Pepicelli, Youngs
& Youngs
Christopher J. Youngs

115.

FIRST NATIONAL BANK OF
PENNSYLVANIA

vs.

RONALD L. DINSMORE and
PAMELA J. DINSMORE

Filed January 30, 1995
@ 3:44 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00
Pro.Co. pd 2/24/95	$9.00

D-143; D-133;
Entered 2/24/95
Atty.Youngs

COMPLAINT IN MORTGAGE FORECLOSURE
3 copies atty.

Jan. 30, 1995 Affidavit of Non-Military Service of Defendants filed.

Feb. 3, 1995 SHERIFF'S RETURN, filed. SERVED Ronald L. Dinsmore on February 1, 1995 at 11:12 AM by handing a copy of the Complaint to Pamela J. Dinsmore, Wife, at the residence, R.D.#2, Staff Avenue, Cochranton, Crawford County, PA.

SERVED Pamela J. Dinsmore personally on February 1, 1995 at 11:11 AM by handing a copy of the Complaint to her at the residence, R.D.#2, Staff Avenue, Cochranton, Crawford County, PA.

So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, Feb. 24, 1995 at 1:00 P.M., upon pracipe of Plaitniff's Attorney, Christopher J.Youngs, Esquire, Attorney for Plaintiff, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to file an Answer and the same is liquidated at the sum of Eleven thousand two hundred forty-one and 53/100 Dollars, plus costs of suit.

Debt	$11,241.53
Unpaid Int.through Jan. 10.1995 --	1,110.05

Judgment
Barbara H.King
Prothonotary

EX. 1995 - 16

116

1995

Ferguson & Spataro
Douglas W. Ferguson

116.

Culbertson, WEiss,
Schetroma and Schug
E. Max Weiss

CRAIG MARTIN

vs.

VIRGINIA LEE SHERRED

Filed January 31, 1995
@ 1:29 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	28.00
Pro Co pd 10-7-96	6.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Feb. 2, 1995 Sheriff's Return filed. SERVED Virginia Lee Sherred on February 1, 1995, at 1:30 PM by handing a copy of the Complaint to Rick Trypus, Adult in Charge at the residence on Center Road, Venango, Crawford County, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

May 10, 1995 Appearance of Culbertson, Weiss, Schetroma and Schug, P.C. by E. Max Weiss, Esquire for Virgina Lee Sherred, filed.

May 23, 1995 Notice ofService of Interrogatories and Request for Production of Documents, filed.

May 23, 1995 Answer and New Matter of Defendant,Virginia Lee Sherred, to Plaintiff's Complaint,filed.

Aug. 11, 1995, Plaintiff's Reply to Defendants New Matter filed.

Aug. 11, 1995, Certificate of Mailing for Plaintiff's Answers to Defendant's Request for Production of Documents, filed.

Aug. 11, 1995, Certificate of Mailing for plaintiff's answers to Defendant's First Set of Interrogatories filed.

Aug 28, 1995 Notice of Taking Depositions an Oral Examinatiion of Craig Martin, filed.

Oct. 31, 1995, Certificate of Mailing of copy of Interrogatories filed.

Nov.13, 1995 Preliminary Answers to Plaintiff's Interrogatories (First Set) and Responses to Request for Admissions, filed.

Dec. 15, 1995 Notice of Deposition of Keith Zilhaver filed.

Feb. 28, 1996 Notice To Defendant To Complete Discovery Pursuant To Crawford County Rule L302(2) filed.

Apr.15, 1996 Petition for Appointment of Guardian Ad Litem and ORDER filed. And Now, this 15 day of April, 1996, upon consideration of the within Petition,Harry F.White,II, Esquire is hereby appointed Guardian Ad Litem for the Defendant.
By The Court:
Anthony J. Vardaro,J.

4-17-96 Faxed Attys\Ferguson & Weiss & White

July 22, 1996 Notice of Taking Deposition of Garrett W. Dixon, M.D. filed.

July 23, 1996 Praecipe to Place Case on Civil Trial List filed.

Sept. 18, 1996 Motion for Continuance by Defendant and ORDER filed. And Now, this 18 day of September, 1996, upon consideration of the within Motion, we defer decision on whether to continue this matter until after Pretrial/Settlement conference. The Pre-Trial/Settlement conference is set for September 27, 1996 at 1:30 p.m. in Ct. Rm. 2. The parties shall have present persons with settlement authority or those persons shall be available by telephone.
By The Court,
Anthony J. Vardaro, J.
9-18-96 FAXED Weiss & Ferguson

Oct 1, 1996 Upon praecipe of plaintiff attorney this case is marked settled and discontinued of record.

Oct 8, 1996 Motion in Limine to Partially Preclude Testimony of Garrett W. Dixon, M.D., filed.

Oct 8, 1996 MotioninLimine to Preclude Testimony of William Houston Reed, filed.

Oct 8, 1996 Pretrial Narrative, filed.

1995

Shafer, Swick, Bailey, Irwin& Stack
~~James R. Irwin~~ withdrawn 2/12/97

117.
Alicia DeJulia

SUSAN L. MORRIS

vs.

ROBERT F. MORRIS

Filed January 31, 1995
@ 1:29 PM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts paid	45.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 10-8-96	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, EXPERT FEES, COSTS and EXPENSES
2 copies atty.

Feb. 7, 1995 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 tht 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, return receipt requested, dated Feb. 1, 1995 Service was acknowledged on Feb. 3, 1995 by accepting delivery on that date as evidenced by the attached signed return receipt.

Feb. 10, 1995 Affidavit of Service filed. AND NOW, February 10, 1995, comes Barbara J. Walton, Esquire, and avers as follows:
1. A true and correct copy of the Complaint for Custody was mailed to the Defendant via certified mail, return receipt on February 4, 1995.
2. The defendant signed the return card on February 9, 1995, andin accordance with Pa. R.C.P. 412, service of the Complaint and Notice was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383610) attached hereto as Exhibit "A".
I verify that the statement 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. Section 4904, relating to unsworn falsification to authorities.
Barbara J. Walton

Oct.16, 1995, /Affidavit of consent of plaintiff filed.

Feb. 1,1996 Entry of Appearance and Acceptance of Service of Alice De Julia, Esquire,Attorney for Defendant,filed.

Feb. 1, 1996 Answer and Counterclaim - Notice, filed.

March 12, 1996 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code, filed.

March 12, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Mar. 25, 1996 Notice to the Plaintiff/Defendant in Counterclaim, Defendant/Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code by Robert F.Morris, Defendant, filed.

May 8, 1996 REQUEST FOR BIFURCATION filed.

May 8, 1996 **ORDER filed.** AND NOW, May 7, 1996, at the time the matter is before the Court on a support issue, Defendant presents a Petition For Bifurcation of this Divorce action. Plaintiff is opposed.
Hearing on the bifurcation issue is set for May 28, 1996, at 2:00 P.M., before Judge Anthony J. Vardaro, in Courtroom No. 2.
BY THE COURT:
P. Richard Thomas S.J.

May 8, 1988 INVENTORY AND APPRAISEMENT of ROBERT F. MORRIS filed.

May 17, 1996 Motion For Continuance and ORDER filed. AND NOW, this 15th day of May,1996 upon consideration of the foregoing Motion for Continuance, IT IS HEREBY ORDERED AND DECREED that the hearing scheduled for May 28, 1996 at 2:00 p.m., is continued until the 11th day of June, 1996 at 1:30 o'clock p.m. in Courtroom No. 1,2 or 3, Crawford Co. Courthouse, Meadville, PA.
FOR THE COURT:
Ann A. Walker, Court Administrator
May 17, 1996 Order FAXED Attys. DeJulia and Irwin.

August 2, 1996 Order to Reinstate Bifurcation Hearing filed. AND NOW this 2nd day of August, 1996, upon consideration of the iwthin Motion to Reinstate Bifurcation Hearing, IT IS HEREBY ORDERED AND DECREED, that the Bifurcation Hearing continued from June 11, 1996, shall be heard on the 29th day of August, 1996 at 1:15 o'clock P.M. in courtroom No. 3.
FOR THE COURT:
Ann A. Walker, Ct. Admin.
8-2-96 FAXED DeJulia & Irwin

Aug 30, 1996 Motion For Continuance and Order: AND NOW, this 30th day of August, 1996, upon consideration of the within Motion for Continuance, IT IS HEREBY ORDERED AND DECREED that the Bifurcation Hearing scheduled for Aug 29, 1996 at 1:15 p.m. is continued until the 9th day of October, 1996 at 1:30 p.m. in Courtroom No. 1 or 2. Ann A. Walker, Crt. Adm.
Aug 30, 1996 Faxed DeJulia & Irwin

Sept. 5, 1996 ORDER filed. AND NOW, Aug. 29, 1996 the Court is advised the matter will not be heard as apparently the matter has been amicably resolved or a continuance of said hearing has been agreed to by counsel for both parties.
Accordingly, the bifurcation hearing is continued without prejudice to the right of either party to request rescheduling of said bifurcation hearing.
BY ORDER OF THE COURT,
P. Richard Thomas, S.J.
Sept. 5, 1996 Order Distributed Atty. Irwin; mailed Atty. DeJulia.

Cont. on Pg. 476B

1995

Barbara J. Walton

118.

CHARLES FULLER

vs.

DIXIE SCHAEFFER

Filed January 31, 1995
@ 2:22 PM

Tax & entry paid 50.50
User's Fee paid 5.00
William Pineo, Mediator 212.00
Pro Co Pd 5-8-95 9.00

Date: 1/27/95

COMPLAINT FOR CUSTODY
1 copy atty, 1 copy mediator

You, Dixie Schaffer, have been sued in Court to obtain shared custody of Christopher Fuller and David Fuller.
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.
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.
Until the itme of the above hearing neither party shall remove the child form the Commonwealth of Pennsylvania.
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
Crawford County Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

BY THE COURT,
Gordon R. Miller, J

1-31-95 Rec'd from Plff med fee 150.00
3-21-95 Pd Plff medpy refund ck# 90441 35.00
4-5-95 Rec'd from dft med cost 106.00
5-8-95 Pd Co ck#9166 212.00 med

Mar. 21, 1995 TEMPORARY ORDER, filed. AND NOW, this 17th day of March, 1995, 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, Christopher and David.

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.

3. a. The father shall have primary physical custody of the subject minor children. The mother shall have visitation temporary physical custody of the first three full weekends of each month from Friday at 7:00 p.m. to Sunday at 7:00 p.m. She shall also have temporary physical custody and visitation each summer from 7:00 p.m. of July 15 until 7:00 p.m. of the Saturday preceding the reopening of school. During the mother's summer visitation period, the father shall have the right to designate two weekends during which he shall have visitation between Friday at 7:00 p.m. and Sunday at 7:00 p.m. During the father's portin of the children's summer vacation, he shall have the right todesignate a two week period during which no visitation need be accorded the mother, if he is taking the children on a holiday vacation period.

b. The parent not havign physical custody shall right to telephone the children 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: The mother shall have visitation temporary physical custody with the subject children each year from noon of December 25 until 5:00 p.m. of December 29.

b. Thanksgiving: In odd numbered years, the children shall spend Thanksgiving with their mother from 7:00 p.m. of the Wednesday preceding Thanksgiving to 7:00 p.m. of the Sunday after Thanksgiving.

c. In even numbered years, the children shall spend Easter with their mother from 7:00 p.m. of Holy Saturday until 7:00 p.m. of Easter Sunday.

d. The other holidays to be observed are Memorial Day and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m. The mother shall have visitation temporary physical custody on Labor Day in even years and Memorial Day in odd years.

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 durign 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 her 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 arrang efor 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. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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 any time when said party has the care and custody of the subject minor child. 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 a closed automobile in which the child is being transported or in the bedroom of the child.

9. 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.

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 my mutual consent only, in the absence of which this order shall govern.

11. Cost and fees of this Mediation, which are fixed at $212.00, are divided equally between the parties with a share of wach is assessed to him or her as costs in this case.

12. The deposit required for the appointment of the Custody Mediator was made by the father. The deposit shall first be applied against the father's share of costs and the remainder, if any, shall be remitted to him. The mother shall pay her share of costs and fees to the Prothonotary of Crawford County with thirty days of the date of this Order.

Cont. on Page 118A

1995

Charles Fuller
vs.
Dixie Schaeffer

CONTINUED FROM PAGE 118
of Record
A. D. 1995 - 118

****

13. 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,
Gordon R. Miller, P.J.

Mar. 28,1995 copies sent to Plf. & Dft. Faxed to Pineo & Walton

118
B

1995

1995

John P. Gagliotti

119.

GRETCHEN A. RILEY

vs.

DAVID A. RILEY

Filed January 31, 1995
@ 2:49 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co Pd 6/27/95	9.00
Pro.Co. Pd 9/8/95	5.00

COMPLAINT IN DIVORCE
2 copies atty.

May 9, 1995 Affidavit of Consent by David A. Riley, Defendant, filed.

June 27, 1995, Verification of Servcie filed. I, John P. Gagliotti, Esq. atty. for plff. in the above action, verify that I mailed on Feb. 1, 1995, a true and correct copy of the complaint in Divorce under Sect. 3301(c) and/or 3301(d) of the div. code, to David A. Riley at R. D. #3, Saegertown, Crawford County Pa. 16433, by Cert. mail Ret. REc. Req. No. Z410-909-141; and that on Feb. 14, 1995 he received same as evidenced by attached card.
John P. Gagliotti Esq.

June 27, 1995, Affidavit of Consent of plaintiff filed.

June 27, 1995, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Jul. 10, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

__x__ The custody mediator fees have not been paid. Defendant owes $134.08 with regard to a custody order at 1995-36 dated March 3, 1995.

Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.

BY THE COURT:
Anthony J.Vardaro, J.

7-10-95 Copy to Atty. Gagliotti & Deft.

Aug. 15, 1995, Upon praecipe of plaintiff attorney to retransmit the record, this case moved to court.

DIVORCE DECREE FILED

Aug. 29, 1995 AND NOW, August 28, 1995, it is hereby ordered and decreed that GRETCHEN A. RILEY, Plaintiff, and DAVID A. RILEY, Defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for whicha final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

Sep. 8, 1995 Notice of Election to Retake Maiden Name, filed, to be known as GRETCHEN A. REICHERT.

As of, July 18, 2001 any future fillings involving this case can be found on the computer.

Kiger, Messer & Alpern
~~Howard F. Messer~~ Withdrawn
Gillian Sward Withdrawn

120.

~~Thomas M.Lent~~
for Daniel Goldberger, Cochranton Family Health Center & Kenneth Cheng

Dickie,McCamey & Chilcote
Daniel P.Stefko for
Kenneth Cheng, M.D.

MacDonald,Illig, Jones & Britton
T.Warren Jones
FOR Hamot Medical Center, Defendant

~~Quinn, Buseck, Leemhuis Toohey & Kroto, Inc. John M. Quinn, Jr. for dft. Coch. Family Health Center~~ withdrew

Marsh, Spaeder, Baur, Spaeder & Schaaf
Francis J. Klemensic
Cochranton Family Health Center

6-22-95 Brief

JENNIFER ANN RHOADES, Minor, by and through her parents and natural guardians, DAVID RHOADES and PEGGY M. RHOADES, and DAVID RHOADES and PEGGY M. RHOADES, in their own right

vs.

DANIEL GOLDBERGER, M.D.: COCHRANTON FAMILY HEALTH CENTER; KENNETH CHENG, MD. and HAMOT MEDICAL CENTER

Filed January 31, 1995
@ 4:05 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	$50.00
Pro Co Pd 8-3-95	50

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued Sheriff

Mar. 1, 1995 Appearance of Thomas M.Lent, Esquire for DAniel Goldberger, Cochranton Family Health Center and Kenneth Cheng,M.D., Defendants, filed.

Mar. 1, 1995, Upon praecipe of attorneys for dfts. D. Goldberger, Cochranton Family Health Center and Kenneth Cheng, MD, Rule to File Complaint is entered upon the plaintiff, issued.

Mar. 6, 1995, Writ Reissued.

Mar. 6, 1995 Appearance of Dickie, McCamey & Chilcote by Daniel P. Stefko, Esquire, for Kenneth Cheng, M. D., Defendant, filed.

Mar. 6, 1995 Praecipe for Rule to File Complaint issued. (Issued Atty.)

March 13, 1995 Affidavit of Service of Rule To File Complaint filed.

March 13, 1995 Upon praecipe of Thomas M. Lent, Attorney for Goldberger, Cochranton and Cheng, appearance withdrawn.

Mar. 13, 1995 Appearance of MacDonald, Illig, Jones & Britton by T. Warren Jones,Esquire for Hamot Medical Center, Defendant, filed.

Mar. 13, 1995 Praecipe for Rule to File Complaint issued. (issued Atty.)

Mar. 13, 1995. 3/7/95 Service of Rule accepted by Attorney for Plaintiff, filed.

Mar. 14, 1995 Sheriff's Return filed. NOT FOUND as to Daniel Goldberger, M.D.,at address given of 104 East Adams Street, Cochranton, Crawford County,PA. Moved to Michigan, address unknown, four years ago.

SERVED Cochranton Family Health Center on March 10, 1995 at 11:10 AM by handing a copy of the Summons to Lisa Vatter, Receptionist at the business, 104 East Adams Street, Cochranton, Crawford County,PA.

SERVED Kenneth Cheng, M.D., lby deputizing the Sheriff of Allegheny County, PA, as per his Affidavit of Service attached. Served on February 24, 1995 at 3518 5th Avenue, Medical Arts Buuilding, Pittsburgh, PA.

SERVED Hamot Medical Center by deputizing the Sheriff of Erie County,PA, as per his affidavit of Service attached. Served on February 22, 1995 at 210 State Street, Erie,PA.

So answers,

Dale A. Collins, Chief Deputy
Robert M.Stevens,Sheriff

Mar. 28, 1995 Complaint in Civil Action and Certificate of service filed.

Apr. 12, 1995, Appearance of Quinn, buseck, Leemhuis, Toohey and Kroto, Inc. by John M. Quinn, Jr. attorneys for defendant cochranton family Health Center, filed.

Apr. 12, 1995, Upon praecipe of defendant Cochranton Family Health center, Rule entered upon plaintiff to file a complaint Issued. (Issued, atty)

Apr. 17, 1995, Preliminary Objections to Complaint on Behalf of Dft. Hamot Medical Center filed.

April 27, 1995 Upon praecipe of defendant attorney for Hamot Medical Center, this case placed on next Argument List.

ON MAY 1995 ARGUMENT LIST

Jun. 2, 1995 ORDER filed. NOW, to-wit, this 2 day of June, 1995, upon consideration of the foregoing Prfeliminary Objections to Complaint on Behalf of Defendant Hamot Medical Center, and upon consideration of plaintiffs' consent to the entry of this Order:

It is hereby ORDERED, ADJUDGED and DECREED that the Preliminary Objections to Paragraphs 35 (a) through (r), Paragraphs 35 (t) through (y) and Paragraph 36 of the Complaint are SUSTAINED, the PreliminaryObjection to theComplaint for failure to comply with Rule 1024 is SUSTAINED, and the PreluminaryObjections to Count III are SUSTAINED.

Plaintiffs are hereby granted twenty (20) days tofile an Amended Complaint, wherein plaintiffs must plead with more specificity the above-referenced paragaraphs and counts. Plaintiffs must also plead the dates of treatment, the treatment rendered,the identity of the agents,servants or employees of Hamot Medical Center and their involvement, if any, and the acts of omissions for which plaintiffs seek recovery against defendant Hamot Medical Center.

BY STHE COURT:
Anthony J.Vardaro, J.

6-2-95 Faxed Oakes, Fabrino & All Counsel

Jun. 22, 1995 Motion to Discontinue Action Involving a Minor Pursuant to Pa. R.C. Proc. 229 and 2039, filed.

Jun. 22, 1995 ORDER filed. AND NOW, June 21, 1995 at the time of motion court, counsel for Plaintiffs presents a motion to discontinue this action involving a minor Plaintiff. The reasons therefor appear tobe that the same case has also been filed in Allegheny County.

Counsesl for Hamot Medical Center and the Defendant Goldberger appear and oppose discontinuance of this action,so that the matter may proceed in Allegheny County.

Continued to Page 120A

1995

Jennifer Ann Rhoades, a minor by and through her parents and natural guardians, David Rhoades and Peggy M.Rhoades, and David Rhoades and Peggy M. Rhoades, Plaintiffs
vs
Daniel goldberger,M.D., Cochranton Family Health Center, Kenneth Cheng,M.D.and Hamot Medical Center, Defendants

CONTINUED FROM Page 120

of Record

AD 1995 - 120

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The undersigned listens to arguments and receives a brief in opposition to the Plaintiff's motion to discontinue.

The Court grants counsel for Plaintiffs 10 days to file with the undersigned a brief memo in opposition to Defendant's brief filed this date.

Upon receipt of said brief, the Court will consider the matter of the motion to discontinue and rule thereon.

At this stage of the pleadings, counsel for Plaintiff is required to file an amended complaint, and the time for filing the same is extended 20 days beyond the time an order determining venue is filed by this Court.

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

6-22-95 Copies dist. to Fabiano, Lent & Oakes 6-28-95 Mailed to Stefko & Quinn

July 11, 1995, ORDER filed. AND NOW, to-wit, this 10 day of July 1995, upon consideration o Plaintiffs' Motion for Leave to Discontinuance, an action involving a minor plaintiff, it is hereby ORDERED, DECREED AND ADJUDGED that leave is granted. Court inquiry discloses that dft. Goldberger is no longer living in Crawford County and that Cochranton Family Health Center is not currently an operating entity.

by the court,
P. Richard Thomas, S. J.

July 11, 1995, copies circulation by Judge's office.

Jul 24, 1995 PRAECIPE TO WITHDRAW APPEARANCE, filed. Pursuant to the Order of the Honorable P. Richard Thomas on Monday, July 10, 1995 kindly withdraw the appearance of Howard F. Messer, Esquire, Philip A. Fabiano, Esquire, Gillian Sward, Esquire and Kiger Messer & Alpern on behalf of the Plaintiffs.

Apr. 15, 1999 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by Francis J. Klemensic for Cochranton Family Health Center and Withdrawal of Appearance of Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc. by Jennifer L. Johnston for Cochranton FAmily Health Center filed.

L20
B

1995

1995

Alan Pepicelli for
David A.Johnston, Adm.
of Estate of Kevin Bowen
Watts & Pepicelli
Alan L. Pepicelli

Peters, Lindsay,
Lewis & Hatheway
Donald E. Lewis for
David A. Johnston, Adm.
of Estate of Denise M.Bowen &
Estate of Wm.K.Bowen
121.

Knox,McLaughlin,
Gornall & Sennett
John W.Beatty
for Hi-Teck Stoves, Inc.

John W. McCandless
Swensen, Perer, Johnson,
& McCandless
for Hi-Teck Stoves Inc.

Knox McLaughlin Gornall
& Sennett, P.C.
Mark E. Mioduszewski
for Ronald A. and Thelma
J. Nielson.

Peters,Lindsay,Lewis
& Hatheway
Donald E. Lewis and
Mark Stevens for Wm.
A. Balizet, Jr.

Watts and Pepicelli
Alan L. Pepicelli on
behalf of David A.
Johnston,ADm. of Estate
of Kevin Bowen,Deceased
David A.Johnston,Executor
of Estate of Denise M.
Bowen,Deceased; and
Scott S. Bowen.

Swensen,Perer,Johnson
& McCandless
John W. McCandless for
David Wiggers indiv.,
and Wiggers Wood Stoves
Sales.

Summers, McDonnell,
Walsh & Skeel
Paul J. Walsh III
for Wm. A. Balizet, Jr.

Continued toPage 487

DAVID A. JOHNSTON,
Administrator of the Estate
of KEVIN BOWEN, Deceased;
DAVID A. JOHNSTON,
Administrator of the Estate
of DENISE M. BOWEN,
Deceased; and ~~DAVID A.~~
~~JOHNSTON,~~ Administrator of
the Estate of WILLIAM K.
BOWEN, Deceased
William A. Balizel, Jr.,
Adm. of the Estate of William
K. Bowen, vs.
Deceased and Scott S. Bowen

HI-TECK STOVES, INC., a
corporation; DAVID WIGGERS,
Individually, and trading
as WIGGERS WOOD STOVES
SALES: and RONALD A. NIELSON
and THELMA J. NIELSON, his
wife

Filed January 31, 1995
@ 4:10 PM

Tax & entry paid	50.50
User's fee paid	5.00
Sheriff's Costs	$100.00
Sheriff's Vosts	29.00
Sheriff's Costs	29.00

WRIT OF SUMMONS
Issued 1 Sheriff
Issued 2 Atty.

Feb. 21, 1995 Affidavit of Service filed.

Mar. 9, 1995 Appearance of Knox, McLaughlin,Gornall & Sennett by John W.Beatty,Esquire, Attorney for Hi-Teck Stoves, Inc.,Defendant, filed.

Mar. 9, 1995 Praecipe for Rule to File complaint issued. (issued Atty.)

Mar. 14, 1995 Sheriff's Return filed. NOT FOUND as to Hi-Tech Stoves, Inc., a Corporation, at address of 2985 South 3600 West, Salt Lake City,Utach 84119. Post office gave new address of P.O.Box 783, Am. Frok, Utach 84003. The post office responded with an "Unknown at that box number." Letter attached.
SERVED Hi-Teck Stoves, Inc.,by Certifed Mail at 2245 West 550 South, West Point,Utach 84015. Served on February 21, 1995 as per signed return receipt attached.
SERVED David Wiggers, i/t/a Wigger's Wood Stove Sales, by deputizing the Sheriff of Erie County, PA, as per his Affidavit of Service attached. Served on March 1,1995, at 17500 Harborcreek Road, Corry, PA.
SERVED Ronald A.Nielson personally on February 22, 1995 at 3:46 PM by handing him a copy of the Summons in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.
SERVED Thelma J.Nielson on February 22, 1995 at 3:47 PM by handing a copy of the Summons to Ronald A.Nielson, her husband and authorized agent, intheSheriff's Office, Third Floor,Crawford County Courthouse, Meadville, PA. Signed acceptance of service attached.
So answers, Barbara J.Reagle, Deputy Sheriff
Robert M.Stevens, Sheriff

Mar. 23, 1995 Notice of Service filed. I hereby certify that a copy of the Writ of Summons in the above-captioned case was served upon the above-captioned Defendant, Hi-Teck Stoves, Inc. via certified mail, return receipt requested, sent to 2985 Suoth 3600 West, Salt Lake City, Utah 84119, on February 14, 1995 and received by same on February 21, 1995. A copy ofthe letter Summons and the Receipt for Certified Mail, and the REturn Receipt are attached hereto as Exhibit "A". Alan L. Pepicelli

Mar. 23, 1995 Notice of Service filed. I hereby certify that a copy of the Writ of Summons in the above-captioned case was served upon the above-captioned Defendant, David Wiggers, t/a Wiggers Wood Stoves Sales, via certified mail, return receipt requested, sent to Route 426 N. Corry, 17500 Harborcreek Road, Corry PA 16407, on February 14, 1995 and received by same on February 15, 1995. A copy ofthe letter, Summons and the receipt for Certified Mail and the Return Receipt are attached hereto as Exhibit "A". Alan L. Pepicelli

Mar. 23, 1995 Notice of Service filed. I hereby certify that a copy of the Writ ofSummons in the above-captioned case was served upon the above-captioned Defendant, Hi-Teck Stoves, Inc., via certified mail, return receipt requested, sent to 2245 West 550 South, West POint, Utah 84015 on February 14, 1995 and received by same on February 17, 1995. A copy of the letter, Summons and receipt for Certified Mail and the Return Receipt are attached hereto as Exhibit "A".
Alan L. Pepicelli

Apr 6, 1995 Notice of Inspection, filed.

April 25, 1995, Appearance of Swensen, Perer, Johnson and McCandless, by John W. McCandless attorneys for dft. Hi-Teck Stoves, Inc., filed.

April 28, 1995 Appearance of Knox McLaughlin Gornall & Sennett by Mark E. Mioduszewski, Esq, attorneys on behalf of defendants, Ronald A. and Thelma J. Nielson, filed.

June 7, 1995 Notice of Inspection, filed.

Nov. 3, 1995, Notice of Inspection filed.

Dec. 6, 1995, Motion to compel Discoveryand Order filed. ORDER: AND NOW, this 4 day of Dec. 1995 upon consideration of the foregoing motion to compel discovery, it is hereby ORDERED, ADJUDGED AND DECREED that the plaintiff be and hereby is directed to file and serve full and complete answers to interrogatories and responses to requests for production which were propounded by dfts. Nielson on May 1, 1995 no later that 15 days from the date of this order.
Anthony J. Vardaro, J.
12/6/95 faxed to all counsel

Dec. 21, 1995 Notice of Service of Answers and Obkections To Interrogatories/Requests for Production ofDocuments filed.

Jan 10, 1996 Praecipe For Rule For Complaint, filed. (issued atty)

Jan 22, 1996 Praecipe for Writ to Join Additional Defendant, filed.

Jan 22, 1996 Motion To Amend Caption; to Substitute Successor for One Party; and to Add Plaintiff and Order of January 22, 1996 substitution of William A. Balizet, Jr. for David A. Johnston as Administrator of teh Estate of William K. Bowen, Deceased.
Jan 22, 1996 Faxed Pepicelli, Lewis, Mioduszewski, J. McCandless

Jan. 25, 1996 Certificate of Service Of Rule To File Complaint filed.

Jan 25, 1996 Praecipe For Writ To Join Additional Defendant.

Northwestern Legal Service
Gerald Sullivan

122.

3-8-95 Rec'd from Dft Sheriff cash 27.00
3-8-95 pd Sheriff 27.00 #8989

ROSE UBER

vs.

DAVID UBER

Filed February 1, 1995
@ 8:45 AM

Tax & entry	Pd 3-8-95	50.50 ✓
User's Fee	Pd 3-8-95	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs		$27.00
Pro Co	Pd 3-8-95	9.00 ✓
Pro.Co. Pd 5/25/95		5.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MPD

ORDER:

And now, this 1st day of February , 19 95 , 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 contact the Plaintiff in any way. He shall not go to Plaintiff's home or her parents home.

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 or 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 the February 7, 1995 , 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

Feb. 2, 1995 Sheriff's Return filed. SERVED David Uber personally on February 1, 1995 at 11:55 AM by handing him a copy of the Protection from Abuse at his place of visitation at the Stone United Mathodist Church, South Main Street entrace, Meadville, Crawford County, PA.
So answers, Shawn E.Ashbaugh, Deputy Sheriff
Robert M.Stevens, Sheriff

Feb. 8, 1995 ORDER filed. AND NOW, February 7, 1995, this matter is before the Court for a hearing with regard to teh Plaintiff's Petition for relief under the Protection From Abuse Act.

The Plaintiff appears with counsel and the Defendant appears without counsel, apparently, has attempted to get counsel without success, and is prepared to proceed without an attorney.

He agrees to the entry of an Order without admission on his part of the allegations contained in the Petition.

Accordingly, the following Order is entered.

1. The Defendant shall not abuse, threaten to abuse, harass, stalk or in any way contact the Plaintifff.

2. The Defendant shall not go to the Plaintiff's father's residence at 118 Race Street in the City of Meadville or any other residence at which the Plaintiff resides.

3. The Plaintiff can return to the marital residence at 563 Randolph Street in the City of Meadville to obtain personal effects that she left there, and the Defendant shall do nothing to tamper with those effects, nor destroy them, nor give them away.

4. The Defendant is warned that he shall not go to any residence where the Plaintiff resides or anywhere near her even if he is invited by her. Any police agency will assume that he is in violation of this Order if he is with the Plaintiff, and if the parties wish for this Order to be changed so that the Defendant may be around the Plaintiff, they will have to come to court and seek a modification of this Order before the Defendant is anywhere near the Plaintiff.

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 by the Prothonotary to County Control and Meadville City Police, and by regular mail to the unrepresented Defendant at 783 Market Street, care of Randy Rockafellow.

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 pay costs in this case in the amount of $91.50 within ninety (90) days of the date of this Order. For the benefit of his Social Security payee, those costs are to be paid to the Prothonotary's Office on the First Floor of the Crawford County Courthouse in Meadville, Pennsylvania.

9. This Order shall remain in full force and effect through February 6, 1996.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Feb. 8, 1995 Faxed MCPD & Co Control, sent Sullivan & Dft. w/bill

May 25, 1995 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW, this 24 day of May, 1995, upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of February 1, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

Continued to Page 452

1995

123.

Blystone & Blystone
Curtis E. Blystone
Tex Shallenberger

Mason and Mason
M. Dan Mason
for Randall Harman

SMITH GRAY CADDILAC-OLDS

vs.

RANDALL HARMAN, TEX
SHELLENBERGER et al

Filed February 1, 1995
@ 9:42 AM

Tax & entry paid	50.25
User's Fee paid	5.00

APPEAL OF DEFENDANT SHELLENBERGER FROM DECISION OF DISTRICT JUSTICE HUBERT E. VOGAN

Feb. 1, 1995 Rule entered upon the Plaintiff to file a Complaint Issued.

Feb. 7, 1995 Proof of Service filed.

Feb. 21, 1995 Complaint in Civil Action, filed. (2 copies Atty.)

Mar. 24, 1995 Answer to Complaint in Civil Action filed.

Mar. 27, 1995 Answer to Complaint in Civil Action, New Matter and Counter-Claim, filed.

Mar. 27, 1995 Answer to Complaint in Civil Action; New

1995

124.

Blystone & Blystone
Curtis E. Blystone
Tex Shallenberger

Mason and Mason
M. Dan Mason
for Randall Harmon

SMITH GRAY CADILLAC-OLDS.

vs.

RANDALL HARMAN, TEX SHALLENBERGER

Filed February 1, 1995
@ 12:53 PM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT HARMON FROM DECISION OF DISTRICT JUSTICE HUBERT E. VOGAN

Feb. 1, 1995 Rule entered upon the Plaintiff to file a Complaint issued.

Feb. 7, 1995 Proof of Service filed.

Feb. 21, 1995 Complaint in Civil Action, filed. (2 copies Atty.)

Mar. 24, 1995 Answer to Complaint in Civil Action filed.

Mar. 27, 1995 Answr to Complaint in Civil Action, New Matter and Counter-Claim, filed.

1995

William J. Gregg

125.

MARLAN D. BLAIR

vs.

KAREN S. BLAIR

Filed February 1, 1995
@ 3:34 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. fee paid	45.00
Pro Co pd 9-8-95	9.00

COMPLAINT UNDER SECTION 3301(d) OF THE DIVORCE CODE
1 copy atty.

Feb. 1, 1995 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed.

Mar. 22, 1995 Affidavit of Service filed. AND NOW, this 22nd day ofMarch, 1995, William J. Gregg, Esquire, being duly sworn according to law, deposes and says that the following facts in support of this 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 theComplaint in Divorce and Notice and a copy of Plaintiff's Affidavit under Section 3301(d) were sent by certified mail to the Defendant, Karen S. Blair, and made a part hereof.

William J. Gregg

Aug. 21, 1995, Affidavit of Service of Defendant's Counter Affidavit Under Section 3301(d) and Notice of Intention to Request Entry of Divorce Decree, filed.

Sep 8, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.
(1 copy atty)

DIVORCE DECREE FILED

Sept. 20, 1995 AND NOW, Sept. 19, 1995, it is ordered and decreed that MARLAN D. BLAIR, Plaintiff, and KAREN S. BLAIR, 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.

In Error Jan 25, 1996 Praecipe for Writ to Join Additional Defendant, filed.

1995

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

126.

AMERICAN FEDERAL SAVINGS AND LOAN ASSOCIATION, now by merger NORTHWEST SAVINGS ASSOCIATION

vs.

MARK B. ZIMMERMAN and DONNA M. ZIMMERMAN, his wife

Filed February 1, 1995
@ 4:00 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's costs	35.00
Pro.Co. pd 3/8/95	9.00
Pro. Co. 4/11/95	5.00

COMPLAINT IN MORTGAGE FORECLOSURE
3 copies Sheriff

February 14, 1995, Sheriff's Return filed. Served Mark B. Zimmerman on February 13, 1995 at 9:50 a.m. by handing a copy of the Complaint in Mortgage Foreclosure to Donna Zimmerman, his wife at their residence, R.D. 7, 1413 Leslie Rd., Meadville, Crawford County, PA.

Served Donna M. Zimmerman personally on February 13, 1995 at 9:51 a.m. by handing a copy of the Complaint in Mortgage Foreclosure to her at the residence, R.D. 7, Leslie Rd., Meadville, Crawford County, PA. So Answers,

Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

And Now, Mar. 8, 1995 at 1:34 PM upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the Plaintiff and against the Defendants, Mark B.Zimmerman and Donna M.Zimmerman for failure to file a pleading within twenty days of service and the same is liquidated at the sum of Twenty five thousand Three hundred forty-three and 69/100 dollars,plus reasonable attorney fees, costs plus interest.

Debt $25,343.69
Int. from Feb. 1, 1995 at the rate of 10%

Z-112;Z-12;
Entered 3-8-95
Atty.Swick

Judgment
Barbara H. King
Prothonotary

EX. 1995 - 19

March 13, 1995 Affidavit of Service of Lienholders on behalf of plaintiff, filed.

Apr. 11, 1995 Upon Praecipe of Charles J.Swick, Esquire, the above captioned matter is marked discontinued of record.

1995

Thomas, Truax,
Spadafore, Walker &
Keenan
Gregory A. Keenan

127.

CHERRI L. CARLSON

vs.

PAUL M. CARLSON

Filed February 2, 1995
@ 11:45 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co	9.00

COMPLAINT FOR CUSTODY
1 copy atty.

Feb. 27, 1995 Acceptance of Service filed. Paul M. Carlson, Defendant in the above-captioned matter,hereby accepts service of a certified copy of the Complaint for Custody, properly endorsed with a Notice to Defend, this 5th day of February, 1995.
Paul M. Carlson, Defendant

July 14, 1995 Petition For Entry Of Agreement and Consent Custody Order, filed. AND NOW, this 12th day of July, 1995, upon stipulation of the parties to this action, the following Order is hereby entered.

1. The parties shall share legal custody of the subject minor children, Charlene A. Carlson and Bradley Carlson, with each parent entitled to full access to medical records, educational records, and other important records and each parent shall be entitled to take part in important decisions affectign the children including those decisions involving the children's education, medical treatment and religious insturction.

2. Psrimary physical custody of the subject minor children, Charlene A. Carlson and Bradley Carlson, shall be with their mother, subject to reasonable periods of partial custody with teh father as agreed to between the parties.

3. Neither party shall allow the minor childrento smoke cigarettes or consume any alcoholic beverages while the children are in that party's custody.

4. Each party shall teach the minor children to give to the other party that love and respedct which is due a parent from his or her children. Furthermore, neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat teh other in a plite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and not to disparage the other party in the children's estimation.

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 ormodification shall notify the other party as soon as he or she knows of the necessity which compels 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.

6. 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
Gordon R. Miller, P.J.

July 14,1995 Faxed Keenan

128

1995

Northwest Legal Serv.
Gerald Sullivan

128.

2-17-95 - Pd Sheriff's Cost 27.00

2-23-95 Pd Sheriff #8924 27.00

TRACEY A. BAUMGARDNER

vs.

STEVEN C. ELMAN

Filed February 2, 1995
@ 1:50 PM

Tax & entry Pd. 2/17/95 50.50
User's Fee Pd. 5.00
Surcharge ~~25.00~~

Sheriff's Costs Pd. 27.00
Pro. Co. Pd. 2/17/95 9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 2 day of February , 19 95 , 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: The Plaintiff shall have sole possession of residence at RD #2 Box 40-40 Guys Mills, PA pending further Orde rof Court. The Plaintiff shall have sole custody of all 3 children pending further order of court. Defendant may not go to plaintiff's 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. PA State Police - Meadville Barracks
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 or 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 the February 13, 1995 , at 3 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,
Anthony J. Vardaro, J

Feb. 3, 1995 Sheriff's Return filed. SERVED Steven C. Elmen on February 2, 1995 at 4:10 PM by handing a copy of the Complaint to Dorothy Crist, Grandmother and Adult in Charge at the residence, R.D.#9, Box 162, Fisher Road, Meadville, Crawford County, PA. On February 3, 1995, Dorothy Crist contacted this office stating she served the Protection from Abuse on Steven Elmen on February 2, 1995 at 5:00 P.M.

So answers,

Scott D. Young, Deputy Sheriff
Robert M.Stevens,Sheriff

Feb. 16, 1995 ORDER filed. AND NOW, February 13,1995, the parties appeared in open court and were advised as tothe nature of this proceeding and the Defendant understood it. The parties agree toa settlement of this case. In so doing,the Defendant does not admit that he engaged in the conduct alleged in the Petition. Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault,abuse, harass, threaten, or stalk the Plaintiff or her minor children.
2. The Defendant will not go to the residence or place of employment of the Plaintiff.
3. Primary physical custody of the parties' minor children shall be with the Plaintiff. The Defendant shall be entitled to reasonable visitation periods to be agreed upon by the parties. If the parties cannot agree,then either party has a right to bring a custody action to resolve matters of custody and visitation.
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 by the Prothonotary to County Control and the Pennsylvania State Police at Meadville, as well as mailed to the Defendant at R.D.#9, Box 162, Fisher Road, Meadville, Pennsylvania 16335.
6. This Order shall remain in full force and effect for one (1) year, that is until February 12, 1996, unless modified or terminated by further Court Order.
7. The Defendant is reminded that this is an Order of Court and violation of this Order may be punisihable by a fine of up to $1,000.00 and a jail sentence of up to six (6) months.
8. The Defendant shall pay record court costs in the amount of $91.50 no later than Friday, February 17, 1995.

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

2-17-95 Faxed Pa.SPD & Co. Control, given Atty.Sullivan & Deft.

1995

Halliday & Halliday
Michael Halliday

129.

TONI L. YENNY

vs.

JEFFERY S. YENNY

Filed February 2, 1995
@ 2:37 PM

Tax & entry paid	50.50
User's fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. Pd 7/7/95	9.00

COMPLAINT IN DIVORCE
1 copy atty/

Feb. 2, 1995 Plaintiff's Affidavit Under Section 3301(d)(1) of the Divorce Code filed.

Mar. 22, 1995 Affidavit of SErvice filed. AND NOW, this 13th day of March, 1995, before me, the undersigned officer, personally appeared Michael Halliday, Esquire, who being duly sworn according to law. deposes and states as follows:

1. That he is an attorney at law authorized to practice law in the Commonwealth of Pennsylvania, with offices at 111 Church Street, Cambridge Springs, Crawford County, Pennsylvania 16145.

2. That on February 10, 1995, he did forward to the Defendant, Jeffrery S. Yenny, a certified copy of the Complaint in Divorce as filed at the above number and term together with a certified copy of Plaintiff's Affidavit under Section 3301(d) (1) of the Divorce Code.

3. That said Complaint and Affidavit were forwarded to the Defendant by certified mail, return receipt requested, restricted delivery, at 8188 Penny Lane, North Fort Myers, Florida 33917.

4. That attached hereto is the return receipt as executed by the Defendant Jeffery S. Yenny, showing delivery on February 15, 1995.

Michael Halliday

Jul. 3, 1995 Affidavit of Consent by Toni L.Yenny,Plaintiff, filed.

Jul. 3, 1995 Affidavit of Consent by Jeffery S.Yenny, Defendant, filed.

Jul. s3, 1995 Upon Praecipe of Michael Halliday, Esquire, Attorney for Plaintiff to transmit record, casee moved to court.

DIVORCE DECREE FILED

July 12, 1995 AND NOW, July 11, 1995, it is hereby ordered and decreed that TONI L. YENNY, Plaintiff, and JEFFERY S. YENNY, 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.

1995

Peters, Lindsay,
Lewis & Hatheway
BrianJ. Lindsay

130.

James R. Irwin

SUSAN P. FOREMAN

vs.

RICHARD L. FOREMAN

Filed February 2, 1995
@ 1:43 PM

Tax & entry Pd 2-10-95 50.50
User's Fee Pd 2-10-95 5.00
Kathleen Nelson, Mediator 181.56
Pro Co Pd 8-16-95 9.00

3-23-95 Rec from Plf mediator deposit 150.00

6-9-95 Pd Plf Refund 50.22

7-3-95 Rec'd from deft medited 90.78

8-16-95 Pd #9358 County 181.56

CUSTODY COMPLAINT

Feb. 2, 1995 Pettition To Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 filed.

Feb. 2, 1995 Order filed. AND NOW, February 1, 1995 upon review and consideration ofthe plaintiff's petition to proceed informa pauperis said petition is denied.
It appears that the plaintiff is employed full time and should have the ability to pay court costs in this case.
We will not appoint a mediator at this time until the palintiff pays the costs.
BY THE COURT
Gordon R. Miller, J

Feb. 6, 1995 copies mailed plaintiff

Mar. 24, 1995 Notice and Order To Appear filed. You, Richard Foreman, have been sued in Court to obtain custody of Amy.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson 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 theCourt 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
(814) 336-1151, ext. 298
Date: 3/24/95 Gordon R. Miller, J
Mar. 31, 1995 copies to Pltf. & Nelson

Feb. 2, 1995 NOTICE AND ORDER TO APPEAR, filed. You, Richard Foreman, have been sued in Court to obtain custody of Amy.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson 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.
Date: 3/24/95 Gordon R. Miller, P.J.
Apr 6, 1995 1 copy mediator, 1 copy Plf.

June 7, 1995 TEMPORARY ORDER, filed. AND NOW, June 5, 1995, 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, Adam Lee Foreman, 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 imput regarding important decisions effedting the child such as education, religious instruction and medical treatment.

2. Beginning August 20, 1995, primary physical custody of Adam Lee Foreman shall be with his Father, provided that Father is employed during daylight hours, and subject to the following conditions:

a. The Mother shall b epermitted to visit and take the child into her temporary physical custody every weekend from Saturday at 4:00 p.m. until Sunday at 8:00 p.m.

b. Summer - Beginning with the summer of 1996, each party shall be entitled to have the child in his or her custody for a period of fourteen consecutive days without visitation with the other party. The parties shall provide a written notification to the other parent of the period desired, and if the desired periods conflict, then the Father shall have the requested period in odd years and the Mother shall have the requested period in even years.

c. Holiday visitations shall be arranged as follows:

i. Thanksgiving and Easter: The holidays of Thanksgiving and Easter shall be shared between the parties with the child being in the custody of his Mother from 8:00 a.m. until 1:30 p.m. and in the custody of his Father from 1:30 p.m. until 8:30 p.m.

ii. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at 9:00 a.m. and ending on Christmas Day at 12:00 noon and sending on December 26th at 9:00 p.m. In 1995, the Mother shall have the first period and the Father the second and the parties shall thereafter alternate.

iii. The Memorial Day and Labor Day weekends shall begin on the Friday precedign the holiday at 4:00 p.m. and end on the holiday itself at 9:00 p.m. The child shall be in the custody of the Mother during the Memorial Day weekend, 1995, and int he custody of the Father during the Labor Day weekend, 1995, and the parties shall thereafter alternate.

iv. Independence Day: The Mother shall have the child on Independence Day, 1995, and odd years thereafter from 8:00 a.m. until 11:00 p.m. The Father shall have custody of the child on Independence Day in even years during the same hours.

v. The child's birthday: Father shall have the child on August 9, 1995, and odd years thereafter from 8:00 a.m. until 9:00 p.m. The Mother shall have custody of the child on his birthday in even years durign the same hours.

vi. The child shall spend Mother's Day with the Mother from 9:00 a.m. until 8:30 p.m. and Father's Day with the Father during the same hurs.

3. Transportation of the child on weekends, holidays and summer visits shall be shared between the parents with the parent receiving custody of the child to provide transportation.

4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor child.

5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the child toward both parents.

CONTINUED ON PAGE 130A

Susan P. Foreman
vs.
Richard L. Foreman

CONTINUED FROM PAGE 130
of Record
A. D. 1995 - 130

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6. Neither parent shall expose the child to any person or situation which may be harmful to the child's health, safety or well being.

7. Each parent shall inform the other parent immediately of any illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number.

8. The parents are encoraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

9. The cost of the mediation conference shall be equally divided between the parties. 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 Order.

10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

BY THE COURT:
Anthony J. Vardaro, J.

June 13, 1995 Faxed Irwin & Nelson, mailed Plf. & Dft.

Jun. 21, 1995 Request for Hearing De Novo and ORDER filed. AND NOW, this 20th day of June, 1995,upon presentation and considerationof the foregoing request for Hearing De Novo, a hearing is scheduled with the Court of Common Pleas of Crawford County, Pennsylvania on the 19th day of July, 1995, at 9:15 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT:
Anthony J.Vardaro,J.

6-21-95 Faxed Irwin, Nelson & Lindsay

Aug. 4, 1995MEMORANDUM AND ORDER filed. ORDER. AND NOW, August 2, 1995, it is ordered as follows:

1. Thg temporary order of June 5, 1995 is affirmed in all respects except as hereinafter modified.
2. The arrangement that the parties now have worked out between themselves with respect to summer visitations shall last until one day prior to the beginning of school for Adam.
3. Paragraph two of the temporary order is modified to delete the date August 20, 1959 and to substitute therefore the day before the beginning of school in 1995.
4. At least one day before school starts in the fall the father shall obtain first shift schedule at Sipco, Inc.
5. Within thirty (30) days fromthis date the father shall go to the Crawford County Drug & Alcohol Commission for anassessment and evaluationof his drug and alcohol involvement. If the Crawford County Drug & Alcohol Commission recommends further counseling,treatment and thereapy the father shall undergo such additional counseling treatment and therapy and shall successfully complete it.
6. Paragraph 2(a) of the temporary order is deleted and in its place the following is substituted:
   The mother shall be permitted to visit and to take the child into her temporary physical custody every weekend from Friday at 8:00 o'clock p.m. until Sunday at 6:00 o'clock p.m. In the event that the mother will be working onanySaturday she shall notify the father at least three days in advance of Friday and shall pick up the child on Saturday at 4:00 o'clock p.m. rather than Friday at 8:00o'clockp.m. The mother is encouraged to not work on Saturday so that she can spend more time with her child. If the mother has not notified the father within three days in advance of a visitation that she will be unable to pick up the child at 8:00 o'clock p.m. on Friday the father shall assume that the mother's entire weekend visitation has been cancelled and he may arrange additional plans. If the mother shows up on Saturday at 4:00 o'cl;ock without having first notified the father of her work schedule as hereinable required the father is under no obligation to turn the child over to the mother for that particular weekend.

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

8-4-95 Copies dist. to Lindsay & Irwin

Aug.14, 1995 Exhibits filed.

130 B

1995

Withdrawn
~~Mary Ann Kirkpatrick~~

131.

Northwestern Legal Services
R. Christopher Brode

Feb. 3, 1995 $150.00
deposited by Plaintiff

SCOTT HAROLD CARPENTER

vs.

KRISTY ALLEN

Filed February 3, 1995
@ 9:30 A.M.

Tax & entry paid 50.50
User's fee paid 5.00
William Pineo, mediator
Mediation costs $182.00

COMPLAINT FOR CUSTODY

February 3, 1995, Complaint For Custody, Notice and Order To Appear Filed. You, Kristy Allen, have been sued in Court to obtain custody of Rory James Allen.

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. 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.

Court Administrator
Courthouse
Meadville, PA 16335 (814)336-1151

2-13-95 Gordon R. Miller, J.

Mar. 2, 1995 Affidavit of Service filed. And Now,February 28, 1995, comes Constance L.Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Scott Harold Carpenter, Plaintiff in the above-captioned matter.
2. That on information furnished her bythe Plaintiff, she caused a certified copy of the Complai for Custody tobe forwarded by Certified Mail, Z 070 388 499; postmarked February 22, 1995, to the last known address of the Defendant,Kristy Allen, P.O.Box 75, Meadville, PA 16335.
3. That the Defendant, Kristy Allen, on February 24, 1995, personally signed the return receipt card which was affixed to theComplaint for Custody in the above-matter and which is attached hereto.
4. Service of the Complaint for Custody against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

FEb. 28, 1995 Constance Deitman

Apr. 11, 1995Temporary Order filed. AND NOW, this 11 day of April, 1995, 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, Rory James Allen.
2. The parties shall share with each other any and all information which each may have regarding the health eduction, 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 and and all confidential information which they may have regarding the subject minor child.
3.a. The mother shall have primary physical custody ofthe subject minor child from 5:00 p.m. January 15th until 5:00 p.m. of the following July 15th and the father shall have primary physical cusotdy from July 15th until 5:00 p.m. of the following January 15th. The party not having primary physical custody shall have the right of temporary physical custody and visitation each weekend, except for the last full weekend of each month, from Friday at 5:00 p.m. through Sunday at 6:00 p.m.

b. The Mediator notes for the Court that themother has either pled guilty or has been convicted of driving under the influence of alcohol and that she is due for sentencing on April 5, 1995. If the mother is incarcerated then the father shall have primary physical cusotdy during the time of the mother's incarceration and the father will arrange with the mother and with the mother's custodial authorities reasonable visitation. This provision will take precedence over the provisions of paragraph 3a.

c. The parent not having physical custody shall have the right to telephone the child at reasonable times and for reasonable lengths of time and such conversations will not be unreasonable monitored by the parent having physical custody.

4. Holiday visitation shall be arranged as follows:

a. Christmas: There shall be two Christmas holiday visitation periods,s the first beginning on Christmas Eve at 5:00 p.m. and ending Christmas day at 2:00 p.m., and the second beginning Christmas Day at 2:00 p.m. and ending December 26, at 5:00 p.m. For Christmas coming in 1995, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate the periods.

b. Thanksgiving There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wed. preceding Thanksgiving at 5:00 p.m. and ending Thanksgiving day at 2:00 p.m. and the second beginning Thanksgiving day at 2:00 p.m. and ending on the Fri. following Thanksgiving at 5:00 p.m. For Thanksgiving 1995, the mother shall have the first period and the father, the second and the parties shall thereafter alternate.

c. There shall be two easter visitation periods, the first beginning on Holy Sat. at 5:00 p .m. and ending Easter Sun. at 2:00 p.m. and the second beginning on Easter Sun. at 2:00 p.m. and ending Easter sun. at 8:00 p.m. In all years, the mother shall have the first period, and the father, the second.

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 so that the child may watch the fireworks. The father shall have visitation and temporary physical custody for Memorial Day, 1995, and the parties shall thereafter alternate the holiday periods.

e. The child shall spend Father's Day with his father from 9:00 a.m. to 7:00 p.m. and Mother's Day with his 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 necessitywhich 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 shallattempt at once to arrange for alternative visits or to make alternative arrangements.

Continued on Page #63

Jorden & White
~~Harry Faber White, II~~ Withdrawn

132.

William A.Kuhar for
Commonwealth

IN RE: LICENSE SUSPENSION
OF ANGELA MARLENE WINTERS

Filed February 3, 1995
@ 11:59 AM

Tax & entry paid 50.50
User's Fee paid 5.00

LICENSE SUSPENSION APPEAL

Feb. 3, 1995 ORDER filed. AND NOW,this 10th day of February, 1995,upon consideration of the foregoing License Suspension Appeal, a hearing on the same is scheduled for the 27th day of April, 1995, at 3:00 o'clock p.m. in Courtroom No. 1 or 2.

Pending said hearing, this Appeal shall act as a supersedeas of the Suspension Notice.

BY THE COURT,
Gordon R. Miller, J.

2-14-95 dist. to Harry White

Apr. 4, 1995 Petition to Withdraw as Counsel and ORDER filed. AND NOW, this 3 day of April, 1995, upon consideration of the foregoing Petition to Withdraw as Counsel and the Court being satisfied that timely notice was given to the client, counsel, Harry Faber White, II, is hereby permitted to withdraw from this action.

BY THE COURT,
Anthony J.Vardaro, J.

4-5-95 Faxed to Atty. White.

Apr 7, 1995 Motion For Continuance and Order, filed. AND NOW, to-wit: this 7 day of April , 1995, upon consideration of the foregoing Motion for Continuance, it appearing that there is no objection by counsel for the defendant to the postponement of the de novo hearing on this operating privilege suspension appeal that is currently scheduled for Thursday, April 27, 1995 at 3:00 p.m., it is hereby ORDERED that said hearing be rescheduled for June 1, 1995, at 2:30 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

BY THE COURT:
Anthony J. Vardaro, J.

Apr 7, 1995 Faxed Kuhar & White

Jun. 2, 1995 ORDER filed. AND NOW,June 1, 1995,at the time fixed for hearing in this matter, the attorney for the Commonwealth and the prosecuting officer appeared, but the appellant did not. We would normally dismiss her appeal,except that we are not satisfied that there is sufficient information on the record to evidence the fact that she knew about this hearing through a strange series of facts.

Her attorney filed an Petition to Withdraw as Counsel on March 28, 1995, which was signed by the Court on April 3, 1995. On March 31, 1995,theDepartment filed a Motion to Continue a hearing set for April 27, 1995. By an Order of April 7, 1995,that we rescheduled to June 1, 1995. The Prothonotary faxed a copy of the Continuance Order, but counsel had already withdrawn four days earlier. The Court never sent a notice of the new date to the appellant and we do not know if her former counsel did.

THEREFORE, the hearing in this matter is hereby rescheduled for Thursdsay,July 13, 1995, at 9:30 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse. The Prothonotary shall mail a true and correct copy of this Order to the appellant, Angela Marlene Winters, to her last known address of record; to wit, R.D.#3, Box 268, Cochranton, Pennsylvania 14314.

Miss Winters is advised that if she fails to appear on July 14, 1995 at 9:30 o'clock a.m., her appeal will be dismissed and the suspension by the Secretary of Transportation shall be reinstated.

BY THE COURT,
Gordon R.Miller, President Judge

6-2-95 Mailed Appellant & Kuhar

July 14, 1995, ORDER filed. AND NOW, July13, 1995, the court is satisfied that the arresting officer performed all of the necessary and requisite acts and observed all of the necessary and requisite acts in order to require Angela Marlene Winters to submit to a chemical test of her blood. We are further satisfied that she refused and that said refusal was improper.

Accordingly, this appeal is dismissed and the action of the Secretary of Transportation in suspending the operating privileges of Angela Marlene Winters is hereby SUSTAINED.

by order fo the court,
Gordon R. Miller, P.J.

7/14/95 faxed to Kuhar, mailed to Winters

133.

KATHLEEN PANNUNZIO

vs.

THOMAS BROCKLEHURST

Filed February 3, 1995
@ 12:13 PM

Tax & entry Pd 2-15-95 50.50
User's Fee Pd 2-15-95 5.00
Sheriff's Costs $32.00
Pro Co Pd 2-15-95 5.00

2-15-95 Rec'd from Deft Sheriffs Cost 32.00
2-16-95 Pd Sheriff 32.00
8910

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed JPD

Order:

And now, this 3 day of February , 1995 , 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: The plaintiff shall have exclusive possession of trailer at 214 State Rd. Jamestown, PA pending further order of court. The defendant may not go within 100 yards of that trailer nor shall be call the Plaintiff Defendant may not talk to plaintiff at*

3. This Order may be enforced without a warrant 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 or 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 February 15, 1995 , at 3 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 COURT,
Anthony J. Vardaro, J

*work or go near her.

Feb. 7, 1995 Sheriff's Return filed. SERVED Thomas Brocklehurst personally on February 6, 1995 at 4:10 PM at his place of employment, Andover Industries, Dunham Road, Meadville,Crawford County, PA.

So answers, so answers,

Dale A. Collins, Chief Deputy Sheriff
Shawn Ashbaugh, Deputy Sheriff
Robert M.Stevens, Sheriff

February 15, 1995, Motion To Vacate Protection From Abuse Order and ORDER Filed. And Now, this 15th day of February 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of February 3, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to P.S.P, Meadville and to County Control.

Any provisions of the Protection from Abuse Order of February 3, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R. Miller, J.

Faxed 2-16-95 to PA. S.P.D. & County Control, Plaintiff & Defendent.

1995

Mary Ann Kirkpatrick	ERIC JON BENSON	COMPLAINT IN DIVORCE 2 copies atty.
134.	vs.	Apr. 11, 1995 Complaint reinstated. May 30, 1995 Complaint reinstated.
	SHERYL ELAINE DOCKSTEADER BENSON	June 29, 1995, Acceptance of Service filed. I, Sheryl Elaine Docksteader Benson, accept service ofthe Divorce Complaint filed on behalf of Eric Jon Benson. Date: June 22, 1995 Sheryl Elaine Docksteader Benson.
	Filed February 3, 1995 @ 12:14 PM	Sept. 5, 1995, affidavit of Consent of plaintiff filed. Sep 25, 1995 Affidavit of Consent of Defendant, filed.
	Tax & entry paid 50.50 User's Fee paid 5.00 State paid 10.00 Adm. Fee paid 45.00 Pro Co pd 10-9-95 9.00	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

Oct. 11, 1995 . AND NOW, October 10, 1995, it is hereby ordered and decreed that Eric Jon Benson, Plaintiff, and Sheryl Elaine Docksteader Benson, 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.

1995

135.

NAOMI M. SHAFFER

vs.

ANTHONY (TONI) MANGILO

Filed February 3, 1995
@ 2:26 PM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE WILLIAM D. CHISHOLM

Feb. 3, 1995 Rule entered upon Plaintiff to file a Complaint Issued.

Feb. 7, 1995 Proof of Service of Notice of Appeal and Rule To File Complaint, filed.

1995

Ferguson & Spataro
Douglas W. Ferguson

136.

William J. Gregg

DAVID BAKER

vs.

DEBORAH BAKER

Filed February 3, 1995
@ 2:38 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co Pd 5-8-95 9.00
Kathleen Nelson, Mediator 174.00
Pro Co. Pd 9-21-95 9.00

Feb. 3, 1995 $150.00 deposited by Plaintiff
4-17-95 Pd Plff/Refund 61.19 #9102
5-8-95 Pd Co. 79.81 med fee #9164
7-25-95 Rec'd from deft med fee 75.00
8-1-95 Rec'd from Plff 75.00
9-18-95 Rec'd from Plff med fee 7.50
9-21-95 Pd Co #9462 157.50
10-3-95 Rec'd from deft med fee 16.50
12-15-95 Pd Co #9625 16.50
10-1-96 Rec'd from Plff med fee 16.50
12-19-96 Pd Co #10433 16.50

COMPLAINT FOR CUSTODY

Feb. 3, 1995 Order filed. AND NOW, February 1, 1995 the Plaintiff appears with counsel in Motion Court with a complaint for custody, seeking that tahe Court allow the status quo to remain or, in lieu thereof, that some order be entered that is appropriate.

Specifically, the Defendant mother, who is unrepresented, has been transferred to Columbus, Ohio and intends to take the children with her to Columbus. The children have been in her custuody in Crawford County and the Plaintiff will now be seeking mediation to determmine what is the appropriate order for the custody of the childrenin light of the new arrangement, whereby mother will be working in Clumbus.

Kathleen Nelson, Esq., is appointed custody mediator in this matter. The paraties and their counsel, if any, shall attend the mediation conference scheduled by the child custody mediator and shall comply with all requests of the c hild custody mediator.

Pending the mediation conference, no party shall remove the child from CrwafordCounty without the express written consent of the other party. The children shall remain in the custody of the defendant/mother until 5:00 p.m. onSunday, February 5, 1995 and at that point, they shall be in the father's physical custody. Th thereafter, pending mediation, thenatural mother shall have temporary physical custody of both children from Friday at 8:30 p.m. until Sunday at 5:00 p.m., each weekend commencing February 10, 1995.

This order is entered in light of the urgency insofar as the Defendant is moving on February 5, 1995, andit is not intended as any guidance to a mediator or the Court in the future with respect to the ultimate disposition of this custody matter.

BY ORDER OF THE COURT,
Anthony J. Vardaro , J

Feb. 3, 1995 copies given Ferguson & Nelson

Apr. 13, 1995 TEMPORARY ORDER filed. AND NOW, April 13, 1995,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 children,William David Banker and Matthew Thomas Baker,shall be shared by the Father and Mother, the parties to this action, witheach parent entitled to full access to any records relating to the children 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 children such as education,religious instruction and medical treatement.

2. Primary physical custody of William and Matthew shallbe shared, subject to the following conditions:

a. The Mother shall have physical custody of the children beginning on April 16, 1995,at 5:00 p.m. until April 30, 1995, at 5:00 p.m. The Father shall then have physical custody of the children from April 30, 1995 at 5:00 p.m. until May 14, 1995,at 5:00 p.m. The parties shall thereafter alternate two-week custodial periods with the children.

b. If the parties have not reached an agreement regarding primary physical custody of the children by August 1, 1995,either party may request mediation for the purpose of determining, among other things, where the children shall primarily reside and attend school.

3. Transportation of the children for all visits shallbe shared between the two parties. In the absence of an agreement as to how the transportation will be arranged,the party receiving custody of the children shall provide the transportation.

4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor children.

5. Neither parent shall say or do anything in an attempt toturn the children against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the children toward both parents.

6. Neither parent shall expose the children to any person or situation which may be harmful to the health,safety or well being of the children.

7. The Mother shall not overly expose the children to her intimate relationship with Mark Moore. Specifically, Mother shall not permit the children to view any adult in the household ina state of undress at any time.

8. Each parent shall inform the other parent immediately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephone number.

9. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the childrenand may modify the herin custody arrangements if said modifications are by mutual consent only; otherwise,the provisions contained herein shall govern.

10. The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him, less the cost of the court order.

kll. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

BY THE COURT:
Anthony J.Vardaro, J.

4-20-95 Faxed to Attys. Ferguson & Gregg

Apr. 24, 1995, Motion for a Hearing De Novo and Order filed. ORDER OF COURT: AND NOW, April 21, 1995, a hearing is set for June 1, 1995 at 1:30 p.m. in C. R. No. 2.

BY THE COURT,
Anthony J. Vardaro, J.

4/24/95 faxed to Ferguson and Gregg

Continued to Page 457

1995

137.

CONNIE L. MAKER

vs.

RICHARD M. ANDERSON

Filed February 3, 1995
@ 3:08 PM

Tax & entry Pd 2-24-95 50.50
User's Fee Pd 2-24-95 5.00
Sheriff's Costs 54.00
Pro.Co. Pd 2-24-95 9.00

2-24-95 Rec'd from deft Sheriff's Costs $54.00
2-28-95 Pd Sheriff H 8959 54.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 3rd day of February , 1995 , 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 contact Plaintiff in person or by phone but may write planitiff a letter if he wishes.
3. This Order may be enforced without a warrant 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 or 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 February 13, 1995 , 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 COURT,
Gordon R. Miller, J

Feb. 13, 1995 Sheriff's Return filed. SERVED Richard M.Anderson by deputizing the Sheriff of Erie County, PA. Per telephone conversation on February 13, 1995, with Erie County Sheriff's Office, they served Richard M. Anderson personally on February7, 1995 at 4:13 PM in the Erie County Sheriff's Office, 140 West 6th Street,Erie,PA.
So answers, Robert M.Stevens,Sheriff

February 16, 1995, Sheriff's Return Filed. Served the within PFA and Court Order on February 7, 1995 at 1613 Hrs. upon Richard M. Anderson at Erie County Sheriff's Dept. 140 West 6th Street, Erie County, Erie, by handing to Richard M. Anderson a true and correct copy thereof and made known to HIM the contents therein.
Robert N. Michel, Sheriff Erie County
Brenda Rufini, Deputy Sheriff

I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Protection from Abuse according to law.
Robert M. Stevens, Sheriff Crawford County, PA

Feb. 16, 1995 ORDER filed. AND NOW, February 13, 1995, the parties appeared in open court, and were advised as to the nature of this proceeding. The Defendant understood it, and was willing to agree to a settlement, but does not admit that he engaged in the conduct alleged inthe Petition.
Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse,harass, threaten, or stalk the Plaintiff.
2. The Defendant shall not go to the Plaintiff's residence or place of employment.
3. The Defendant shall contact the Plaintiff and give her twenty-four (24) hours notice of a date and time when he will send friends or family members to her home to pick up some of his personal belongings, including but not limited to tire rims, miscellaneous tools, an alarm clock, and clothing.
4. The Defendant shall send the Plaintiff's car key to a Ford Ranger to her as soon as possible. That delivery shall take place within the next forty-eight (48) hours.
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 by the Prothonotary to County Control and Pennsylvania State Police at Corry,and to the Defendant at 865 High Street, Waterford,Pennsylvania, 16441.
7. This Order shall remain in full force and effect for a period of one (1) year from this date unless modified or terminated by further Court Order.
8. The Defendant shall pay record court costs in the amount of $118.50 no later than Friday, March 3, 1995.
9. 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, P.J.

2-17-95 Mailed Pa. SPD, Corry, Deft w/Bill, given Atty. Sullivan, Faxed 2-17-95 Co.Control

138

1995

Donald E. Lewis

138.

LOU ANN WATT

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed February 3, 1995
@ 3:42 PM

Tax & entry paid 50.50
User's Fee paid 5.00

NOTICE OF APPEAL FROM SUSPENSION OF VEHICLE REGISTRIATION OPERATING PRIVILEGES
1 copy atty.

AND NOW, this 8th day of February, 1995, upon Motion by the Appellant, a hearing is set on said Appeal for the 27th day of April, 1995, at 2:15 o'clock p.m., in Courtroom No. 1 or 2 or the Crawford County Courthouse, Meadville, Pennsylvania.

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 by forwarding a true and correct copy of same to the Appellee by First Class, U.S. Mail, postage prepaid.

Finally, said Appeal shall act as a supersedeas to Appellee's suspension of Appellant's operating privileges.

BY THE COURT,
Gordon R. Miller, J

Feb. 9, 1995 Faxed Lewis

Feb. 23, 1995 Motion To Withdraw Appeal Without Prejudice and Order, filed. AND NOW, this 23 day of February, 1995, upon presentation and consideration of the foregoing Motion to Withdraw Appeal, said Motion: granted.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 23, 1995 Faxed Kuhar & Lewis

1995

139.

Northwest Legal Services
GErald Sullivan

2-13-95 Rec'd from
deft 30.00
2-17-95 Pd Sheriff
#8911 52.00

MICHAEL J. CALLAHAN

vs.

SUSAN M. BALSBAUGH

Filed February 3, 1995
@ 4:12 PM

Tax & entry	Pd. 2/13/95	50.50
User's Fee	Pd.	5.00
	Surcharge	25.00
Sheriff's Costs	Pd.	30.00
Pro. Co.	Pd. 2/13/95	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 3rd day of February , 1995 , 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 move out immiediately. She shall not return to this home. Thereafter Plaintiff shall not contact Plaintiff in any way.

3. This Order may be enforced without a warrant 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 or 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 February 13, 1995 , 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 COURT,
Gordon R. Miller, J

Feb. 8, 1995 Sheriff's Return filed. SERVED Susan B.Balsbaugh personally on February 7, 1995 at 2:35 PM by handing a copy of the Protection from Abuse to her at the residence, Country Acres Trailer Park, R.D.#2, Box 4-60,Guys Mills, Crawford County, PA. Defendant given until 5:00 PM that same date to leave the residence.

So answers,

Barbara J.Reagle, Deputy Sheriff
Shawn E. Ashbaugh, Deputy Sheriff
Robert M.Stevens,Sheriff

Feb. 16, 1995 ORDER filed. AND NOW, February 13, 1995, the parties appeared in open court and were advised as to the nature of this action and both understood it. The Plaintiff agrees to withdraw this action and shall pay the court costs. He shall go to the Prothonotary's Office forthwith to sign a settlement and discontinuance and shall pay record court costs in the amount of $94.50 forthwith.

This matter is dismissed.

The Prothonotary shall send a true and correct copy of this Order to County Control and to thePolice Department that received the original temporary Order, as well as mailing a copy to the Plaintiff at R.D.#2,Box 4060,Guys Mills,Pennsylvania, 16327.

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

2-17-95 Faxed to Pa.SPD &Co.Control. 2-17-95 Pltf, given Atty.Sullivan

140

1995

Mark O. Prenatt 140.	PATRICIA ROPELEWSKI vs. MICHAEL ROPELEWSKI Filed February 6, 1995 @ 3:53 PM Tax & entry paid 50.50 User's Fee paid 15.00 2 Add'l Counts paid 30.00 State paid 10.00 Adm. Fee paid 45.00 Pro Co pd 3-7-95 6.00 ✓	COMPLAINT IN DIVORCE UNDER SECTION 3301(c) and (d) EQUITABLE DISTRIBUTION OF MARITAL PROPERTY, COUNSEL FEES AND EXPENSES 2 copies atty. Mar. 3, 1995 Upon praecipe of plaintiff attorney the above-captioned matter is discontinued of record.

1995

Lindsay, Lutz,
Jackson, Pawk & McKay
Alexander H. Lindsay
Susan S. Jackson

141.

Burns,White & Hickton
Patrick L. Mechas

SHIRLEY ANN WILSON

vs.

RICHARD SHIDEMANTLE, SARAH SHIDEMANTLE, and ROXANNE SHIDEMANTLE, d/b/a PYMATUMING CATTLE SALES and d/b/a MEADVILLE LIVESTOCK AUCTION

filed February 6, 1995
@ 3:54 PM

Tax & entry paid	50.50
User's Fee paid	5.00
aheriffs costs	50.00
Pro. Pd 12/4/97 -	9.00
Pro Co. pd 12-5-97	6.00

COMPLAINT IN CIVIL ACTION
3 copies Sheriff

Mar. 3, 1995, Sheriffs Return filed. SERVED Richard Shidemantle personally on Feb. 28, 1995 at 3:41 p.m. by handing a copy of the complaint to him at the residence R. D. #3, Box 285, Conneaut ville, Crawford County Pa.

Served Sarah Shidemantle on Feb. 28, 1995 at 3:42 p.m. by handing a copy of the complaint to Richard Shidemantle, adult in charge at the residence, R. D. #3, Box 285 Conneautville Crawford County Pa.

Served Roxanne Shidemantle on Feb. 28, 1995 at 3:40 p.m. by handing a copy of the complant to Richard Shidemantle, her authorized Agent, at R. D. #3, Box 285 Conneautville, Crawford County, Pa. Signed acceptance of Service attached.
So answers, Shawn E. Ashbaugh Dep. Sher.
Robert M. Stevens, Sher.

March 20, 1995 Appearance of Burns, White & Hickton by Patrick L. Mechas, Attorney for defendants, filed.

Apr. 28, 1995 Answer and New Matter filed.

May 17, 1995 Plaintiff's Reply To Defendants' New Matter Pursuant To Rule 103 Of The Pennsylvania Rules of Civil Procedure.

Dec. 1, 1995 Notice of Service of Defendants' Interrogatories and Request for Production of Documents Directed to Plaintiff, filed.

Dec. 11, 1996, Certificate of Readiness filed.

ON FEBRUARY 1997 TRIAL LIST

Jan. 9, 1997 Motion for Summary Judgment and Brief in Support filed.

Jan. 9, 1997 Praecipe for Oral Argument filed.

Jan. 9, 1997 Uncontested Motion Certification filed.

Feb. 3, 1997 Order filed. AND NOW, this 31st day of January, 1997, the Court Administrator having been directed by the Court to postpone argument on the above motion for summary judgment in view of recent changes to procedural rules regarding such motions (see, specifically, Pa.R.C.P. 1035.3, effective July 1, 1996, providing that responding parties shallhave 30 days in which to file a response to the motion for summary judgment), argument on said mtoion is hereby continued to the next argument list (March 31, 1997), at a specific time to be scheduled by the Court Administrator after the close of the March argument list. Briefs and/or supplemental briefs shall be filed according to local rules.
FOR THE COURT,
Ann A. Walker, C.A.

1-31-97 distributed by Ct. Adm.

Feb 3, 1997 Notice of Service of Supplemental Requests for Production of Documents and Interrogatory, filed.

Apr. 2, 1997 Order filed. AND NOW, March 31, 1997, the court takes the Defendants' motion for continuance under advisement and will decide that within the next 24 hours.
The Plaintiff's oral motion for a pretrial settlement conference to be held next week is denied without prejudice. Counsel for the Defendants shall determine whether or not a settlement conference would be productive before we decide the matters now before us in this case, as well as another case at 1996-980, would cause the Defendant to not want to participate in a settlement conference.
If the Defendants believe that a settlement conference may be productive, then they and the Plaintiff may file a joint motion setting forth the Defendant's position on the merits of a settlement conference and the Court will schedule a settlement conference. We will not hold a settlement conference at this point when there are matters undecided by the Court, unless the Defendants believe a settlement conference would be productive.
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
4-2-97 Jackson & Mechas

Apr. 4, 1997, MEMORANDUM AND ORDER Filed. ORDER: AND NOW, Apr. 4, 1997, Defendant's Motion for Summary Judgment is denied.
BY THE COURT,
Gordon R. Miller, J.
4/4/97 mialed to Jackson and Mechas.

Apr. 41, 1997 ORDER filed. AND NOW, Apr. 21, 1997 the Defendant's Motion to continue to trial in this case is granted.
(see back-up file for rest of order)
BY THE COURT,
Gordon R. Miller, P.J.
4/4/97 mailed to Jackson and Mechas

May 9, 1997 Notice of Service of Responses to Plaintiffs Request for Admissions filed.

May 15, 1997 Motion for Expedited Trial and Order filed. ORDER: AND NOW, this 14 day of May 1997 it is ehreby ordered that said Motion is Denied. The court schedule will not permit a 4 day trial between now and October.
BY THE COURT,
Gordon R. Miller, J.
5/15/97 faxed to Mechas, Jackson and Petruso

Sept. 4, 1997 Notice of Service of Supplemental Answers to Plaintiff's Second Set of Interrogatories, filed.

Continued Page 508

142

1995

Rodgers, Perfilio,
Heiman & Sewinsky

142.

FIRST NATIONAL BANK OF PENNSYLVANIA formerly known as FIRST NATIONAL BANK OF MERCER COUNTY

vs.

L. A. LORENO REAL ESTATE

Filed February 7, 1995
@ 11:55 AM

Tax & entry paid . . . 9.00
Pltf. on orig. 24.50

AGREEMENT TO REVIVE

OF

AD 1990 - 167

The undersigned hereby agree(s) that the judgment entered on February 12, 1990
to First National Bank of PA
be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Eight Thousand Seven Hundred eight-five and 86/100 costs

Signed and dated this 2 day of Feb. , 1995

Date----- Feb. 7, 1995
Debt----- $8,785.86
L-184

Judgment
Barbara H. King
Prothonotary

143.

2-16-97 Pd Sheriff #10572 22.00

TANYA ANN DENMAN

vs.

LEONARD LLOYD BEERS, II

Filed February 7, 1995
@ 2:58 PM

Tax & entry	Pd. 2/7/97	50.50
User's Fee	Pd. 2/7/97	5.00
Surcharge	Pd. 2/7/97	25.00
Sheriff's Costs	Pd.	22.00
Pro Co.	Pd. 2/7/97	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Fax PSP

Order:

And now, this 7 day of February , 1995 , 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: The plaintiff shall have exclusive custody of theminor child pending further order of court.

3. This Order may be enforced without a warrant 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 or 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 February 17, 1995 , at 2:30 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 COURT,
Anthony J. Vardaro, J

Feb. 13, 1995 Sheriff's Return filed. SERVED Leonard Lloyd Beers, II,personally on February 9, 1995 at 3:42 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Office,Third Floor, Crawford County Courthouse, Meadville,PA.

So answers, Dale A.Collins,Chief Deputy
Robert M.Stevens, Sheriff

Feb. 22, 1995 ORDER filed. AND NOW,February 17, 1995, this matter is before the Court with respect to Plaitniff's Petition for Protection Under the Protection Abuse Act.

The parties appear with counsel and attempt to resolve this matter, but are unsuccessful in doing so.

ACCORDINGLY, this matter is rescheduled for formal hearing before the undersigned on Wednesday, February 22, 1995, at 1 p.m. in Courtroom No. 2 of the Crawford County Courthouse.

The Temporary Order entered on February 7, 1995 shall remain in full force and effect through the time of that hearing.

BY THE COURT,
Anthony J. Vardaro, Judge

2-22-95 Copies dist. to Attys. Sullivan & Hatheway

Feb. 23, 1995 ORDER filed. AND NOW, Feb. 22, 1995 this matter is before the Court at the request of the Plaintiff, who seeks relief under the Protection from Abuse Act.

The parties are represented by counsel and after formal hearing, we find that there is clear abuse within the meaning of the act.

Accordingly, the following order is entered.

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

2. Pending further order of Court in any other proceeding which either party is free to commence, the Plaintiff shall have exclusive custody of the minor child without visitation or temporary physical custody to the Defendant. We make this order in light of clear injuries the child received during this incident.

3. A representative of the Plaintiff may go to the Defendant's home at RD # 1, Box 150-A, Springboro, PA. on Friday, February 24, 1995 at noon to pick up all belongings of the child and any personal items or clothing remaining of the Plaintiff.

4. The Defendant shall be responsible for paying any medical bills incurred either by the Plaintiff or the child Leonard Lloyd Beers III with respect to any injuries incurred on Feb. 6, 1995. The Plaintiff will send any unpaid medical bills resulting from that incident for herself and the child to the Defendant and he will pay those within 30 days of receipt of the same.

5. The firearm which was in the Defendant's possession at the time of this incident is currently in the possession of his sister, and he may not have that firearm in his possession or in his home at any time during the term of this order.

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 Pa. State Police at Meadville and to County Control.

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 and a jail sentence of up to six months.

RECORD CONTINUED ON PAGE 469.....

144

1995

144.

ROSE M. HAMILTON

vs.

CLAYTON D. HAMILTON

Filed February 7, 1995
@

tax & entry Pd 5-1-95 50.50
User's Fee Pd 5-1-95 5.00
Surcharge Pd 5-1-95 25.00
Sheriff's Costs Pd 5-1-95 25.00
Pro Co Pd 5-1-95 90.00

5-2-95 Pd Sheriff #9151 25.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MPD

ORDER:

And now, this 7 day of February , 19 95 , 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: The Plaintiff shall have exclusive possession of the marital home and exclusive custody of the minor child pending 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 or 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 the February 17, 1995 , at 3:45 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,
Anthony J. Vardaro, J

Feb. 8, 1995 Sheriff's Return filed. SERVED Clayton D. Hamilton personally on February 7, 1995 at 3:46 PM by handing a copy of the Protection from Abuse to him at his temporary place of custody in the Crawford County Jail, 360 Center Street, Meadville,Crawford County,PA.
So answers,
Robert M. Stevens,Sheriff

Feb. 22, 1995 ORDER filed. AND NOW, February 17, 1995, this matter is before the Court with respect to the Plaintiff's Petition for Relief Under the Protection From Abuse Act.

The plaintiff appears with counsel and the defendant appears without an attorney. He is advised of his right to counsel and indicates he will proceed without counsel and the parties have reached an agreement with respect to this matter.

ACCORDINGLY, the following Order is entered, without admission of the allegations of the Petition on the part of the defendant.

1. The defendant shall not assault, abuse, harass, threaten, or stalk the plaintiff at any time or any place.

2. The former marital residence at 299 Walker Drive in Meadville shall be the exclusive residence of the plaintiff and the defendant may not go to that residence nor may he go to the Gill Village housing complex at all.

3. The defendant is cautioned that he should not go to that residence nor to the Gill Village housing complex even if he is invited by the plaintiff insofar as any law enforcement officer will presume that he is in violation of this Order if he is at those locations. In the event the parties wish for the defendant to be able to go to the plaintiff's residence or to Gill Village generally, they should seek a modification of this Order prior to the defendant doing so.

4. Full custody of the parties' minor child Robert Lloyd Hamilton shall be with the plaintiff, with visitation or periods of temporary physical custody to the defendant to be mutually agreed upon. This Order is without prejudice to either party to file an appropriate custody action.

5. The defendant shall be responsible for the payment of any medical bills incurred by the plaintiff on or about Feb. 7, 1995. The plaintiff shall send such bills to the defendant and he shall pay them within 30 days of receipt of the same.

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 Meadville City Police Department and to County Control.

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 and a jail sentence of up to six (6) months.

9. The defendant shall pay court costs in this matter to the Prothonotary of Crawford Co. on the First Floor of the Crawford co. Courthouse within 90 days of the date of this Order. Those costs are $114.50.

10. This Order shall remain in full force and effect through Feb. 16, 1996.

11. In light of the fact that the defendant is not represented by counsel, the Prothonotary shall send him a copy of this Order by Regular Mail to P.O. Box 253, Austin, PA., 16720.

BY THE COURT,
Anthony J. Vardaro, J.

Feb. 22, 1995 Order FAXED MCPD, Co. Control; distributed to Atty. Sullivan,mailed to Deft w/Bill.

145.

2-10-95 Rec'd from left Sheriff's Costs 32.00
2-13-95 Pd Sheriff # 5892 32.00

JANET KELLY

vs.

STEVEN KELLY

Filed February 7, 1995
@ 3:45 PM

Tax & entry Pd. 2/10/95 50.50
User's Fee Pd. 2-10-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd. 32.00
Discontu Pd. 2/10/95 5.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MPD

Order:

And now, this 7th day of February , 1995 , 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 will not contact plaintiff or Wendy in any way. He shall not go to her residence.

3. This Order may be enforced without a warrant 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 or 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 Feb. 17, 1995 , at 11:30 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 COURT,
Gordon R. Miller, J

Feb. 8, 1995 Sheriff's Return filed. SERVED Steven Kelly personally on February 8, 1995 at 9:45 AMbyhanding a copy of the Protection from Abuse to himat his place of residence, 603 Arch Street, Meadville, Crawford County, PA.

So answers,

Shawn E. Ashbaugh, Deputy Sheriff
Scott D. Young, Deputy Sheriff
Robert M.Stevens, Sheriff

Feb. 13, 1995 MOTION TO VACATE PROTECTION FROM ABUSE ORDER AND ORDER Filed. AND NOW, this 10th day of February, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of February 7, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to Original Police Dept. and to County Control.

Any provisions of the Protectionfrom Abuse Order of February 7, 1995 assessing court costs shall remain in full force andeffect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R.Miller, J.

2-14-95 Faxed to MCPD & Co. Control

146

1995

Barrett & Dratler Bruce A. Barrett	LONNI D. CLARK and DONNA J. CLARK, his wife	COMPLAINT IN CIVIL ACTION 1 copy atty.
146.	vs.	Mar. 2, 1995, Answer, New Matter and Counterclaim filed. Mar. 2, 1995, Notice of Intent to Complete Discovery filed. Mlay 16, 1995 Certificate of Readiness, filed. ON OCTOBER 1995 CIVIL TRIAL LIST.
	MICHAEL MARUSKA, JR. and KATHLEEN ANN MARUSKA, his wife	Dec. 8, 1995, Upon praecipe of plaintiff attorney, the above captioned action is marked discontinued of record.
	Filed February 8, 1995 @ 8:44 AM Tax & entry paid 50.50 User's Fee paid 5.00 Pro Pd. 12/12/95 5.00	

1995

John P. Gagliotti

147.

ANGEL ZILHAVER

vs.

ALTON C. ZILHAVER

Filed February 8, 1995
@ 11:13 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 6-9-95	9.00

COMPLAINT IN DIVORCE
2 copies atty.

June 8, 1995 VERIFICATION OF SERVICE, filed. I, John P. Gagliotti, Esquire, attorney for the Plaintiff in the above-captioned action, verify that I mailed on Feb. 8, 1995, a certified copy of a Complaint in Divorce under Section 3301(c) and/or 3301(d) of the Divorce Code to Alton C. Zilhaver, at R.D. #3, Box 14, Cambirdge Springs, Pa. 16403, by Certified Mail, Return Receipt Requested, No. Z-410-909-142' and tha ton Feb. 14, 1995, he received same as evidence dby the attache d signature card.

June 8, 1995 Affidavit of Consent of Plaintiff, filed.

June 8, 1995 Affidavit of Consent of Defendant, filed.

June 8, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

AND NOW, June 13, 1995, it is hereby ordered and decreed that ANGEL ZILHAVER, Plaintiff, and ALTON C. ZILHAVER, 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.

148

1995

Carney & Good
Bradley K. Enterline

~~Dunlavey, Ward & Pagliari~~
~~Robert C. Ward~~

148.

JEANNE HATHAWAY

vs.

JOSEPH BARNHART and
ALTOMARE AND BARNHART

Filed February 8, 1995
@ 1:12 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	51.00

WRIT OF SUMMONS
Issued Sheriff

Mar. 10, 1995 Writ Reissued.

Mar. 17, 1995 Writ Return filed. SERVED Joseph Barnhart personally on March 15, 1995 at 1:33 pM by handing a copy of the Summons to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
SERVED Altomare and Barnhart onMarch 15, 1995 at 1:32 PM by handing a copy of the Summons to Joseph Barnhart, partner, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

March 20, 1995 Appearance of Carney & Good By Bradley K. Enterline, Esquire on behalf of plaintiff, filed.

March 20, 1995 Upon praecipe of Robert C. Ward, Esquire appearance on behalf of plaintiff withdrawn, filed.

Dunlavey, Ward & Pagliari
Robert C. Ward

149.

MARY GUSTAFSON

vs.

JOSEPH BARNHART and
ALTOMARE AND BARNHART

Filed February 8, 1995
@ 1:12 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	51.00
Pro Co pd 5-9-95	9.00
Pro.Co. pd 3/25/96	5.00
Pro.Co. pd 3/29/96	1.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued Sheriff

Feb. 28, 1995 Notice of Service of Interrogatories and Requests for Production of Documents filed.

Mar. 10, 1995 Writ Reissued.

Mar. 15, 1995 Complaint, filed. (1 copy atty)

Mar. 17, 1995 Writ Return filed. SERVED Joseph Barnhart personally on March 15, 1995 at 1:31 PM by handing him a copy of the summonsin the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
SERVED Altomare and Barnhart onMarch 15, 1995 at 1:30 PM by handing a copy of the Summons to Joseph Barnhart, partner, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

May 4, 1995 And now, upon praecipe of plaintiff attorney judgment is hereby entered in favor of Plaintiff and agaisnt Defendants, for failure to pleas to the Complaint in this action within the required time.
Entered 5-4-95 JUDGMENT
B - 94, 181 Barbara H. King, Pro.

May 15, 1995 Notice of Taking Deposition Upon Oral Examination of Joseph Barnhart, filed.

Sept. 15, 1995, Notice of Discovery Completion filed.

Nov 17, 1995 Certificate of Readiness, filed.

ON TRIAL LIST FOR February 1996

Jan. 5, 1996 Notice of Service filed. AND NOW, this 4th day of January, 1996, the undersignedc hereby certifies that an original and two copies of ther foregoing Requests for Admission were served upon all interested parties and/or counsel of record by Certified Mail, Return Receipt Requested, addressed as follows: Joseph Barnhart, 213 East Main Street, Titusville, PA 16354

Jan 30, 1996 Pre-Trial Narrative, filed.

Jan 31, 1996 Requests For Admissions, filed.

Feb 9, 1996 Stipulation and Order, filed. AND NOW, this 9 day of February, 1996 upon stipulation submitted by the parties, it is ordered as follows:
1. The return of service of the Sheriff of Crawford County with respect to service upon the partnership Defendant Altomare and Barnhart, is bereby stricken.
2. Judgment heretofore entered in the above-captioned matter on May 4, 1995 by default against both Defendants is hereby vacated in its entirety, and the Prothonotary is directed to strike same from the judgment index.
3. Judgment is hereby entered in favor of Plaintiff Mary Gustafson and against the Defendant Joseph Barnhart in the aggregate amount of $100,000.00
B - 94 Debt: $100,000.00
JUDGMENT
Barbara H. King, Pro.
Feb 9, 1996 Faxed Altomare, mailed Ward & Barnhart

Feb. 14, 1996, Amended Complaint filed. (JURY OF TWELVE DEMANDED)

Feb. 20, 1996 Certificate of Service of Supplemental Interrogatories and Requests for Production of Documents Directed to Defendants filed.

Feb. 20, 1996 Preliminary Objections filed.

Mar. 22, 1996 Upon Praecipe of Robert C. Ward, Esquire, Attorney for Plaintiff, the above-captioned record is marked settled and discontinued as against Altomare and Barnhart.

May 31, 1996 Praecipe to Place Defendant's Preliminary Objections on the Next Availabe Argument List filed.

July 31, 1996 Certificate of Service of Notice of Taking Deposition Upon Oral Examination filed.

July 31, 1996 Notice of Taking Deposition Upon Oral Examination of Joseph Barnhart filed.

Oct 11, 1996 ORDER: AND NOW, Oct 10, 1996, we note that on this day we have issued a Memorandum and Order at a related case at A.D. 19976-197 with regard to preliminary objections of the defendant Joseph Altomare in that case.
In doing so, we have discovered that, in fact, it was this case in which a praecipe was filed to list the preliminary objections pending in this case and the Argument Court schedule for July 29,1996, indicated that it was the preliminary objections in this case that were to be argued.
Unfortunately, both counsel filed briefs in the case at A.D. 1996-197 which is the case we have decided and in actuality praecipe was never filed to list that case for argument.
ACCORDINGLY, since the preliminary objections have already been argued in the case at A.D. 1996-197 and a Memorandum and Order has been issued, we will direct the Court Administrator to now list the preliminary objections in this case for argument at the nezt available Argument List and the parties shall file briefs in accordance with the local rules. Anthony J. Vardardaro
10-11-96 mailed Ward & Altomare, dist Ct Adm by Ct.

Cont to Pg. 500B

150

1995

Wayne H. Hundertmark

150.

Thomas, Truax, Spadafore, Walker & Keenan
R.Charles Thomas

STEVEN R. MALONE

vs.

CHRISTOPHER DEVORE

Filed February 8, 1995
@ 3:34 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	32.00
Pro.Co. pd 7/7/95	6.00

WRIT OF SUMMONS
Issued Sheriff

February 14, 1995, Sheriff's Return filed. Served Christopher DeVore personally on February 13, 1995 at 8:30 AM by handing him a copy of the summons in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. So answers,

Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 27, 1995 Appearance of Thomas, Truax, Spadafore, Walker & Keenan by R. Charles Thomas, Esquire, for Christopher DeVore, Plaintiff, filed.

Jul. 7, 1995 Upon Praecipe of Wayne H. Hundertmark, Esquire, Attorney for Plaintiff, the above-captioned matter discontinued and satisfied of reocrd.

1995

Northwest Legal Serv.
Gerald Sullivan

151.

2-13-95 Rec'd from dft $22.00

2-17-95 Pd Sheriff 52 cts. #8911

SUSAN BALSBAUGH

vs.

MIKE CALLAHAN

Filed February 8, 1995
@ 3:55 PM

Tax & entry Pd. 2/13/95 50.50
User's Fee Pd. 5.00
Surcharge 25.00

Sheriff's Costs Pd. $22.00
Pro. Co Pd. 2/13/95 $9.00
Pro. Co. Pd. 3/29/95 $5.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MPD

Order:

And now, this 8 day of February , 1995 , 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:
3. This Order may be enforced without a warrant 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 or 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 February 13, 1995, at 3 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 COURT,
Anthony J. Vardaro, J

Feb. 10, 1995 SSheriff's Return filed. SERVED Mike Callahan personally on February 8, 1995 at 4:30 PM at Sheriff's Office, Crawford County Courthouse, Meadville, PA 16335
So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Robert M.Stevens,Sheriff

Feb. 16, 1995 ORDER filed. AND NOW,February 13, 1995,the parties appeared in open court, were advised as to the nature of these proceedings, and understood it. They agreed toa settlement of this this matter without an admission of fault, and based upon said agreement, it is ORDERED as follows:

1. The Defendant shall not assault, abuse,harass, threaten or stalk the Plaintiff.
2. The Defendant shall not go to the Plaintiff's residence or place of employment.
3. Possession of the mobile home at Box 4060, Guys Mills,Pennsylvania,shall be with the Defendant, as he is the owner of that mobile home,and the Plaintiff shall not go to that mobile home or live there.
4. The Plaintiff shall notify the Defendant of the date and time when she will be going tohis mobile home topick up her personal belongings and the belongings of her daughter. That notice shall be given at least twenty-four (24) hours in advance so that the Defendant may be prepared with witnesses or other help during that event.
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 by the Prothonotary to County Control and Pennsylvania State Police at Meadville, as well as to the Defendant at Box 4060, R.D.#2, Guys Mills,Pennsylvania, 16327.
7. This Order shall remain in full force and effect for one (1) year from this date unless modified or terminated byffurther Court Order.
8. The Defendant shall pay record court costs in the amount of $86.50 forthwith.
9. The Defendant is reminded that this is an Order of Court and violation of this Order maybe punishable bya 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, P. J.

2-17-95 Faxed Pa.SPD &Co. Control. 2-17-95 Mailed Pltf 7 Given Atty.Sullivan

Mar. 30, 1995 Motion toVacate Protection from Abuse Order and ORDER filed. AND NOW, this 29th day of March, 1995 upon receipt and review of the plaintiff's motion tovacate and terminate the Protection from Abuse Order of 2-13-95, said motion is granted and the Protectionffrom Abuse Order is hereby vacated and terminated.
A true and correct copy of this Order shall be delivered by the Prothonotary to Pa. State Police and to County Control.
Any provisions of the Protection from Abuse Order of 2-13-95 assessing court costs shall remain in full force and effect without change or modificationand the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R.Miller,J.

3-30-95 Faxed Pa.SPD &Co. Control. 4-5-95 copy to Atty.Sullivan, Pltf & Deft.

1995

Leven, Surloff, Smith
& Cohen
John G. Shorall, II
Robert B. Smith

152.

Knox, McLaughlin,
Gornall & Sennett
Sue A. Beck
Sadsbury Township

Richard L. McMillan
for Crawford County

BUD A. REEHER

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
CRAWFORD COUNTY and
SADSBURY TOWNSHIP

Filed February 9, 1995
@ 10:28 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	105.00
Pro Co pd 10-9-96	5.00

WRIT OF SUMMONS
Issued Sheriff

Mar. 8, 1995 Writ Return filed. AND NOW, February 14, 1995 at 1:07 P.M. served the within summons upon attorney General by personally handing to Gail Gastrock, Sec'y and person in chrage at time of service a true attested copy of the original summons and making known to her the contents thereof at 16th Floor, Strawberry Square, Harrisburg, Dauphon County, Penna.
And now, February 14, 1995 at 1:25 PM served the within Summons upon Department of Transportation by personally handing to Marian Vanhorn, Sec'y and personin charge at time of service a true attested copy of original summons and making known to her the contents at 909 Green St., Harrisburg, Daupon County, Penna.
So answers, William H. Livingston
SERVED the Commonwealth of Pennsylvania Department of Transportation by deputizing the Sheriff of Dauphon County, PA, as per his Affidavit of Service attached. Served onFebruary 14, 1995.
SERVED the Attorney General by deputizing theSheriff of Dauphin County, PA, as per his Affidavit of Service attached. Sreved on February 14, 1995.
SERVED Crawford County on February 9, 1995 at 2:16 PM by handing a copy of the Summons to William Harry, Chief Clerk of Crawford County, in the Sheriff's Office, ThirdFloor, Crawford County Courthouse, Meadville, PA.
SERVED Sadsbury Township on February 10, 1995 at 9:50 AM by handing a copy of theSummons to Linda Boyd, Secretary, at the Municipal Building, R.D. #2, Box 1021A, Conneaut Lake, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. sTevens, Sheriff

March 17, 1995 Appearance of Brian H. Baxter, Deputy Attorney General on behalf of defendant, filed.

March 17, 1995 Rule to File a Complaint filed.

Mar. 29, 1995 Appearance of Knox, McLaughlin, Gornall & Sennett by Sue A. Beck for Sadsbury Township filed.

May 10, 1995 Notice of Service of Request for Admissions Directed to Defendant Commonwealth of Pennsylvania Department of Transportation, filed.

May 10, 1995 Notice of Service of Request for Admissions Directed to Defendant, Sadsbury Township, filed.

May 10, 1995 Notice of Service of Request For Admissions Directed to Plaintiff, filed.

May 10, 1995 Appearance of Law Office of Daniel F. Lacava by Richard L. McMillan, Esquire, for Crawford County.

May 10, 1995 Praecipe for Rule to File Complaint, filed.
(issued atty)

May 19, 1995, Certificate of Service of Rule to File Complaint filed.

May 25, 1995 Responses To Requests For Admissions of Crawford County, filed.

Sept 19, 1995 Stipulation of Counsel for Dismissal of Crawford County as party to the above-captioned law suit filed.

Jan. 30,1996 Stipulation of Counsel filed.

Jan. 30, 1996 Order on Stipulation of Counsel and ORDER filed. AND NOW, this 30 day of January,1996, it is hereby ORDERED,JUDGED AND DECREED, that Sadsbury Township is dismissed with prejudice fromall claims against Sadsbury Township arising out of the accident alleged by plaintiff to have occurred on February16,1993 or any claims for joint liability, contribution,indemnity or cross-claims whatsoever related to said lawsuit.

Anthony J.Vardaro,J.

1-30-96 Faxed Shorall, Baxter,Beck & McMillan

Feb 2, 1996 Notice of deposition of Trooper Donald Ott, filed.

Oct 3, 1996 Upon praecipe of plaintiff attorney the above captioned action is settled and discontinued of record.

1995

Douglas & Joseph
James E. Douglas

153.

Emil Spadafore

HEADACHE CENTER NEUROLOGY INSTITUTE

vs.

STATE FARM MUTUAL INSURANCE COMPANY

Filed February 9, 1995
@ 11:56 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff Costs	28.00
Discont. pd 4/3/97	5.00
Pro Co pd 5-13-97	1.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Feb. 13, 1995 Sheriff's Return filed. SERVED State Farm Mutual Insurance Company on February 13, 1995 at 10:10 AM by handing a copy of the Complaint to Patty Arrigan, Receptionist at the business, R.D. $3, Box 3, Meadville, Crawford County, PA.
So answers, Dale Al Collins, Chief Deputy
Robert M. Stevens, Sheriff

Mar. 10, 1995 Appearance of Thomas Truax, Spadafore, Walker & Keenan by Emil M. Spadafore, Jr., for Defendant filed.

Mar. 10, 1995 Preliminary Objections filed.

Apr. 20, 1995, Upon praecipe of plaintiff attorney, Preliminary Objections placed on next argument list.

ON ARGUMENT LIST FOR MAY 1995

Sep. 19,1995 Memorandum and Order filed. ORDER. AND NOW, September 18, 1995, theDefendant's preliminary objections in the nature of a demurrer to Counts II, III and IV are sustained and withrespect to the preliminary objection to Count I, the Plaintiff is directed tofile an amended complaint within 20 days from the date of this order which shall state each cause of action in a separate count and plead only one material allegation within each paragraph.

BY THE COURT:
Anthony J.Vardaro,J.

Oct.12, 1995, Amended COmplaint filed.

Nov. 3, 1995, Answer to Complaint filed. (1 copy -atty)

Dec 11, 1995 Verification to Answer to Complaint, filed.

Mar. 24, 1997 Praecipe for Discontinuance filed. Please mark the above-captioned matter settled and Discontued

Respectfully submitted,
By: James E. Douglas
Attorney for Plaintiff

154

1995

D'Ippolito & Paladin
Lawrence G. Paladin,

154.

ESTHER BENNINGER

vs.

ELLEN JAMISON BENEK

Filed February 9, 1995
@ 11:56 Am

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	27.00
sheriffs costs	98.20
Pro Co pd 5-11-95	6.00
Sheriff's Costs	20.40

COMPLAINT IN CIVIL ACTION
1 copy atty.

Feb. 28, 1995 Sheriff's Return filed. And Now 23Feb95, the within Notice To Defend-Complaint in Civil Action-Verification to have been served upon the within named defendant Ellen Jamison Benek are returned NOT SERVED. The said Defendant lives on Beggs Rd., this is Mercer County per Sheriff's Deputy James H. Marshall
So answers, Gene Price, Sheriff
NOT FOUND as to Defendant Ellen Jamison Benek. Attempted service by deputizing the Sheriff of Venango County, PA; they indicated Defendant is not in Venango County, PA. but resides on Beggs Road in Mercer County, PA. Their Affidavit is attached.
So answers, Robert M. Stevens, Sheriff

March 13, 1995 Complaint Reinstated filed.

April 18, 1995, Served Ellen JAMISON Benek, at Biggs Rd. Polk, Pa. 16342, on 4/3/95 at 1:40 p.m. Mark D. Fisher
so answers, William H. Romine, Jr.

SERVED Ellen Jamison Benek by deputizing the sheriff of Mercer County, pa. as per his affidavit of service attached. Served on Apr. 3, 1995 at Bigg Rd., Polk, Mercer County, pa.
So answers, Robert M. Stevens, Sher.

May 9, 1995 Upon praecipe of plaintiff attorney the above matter is settled and discontinued of record

1995

Thorp, Reed & Armstrong
Maureen P. Kelly

vs.

155.
Picadio McCall Kane & Norton
Marc Morley Kane

JOHN E. BUSER and WILLIAM R. MUIRHEAD

HOLMBERG-LEN and ASSOCIATES, INC.

filed February 9, 1995
@ 1:36 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Arb. paid 5/22/95 15.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Mar. 24, 1995 Sheriff's Return filed. SERVED the within Comp. on Mar. 1, 1995, at 11 am, upon HolmbergOLen & Assoc. at above by handing to Kathy Collegre a true and correct copy thereof and made known to her the contents therein.
D. Clark, Sheriff
I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Complaint according to law.
Robert M. Stevens, Sheriff

May 5, 1995 Answer and New Matter, filed.

May 18, 1995, Upon praecipe of plaintiff attorneys, for appointment of arbitrators, the following arbitrators are appointed:
Emil Spadafore, Ch.
William F. Peters
Mark D. Prather

Jun. 2, 1995 Arbitrators take Qualifying Oath.
6-2-95 Faxed to Attys. Kelly & Kane

Jun. 7, 1995 Reply to New Matter, filed.

April 29, 1996, Notice of Arbitration Hearing filed.

June 21, 1996 Notice to Attend to John E. Buser filed on belhalf of Defandant filed.

June 21, 1996 Notice to Attend to William R. Muirhead by Ddefandants filed.

Nov. 13, 1996 Motion to Enforce Settlement by Plaintiffs filed.

Nov. 13, 1996 Order filed. AND NOW, November 6, 1996, after receipt and review of the plaintiff's Motion to Enforce Settlement it is ordered as follows:

1. Even though the plaintiffs have not filed a petition the Court will consider their motion a petition motion a petition if an appropriate verification is filed of record within seven (7) days from this date, and a copy served upon counsel for the defendant.
2. This matter shall proceed pursuant to Rule 206 et seq. of the Pennsylvania Rules of Civil Procedure.
3. A rule is issued upon the defendant to show cause why the plaintiffs are not entitled to the relief requested.
4. The defendant shall file an answer to the petition within twenty (20) days of this date
5. The petition shall be decided pursuant to Pa. R.C.P. 206.7.
6. Depositions shall be completed within 45 days of this date.
7. Argument on said petition shall be held on the 28th day of January, 1997 at 10:30 o'clock a.m. in courtroom No. 1 of the Crawford County courthouse.
8. Notice of the entry of this order shall be provided to the defendant by counsel for the plaintiffs.

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

11-13-96 FAXED Kane & Kelley

Jan 6, 1997 Motion To Enforce Settlement and Consented To Order and Order: AND NOW, to-wit, this 2nd day of January, 1997, it is hereby ordered that plaintiffs' Motion to Enforce Settlement is granted. Defendant Holmberg-Len and Associates, Inc. is hereby directed to provide plaintiffs with a cahier's check in the amount of $2,500.00 within thirty (30) days of the date of this Order. If payment is not made within the thirty day perido, plaintiffs shall have the right to seek further court sanction and shall have the right to apply to this Court for attorneys fees against defendant. Gordon R. Miller, P.J.
Jan 7, 1997 faxed counsel

156

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

156.

Feb. 9, 1995 $150.00
deposited by Plaintiff

3-16-95 pd pltf
Med Refund #901891 $0
3-16-95 pd med
fee #9017 50$

KELLEY S. HEISTER

vs.

JAMES H. HODSON, III

Filed FEbruary 9, 1995
@ 3:38 PM

Tax & entry paid 50.50 2/13/95
User's Fee paid 5.00

~~Kathleen Nelson, Mediator~~

John Spataro, Mediator
Pro Co Pd 5-8-95 9 00

COMPLAINT FOR CUSTODY

February 09, 1995, Complaint in custody and Notice and Order to Appear Filed. You, James H. Hodson, Defendant,have been sued in court to obtain custody of Christopher J. Hodson.

You are ordered to appear in person for a child mediation conference at the Crawford County Court House in Meadville, Pennsylvania 16335 before, Kathleen Nelson, 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.

Court Administrator
Crawford County Courthouse
Meadville, PA 16335 (814)336-1151
BY THE COURT:
Gordon R. Miller, J.

Feb. 24, 1995 Motion to Withdraw From Appointment as Child Custody Mediator and ORDER filed. AND NOW, this 23rd day of February, 1995, Kathleen R. Nelson, Shall be permitted to withdraw as Child Custody Mediator. John Spataro, Esq., is hereby appointed as Mediator.

BY THE COURT:
Anthony J.Vardaro, J.

2-27-95 Faxed Attys.Hatheway,Nelson & Spataro

Mar. 8, 1995 Stipulation and Consent Custody Order filed. AND NOW, this 8 day of March, 1995, upon stipulation of the aprties to this action, the following Order is hereby entered:

1. The parties shall share legal and physical custody of the subject minor child, Christopher J. Hodson, with each parent entitled to full access to medical records, educational records, and other important records and each parent shall be entitled to take part in important decisions affecting the child including those decisions involving the child's education, medical treatment and religious instruction.

2. Primary physical custody of the subject minor child, Christopher J. Hodson, shall be with his mother, subject to periods of partial custody with the child's father as follows:

a. Father shall have parital custody of the subject minor child on alternating weekends from 10:30 a.m. on Saturday until 8:00 p.m. on Sunday. Father's alternate weekend shall commence with the weekend beginning on Saturday, March 18, 1995.

3. The parties hereto agree to share custody of the subject minor child on the child's birthday, Thanksgiving and Easter. Arrangements for Father's visitation privileges withthe child shall be worked-out between the parties. Mother shall have custody of the child on Christmas Eve and Father shall have custody of the child on Christmas Day, with visitation beginning at 10:30 a.m. and least until 6:00 p.m.

Furthermore, the parties hereby agree that the minor child shall be in the custody of Mother on Mother's Day and with Father on Father's Day with the hours to be mutually agreed upon by the parties.

4. Father agrees to pick the child up from the Mother's residence and then to transport the child back to the Mother's residence at the end of his visitation period. In other words, Father is in charge of all transportation.

5. Any party transporting the child shall make sure that seat belts or other restraints are used in accordance with the law of Pennsylvania.

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 child. Neither party shall smoke tobacco nor permit others to do so in a closed automobile in whichthe child is being transported or in the home in which the child is staying.

7. Each party shall teach the minor child to give to the other party that love and respect which is due a parent form his or her child. Furthermore, 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 the child's estimation. Each party shall trat the other in a polite and respectful manner when in the child's present and each party shall instruct his or her relaives and friends to likewise and not to disparage the other party in the child's estimation.

8. Shoud 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 compels 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.

9. 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

Mar. 8, 1995 Faxed Hatheway

Mar. 15, 1995 Order filed. AND NOW, this 14th day of March, 1995, it appearing to the Court that the parties to this matter have reached agreement with respect to the custody and visitation of the minor child, Christopher J. Hodson, this Court's Order of february 23, 1995 appointing John F. Spataro as the Child Custody Mediator is hereby vacated. The Prothonotary is directed to pay to Attorney John F. Spataro, the sum of $50.00 in consideration of the costs incurred in scheduling a mediation conference and corresponding with the parties, as well establishing a file and preparing this Order. The balance of the deposit paid by the Plaintiff shall be applied to filing fees, with the remaining funds to be refunded to the Plaintiff.

BY THE COURT,
Gordon R. Miller, J

Mar. 16, 1995 Faxed Hatheway & Spataro

1995

Halliday & Halliday
Michael Halliday

157.

Marianne C. Mnich

Culbertson, Weiss,
Schetroma & Schug
E. Max Weiss

WILLIAM P. TAYLOR AND LUELLA RICHARDS TAYLOR, husband and wife, and TAMMY S. RICHARDS

vs.

ROY C. ISLES

Filed February 10, 1995
@ 8:40 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	47.00
Pro Co pd 7/26/96	6.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy atty.

Feb. 24, 1995 Appearance of Marianne C. Mnich, Esquire for Defendant Roy C. Isles, filed.

Feb. 24, 1995 Answer and New Matter, filed.

Feb. 28, 1995 Sheriff's Return filed. SERVED Roy C. Isles by deputizing the Sheriff of Mercer county, PA, a sper his Affidavit of Service attached. Served onFebruary 15, 1995 at his residence, 345 Pine Lane, Mercer, PA 16137. Served Marian Isle, Wife.
So answers, Robert M. Stevens, Sheriff

Mar. 22, 1995 Reply To New Matter filed.

Jan. 9, 1996 Certificate of Service of Answers to Interrogatories and Responses to Request for Production of Documents filed.

Jan. 9, 1996 Appearance of Culbertson, Weiss, Schetroma & Schug by E. Max Weiss for Defendant filed.

Jan. 22, 1996 Appearance of Culbertson, Weiss, Schetroma and Schug by E. Max Weiss, Attorney on behalf of defendant filed.

July 24, 1996 Upon praecipe of the above entitled action is marked settled and discontinued of record.

158

1995

Emil M. Spadafore

158.

ROBERT MUSHRUSH

vs.

JOSEPH HOEGERL

Filed February 10, 1995
@ 10:20 AM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co pd 6-2-95	9.00
Cert pd 9-1-95	2.00
Satisfaction paid (2/14/00)	7.50

APPEAL OF PLAINTIFF FROM DECISION OF
DISTRICT JUSTICE WILLIAM CHISHOLM

Feb. 14, 1995 Proof of Service filed.

Feb. 27, 1995 Notice. You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney, and filing in writing withthe Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint, or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.
YOU SEHOULD TAKE THIS PAPER TO YOUR LALWYER AT ONCE. IF YOU DONOT 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 336-1151, ext. 298

June 2, 1995 And Now, upon praecipe of plaintiff attorney Judgment is entered against Joseph Hoegerl in the amount of Two Thousand Three Hundred Eighty-three and 92/100 plus costs.
Entered 6-2-95 Debt: $2,383.92 plus costs
H - 94 JUDGMENT
Barbara H. King, Pro.

AS OF FEBRUARY 14, 2000, ANY FILINGS INVOLVING THIS CASE MAY BE FOUND ON THE COMPUTER.

1995

159.

ANITA KULIG

vs.

RICHARD KORT

Filed February 10, 1995
@ 10:58 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	20.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 10 day of February , 1995 , 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: The Plaintiff shall have exclusive possession of RR #1 Box 127 A Kiefer Rd., Springboro, PA and sole custody of children pending further order of court.
3. This Order may be enforced without a warrant 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 or 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 February 17, 1995 , at 11:00 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 COURT,
Anthony J. Vardaro, J

Feb. 13, 1995 Sheriff's Return filed. SERVED Richard Kort on February 12, 1995 at 2:30 AM. He was served by the Pennsylvania State Police by an unknown officer at an unknown location. This information received from the Greenhouse, where Plaintiff was staying.
So answers, Robert M.Stevens,Sheriff

Feb. 22, 1995 Order filed. AND NOW, February 17, 1995 after formal hearing, where both parties were represented by counsel, the parties obviously had physical touching, pushing and shoving with each other over car keys, but the Court is not saitisfied by the preponderance of the evidence that the conduct of the Defendant either caused bodily injury or was an attempt to cause bodily injury, nor is the Court satisifed by the fair weight of the evidence that the Dfendant placed the Plaintiff in reasonable fear of imminent serious bodily injury, as all of those terms are defined for PFA purposes. Accordingly, the petition is DISMISSED. The Prothonotary is ordered and directed to furnish a copy of this order to the Pennsylvania State Police at Meadville and to County Control.
In view of the financial circumstances of the parties, costs are waived and shall be paid by Crawford County.

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

Feb. 22, 1995 Faxed PSP & Co. Control, dist. to Sullivan & Barrett

1995

Thomas, Truax,
Spadafore, Walker
& Keenan
R. Charles Thomas

160.

DEBRA D. SMOCK

vs.

JAMES R. PAYNE, JR.

Filed February 10, 1995
@ 3:29 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR CUSTODY
1 copy atty.

February 14, 1995 ORDER FILED. AND NOW, February 10, 1995, the parties in this action are before the Court with respect to a related ProtectionFrom Abuse matter at A.D. 1995 - 90. They have worked out a stipulated agreement with respect to this custody proceeding,and accordingly, based on that stipulation with the parties present in court with their counsel, we enter the following Order:

1. Legal custody of the minor child, James R. Payne,III, shall be shared between the parties, which means that the parties shall have access to any records related to the minor child, and shall notify one another with respect to any emergencies or major occurrences in the life of the child when that child is in the custody of either party.

2. Primary physical custody of the minor child shall be with the Plaintiff/Mother.

3. The Defendant/Father shall have temporary physical custody of the minor child in the following manner:

A. In 1995, he shall be entitled to four (4) weeks of temporary physical custody with the minor child with no one period of temporary custody to exceed forteen (14) consecutive days.

B. In 1996, the Defendant shall have five (5) weeks of temporary physical custody with the minor child, again with no period of temporary physical custody to exceed forteen (14) consecutive days.

C. In 1997, the Defendant shall have six (6) weeks of temporary physical custody with the minor child with no one period of temporary physical custody to exceed fourteen (14) consecutive days.

Thereafter,each year beginning in 1998, the period of temporary physical custody with the Defendant shall increase by one (1) week up to a maximum of twelve (12) weeks,and throughout each year the provision that the periods of temporary physical custody shall not exceed fourteen(14) consecutive days shall apply.

4. In addition to the periods of temporary physical custody indicated above, if the Defendant chooses to come to the Commonwealth of Pennsylvania to visit the child for a weekend, he may do so, provided he gives the Plaintiff at least one (1) week's notice. Each year for the first two (2) weekends that he does so, they shall not count against his total periods of otherwise temporary physical custody as indicated above, but after two (2) weekends, they shall count against the total amount of the period of temporary physical custody indicated above.

5. In addition to the periods of temporary physical custody indicated above each year, the Defendant may come to Pennsylvania and spend up to a week at a time with the child provided he gives the Plaintiff two (2) weeks notice of his intention to do so, and if he does so, that week or weeks will count against the number of weeks indicatated above; i.e. in 1995,it would count against his four weeks.

6. When periods of temporary physical custody with the Defendant are to take place in the State of Missouri, the exchanges of the child both when the child is brought to the father and when hi is returned to the mother, shall occur in Indianapolis, Indiana, in the parking lot of the Hyatt Regency Hotel or such othr place that the parties may agree upon from time to time.

7. Prior to exercising his periods of temporary physical custody for 1995 and 1996, the Defendant shall at least one (1) week prior to the beginning of the first visitation,provide to the Plaintiff results of the urine test evidencing that he has not tested positive for the use of a controlled substance, other than a prescription drug.

8. With respect to the periods of temporary physical custody contemplated as part of the weekly amounts of temporary physical custody allotted each year to the Defendant; i.e., in 1995, the four-week period, the Defendant shall provide at leasttwo (2) weeks notice of his intention to exercise each period of such temporary physical custody during the year to the Plaintiff.

9. With respect to weekends for the purpose of this Order, when the Defendant wishes to have the child in his custody in Pennsylvania, a weekend shall begin on Friday at 6:00 p.m. and end on Sunday at 6:00 p.m.

10. Holidays for the purpose of this Order shall be the child's birthday, Thanksgiving, Christmas, and Easter. With respect to holidays, the Defendant in order to have a holiday will have to exercise one of his periods of visitation as indicated above, and he may not have more than one (1) holiday in a row, nor shall he have the same holiday in two consecutive years.

11. For the purposes of this Order, a week is defined as seven (7) days. For example, if the child is placed in the Defendant's custody on Sunday at 6"00 p.m., he would be returned the following Sunday at 6:00 p.m.

12. When the child is in the Plaintiff's custody, the Defendant may call to talk to the child once a day for a period of up to ten (10) minutes. During that period of time, the Plaintiff shall be sure that the Defendant has an opportunity to talk to the child uninterrupted, and the Defendant shall not in any way harass or threaten the Plaintiff during such phone calls. Other than for this purpose, the only other time the Defendant shall call the Plaintiff is to talk about arrangements for the child or if it is necessary, to inquire about any problems the child is having or if the child has any problems while in the custody of the Defendant, it shall be appropriate to call the Plaintiff.

13. The Defendant has traveled from the State of Missouri, and will be present in Pennsylvania until the morning of February 13, 1995. He shall be entitled to the following periods of temporary physical custody with the child during this weekend, and he shall establish a hotel or motel residence in Meadville, Pennsylvania, and notify the Plaintiff with respect to the room number and telephone number of that hotel or motel. Those periods of temporary physical custody shall be:

(1) On Friday, February 10, 1995, he shall be entitled to take the child to the Body Firm with the Plaintiff present if she wishes, from 5:30 p.m. until 8:30 p.m.

Record Continued on Page 160A

160 (a)

1995

Smock VS. Payne Record Continued from Page 160 of AD 1995 - 160

(2) On Saturday, February 11, 1995, he may take the child from 9:00 a.m. until 11:00 a.m., and again from 3:30 p.m. until 8:30 p.m., and if the Plaintiff wishes to be present, she may do so.

(3) Finally, on Sunday, February 12, 1995 the Defendant may take the child into his custody from 3:30 p.m. until 8:30 p.m., and again, the Plaintiff may be present if she wishes.

Notwithstanding, the language to the contrary above, with respect ot the 9:00 a.m. to 11:00 a.m. period of temporary physical custody on Saturday, February 11, 1995, only, the Plaintiff will not and may not be present when the child is in the Defendant's temporary physical custody.

The periods of temporary physical custody on the weekend of February 10, 1995, do not count against any period of temporary physical custody to which the Defendant is entitled; i.e., the four (4) weeks in 1995 or any weekends allotted in 1995.

14. The parties have agreed to this consent Order of custody as a permanent Order and have, therefore, recognized that Pennsylvania has jurisdiction in this matter.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

February 14, 1995 Copies distributed to Thomas & Dratler

Barbara J.Walton

161.

Mason & Mason
M.Dan Mason

JUDITH PRISTELLO

vs.

LLOYD HAZLETT

Filed February 13, 1995
@ 9:10 AM

Tax & entry Pd 3-27-95 50.50
User's Fee Pd 3-27-95 5.00
Surcharge 25.00
Sheriff's Costs $34.00
Pro Se Pd 3-27-95 Gov't

3-27-95 Rec'd from dept Sheriff's costs 34.00
3-27-95 Pd Sheriff #9047 34.00.

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 13 day of February , 1995 , 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 contact Plaintiff in any way. Custody of Ashley shall be with plantiff till further orde of court the Sheriff shall assist Plaintiff in a return of the child to her.
3. This Order may be enforced without a warrant 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 or 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 February 21, 1995 , 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 COURT,
Gordon R. Miller, J

Feb.14, 1995 Sheriff's Return filed. SERVED Lloyd Hazlett personally on February 13, 1995 at 1:44 PMbyhanding a copy of the Protection from Abuse to him at the residence, R.D.#2, Box 26A, Cambridge Springs, Crawford County, PA.

So answers, Shawn E.Ashbaugh,Deputy Sheriff
Scott D. Young, Deputy Sheriff
Robert M.Stevens, Sheriff

Feb. 22, 1995 ORDER filed. AND NOW, February 21, 1995, both parties appeared in court and entered into an agreement to settle this matter. In doing so, the defendant does not admit heengaged in the abuse that is alleged in the Petition.

Based upon the agreement of theparties, itis ORDERED as follows:

1. The defendant shall not assault, abuse, harass, or threaten the plaintiff or her minor child.
2. The defendant shall not go to the plaintiff's home or her place of employment.
3. Primary physical custody of the parties' minor child shall be with the plaintiff, withthe defendant having the right to visit his daughter every Saturday from 9 o'clock a.m. to 5 p.m., prevailing local time. Transportation shall be provided by the plaintiff or some responsible designated adult. These visitations shall take place on time and there shall be no angry words or unpleasant actions at the time of these transfers of custody.
4. The plaintiff shall go to the defendant's residence at a time pre-arranged between the parties to pick up her personal belongings.
5. When the plaintiff delivers the child for visitation this Saturday, February 25, 1995, the defendant shall have available a 1970 AMC Rebel, with all of the titles and other relevant paperwork in the glove compartment.
6. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable ground to believe that it has been violated.
7. A copy of this Orcer shall be delivered to the Pennsylvania State Police at Meadville and to County Control.
8. This Order shall remain in full force and effect for one (1) yearr from this date; that is, until February 20, 1996, unless modified or terminated by further Order of Court.
9. The defendant is reminded that this is an Order of Court and violation of this Order shallbe punishable by a fine of up to $1,000 and a jail sentence of up to six (6) months.
10. The defendant shall pay record court costs in the amount of $89.50 no later than March 21, 1995, by paying the same in full to the Prothonotary on the First Floor of the Courthouse.

BY THE COURT,
Gordon R. Miller,President Judge

2-22-95 Faxed Pa.SPD, Co. Control, given Walton & Mason w/Bill

Mar. 17, 1995 AMENDED ORDER FILED. AND NOW,February 21, 1995, both parties appeared in court and entered into an agreement to settle this matter. In doing so, the defendant does not admit he engaged inthe abuse that is alleged in the Petition.

Based upon the agreement of the parties, it is ORDERED as follows:

Items one (1)-through nine (9) the same. Item ten (10) changed as follows:

10. The defendant shall pay record court costs in the amount of $98.50 no later than March 21, 1995, by paying the same in full to the Prothonotary on the First Floor of the Courthouse.

BY THE COURT,
Gordon R. Miller,President Judge

"Amended Order" Reflects Transcription Error (Costs of $98.50)
3-17-95 distributed to D. Mason & Walton

1995

William J. Gregg

162.

ERIC J. GARVEY

vs.

TINA JEAN GARVEY

Filed February 13, 1995
@ 9:49 AM

Tax & entry paid	50.50
User'sFee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 7/18/95	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE
2 copies atty.

Mar.2, 1995 Affidavit of Service filed. AND NOW,this 24th day of February, 1995, 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 aboive-captioned action.

2. That a true and correct copy of the Complaint in Divorce and Notice were sent by certified mail to the Defendant, Tina Jean Garvey, on February 21, 1995.

3. That the Defendant received said certified mail on February 23, 1995. Said Return Receipt Card Z 727 827 865 is attached hereto signed by Tina J. Garvey and made a part hereof.

Feb. 24, 1995 William J.Gregg, Esquire

July 12, 1995, Affidavit of Consent of defendant filed.

Jul. 17, 1995Affidavit of Consent by Eric J. Garvey, Plaintiff, filed.

Jul. 17, 1995 Upon Praecipe of William J.Gregg,Esquire, Attorney for Plaintiff, to transmit record, Case moved to Court.

DIVORCE DECREE FILED

July 20, 1995 AND NOW, July 19, 1995, it is ordered and decreed that ERIC J. GARVEY, Plaintiff, and TINA JEAN GARVEY, 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.

1995

Joel B. Gold

163.

PNC BANK, NATIONAL ASSOCIATION

vs.

DANIEL A. NAGEOTTE and CHRISTINE L. NAGEOTTE

Filed February 13, 1995
@ 1:26 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	41.00

COMPLAINT IN MORTGAGE FORECLOSURE
no copies

February 22, 1995, Sheriff's return Filed. Served Daniel A. Nageotte personally on February 21, 1995 at 10:02 a.m. by handing a copy of the Complaint in Mortgage Foreclosure to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

Not Found as to Defendant Christine L. Nageotte at address of R.D. 1, Box 73A, Townville, Crawford County, PA. She has moved to 4 East Haystack, Clifton Park, NY 12065. So answers,

Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

164 A

1995

164. A

JOHN T. PHILLIPS

vs.

ANGELA J. MUTTERSTEIN

Filed February 13, 1995
@ 2:26 PM

Indigent Filing.

Sheriff's Costs $25.00 (IFP)
sheriffs costs 29.00

CUSTODY COMPLAINT

Order;
You, Angela Mutterstein, have been sued in Court to obtain custody of Nicholas Phillips.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator JohnSpataro 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.
Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298
Date: February 7, 1995 Gordon R. Miller, J

Order;
AND NOW, this 7th day of February, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and or/ visitation of a minor child or children it is ordered and directed as follows:
1. The plaintiff is allowed to proceed without payment of court costs reserving to th ecourt the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any requiried notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.
3. The plantiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defednant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.
BY ORDER OF COURT
Gordon R. Miller, J

Feb. 13, 1995 Petition To Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 and Order filed. AND NOW, February 7, 1995, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstance that would permit him to pay the costs incurred in this action and shall be rresponsible for doing so upon an improvement of financial condition.
BY THE COURT:
Gordon R. Miller, J

In Error ~~Feb. 13, 1995 Complaint filed~~.

Mar.14, 1995 Sheriff's Return filed. NOT FOUND as to Angela J.Mutterstein. Attempted cedrtified mail at last known address of 9620 Wornom Avenue, Shadow Hills, CA 91041. The letter was returned "Unclaimed".
So answers, Robert M.Stevens,Sheriff

June 26, 1995 Complaint reinstated.

July13, 1995, Sheriffs Return filed. SERVED Angela J. Mutterstein by cert. mail at her last known address of P.O. Box 4202, Shadow Hills, Ca 91041. Served on July 7, 1995 as per signed return receipt attached.
So answers, Robert M. Stevens, Sher.

Dec. 6, 1995 **ORDER** filed. AND NOW, this 5 day of December, 1995, 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 father, John T. Phillips and the paternal grandmother, Florence Phillips shall share legal and physical custody of the subject minor child, Nicholas A. Phillips, born on August 17, 1984.
2) The paternal grandmother, Florence Phillips shall continue to have primary physical custody of the child with the father to have liberal visitation rights including overnight visits when desirable, all by mutual agreement.
3) 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.
4) The natural mother, Angela J. Mutterstein shall be entitled to visit with the child whenever such arrangements can be made by mutual consent of those having legal custody of the child.
5) Either party may request a review of this order upon any material change in circumstances.
6) Costs and fees of this Mediation, which are fixed at $180.00 ($60.00/hr. x 3 hrs.) and the $9.00 Court Order filing fee are to be paid by Crawford County.
7) Either party may move the Court for a hearing de novo within ten (10) days from the date hereof. If neither party so moves, this Order shall be considered permanent.
BY THE COURT,
Anthony J. Vardaro, J.

12-8-95 FAXED ~~Mediator~~ Spartaro. Mailed Pltfs., Deft.

1995

164

Susan Fuhrer Reiter

Macdonald Illig, Jones & Britton

164

FIRST NATIONAL BANK OF PENNSYLVANIA

vs

JOHN L. NORTON AND
JEANNETTE K. NORTON

Filed Feb 13, 1995
at 1:27 p.m.

Tax & Entry Paid	$50.50
User fee paid	5.00
Sheriff's Costs	62.00
Pro Co pd 4-4-95	9.00
Pro Co. pd 12/27/95	9.00

COMPLAINT

Mar. 17, 1995 Answer, New Matter and Complaint Against Additional Defendant filed.

Mar. 17, 1995 Certificate of Service filed. I, Dennis V. Williams, the undersigned, do hereby certify that I sent to the following persons bythe manner so indicated the Answer to Complaint in Mortgage Foreclosure, new Matter, and Complaint against Additional Defendant, JOhn L. Norton on 3/14/95:

John L. Norton — Daniel Kuhn, Esq.
R.D. #2, Box 3080 — 72 North Main Street
Spartansburg, PA 16434 — Union City, PA 16438
(Regular and Certified Mail) (Regular Mail)

Dennis V. Williams

Mar. 24, 1995 Sheriff's REturn filed. SERVED the within Complaint on March 6, 1995, at 1400 hrs., upon Jeanette Norton at Erie County Sheriff's Office, 140 West 6th Street, Erie County, Erie, Pennsylvania by handing to Jeanette Norton a true and correct copy thereof and made known to her the contents therein.

Robert N. Michel, Sheriff
Stephen Brandon, Deputy Sheriff

I hereby deputize theSheriff of Erie County, Pennsylvania to serve the wtihin Complaint according to law.

Robert M. Stevens,

SERVED John L. Norton personally on February 14, 1995 at 10:46 AM by handing a copy of the Complaint to him at the residence at R.D. #2, Box 3080, Spartansburg, Crawford County, PA. Defendant is moving to 10493 Sharpe Road, Waterford, Erie County, PA.

SERVED Jeannette K. Norton by deputizing the Sheriff of Erie County, PA, as per his Affidavit of Service attached. Served on March 6, 1995 at the Sheriff's Office, Erie County Courthouse, 140 West 6th Street, Erie, PA.

So answers,

Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

And Now, March 28, 1995 upon praecipe of plaintiff attorney please enter judgment in favor the the plaintiff and against the defendant, **John L. Norton**, for failur eto file an Answer, for the sum of Thirty-two Thousand Two Hundred Thirty-one and 75/100.

Entered 3-38-95 — Debt: $32,231.75
N - 94 — JUDGMENT
Barbara H. King, Pro.

4-4-95 Notice of entry of Judgment sent John Norton

Oct. 27, 1995 Motion for Summary Judgment filed.

Oct. 27, 1995 Upon Praecipe of Susan Fuhrer Reiter, Esquire, the above captioned matter is placed on the next available Argument List.

ON NOVEMBER, 1995 ARGUMENT LIST

Nov. 27, 1995 ORDER filed. AND NOW, this 27 day of November, 1995,upon consideration of the pleadings and affidavits in support therof, and it appearing that there are no genuine issues of materialfact,it is hereby ORDERED, ADJUDGED and DECREED that judgment in mortgage foreclosure be and hereby is entered in favor of First National Bank of Pennsylvania and against defendant, Jeannette K.Norton in the amount of $33,559.85 plus interest at the rate of $5.72 per day from October 26, 1995 and costs of suit. First National Bank of Pennsylvania is not granted a money judgment against the defendant, Jeannette K.Norton, but shall be permitted to foreclose on premises known and numbered as R.D.#2, Box 3080, Spartansburg, Pennsylvania 16434.

BY THE COURT:
Anthony J.Vardaro, J.

11-27-95 Faxed Reiter
N-94
Entered 11/2/95
Atty.Reiter

Debt $33,559.85
Interest at the rate of $5.72 per day from October 26, 1995
Judgment
Barbara H. King, Prothonotary

EX 1995-87

Dec. 20, 1995, 11:46 a.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: Judgment in the amount of $7,704.58, plus interest from Sept. 11, 1991, plus the costs of this action.

In Error

Debt $7,704.58
Judgment
Barbara H. King, Pro.

R-124
Judgmt. entered - ~~12/20/95~~

Jan 18, 1996 Affidavit of Service Pursuant to Pa.R.C.P. No. 3129.2(c)(2) of Writ of Executon, filed.

1995

Thomas, Truax,
Spadafore, Walker
& Keenan
Gregory A. Keenan

165.
Brian Lindsay

6-16-95 Rec'd from Plf med dep 150.00
8-7-95 Pd Plf med Refund #9361 47.17
93.83
9-6-95 Rec'd mediation Costs from dft #93.83
9-21-95 Pd Co #9462 187.66
4-1-97 Rec'd from dft med dep. 200.00
8-15-97 Pd dft Refund #11217 91.38
12-24-97 Pd Co dft med a 99.62
1-14-98 Pd Co 99.67 #11574 Plf

MICHAEL T. STROUD

vs.

JONA L. BLAIR

Filed February 13, 1995
@ 2:55 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Kathy Nelson, Mediator	187.65
Pro Co Pd 9-21-95	9.00
Kathleen Nelson, Mediator	199.24
Pro Co Pd 12-24-97	9.00

COMPLAINT FOR CUSTODY
1 copy atty.

Feb. 27, 1995 Affidavit of Service of Complaint for Custody, filed. Gregory A.Keenan, Esquire, being duly sworn according to law, deposes and says that on February 14, 1995, he sent a true and correct certified copy of a Complaint for Custody, properly endorsed with a Notice to Defend, filed in the above action, to the Defendant, Jona L.Blair, at Defendant's last known address of, by Certified Mail No. Z 070 388 773, postage prepaid, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as February 15, 1995.
Feb. 17, 1995 By: Gregory A. Keenan, Esquire

June 15, 1995 Motion To Refer To Custody Mediation and Order, filed. AND NOW, this 15 day of June, 1995, upon consideration of Plaintiff's Motion, said Motion is granted. This matter is hereby referred to Kathleen Nelson, Esquire, for a Mediation Conference. BY THE COURT
Anthony J. Vardaro, J.
June 16, 1995 Faxed Lindsay, Keenan & Nelson

Aug 4, 1995 TEMPORARY ORDER, filed. AND NOW, August 4, 1995, 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, Jala Lynn Blair, 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 Jala L. Blair shall be shared subject to the following conditions:

a. The child shall be in the physical custody of the Father from Sunday at 11:00 a.m. until Wednesday at 9:00 a.m. each week. The child shall then be in the custody of the Mother each week from Wednesday at 9:00 a.m. until the following Sunday at 11:00 a.m.

b. Each parent shall be entitled to have the child in his or her sole physical custody for a two-week period each calender year, which weeks need not be consecutive. Each parent shall give twenty days notice of the weeks selected to the other party. In the event of a conflict, the Father's choice of weeks shall take precedence in odd years and athe Mother's choice in even years.

c. Holiday visitations shall be arranged as follows:

i. Thanksgiving: The Thanksgiving holiday shall be observed between the hours of 11:00 a.m. and 8:00 p.m. In odd years, the child shall be in the custody of the Father and in even years, the child shall be in the custody of the Mother.

ii. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on December 24th at 9:00 a.m. and ending on Christmas Day at 12:00 noon, and the second beginning on Christmas Day at 12:00 noon and ending on December 26th at 9:00 p.m. In 1995, the Mother shall have the first period and the Father the second and the parties shall thereafter alternate.

iii. Easter: The Easter holiday shall be observed between the hours of 11:00 a.m. and 8:00 p.m. In odd years, the child shall be in the custody of the Mother and in even years, the child shall be in the custody of the Father.

iv. The child shall spend Mother's Day with the Mother from 9:00 a.m. until 8:00 p.m. and Father's Day with the Father during the same hours.

v. The holiday visitatiion schedule shall take precedence over the other provisions of this Order relating to the custodial or visitation periods.

3. Transportation of the child shall be shared between the parties with the party receiving custody of the child to provide transportation.

4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor child.

5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the child toward both parents.

6. Neither parent shall expose the child to any person or situation which may be harmful to the child's health, safety or well being.

7. Each parent shall inform the other parent immediately of any illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number.

8. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

9. The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him less the cost of the Court Order.

10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

BY THE COURT:
Anthony J. Vardaro, J.
Aug 9, 1995 Faxed to Keenan, Lindsay& Nelson. Sent Plf. & Dft.

Aug. 22, 1995, Request for Hearing De Novo and Order filed. ORDER: AND NOW, this 21st day of Aug. 1995 upon presentation and consideration of the foregoing request for Hearing De Novo, a hearing is sc heduled with thecourt of common pleas of Crawford County, Pa. on yhr 25th of Sept. 1995 at 1:30 p.m. in C. R. No. 1, 2 or 3 of Courthousoe, Meadville, pa.
by the court,
Gordon R.Miller, j.
8/22/95 faxed to Lindsay and Keenan.

Oct 2, 1995 Motion to Continue and Order, filed. AND NOW, this 29th day of September, 1995, upon consideration of the Motion to Continue the De Novo Hearing scheduled for September 25, 1995 at 1:30 p.m. in the above-captioned matter, this hearing is hereby rescheduled for the 28th day of November, 1995 at 1:30 p.m. in Court Room 1 or 2 or 3 of the Crawford County Court House, Meadville, Pennsylvania, Gordon R. Miller, P.J.
Oct. 2, 1995 Faxed Keenan & Lindsay. Oct. 12, 1995 Faxed Nelson

Continued on Page 489

1995

Donald E. Lewis

166.

MERLE RICHARD MULVIN

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed February 13, 1995
@ 3:47 PM

Tax & entry paid 50.50
User's Fee paid 5.00

NOTICE OF APPEAL OF VEHICLE REGISTRATION
OPERATING PRIVILEGES

Feb. 13, 1995 Notice of Appeal and ORDER filed. AND NOW, THIS 22 day of February, 1995, upon Motion by the Appellant, a hearing is set on said Appeal for the 1st day of June, 1995, at 9:00 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville,Pennsyvannia.

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 by forwarding a true and correct copy of same to the Appellee by First Class, U.S. Mail, postage prepaid.

Finally, said Appeal shall act as a supersedeas to Appellee's suspension of Appellant's operating privileges.

BY THE COURT:
Anthony J. Vardaro, J.

2-22-95 Copy given to Lewis

Apr. 20, 1995 Motion for Transfer and ORDER OF COURT filed. AND NOW, to-wit: this 19 day of April, 1995, upon consideration of the foregoing motion and agreement of the parties, it isordered that the above-captioned matter is transferred to the Court of CommonPleas of Erie County, Pennsylvania.

BY THE COURT:
Anthony J.Vardaro, J.

4-20-95 Faxed Lewis & Kuhar

1995

Thomas, Truax,
Spadafore, Walker
& Keenan
David P. Truax

167.

Christopher Brode

5-15-95 Ref from Plff med fee 150.00
6-16-95 Refunded Plff 50.00 med. dep
(Truax)
8-16-95 Pd 9.00 med dep 9350

MARK A. NEISWONGER

vs.

NICOLE LYNN QUEAR

Filed February 14, 1995
@ 8:52 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	30.00
William Pineo, Mediator	182.00
Pro Co Pd 8-16-95	9.00

COMPLAINT FOR CUSTODY
1 copy atty.

February 22, 1995, Sheriff's Return Filed. Served Nicole Lynn Quear personally on February 16, 1995 at 2:28 p.m. by handing a copy of the Complaint for Custody to her at the residence, 762 Whittier Avenue, Meadville, Crawford County, PA. So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

May 15, 1995 Motion to Appoint Custody Mediator and ORDER filed. AND NOW, this 12th day of May, 1995, upon consideration of Plaintiff's Motion to appoint Custody Mediator, said Motion is granted.

This matter is hereby referred to Wm. Pineo, Esquire, Mediator, for a Mediation Conference.

BY THE COURT:
Gordon R.Miller, J.

5-15-95 Faxed Brode, Truax & Pineo

June 15, 1995 TEMPORARY ORDER, filed. AND NOW, this 15 day of June, 1995, 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, Kelsey Ann Horner.

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 minro child.

3.a. Until the third Saturday following the date of this Order, the father shall have primary physical custody of the subject minor child and the mother shall have visitation twice per week. Each visitation shall not exceed three hours in length. For the first week, the visitations shall take place at the home of the mother's parents and for the second week, at the home of the mother. The visitations shall take place on Tuesday and Thursday mornings from 9:00 A.M. to Noon, unless the parties otherwise arrange.

b. On the third Saturday following the entry of this Order, the mother shall have primary physical custody from Saturday at noon until the second Saturday following at noon. The father shall then have primary physical custody from the second Saturday at noon for a period of two weeks to elnd on Saturday at noon. The parties shall thereafter alternate the bi-weekly periods. The party not having physical custody shall have the right of visitation and temporary physical custody on the intervening Sunday from 10 A.M. to 5 P.M.

c. When the subject minor child shall have reached the age of three, the party not having physical shall have the right to telephone the child at reasonable times and for reasonable lengths of time and the telephone conversations shall not be unreasonably monitored by the parent having physical custody.

4.a. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas eve at noon and ending Christmas day at 1 p.m. and the second beginning on Christmas day at 1 p.m. and ending on December 26th at 1 p.m. For Christmas, 1995, the mother shall have the first period, and the father, the second, and the parties shall thereafter alternate the periods.

b. Thanksgiving: There shall be two Thanksgiving visitation periods, the first beginning on the Wednesday preceding Thanksgiving at 5 p.m. and ending Thanksgiving day at 3 p.m. and the second beginning on Thanksgiving day at 3 p.m. and ending on the Friday after Thanksgiving at 3 p.m. For Thanksgiving, 1995, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate the periods.

c. Easter: There shall be two Easter holiday periods, the first beginning on holy Saturday at 5 p.m. and ending on Easter Sunday at noon and the second beginning on Easter Sunday at noon and ending on Easter Sunday at 8 p.m. For Easter, 1996, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate the periods.

d. Child's birthday: The parent not having primary physical custody shall have visitation and temporary physical custody from 4 p.m. to 8 p.m. on the child's birthday.

c. The child shall spend Father's day with her father from 9:00 a.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 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. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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. 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 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 in a closed automobile in which the child is being transported or in the bedroom of the child.

9. 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 relative sand friends to do likewise and also not to disparage the other party in the child's estimation.

CONTINUED ON PAGE 459

Joseph C.Barnhart

168.
Peters,Lindsay, Lewis & Hatheway
Brian J. Lindsay

3-28-95 pd Sheriff #9063 3.00

BILLIE JO COLEMAN

vs.

TIMMY COLEMAN

Filed February 14, 1995

Tax & entry Pd 3-28-95 50.50
User's Fee Pd 3-28-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd 3-28-95 37.00
Prothonotary Pd 3-28-95 9.00 ✓

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed TPD

ORDER:

And now, this 14 day of February , 1995 , 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: The plaintiff shallhave possession of the marital home at 320 W. Spring St. in Titusville. Pending further order of court. The Plaintiff shallhave temporary physical custody of Kasey Coleman solely pending 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 or 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 the February 22, 1995 , at 3 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,
Anthony J. Vardaro, J

Feb. 15, 1995 Sheriff's Return filed. SERVED Timmy Coleman personally on February 14, 1995 at 1:45 PM by handing a copy of the Protection from Abuse to him at the residence, 320 West Spruce Street, Titusville,Crawford County, PA.

So answers,

Diane Brittain, Deputy Sheriff
Dale A.Collins, Chief Deputy
Robert M.Stevens,Sheriff

Feb. 23, 1995 ORDER filed. AND NOW, February 22, 1995 this matter is before the Court with respect to the Plaintiff's petition for relief under the Protection from Abuse Act. The Plaintiff appears represented by counsel and Defendant's counsel appears, indicating that his client is now in Nicholsville,KY residing with his mother,but is a agreeable to a consent order being entered.

Accordingly, the following order is entered:

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

2. The Plaintiff shall have exclusive possession of the marital home at 320 W.Spruce Street in Titusville, and the Defendant shall not go to that residence. The Defendant is cautioned that he should not go to that residence ven if he is invited, insofar as any police agency will presume that he is in violation of this order if he does so. In the event the parties wish for the Defendant to be able to go to the marital home at any time, they should seek a modification of this order prior to him doing so.

3. The Defendant may want certain items of personal property from the marital home, and in the event that the parties are agreeble,at some time, as part of the apparent divorce that will either be filed or has been filed, they may make arrangements through that action to allow the Defendant to obtain such property.

4. With respect the Plaintiff's keeping possession of the marital home, that shall also include possession of a 1988 Buick Park Avenue.

5. The Plaintiff shall have temporary physical custody of the minor child Kasey Coleman without visitation or temporary physical custody to the Defendant. Either party may file an appropriate custody,visitation,or temporary physical custody, visitation,or temporary physical custody complaint and any order entered in those proceedings shall take the place of this provision.

6. Efective February 22, 1995 the Defendant shall pay to the Plaintiff $951 per month, payable in weekly installments of $219.48, which amount shall be for spousal support and for child support for the minor child. It is noted that the Plaintiff may file an appropriate action in the Domestic Relations Section for a permanent order and the hearing officer or ultimately the Court shall not be guided by our award of spousal support in this action in making a determination as to whether spousal support is awarded and child support awarded is correct.

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 Titusville City Police 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 of up to $1,000 and a jail sentence of up to six months.

10. The Defendant shall pay court costs in this matter in the amount of $126.50 within 15 days of the date of this order. Those costs shall be paid to the Prothonotary of Crawford County onthe first floor of the Crawford County Courthouse.

11. This order shall remain in full force and effect until February21, 1996.

It is noted that with respect to the consent provisions of this order, it is our understanding that everything was consented to, with the exception of the award of spousal and child support, which request was made at the time set for hearing, and insofar as the Defendant was not at the hearing, we have entered that whether it be with or without his consent.

Continued to Page 168 A

1995

Billie Jo Coleman
vs
Timmy Coleman

Continued from Page 168
of Record
AD 1995 - 168

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WE note that this order is entered without admission of the allegations of the petition on the part of the Defendant and with respect to the award of spousal and child support, the parties agree and it is directed that the Plaintiff shall file an appropriate support action in the Domestic Relations Section within 5 days of the date of this order.

BY ORDER OF THE COURT,
Anthony J.Vardaro, J.

2-23-95 Copy Barnhart &Lindsay. 2-23-95 Faxed Tv.PD &Co. Control.

Feb. 24, 1995 ORDER filed. AND NOW, February24, 1995, we find that we have inappropriately assessed the $25 surcharge in our order of February 22,1995,and, accordingly, Paragraph 10 is amended to reduce the cost to $101.50.

In all other respects, our orderof February 22, 1995 shall continue in full force and effect.

BY THE COURT:
Anthony J.Vardaro, J.

2-24-95 Copy Attys. Barnhart & Lindsay

168
B

1995

1995

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Ann Hansen Gamble

169.

Wayne H.Hundertmark

CAROL MASIKER

vs.

MARK MASIKER

Filed February 14, 1995

Tax & entry paid 50.50
User's Fee paid 10.00
1 Add'l Count paid 15.00
State paid 10.00
Adm. Fee paid 45.00
Master fee Pd 8-14-95 250.00
David Pickens, master
Pro Co pd 10-17-95 15.00
User's fee pd 10-17-95 5.00
Pro Co pd 11-14-96 9.00
Pro Co. pd. 11/26/97 $5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Feb.27, 1995 Appearance of Wayne H.Hundertmark, Esquire,Attorney for Mark Masiker, Defendant,filed.

FEb. 27, 1995 Rule for Bill of Particulars issued. (Issued Atty.)

Feb. 28, 1995 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 February 1, 1995, she sent a certified copy of the Complaint in Divorce to the defendant by Certified mail, return receipt requested to Mark Masiker, RD 1, Box 37, Ames Trailer Park, Lot 26, Titusville, PA 16354, the defendant's last known address. The said receipt being attached hereto.

Ann Hansen Gamble

Mar. 2, 1995 Motion for Order of Counseling for Parties and ORDER OF COURT filed. AND NOW, this 1 day of March, 1995, after consideration of the foregoing Motion, said Motion is granted. The Plaintiff and Defendant are hereby directed to attend a maximum of three (3) marriage counseling sessions as required by Section 3302 (b) of the Divorce Code.

BY THE COURT,
Anthony M. Vardaro, J.

3-6-95 Faxed to Attys. Gamble & Hundertmark

Mar. 15, 1995 Bill of Particulars, filed.

Aug 9, 1995 Montholy Income & Expense Statement, filed.

Aug 9, 1995 Inventory, filed.

Aug 9, 1995 Affidavit of Consent of Plaintiff, filed.

Aug. 11, 1995, Motion for Appointment of a Master and Order appointing Master filed. ORDER: AND NOW, Aug. 11, 1995, DAVID PICKENS, ESQUIRE is appointed master with respect tothe following claims: divorce, alimony, Distribution of Property, counsel fees, costs, and expenses.
Deposit required: By Plaintiff $250.00 By Defendant --
If not filed already the parties are ordered to file their pretrial statements within thirt (30) days from this date.. Also Inventory and Income and Expense Statements in 30 days if not already filed.

per curiam,
Anthony J. Vardaro, Judge

8/17/95 faxed (order) to Pickens, Gamble and Hundertmark

Sept. 1, 1995, Notice of Scheduled Pre-Hearing conference filed.

Oct. 6, 1995, Notice of Scheduled Masters Hearing filed.

Oct. 6, 1995, Notice of Scheduled Masters Hearing filed.

Oct. 6, 1995, Summary of Pre-Hearing Conference filed. (from Master)

Oct. 17, 1995, Plaintiff's Petition for Additional Claims filed.

Oct. 2, 1996 Affidavit of Consent of defendant filed.

Nov 4, 1996 Notice of Intention to Request Entry of Divorce Decree, filed.

Nor 4, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Nov. 22, 1996 Order filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time for the following reasons:
1. The plaintiff on October 17, 1995, filed a Petition for Additional Claims in which she attempts to raise issues regarding alimony, alimony pendente ite, counsel fees and costs and expenses. Now that this matter is before the Court for the entry of a divorce decree, counsel fo the Planitiff files a Motion For Entry of Agreement As An Order of Court in which the Court is requested to sign an agreement that deals with various issues including those raised in the Plaintiff's Petition For Additional Claims.
First of all, the plaintiff cannot file such a petition but must file an amended complaint to raise any such issues. Only a defendant may file a petition for additional claims pursuant to Pa.R.C.P. 1920.15(b).
Secondly, an agreement of the nature attached by the aprties cannot be entered as a separate court order, but only may be entered as aprt of a divorce decree when the agreement indicates such. Since this agreement does indicate that is can be incorporated in a divorce decree upon the request of either party, we can do so at the itme a divorce decree is entered, but only if the issues are all properly before the Court, which at this time they are not.
Either party may file a praecipe to refer this matter back to the Court when the record is in such a state that the parties are entitled to a final decree.

BY THE COURT:
Anthony J. Vardaro, J

11-25-96 mailed Gamble & Hundertmark

Oct. 20, 1997 Amended Complaint in Divorce filed. (Alimony, Alimony Pendente Lite, Counsel Fees, costs and Expenses)

Record Continued
on Page 511.00

170

1995

170.

ALICE M. SMITH

vs.

RICHARD J. ROBINSON

Filed February 14, 1995

Tax & entry Pd 2-22-95 50.50
User's Fee Pd 2-22-95 5.00
~~Surcharge 25.00~~
Sheriff's Costs 27.00
Pro Co pd 2-22-95 GO

2-22-95 Ref from dept Sheriffs Cost 27.00
2-23-95 Pd Sheriff #8923 27.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Planitiff
Faxed PSP

ORDER:

And now, this 14 day of February , 19 95 , 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: The Defendant shall not come within 100 yards of Plaintiff except at their mutual workplace and at that work place the defendant shall only talk to plantiff as needed for work The defendant may not telephone Plaintiff nor procure anytone elase to do so.
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 or 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 the February 22, 1995 , at 2 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,
Anthony J. Vardaro, J

FEb. 15, 1995 Sheriff's Return filed. SERVED Richard J. Robinson personally on February 15, 1995 at 10:00 AM by handing a copy of the Protection from Abuse to him at his place of employment, King's Restaurant,Route 322, Meadville, Crawford County,PA.
So answers,
Shawn E.Ashbaugh, Deputy Sheriff
Dale A.Collins, Chief Deputy
Robert M.Stevens, Sheriff

Feb. 23, 1995 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 21 day of February, 1995 upon receipt and review of teh plaintiff's motion to vacate and terminate the Protection from Abuse Order of February 14, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by teh Prothonotary to proper police agency and to County Control.

Any provisions of the Protection from Abuse Order of February 14, 1995 assessing court costs shall remain in full force and effect without change or modivication and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

Feb. 24, 1995 Faxed PaSPD & Co Control.
Mar. 6, 1995 sent Plf. & Dft.

1995

171.

GERALD B. HOVIS

vs.

JOYCE A. HOVIS

Filed February 14, 1995
@ 4:26 PM

Tax & entry paid	10.50
User's Fee paid	5.00
Pro Co pd 2/14/95	5.00

CERTIFIED COPY OF DIVORCE DECREE FROM
CAMERSON COUNTY, PENNSYLVANIA

AND NOW, October 13, 1988, it is ordered and decreed that Gerald B. Hovis, plaintiff, and Joyce A. Hovis defendant, are divorced from the bonds of matrimony.

The court retains jurisdiction ofthe following claims which have been raised of record in this action for which a final order has not yet been entered: none

BY THE COURT:
Gordon J. Daghir, J

Feb. 14, 1995 Notice of Election To Retake Maiden Name filed. Joyce A. Hovis TO BE KNOWN AS: Joyce Ann Ralston

1995

172.

BOROUGH OF SPRINGBORO

vs.

MILLIE BARNES

Filed February 15, 1995
@ 9:13 AM

Tax & entry paid 9.00
Pltf. on orig 18.50
Pro.Co. Pd 9/13/95 5.00

AGREEMENT TO REVIVE

OF

AD 1990 - 185

The undersigned hereby agree(s) that the judgment entered on February 15, 1990
to Borough of Springboro
be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Seven Thousand and oo/100---------- plus costs

Signed and dated this 25th day of Jan. , 1995

B-114
Date----- Feb. 15, 1995
Debt----- $7000.00

Judgment
Barbara H. King
Prothonotary

Sep. 11, 1995 Writing filed wherein Plaintiff releases from the lien of Judgment that parcel of land in Springboro conveyed by Millie E. Barnes to Terry K. Rice and Deborah R. Rice August 29, 1995, having a frontage of one hundred (100) feet on Oak Street and known as 112 Oak Street, Springboro, Pennsylvania 16435.

1995

173.

BOROUGH OF SPRINGBORO

vs.

FREDRIC R. HUMPHREYS
WANETTA HUMPHREYS

Filed February 15, 1995
@ 9:14 AM

Tax & entry paid 9.00
Pltf. on orig. 23.50

AGREEMENT TO REVIVE

OF

AD 1990 - 186

The undersigned hereby agrees that the judgment entered on February 15, 1990 to Borough of Springobor revived and the lien continued and authorized the prothonotary to enter and index a judgment of revival in the amount of Six Thousand Nine Hundred thirty six 50/ plus cost.

Signed and dated this 14 day of Jan. 1995 .

Debt $6936.50
H-62-172

JUDGMENT
Barbara H. King
Prothonotary

Watts & Pepicelli
Christopher D. Ferry

174.

~~Withdrawn~~
~~Barbara J.Walton~~

VELMA ELLEN JANE EALY

vs.

JAMES RLEROY BURGESS

Filed February 16, 1995
@ 2:26 PM

Indigent Filing

John Fuller, Mediator 215.04
Sheriff's Costs 29.00

CUSTODY COMPLAINT
1 copy Plaintiff
1 copy Sheriff
1 copy Mediator

You, James Burgess, have been sued in Court to obtain custody of Charles Burgess.
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 as provided by this Orer, an Order for custody, partial custody or visitation may be entered against you or theCourt may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAYWER 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
(814) 336-1151, ext. 298
Date: 2/13/95 Gordon R. Miller, J

Feb. 16, 1995 Petition To proceed In Forma pauperis Pursuant To pa. R.C.P. 240 and Order filed. AND NOW, February 13, 1995, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The plaintiff is directed to inform the Prothontoary's office or the Court of any improvement in her financial circumstance that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.
BY THE COURT:
Gordon R. Miller, J

Feb. 16, 1995 Order filed. AND NOW, this 13th day of February, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or vistiation of a minor child or childrenit is ordered and directed as follows:
1. The plaintiff is allowed to proceed without payment of court costs reserving to the Corut the right to impose costs at a later time.
2. The Prothonotary os ordered and directed to deliver a true and correct copy to this Order and any complaint or petition filed at the itme this Order was entered and any required ntoice, with appropriate numbers of copies, to the Sheriff of Crawford County for service uponthe defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition andorder upon the defendant and made an appropraite reutrn of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.
BY ORDER OF COURT,
Gordon R. Miller, J

Mar. 24, 1995 ORDER filed. AND NOW, March 23, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:
Children and youth Services of Crawford County shall investigate or cause to be investigated the home of the Grandfather, James Burgess, and the home of the mother and father, Velma Ealy and Charles Burgess in Clarion County, and make recommendations to the Cofurt and the child custody mediator regarding a suitable custody arrangement for the minor child, Charles Burgess. Pending receipt of the recommendations of Children and Youth Services and further mediation conference or order of Court, custody of the minor child, Charles Burgess, shall remain with the Grandfather, James Burgess, subject to the following conditions:
1. The Mother, Velma Ealy, and the Father, Charles Burgess, shall be entitled to visit and take the child into their custody, for periods not exceeding seventy-two (72) hours, provided that they shall give the Paternal Grandfather at least twenty-four (24) hours notice of any such visit and that there be no more than three (3) such visits in any calendar month.
2. 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.
3. Costs of the mediation conference shall be paid by Crawford County.
Mar. 29, 1995 Faxed Walton & Fuller, sent Plf & Dft.

Mar. 29, 1995 Sheriff's Return filed. SERVED James Leroy Burgess personally on March 27, 1995 at 2:58 PM by handing a copy of theComplaint Custody to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers,
Carole stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Apr. 11, 1995 Appearance of Watts & Pepicelli by Christopher D. Ferry for Plaintiff filed.

Jun. 26, 1995 Motion for Leave to Withdraw Appearance and ORDER filed. And Now, June 23, 1995, the motion for withdrawal of appearance is granted.
By the Court:
Anthony J. Vardaro, J.

6-26-95 Faxed Fuller, Ferry & given Walton

Jul. 7, 1995 ORDER filed. AND NOW, July 6, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:
I. Legal custody of Charles Burgess shall be shared between the mother and the grandfather, the plaintiff and defendant herein, that is, each party 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 Charles Burgess shall be with his grandfather,James Leroy Burgess,subject to the following conditions:

Continued to Page 174 A

Velma Ellen Jane Ealy
vs
James Leroy Burgess

Continued from Page 174
of record
AD 1995 - 174

****

A. The mother shall be entitled to visit and take the child into her custody for periods not exceeding seventy-two (72) hours, provided that she shallgive thepaternal grandfather, James Leroy Burgess, at least twenty-four (24) hours notices of any such visit and that there be no more than three such visits in any calendar month and provided that the child shall not be left alone with the child's father, Charles Burgess.

B. In addition, the mother shallbe entitled to such other visits as she may arrange,with the grandfather's conssent.

C. Transportation of the child on visits with the mother shall be provided by the mother or by Sherri Ealy.

D. Neither mother nor grandfather shall say or do anything inan attempt to turn the child against each party, but onthe other hand shall do everything in the power of each to foster a favorable and loving attitude onthe part of the child towards both mother and grandfather.

E. Neither mother nor grandfather shall expose the child to any person or situation which may be harmful to the child's health or well being.

F. Both parties agree to inform theother immediately of any illness or injury regarding the child and both parties 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 shallbe paid by Crawford County.

Gordon R.Miller, Judge

7-12-95 Copy to ATtys. Ferry &Fuller & Mailed to Deft.

174
B

1995

1995

Shafer, Swick, Bailey Irwin; Stack & Millin
James R. Irwin

175.

JOHN W. HILSON, JR.

vs.

LYNN M. HILSON

Filed February 16, 1995
@ 4:09 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. Pd 1/17/96	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d)
EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION and
CHILD CUSTODY

February 21, 1995, Acceptance of Service Filed. And Now, this 17th day of February, 1995, I Lynn M. Hilson, the Defendant in the abovecaptioned action hereby acknowledge that I accepted service of a true and correct copy of the Complaint in Divorce, certified by the Prothonotary of Crawford County, by receiving same, hand delivered at the law office of James R. Irwin, Esq, 360 Chestnut Street, Meadville, Pennsylvania at approximately 3:50 o'clock p.m.

Lynn M. Hilson, Defendant

Jul 28, 1995 Affidavit of Consent of Plaintiff, filed.

Jan 15, 1996 Affidavit of Consent of Defendant, filed.

Jan. 17, 1996 Upon Praecipe of James R.Irwin, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Jan. 19, 1996, This divorce matter has been referred to the court for review and decree. A final decree will not be entered at this time because:

As to a 3301(c) divorce:

There is no showing that the proper notice required by 1920.42(d)(1) in the form required by 1920.73 was mailed or delivered to a partywho is unrepresented or to counsel of a represented party,etc.

Either party may file a praecipe to refer the matter back to the court when the record in in such a state that the parties are entitled to a final decree.

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

1/22/96 faxed to Irwin.

Jan 24, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Plaintiff)

Jan 24, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Jan 24, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Feb. 5, 1996 AND NOW, this 5th day of February, 1996, it is ordered and decreed that JOHN W. HILSON, Plaintiff, and LYNN M. HILSON, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement Agreement dated Nov. 8, 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
Gordon R. Miller, J.

Apr. 23, 1997 Qualified Domestic Relations Order filed. AND NOW, this 23th day of April, 1997, it appearing to the Court that:

1. The parties hereto were formerly husband and wife and a divorce decree was entered on February 11, 1994 at the above number.

2. JOHN W. HILSON, Jr., Social Security No. 180-44-2238, hereinafter referred to as "Participant", is employed by Alden Physical Therapy, P.C., and is a participant in the Alden Physical Therapy, P.C. Profit Sharing Plan (the "Plan").

3. LYNN M. HILSON, Social Security No. 086-32-9016, hereinafter referred to as "Alternate Payee", raised claims for inter alia, equitable distribution of marital property pursuant to the Pennsylvania Divorce Code, 23 P.S. 5 et seq.

4. The Participant's current and last known mailing address is: 381 Chestnut Street Meadville, Pennsylvania 16335;

IT IS INTENDED that this Order shall qualify as a Qualified Domestic Relations Order under the ERISA, Section 206(d)(3). 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 ERISA, Section 201(d)(3).

BY THE COURT:
Gordon R. Miller, J.

4-23-97 FAXED Irwin

Shafer, Swick, Bailey, Irwin, Stack & Millin
Paul D. Shafer
Jeffrey K. Millin

176.

HEATH E. HANMORE and JUDY HANMORE, his wife, as parents and natural guardians of HOLLY A. HANMORE, a minor

vs.

AUDREY M. HANMORE

Filed February 16, 1995
@ 4:10 PM

Tax & entry paid 50.50
User's Fee paid 5.00

WRIT OF SUMMONS
Issued Sheriff

March 13, 1995 Acceptance of Service filed.

Mar. 17, 1995 Petition For Leave To Compromise Minor's Action and Order filed. AND NOW, this 17 day of March, 1995, upon consideration of the foregoing Petition, it is Ordered that the settlement and compromise of this action and the Release are approved. Counsel fees are also approved as set forth below. This distribution is directed as follows:

1. To the Petitioners, as parents and natural guardians of the minor Plantiff, to be placed in an insured savings account or Certificate of Deposit to be marked "Not to be withdrawn until minor Plaintiff reaches her majority or without Order of the Court of competent jurisdiction" $2,250.00

2. To the law firm Shafer, Swick, Bailey, Irwin, Stack & Millin for counsel fees 750.00

Total $3,000.00

And upon payment of paid sums and record costs in this proceeding the Petitioners are authorized to execute a Release in the form appended to the foregoing Petitionin favor of said Audrey M. Hanmore, Prudential Property and casulaty Insurance Company and affiliated companies, Provided, however, that nothing contained in this Order shall preclude Petitioners from pursuing their claims against other parties who may be wholly or partly liable as a result of the subject incident.

The Petitioners shall file evidence fo the account held for the minor within thirty (30) days of this Order.

By the Court:
Anthony J. Vardaro, J

John P. Gagliotti

177.

Barbara J. Walton

DENNIS L. BILLBE, II

vs.

TRACEY L. BILLBE

Filed February 17, 1995
@ 10:40 AM

Tax & entry paid 50.50
User!s Fee paid 5.00

John Spataro, mediator
Rec & Pd 12-15-95 90

5-31-95 Ref from dft med dep 150.00
9-1-95 Pd dft #9424 Refund 90.00
12-15-95 Pd Co #9625 60.00

COMPLAINT FOR PARTIAL CUSTODY/VISITATION
2 copies atty.

Feb. 21, 1995 Motion To Enter Consent Decree filed.

Feb. 21, 1995 Stipulation and Custody Agreement and Consent Decree filed. AND NOW, this 19th day of November, 1994, the Court enters the following Consent Decree between the Plaintiff/Fther, Dennis L. Billbe, II, and Defendant/Mother, Tracey L.Billbe,, the natural parents of Dennis L. Billbe, III, age 2; and Jessica Kaylynn Billbe, age 1; who have entered into an agreement as to legal and physical custody of saidm inor children, which is as follows:

1. The parties are the Mother and Fatehr, respectively, of Dennis L. Billbe, III, age 2; and Jessica Kaylynn Billbe, age; whose dates of births are March20, 1992 and June 12, 1993, respectively
2. Father currently resides at P.O. box 213, McKenney, Virginia 23872.
3. Mother currently resides at P.O. Box 436, Atlantic, Pennsylvania 16111.
4. The parties have agreed as per the following:
a) Father and mtoher shall have joint legal and physical custody of the subject minor children, dennis L. Billbe, III and Jessica Kaylynn Billbe.
b) Father and mtoehr shall have shared visitation with the minor childrend as follows:

Each to have alternativing two months vistiation at a time, beginning on November 1, 1994, the subject children will be with the Mother, and two months immediatèly following the children will be withthe Father. The Mother and Father shall split all transportation expenses and shall be equally responsible for transporting the chidlren relating to the visits, and shall meed at a halfway pont, in Frederick, ,Maryland. Said vistiation will continue until one month prior to the eldest child is to begin kindergarten. At said time, aprties shall reach a new agreement, or have visitation settled by the Court.

c) In the year 1994, and every other year thereafter, fAther shall have the children for a two week period for the Thanksgiving holiday. In the year 1994, and every other year thereafter, Mother shallhave the children for a two week period for the Christmas holiday.

d) Mother and Father shall consult with each other involving allmajor decisions invovling the chidlren's health, education and welfare and have equal access to all s chool and medical information regarind the minor children.

5. Should it be necessary for either party to cancel or modify the vistiations as set out in this Order or as previouly arranged, the party seeking cancellation or modification shall notify the toehr party as soon as hr or she knows of a necessity which impels the cancellation or modification. Said modification or cancellationshall 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. This order doe snot address the issues relevant to child support, including uninsured nedical expenses incurred on behalf of the children.
7. Partes are free to make any additional or alternative arrangements respecting the custodial and vistiation periods. Said arrangements shall be by mutual consent only in the absence of which this Order shall govern.

Date: 12 Nov 94
Date: Nov. 19, 94

Dennis L. Billbe, II
Tracey L. Bill be
BY THE COURT,
Anthony J. Vardaro, J

2/22/95 Faxed atty.

May 31, 1995, Petition for Modification of Consent Custody Order and Appointment of Child Custody Mediator and order filed. Order appointing custody mediator; And Now, this 26 day of May 1995, JOHN SPATARO is hereby appointed child custody mediator inthe above captioned matter.

BY THE COURT,
Gordon R. Miller, J.

May 31, 1995, copies dist. to Gagliotti and dft.

May 31, 1995, ORDER OF COURT filed. You, Dennis L. Billbe II have been sued incourt to obtain custody or visitation of the children: Dennis and Jessica.

You are ordered to appear in person at such time and place as will be determined bythe mediator, John F. spataro, Esq. for a mediation conference. The mediator shall send you a notice of the hearing by mail to the address listed on the petition that has been filed recently.

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

You should take thispaper 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 Adm. crawford County courthouse, Meadville, Pa. 16335 814 337-7498.

Americans with Disabilities Act of 1990.

The court of Common Pleas of Crawford County is required bylaw tocomply withthe Americans with Disabilities Act of 1990. For info about accessible facilities and reasonable accommodations available to disabled individuals having business with the court, please contact our office. All arrangements must be made at least 72 hours prior to any hearing or business befodre the court. You must attend the scheduled conference or hearing.

Date: May 26, 1995

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

5/31/95 copies dist. to Gagliotti and dft.

Aug. 22, 1995, Appearance of Barbara J. Walton, attorney for defendant filed.

Aug. 31, 1995, Motion to Release Mediator; Refund deposit and order filed.

ORDER: AND NOW, Aug. 31, 1995, this court orders that John Spataro, Esq. is released from any duties in this matter. The Prothonotary's office refund to dfts. atty. the amount of $108.00 which is the unused amount of defendant's mediation deposit, less any court ocsts due to Prothonotary.

by the court,
Anthony J. Vardaro, J.

9/6/95 copies to Walton, Spataro, Gagliotti

Record Continued on Page 480

178

1995

Bruce L. Getsinger

178.

JAMES BALDWIN

vs.

JAMIE L. BURDICK

Filed February 17, 1995
@ 11:52 AM

Tax & entry paid 50.50
User's Fee paid 5.00

Kathleen Nelson,Mediator Date:
Proc'd 12-6-95 5.00

3-16-95 Copy to Atty.Getsinger & Deft.

3-9-95 Rec'd from Plf. Med. Fee 150.00
12-6-95 Refunded med dep #9607 145.00

CUSTODY COMPLAINT
1 copy atty.

ORDER OF COURT filed. You, Jamie L.Burdick, have been sued in Court to obtain custody,partial custody or visitation rights of Josie Kaya Burdick.

You are ordered to appear in person at before Custody Mediator, Kathleen Nelson, for:

__x__ a conciliation or 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 YOURLAWYER 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,P?A 16335
Telephone: (814) 333-7300 Ext. 498

BY THE COURT,
Anthony J.Vardaro

Dec. 6, 1995 Dec. 6, 1995 Motion for Return of Deposit and Withdrawal of Complaint and ORDER filed. And Now, December 5, 1995, granted with the Prothonotary deducting any costs due. Anthony J. Vardaro, J.

12-6-95 Mailed Getsinger & Nelson.

1995

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

179.

SEARS, ROEBUCK AND COMPANY

vs.

SUSAN A. BRADEN

Filed February 17, 1995
@ 11:52 AM

Tax & entry paid		50.50
User's Fee paid		5.00
Sheriff's Costs		36.006
Pro.Co. pd 4/7/95		9.00
Pro co pd.	5/29/97	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar. 10, 1995 Sheriff's Return filed. SERVED Susan A.Braden on March 2, 1995 at 1:07 PM by handing a copy of the Complaint to Trisha Braden, her Daughter, in the Sheriff's Office, Third Floor,Crawford County Courthouse, Meadville,PA.
So answers, Diane Brittain, Deputy Sheriff
Robert M.Stevens, Sheriff

And Now, Apr. 7, 1995 at 1:17 PM Upon Praecipe of Kenneth G.Vasil, Esquire,Attorney for Plaintiff, Defendant, Susan A. Braden, has consented to entry of a Judgment against her in the amount of $3,147.76, plus interest from December,1994 at the rate of 1.50% per month, plus costs.

B-154:
Entered 4/7/95
Atty. Vasil

Debt $3,147.76
Int. from Dec. 1994 at 1.50% per month
Judgment
Barbara H.King
Prothonotary

May 27, 1997 upon praecipe of plaintiff attorney, the above captioned case is satisfied of debt, judgment, interest and costs.

1995

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

180.

SEARS, ROEBUCK AND COMPANY

vs.

JOHN D. DRISCOLL and
DEBRA S. DRISCOLL, his wife

filed February 17, 1995
@ 11:52 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriffs costs	50.00
Pro Co pd 5-11-95	9.00
Pro Co. pd 7/20/95	6.00

COMPLAINT IN CIVIL ACTION
2 copies atty.

Mar. 3, 1995, Sheriffs Return filed. SERVED John D. Driscoll on Mar. 1, 1995 at 10:01 a.m. by handing a copy of the complaint to Debra S. Driscoll, his wife, at their residence, 316 North Petroleum St. Titusville, Crawford County, Pa.

SERVED Debra S. Driscoll personally on Mar. 1, 1995 at 10:00 a.m. by handing her a copy of the complaint at the residence 316 N. Petroleum St. Titusville, Crawford County, Pa.

So answers, Scott D. Young, Dep. Sher.
Robert M. Stevens, Sher.

May 9, 1995 And Now, upon praecipe of plaintiff attorney judgment has been entered against the Defendants in the amount of Two Thousand Three Hundred Fifty-six and 10/100, plus interest at the rate of 1.50% per month from December, 1994, and costs of the action.

Entered 5-9-95 Debt: $2,356.10 plus interest and costs
D - 44, 94 JUDGMENT
Barbara H. King, Pro.

July 19, 1995 Upon praecipe of plaintiff attorney, the above case marked satisfied of record.

1995

Bukac & Toomey
Terry Toomey

181.

CHRISTOPHER A. KUNIK

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
BUREAU OF DRIVER LICENSING

Filed February 17, 1995
@ 12:00 PM

Indigent Filing

NOTICE OF APPEAL

Feb. 17, 1995 Order of Court filed. AND NOW, upon consideration of the filing of Notice of Appeal in the above-captioned motor vehicle operating privileges suspension action, the Court hereby schedules a hearing onthe merits of the Appeal which hearing shall be scheduled for April 27, 1995 at 9:00 o'clock a.m. in Courtroom 1 or 2 of the Crwaford County Courthouse, Meadville, Pennsylvania.
FURTHER, the Court hereby acknowledges the Appellant's right to an automatic stay of the Appellee's suspension action.
FINALLY, the Court hereby directs the Appellant, through his counsel, to forthwith service Notice of this Appeal on the appropriate representataives of the Commonwealth as well as with a copy of this Order setting the date, time, and place for a hearing on the merits of the Appeal.

BYTHE COURT,
Anthony J. Vardaro, J

Feb. 17, 1995 Faxed Toomey

Feb. 17, 1995 Motion To Proceed In Forma Pauperis filedrder

Feb. 17, 1995 Order of Court filed. AND NOW, this 17 day of February, 1995, upon consideration of the Appellant's Motion to Proceed In Forma Pauperis said Motion is granted so long as his counsel file an affidavit that no fees are being charged in respect to appellant in this matter.

BY THE COURT,
Anthony J. Vardaro , J

Feb. 17, 1995 Faxed Toomey

Feb. 21, 1995 Verification of Appellant Counsel, filed.

May 10, 1995 Motion to Continue Hearing to June 1, 1995 and Order, filed. AND NOW, upon motion of the Appellant, and noting the Commonwealth Appellee's lack of objection thereto, the Court hereby grants the Appellant's Motion to Continue the Hearing now scheduled for April 27, 1995. The instant Appeal shall, therefore, be continued to the next available Court date upon which Appeals of the actions of the Commonwealth Department of Transportation shall be heard, to-wit: June 1, 1995.
May 8, 1995

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

May 10,1995 Faxed Kuhar & Toomey

June 7, 1995 Order filed. AND NOW, June 1, 1995, at the time fixed for hearing in this matter, the Appellant appeared with counsel and the Appellee was represented by counsel. The Appellant furnished to counsel for the Department evidence that as of May 22, 1995, the Appellant was cleared in the State of New York to lawfully operate a motor vehicle inthe State of New York.
ACCORDINGLY, it is Ordered as Follows:
1. This matter is remanded to the Department of Transportation for proceedings to rescind its February 1, 1995 Cancellation order and to update the records of the Department of Transportation reflecting the fact that the Appellant was cleared as of May 22, 1995 to lawfully operate a motor vehicle in the State of New York.
2. A copy of the documents from the State of New York that were presented at this hearing shall be attached to this Order anf iled of record in this proceeding.
3. Since the Appellant is operating now on a supersedeas by virtue of this appeal, he may continue to operate a motor vehicle in the Commonwealth of Pennsylvania untilthe Department actually rescinds its Cancellation Order of February 1, 1995, unless the Appellant suffers further suspension revocation or cancellation as a result of other conduct not subject to this appeal.

BY THE COURT,
GordonR. Miller, J

June 7, 1995 given Toomey mailed Kuhar

182

1995

Joseph W. Tinko

182.

Christopher Youngs

LEECH, INC., t/d/b/a LEECH CARBIDE

vs.

SOUTHBAY TECHNOLOGY, INC.

Filed February 17, 1995
@ 3:08 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Arb paid 4/6/95	15.00
Sheriff's Costs	37.25
Pro Co pd 11-8-95	9.00

COMPLAINT IN CIVIL ACTION
2 copies atty.

Mar. 24, 1995 Answer, New Matter and Counterclaim filed.

Mar. 28, 1995 Plaintiff's Answer to New Matter and Counterclaim, filed.

Mar. 30, 1995, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed:
~~Betty Peterson Muth, Ch.~~ (withdrawn) Gary Fabian, Ch.
Terry Toomey
Bruce Barrett

Mar. 30, 1995, ARbitrators Take the Qualifying Oath.

June 2, 1995 SHERIFF'S RETURN, filed. I hereby deputize the Marshall of Orange County, California to serve the within Complaint according to law. The defendants alleged address is 1120 Via Callejon, San Clemente, California 92673.
Robert M. Stevens, Sheriff, Crawford Co.
SERVED the within Complaint on February 28, 1995 at 4:45 pm, upon South Bay Technology, Inc. at 1120 Via Callejon San Clemente, California 92673 by handing to Richard Henrkis (PRESIDENT) a true and correct copy thereof and made known to Richard henrkis the contents therein.
J. Howard, Marshall, Orange Co., CA.

June 27, 1995,, upon praecipe of Bette J. Peterson-Muth, Ch. of arbitrators, appointment withdrawn, and Gary Fabian substituted in her place.

Sep. 29, 1995 Decisions of Arbitrators filed. And now, the 29th day of September, 1995, 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 plaintiff in the amount of $8,045.25 together with costs of suit. We find against the defendant on its counterclaim.
Gary A.Fabian, Chairman
Bruce Barrett
Terry Toomey

9-29-95 Faxed Tinko & Youngs.

Nov 8, 1995 Praecipe For Entry of Judgment on The Arbitration Award, filed. The thirty (30) day appeal period havign expired, please enter judgment for the Plaintiff and against the Defendant on the arbitration award dated September 29, 1995 in the amount of Eight Thousand Forty-Five and 25/100 ($8,045.25) Dollars, together with costs of suit.
S - 185
Debt: $8,045.25 plus costs
Judgment
Barbara H. King, Pro.

1995

183.

PATINA SHULL

vs.

ERIC SHULL

Filed February 17, 1995
@ 4:11 PM

Tax & entry Pd. 4-25-95 50.50
User's Fee Pd. 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd. $29.00
Pro. Co. Pd. 9.00

Apr. 24, 1995 paid Sheriffs costs #29.00 Ck 9128

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MCPD

Order:

And now, this 17 day of February , 1995 , 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: The Plaintiff shallhave exclusive possession of marital home pending further order of court.

3. This Order may be enforced without a warrant 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 or 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 February 27, 1995 , 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 COURT,

FEb. 22,1995 ORDER filed. AND NOW, February 22, 1995, Paragraph 2 of our order of February 17, 1995 providing that the Plaintiff shall have exclusive possession of the marital home pending further order of court is rescinded.

In all other respects,the order shall remain infull force and effect until hearing now scheduled for February 27, 1995 in Courtroom No. 1 or 2 of the Crawford County Courthouse.

A copy of this order shall be sent by the Prothonotary to County Control and to the Meadville City Police Department and a copy shall be served by the Sheriff upon the Defendant when service is made with respect to the original petition and order.

BY THE COURT:
Anthony J.Vardaro, J.

2-22-95 Faxed Co.Control, MCPD, given Sheriff, Pltf by Court

Feb. 27, 1995 Sheriff's Return filed. SERVED Eric Shull personally on February23, 1995 at 11:00 AM byhanding a copy of the Protection from Abuse tohim at his residence, 1171½ South Main Street,Meadville, Crawford County,PA.

So answers,

Shawn E.Ashbaugh,Deputy Sheriff
Scott D. Young,Deputy Sheriff
Robert M.Stevens,Sheriff

Mar. 1, 1995, ORDER filed. AND NOW, Feb. 27, 1995, this matter is before the court with respect to the plaintiff's Petition for Protection Under the Protection From Abuse Act.

The parties appear without counsel but together, and they have reconciled and it appears the defendant will be receiving appropriate counseling.

The plaintiff wishes to withdraw this petition, and accordingly, it is withdrawn.

The parties will pay court costs in this matter from their joint Social Security Benefits in the amount of $93.50, with $31 to be paid on or before Mar. 5, 1995; $31 to be paid on or before April 5, 1995; and the balance of $31.50 to be paid on or before May 5, 1995. All of the payments shall be made to the Prothonotary of Crawford County on the First Floor of the Crawford County Courthouse in Meadville, Pa.

The Prothonotary shall send a copy of this order to the Meadville City Police and to Crawford County control

BY THE COURT,
Anthony J. VArdaro, Judge

Mar. 1, 1995, faxed to MCPD and County Control.
Mar. 10, 1995, copies mailed to plaintiff and defendant.

1995

Joseph F. Kulwicki

184.

JOHN T. PHILLIPS

vs.

TRACY PHILLIPS

Filed February 17, 1995
@ 4:06 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co. pd.5/19/95	9.00
Extra Decree pd.	3.00

COMPLAINT UNDER 3301(c) OF THE DIVORCE CODE
1 copy atty.

February 22, 1995, Affidavit of Service Filed. Jacklynn Donaldson, an adult individual, sui juris, being duly sworn according to law, deposes and says she is employed as a secretary by Joseph F. Kulwicki, III Attorney for the Plaintiff, and as such, she personally served a certified copy of the Divorce Complaint in the matter upon captioned upon the Defendant, Tracy Phillips, by handing her same, on Monday, February 20, 1995, at 891 Grove Street, Meadville, PA.

FURTHER DEPONENT SAIETH NOT.

Jacklynn Donaldson

May 19, 1995 Affidavit of Consent of plaintiff filed.

May 19, 1995 Affidavit of Consent of defendant filed.

May 19, 1995 Upon praecipe of plaintiff attorney for review under Section 3301(c) of Divorce Code, this case moved to Court, filed.

DIVORCE DECREE FILED

May 24, 1995 AND NOW, May 23, 1995, it is hereby ordered and decreed that JOHN T. PHILLIPS, Plaintiff, and TRACY PHILLIPS, 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.

1995

Mary Ann Kirkpatrick

185.

Barbara J.Walton

JOSEPH ELMO BOYLAN

vs.

JANICE LEA MITCHELL BOYLAN

Filed February 21, 1995
@ 10:19 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
User's Fee pd 12-11-95	15.00
Pro Co pd 12-11-95	5.00
Pro paid 10/30/96	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Mar. 2, 1995 Affidavit of Service filed. And Now,March 1, 1995, comes Constance L.Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Joseph Elmo Boylan, 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, Z 070 388 498; postmarked February22, 1995, to the last known address of the Defendant, Jancie Lea Mitchell Boylan,R.D.#1, Box 83,Cambridge Springs, PA 16403.
3. That the Defendant, Janice Lea Mitchell Boylan, on February 24, 1995, personally signed the return receipt card which was affixed to theComplaint 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.

March 1, 1995 Constance L. Deitman

Mar. 3, 1995 Appearance of Barbara J.Walton, Esquire for Janice Lea Mitchell Boylan, Defendant, filed.

Dec 4, 1995 Petition for Additional Remedies, filed.

Sept. 11, 1996 Affidavit of Consent by Defendant filed.

Sept. 30, 1996 Waiver of Notice of Intention To Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code of Plaintiff filed.

Sept. 30, 1996 Affidavit of Consent to Divorce 3301(c) of Plaintiff filed.

Oct. 16, 1996 Domestic Relations Order filed. AND NOW, this 14 day of October, 1996, it appearing to the Court that:

1. The parties hereto were formerly husband and wife having been divorced on _____. 1996, at the above number.
2. Joseph E. Boylan, S.S.# 166-30-7717, hereinafter referred to as "Participant", was employed by Lord Corporation and is a participant in the Lord Corporation Pension Plan for Hourly Employees.
3. Janice L. Boylan, S.S. # 203-32-7608, hereinafter referred to as "Alternate Payee", has raised claims for, inter alia, equitable distribution of marital property pursuant to the Pennsylvania Divorce Code, 23 Pa. C.S. 3101 et seq.;
4. The parties have entered into an agreement which calls for a division of the aforesaid plan by way of a Qualified Domestic Relations Order.
5. Alternate Payee's current and last know mailing address is R.D. #1, Box 83, Cambridge Springs, Pennsylvania 16403.
6. Participant's current and last know address is 242 South Main Street, Cambridge Springs, Pennsylvania 16403.
7. The marital property component of Member's benefit is: 100%. The value of the pension which is attributed to the period of marriage is a monthly benefit of $90.00.

Fifty percent (50%) of the value of the monthly pension benefit, or $45.00/month, is to be allocated to the Alternate Payee as her equitable distribution of this marital asset. This amount shall be paid to her in a lump sum, which has been acturially calculated at $4,753.67 as of December 15, 1996. Therefore, this distribution shall be made to her on this date, providing this order has been approved by that date. If the QDRO is not approved by that date the distribution shall be recalculated as of that date and paid as soon as possible. The balance of the Participant's Savings and Retirement Plan shall remain the sole property of the Participant and shall not be subject to this 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.
(SEE FILE FOLDER FOR ENTIRE ORDER)
BY THE COURT:
Anthony J. Vardaro, J.

Oct. 21, 1996, Upon praecipe of plaintiff attorney, for review, with copy of notice of intention to request entry of diovrce decree attached, this case moved to court.

Nov. 1, 1996 Order filed. This divorce matter has been referred to the court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

___X___ Economic and other issues or counts have been raised in the pleadings or by petition which are nto being disposed of by stipulation, withdrawal or hearing. To grant a divorce decree without a resolution of those other issues would be tantamount to an improper bifurcation.

Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.
BY ORDER OF COURT
Gordon R. Miller, J.
11-1-96 FAXED Walton & Kirkpatrick

Dec. 24, 1996 Motion to Withdraw Claim and Order filed. And Now, December 30, 1996, Motion to withdraw claim for equitable distribution in theabove divorce is granted.

By the Court,
Anthony J. Vardaro,J

1-2-97 Distributed Walton & Faxed Kirkpatrick

Continued Page 504

186

1995

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
John Fuller

186.

Catalde and Bradford
Robert J. Catalde

CAMERON D. WRIGHT, t/a
CONNEAUTVILLE FARMERS
EXCHANGE.

vs.

FREDERICK W. WILLIAMS, JR.
& TRACY L. WILLIAMS, his
wife

Filed February 21, 1995
@ 10:55 AM

Tax & entry paid 9.00
Pltf. on orig 9.50

AGREEMENT TO REVIVE

OF

DSB ~~1995~~ 1990. 138 - ~~186~~

The undersigned hereby agree(s) that the judgment entered on March 7, 1990 to Cameron D. Wright t/a Conneautville Farmers Ex. be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of Nineteen Thousand One Hundred seventeen73 plus costs

Signed and dated this 11thday of February , 1995

W-241-245
Date-----Feb. 21, 1995
Debt----- $19,117.73

Judgment
Barbara H. King
Prothonotary

Ex 1995-64

Oct. 23, 1995, Appearance of Catalde and Bradford byRobert J. catalde, attys. for dfts. filed.

Oct. 30, 1995 Petition to Open and/or Strike Judgment and Enforce Stay of Execution and Order filed. ORDER. AND NOW, this 30 day of October, 1995, upon the presentation of the within Petition it is ORDERED that Rule issued to show cause why the relief requested therein should not be granted.

Hearing is set for the 2 day of November, 1995, at 3 o'clock p.m. in Court Room 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

Anthony J.Vardaro, J.

10-30-95 faxed to Attys. Catalde & Nelson. (Papers filed at EX. 1995 -64.)

Nov. 8, 1995 ORDER filed. AND NOW, November 2, 1995, the Court having been advised that the Defendants have filed a petition in Bankruptcy in the United States Bankruptcy Court for the Western District of Pennsylvania as is evidenced by the attached certified order of court, the hearing scheduled this day with regard to the Defendants' petition to open and strike judgment is continued to be rescheduled only when the automatic stay of the Bankruptcy Court is lifted.

BY THE COURT:
Anthony J. Vardaro, J.

FAXED 11-9-95 Attys. Nelson and Catalde.

187.

3-2-95 Rec'd from Atty Sheriff's Costs 28.00
3-3-95 Pd Sheriff 28.00 # 8973

TONYA L. WOOD

vs.

DEAN A. WOOD

Filed February 21, 1995
@ 1:11 PM

Tax & entry Pd. 3-2-95 50.50
User's Fee Pd. 3-2-95 5.00
Surcharge Pd. Pd 3-2-95 25.00

Sheriff's Costs Pd. $28.00
Pro Co pd 3-13-95 5.00
Pro Co Pd 3-3-95 9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 21st day of February , 1995 , 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 Plaintiffs residence. Sole possession of that residence is awarded to Plaintiff. Custody of the children is awarded to plaintiff.
3. This Order may be enforced without a warrant 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 or 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 March 2, 1995 , at 11:15 am.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 COURT,
Gordon R. Miller, J

Feb.22,1995 Sheriff's Return filed. SERVED Dean A.Wood personally on February 21, 1995 at 2:40 PM by handing a copy of the Protection from Abuse to him at his place of employment,Joint Venture, Grant Street,Saegertown,Crawford County,PA.

So answers,

Shawn E.Ashbaugh,Deputy Sheriff
Robert Fischer, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar 15, 1995 Motion To Vacate Protection From ABuse Order and Order, filed. AND NOW, this 14th day of March, 1995 upon receipt and review of teh plaintiff's motion to vacate and terminate the Protection from Abuse Order of 2-21-95, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy fo this Order shall be delivered by teh Prothonotary to the Police Department that received the order of 2-21-95 and to County Control.

Any provisions fo the Protection from ABuse Order of 2-21-95 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

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

Mar 15, 1995 Faxed PaSPD & Co Control
Mar. 21, 1995 sent Plf. & Dft.

1995

Louis P. Vitti & Assoc.
Louis P. Vitti

188.

Watts & Pepicelli
Christopher D. Ferry

PNC BANK, N.A., s/b/m/t MARINE BANK, s/b/m/t THE FIRST NATIONAL BANK OF PENNSYLVANIA

vs.

ARTHUR J. NIES and KAREN L.NIES, his wife

Filed February 21, 1995
@ 1;43 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	41.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Feb. 27, 1995 Sheriff's Return filed. SERVED Arthur J.Nies personally on February 24, 1995 at 12:08 PM by handing a copy of the Complaint in Mortgage Foreclosure to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.

SERVED Karen L. Nies on February 24, 1995 at 12:09 PM by handing a copy of the Complaint in Mortgage Foreclosure to Arthur J. Nies, her Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

So answers,

Carole Stefanucci, Deputy Sheriff
Robert M.Stevens,Sheriff

Mar. 27, 1995 Appearance of Watts & Pepicelli by Christopher D. Ferry for Defendants filed.

Mar. 27, 1995 Defendant's Preliminary Objections to Plaintiffs Complaint filed.

April 20, 1995, Amended Complaint filed.

May 30, 1995 Defendants' Answer and New Matter to Plaintiff's Amended Complaint, filed.

1995

Blystone & Blystone
Curtis E. Blystone

189.

CHARLES R. BROWN

vs.

WENDY K. BROWN

Filed February 21, 1995
@ 2:30 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Pd 10/24/95	9.00

COMPLAINT UNDER SECTION 3301(c) or 3301(d) OF THE DIVORCE CODE

Feb. 21, 1995 Acceptqance of Service filed. I hereby accept service oftheComplaint in Divorce.
Dated: February 21, 1995 Wendy K. Brown

Oct.16, 1995, Affidavit of consent of defendant filed.

Oct. 24, 1995, Affidavit of Consent of plaintiff filed.

Oct. 24, 1995, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Oct. 30, 1995 Divorce Decree filed. AND NOW, October 26, 1995, it is hereby ordered and decreed that Charles E. Brown, Plaintiff, and Wendy K. Brown, 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.

1995

Kathleen R. Nelson

190.

MARJORIE E. RANKIN

vs.

LARRY D. RANKIN

Filed February 22, 1995
@ 11:07 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 5-24-95	9.00

COMPLAINT UNDER SECTION 3301(c) or (d) OF THE DIVORCE CODE
1 copy atty.

Mar. 3, 1995 Affidavit of Service filed. KATHLEEN R.Nelson, Esquire, being 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 thePlaintiff 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, Larry D. Rankin, on February 28, 1995.
3. The registered mail was sent to Larry D.Rankin, RD #3, Box 790, Meadville,PA. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on February 21, 1995. Said Return Receipt Card Z 441 923 969 is attached hereto, signed by Larry Rankin and made a part hereof.
March3, 1995 Kathleen R.Nelson, Esq.

Mar. 27, 1995 Amended 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 theAttorney for the Plaintiff in the above-captioned action.
2. That a true and correct copy of theComplaint in Divorce and Notice were sent by registered mail to theDefendant, Larry D, Rankin, on February 28, 1995.
3. The registered mail was sent to Karry D. Rankin, RD 3, Box 790, Meadville, PA. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on March 1, 1995. Said REturn Receipt card #Z 441 923 969 is attached hereto, signed by Larry D. Rankin and made a part hereof.
Kathleen R. Nelson

May 24, 1995 Affidavit of Consent of Defendant, filed.

May 24, 1995 Affidavit of Consent of Plaintiff, filed.

May 24, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

May 31, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:
__x__ Properly completed 3301(c) consents have not been filed of record. Pa.R.C.P.1920.42. The Plaintiff signed here affidavit of consent on the 90th day after the filing of thecomplaint and the Defendant signed his affidavit of consent onthe 89thday after filing of the complaint.
Either party may file a praecipe to referthe matter back to the Court when the record is in such a state that the parties are entitled to a final decree.
BY THE COURT:
Anthony J. Vardaro,J.
5-31-95 Copies dist.to Nelson

May 31, 1995 Affidavit of Consent by Larry D. Rankin, Defendant, filed.

May 31, 1995 Upon Praecipe of Kathleen R.Nelson, Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

June 1, 1995 DIVORCE DECREE FILED.

AND NOW, June 1, 1995, it is ordered and decreed that the Plaintiff and Defendant named herein, 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 clam.
BY THE COURT:
Anthony J. Vardaro, J

1995

Seewald, Swartz &
Associates
Louis B. Swartz

1911.

MONOGRAM CREDIT CARD BANK
OF GEORGIA, a corporation

vs.

ALBERT E. WILSON, JR., an
individual

Filed February 22, 1995
@ 11:55 AM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	35.00
Pro Co Pd. 4/7/95	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar. 3, 1995, Sheriffs Return filed. SERVED Albert E. Wilson, Jr personally on Mar. 1, 1995, at 2:15 p.m. by handing a copy ofthe complaint to him in the sheriffs office, Third Floor, Crawford County Courthouse, Meadville, Pa.
So answers, Dale A. collins, Ch. Dep.
Robert M. Stevens, Sher.

April 3, 1995, UPon praecipe of plaintiff attorney, the above captioned action is marked settled and discontinued of record.

1995

Joseph C. Barnhart

192.

GLORIA M. WYBIRAL

vs.

ROBERT M. WYBIRAL, JR.

Filed February 22, 1995
@ 11:55 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co. pd 3-3-95	9.00

COMPLAINT IN CIVIL ACTION
no copies

Feb. 22, 1995 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed

March 3, 1995 Acceptance of Service filed. I, Robert M. Wybiral, Jr. do hereby acknowledge that have this date received a true and correct copy of a Complaint in divorce as filed in the above-captioned matter together with the Plaintiff's affidavit of two year or more separation.

Robert M. Wybiral, Jr.

March 3, 1995 Defendant's Counter-Affidavit Under Section 3301(d) of the Divorce Code, filed.

March 3, 1995 Waiver of Right to Respond To Divorce Complaint within 20 days filed.

March 3, 1995 Waiver of Right to Receive Advance Notice of Intention To Request Decree of Divorce filed.

March 3, 1995 Upon praecipe of plaintiff attorney for Review Under Section 3301(d) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

March 6, 1995 AND NOW, this 3 day of March, 1995, IT IS ORDERED AND DECREED THAT, GLORIA M. WYBIRAL and ROBERT M. WYBIRAL, JR., are divorced from the bonds of matrimony.

The court retains jurisdiction fo any claims raised by the parties to this action for which a final order has nto yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

193.

ELLA V. MATTOCKS

vs.

DOUGLAS R. MATTOCKS

Filed February 22, 1995
@ 4:04 PM

Tax & entry paid 50.50
User's Fee paid 5.00

ELLA V. MATTOCKS

COMPLAINT FOR CUSTODY
2 copies atty.

IMPORTANT NOTICE AND COURT ORDER

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 2/22/1995 . 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 from you in writing on or before Oct. 23, 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.

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 Oct. 23, 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 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: Sept. 22, 1998

Nov. 5, 1998 ORDER filed. AND NOW, this 30th day of Oct., 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 by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 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 19011.

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

1995

194.

DIANE CUMMINS

vs.

RONALD ALLEN CUMMINS

Filed February 23, 1995
@ 11:18 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 5-23-95	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE

Feb. 23, 1995 Acceptance of Service filed. AND NOW, this 23rd day of February, 1995, I Ronald A. Cummins, Defendant, in acceptance, in the above captioned matter and acknowledge that I received a true and correct certified copy of the Divorce Complaint which was filed on February 23, 1995, in the above captioned matter.

Ronald A. Cummins

May 23, 1995 Affidavit of Consent of Plaintiff, filed.

May 23, 1995 Affidavit of Consent of Defendant, filed.

May 23, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

May 31, 1995, ORDER filed. This divorce matter has been referred tothe court for review and decree. The court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

Properly completed 3301(c) consents have not been filed of record. The plff.a nd dft. both signed their affidavits of consent prior to the 90 days or more after the filing of the complaint. Pa. R.C.P. 1920.42.

Either party may file a praecipe to refer the matter back to the court when the record is in such a state that the parties are entitled to a final decree.

BY THE COURT,
Anthony J. vardaro, J.

5/31/95 copies dist.to plff and dft.

Jun. 12, 1995 Affidavit of Consent by Diane Cummins, Plaintiff, filed.

Jun. 12, 1995 Affidavit of Consent by Ronald A.Cummins, Defendant, filed.

Jun. 12, 1995 Upon Praecipe for Review Under 3301(c) of the Divorce code to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 15, 1995 AND NOW, June 15, 1995, it is hereby ordered and decreed that DIANE CUMMINS, Plaintiff, and RONALD ALLEN CUMMINS, 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.

1995

Dale, Woodard, Montgomery, Greenfield & Pemrick
Keith M. Pemrick

195.

Thomas, Truax, Spadafore, Walker & Keenan
R. Charles Thomas

IRMA JEAN YAEGER, Executrix of the Estate of CHARLES B. YAEGER, deceased

vs.

MICHAEL E. CORNER

Filed February 23, 1995
@ 12:45 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	$33.00
Pro.Co. Pd 12/20/95	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar. 14, 1995 Sheriff's Return filed. SERVED the within Complaint on March 6, 1995, at 1500 hrs, upon Michael E.Corner at 140 West 6th Street, Erie County Sheriff's Office,Erie County, Erie, Pennsylvania by handing to Michael E.Corner a true and correct copy thereof and made known to him the contents therein.
Robert N.Michel, Sheriff Erie County
Joyce M.Hyche,Deputy Sheriff
See Affidavit of Service endorsed hereon by Sheriff of Erie County, Pennsylvania, which is part of this return.
So answers: Robert M. Stevens, Sheriff

Mar. 15, 1995 Appearance of Thomas, Truax, Spadafore,Walker & Keenan by R,.Charles Thomas, Esquire for Michael E.Corner, Defendant, filed.

Mar. 16, 1995 Notice of Service of Interrogatories and Request fro Production of Documents Directed to Defendant, filed.

Mlay 22, 1995 Answer and New Matter, filed.

June 2, 1995 Reply to New Matter, filed.

Aug. 11, 1995, Motion to Compel and Motion for Sanctions and Order filed. ORDER: NOW, Aug. 11, 1995, upon consideration of the within Motion and after hearing argument thereon, it is hereby ORDERED, ADJUDGED AND DECREED that:

1. The dft. shall file complete answers to plaintiff's interrogatories and Request for Production of Documents within 20 days of the date of this order.

BY THE COURT,
Anthony J. Vardaro, J.

8/11/95 Faxed to Thomas and Penrick.

Nov. 6, 1995, Notice ofPendency ofAction filed.

Nov 20, 1995 Petition For Approval of Settlement and Order, filed. AND NOW, this 20 day of November, 1995, upon consideration of the within Petition for Approval of Settlement it is hereby ORDERED, ADJUDGED and DECREED that:

1. The settlement, adjustment and compromise of all claims that have been, or could have been, asserted agaisnt the defendant on behalf of the Estate of Charles B. Yaeger and the survivors of Charles B. Yaeger by payment of the sum set forth in Paragraph 8 of the within Petition for Approval of Settlement, is hereby approved as fair and equitable.

2. The defendnat, Michael E. Corner, and his insurer, Erie Insurance Exchange, are hereby authorized to pay the damages as set forth in the Peteition in full settlement of all claims and demands that could have been asserted in this action.

3. Irma Jean Yaeger, Executrix of the Estate of Charles B. Yaeger, is hereby authorized to execute and deliver all settlement agreements and releases necessary or convenient to evidence the receipt of the aforesaid payments in compromise and settlement of the claims asserted in this action.

4. Irma Jean Yaeger, or her attorney, Keith M. Penrick, Esquire,is hereby authorized to mark this action "discontinued" and to take all stpes necessary to conclude the settlement of this action.

5. The settlement proceeds of One Hundred Thousand ($100,000.00) Dollars shall be distributed as follows:

(a) The sum of Seventy Thousand ($70,000.00) to Irma Jean Yaeger, individually,m in settlement, compromise and discharge of the wrongful death claim;

(b) The sum of Five Thousand ($5,000.00) Dollars to the Estate of Charles B. Yaeger, in settlement, compromise and discharge of teh survival action; and

(c) The sum of Twenty-Five Thousand ($25,000.00) Dollars to the law firm of Dale, Woodard, Montgomery, Greenfield & Pemrick, as payment of reasonable attorney's fees.

BY THE COURT,
Anthony J. Vardaro, J.

Nov 28, 1995 Faxed Thomas, sent Pemrick

Dec. 19, 1995 Upon Praecipe of Keith M. Pemrick,Esquire, Attorney for Plaintiff, the above action is marked Settled and Discontinued, all causes of action having been amicably resolved by the parties.

196

1995

Ely & Smith
Theodore B. Ely

196.

Thomas Dana Watson

VIRGIL EELL and DEBORAH EELL, his wife, individually and d/b/a EELL USED CARS, a sole proprietorship

vs.

JOSEPH GRECO, An adult individual

Filed February 23, 1995
@ 2:17 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co pd 5-5-95	15.00
Pro Pd 9/7/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Feb. 28, 1995 Sheriff's Return filed. SERVED Joseph Greco personally on February 27, 1995 at 1:58 PM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar. 17, 1995 Answer to Complaint and New Matter filed.

Apr. 28, 1995 Reply To Defendant's New Matter filed.

May 1, 1995 Upon praecipe of plaintiffs attorney to appoint Arbitrators, the following Arbitrators have been appointed.
Bruce A. Barrett, Chr.
William Pineo
Kemp Scales

May 17, 1995, Arbitrators Take the Qualifying Oath.

July 17, 1995 Decision of Arbitrators filed in which they find in favor of the Plaintiff and against the defendant in the sum of $367.22 plus interest at the rate of 6% from June 27, 1993 together with cost of suit.
G-94 DECISION OF ARBITRATORS
July 17, 1995 Faxed Ely and Watson

And Now, sept. 1, 1995 at 11:42 a.m. upon praecipe of plaintiff attorney, Judgment on the award of the arbitrators is hereby entered in favor of plaintiff and against the defendant in the amount if /three Hundred Sixty Seven and 22/100 Dollars plus int. at rate of 6% per annum from June 27, 1993 and costs of suit.
Judgment entered
9/1/95
G - 94

Debt -- $367.22 - plus int. from 6/27/93
JUDGMENT
Barbara H. King,
Prothonotary

Sept. 7, 1995, notice of entry of judg. mailed dft.

1995

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

197.

Buchanan Ingersoll
Jeffrey A.Ernico

BILL BRAGG, d/b/a BILL
BRAGG & ASSOCIATES

vs.

PHOENIX POULTRY CORPORATION

Filed February 23, 1995
@ 2:17 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Mar. 13, 1995 Acceptance of Service filed. I accept service of the Complaint in the above-captioned action on behalf of Defendant, Phoenix Poultry Corporation, and certify that I an authorized to do so.
Date March 13, 1995 By Jeffrey A.Ernico, Esquire

Mar. 29, 1995 Defendant's Answer and New Matter filed.

Apr. 17, 1995, Reply to Answer and New Matter filed.

198

1995

Ostroff & Kline
Jonathan Ostroff

198.

LEONA R. SMITH

vs.

TERRY L. BERLIN and CHAD BERLIN

Filed February 23, 1995
@ 2:17 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	50.00
Pro.Co. Pd 4/5/95	5.00

WRIT OF SUMMONS
Issued Sheriff

Mar. 3, 1995, Writ Returned. SERVED Terry L. Berlin and Chad Berlin by handing a copy ofn the Summons (10:50 and 10:51 am) to Becky Berlin, the mother at the residence R. D. #1, Box 207 Titusville, Crawford County, Pa.
So answers, Scott D. Young, Dep. sher
Robert M. Stevens, Sher.

Apr.5, 1995 UponPraecipe of Jonathan Ostroff, Esquire, Attorney for Plaintiff, the above-captioned matter is marked settled,discontinued and ended, upon payment of costs, filed.

1995

199.

VIRGINIA R. McELHATTAN

vs.

ROBERT REX McELHATTAN, JR.

Filed February 23 1995
@ 2:24 PM

Tax & entry paid	10.50
User's Fee paid	5.00
pro Co pd 2/23/95	5.00

CERTIFIED COPY OF DIVORCE DECREE FROM CLARION COUNTY

AND NOW, October 7, 1994, it is ordered and decreed that Virginia R. McElhattan, plaintiff and Robert Rex McElhattan, defendant, are divorced from the bonds of matirmony.
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,
s/ Charles R. Alexander, P.J.

Feb. 23, 1995 Notice of Election To Retake Maiden Name filed. Virginia McElhattan TO BE KNOWN AS : Virginia Rose Karadeema

1995

200.

IN THE MATTER OF THE APPOINTMENT OF MEMBERS TO THE CRAWFORD COUNTY BOARD OF ELECTIONS

Filed February 23, 1995
@ 2:36 PM

ORDER

AND NOW, February 17, 1995, it appearing that Morris W. Waid and Roger C. Williams, members of the Board of County Commissioners and members of the Crawford County Board of Elections, will be candidates for office in the May 1995 primary and November 1995 General Election and thus ineligible to serve on the Board of Elections. Susan Sheets and Kerry Corbett are hereby appointed as members of the Board of Elections to serve in their stead for the primary and general elections to be hold in 1995, all pursuant to 25 P.S. 2641.

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

Feb. 23, 1995 copies dist. to Com., Barr & Spataro

Nov. 28, 1995 Oath of Clerks, filed.

1995

Akman& Associates
Johnathan C. Hook

201.

CLARA SWOGER

vs.

LES SWOGER

Filed February 24, 1995
@ 1:28 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. Pd 10/13/95	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE, ALIMONY, ALIMONY PENDENTE LITE, EQUITABLE DISTRIBUTION OF MARITAL PROPERTY
1 copy atty.

Mar. 23, 1995 Certificate of Service filed. I hereby certify that a true and correct photocopy of the foregoing Complaint in Divorce was served on the Defendant, Les Swoger, on the 11th day of March, 1995, by mailing said photocopy to him via Certified First Class Mail, Return Receipt Requested, Restricted Deliery, postage prepaid, at the address listed below: 486 North St., Meadville, PA 16335.
Jonathan C. Hook

Oct. 13, 1995, Affidavit of consent of plaintiff filed.

Oct. 13, 1995, Affidavit of consent of defendant filed.

Oct. 13, 1995, Upon praecipe of plaintiff attorney, to transmit the record this case moved tocourt.

Oct. 24, 1995 Order filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

Properly completed 3301(c) consents have not been filed of record. Pa. R.C.P. 1920.42. The Plaintiff signed her consent on September 5, 1995 but it was not filed until October 13, 1995 which is beyound the 30 days in which a consent must be filed after signing. Pa. R.C.P. 1920.42(b) (2).
BY THE COURT:
Anthony J. Vardaro, J.

Oct. 24, 1995 Order mailed Atty. Hook and Defdt.

Nov. 13, 1995 Affidavit of Consent by Les Swoger, Defendant, filed.

Nov.13,1995 Affidavit of consent by Clara Swoger, Plaintiff, filed.

Nov. 13,1995 Upon Praecipe of Jonathan C.Hook, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Nov. 28, 1995 AND NOW, November 22, 1995, it is ordered and decreed that CLARA SWOGER, plaintiff and LEE SWOGER, defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that terms, provisions and conditions of a certain Marriage Settlement Agreement between the parties dated Aug. 29, 1995 and attached hereto, are hereby incorporated in this decree and order by reference as fully as though the same were set forth herein at length. Said agreement shall not merge with, but shall survive this decree and order.

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

202

1995

Phillips & Galanter
Stephanie A. Murphy

202.

Ed Hatheway

LARRY E. DALEY, i/and d/b/a
DALEY CAMPERS

vs.

KEVIN HENSLER

Filed February 24, 1995
@ 1:28 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Sheriff's Costs -VEnango Co.	46.00
Pro Co pd 6/14/95	15.00 ✓
Arb. appeal Pd 8-8-95	220.00
Pro Pd 9/27/96	9.00
Plff's costs	$20.00
Pro Co Pd 1-24-97	2.00 cert. ✓
Pro pd 5/2/97	6.00 ✓

8-8-95 Pd Comm. Arb appeal
#9363 220.00

NON JURY TRIAL

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar. 10, 1995 Sheriff's Return filed. SERVED KevinHensler by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on March 3, 1995 at his residence, 16584 Tionesta Road, Pleasantville, Venango County, PA 16341.
So answers, Robert M.Stevens,Sheriff

March 10, 1995 Answer and New Matter on behalf of defendant, filed.

Mar. 22, 1995 Reply To New Matter filed.

Apr. 27, 1995 VERFICATION filed. I, LARRY E. DALEY, hereby swear or affirm that I am the plaintiff in the within action, that the facts contained in the within REPLY TO NEW MATTER are true and correct to the best of my information, knowledge and belief.
This statement is subject to the penalties of 18 C.S.Section 4904 relating to unsworn falsifications to authorities.
Larry E. Daley

May 16, 1995 Upon Praecipe of Plaintiff Attorney for appointment of Arbitrators, the following Arbitrators are appointed.
Robert Bailey, Chairman
Kathleen Nelson
Gregory Keenan

June 15, 1995 Arbitrators take qualifying oath.

July 19, 1995 Decision of Arbitrators filed. And now, the 19th day of July, 1995, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find infavor of plaintiff in the amount of $30.00 plus record costs.
Decision of Arbitrators
Barbara H. King, Prothonotary
H-103
Date: 7/19/95
July 19, 1995 FAXED Attys. Murphy and Hatheway.

Aug 8, 1995 Notice of Appeal From Award of Board of Arbitrators, filed.

Oct. 17, 1995. Upon Praecipe of Stephanie A.Murphy, Esquire, Attorney for Plaintiff the above-captioned case is placed on the next available Non-Jury Trial list.

ON FEBRUARY,1996 TRIAL LIST

Apr. 24, 1996, Assignment of NonJury Date filed. And Now, Apro. 22, 1996 the same is hereby set for July 16, 1996 at 1:15 p.m. before Hon. Gordon R. Miller.
for the court, Ann Walker, Ct. Adm.
4/22/96 copies mailed to S. Murphy and E. Hatheway.

July 19, 1996 VERDICT filed. AND NOW, July 16, 1996, at the close of a non jury trial, the Court renders a verdict in favor of the plaintiff and against the defendant in the amount of $768.13.
BY THE COURT,
Gordon R. Miller, P.J.
7-19-96 DISTRIBUTED Hatheway. MAILED Stein

And now, Sept. 23, 1996, at 11:57 a.m., upon praecipe of plaintiff attorney, with verification of Non-military service, and cert. of service, and plff's bill of costs attached, Judgment is hereby entered upon the non jury verdict entered on July 16, 1996 in favor of p laintiff and against the dft. in amt. of Seven Hundred Sixty Eight and 13/100 dollars plus costs of suit.
Judgment entered
Sept. 23, 1996
H - 103
Debt - $768.13
JUDGMENT
Barbara H. King,
Prothonotary
Sept. 27, 1996, notice of entry of judgment mailed dft.

May 2, 1997 Upon praecipe of plaintiff attorney, the above captioned judgment is marked satisfied of record.

1995

Conner & Riley
S. E. Riley, Jr.

203.

Cohen & Grigsby
Thomas J. Madigan

CARL W. SISCO

vs.

TITUSVILLE AREA HOSPITAL

Filed February 24, 1995
@ 1:29 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriffs costs	50.00
Pro pd 12/18/96	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Feb. 24, 1995 Plaintiff's Request For Production of Documents filed.

Mar. 3, 1995, Sheriffs Return filed. Served Titusville Hospital on Mar. 1, 1995 at 9:38 a.m. by handing a copy of the complaint to Linda Harris, Vice Pres. of Patient Servcies at the Titusville Hospital, 406 W. Oak St. Titusville, Crawford County,Pa.
So answers, Scott D. Young, Dep. Sher.
Robert M. Stevens, Sher.

Mar. 8, 1995 Appearance of Cohen & Grigsby by Thomas J. Madigan, Esquire for Titusville Area Hospital, Defendant,filed.

Apr. 11, 1995 Answer and New Matter filed.

May 2, 1995 Reply to New Matter,filed.

May 19, 1995, Notice of Depositions filed.

Jun. 5, 1995 Notice of Deposition of Jeffrey Saintz, filed.

Jun. 5, 1995 Notice of Deposition of Linda Harris, filed.

Jun. 5, 1995 NOtice of Deposition of Anthony J.Nasralla, filed.

Jun. 5, 1995 NOtice of Deposition of Pat Douglas, filed.

July 6, 1995 Notice of Deposition of Brenda burnett filed.

July 6, 1995, Notice of Deposition of Pat Douglas filed.

July 6, 1995, Notice ofDeposition of Linda Harris filed.

July 6, 1995, Notice ofDeposition of Glenn Rogers filed.

June 3, 1996 Defendants Motion for Summary Judgment on Count II of Plaintiffs Complaint filed.

June 3, 1996, Defendant's Statement of Material facts filed.

June 3, 1996, Record in support of Defendants Motion for Partial Summary Judgment on Count II of Plaintiffs Complaint filed.

June 3, 1996, Upon praecipe of defendant attorney for argument date, Argument set for next available list.

ON ARGUMENT LIST FOR JULY 1996

June 28, 1996 Notice to Complete Discovery on behalf of plaintiff, filed.

Dec. 16, 1996, Upon praecipe of plaintiff attorney, the above captioned case is settled and discontinued with prejudice.

204

1995

Conner & Riley
S. E. Riley, Jr.

204.

Cohen & Grigsby
Thomas J.Madigan

CARL W. SISCO

vs.

BYRON L. DONOVAN, M.D.

Filed February 24, 1995
@ 1:29 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	46.00
Pro Co pd 8-25-95	6.00

WRIT OF SUMMONS
Issued Sheriff

Mar. 3, 1995, Writ Returned. SERVED Byron L. Donovan MD personally on Mar. 1, 1995 at 9:42 a.m. by handing a copy of the Summons to him at 406 W. Oak St. Meadville, Crawford County, Pa.
So answers, Scott D. Young, Dep. Sher.
Robert M. Stevens, Sher.

Mar. 29, 1995 Appearance of Cohen & Grigsby by Thomas J. Madigan, Esquire, Atty Attorney for Defendant, Byron L. Donovan, filed.

Mar. 29, 1995 Praecipe for a Rule to File a Complaint, issued. (Issued Atty.)

Apr 10, 1995 Service of Rule Accepted on 4-6-95, filed.

Apr 21, 1995 Motion For Order Permitting Pre-complaint Discovery and Order, filed. AND NOW, this 21st day of April, 1995, in consideratin of the foregoing Motion,
IT IS ORDERED that plaintiff may proceed with discovery necessary to enable him to prepare his complaint in the above matter within the next sixty (60) days, and that he file his Complaint or a Cerificate of Settlement and Discontinuance within ninety (90) days of this Order. If either rules require or present item plaintiff will specify the matters to be inquired into. Gordon R. Miller, P.J.
Apr. 26,1995 Faxed Riley, sent Madigan

Jun. 5, 1995 Notice of Deposition of Jeffrey Saintz, filed.

Jun. 5, 1995 Notice of Deposition of Linda Harris,filed.

Jun. 5, 1995 Notice of Deposition of Anthony J.Nasralla, filed.

Jun. 5, 1995 NOtice of Deposition of Pat Douglas, filed.

July 6, 1995, Notice ofDeposition of Brenda Burnett filed.

July 6, 1995, Notice ofDeposition of Pat Douglas filed.

July 6, 1995, Notice of Deposition of Linda Harris filed.

July 6, 1995, Notice of deposition of Glenn Rogers filed.

Aug 23, 1995 Upon praecipe of plaintiff attorney the above matter is marked discontinued without prejudice.

Gerald Sullivan

205.

ANGELA JONES

vs.

CLAUDE FREEMAN

Filed February 24, 1995
@ 3:40 PM

Tax & entry	50.50
User's Fee	5.00
~~Surcharge~~	~~25.00~~
Sheriff's Costs	29.00
Pro Co	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MCPD

Order:

And now, this 24 day of February , 19 95, 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: The Plaintiff shall have exclusive possession of 111 Walker Dr. Meadville pending further order of court. The Defendant may not go to Plaintiff's mother residence at 215 Willow St. Meadville, PA

3. This Order may be enforced without a warrant 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 or 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 March 2, 1995 , at 11:15 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 COURT,
Anthony J. Vardaro, J

Feb. 27, 1995 Sheriff's Return filed. SERVED Claude Freeman personally on February 24, 1995 at 3:55 PMby handing a copy of the Protection from Abuse to him at his temporary place of custody in the Crawford County Jail, 360 Center Street,Meaville,Crawford County, PA.
So answers,
Shawn E.Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar. 3, 1995 ORDER filed. AND NOW, March 2, 1995 this matter is before the Court with respect to Plaintiff's petition for relief under the Protection from Abuse Act. The Plaintiff appears with cousel, and the Defendant appears without counsel and indicates that he will proceed without counsel, and is agreeable to an order being entered without admission on his behalf.

Accordingly, the following order is entered:

1. The Defendant shall not abuse, threaten to abuse, harass, or stalk the Plaintiff at any time or any place.

2. The Defendant shall not go to the Plaintiff's residence where it currently is nor any future residence, nor shall he go on to the property of William Gill Village at all.

The Defendant is cautioned that he should not go to the Plaintiff residence wherever it is, during the term of this order, even if she invites him to that residence insofar as any police agency will presume that he is in violation of this order if he is at her residence.

In the event the parties wish for the Defendant to be aable to got o the Plaintiff's residence, they should seek a modification of this order prior to him doing so.

3. The Defendant will be responsible for any medical bills incurred by teh Plaintiff with respect to any injurious and with regard to any treatment that has occurred or does occur with respect to an incident that occurred on or about February 21, 1995.

Those bills with respect to those injuries shall be submitted by teh Plaintiff to the Defendant and he shall pay the same within 60 days of receipt of the bill, with each bill to be paid directly to the medical provider.

4. The Defendant still has personal effects at the Plaitniff's residence and he shall be prermitted to retrieve those by sending Lavelle Hollingsworth, with Mr. Hollingsworth advising the Plaintiff as to when he will be going to pick up the effects at least 24 hours in advance.

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 Meadville City Police Department and to County Control.

Additionally, a copy shall be sent tot he Defendant at 625 Park Ave. by regular mail, or at the Crawford County Jail if the order is sent while the Defendant is still incarcerated.

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 and a jail sentence of up to 6 months.

8. The Defendant shall pay costs in this matter in the amount of $93.50 to the Prothonotary of the Crawford County on the first floor of the Crawford County Courthouse, within 90 days of this date.

9. This order shall remain in full force and effect through March 1, 1996.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

March 3, 1995 Faxed Meadville PD, Co Control, given Sullivan mailed Dft w/bill
March 8, 1995 Given to Plf.

Continued on page 495

206

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

206.

Feb. 24, 1995 $150.00
deposited by planitiff

TONYA LYNN WOOD

vs.

DEAN ALLEN WOOD

Filed February 24, 1995
@ 3:48 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
John Spataro, Mediator	
Pro Co pd 3/23/95	5.00
Pro Co pd 5-22-95	6.00

COMPLAINT IN DIVORCE, CUSTODY/VISITATION

Mar. 3, 1995 Affidavit of Service filed. I,Edward J. Hatheway, Esquire, after being duly sworn according to law, do hereby certify 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 25thday of February, 1995, send to the above named Defendant, by Certified Mail, Return Receipt rEquested, a true and correct copy of the Complaint in Divorce filed at the above term and number; and that I did on the 2nd day of March, 1995,receive a duly executed return receipt dated March 1, 1995.
March 3, 1995 Edward J. Hatheway, Esquire

FEb. 24, 1995 Complaint in Divorce and NOTICE AND ORDER TO APPEAR filed. You, Dean Allen Wood, Defendant, have been sued in court to obtain custody of Megan Elizabeth Wood and Mckenzie Lynn Wood.

You are ordered to appear inperson for a child mediation conference at the Crawford County Courthouse in Meadville,Pennsylvania 16335 before John Spataro, 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.

Court Administrator
Crawford County Courthouse, Meadville,PA 16335
(814) 336-1151
BY THE COURT:
Anthony J. Vardaro, J.

3-3-95 Faxed to Atty.Hatheway, 3-13-95 Mailed copy to Deft., Faxed copy to Atty. Spataro.

Mar. 23, 1995Upon praecipe of Plaintiff the above Custody Count is hereby withdrawn from the Complaint.

May 18, 1995 Upon praecipe of plaintiff attorney the above-captioned divorce action is discontinued of record.

1995

Withdrawn
~~Donald E. Lewis~~

207.

Jeffrey L.Giltenboth

DONALD JAMES MERRITT

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed February 24, 1995
@ 4:24 PM

Tax & entry paid 50.50
User's Fee paid 5.00

NOTICE OF APPEAL OF SUSPENSION OF VEHICLE REGISTRATION/OPERATING PRIVILEGES
2 copies atty.

Feb. 24, 1995 Notice of Appeal and ORDER filed. AND NOW, this 3 day of March, 1995, upon Motion by the Appellant, a hearing is set on said Appeal for the 1st day of June, 1995, at 10:00 o'clockA.M., in Courtroom No. 1 or 2 of the Crawford County Courthousse, Meadville,Pennsylvania.

Further, notice of said Appeal and of this Order of Court are tobe given forthwith by Appellant's attorney to the appropriate representatives of the Appellee by forwarding a true and correct copy of same to the Appellee by First Class, U. S. Mail, postage prepaid.

Finally, said Appeal shall act as a supersedeas to Appellee's suspension of Appellant's operating privileges.

BY THE COURT:
AnthonyJ.Vardaro, J.

3-13-95 Faxed to Atty.Lewis

Apr. 26, 1995 Motion to Withdraw As Counsel and Order filed. AND NOW, this 26 day of April, 1995, upon presentation and consideration of the foregoing Motion to Withdraw, said Motion: granted.

BY THE COURT,
Anthony J. Vardaro, J

Apr. 26, 1995 Faxed Lewis & Kuhar

Jun. 5, 1995 ORDER filed. AND NOW, June 1, 1995,this matter is before the Court upon the Petitioner's appeal with respect toa license suspension which was imposed by the Department for his refusal to take a blood test as required by section 1547 of the Vehicle Code.

After hearing in this matter, the action of the department is sustained in the appeal is dismissed.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

6-7-95 Copy to Atty.Giltenboth & to Plft.

Jun. 7, 1995 Exhibits filed.

208

1995

Northwestern Legal Service
R.Christopher Brode

208.

BRENDA J. MILES

vs.

ROBERT A. MILES

Filed February 27, 1995
@ 10:37 AM

Tax & entry	Pd 3-7-95	50.50 ✓
User's Fee	Pd 3-7-95	5.00
Surcharge	Pd 3-7-95	25.00
Sheriff's Costs		41.00
Pro Pd 3-7-95		9.00 ✓

3-7-95 Rec'd from deft Sheriff cash 41.00
3-8-95 pd Sheriff #8988 41.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 27 day of February , 1995 , 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 will move out. Sole possession of the residence is awarded to Plaintiff. Defendant shall not go to Plaintiff's residence temporary custody of the child is awarded Plaintiff. Plaintiff shall have the use ofthe phymouth van.

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 or 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 the March 7, 1995 , at 10:30 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,
Gordon R. Miller, J

Feb. 28, 1995 Sheriff's Return filed. SERVED Robert A. Miles personally on February 27, 1995 at 2:34 PM by handing him a copy of the Protection from Abuse at his place of visitation at the Lake Road Marina, near the corner of Route 322 and Pine Road, Conneaut Lake, Crawford County, PA.
So answers,

Robert M.Stevens, Sheriff

Mar. 8, 1995 ORDER filed. AND NOW, March 7, 1995 at the time set for hearing on this abuse petition, counsel for the Plaintiff advises the Court the matter has been amicably resolved.

While the Defendant does not admit all of the allegations made, the parties mutually agree that an abuse order be entered as follows:

1. The Defendant will not threaten, annoy, harass, or assault the Plaintiff in any fashion; and he will not go within 100 yards of her residence for any purpose.

2. The parties shall have no contact with each other except by mail addressed to each party's address.

3. At this time, the father asks no visitations with minor child Susan which is the child of the parties born September 8,1989. In the future if the father wishes custody or visitation rights concerning minor child, Susan, and the parties cannot by mail amicably resolve his request for custody or visitation, he is advised he has the right to file a custody and visitation action; and the Court will make a decision thereon after hearing.

4. A 1985 Plymouth Voyager titled in the Defendant's name is now in the possession of the Plaintiff and may be used exclusively by her.

5. This order shall remain in force and effect for a period of one year.

6. Any police officer having reasonable grounds to believe that the Defendant has threatened the Plaintiff or seriously violated the terms and conditions of this order and believing that the Plaintiff is in danger may apprehend the Defendant without a warrant, confine him forthwith and advises the Court immediately to set a contempt hearing.

7. Costs inthis case are $130.50. Defendant will pay costs in this case at the Prothonotary's Office in the amount of $130.50. The Defendant agrees to pay said costs forthwith this date.

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

3-8-95 Faxed Pa.SPD &Co.Control, given Brode & Deft.

1995

209.

KURT MAUSERT

vs.

HARRIET ANNE MAUSERT

Filed February 27, 1995
@ 1:40 PM

Tax & entry paid	10.50
User's Fee paid	5.00
Pro Co paid 2/27/95	5.00

CERTIFIED COPY OF DIVORCE DECREE FROM MERRIMACK COUNTY, NEW HAMPSHIRE

KNOW YE, That the Superior Court of Concord, in and for said Co County of Merrimack, on the First Tuesday of December 1986, Anno Domini

In the matter of a Libel for Divorce, Kurt Mausert of Concord, in the County of Merrimack and State of New Hampshire, Libellant; and Harriet Anne Mausert of Franklin, Pennsylvania, Libellee.

IT WAS ORDERED, Adjudged, and Decreed by the Court, that the said Kurt Mausert be divorced from the said Harriet Anne Mausert that the bonds of matirmony between them be dissolved, and the marriage contract annulled.

Feb. 27, 1995 Notice of Election To Retake Maiden Name filed. Harriet Anne Mausert TO BE KNOWN AS: Harriet Anne Wallace

210

1995

Phillips & Galanter
Donald L. Phillips

210.

GELVIN, JACKSON & STARR

vs.

JAMES R. WILLEY, i/and t/a
WILLEY & SON

Filed February 27, 1995
@ 1:40 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co pd 6-7-95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar. 8, 1995 Sheriff's Return filed. SERVED James R. Willey Sr., personally on March 3, 1995 at 10:27 AM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Carle Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, June 5, 1995, upon praecipe of plaintiff attorney Judgment has been entered against the above named Defendant in default of an answr sec. leg in the sum of Two Thousand Seventy-Eight and 92/100, plus costs.
Filed 6-5-95 Debt: $2,078.92 plus costs
W - 91, 181 JUDGMENT
Barbara H. King, Pro.
6-7-95 Notice of default judgment sent to Dfts.

1995

Kathleen M. Koehler

211.

NAOMI SHAFFER

vs.

ANTHONY MANGILO

Filed February 27, 1995
@ 1:40 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co pd 4-5-95	15.00
Pro Co pd 8/10/95	9.00
Pro.Co. Pd 9/18/95	5.00

COMPLANIT IN CIVIL ACTION
1 copy Sheriff

Mar. 8, 1995 Sheriff's Return filed. SERVED Anthony Mangilo personally on March 2, 1995 at 1:30 PM by handing a copy of the Complaint to him at his residence, 665 Highland Avenue, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar 16, 1995 Answer to Plaintiff's Complaint, filed.

Apr. 5, 1995 Upon praecipe of plaintiff attorney to appoint Arbitrators, the following Arbitrators have been appointed.
Stephen Hall, Chairman
Andrew Bacallao
Lisa Youngs

May 12, 1995 Arbitrators Take Qualifying Oath.

May 16, 1995 Notice of Hearing Before Board of Arbitrators, filed.

June 8, 1995 DECISION OF ARBITRATORS, filed. And now, the 8th day of June, 1995, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties fine in favor of the Plaintiff and agaisnt Defendant in the amount of $125.00 plus costs of suit.
Stephen Hall, Chr.
Lisa Pepicelli Youngs
Andrew Bacallao

Sent copy to Plf. & Dft.

And Now, Aug. 10, 1995 at 2:02 p..m. Upon praecipe of plaintiff, Judgment is hereby entered in favor of the plaintiff and against the defendant and indexed in the amount of One Hundred Twenty Five and 00/100 dollars, and int. and costs of action.
Judgment entered
8/10/95
M - 13
Debt --- $125.00
judgment
Barbara H. King, Pro.

Aug. 10, 1995, notice of entry of judgment mailed to dft.

Sep. 18, 1995 This Judgment satisfied. (See paper filed.)

212

1995

Jorden & White Harry Faber White, II	HARRY VANNELL, III, and DIANE K. VANNELL	COMPLAINT IN CIVIL ACTION 1 copy Sheriff
212.	vs.	Mar. 10, 1995 Sheriff's Return filed. SERVED Evelyn Camasi on March 3, 1995 at 12:53 PM by handing a copy of the Complaint to Anthony Battaglia, her Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA. Signed Acceptance of Service attached. SERVED Anthony Battaglia personally on March 3,1995 at 12:52 PM by handing a copy of the Complaint to him in the Sheriff;s Office, Third Floor,Crawford County Courthouse, Meadville,PA. So answers, Dale A.Collins, Chief Deputy Robert M. Stevens, Sheriff
	EVEYLN CAMASI d/b/a CRAWFORD COUNTY RENTAL d/b/a MAIDENWOOD PARTY RENTAL d/b/a MAIDENWOOD PARTY CENTER d/b/a MAIDENWOOD MANOR d/b/a MAIDENWOOD EXQUISITE EVENTS and ANTHONY "TONY" BATTAGLIA d/b/a LITTLE GIANT DELI d/b/a MAIDENWOOD MANOR d/b/a MAIDENWOOD CATERING d/b/a MAIDENWOOD PARTY RENTAL d/b/a MAIDENWOOD MANOR EXQUISITE EVENTS	
	Filed February 27, 1995 @ 1:40 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff's Costs 41.00	

213.

3-6-95 Rec'd from deff Sheriff costs 29.00
3-7-95 Pd Sheriff #8981 29.00

LISA MARIE SCOWDEN

vs.

ALBERT LLOYD SCOWDEN

filed February 27, 1995
@ 2:24 PM

Tax & entry Pd 3-6-95 50.50 ✓
User's Fee pd 3-6-95 5.00
~~Surcharge 25.00~~
~~Sheriff's Costs $29.00~~
Pro to Pd 3-6-95. 5.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
faxed WMPD

Order:

And now, this 27 day of February , 1995 , 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: The Plaintiff shall have sole possession of the marital home pending further order of court. The Plaintiff shall have sole custody of minor children with visitation with Defendant to be arranged. The sheriff shall take possessof Defendant's deer rifles or make other arrangments to be sure he has no access to them pending further order of court.
3. This Order may be enforced without a warrant 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 or 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 March 7, 1995 , 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 COURT,
Aanthony J. Vardaro, J

Feb. 28, 1995 Sheriff's Return filed. SERVED Albert Lloyd Scowden personally on February 28, 1995 at 9:45 AM by handing a copy of the Protection from Abuse to himaat his residence, R.D.#1, Shartle Road, Meadville, Crawfor County, PA.
So answers,
Sheriff
Diane Brittain, Deputy Sheriff
Robert M.Stevens, Sheriff

Mar. 8, 1995 Motion To Vacate Protection From Abuse Order and Order filed. AND NOW, this 7 day of March, 1995 upon receipt and review ofthe plaintiff's motion to vacate and terminate the Protection from Abuse Order of February 27, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.
A true and correct copy of this Order shall be delivered by the Prothonotary to County Control and proper police agency and to County Control.
Any provisions ofthe Protection from Abuse Order of February 27, 1995 assessing court costs shall remain in full force and effect withou change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, j

Mar. 8, 1995 Faxed WMPD, Co Control mailed Plft. & Deft.

214

1995

William J. Gregg

214.

IN RE: NAME CHANGE OF DANIEL DAVID ROBINSON, an Adult Individual

Filed February 27, 1995
@ 3:18 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro.Co. pd 3/2/95 $5.00 ✓

PETITION FOR CHANGE OF NAME
1 copy atty.

AND NOW, this 23 day of February, 1995, upon consideration of said Petition, a hearing is hereby scheduled for the 27th day of April, 1995, at 11:30 a.m., in Court Room 1 or 2, at the Crawford County Courthouse, Meadville, Pennsylvania. The Petitioner shall place notice of the hearing in the Meadville Tribune and Crawford County Legal Journal at least 10 days before the hearing. He shall also serve David Minnick by certified mail return receipt requested.

Anthony J. Vardaro, J

Mar. 2, 1995 Praecipe to Review Indexes, filed.

Apr. 3, 1995 Affidavit of Service filed. AND NOW, this 28th day of March, 1995, 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 Daniel David Robinson in the above-captioned action.
2. That a true and correct copy of the Petition for Change of Name and Order setting hearing date were sent by certified mail to David Minnick, antural father of Daniel David Robinson, on March 14, 1995.
3. That the said David Minnick received said certified mail on March 20, 1995. Said Return Receipt Card Z 727 826 204 is attached hereto, signed by S. Minnick and made a part hereof

William J. Gregg

Apr. 27, 1995 Proof of Publication filed.

Apr. 27, 1995 Proof of Publication filed.

Apr. 27, 1995 Affidavit filed. I, Antoinette R. Allegretti, Register and Record in and for said County, do hereby certify that I have examined the proper indexes in my office for mortgages remaining on file in said Office for five (5) years last past, against Daniel David Robinson, and find that there are no such mortgages on file.
IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of my office to affixed at Crwaford, Pennsylvania, this 21st day of February, 1995. Antoinette R. Allegretti

Apr. 27, 1995 Affidavit filed. I, Barbara H. King, Prothonotary of the Court of Common Pleas in and for said County, do hereby certify that I have examined the proper indexes in my office for Judgments, Mechanics' Liens, and City Liens remaining on file in said Office for five (5) years last pat, agianst Daniel David Robinson, and find that there are no such liens on file.
IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of my office to affixed at Crawford, pennsylvania, this 6th day of March, 1995. Barbara H. King

Apr. 27, 1995 Order filed. AND NOW, this 27 day of April, 1995, following hearing upon the Petition for Change of Name and having heard from the adult individual, it is determined that it will be in the best interest of the adult individual Daniel David Robinson, to be known as Daniel David Minnick, in as such as it is the name he so desires. Therefore, the Petition for Change of Name is hereby granted and Daniel David Robinson shall be henceforth known as Daniel David Minnick

BY THE COURT
Anthony J. Vardaro, J

Apr. 27, 1995 Faxed Gregg

1995

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

215.
Fuller,Kinnune,Petruso
Gamble,Fabian&Hall
Ann Hansen Gamble

TIMMY COLEMAN

vs.

BILLIE JO COLEMAN

Filed February 27, 1995
@ 4:05 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add' Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00

COMPLAINT IN DIVORCE, CUSTODY/PARTIAL CUSTODY,
EQUITABLE DISTRIBUTION
1 copy atty.

Mar. 7, 1995 Affidavit of Service filed. I, Brian J. Lindsay, Esq
Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Plaintiff, and that as such I am authorized to make this verificatio that I did onthe 28th day of February, 1995,send to the above named Defendant, by Certified Mail, Return Receipt Requested, a true and correct copy of the Complaint in Divorce filed at the above term and number; and that I did on the 2nd day of March,1995, receive a duly executed return receipt dated March 1, 1995.
March 7, 1995 Brian J. Lindsay, Esquire

May 4, 1995 Appearance of Ann Hansen Gamble, Esq., on behalf of Defendant, filed.

May 4, 1995 Answer to Complaint in Divorce filed.

Mar. 12, 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 5/4/95 . 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: March 12, 1998
Mar 12, 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)

1995

216.

IN THE MATTER OF THE APRIL, 1995 CIVIL TRIAL TERM

Filed February 27, 1995
@ 4;05 PM

COURT ORDER - VENIRE

AND NOW, February 27, 1995, the Jury Commissioners are directed to summon a panel of 100 jurors for the April, 1995 civil term of Court, said panel to serve from April 10, 1995 - April 21, 1995

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

April 12, 1995, Sheriffs Return filed. I do hereby make return that I have summoned the 100 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. Apr. 10, 1995.

So answers, robert M. Stevens,
Sheriff

the schedule hereto attached is a correct list ofthe above jurors drawn by us.

Robert M. Stevens, Sheriff
Dorothy H. Kennedy and
Ralph Silva, Jury Commissioners

1995

Jorden & White
William T. Jorden

217.

ANDREW LYBARGER, a minor

vs.

STEPHANIE BROWN

Filed February 28, 1995
@ 9:48 AM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR APPROVAL OF A SETTLEMENT TO WHICH A MINOR IS A PARTY

AND NOW, this 27 day of February, 1995, upon consideration of the foregoing Petition, the settlement of the claim of the minor child, Andrew Lybarger, and the disbursement of funds as set forth in said Petition is hereby approved. The Plaintiff's mother and father shall file evidence of depositing the funds in an account that cannot be subject to withdrawal without court order within 30 days. Anthony J. Vardaro, J

Mar. 30, 1995 Receipt of Prudential Insurance Company for the investment of the settlement proceeds paid to the minor child, Andrew Lybarger, filed.

Thomas, Truax, Spadafore, Walker & Keenan
Gregory A. Keenan

218.

STACEY CARNES

vs.

STACEY SHARTLE

Filed February 28, 1995
@ 9:48 AM
Pro Co pd 8/14/98 9.00
Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co pd 4-28-95 90
John Fuller, Mediator 182.52
Pro Co Pd 8-16-95 9.00

Feb 28, 1995 $150.00 deposited by Plaintiff
6-9-95 Pd Plff #2760 Refund 141.00
6-29-98 Refund from Plff 200.00
Aug. 14, 98 pd plff $104.11 CK 12206
pd. C. Comm. $86.89 CK 12205

COMPLAINT FOR CUSTODY
1 copy atty.

You, Stacey Shartle, Defendant, have been sued in Court to obtain custody of Johnathon M. Roberts.

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 as provided by this Order, an Order for custody, partial custody or vistiation 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 Administrator
Crawford County Courthouse
Meadville, PA 16335
(814) 333-7498

Date: 2/28/95

Anthony J. Vardaro, J

March 13, 1995 Affidavit of service of plaintiff filed. Gregory A. Keenan, Esq., being duly sworn according to law, deposes and says that on February 28, 1995, he sent a true and correct certified copy of a Complaint for Custody, properly endorsed with a Notice to Defend, filed in the above action, to the Defendant, Stacey Shartle, at Defendant's last known address of RD # 1, Dewey Road, Apt. 6, Townville, PA 16360, by Certified Mail No. Z410905 251, postage prepaid, return receipt requested, and that attached hereto is a duly executed return receipt card showing date of delivery as March 1, 1995.

Gregory A. Keenan, Esq.

Mar. 21, 1995 Petition for Entry of Agreement and TEMPORARY CONSENT CUSTODY ORDER filed. AND NOW, this 17th day of March, 1995,upon stipulation of the parties to this action, the following Temporary Order is hereby entered:

1. The parties agree that, pending Mediation in this case,they will share legall custody of the subject minor child with father having primary physical custody subject to periods of partial custody with the Mother as follows:

A. The Mother shall be entitled totake the minor child into her custody at 9:00 a.m. on Saturday morning and retain custody until 9:00 a.m. on the following Monday morning. Mother shall be entitled tothe weekends of partial custody until this Consent Agreement maybe superseded byany custody order generated as a result of mediation.

B. In additional to the aforereferenced weekend periods of partial custody, Mother shall be entitled totake the subject minor child into her custody every Wednesday from Noon until 4:00 p.m.;

C. Mother shall be entitled to additional periods ofpartial custody, not to include overnight visits, by mutual agreement between the parties hereto and with reasonable advance notice of a desire for additional visitation with the child.

2. Any party transporting the subject minor child shall insure that a car safety seat isued in accordance withthe laws of the Commonwealth of Pennsylvania

3. Neither party shall expose the minor child to any persons or circumstances that compromise the health, safety or well being of the minor child.

4. The parties are aware that recent medical research has indicated that tobacco smoke may be injurious to the health of a child. Therefore, the parties hereto agree that neither of them shall smoke in any closed automobile in which the child is presesnt or in any room in whichthe child may be present. The parties further agree that they will impose this restriction upon any other persons who are in the presence of the child under such circumstances.

5. The parties agree that they will share equally in any transportation required to give effect to the provisions of this Temporary Consent CustodyOrder. In the event that the parties are unable to agree, then the party receiving custody shall pick up the child from the residence of the other.

6. The parties agree and intend that the provisions set forth in this Order are to be of a temporary nature only. The parties acknowledge that appointment of a Custody Mediator has been sought and that they will abide byany Order generated by a Custody Mediator in the event that this case is mediated as a result of the parties being unable to reach a permanent consent custody agreement.

BY THE COURT
Gordon R.Miller,J.

3-27-95 Faxed to Attys. Keenan, Fuller. Copy to Deft.

May 17, 1995 Emergency Petition For Special Relief and Order, filed. AND NOW, this 17 day of May, 1995, upon consideration of Petitioner's request for special relief, it is hereby Ordered that the subject minor child, Jonathon Roberts, remain in the primary custody of Petitioner pending further Order of Court. It is further Ordered that Respondent's contact with the subject minor child be limited to supervised visitation with the child in the home of the Petitioner with supervision being provided by either the Petitioner and/or his finance, Christine Moats. This restricted visitation shall continue until superceded by further Order of Court.

BY THE COURT:
Gordon R. Miller, P.J.

May 17, 1995 Faxed Keenan

June 7, 1995 ORDER, filed. AND NOW, June 5, 1995 after mediation conference before John Fuller, Esquisre, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Johnathon M. Roberts shall be shared between the mother and the father, the plaitniff 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.

CONTINUED ON PAGE 218A

1995

Stacey Carnes
vs.
Stacey Shartle

CONTINUED FROM PAGE 218
of Record
A. D. 1995 - 218

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II. Physical custody of Johnathan M. Roberts shall be with his father, subject to the following conditions:

A. The mother shall be entitled to visit and take the child into her custody every other weekend from 7:00 o'clock p.m. on Friday to 6:00 o'clock p.m. on Sunday, beginning on Sunday, Juen 2, 1995.

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 agareement to the aforesaid holidays until 1:00 o'clock p.m. and in the custody of the mother on the aforesaid holidays from 1:00 o'clock p.m. until 7:00 o'clock p.m.

C. Transportation of the child on weekends and holidays shall be provided by the father.

D. 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.

E. Neither mother nor father shall expose the child to any person or d situation which may be harmful to the child's health or well being. Specifically, the parents shall not smoke in the presence of the child and see that the child has appropriate safety restraints when in an automobile.

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 twenty (20) days of the date hereof.

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 Plaintiff, less the cost of the custody order.

Anthony J. Vardaro, J.

June 13, 1995 Faxed to Keenen & Fuller, sent to Plf. & Dft.

June 29, 1998 Petition For Modification Of A Custody Order and Orders: **ORDER:** AND NOW, this 29 day of June, 1998, it is ordered and decreed that the parents shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford county Civil Rule L1920. Gordon R. Miller, P.J.

June 30, 1998 Faxed Keenan & Fuller

ORDER: You, Stacey Shartle, have been sued in Court to obtain custody of Johnathon M. Carnes.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator, John Fuller, Esquire for a Mediation Conference. The Mediator shall send you a Notice of the Hearing by mail to the address listed on the complaitn or petition that has been filed recently.

Date: 6-29-98 Gordon R. Miller, P.J.

June 29, 1998 Faxed Fuller & Keenan

July 21, 1998 Sent Dft

August 14, 1998 ORDER FILED. AND Now, August 12, 1998 after mediation conference before John Fuller, Esq. it is ordered and decreed as follows:

I. Legal and physical custody of Jonathon M. Roberts shall be with his father, Stacey Carnes.

II The Mother, Stacey Shartle is hereby ordered to register for, and complete the Seminar for Separating Parents as required by Crawford County Civil Rule L1930, if you have not already attended, within 30 days from this order or shall be subject to the sanctions permitted by rule and law including contempt, fines and possible incarceration.

III. THis order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within 20 days of thedate hereof.

IV. The fees ($180) and costs ($9. court order filing fee and $2.77 certified mail) in this case are to be paid as follows:

A. The father has deposited with the Prothonotary the requested $200.00 which shall be partially applied toward the fees and costs. The Prothonotary is hereby directed to refund to father $104.11.

B The Prothonotary shall pay $95.88 representing mother's share of the fees and costs.

ANTHONY J. VARDARO, J.

Faxed Fuller & Keenan 8/21/98 mailed Stacey Shartle

218B

1995

1995

Barbara J. Walton

219.

WENDY A. HUMES

vs.

STEVEN RAY HUMES

Filed February 28, 1995
@ 12:59 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Countspaid	15.00
State paid	10.00
Adm. Fee paid	45.00 AD 1995-225
Pro Co od 6-20-95	9.00
Pro co pd 9/2/98	5.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty.

Mar. 8, 1995 Affidavit of Service filed. And Now, March8, 1995, comes Barbara J. Walton, and avers as follows:
1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, Return receipt on March 3, 1995.
2. That the Defendant signed the return card onMarch7, 1995, and in accordance with Pa. R.C.P. 412, service ofthe Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383614) attached hereto as Exhibit "A".
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. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton

May 4, 1995 TEMPORARY ORDER filed. (See original filed at AD 1995-225)

May 30, 1995 Affidavit of Consent of Defendant, filed.

May 31, 199s5 Affidavit of Consent by Wendy A.Humes,Plaintiff, filed.

June 15, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

June 22, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:
Properly completed 3301(c) consent shave not been filed of record. Pa. R.C.P. 1920.42. Defendant sighed and dated his consent on May 28, 1995 which is 89 days from the date of filing of the August complaint.
Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.

BY THE COURT:
Anthony J. Vardaro, J.

June 22, 1995 Faxed to Walton
June 28, 1995 sent to Dft.

Feb. 7, 1997 Affidavit of Consent to Divorce of Defendant filed.

July 13, 1998 AFFIDAVIT OF SERVICE: AND NOW, July 13, 1998 comes Barbaa J. Walton, Esquire, and avers as follows:
1. A true and correct copy of the Notice of Intention to File Divorce Decree was mailed to the Defendant via certified mail, return receipt requested, on July 7, 1998.
2. That the Defendant signed the return card on July 9, 1998, and in accordance with the Pa.R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z081 504 430) attached hereto as Exhbit "A".

July 31, 1998 Upon praecipe of plff. attorney, to transmit the record, this case is resubmitte resubmitted tot he court.

DIVORCE DECREE FILED

Aug. 12, 1998 AND NOW, Aug. 11, 1998, it is ordered and decreed that WENDY A. HUMES, Plaintiff, and STEVEN RAY HUMES, 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.

Sept. 2, 1998 NOTICE OF ELECTION TO RETAKE MAIDEN NAME filed.
To Be Known as: WENDY A MEYER

220

1995

Shapira, Hutzelman,
Berlin & May
Stephen H. Hutzelman

220.

AARON SHINBEIN, M.D.,
F.A.C.D.G., PA

vs.

GEORGE WILL

Filed February 28, 1995
@ 12:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar. 8, 1995 Sheriff's Return filed. SERVED George Will personally on March 3, 1995 at 11:39 Am by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

1995

Knox, McLaughlin,
Gornall & Sennett, PC
Mark T. Wassell

221.

CONNEAUT SCHOOL DISTRICT

vs.

CONNEAUT EDUCATION ASSOCIATION

Filed February 28, 1995
@ 12:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pmts pd 5.5.95	5.00

PETITION TO VACATE ARBITRATION AWARD
2 copies atty.

March 14, 1995 Answer To Petition To Vacate Arbitration Award filed.

May 3, 1995 Withdrawal of Petition To Vacate Arbitrationer Award with prejudice, on behalf of Petitioner, filed.

Northwestern Legal Serv.
Gerald Sullivan

222.

Peters,Lindsay,
Lewis & Hatheway
Edward J.Hatheway

7-31-95 Bail from dept
5000.00 Bond
(in Bond Bk)
8-1-95 Pd Sheriff
#9351 24.00

CINDY BURNSIDE

vs.

DAVE CURRY

Filed February 28, 1995
@ 1:14 PM

Tax & entry	Pd. 8/1/95	50.50
User's Fee	Pd. 8/1/95	5.00
Surcharge	Pd. 8/1/95	25.00
Sheriff's Costs	Pd.	24.00
Pro Co.	Pd. 8/1/95	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 28 day of February , 19 95 , 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:

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 or 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 the March 8, 1995 , at 3 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,
Anthony J. Vardaro, J

Mar. 3, 1995 Sheriff's Return filed. SERVED Dave Curry personally on February 28, 1995 at 10:47 PM at 638½ Main Street,Titusville, Crawford County, PA. The Protection from Abuse was served by Officers Diamond and Owens of the Titusville City Police Department per information received from the Titusville City Police Department on March 1, 1995.
So answers, Robert M. Stevens, Sheriff

March 13, 1995 ORDER filed. AND NOW, March 8, 1995, this matter is before the Court on a disputed abuse petition.

The Plaintiff contends that without provocation, the Defendant assaulted her with one of his boots and broke her arm, causing her to incur medical, doctor expenses, and lost wages.

Defendant contends that he has been falsely accused on prior incidents of injuring the Plaintiff, and that she fails to show up for preliminary hearings when criminal charges are filed, causing them to be dismissed.

The Plaintiff wants nothing further to do with the Defendant and, likewise, the Defendant has testified he wants nothing further to do with the Plaintiff. Accordingly, the Court is satisfied that justice requires an Order in this case, and the Defendant is hereby prohibited from contacting, calling, writing, visiting or going personally to the Plaintiff's residence or any other place where the Plaintiff is located.

This Order will be in effect for a period of six (6) months.

There appears to be a criminal assault charge pending before District Justice cole in this case, and in the event the matter is bound over to court or amicably resolved in some fashion, any further Court Order involving the criminal case and a finding of guilt on behalf of the Defendant should include as part of the Sentence restitution due the Plaintiff for medical expenses and lost wages incurred.

Pending outcome of the criminal case, the Court makes no Order regarding payment of costs of $113.50 in this case. If the criminal case is amicably resolved, these costs should be considered in the final disposition.

For enlightenment of the District Justice cole, Plaintiff advises she will definitely be present at the preliminary hearing on the assault charge, and the Court strongly suggests that minor son, Matthew, and any police officers who were called to the scene having relative information be heard as witnesses by District Justice Cole.

Defendant is cautioned that if he violates the terms and conditions of this Order, that any police officer having grounds to believe the Plaintiff has been assaulted, has been threatened to be assaulted, has been harassed or annoyed, or that the Defendant has gone to her home, may apprehend the Defendant without warning and ask for an immediate contempt hearing.

For further emphasis, it is the Court's intention at the request of the plaintiff that the Defendant not abuse her, contact her in any fashion, not threaten her, annoy her, follow her, harass her, or other members of her family in any fashion.

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

March 13, 1995 Order FAXED Co. Control, mailed Titusville CPD, copy given Attys. Sullivan & Hatheway.

Continued to Page 222 A

1995

Cynthia J.Burnside
vs
David Curry

Continued from Page 222
of Record
AD 1995 - 222

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Jul. 28, 1995 Re: Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order. Assignment of Hearing Date filed. AND NOW, July 28, 1995, the Contempt Hearing in the above captioned matter has been scheduled for Tuesday, August 1, 1995 at 9:00 A.M., in Courtroom No.2, at the Crawford County Courthouse, Meadville,PA.

FOR THE COURT,
Ann A.Walker, Ct. Administrator

7-28-95 dist. by Court Adm.

July 31, 1995 Motion to be Released from Incarceration and ORDER filed. AND NOW, this 31st day of July, 1995, after presentation and consideration of the Defendant's Motion to be Released from Incarceration: Defendant must first post bond then serve 48 hours and then is eligible for release.

BY THE COURT:
Gordon R. Miller, J.

Aug. 1, 1995 Order FAXED District Attorney, Atty. Hatheway, Sullivan.

Aug. 1, 1995 ORDER filed. AND NOW, August 1, 1995, after a formal hearing on the Plaintiff's petiton for contempt, the Court finds that the Defendant is in contempt of court for having struck up a conversation withthe Plaintiff on July 22, 1995 at a public place the Powder Horn Cafe in Titusville.

He has already spent three days inthe Crawford County Jail. That may have on this and lie of bond or it may have been ona 48-hour detainer or both. Accordingly, it is ordered as follows:

1. The Defendant shall pay the costs and a fine of $100 within 30 days from this date.
2. The Defendant is cautioned that he must follow the order of March 8, 1995 inall respects. Said order is continued to December 3, 1995.

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

8-2-95 Copies given Sullivan & Hatheway

222
B

1995

1995

Bruce L. Smith	KATY POUST-JONES	COMPLAINT IN DIVORCE UNDER SECTION 3301(c) OF THE DIVORCE CODE 1 copy atty.
223.	vs.	Mar. 1, 1995 Petition For Leave To Proceed In Forma Pauperis and Order filed. AND NOW, February 27, 1995, Plaintiff is permitted to proceed without payment of costs in this divorce. BY THE COURT: Anthony J. Vardaro, J.
	CLYDE ALLEN JONES, JR.	3-7-95 Faxed to Atty.Smith
	Filed March 1, 1995 @ 10:54 AM	4/26/95 Complaint Reinstated.
	Indigent Filing	

224

1995

MacDonald, Illig,
Jones & Britton
Roger H. Taft

224.

SUSAN WEISS SWOBODA

vs.

EHG NATIONAL HEALTH SERVICES
INC.,

Filed March 1, 1995
@ 11:29 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	60.00

WRIT OF SUMMONS
Issued Sheriff

Mar. 17, 1995 Writ Return filed. SERVED EHG National Health Services, Inc. c/o Cindy Parker, Administrator, on March 6, 1995 at 3:00 PM by handing Cindy Parker copies of the Summons, Notice of Deposition, Interrogatories, and Request for Productions of Documents at the STate Correctional Institute, 451 Fullerton Avenue, Cambridge Springs, Crawford County, PA.
SERVED Denise Diament, Vice-President of Operations at EHG National Health Services, Inc. by Certified Mail at its last known address of 777 Third Avenue, New York, NY 10071. Served on March9, 1995 as per signed return receipt attached.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. STevens, Sheriff

June 9, 1995 Praecipe For Rule To File Complaint, filed. (issued atty)

Feb. 15, 1996, Complaitn in Civil Action filed.

March 15, 1996 Notice of Filing of Notice of Removal, filed.

1995

225.

Barbara J. Walton

STEVEN R. HUMES

vs.

WENDY ANN HUMES

Filed March 1, 1995
@ 1:46 PM

Indigent Filing

CUSTODY COMPLAINT

You, Wendy Humes, have been sued in Court to obtain custody of Samantha, Leslie and unborn child.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator Wm. Pineo 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.
Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298
Date: 2/28/95 Anthony J. Vardaro

AND NOW, this 1 day of March, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:
1. The Plaintiff is allowed to proceed without payment of court costs reserving to theCourt the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crwaford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Anthony J. Vardaro, J

3-1-95 Copies Dist.

Mar. 1, 1995 Petition to Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 and Order filed. AND NOW, February 28, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's Office or the Court of any improvement of his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Anthony J. Vardaro, J

3-1-95 Copies dist.

Mar. 24, 1995 Appearance of Barbara J. Walton for Defendant filed.

Mar. 27, 1995 SHERIFF"S RETURN, filed. SERVED Wendy Ann Humes personally on March 24, 1995 at 10:15 AM by handing a copy of the Custody Complaint to her at the residence, R.D.#2, Conneautville, Crawford County, PA.
So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

May 4, 1995 TEMPORARY ORDER filed. AND NOW, this 2nd dayof May, 1995, 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, Samantha Lynn Humes and Leslie Ann Humes.
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 authroized to release to either party any and all confidential information which they may have regarding the subject minor child.
3.a. The subject minor children shall reside with the mother from 5:00 p.m. of April 28, 1995 until 5:00 p.m. of the following Friday and with the father from 5:00 p.m. of the following Friday until 5:00 p.m. the Friday after that. The parties shall thereafter alternate the weekly periods.
b. The parent not having physical custody shall have the right to telephone the subject minor children at reasonable times and for reasonable length of times and such conversations will not be unreasonably monitored by the parent having physical custody.
4. Holiday visitation shall be arranged as follows:
a. There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at noon and ending Christmas day at noon and the second beginning on Christmas Day at noon and ending on December 26 at noon. For Christmas, 1995,the mother shall have the first period and the father the ssecond,and the parties shall thereafter alternate the periods.
b. There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wednesday preceding Thanksgiving at 5:00 p.m. and ending Thanksgiving day at 3:00 p.m. and the second beginning Thanksgiving day at 3:00 p.m. and ending on the day after Thanksgiving at 5:00 p.m. For Thanksgiving, 1995, the father shall have the first period, and the mother, the second,and the parties thereafter alternate the periods.
c. There shall be two Easter visitation periods,the first beginning on Holy Saturday at noon and ending on Easter Sunday at 1:00 p.m. and the second beginning on Easter Sunday at 1:00 p.m. andending on Easter Sunday at 7:00. For Easter, 1996,the father shall have the first period and the mother, the second and the parties shall thereafter alternate.
d. The other holidays to be observed are Memorial Day, Independence Day,and Labor Day. Holiday visitation shall bebetween 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 maywatch the fireworks. The mother shall have visitation and temporary physical custody for Memorial Day, 1995, and the parties shall thereafter alternate the holiday periods.

Continued to Page 497

1995

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Ann Hansen GAmble

226.

VIRGINIA K. TERRILL

vs.

TERRY L. TERRILL, SR.

Filed March 1, 1995
@ 2:29 PM

Tax & entry paid	50.50 ✓
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00 ✓
Pro Co pd 6-26-95	9.00 ✓

COMPLAINT IN DIVORCE
1 copy atty.

Mar. 28, 1995 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 practive law in the Commonwealth of Pennsylvania andthat on March 20, 1995, she sent a certified copy of theComplaint in Divorce to the defendant by certified mail, return receipt requested to Terry L. Terrill, Sr. RD 1, Townville, PA 16360, the defendant's last known address. The said receipt being attached hereto.

Ann Hansen Gamble

June 22, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

June 20,1995 Affidavit of Consent of Plaintiff, filed.

June 20, 1995 Affidavit of Consent of Defendant, filed.

DIVORCE DECREE FILED

June 26, 1995 AND NOW, June 26, 1995, it is hereby ordered and decreed that VIRGINIA K. TERRILL, Plaintiff, and TERRY L. TERRILL, Sr., 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.

1995

Shafer, Swick, Bailey, Irwin Stack & Millin
Jeffrey K. Millin

227.

Murphy, Taylor & Trout
Gary D.Bax

DAVID A. HAHN and MARGARET E. HAHN, His wife

vs.

PENNSYLVANIA PATRIOT INSURANCE COMPANY

Filed March 1, 1995
@ 3:00 p.m.

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	$68.50
Pro Co Pd. 1-19-98	5.00

JURY TRIAL OF TWELVE DEMANDED

WRIT OF SUMMONS
Issued Atty.

Mar. 14, 1995 Sheriff's Return filed. SERVED Pennsylvania Patriot Insurance Company by deputizing the Sheriff of Dauphin County,PA, as per his Affidavit of Service attached. Served on March 9, 1995 at 2:38 PM at 5709 Linglestown Road,Harrisburg, PA 17112.
So answers, Robert M.Stevens,Sheriff

Mar. 29, 1995 Appearance of Murphy, Taylor & Trout,PC by Gary D.Bax, Esquire, Attorney for Pennsylvania Patriot Insurance Company, Defendant, filed.

Mar. 29,1995 Pracipe for Rule to File Complaint issued. (Issued Atty.)

Apr. 3, 1995 Certificate of Service of Rule to File Complaint filed.

May 30, 1995 Complaint in Civil Action Jury Trial Demanded.

July 14, 1995, Answer and New Matter to Plaintiff's Complaint filed.

July 18, 1995 Plaintiffs' Reply To New Matter Jury Trial Demanded filed.

July 25, 1996 Notice Of Intent To Complete Discovery filed.

Sept. 23, 1996, Stipulation of Parties to Extend Discovery filed.

Jan. 24, 1997 Stipulation to Extend Discovery by Plaintiffs filed.

Feb. 5, 1997 Motion to Compel Discovery and Order filed. AND NOW, this 4 day of February, 1997, upon consideration of Plaintiffs' Motion to Compel Discovery, said Motion is granted.
It is here Order, Adjudged, and Decreed that the Defendant shall provide complete and accurate copies of those documents which are attached to Plaintiffs' Motion as Exhibits A and B.
We have concluded that the restricted portions of both Exhibits were prepared not to defend this bad faith claim but instead for the purpose of investigating the Plaintiffs' claim under the policy. Therefore the disclosure of some is not protected by Rule 4003.3. (see also Yoke V. Nationwide Mutual Life Ins. Co. 7 D.C 4th 300.305.)
BY THE COURT:
Anthony J. Vardaro, J.
2-5-97 FAXED Millin, Bax

Feb. 5, 1997 Memorandum in Opposition to Motion to Compel discovery by Defendant filed.

Feb. 5, 1997 Certificate of Service by Defendant Attorney filed. I HEREBY CERTIFY that copies of Defendant's Answer in Opposition to Motion to Compel Discovery and Memorandum were served upon the following, this 24th day of January, 1997.
Jeffrey K. Millin, Esq.
360 Chestnut St.
P.O. Box 594
Meadville, PA 16335

Respectfully submitted,
MURPHY TAYLOR, P.C.
By: Gary D. Bax, Esq.

Mar 24, 1997 Certificate of Readiness for Trial/Praecipe to Place on Trial List, filed.

On Trial List for October 1997

Aug 11, 1997 Motion For Summary Judgment, filed.

Aug 11, 1997 Ceratificate of Service of Defendant's Motion for Summary Judgment, Brief in Support of Motion for Summary Judgment and Praecipe for Argument List, filed.

Aug 11, 1997 Praecipe for Argument List, filed.

ON ARGUMETN LIST FOR September 1997

Sept. 4, 1997 ORDER - Re: Dft's Motion for Summary Judgment - And Now, this 4 day of Sept. the Ct. Adm. having been directed by court to postpone argt. on above motion for summary Judg., in view of recent changes to procedural rule, argument on above motion is hereby continued to the next argt. list (Oct. 27, 1997) at a specific time to be scheduled, after close of list. Briefs and/or supplemental briefs shall be filed according to local rules.
for the court,
Ann Walker, Ct. Adm.
9/4/97 copies to Millin and Bax.

ON ARGUMENT LIST FOR OCTOBER 1997

Sept. 10, 1997 Motion To Strike Defendant's Motion for Summary Judgment filed.

Sept. 10, 1997 Answer To Plaintiffs' Motion To Strike Defendant's Motion For Summary Judgment filed.

Sept. 10, 1997 Order filed. AND NOW,September 10, 1997, upon consideration of the Plaintiffs' Mtion to Strike defendant's Motion For Summary Judgment and the defendant's answer to that motion after argument in Court Court this day, it is Ordered and Directed that the defendant's Motion for summary Judgment shall be scheduled for argument on October 1, 1997, at 3:30 p.m., in Courtroom No. 2 of the Crawford County Courthouse, before the undersigned.

The plaintiffs may file a response pursuant to Pa. R.Civ.P. 1035.3 no later than noon on September 29, 1997.
The plaintiffs shall also file their brief no later than that date and the defendant may file a responsive brief to supplement its original brief no later than the time of argument on October 1, 1997.
This case will remain on the October 1997 trial list and the Court will decide the defendant's Motion for Summary Judgment no later than October 8, 1997.
BY THE COURT,
Anthony J. Vardaro
9-10-97 distributed Millin, mailed Bax

Record Continued on Page 507...

228

1995

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Stephen E. Hall

228.

STEPHEN W. BELL

vs.

FRANCES A. BELL

Filed March 1, 1995
@ 3:25 PM

Tax & entry paid	50.50
Usre's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 6/9/95	9.00

COMPLAINT UNDER SECTION 3301(c) or 3301(d) OF THE DIVORCE CODE
1 copy atty.

June 6, 1995 Acceptance of Service filed. I accept service of the foregoing Complaint.
Date: 3-2-95 Frances A. Bell

Jun. 6, 1995 Affidavit of Consent by Frances A. Bell, Defendant, filed.

Jun. 6, 1995 Affidavit of Consent by Stephen W.Bell, Plaintiff, filed.

Jun. 6, 1995 Upon Praecipe of Stephen W.Hall,Esquire, Attorney for Plaintiff [illegible] record, Case moved to Court.

DIVORCE DECREE FILED

June 14, 1995 AND NOW, June 13, 1995, it is hereby ordered and decreed that STEPHEN W. BELL, Plaintiff, and FRANCES A. BELL, 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.

1995

Barrett & Dratler
Bruce A. Barrett

229.

GEORGE FLOWERS

vs.

ALLAN HART & SONS

Filed March 1, 1995
@ 4:01 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	31.00
Pro Pd 4/21/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar. 14, 1995 Sheriff's Return filed. SERVED Allan Hart & Sons on March 10, 1995 at 10:55 AM byhanding a copy of the Complaint to Ron Hart, Adult in Charge at the business, R.D.#2, Route 285, Cochranton,Crawford, PA.

So answers, Dale A.Collins,Chief Deputy
Robert M.Stevens,Sheriff

And Now, April 11, 1995 at 4:05 p.m., upon praecipe of plaintiff attorney, with default notice attached, Judgment is hereby entered in favor of plaintiff and against the defendant for want of an answer, in the amount of Six Hundred Thirty and 42/100 Dollars.

Judgment entered
4/11/95
A - 184

Debt --- $630.42

JUDGMENT
Barbara H. King,
Prothonotary

EX1995-34

230

1995

Robert J. Fall

230.

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Stephen E. Hall

INTEGRA BANK/NORTH,
successor to PENNBANK

vs.

FLOYD C. BOTTLES, and
DOROTHY E. BOTTLES

Filed March 2, 1995
@ 2:19 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	41.00
Pro Co pd 4/21/95	9.00
Pro pd 11/17/97	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Mar.10, 1995 Sheriff's Return filed. Served Floyd C.Bottles on March 9, 1995 at 10:16 AM by handing a copy of the Complaint to Floyd C.Bottles,Jr., his Authorized Agent, inthe Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA. Signed Acceptance of Service attached.

SERVED Dorothy E.Bottles on March 9, 1995 at 10:17 AM by handing a copy of the Complaint to Floyd C.Bottles,Jr., her Authorized Agent, in the Sheriff's Office, Third Floor,Crawford County Courthouse, Meadville,PA. Signed Acceptance of Service attached.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M.Stevens,Sheriff

Apr. 11, 1995 Preliminary Objection filed.

Apr. 12, 1995, at 1:21 p.m., and now, upon praecipe of plaintiff attorney, with affidavit of non military service and certification of mailing of notice of intent to take default judgment attached, Judgment is hereby entered in favor of plaintiff and against the defendants for want of a timely answer, in the sum of Fourteen Thousand Eighty Six and 87/100 Dollars.

Judgment entered
4/12/95
B - 45, 65

Debt - $14,086.87
JUDGMENT
Barbara H. King,
Prothonotary

Apr. 12, 1995, notice of entry of judgment mailed to dfts. and to Atty. Hall (box)

May 30, 1997 Upon praecipe of Plaintiff Attorney the above matter is placed on the next available argument list.

1997 June Argument List

Oct 7, 1997 Widrawal of Preliminary Objections, filed.

And Now, Nov. 17, 1997 at 2:28 p.m., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendant, in accordance with consent order, in the amount of Twelve Thousand Twc Hundred and 00/100 dollars.

Judgment entered
11/17/97
B - 65, 45

CONSENT JUDGMENT
Debt - $12,200.00
Barbara H. King,
Prothonotary

Dec. 3, 1997, copy of praecipe to dft. atty.

July 3, 2003 - See Computer for further entries

1995

Law Offices of Harry L. Lentchner & Assoc.
Harry L. Lentchner
Julia B. Lentchner

231.

William J. Gregg

ASSOCIATES CONSUMER DISCOUNT COMPANY, a/k/a ASSOCIATES FINANCIAL SERVICES COMPANY, INC., successor in interest to SIGNAL CONSUMER DISCOUNT COMPANY

vs.

SANDRA FULLER and FRANK R. FULLER, JR.

Filed March 2, 1995
@ 2:19 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	42.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Mar. 14, 1995 Sheriff's Return filed. SERVED Frank R.Fuller, Jr., personally on March 13, 1995 at 3:11 PM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor,Crawford County Courthouse, Meadville,PA.

NOT FOUND NOT FOUND as to Defendant Sandra Fuller at address of R.D.#4, Box 803, Conneaut Lake, Crawford County, PA. Defendant Frank R.Fuller, Jr., indicated they are not together anymore and have not been so since 1988. He believes she may live at William Gill Village, Meadville,PA, but is not certain.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

April 24, 1995, Answer filed.

May 1, 1995 Acceptance of Service filed. I hereby accept service of the within Answer to Plaintiff's Complaint on behalf of Associates Consumer discount Company.
Dated: 4/28/95 Harry L. Lentchner

232

1995

Shapira, Hutzelman,
Berlin & May
Stephen H. Hutzelman

232.

A T & T COMMUNICATIONS

vs.

MOBILE COMMUNICATION SERVICE
INC.

Filed March 2, 1995
@ 2:19 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co pd 6-15-95	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar.10, 1995 Sheriff's Return filed. SERVED Mobile Communications Service, Inc. on March 7, 1995 at 1:20 PMby handing a copy of the Complaint to Angela Karastury, Communications Consultant at the business, 551 State Street,Meadville, Crawford County,PA.
So answers, Shawn E.Ashbaugh, DeputyShSheriff
Robert M.Stevens, Sheriff

Juen 12,1995 Upon praecipe of plaintiff attorney the above-captioned case is settled, and discontinued of record.

1995

William F. Peters

233.

DANIEL J. BERGAMASCO

vs.

KENLO B. BERGAMASCO

Filed March 2, 1995
@ 3:31 pM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 12/6/95	9.00
Pro Co pd 12/27/95	5.00

COMPLAINT IN DIVORCE

Mar. 7, 1995 Affidavit of Service filed. I,William F.Peters, Esquire,after being duly sworn according to law, do hereby certify that I am the attorney of record for the above named Daniel J. Bergamasco, and that as such I am authorized to make this verification; that I did on the 2nd day of March, 1995, send to the above named Kenlo B.Bergamasco, by Certified Mail,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 6th day of March, 1995, receive a duly executed return receipt dated March 3, 1995.
March 6, 1995 William F. Peters, Esquire

Aug. 15, 1995, Affidavit of Consent of plaintiff filed.

Nov.29, 1995 UponPraecipe of William F.Peters, Esquire, to transmit record,Case moved to Court.

Dec. 11, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:
6. X Properly completed 3301(c) consents have not been filed of record. Pa. R.C.P. 1920.42.

Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree. BY THE COURT:
Anthony J. Vardaro, J.

12-11-95 Peters.

Dec. 14, 1995 Affidavit of Consent by Kenlo B.Bergamasco, Defendant, filed.

Dec. 14, 1995 Upon Praecipe of William F.Peters, Esquire, Attorney for Plaintiff, to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Dec. 19, 1995 AND NOW, December 19, 1995, it is hereby ordered and decreed that DANIEL J. BERGAMASCO, plaintiff, and KENLO B. BERGAMASCO, 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.

Dec. 21, 1995 Notice of Election To Retake Maiden Name filed. Kenlo B. Bergamasco TO BE KNOWN AS: Kenlo A. Bertram

1995

234.

DONNA M SANTANA

vs.

JESUS SANTANA

Filed March 3, 1995
@ 1:32 PM

Indigent Filing
Sheriff's Costs 24.00
Pro Co 9.00
Kathleen Nelson, Mediator 114.93

9-12-96 Ref from dft med fee 57.47

9-19-96 Dlls #10244 57.47

CUSTODY COMPLANT
1 copy Plaintiff
1 copy Sheriff
1 copy Mediator

You, Jesus Santana, have been sued in Court to obtain custody of Benjamin Santana.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson 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.

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

Date: 2/27/95 Anthony J. Vardaro,

AND NOW, this 27 day of February, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows;

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at th etime this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.

3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Anthony J. Vardaro

Mar. 3, 1995 Petition to Proceed in Forma Pauperis Pursuant to Pa. R.C.P. 240 and Order filed. AND NOW, February 22, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's Office or the Court of any improvement in his/her financial circumstances that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT,
Anthony J. Vardaro

Mar. 22, 1995 Sheriff's Return filed. SERVED the within Custody Complaint on March 13, 1995, at 1425 hrs. upon Jesus Santana at 140 West 6th Street, Erie County, Sheriffs Dept., Erie Pennsylvania by handing to Jesus Santana a true and correct copy thereof and made known to him the contents therein

So answers, Robert N. Michel, Sherifff
Doris Sylewski, Chief Deputy Sheriff

I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Custody Complaint according to law. Robert M. Stevens, Sheriff

Apr 11, 1995 TEMPORARY ORDER, filed. AND NOW, April 11, 1995, 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, Benjamin Santana, 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 imput regarding important decisions affecting the child such as education, religious instruction and medical treatment.

2. Primary physical custody of Benjamin Santana shall be with his Mother, subject to teh following conditions:

a. The Father shall be permitted to visit and take the child into his temporary physical custody every weekend from Saturday at 4:30 p.m. until Sunday at 10:00 p.m. In addition, Father shall be permitted to take the child into his custody every Wednesday from 6:00 p.m. until 9:00 p.m.

b. Holiday visitations shall be arranged as follows:

i. Thanksgiving, Easter and Christmas: The holidays shall be shared between the parties with the child being in the custody of his Mother until 2:00 p.m. and in the custody of his Father from 2:00 p.m. until 10:00 p.m.

ii. The child shall spend Mother's Day with the Mother from 12:00 noon until 10:00 p.m. and Father's Day with the Father during the same hours.

3. Transportation for all visitations shall be provided by the Defendant/father.

4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor child.

5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the child toward both parents.

6. Neither parent shall expose the child to any personor situation which may be harmful tot he child's health, safety or well being.

7. Each parent shall inform the other parent immediately of any illness or injury regrding the child and both parents shall furnish the other with a current address and telephone number.

CONTINUED ON PAGE 234A

1995

Donna M. Santana
vs.
Jesus Santana

CONTINUED FROM PAGE 234
of Record
A. D. 1995 - 234

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8. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and maymodify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

9. The cost of the mediation conference shall be equally divided between the parties, with the Mother's share charged to Crawford County.

10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

BY THE COURT:
Anthony J. Vardaro, J.

Apr 24, 1995 Faxed Nelson, sent Plf. & Dft.

234
B

1995

235.

Barbara J. Walton

ERIC JAMES TITCH

vs.

JENNIFER JO TITCH

Filed March 3, 1995
@ 1:33 pM

Indigent Filing

Sheriff's Costs (IFP)$44.00 (IFP)

CUSTODY COMPLAINT
1 copy Sheriff
1 copy Plaintiff
1 copy Mediator

You, Jennifer Titch, have been sued in Court to obtain custody of James M. Titch.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Spataro 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.

Court Administrator
Courthouse
Meadville, Pa 16335
(814) 336-1151, ext. 298

Date: 2/23/95 Anthony J. Vardaro, J

AND NOW, this 23 day of February, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plantiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, wtih appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.

3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT
Anthony J. Vardaro, J

Mar. 3, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, February 27, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Anthony J. Vardaro, J

Mar. 29, 1995 Sheriff's Return filed. SERVED Jennifer Jo Titch personally on March27,1995 at 1:45 PM by handing her a copy of the Custody Complaint to her at the residence, R.D.#2, Clemmets Road, Centerville,Crawford County, PA.

So answers,

Dale A.Collins,Chief Deputy
Robert M.Stevens,Sheriff

Mar.31,1995 Appearance ofBarbara J.Walton, Esquire, Attorney for Defendant,. Jennifer Jo Titch, filed.

May 17, 1995 TEMPORARY ORDER filed. AND NOW, this 17th day of May, 1995, 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 mother shall retain and is hereby awarded legal and physical custody of the minor child, James Michael Titch, born April 12, 1991.

2) The father shall be entitled to visitation with the child under the following terms and conditions:

a. Father shall be entitled to take the child into his care and custody for a period of 3 hours every other Saturday, beginning with Saturday, May 20, 1995. These visits shall be supervised by an individual mutually agreed upon by and between the parties. If the parties are unable to agree upon the supervisor, then in that event Carmen Stevens shall act as the supervisor for these supervised visits.

b. During the supervised visits, the father shall be free to take the child wherever he chooses, provided that he does not take the child into any bars or taverns where the sale of alcoholic beverages is the primary business of the establishment.

c. The parties shall select among themselves the 3 hour period when father is to exercise his visitation rights. In the event the parties are unable to agree upon a particular 3 hour period, then father's visitation rights shall begin promptly at 12:00 noon and conclude promptly at 3:00 p.m. Father shall be responsible for all transportation. At this time, it appears that the parties are to make the exchange of custody at the home of Robert and Carmen Stevens which is located at RD # 4, Centerville, PA 16404. This arrangement shall continue unless otherwise agreed upon by and between the parties.

Record Continued on Page 461.....

1995

Ferguson & Spataro
John F. Spataro

236.

MacDonald,Illig,Jones
& Britton
Craig Murphey

TIMOTHY J. LEGUARD

vs.

ERIE INSURANCE ~~GROUP~~ Exchange

Filed March 3, 1995
@ 1:33 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	90.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar. 22, 1995 Sheriff's Return filed. SERVED the within Complaint on March 10, 1995, at 1005 hrs. upon Erie Insurance Group at 100 Erie Insurance Place Erie County, Erie Pennsylvania by handing to Janet Pfister, Receptionist a true and correct copy thereof and made known to complaint the contents therein.
Robert N. Michel, Sheriff
John Loomis, Deputy Sheriff
I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Complaint according to law.
Robert M. Stevens, Sheriff

Mar. 28, 1995 Appearance of MacDonald, Illig,Jones & Britton by Craig Murphey, Esquire for Erie Insurance Group, Defendant, filed.

May 5, 1995 Notice Of Intent To Complete Discovery filed.

May 12, 1995 Stiulation to change "Erie Insurance Group" to "Erie Insurance Exchange", filed.

May 12, 1995 Answer, filed.

Jul 27, 1995 Certificate of Readiness, filed.

ON OCTOBER 1995 TRIAL LIST

Sept. 14, 1995, Motion to Dismiss Defendant's Objections to Plaintiff's Interrogatories filed.

Sep 28, 1995 Motion To Continue and Order, filed. AND NOW, this 27th day of September, 1995, upon consideration of the within Motion, the above case is hereby continued to the February Term of Civil Court.
BY THE COURT,
Gordon R. Miller, P.J.

Sept. 28, 1995 Faxed Murphy & Spataro

Jan 30, 1996 Withdrawal of Motion To Dismiss Defendant's Objections, filed.

Feb 8, 1996 Pre-Trial Order: AND NOW, February 6, 1996 after a pre-trial conference with all counsel present the Court enters the following order:

1. All discovery is completed and the parties are prepared for trial. Trial is tentatively scheduled to begin on Tuesday, February 20, 1996 at 9:00 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse. Jury selection may occur, however, on Monday, February 12,1996 after the call of the civil trial list. It is anticipated that this case will take two days to try.

2. This is an action by the plaintiff against his own automobile insurance carrier unde the Motor Vehicle Financial Responsibility Law and under his automobile insurance policy. He alleges that he was injured in an automobile accident on March 16, 1994 and is entitled to income loss benefits. The defendant takes the position that the defendant was incapable of work ing and had elected to retire and is thus not entitled to income loss benefits.

3. Factual issues.

a. Whether or not the plaintiff was capable of gainful employment at the time of the accident on March 16, 1994 or whethe he was totally disabled.

b. If the plaintiff was capable of gainful employment at the time of the accident on March 16, 1994 what would that employment have been and what would the plaintiff have earned as a result of that employment?

4. Legal issues.

a. Whether the plaintiff is entitled to payment for income loss benefits,attorneys fees and interest pursuant to 75 P.S. 1701 et seq. and 1798.

b. Whether the plaintiff is entitled to punitive damages as well as attorneys fees and costs pursuant to 42 Pa.C.S.A. 8371.

5. Disposition of pretrial motions. There are no pretrial motions pending before the Court.

6. The plaintiff claims the following damages:

a. Income loss benefits.

b. Interest on unpaid work loss benefits at the rate of 12% per annum.

c. Attorneys fees.

d. Punitive damages.

7. Proof of attorneys fees.

In the event that the jury finds liability in favor of the plaintiff and against the defendant a further hearing will be held before the Court to determine the attorneys fees, if any, that the plaitniff is entitled to recover. If the Court finds attorneys fees due the Court will mold the verdict of the jury and add attorneys fees to the verdict. The issue of attorneys fees due the plaitniff from the defendant shall be decided by the Court and not the jury.

8. The plaintiff's case in chief.

a. Witnesses. The plaintiff will call all of the witnesses listed in his pretrial narrative except for Edward Kightlinger and Jeff Leguard. It will not be necessary to subpoena Sue Demarco and Mark Swasenger. They will be made available by defendant and will be present at trial.

b. Exhibits. The plaintiff will use all exhibits listed on his pretrial narrative.

9. The defendant's case in chief.

a. Witnesses. The defendant will call all witnesses listed on its pretrial narrative. It may not call Mark Swasenger as a witness.

CONTINUED ON PAGE 236A

Timothy J. Leguard
vs
Erie Insurance Exchange

Continued from Page 236
of Record

AD 1995 - 236

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b. Exhibits. The defendant will use all of the exhibits listed in its pretrial narrative.

10. Counsel shall prepare and exchange written voir dire questions no later than 4:30 o'clock p.m. on Friday,February 9, 1996. All objections to proposed voir dire questions shall be brought to the attention of the Court prior to the beginning of trial. After theCourt has asked routine questions of the jury panel, counsel shall be permitted toread or paraphrase their own voir dire questions. The Court will permit counsel to supplement 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 of the presentation of all evidence.

13. Counsel desiring to submit a proposed verdict slip shall do so prior to the commencemen 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 9, 1996.

15. Special jury findings.

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

2-7-96 Faxed to Attys. Spataro & Murphey

Feb. 14, 1996 ORDER filed. AND NOW, February 14,1996, the defendant's Motion for A Complusory Nonsuit with respect to the claim for attorney's fees under the MVFRL is denied and the defendant's Motion for Compulsory Nonsuit with the respect to the bad faith claim is denied.

BY THE COURT:
Anthony J. Vardaro,J.

2-14-96 Copy to Attys. Spataro & Murphey

Feb. 15, 1996 ORDER filed. AND NOW, February 15, 1996, after due consideration, the defendant's Motion for a Directed Verdict with respect to the claimfor attorney's fees under the MVFRL is denied and the defendant's Motion for a Directed Verdict with respect to the bad faith claim is denied.

BY THE COURT:
Anthony J.Vardaro,J.

2-15-96 Copy to Attys.Spataro & Murphey

Feb. 16, 1996 Proposed Verdict Slip - Verdict for Plaintiff, filed.

Feb. 16, 1996 Memorandum in Support of Motion for Nonsuit and/or Directed Verdict with Respect to Claim for Attorney Fees Under the MVFRL, filed.

Feb. 16, 1996 Memorandum in Support of Motin for Nonsuit and/or Directed Verdict with Respect to bad Faith Claim, filed.

Feb. 16, 1996 Proposed Verdict Slip, filed.

Feb.16, 1996 Defendant's Motion for Directed Verdict and REquested Jury Instructions, filed.

Feb. 16, 1996 Transcript of Proceedings, of Curtis H.Laub,M. D., filed.

Feb. 16, 1996 VErdict Slip filed. AND NOW, Feb. 12, 1996 at 11:37 A.M. jury selected and sworn on FEb. 12,1996 at 12:26 P.M. as follows:

1. Anthony Demitras
2. Frecerick Dombrowski
3. Bonita Krider
4. Bonnie Graham
5. Thelma Graves
6. Richard Coulter
7. Eugene L. Hoffman
8. Elaine M.Seeley
9. Dorothy Steadman
10. Mary Lou Sterling
11. Doris Rhinehart
12. Patricia A.Cribbs

twelve good and lawful persons who upon their solemn oaths which they have taken.

Question 1: Do you find that "but for" the injury caused by March16, 1994, automobile accident, the plaintiff would have worked and earned income:

Yes _____ NO x

If you answer Question 1 "No", the plaintiff cannot recover and you should return your verdict without going on to any further questions. If you answer Question 1 "Yes", you must go onto Question 2.

Date and Time Verdict was reached. 2/16/96 11:10 A.M.

Anthony Demitras, Foreperson

2-16-96 Faxed Craig Murphey & Spataro

Feb. 20, 1996 ORDER filed. AND NOW,February 14,1996 theDefendant's oralmotion for a nonsuit withr espect tothe substantive claim concerning income loss benefits is DENIED.

BY ORDER OF THE COURT,
Anthony J.Vardaro, J.

2-20-96 Faxed Murphey, given Spataro

FEb. 20, 1996 ORDER filed. AND NOW, February 14, 1996 the Defendant's motion for a directed verdict with regard to the substantive portion of the claim is DENIED.

BY ORDER OF THE COURT,
Anthony J.Vardaro, J.

2-20-96 Faxed Murphey, given Spataro

FEb. 21, 1996 Exhibits filed.

Feb. 23, 1996 Defendant's Supplemental Requested Jury Instructions, filed.

236 B

1995

1995

Swanson, Bevevino,
Gilford & Stewart, PC
Timothy R. Bevevino
Melvyn S. Mantz

237.

FIRST DEPOSIT NATIONAL BANK

vs.

JAMES A. HESS

Filed March 3, 1995
@ 1:33 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co pd 4-26-95	9.00
Satisfaction pd. 6/5/96	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar. 10, 1995 Sheriff's Return filed. SERVED James A.Hess on Marc March 7, 1995 at 1:30 PM by handing a copy of the Complaint to Joanne Hess, his mother, at the residence, 378 Randolph Street, Mea Meadville, Crawford County, PA.
So answers, Shawn E.Ashbaugh,Deputy Sheriff
Robert M.Stevens,Sheriff

And Now, Apr. 26, 1995, upon praecipe of plaintiff's attorney judgment is hereby entered in favaor of the Plaintiff and against the Defendant, for failure to file an Answer in the sum of Seven thousand sixty-six and 24/100 Dollars.
Entered Apr. 26, 1995 Debt: $7,066.24
H - 96 JUDGMENT
Barbara H. King, Pro.

Sept. 1, 1995, Answers to Interrogatories filed.

May 30, 1996 Order to Mark Judgment by Attorney for Plaintiff Satisfied filed.

1995

Barbara J. Walton

238.

FAITH A. SMITH

vs.

CHARLES A. SMITH

Filed March 3, 1995
@ 3:34 PM

Tax & entry paid	50.50 ✓
User's Fee paid	15.00
2 Add'l Counts paid	30.00 ✓
State paid	10.00
Adm. Fee paid	45.00 ✓
Pro Co pd 10-5-95	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY
1 copt atty.

March 14, 1995 Affidavit of Service filed. And Now, March 13, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on March 9, 1995.

2. That the Defendant signed the return card on March 10, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the U.S. Postal Service Return Receipt (Certified No. Z410908257) attached hereto as Exhibit "A".

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. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton, Esq.

Jun. 14, 1995 Affidavit of Consent by Faith A. Smith, Plaintiff, filed.

Jun. 30, 1995 Stipulation and Consent to Entry of Custody Order filed. CONSENT CUSTODY AGREEMENT. AND NOW, this 28 day of June, 1995, 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. The parties shall have shared legal custody of the minor children, JACQUELYN MARIE SMITH AND GARRETT CHARLES SMITH. The parties shall share with each other any and all information which each may have regarding the health, education, and the fmajor 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 children.

2. Primary physical custody of the children shall be with the Father/Defendant. Mother shall have temporary physical custody for a minimum of every other weekend. She shall also enjoy extended visits during the summer, and shared visitation on the major holidays. The parties agree that this is a flexible arrangement which will allow for additional visitation if the parties mutually agree.

3. The children shall spend Mother's Day with the Mother and Father's Day with the Father.

4. The parties are free to make alternative arrangements respecting the custodial and visitation periods and are encourgaged to do so. Each party will try to accommodate the other parent to allow visitation and agree to provide 24 hour notice of a need to make any changes in the visitation. The parties further agree that the presence of each parent is important in the children's life.

5. Each party shall teach the children to give to the other party that love and respect which is due a parent from his/her children.

6. Neither party shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor children, neither party shall expose the minor childlren to harmful situations or harmful people while having custody of the children.

7. Neither party shall do or say anything to blacken the character of theother 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 theother party in the children's estimation.

8. The Father shall be responsible for transportation of the minor children.

9. The parties to this action agree that this Honorable Court shall retain jurisdiction of this matter.

By the Court:
Anthony J.Vardaro, J.

6-30-95 Faxed to Atty. Walton, 7-7-95 Copy to Deft.

Aug. 7, 1995 Marriage Settlement Agreement filed.

Sep 27, 1995 Affidavit of Consent of Defendant, filed.

Sep 27, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

D I V O C E D E C R E E F I L E D

Oct. 6, 1995 AND NOW, this 6th day of October 1995, 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:

The bonds of marriage between Plaintiff, FAITH A. SMITH, and Defendant, CHARLES A. SMITH, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms and provisions and conditions of the Marriage Settlement Agreement between the parties herin dated June 26th, 1995 shall be incorporated in this decree and order by reference as fully as though the same were set forth herein, at length, including the following:

1. The Husband shall become the sole and exclusive owner of the residential real estate situate in Sadsbury Township, Crawford County, Pennsylvania. The parties agree to sign Quit Claim Deed transferring any right or interest the Wife may at this time or in the future have to this property. Husband agrees to be responsible for the current mortgage on the home and indemnify and hold wife harmless for any debts he may at this time or in the future have that are associated with the home.

2. Wife shall become the exclusive owner of the 1988 Cutlass Cierra. The Husband shall become exclusive owner of the 1984 F240 Ford Truck and the 1984 Chrysler Station Wagon. The parties agree to cooperate fully with the signing of any documents required for the transfer of vehicles. Each party shall be responsible for any debts associated with their respective vehicles and agrees to hold the other party harmless for same.

3. The 1989 Stingray Boat and Boat Trailer shall become the property of the Husband. Any debts associated with same shall become the responsibility of Husband and he agrees to hold Wife harmless for same.

Continued on Page 238A

1995

CONTINUED FROM PAGE 238
OF RECORD
A.D. 1995-238

FAITH A. SMITH
VS.
CHARLES A. SMITH

****

4. The Husband shall assume responsibility for repayment of PNC home equity loan number 10-03040112300131.

5. The wife shall assume responsibility for repayment of the Mellon Bank Credit Line account number 009551-656 and Master Card account number 5369-8000-1782-0345.

6. The Husband shall retain any stocks through Merril Lynch account number 811-22067 and the IRA account number 861564 through Protected Life.

The Wife shall retain the IDS single payment certificate account number 0170-822488-7-001.

7. Any Debts incurred after January 19, 1995 are the responsibility of the party who incurred said debts.

8. Any monies either party may have in checking, savings, or other accounts shall become the property of the person whose name is on the account.

9. The Husband shall retain the ATV's, lawn mowers, and remainder of household items currently in his possession.

10/ Both parties waive any and all rights to any pension or retirement benefit of the other party.

11. The parties waive all rights to make any claim for alimony or spousal support at this time or in the future.

12. All other provisions of the Marriage Settlement Agreement dated June 26, 1995 are incorporated herein and the parties are directed to comply with said agreement. This agreement shall not merge with, bit shall survive this decree and order.

This Honorable Court shall retain 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.

2588

1995

1995

Thomas, Traux,
spadafore, Walker &
Keenan
R. Charles Thomas

239.

IN THE MATTER OF THE
CHANGING OF THE NAME OF
DAVID BRUCE BRADICK

Filed March 3, 1995
@ 4:26 PM

Tax & entry Pd 3-8-95 50.50
User's Fee Pd 3-8-95 5.00

PETITION FOR CHANGE OF NAME

Order:

AND NOW, this 27 day of February, 1995, upon presentation and considerationof the within Petition, it is ordered and decreed that the wtihin Petition shall be heard on the 23 day of March, 1995 at 8:45 o'clock a.m. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania or as soon thereafter as the attention of the Court may be had and that notice of the filing of the within Petition and of the aforesaid date of hearing shall be published inthe Crawford county Legal Journal and the Meadville Tribune once each.

Notice of the filing of this Petition shall also be served upon other interested persons as required by law.

BY THE COURT,
Anthony J. Vardaro, J

Mar. 23, 1995 Decree filed.

AND NOW, this 23 day of March, 1995, upon hearing of the within Petition and upon Motion of R. Charles Thomas, Esquire, Attorney for the Petitioner, and upon presentation and Proof of Publication of notice as required by law with proof that there are no valid liens or judgments or decrees of record or any other matter of like effect against the said David Bruce Bradick and it appearing that there are no legal objections to the granting of the prayer of this Petition:

IT IS ORDERED AND DECREED that the name of the said David Bruce Bradick be and is hereby changed to David Bruce Phillips.

BY THE COURT,
Anthony J. Vardaro, J

Mar. 22, 1995 copies dist. to R. C.T.

240

1995

Gerald Sullivan

240.

David P. Truax

DIANE M. MANNING

vs.

JOHN L. HERVEY

Filed March 6, 1995
@ 11:44 AM

Tax & entry Pd. 5/4/95 50.50
User's Fee Pd. 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd. $29.00
Pro Co Pd. 9.00

5-4-95 Pd Sheriff #9161 29.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MCPD

ORDER:

And now, this 6 day of March , 19 95 , 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 contact Plaintiff in any way, not go within 200 yards of Pl residence not call or writ to or threaten pl 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 or 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 the March 16, 1995 , 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, S.J.

Mar.8, 1995 Sheriff's Return filed. SERVED John L.Hervey personally on March 6, 1995 at 3:35 PM byhanding hima copy of the Protection fromAbuse to him on the sidewalk in front of the Dog Pound, 898 Market Street, Meadville,Crawford County,PA.

So answers,

Diane Brittain, Deputy Sheriff
Shawn E.Ashbaugh, Deputy Sheriff
Robert M.Stevens,Sheriff

Mar. 20, 1995 ORDER filed. AND NOW, March 16, 1995 this matter is before the Court with respect to the Plaintiff's petition for relief under the Protection form Abuse Act. Both parties appear represented by counsel and have reached an agreement to be entered as an order without admission of the allegations of the petition on the part of the Defendant.

It is, accordingly, ordered as follows:

1. The Defendant shall not abuse, threaten to abuse, harass, stalk, or contact the Plaintiff in any way, nor shall he procure anyone else to do so.
2. The Defendant may not go to the Plaintiff's residence at 439 Poplar Street in Meadville or to any future residence.

The Defendant is cautioned that he should not go to the Plaintiff's residence even if he is invited to that residence insofar as any police agency will presume that he is in violation of this order if he is at that residence.

In the event the parties wish for the Defendant to be able to go to the Plaintiff's residence, they should seek a modification of this order prior to him doing so.

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 Meadville City Police Department as well as to County Control.
5. The Defendant is reminded that this is an order of court and viuolation of this order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.
6. The Defendant will pay costs in this matter in the amount of $93.50 within 90 days of the date of this order. Those costs shall be paid to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse.
7. This order shall remain in full force and effect through March 15, 1996.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Mar. 20, 1995 Faxed MCPD & Co Control, dist to Sullivan & Truax
Mar. 23, 1995 sent Dft.

1995

Robert J. Felton

241.

CHARLES V. KNAPP

vs.

SALLY K. KNAPP

Filed March 6, 1995
@ 1:32 pM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 7/27/95	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE
1 copy atty.

Mar. 24, 1995 Acceptance of Service filed. I accept service of the Complaint Under Section 3301(c) of the Divorce Code, and enter my appearance on behalf of Sally K. Knapp, Defendant, and certify that I am authorized to do so.
Date: 3-8-95 Bruce L. Smith

Jul. 26, 1995 Affidavit of Consent by Charles V. Knapp, Plaintiff; Affidavit of Consent by Sally K.Knapp, Defendant and Praecipe of Robert J.Felton, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Aug. 1, 1995 AND NOW, July 31, 1995, it is hereby ordered and decreed that CHARLES V. KNAPP, Plaintiff, and SALLY K. KNAPP, 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.

Barbara J. Walton

242.

Brian J. Lindsay

4-5-95 Rec'd from dept Sheriff's Cost $9.00
#5795 Pd Sheriff #9075 29.00

WANDA L. FINK

vs.

STEPHEN M. VANTASSEL

Filed March 6, 1995
@ 1:44 pM

Tax & entry	Pd. 4-4-95	50.50
User's Fee	Pd.	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd.	$29.00
Pro Co	Pd. 4-4-95	9.00
Pro Co	Pd 8-10-95	5.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MCPD

ORDER:

And now, this 6 day of March , 19 95 , 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: The Plaintiff shall have exclusive custody of the minor children pending 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 or 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 the March 16, 1995 , at 3 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,
Anthony J. Vardaro, J

Mar. 8, 1995Sheriff's Return filed. SERVED Stephen M. VanTassel personally on March 6,1995 at 3:45 PM byhanding a copy of the Protection from Abuse to him at his mother's residence, 808 Stewart Street, Meadville, Crawford County, Pa.
So answers,
Diane Brittain, Deputy Sheriff
Shawn E.Ashbaugh,Deputy Sheriff
Robert M.Stevens, Sheriff

Mar. 20, 1995 ORDER filed. AND NOW, March 16, 1995 this matter is before the Court with respect to Plaintiff's petition for relief under the Protection from Abuse Act.

Both parties appear represented by counsel and they have reached an agreement for the entry of an order without admission of the allegations of the petition on the part of the Defendant.

Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, harass, or threaten the Plaintiff at any time or place.
2. The Plaintiff shall have exclusive possession of the residence at 800 Stewart Street in Meadville and the Defendant may not go to that residence nor to any other residence occupied by teh Plaintiff as her primary residence during the course of this order.

The Defendant is cautioned tht he should not go to the Plaintiff's residence even if he is invited insofar as any police agency will presume that eh is in violation of this order if he is at the Plaintiff's residence.

In the event the parties wish for the Defendant to be able to go to Plaintiff's residenc ethey should seek a modification of this order prior to him doing so.

3. This minor children of the parties are currently under the supervision of Children & Youth Services insofar as they have been adjudicated dependent. Any visitation with the children on the part of the Defendant shall be arranged through Crawford County Children & Youth Services.
4. This order is without prejudice to either party to pursue further action in that juvenile matter or through an appropriate custody proceeding at any time in the future.
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 Meadville City Police Department and to Crawford County Control.
7. The Defendant is reminded that this is an order of court and vilation of this order may be punishable by a fine of up to $1,000 and a jail sentence of up to 6 months.
8. The Defend ant shall pay court costs in this matter in the amount of $93.50 within 30 days of the date of this order. Those shall be paid to the Prothonotary of Crawfor dCounty on the first floor of the Crawford County Courthouse in Meadville, Pennsylvania.
9. This order shall remain in full force and effect through March 15, 1996.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Mar. 20, 1995 Faxed MCPD & Co Control.
Mar. 23, 1995 sent to Dft.

Continued on Page 242A

1995

Wanda L. Fink
vs.
Stephen M. Vantassel

CONTINUED FROM PAGE 242
of Record
A. D. 1995 - 242

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Mar. 20,1995 ORDER filed. AND NOW, March 16, 1995 this matter is before the Court with respect to Plaintiff's petition for relief under the Protection from Abuse Act.

Both parties appear represented by counsel and they have reached an agreement for the entry of an order without admission of the allegations of the petition on the part of the Defendant.

Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, harass, or threaten the Plaintiff at any time or place.
2. The Plaintiff shall have exclusive possession of the residence at 800 Stewart Street in Meadville and the Defendant may not go to that residence nor to any other residence occupied by teh Plaitniff as her primary residence during rthe course of this order.

The Defendant is cautioned that he should not go to the Plaintiff's residence even if he is invited insofar as any police agency will presume that he is in violation of tis order if he is at the Plaintiff's residence.

In the event the parties wish for the Defendant to be able to go to Plaintiff's residence they should seek a modification of this order prior to him doing so.

3. The minor children of the parties are currently under the supervision of Children & Youth Services insofar as they have been adjudicated dependent. Any visitation with the children on the part of the Defendant shall be arranged through Crawford County Children & Youth Services.
4. This order is without prejudice to either party to pursue further action in that juvenile matter or through an appropriate custody proceeding at any time in the future.
5. This order may be enforced without a warrant of arrest by any law enforcement officer havign reasonable grounds to believe it has been violated.
6. A copy of this order shall be delivered to the Meadville City Police Department and to Crawford 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 of up to $1,000 and a jail sentence of up to 6 months.
8. The Defendant shall pay court costs in this matter in the amount of $93.50 within 30 days of the date of thsi order. Those shall be paid to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse in Meadville, Pennsylvania.
9. This sorder shall remain in full force and effect through March 15, 1996.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Mar. 20, 1995 Faxed MCPD & Co Control
Mar. 23, 1995 Faxed to Walton & Lindsay sent Dft.

Aug. 21, 1995 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 18 day of August, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of March 6, 1995, said motion is granted and the Protection from Abuse Ordr is hereby vacated and terminated.

A true and correct copoy of this Order shall be delivered by the Prothonotary to proper police agency and to County Control.

Any provisions of the Protection from Abuse Order of March 6, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

Aug 21,1995 Faxed MCPD & Co Control
Aug 24, 1995 sent Plf. & Dft.

242
B

1995

1995

Jorden & White
Harry Faber White, II

243.

MICHAEL RUMPH

vs.

DAVID A. JONES d/b/a DAVID A. JONES TRUCKING COMPANY and KEVIN C. JONES

Filed March 6, 1995
@ 2:40 PM

Tax & entry paid	50.50 ✓
User's Fee paid	5.00
Pro Co pd 2-10-97	6.00 ✓

WRIT OF SUMMONS
Issued atty. (2)

Feb 5, 1997 Upon praecipe of plaintiff attorney the above captioned action is marked settled and discontinued of record.

1995

Evans, Portnoy & Quinn
John E. Quinn

244.

Thomas, Truax, Spadafore, Walker & Keenan
William L.Walker

GEORGE E. ROSSEY

vs.

STATE FARM INSURANCE COMPANY

Filed March 6, 1995
@ 2:51 PM

Tax + Entry Paid 50 50 ✓
user fee Paid 5 00

Pro Co. pd. 3-24-98 5.00 ✓

CERTIFIED COPY OF DOCKET ENTRIES FROM THE
CIVIL DIVISION OF THE COURT OF COMMON PLEAS OF
ALLEGHENY COUNTY, PA, NO. AR-94-8158

ALLEGHENY COUNTY ENTRIES:

Nov. 4, 1994 Complaint in Civil Action filed.

Nov. 18, 1994 Appearance filed.

Dec. 8, 1994 Sheriff's Return filed.

Dec. 22, 1994 Petition For Change of Venue Based on Forum Non-Convenience filed.

Jan. 6, 1995 Answer and New Matter To Defendant's Petition For Change of Venue filed.

Jan. 18, 1995 Order filed. AND NOW, to wit, on this 13th day of Jan., 1995, upon consideration of the Petition for Change of Venue Based on Forum NOn-Convenience, it is hereby ORDERED, ADJUDGED and DECREED that same is GRANTED, and that this action is transferred to the Court of Common Pleas of Crawford County upon argument of counsel.

BY THE COURT,

Crawford County Entries:

Mar. 28, 1995 Appearance of Thomas, Truax, Spadafore,Walker & Keenan by William L.Walker,Esquire for State Farm Insurance Company, Defendant, filed.

Aug. 14, 1995, Answer Containing New Matter filed.

Sept 21, 1995 Notice of Service of Request for Production of Documents filed.

Dec. 16, 1997 Petition for Entry of Judgment of Non-Pros and ORDER filed. AND NOW, this 15th day of Dec., 1997, upon consideration of the foregoing Petition for Entry of Judgment of Non Pros, it is hereby ordered that:

1. A rule is issued upon the respondent (Plaintiff) to show cause whether petitioner is not entitled to the relief requested;
2. The respondent shall file an answer to the petition within twenty (20) days of this date;
3. The petition shall be decided under PA. Rule of Civil Procedure 206.7;
4. Depositions shall be completed within sixty (60) days of this date;
5. Argument shall be held on the 27th day of February, 1998 at 9:15 o'clock AM in Court Room No. 1 of 2 of the Crawford County Courthouse;
6. The petitioner shall provide notice of the entry of thsi Order to all parties.

BY THE COURT:
By: Anthony J. Vardaro, J.

Dec. 17, 1997 Order FAXED Atty. Walker.

January 20, 1998 ORDER RESETTING HEARING FILED. AND NOW, JANUARY 20, 1998, due to unavailability of the corrt, hearing in the above set for February 27, 1998 is hereby reset for Tuesday, March 24, 1998, at 10:30 AM, CR #2 Crawford County Courthouse.

FOR THE COURT
Ann A. Walker, Ct. Adm.

1/20/98 FAXED WALKER & QUINN

March 23, 1998 Upon Praecipe of plaintiff attorney Voluntary Discontinuance, filed.

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

245.

Northwest Legal Serv.
Gerald Sullivan

LEONARD L. BEERS, II

vs.

TONYA A. DENMAN

Filed March 6, 1995
@ 3:57 PM

Tax & entry paid 50.50
User's Fee paid 5.00

Kathleen Nelson,Mediator

COMPLAINT FOR CUSTODY AND/OR VISITATION
2 copies atty.

NOTICE AND ORDER TO APPEAR. You, Tonya A.Denman, Defendant, have been sued in court to obtain custody of Leonard L. Beers,III and Brandon Michael Beers.
You are ordered to appear in person for a child mediation conference at the Crawford County Court House in Meadville, Pennsylvania 16335 before Kathleen Nelson, 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.

Court Administrator
Crawford County Courthouse
Meadville,PA 16335 (814) 336-1151

3/24/95 BY THE COURT:
Gordon R.Miller, J.
3=30-95 Faxed Attys. Sullivan, Lindsay & Nelson

Mar. 30, 1995 Petition to Proceed in Forma Pauperis/ Affidavit in Support of Petition and ORDER filed. AND NOW, this 28th day of March, 1995, upon consideration of the Petition filed by the Plaintiff inthis action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P.240, the plaintiff is granted leave to proceed in forma pauperis at this time.
The Court notes that the Plaintiff has already paid $55.50 for the filing fee of his Custody Complaint. However,the Plaintiff is permitted to proceed in this matter without paying the required filing fee of $150.00 for a Custody Mediator.
The Plaintiff is directed to inform the Prothonotary's Office of the Court of any improvement in his financial circumstances that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Gordon R.Miller, J.
3-30-95 Faxed to Attys. Sullivan, Lindsay & Nelson

Jul. 26, 1995 Temporary Order filed. AND NOW, July 26, 1995,after Mediation and upon the recommendation of the Child Custody Mediator,it is Ordered and Decreed as follows:
1. Legal and physical custody of the subject minor children, Leonard L.Beers,III and Brandon M. Beers, shall be with the Mother.
2. The Father shall be entitled to visit with the children at the home of their maternal Grandmother, Darlene Denman, for a three-hour period each week. The dates and times of said visits shall be determined by the Father and Grandmother, with consideration given to Mother's schedule.
3. The Mother shall inform the Father immediately of any illness or injury in regard to the children and both parents shall furnish the other with a current address and telephone number.
4. The cost of the mediation conference shall be borne by Crawford County.
5. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parents within 10 days of the date hereof.

BY THE COURT:
Gordon R. Miller,J.
7-27-95 Faxed Hatheway, Sullivan & Nelson

246

1995

246.

DORA CHAMBERS

vs.

VELMA TINCHER, LAURIE KNAPP

Filed March 6, 1995
@ 4:19 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	$23$23.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MCPD

ORDER:

And now, this 6 day of March , 19 95 , 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 call or go to Dora Chambers house for any purpose. Not threaten or contact her 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 or 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 the March 15, 1995 , 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, S.J.

Mar. 15, 1995 Sheriff's Return filed. NOT FOUND as to Defendant Laurie Knapp at address of 665 Highland Avenue, Meadville, Crawford County,PA. Unable to locate subject at that residence and unable to obtain any information regarding subject.
So answers, Robert M.Stevens,Sheriff

Mar. 21, 1995 Order filed. AND NOW, March 17, 1995, at the time fixed for the Protection from Abuse hearing in this case none of the parties appeared.

Since the plaintiff failed to appear this action is hereby dismissed. The temporary order of March 6, 1995 is vacated. Costs shall be paid by Crawford County.

The Prothonotary shall send a true and correct copy of this Order to County Control, the Meadville City POlice Department and to the Plaintiff at 299 Randolph Street, Meadville, Pennsylvania

BY THE COURT
Gordon R. Miller, J

Mar. 21, 1995 Faxed MCPD & Co. Control, 3/27/95 mailed Pltf.

1995

Villanova Law Offices
James Villanova

247.

Paul T.Grater

JULIE DOUGHERTY

vs.

THOMAS D. CAMPBELL, JR.
and MICHELLE A. CAMPBELL

Filed March 7, 1995
@ 1:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro pd 10/2/97	6.00

CERTIFIED COPY OF DOCKET ENTRIES FORM THE
CIVIL DIVISION OF THE COURT OF COMMON PLEAS OF
ALLEGHENY COUNTY, PA. GD 94-16219

ALLEGHENY COUNTY ENTRIES:

Sept. 29, 1994 Writ of Summons filed.

Oct. 31, 1994 Sheriff's Return filed.

Nov. 14, 1994 Appearance filed.

Nov. 14, 1994 Praecipe For Rule To File a Complaint filed.

Nov. 17, 1994 Notice Of Service of Rule To File A Complaint filed.

Nov. 17, 1994 Rule filed.

Dec. 30, 1994 Praecipe filed.

Dec. 30, 1994 Plaintiff's Complaint in Civil Action filed.

Dec. 30, 1994 Plaintiff's MotionTo Discontinue As To Less Than All Defendants Pursuant To Pa. R.C.P. 229 filed.

Jan. 24, 1994 Preliminary Objections Raising Questions of Venue and Order filed. AND NOW, to wit this 23rd day of January, 1995, upon Preliminary Objections of the defendants herein, and after hearing arguments in open court, it is hereby ORDERED, ADJUDGED AND DECREED that the objections raising a question of venue are sustained, and the record herein shall be transferred to the Court of Common Pleas of Crawford County, Pennsylvania. Costs and fees for the transfer and removal of the record shall be paid by the planitiff. By the Court,

Crawford County Entries:

May 9, 1995 Answer and New Matter filed.

Sept. 27, 1995 Reply To New Matter filed.

Aug. 12, 1996 Notice of Deposition of Julie Dougherty filed.

Sept. 18, 1997 Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discotninued of record.

248

1995

Shafer, Swick, Bailey, Irwin & Stack
James R. Irwin

248.

Mary Ann Kirkpatrick

CONNIE.S. BOSSARD

VS.

BRAD L. BOSSARD

Filed March7, 1995
@ 1:15 PM

Tax & entry paid	50.50 ✓
User's Fee paid	15.00
2 Add'l Counts paid	30.00 ✓
State paid	10.00
Adm. Fee paid	45.00 ✓

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION and ALIMONY, ALIMONY PENDENTE LITE COUNSEL FEES, EXPERT FEES, COSTS AND EXPENSES
2 copies atty.

March 13, 1995 Affidavit of Service filed. I, James R. Irwin, Esq., being duly swor 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, return receipt requested, dated March 9, 1995. Service was acknowledged on March 10, 1995 by accepting delivery on that date as evidenced by the attached signed return receipt.

James R. Irwin, Esq.

Mar. 20, 1995 Appearance of Mary Ann Kirkpatrick,Esquire,Attorney for Brad L.Bossard, Defendant, filed.

Mar. 12, 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 3/20/95 . 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: March 12, 1998
Mar 12, 1998 Copies mailed by Court Administrator's Office

Apr. 17, 1998 Objection To Dismissal Pursuant To Crawford County Rule of Civil Procedure LJA 1901E and Order filed. AND NOW, this 16 day of April, 1998, upon consideration of the Plaintiff's objection, the Order dated March 12, 1998 is hereby rescinded and revoked and the parties shall be able to pursue their rights under the Pennsylvania Divorce Code at the abovecaptioned number and term.

By the Court:
Anthony J. Vardaro, J

4/17/98 Faxed Irwin & Kirkpatrick

Apr. 17, 1998 Certificate of Service filed. A certified copy of Objection to Dismissal Pursuant to Crawford County Rule of Civil Procedure LJA 1901E has been served on all other parties or their counsel by facsimile to the office of Mary Ann Kirkpatrick, Esquire, 941 Federal Court, Meadville, Crawford County, Pennsylvania on the 16th day of April, 1998.

James R. Irwin

1995

William J. Gregg	DEBORAH L. BAKER	COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE 1 copy atty.
249.	vs.	March 14, 1995 Appearance of Douglas W. Ferguson, Esq., for Defendant, filed.
Ferguson & Spataro Douglas W. Ferguson	DAVID A. BAKER	Mar. 16, 1995 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 Plantiff in the above captioned matter. 2. That the Affiant did serve a certified copy of the Divorce Complaint and Notice upon the Defendant herein by mailing the same to him on March 8, 1995, by certified mail No. Z 727 826 123, restricted delivery and return receipt requested, addressed as follows: David A. Baker, R.D. #2, Cree Street, Meadville, PA 16335. The sender's receipt is attached hereto. 3. That the Defendant did receive said Complaint and Notice on March 11, 1995, as evidenced by his signature on the Return Receipt Card which is also attached hereto. William J. Gregg
	Filed March 7, 1995 @ 3:54 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00 State paid 10.00 Adm. Fee paid 45.00 Pro Co pd 8-31-95 9.00	

Aug. 16, 1995, Affidavit of Consent of defendant filed.

Aug. 28, 1995 Affidavit of Consent of Plaintiff, filed.

Aug. 28, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Sep 1, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returnign the record to the Prothonotary. A final decree will not be entered at this time because:

X The custody mediator fees have not been paid. The Plaintiff and Defendant each owe $16.50 with regard to a temporary order entered after mediation.

Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.

BY THE COURT:
Anthony J. Vardaro, J.

Sept. 1, 1995 dist to Gregg & Ferguson

Oct. 3, 1995, Upon praecipe of plaintiff ttorney, for review, this case moved to court. (previous custody fees paid)

Oct. 16, 1995 DECREE AND NOW, October 16, 1995, it is ordered and decreed that DEBORAH L. BAKER, Plaintiff, and DAVID L. BAKER, 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.

William J. Gregg

250.

JAMES A. EULIANO and JOANN EULIANO, his wife

vs.

EDWARD F. GROSS and PAULA R. GROSS

filed March 7, 1995
@ 3:54 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Co.pd 3/9/95	9.00
Sheriff's Cost	55.00

COMPLAINT IN EJECTMENT
3 copies Atty.

Mar. 9, 1995 CONFESSION OF JUDGMENT filed. Pursuant to the authority contained in the warrant of attorney, theoriginal or 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 Plantiffs and against the Defendants for possession of the real property described as follows: All that certainpiece or parcel of land lying and being situate inthe Township of Steuben, County of Crawford, and Commonwealth of Pennsylvania. (For more complete descripiton see paper filed.)

EX. 1995 - 20

May 10, 1995 SHERIFF'S RETURN, filed. SERVED Edward F. Gross on March 15, 1995 at 11:26 AM by handing a copy of the Complaintin Ejectment and Writ of Possession to Paul r. Gross, his Wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA. Signed Acceptance of Service attached.

SERVED Paula r. Gross personally on March 15, 1995 at 11:25 AM by handing a copy of the Complaint in Ejectment and Writ of Possession to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

1995

Barbara J. Walton

251.

VIRGINIA A. GLEASON

vs.

STEVEN D. GLEASON

Filed March 7, 1995
@ 3:55 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 5-19-95	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(d) OF THE DIVORCE CODE
1 copy atty.

Mar. 7, 1995 Affidavit of Consent Under Section 3301(d) of Plaintiff filed.

March 14, 1995 Affidavit of Service filed. And Now, March 13, 1995, comes Barbara J. Walton, and avers as follows:

1. a true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on March 9, 1995.

2. That the Defendant signed the return card on March 11, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the U.S. Postal Service Return Receipt (Certified No. Z070383619) attached hereto as Exhibit "A".

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. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton, Esq.

Mar. 22, 1995 Amended Affidavit of Service filed. And Now, March 21, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of theComplaint in Divorce under Section 3301(d) and the Plaintiff's Affidavit of Consent under Section 3301(d) was mailed to the Defendant via Certified Mail, Return receipt on March 9, 1995.

2. That the Defendant signed the return card on March 11, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service REturn Receipt (Certified No. Z070383619) attached hereto as Exhibit "A".

I VERIFY that the statements made in this Affidavit are true and corrrect. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton

April 11, 1995 Affidavit of Service filed. And Now, April 7, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Notice of Intention to Request Entry of Divorce Decree was mailed to the Defendant via Certified Mail, return receipt on April 5, 1995.

2. That the Defendant signed the return card on April 6, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z410908251) attached hereto as Exhibit "A".

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. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton

May 15, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

May 23, 1995 AND NOW, this 22 day of May, 1995, 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 VIRIGINA A. GLEASON, Plaintiff, and STEVEN D. GLEASON, 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.

252

1995

Northwestern Legal Services
Gerald Sullivan

252.

Peters, Lindsay & Lewis
Edward J. Hatheway

TINA LOUISE SMITH

vs.

JOHN CARL ELLIOTT, JR.

Filed March 7, 1995
@ 4:10 PM

Tax & entry Pd. 10/30/95		50.50
User's Fee Pd.		5.00
~~Surcharge~~	$25.00	~~25.00~~
Sheriff's Costs Pd.		29.00
Pro.Co. Pd. 10/30/95		9.00

10/30/95 Paid Robert M. Stevens, Sheriff # 29.00 Ck.# 9537

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 7 day of March , 1995 , 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: The Plaintiff shall have exclusive possession of residence at R.D.#4, Box 560-A, Conneaut Lake, PA 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 or 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 the March 17, 1995 , 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,
Anthony J. Vardaro, J

Mar. 8, 1995 Sheriff's Return filed. SERVED John Carl Elliott,Jr.,personally on March 8, 1995 at 9:40 AM by handing him a copy of the Protection from Abuse to him at the residence, R.D.#4, Box 560-A,Conneaut Lake, Crawford County, PA.
So answers,
Scott D. Young, Deputy Sheriff
Shawn E.Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar. 9, 1995 RE; Complaint for Indirect Criminal Contempt for Violation of Protection From Abuse Order. Assignment of Hearing date. AND NOW, March 8, 1995, hearing in the above captioned matter has beenscheduled for March 17, 1995 at 3:00 P.M. in Courtroom No. 1 or 2 at the Crawford County Courthouse, Meadville,PA.
FOR THE COURT,
Ann A.Walker,Ct. Administrator

3/9/95 Copies dist. by Ct.

Mar. 21, 1995 ORDER filed. AND NOW, March 17, 1995, the matter was scheduled for two matters. The original PFA Petition and a Contempt Complaint. The parties appeared with counsel and arrived at a settlement of the original PFA Petition. In settling this matter, the derfendant does not admit he engaged in the conduct alleged in the Petition.

ACCORDINGLY, it is hereby ORDERED as follows:

1. The defendant shall not assault, abuse, harass, threaten or stalk the plaintiff or the minor children. The defendant shall not contact the plaintiff in any manner and shall not procure others to do so on his behalf.
2. Sole possession of the residence where the parties were living is hereby granted to the plaintiff. The defendant shall not go to the plaintiff's residence or place of employment.
3. The defendant shall arrange to have a friend or friends or family members go to the plaintiff's residence on March19, 1995 at 12 o'clock Noon to pick up his personal effects. He shall give a list of those effects to the plaintiff. In the event there is a dispute as to which personal effects belong to the defendant, the items in the dispute shall remain with the plaintiff for at least 6 months in safekeeping to give the defendant an opporutnity to bring an appropriate lawsuit to recover title and possession of the items that are disputed.
4. The defendant shall pay the sum of $105 to the plaintiff within 14 days from this date to cover a bill for a locksmith, which was incurred as a result of the vents that are alleged in the Petition. 5. This Order may be enforced without a Warrant of Arrest byany law enforcement officer having reasonable ground to believe it has been violated.
6. A copy of this Order shall delivered by the Prothonotary to the Pennsylvania State Police at Meadville and to County Control.
7. This Order shall remain in full force and effect for one (1) year from this date; that is, until March 16, 1996,unless terminated or modified by further Order of Court.
8. The defendant shall pay record court costs in the amount of $93.50 within 15 days from this date by paying the same to the Prothonotary on the First Floor of the Crawford County Courthouse.
9. The defendant has already spent 10 days in the Crawford County Jail, and therefore,we believe that it appropriate punishment for the indirect criminal contempt.
10. The Complaint for indirect criminal contempt is hereby DISMISSED without further proceedings.
11. 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 up to 6 months.
12. In view of this Order, the defendant may be released from the Crawford County Jail, subject to any other detainers or any other pending requirements in any other cases.
13. William and/or Janet Orr may talk to the plaintiff about legitimate matters, and if they do so, that shall not be a violation of this Order by the defendant.

Continued to Page 252 A

1995 TERM

Tina M.Smith
vs.
John C.Elliott

Continued from Page 252
Of Record
AD 1995 - 252

****

BY THE COURT,
Gordon R.Miller, President Judge

3-21-95 Faxed to Pa.SPD &Co. Control, given Attys. Sullivan & Hatheway

1995

253.

Ed Hathaway

RACHELLE L. LYON

vs.

JACK S. BURFORD, JR.

Filed March 8, 1995
@ 2:51 PM

Indigent Filing

12-9-98 - Refd from deft med fee 200
2-9-99 Pd Bk 101.89
2-9-99 Pd deft 89.11

John Fuller, Mediator 185.04
Pmt Rc'd 2-9-99 9.00 ✓

CUSTODY COMPLAINT
1 copy Plaintiff
1 copy Sheriff
1 copy Mediator

You, Jack S. Burford, Jr., have been sued in Court to obtain custody of Jack S. Burford, III & Jeniffer L. Burford.
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 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 Administrator
Courthouse
Meadville, Pa 16335
(814) 336-1151, ext. 298

Date: 3/7/95 Anthony J. Vardaro, J

AND NOW, this 7 day of March, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the Defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Mar. 8, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, March 7, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's Office or theCourt of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT,
Anthony J. Vardaro, J

3-20-95 Copy to Pltf., Deft., Sheriff & Atty. Fuller.

Mar. 8, 1995 Custody Complaint, Notice and Order to Appear and Order filed.
You, Jack S. Burford, Jr., have been sued in Court to obtain custody of Jack S.Burford, III, and Jeniffer L.Burford.
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 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 TOO 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 (814) 336-1151, ext. 298
Date: 3/7/95 Anthony J.Vardaro, J.
ORDER. AND NOW, this 7 day of March, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visisitation of a minor child or children it is ordered and directed as follows:
1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed todeliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost maybe taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT
Anthony J. Vardaro, J.

3-20-95 Copy to Pltf,Deft., Sheriff, Faxed to Atty. Fuller.

Mar. 27, 1995 SHERIFF'S RETURN, filed. SERVED Jack S. Burford, Jr. personally on March 27, 1995 at 9:40 AM by handing a copy of the Custody Complaint to Paul E. Gariffith, his Step-father and Adult in Charge at the residence, R.D. #1, Box 3H, North Street, Cambridge Springs, Crawford County, PA. So answrs,

Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Continued on Page 466

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

254.

James R. Irwin

KRISTIE MARIE CAMASI

vs.

VICTOR THOMAS CAMASI

Filed March 8, 1995
@ 4:01 PM

Pro Co pd 12-1-97	5.00
Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Sheriff's Costs IFP	42.00
Pro. Co. Pd. 7/8/97	9.00
Add'l. Complaint pd. 9/26/97	15.00
Users Fee Pd 9/26/97	5.00

5-14-97 Rec'd deed & Order (in safe)
12-12-97 Returned deed to deft per Court order

COMPLAINT IN DIVORCE
3 copies Atty.

Apr. 20, 1995 Petition for Contempt of Special Relief Court Order and ORDER filed. AND NOW,this 19 day of April,1995, upon presentation and consideration of the Plaintiff's Petition for Contempt of Special Relief Court Order, a hearing is set for April 21, 1995 at 3:00 p.m. at the same time set for a hearing on a Protection from Abuse Petition involving petitioner and respondent.

BY THE COURT:
Anthony J. Vardaro, J.
4-20-95 Faxed Hatheway, mailed Deft.

Apr.13, 1995 Petition for Special Relief and ORDER filed. AND NOW, THIS L#TH DAY OF April, 1995, upopnpresentationand consideration of the Plaintiff's Petition For Special Relief: The request in paragraph 8a is granted and the defendant is restrained from cancelling the utilities. As to the rest a hearing is hereby set for May2,1995 at 1:00 p.m. in Court Room 1.

BY THE COURT:
Gordon R. Miller,J.
4-13-95 Copy given Atty.Hatheway & Pltf.

April 13, 1995 Amended Complaint in Divorce, filed. (4 copies Certified Atty.)

Apr. 17, 1995 Sheriff's Return filed. SERVED Victor Thomas Camasi, Jr. personally on April 13, 1995 at 3:05 PM by handing him a copy of theComplaint in Divorce and Amended Complaint in Divorce at his place of employment, Multi Tool & Plastics, Route 198, Saegertown, Crawford County, PA.

So answers,

Shawn E.Ashbaugh,Deputy Sheriff
Scott D.Young,Deputy Sheriff
Robert M.Stevens, Sheriff

Apr 24, 1995 Petitiion For Exclusive Possession of Marital Residence, filed.

Apr 25, 1995 ORDER, filed. AND NOW, April 21, 1995 the parties appeared in open court on the Protection from abuse Action and Petition for Contempt of the Special Relief order entered in this case, and have entered into an agreement to resolve the matters before the Court this day. Based upon said agreement, it is ordered as follows:

1. Exclusive possession of the marital residence at R.D. 4, Box 308, Saegertown, Pennsylvania is hereby awarded to the Plaintiff until further order of Court.

2. Although the Court does not have jurisdiction over custody and visitation of this time, we do memorialize an agareement of the parties with respect to those issues. The parties have agreed to joint legal custody with the Plaintiff have primary physical custody and the Defendant having the right to visit his daughter and take her into his custody every Tuesday and Thursday from the time he ends work in the afternoon or early evening until 8:00 o'clock p.m., and every Sunday from 10:00 o'clock a.m. until 8:00 o'clock p.m.

3. The Defendant shall have a right to go to the marital residence at a time to be agreed upon between the parties during daylight hours for the purpose of picking up his train sets.

4. By agreement of the Plaintiff, her petition for contempt of the Special Relief court order is hereby withdrawn.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Apr 24, 1995 Faxed Irwin & Hatheway

May 11, 1995, ORDER filed. AND NOW, May 2, 1995 at the time fixed for the hearing on the request for special relief counsel appeared and jointly moved the court for a general continuance. Therefore the hearing is continued generally to be rescheduled on motion of either party.

BY THE COURT,
Gordon R. Miller, P.J.
5/11/95 copies to Hatheway and Irwin.

June 19, 1996 Petition for Contempt of court Order and ORDER filed. AND NOW, this 19th day of June, 1996, after presentation and consideration of the Contempt Petition: a hearing is hereby set for Tuesday, July 23, 1996, at 11:15 A.M., in C.R. #1. In the meantime, defendant shall vacate the premises. Defendant shall give Plaintiff keys to the new locks.

BY THE COURT:
Gordon R. Miller, J.
6-19-96 FAXED Hatheway & Irwin.

July 23, 1996 Motion to Withdraw Contempt Petition and to Cancel July 23, 1996 Contempt Hearing and ORDER field. AND NOW, this 23rd day of July, 1996, upon presentation and consideration of the Plaintiff's Motion to Withdraw Contempt Petition and to Cancel July 23, 1996 Contempt Hearing: Siad Motion is Granted.

BY THE CORUT:
Gordon R. Miller, J.
7-23-96 FAXED Hatheway & Irwin

Mar. 18, 1997 Affidavit of Consent Defendant filed.

Mar, 18, 1997 Waiver of Notice of Intention to Request Entry of A Divorce Decree Under §3301(c) of the Divorce Code by Defendant filed.

April 4, 1997, Affidavit of Consent of dft. filed.

April 4, 1997, Waiver of Notice of Intentionto Request Entry of Divorce Decree (dft) filed.

April 25, 1997 Affidavit of Consent of plaintiff filed.

April 25, 1997 Separation and Property Settlement Agreement filed.

RECORD CONTINUED ON
PAGE 254 A.....

1995

Kristie Marie Camasi

vs.

Victor Thomas Camasi

RECORD CONTINUED FROM PAGE 254

OF

AD 1995 - 254

****

May 14, 1997 MOTION TO WITHDRAW AND ORDER filed. AND NOW, May 14, 1997, upon presentation and consideration of the foregoing Motion, same is granted. Conditioned upon the plaintiff's counsel providing to the Prothonotary this day a check to 823 Erie St., Extension, Saegertown, PA. to be held until further order of court.

Anthony J. Vardaro, J.

May 14, 1997 FAXED Attys. Irwin and DeVore.

June 23, 1997 Affidavit of consent of plaintiff filed.

June 23, 1997 Waiver of Notice of Intention of plaintiff filed.

July 1, 1997 Praecipe for Review Under 3301(c) of the Divorce Code filed.

July 15, 1997 Order filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the rrecord and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

The parties are asking that an agreement be incorporated into the decree yet:

The agreement disposes of economic or other issues not raised by the pleadings or petition. The Court does not have jurisdiction over matters not properly raised inthe proceedings to date. 23 Pa.C.S.A. 3104(a), 3323(a); Pa.R.C.P. 1920.11 1920.13.

Either party may file a praecipe to refer the matter back to the Court whenthe record is in such a state that the parties are entitled to a final decree.

BY ORDER O F COURT

Gordon R. Miller, J

Date: 7-15-97

7/21/97 Copy to Pltf.

Sept. 17, 1997 Upon praecipe of plaintiff attorney, amended record for Reveiw under Section 3301(c) of Divorce Code referred to Court.

Amended Complaint in Divorce Notice to Defend filed.

Sept. 15, 1997 Motion to Approve Filing of Amended Complaint and order filed. ORDER OF COURT: AND NOW, this 15 day of Sept. 1997 the motion to allow the filing of an amended complaint is granted.

9/15/97 faxed to walton and Irwin

DIVORCE DECREE FILED

Sept. 26, 1997 AND NOW, September 26, 1997, it is ordered and decreed that KRISTIE MARIE CAMASI, plaintiff and VICTOR THOMAS CAMASI, JR., defendant are divorced from the bonds of matrimony.

and it is further ordered, ADJUDGED AND DECREED, that terms, provisions and conditions of a certain Marriage Settlement Agreement between the parties dated April 4, 1997 and attached hereto, are hereby incorporated in this decree and order by reference as fully as though the same were set forth herein at length. Said agreement shall not merge with, but shall survive this decree and order.

BY THE COURT

Gordon R. Miller, P.J.

Nov. 19, 1997 Notice of Election To Retake prior Name filed. Kristie Marie Camasi TO BE KNOWN AS: Kristie Marie Pinkerton

Nov. 20, 1997 Motion For Release of Deed and Order filed. AND NOW,this 19th day of November, 1997, upon consideration of Defendant's Motion, the prothonotary is ordered to released the deed to 823 Erie Street Extension, Saegertown, Pennsylvanlia to the Defendant, forthwith.

BY THE COURT:

Gordon R. Miller, J

11-21-97 Faxed Irwin, distributed Walton

1995

Ira Weiss
Dearald E. Shuffstall

255.

CITY OF MEADVILLE

vs.

BOARD OF ASSESSMENT APPEALS
OF CRAWFORD COUNTY

Filed March 8, 1995
@ 4:23 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co Pd. 5/18/95	6.00

PETITION FOR APPEAL FROM THE DECISION OF THE
BOARD OF ASSESSMENT APPEALS

Mar. 17, 1995 Sheriff's Return filed. SERVED Board of Assessment Appeals of Crwaford County on March 16, 1995 at 2:15 PM by handing copy of the Petition for Appeal from the Decision of the Board of Assessment Appeals Code to Joseph Galbo, Chief Assessor of Crawford County, in the Assessment Office, Firth Floor Crawford County Courthouse, Meadville, Crawford County, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Mar. 24, 1995 Affidavit of Service filed. I, Ira Weiss, Esquire, hereby certify that I served a true and correct copy of the tax assessment appeal in the above-captioned matter upon the Redevelopment Authority of the City of Meadville, by Unisted State Mail, postage prepaid, certified return receipt requested, at its offices at R.D. 2, Dunham Road, Meadville, Pennsylvania 16335. Attached hereto and made a part hereof is the green return receipt card signed by an authorized agent of the Redevelopment Authority of the City of Meadville, thereby evidencing service of process.
Ira Weiss

Mar. 28, 1995 Reply To Petition For Appeal From The Decision of the Board of Assessment filed.

May 18, 1995, Upon praecipe of plaintiff attorneys, the above captioned case is hereby discontinued as to all defendants (upon payment of your costs only)

256

1995

Rosen, Rosen & Bloom
Bruce T. Rosen

256.

JAMES D. BERRY, III, and HELEN H. BERRY, partners, d/b/a WINDY HILL FARMS, a partnership

vs.

K & B ASSOCIATES

Filed March 9, 1995
@ 8:52 AM

Tax & entry paid	50.50 ✓
User's Fee paid	5.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

March 20, 1995 Affidavit of Service filed. BRUCE T. ROSEN, being first duly sworn according to law, deposes and says that he did, on March 17, 1995, personally deliver a true and correct copy of the ACTION AT LAW filed at the above number and term, to ALVIN G.KESSLER, officer of the above named defendant at 230 Elm St., Oil City, Pa. 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. Section 4904 relating to unsworn falsification to authorities.

Dated: 3-17-95

Bruce T. Rosen

1995

Bernstein & Bernstein
Hollie A. Bernstein

257.

M. Dan Mason

MAICO HEARING INSTRUMENTS, a Subsidiary of BERNAFON, INC.

vs.

JAMES REED trading and doing business as SOUND DESIGN HEARING AID CENTER and JAMES REED, Personal Guarantor

Filed March 9, 1995
@ 1:42 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	41.00
Pro Co. pd 7/25/95	15.00
Pro.Co. pd 12/19/95	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Mar. 15, 1995 Sheriff's Return filed. SERVED James Reed t/d/b/a Sound Design Hearing Aid Center, personally on March 14, 1995 at 9:50 AM by handing a copy of the Complaint to him at 1383 Conneaut Lake Road, Meadville, Crawford County, PA.
SERVED James Reed, Personal Guarantor, personally on March 14, 1995 at 9:51 AM by handing him a copy of the Complaint at 1383 Conneaut Lake Road, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

April 13, 1995, Defendant's Response to Complaint filed.

July 20, 1995 Upon Praecipe of plaintiff attorney for reference to Arbitrators, the following are hereby appointed.

R. Charles Thomas, Chairman
Terry Toomey
Harry White

July 27, 1995 Arbitrators Take Qualifying Oath.
July 27, 1995 Given Atty. Thomas. FAXED Attys. Lingenfelter and D. Mason.

Aug. 30, 1995, Notice of Arbitration Hearing fjled.

Aug. 30, 1995, DECISION OF THE ARBITRATORS filed in which they find in favor of the plaintiffs and against the defendants in the amount of $8,069.06 plus interest at the rate of 1½% per month from Mar. 9, 1995 plus costs.

Decision entered 8/30/95
R - 96, 96
S - 183

DECISION OF THE ARBITRATORS
Barbara H. King,
Prothonotary

Dec. 18, 1995 Upon Praecipe of Bernstein and Bernstein, P. C. the above-captioned matter is marked settled and discontinued and Ended.

Joel B. Gold

258.

PNC BANK, NATIONAL ASSOCIATION

vs.

HAROLD L. ASHCRAFT with notice to heir of BETTY M. ASHCRAFT a/k/a BETTY MARIE ASHCRAFT

Filed March 9, 1995
@ 1:42 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	41.00
Pro Pd 8/25/95	9.00
Pro.Co. pd . 9/6/95	5.00

COMPLAINT IN MORTGAGE FORECLOSURE
no copies

Mar. 27, 1995 SHERIFF'S RETURN, filed. SERVED Harold L. Ashcraft personally on March 21, 1995 at 9:26 AM by handing a copy of the Complaint in Mortgage Foreclosure to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. So answrs, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now Aug. 18, 1995, at 11:00 a.m. upon praecipe of plaintiff attorney , Judgment is hereby entered in favor of the plaintiff and against the defendant Harold L. Ashcraft, for failure to plead, in the sum of Nineteen Thousand Six Hundred Twenty Seven and 81/100 dollars, from Feb. 23, 1995, plus interest, atty's fees and costs.
Judgment entered
8/18/95
A - 84

Debt --- $19,627.81
int. from 2/23/95

JUDGMENT
Barbara H. King,
Prothonotary

Aug. 25, 1995, Notice of entry of judgment mailed to dft.

Aug. 31, 1995 Upon Praecipe of Joel B. Gold, Esquire, Attorney for Plaintiff to vacate Judgment-Mortgage Foreclosure, without prejudice, in favor of plaintiff and against defendant Harold L.Ashcraft, filed.

, 259.

3-16-95 Rec from deft Sheriff cost 29.00
3-16-95 Pd Sheriff #9015 29.00

PATTI JO PRATT

vs.

PATRICK CALLAHAN

Filed March 9, 1995
@ 1:25 PM

Tax & entry Pd. 3-15-95 50.50
User's Fee Pd. 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd. $29.00
Pro Co. pd. 3-15-95 $9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 9 day of March , 1995 , 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 vacate house of Pl immediately and not return or take any of plaintiff's household furnishings Def. will not damage house or contents in any fashion.
3. This Order may be enforced without a warrant 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 or 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 March 15, 1995 , 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 COURT,
P. Richard Thomas, S.J.

Mar. 10, 1995 Sheriff's Return filed. SERVED Patrick Callahan personally on March 9, 1995 at 2:17 PM by handing him a copy of the Protecton from Abuse at his place of employment, the Meadville Redevelopment Authority, Old Avtex Building, Meadville, Crawford County,PA.

So answers,

Shawn E.Ashbaugh,Deputy Sheriff
Dale A. Collins,Chief Deputy
Robert M.Stevens,Sheriff

March 17, 1995 ORDER filed. AND NOW, March 15, 1995, the parties appear in open court, both without counsel. The Court advised the Defendant as to the nature of these proceedings and he understood it. He agreed without admission to the entry of a Protection From Abuse Order and, accordingly, it is ORDERED as follows:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or her minor children in any way.
2. The Defendant will nto go to the Plaintiff's residence or place of work, and he shall not contact her directly. If there must be contact between these parties to resolve any matters between them, the Defendant shall go through third parties to contact her.
3. The Defendant owns certain items of personal property that are at the Plaintiff's residence. The Plaintiff shall keep those items in good condition and shall deliver them this evening to the home of Michael Callahan at Guys Mills, Pa., and there the Defendant may pick them up for his own use.
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 by the Prothonotary to County Control and the PA. State Police, and the Defendant at P.O. Box 24, Saegertown, Pa.
6. This Order shall remain in full force and effect for one (1) year from this date unless modified or terminated by further Court Order.
7. The Defendant shall pay record court costs in the amount of $93.50 forthwith.
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, P.J.

March 17, 1995 Order FAXED PASPD and Co. Control; copy mailed Defendant, plaintiff.

1995

260.

BAMBI LYNN BURKE

vs.

MATTHEW MILL HARTZELL

Filed March 9, 1995
@ 2:07 PM

Indigent Filing

John Fuller, Mediator
Mediator's Cost 185.04

CUSTODY COMPLAINT
1 copy Plaintiff
1 copy Sheriff
1 copy Mediator

You, Matthew Hartzell, have been sued in Court to obtain custody of Cody Burke.
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 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 ONCE, TO GO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298
Date: 3/8/95 Anthony J. Vardaro,

AND NOW, this 9 day of March, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:
1. The Plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order an any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Anthony J. Vardaro,

Mar. 9, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, March 9, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT,
Anthony J. Vardaro

Mar. 9, 1995 Petition to Proceed in Forma Pauperis Pursuant to Pa. R.C.P.240, and ORDER filed. AND NOW, March 9, 1995,upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial conditon.

BY THE COURT:
Anthony J. Vardaro, J.

3-20-95 Copy to Pltf, Deft. & Faxed to Atty.Fuller

Mar. 9, 1995 Custody Complaint , Notice and Order to appear and Order filed.
You, Matthew Hartzell, have been sued in Court to obtain custody of Cody Burke.
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 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.
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 (814) 336-1151, ext. 298
Date: 3/8/95 Anthony J. Vardaro, J.
ORDER. AND NOW, this 9 day of March, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:
1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. TheSheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint of petition and order jpon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT
Anthony J.Vardaro, J.

3-20-95 Copy to Pltf, Deft., Sheriff, Faxed to Atty. Fuller.

Continued on page 260 A

260
-A-

1995

Burke vs. Hartzell AD 1995 - 260 Custody

Apr. 3, 1995 Affidavit of Service filed. SERVED the wtihin Complaint in Custody on March 21, 1995, at 1335 Hrs., upon Matthew Mill Hartzell at Erie County Sheriff's Office 140 West 6th Street, Erie, Pennsylvania by handing to Matthew Mill Hartzell a true and correct copy thereof and made known to him the contents therein.

Robert N. Michel, Sheriff
Ned Anderson, Chief Deputy

I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Complaint in Custody according to law.

Robert M. stevens, Sheriff

Apr. 20, 1995 Order filed. AND NOW, April 19, 1995 after mediation conference before John Fuller, Esquire, and on agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custodyof Cody Lee Burke 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 Cody Lee Burke shall be with his mother, subject to the following conditions:

a. The father shall be entitled to visit and take the child into his custody every other Saturday from 9:00 o'clock a.m. to 9:00 o'clock p.m., beginning April 22, 1995. If father only wishes to have the child from 9:00 o'clock a.m. to 1:00 o'clock p.m., he shall notify mother forty-eight (48) hours in advance.

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 o'clock p.m. and in the custody of the father on the father on the aforesaid holidays from 1:00 o'clock p.m. until 9:00 o'clock p.m.

C. Transportation of the child on weekends and holidays shall be provided by the father.

D. Neither mother nor father shall say or do anything in an attempt to turn the child against th eother parent, but on theo ther hand shall do everything in the power of each to foster a favorable and loving attitude onthe 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 furnishe 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 twenty (20) days of the date hereof.

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

Anthony J. Vardaro, J

Apr. 28, 1995 Faxed Fuller, mailed Burke & Hartzell

1995

Barbara J. Walton

261.

Brian Lindsay

Mar. 9, 1995 $150.00
deposited by Plaintiff
6-19-95 Ref from Def
med fee 60 cc

8-16-95 Pd Co. 210 cc
#9358

TAMMY HAMILTON

vs.

MARVIN B. JONES

Filed March 9, 1995
@ 2:02 PM

Tax & entry paid	50.50
User's Fee paid	5.00
John Spataro, Mediator	210.00
Pro Co. PA 8-16-95	9.00

COMPLAINT FOR CUSTODY
1 copy atty.
1 copy mediator

You, Marvin B. JOnes, have been sued in Court to obtain shared custody of Ryan M. Jones.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Spataro, 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.

Until the time of the above hearing neither party shall remove the child form the Commonwealth of Pennsylvania. The minor child shall also remain in the primary physical custody of the Mother until such time as a mediation conference is held.

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 HWERE YOU CAN GET LEGAL HELP.

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

Date: 3/8/95

BY THE COURT:
Anthony J. Vardaro, J

Mar. 21, 1995 Affidavit of Service, filed. And Now, March 20, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Custody and Motion to Appoint a Mediator was mailed to the Defendant via Certified Mail, return receipt on March 16, 1995.

2. That the Defendant signed the return card on March 17, 1995, and in accordance with Pa. R.C.P. 412, seervice of theComplaitn was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z070383620) attached hereto as Exhibit "A".

I VERIFY THAT THE STATEMENTS MADE IN THIS Affidavit are true and correct. I understand that false statements herein ae made subject tot he penalties of 18 Pa C.S. Section 4904, relating to unsworn falsification to authorities.

Apr. 20, 1995, Answer and Counterclaim in Custody filed.

May 5, 1995 TEMPORARY ORDER, filed. AND NOW, this 4th day of May, 1995, 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, Ryan M. Jones, born on October 7, 1992.

2) The parties shall share with each other any and all information which each may have regarding the health, education, and major events int he 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) The mother shall retain primary physical custody of the child, subject to the partial custody rights of the father as follows:

a. Father shall have the right to take the child into his care and custody every other weekend, commencing on April 27, 1995, beginning at 4:15 p.m. on Thursday, and continuing until on or about 11:15 p.m. the following Sunday. The parties understand that the pick up of the child on Sunday evening is dependent upon when the mother is able to leave her employment at Wesbury Methodist Home. Accordingly, the parties understand there may be times when the mother will be unable to pick the child up at exactly 11:15 p.m.

4) Holiday, vacation and birthday visitations shall be arranged as follows:

a. Vacation. Father shall have the right to take the child into his care and custody for 8 weeks during the summer months. The parties are encouraged to agree upon the 8 week period during which father shall have the right to take the child into his care and custody. The parties are free to agree among themselves as to how the 8 weeks is to be applied, in that it may be a continuous period of 8 weeks, or broken up however the parties choose.

In the event the parties ar unable to agree upon an 8 week period for father to have the child during the summer months, then in that event father's period of continuous visitation shall commence on the third Monday in June and continue for an uninterupted period of 8 weeks thereafter. During the time when the father has the child during this 8 week period, mother shall be entitled to have the child in her care and custody every week end as follows:

On those weekends which mother is scheduled to be off from work, she shall be entitled to take the child into her care and custody commencing at 2:00 p.m. on thursday and continuing until 8:00 p.m. on Sunday. On those weekends when the mother is scheduled to work, she shall be entitled to take the child into her care and custody at 10:00 a.m. on Friday and continuing until 2:00 p.m. the following Saturday.

b. Holidays. For the holidays of Memorial Day, Independence Day, Labor Day, and Thanksgiving, the mother shall be entitled to have the child in her care and custody each of those days until 2:00 p.m. Father shall have the right to take the child into his care and custody from 2:00 p.m. and continuing for the remainder of the day.

c. Christmas. For Christmas 1995, the father shall have the right to take the child into his care and custody from 4:00 p.m. on Christmas Eve until Noon on Christmas Day, after which the mother shall have the right to take the child into her care and custody. For Christmas 1996, the father shall have the right to take the child into his care and custody from 4:00 p.m. Christmas Eve until 11:00 p.m. Christmas Eve, at which time the mother shall be entitled to have the child in her care and custody. The parties shall alternate this arrangement for each year thereafter.

d. The child shall spend Father's Day with his father from 9:00 a.m. to 7:00 p.m., and Mother's Day with his mother during the same hours.

CONTINUED ON PAGE 498

1995

Dennis G. Kuftic

262.

Mar. 9, 1995 $150.00 deposited by Plaintiff

4-12-95 Pd Plff Refund #9093 35.00

5-8-95 Pd Def. 106.00 #9166 med.

STEVEN RAY HART

vs.

LAURA E. HART

Filed March9, 1995
@ 2:23 PM

Tax & entry paid 50.50 ✓
User's Fee paid 5.00
William Pineo, Mediator ~~212~~.00
Pro Co 5-8-95 Pd 9.00

PETITION FOR CUSTODY
1 copy atty.
1 copy mediator

You, Laura E. Hart, have been sued in court to obtain custody of Steven Ray Hart, II, Jonathan Paul Hart and Hunter Lee Hart. You are ordered to appear in person at such time and place as will be detrmined by the Mediator, William Pineo, 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 FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

c/o Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date 3/8/95

Anthony J. Vardaro, J

Apr 10, 1995 TEMPORARY ORDER, filed. AND NOW, this 10 day of April, 1995, 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, Steven Ray Harat, Jonathan Paul Hart and Hunter Lee Hart.

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 rthe subject minor children.

3. The mother shall have primary physical custody of the subject minor children. The father shall have visitation and temporary physical custody every week end, except for the last full week end of each month, from Friday at 5:00 p.m. through Sunday at 6:00 p.m. In addition, the father shall have temporary physical custody each summer beginning at 5:00 p.m. July 1st and ending at 5:00 p.m. August 15th. During the father's summer visitation period, the mother shall have the right of visitation each week end from Friday at 5:00 p.m. through Sund ay at 6:00 p.m. During the school summer vacation, each party shall the right to designate a two week period during his or her portion of the summer during which no visitation need be accorded the other party.

a. With respect to Hunter Lee Hart, the fathe shall have visitation and temporary physical custody each Saturday from 10:00 a.m. to 5:00 p.m. for four Saturdays beginning April 8, 1995. Starting with the week end of May 5th, the father shall have the same visitation with Hunter Lee as he does with his other sons.

b. The parent not having physical custody shall have the right to telephone the children at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody. Each party shall provide the other with current telephone numbers so that the telephone conversations can take place. Neither party shall use the contacts necessitated by this subparagraph to harass or annoy the other nor shall the phone conversations be unreasonably frequent.

4. a. The father shall have visitation and temporary physical custody each Christmas eve from 10:00 a.m. to 9:00 p.m.

b. The father shall have visitation and temporary physcical custody each Thanksgiving period from Thanksgiving Day at 10:00 a.m. until 6:00 p.m. of the Sunday after Thanksgiving. For those children above the age of 10, the Thanksgiving visitation period shall be extended to 7:00 p.m. of the Monday after Thanksgiving.

c. Easter there shall be two Easter visitation periods, the first beginning at noon of Holy Saturday and ending at noon Easter Sunday and the second beginning at noon Easter Sunday and ending at 7:00 p.m. of Easter Sund ay. For Easter of 1995, the mother shall have the first period, and the father, the second. The parties shall thereafter alternate the periods.

d. The other holidays sto 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 the fireworks. The mother shall have visitation and temporary physical custody for Memorial Day, 1995, 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., land Mother's Day with their mother during the same hours.

f. The provisions of this paragraph shall take precedence over the provisions of this order relating to the custodial or visitation perios.

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 ormodification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6. The parties shal 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. Any person transportign the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania. Generally the parties shall split responsibility for transportation with the party receiving the children and the exercise of his or her rights picking up the children at the home of the other parent. Should either of the parties not have a working automobile, then the other party shall provide all transportation.

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 us eillegal drugs or be under the influence of alcohol at any time when said party has the care and custody fo the subject minor child. 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 other to do so in a closed automobile in which the child is being transported or in the bedroom of the child.

CONTINUED ON PAGE 262A

Steven Ray Hart
vs.
Laura E. Hart

CONTINUED FROM PAGE 262
of Record
A. D. 1995 - 262

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9. Neither party shall do or say anything to blacken the character of teh 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. 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.

11. Cost and fees of this Mediation, which are fixed at $212.00,are divided equally between the parties. The Mediator notes for the Court that the mother has very little income and therefore her share is assessed to Crawford County.

12. The deposit required for the appointment was made by the father. The deposit shall first be applied against the father's share of costs and the remainder, if any, shall be remitted to him.

13. Either party may move the Court for a hearing de novo within ten (10) days from date hereof. If neither party so mvoes, this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro, J.

Apr. 24, 1995 Faxed to Pineo, sent to Kuftic, Plf. & Dft.

Apr. 24, 1995, Request for de Novo Custody Hearing and order filed. ORDER OF COURT: AND NOW to-wit, this 21 day April, 1995 upon consideration of the foregoing request for a de novo hearing a hearing is hereby scheduled for the 1st day of June 1995 at 9:15 a.m. in C. R. No. 1 or 2.

Anthony J. Vardaro, J.

4/24/95 faxed to Kuftic.

May 26, 1995 Motion for Psycholigical Evaluation and Records and Motion for Continuance and ORDER filed. AND NOW, to-wit, this 26 day of May, 1995, it is hereby ORDERED, ADJUDGED AND DECREED as follows:

The parties are directed to make arrangements with Meadville Mental Health for the parties and the children to undergo psychological evaluation. It is further ORDERED that the parties are directed to sign whatever consents are necessary in order for the other party and opposing counsel to obtain copies of their individual psychological records and reports, as well as that of the children. It is further ORDERED that the Petitioner/father will pay the cost of the requested evaluations, and it is further ORDERED that pending said evaluations the custody hearing presently scheduled for June 1, 1995, is hereby continued until generally to be reset by motion of either party.

Anthony J. Vardaro, J.

May 26, 1995 Order FAXED Attys. Kuftic and Thomas.

Dec. 1, 1995 Motion to Reschedule Custody Hearing filed for Plaintiff filed.

Dec. 1, 1995 O R D E R filed. AND NOW, to-wit, this 30th day of November, 1995, upon consideration of the within Motion, a custody hearing is hereby scheduled for the 22nd day of January, 1995, at 1:30 o'clock p.m. in courtroom 2.

Gordon R. Miller, J.

12-1-95 FAXED Kuftic, Thomas.

Jan 25,1996 Order of January 22, 1996 ordering and directing tha the April 10,1995 temporary order is affirmed with exceptions and additions.
Jan 25, 1996 Kuftic & Thomas (backup)
Jan 26, 1996 Faxed Pineo

262
B

1995

1995

263.

Brian J. Lindsay

JOHN L. ROYER

vs.

KELLY HOOD

Filed March 9, 1995
@ 3:35 PM

Tax & entry paid	50.25
User's Fee paid	5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE WILLIAM D. CHISHOLM

Mar. 9, 1995 Rule entered upon the Plaintiff to file a Complaint issued.

Mar. 14, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Mar. 27, 1995 Complaint filed.

May 8, 1995 Answer and Counterclaim, filed.

Mlkay 10, 1995 Certificate of mailing of Defendant's Answer and Counterclaim to Plaintiff's New Matter.

1995

Filippi & Nies
Richard E. Filippi
Watts & Pepicelli
Alan L. Pepicelli

264.

MacDonald Illig, Jones & Britton
John F. Mizner

JUSTIN BECK, a minor by and through his parent and natural guardian, BRENDA BECK, and ADAM BECK, a minor by and through his parent and natural guardian, BRENDA BECK, as an individual

vs.

ROSS C. ARMSTRONG

filed March 10, 1995
@ 11:21 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	69.40
Pro Co pd 3-4-97	6.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Apr. 3, 1995 Sheriff's Return filed. SERVED Ross C. Armstrong by deputizing theSheriff of Mercer County, PA., as per his Affidavit of Service attached. Served on March 22, 1995 at 1442 Harrisville Road, Jackson Center, Pa 16133. Served Mary Armstrong, adult in Charge.
so answers, Robert M. Stevens, Sheriff

Apr. 19, 1995, Appearance of John F. Mizner, of MacDonald, Illig, Jones & Britton, attorneys for defendant filed.

Jun. 8, 1995 Answer and New Matter, filed.

July 13, 1995, Verification to above Answer and New Matter, filed

July 24, 1995 Reply To New Matter filed.

Feb. 20, 1996 Appearance of Watts & Pepicelli by Alan L. Pepicelli for Plaintiff's filed.

June 4, 1996 Notice of Deposition on behalf of Plaintiff filed.

June 20, 1996, Notice of Intent to complete Discovery field.

June 20, 1996, Motion for Leave to Join Additional Defendant filed.

June 20, 1996, ORDER filed. And Now, June 19, 1996 counsel for dft. presented a motion for leave to Join an Additional dft. in Motions Court. He proposed to join Brenda Beck as an additional defendant in this action. That motion is opposed by counsel for the plaintiffs. Therefore, this matter cannot be adequately addressed in Motions Court and is hereby set for argument during the July term of Argt. Ct.

Since the court is setting the argument by order, the briefing schedule required by the rules cannot be followed.

ACCORDINGLY, the defendant is ordered and directed to file his brief by July 10, 1996. The plffs. shall file their brief at least 5 days prior tothe date of Argt. ?he dfts motion for Leave shall be verified by the dft. in accordance with the Rules of Civil Procedure within 5 days from this date.
by the court,
Gordon R. Miller, P. J.
6/20/96 Dist. to Pepicelli, mailed to Mizner.

ON JULY 1996 ARGUMENT COURT LIST

June 24, 1996, Verification filed. (for Motion to Join Additional Dfts)

Aug. 1, 1996 Notice of Deposition of Ross C. Armstrong filed.

Aug. 19, 1996, Motion to Compel on Behalf of Ross C. Armstrong, defendant, filed.

Aug. 19, 1996, Motion to compel Independent Medical Examination of plff. Justin Beck filed. ORDER: AND NOW to-wit, this 19 day of Aug. 1996, upon consideration fo the foregoing motion, and it appearing that said motion should be granted pursuant to Rule 4010 of the Pa. Rules of Civil Procedure IT IS ORDERED that the plff. Justin Beck will appear at the office of Mary Louise Russell MD for the taking of an Independent Medical Examination to be scheduled on a Tues. and Thurs. in accordance with the availability of Dr. Russell's schedule. Plff. to get at least a 10-day notice.

IT IS FURTHER ORDERED that if the plff. does not appear for the examination, the plff. will be subject to sanctions specifically set forth in Rule 4019 of the Pa. Rules of Civil Procedure.

The dft. shall provide to plff's counsel a copy of any letter defendant's counsel sends to the physicain requesting the exam and a medical letter generated by Dr. Russell within 60 days of the exam.
Anthony J. VArdaro, J.
8/19/96 faxed to Mizner and Pepicelli

Aug. 19, 1996, Motion to Extend Time for Discovery and order filed. ORDER: AND now, to-wit this 19 day of Aug. 1996 upon consideration fo the foregoing motion, and it appearing that the time for discovery should be extended to Sept. 30, 1996, the dft's Motion to Extend time for Discovery.
Anthony J. Vardaro, J.
8/19/96 faxed to Mizner and Pepicelli

Aug. 20, 1996 ORDER filed. AND NOW, August 19, 1996, the defendant appears in Motion Court with a Motion to Compel with respect to certain records at the Meadville Medical Center from the Family Builders Program. It appears that essentially the plaintiffs do not object to those records being released and indicate that they have previously supplied to the defendant through defendant's counsel similar records with regard to at least Justin.

The Court's concern is that the nature of these records may raise some privilege, and accordingly, we will schedule this matter for hearing before the undersigned on August 30, 1996, at 3:30 p.m., in courtroom No. 2 of the Crawford County Courthouse.

Counsel for the defendant is directed to serve notice of this hearing upon the Meadville Medical Center in case they wish to be heard with regard to this matter.
BY THE COURT,
Anthony J. Vardaro, J.
8-21-96 DISTRIBUTED Pepicelli. MAILED Mizner

Oct. 18, 1996, MEMORANDUM AND ORDER filed. And Now, Oct. 17, 1996, the dft's Motion to Compel the CustodiaN OF Records for the Family Builders Program at the Mead. Medical Center to produce a complete copy of all records and documents pertaining to the treatment of Justin Beck and Adam Beck, including, but not limited to psychiatric and psychological reports, treatment plan, consultation reports, dates of treatment and the like is granted. Those records shall be provided to counsel for the defendant within five (5) days after this order is provided tosuch custodian by counsel for the defendant.

The Meadville Medical Center may require a reasonable fee for copying all such records which shall

Continued on page 264a

1995

be paid promptly by the defendant.

by the court,
Anthony J. Vardaro, J.

Oct. 18, 1996, copies to Attys. Pepicelli and Mizner.

Feb 27, 1997 Upon praecipe of plaintiff attorney the above-captioned case is marked settled and discontinued of record.

264B

1995

1995

Quinn, Buseck,
Leemhuis, Toohey
& Kroto, Inc.
John M. Quinn, Jr.
Kathryn J. Kisak

265.

Evans, Portnoy &Quinn
Irving M. Portnoy
Mark E. Milsop

MEADVILLE MEDICAL CENTER

vs.

JOYCE BUTTERFIELD

Filed March 10, 1995
@ 1:10 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Mar. 27, 1995 SHERIFF'S RETURN, filed. SERVED Joyce Butterfied personally on March 21, 1995 at 9:15 AM by handing a copy of the Complaint to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answrs, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Apr. 13, 1995 Upon praecipe of Mark E. Milsop,Esquire, Attorney for Defendant, the above captioned matter is placed onthe next available Argument List.

Apr.13, 1995 Defendant's Preliminary Objections filed.

Apr.13, 1995 Upon Praecipe of Mark E. Milsop, Esquire,Attorney for Defendant, the above captioned matter is placed on the next available Argument List.

ORDER OF COURT filed. AND NOW, this 13 day of April, 1995, Preliminary Objections to Plaintiff's Complaint in the within action are scheduled for oral argument on the next availavble Argument List (May 1995).
4-20-95 Faxed to Attys. Quinn, Jr. & Milsop

ON MAY, 1995 ARGUMENT LIST

Apr. 20, 1995 ORDER filed. AND NOW, April 20, 1995, upon agreement of the parties,argument with regard to the above captioned case which was to be scheduled for the May 1995 argument list is now scheduled to be heard and argued on Monday, April 24, 1995 at 11:00 A.M.
BY THE COURT:
Anthony J.Vardaro, J.

4-20-95 Copies dist.by Court.

Jul 31, 1995 Memorandum and Order, filed. AND NOW, July 31, 1995, upon consideration of the Defendant's preliminary objections to the Plaintiff's complaint, it is ordered and directed that the Defendant's motion to dismiss or, in the alternative, to stay proceedings based on pendency fo a prior action is denied; and the Defendant's preliminary objections in the nature of a demurrer as to Counts I and II is overruled; and the Defendnat's preliminary objection in the nature of a motion for a more specific pleading is denied except that, in light of a typographical error, the Plaintiff isgranted leave to file an amended complaint within 20 days from the date of this order correcting a typographical error or omission in Pargraph No. 4 of the complaint.

It is further ordered and directed that, pursuant to Pa. R.C.P. 213(a) upon motion of the Court, this action is forthwith consolidated with an action pending in this Court at A.D. No. 1993-226.

The Plaintiff's request for sanctions is denied.

BY THE COURT:
Anthony J. Vardaro, J.

July 31, 1995 copies dist to counsel of record.

Aug. 16, 1995, Amended Complaint filed.

1995

Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc.
Lawrence C. Bolla

266.

THE FIRST NATIONAL BANK OF COCHRANTON, PENNSYLVANIA, now by purchase, MARINE BANK

vs.

THOMAS J. HENDERSHOTT and SUSAN L. HENDERSHOTT

Filed March 10, 1995
@ 1:30 PM

WRIT OF REVIVAL

of

A.D. 1991 - 464

Writ of Revival indexed against the defendants in favor of The First National Bank of Cochranton, PA now Marine Bank the plaintiffs, in the sum of Two Thousand Nine Hundred Seventy-nine and 27/100 plus interest from May 9, 1991 and Attys fees $148.96 and cost of suit.

Debt---------- 2,979.27
May 9, 1991
Barbara H. King, Pro
H-163-153
Issued Atty.

Tax & entry paid	15.00 ✓
Pltf. on orig.	107.60
Sheriff's Costs	50.00
Pro Co pd 8-15-95	9.00
Pro Co pd 10-15-96	5.00

Mar. 22, 1995 Writ Return filed. SERVED Thomas J. Hendershott personally onMarch 21, 1995 at 11:15 AM by handing a copy of the Writ of Revival to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
SERVED Susan L. Hendershott on March 21, 1995 at 11:16 AM by handing a copy of the Writ of Revival to Thomas J. Hendershott, her Authorized Agent, in the Sheriff's Office, Third Floor, Crwaford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Aug 7, 1995 ISSUE judgment pursuant ot Writ of Revival in favor of the Plalintiff and against the defendant(s) in the above-captioned matter in the amount of $2,979.27, plus interest from May 9, 1991, plus the costs of this action, plus attorney fees of $148.96.
H - 153, 163 Debt: $2,979.27 plus interest and costs
JUDGMENT
Barbara H. King, Pro.
Aug 15, 1995 Notice of Judgment sent to Dfts.

Oct 11, 1996 Upon praecipe of plaintiff attorney the above has been satififed in full of this judgment, debt, interest and costs and hereby discharge the same of record.

1995

Northwest Legal Service
Gerald Sullivan

267.

Apr. 21, 1995 Rec'd $40.00 Sheriff's costs

paid Robert M. Stevens, Sheriff $40.00 Ck 9117

DEANA COULTER

vs.

SCOTT GROVE

Filed March 10, 1995
@ 1:50 PM

Tax & entry	Pd 4-21-95	50.50
User's Fee	pd 4-21-95	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs		40.00
Pro Co	pd 4-21-95	9.00
Pro Copy	5-15-95	5.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed TPD

Order:

And now, this 10 day of March , 1995 , 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: The Plaintiff shall have exclusive possession of 409 May Ave. Titusville, PA. Defendant shall not go within 100 yards from planitiff's residence (409 May Ave.)
3. This Order may be enforced without a warrant 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. Titusville, City Police
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 or 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 March 20, 1995 , at 3 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 COURT,
Anthony J. Vardaro, J

Mar. 14,1995 Sheriff's Return filed. SERVED Scott Grove personally on March 13,1995 at 11:30 AM by handing him a copy of the Protection from Abuse to him at his place of employment, Spartywood Lumber, Spartansburg, Crawford County,PA.

So answers,

Shawn E.Ashbaugh, Deputy Sheriff
Dale A.Collins, Chief Deputy
Robert M.Stevens,Sheriff

Mar. 22, 1995 ORDER filed. AND NOW, March20, 1995 this matter is before the Court for a hearing with respect to the Plaintiff's petition for relief under the Protection from Abuse Act. The Plaintiff appears with counsel and the Defendant appears without an attorney, is advised of his right to an attorney, and indicates that he wishes to proceed without an attorney.

The parties have reached an agreement for the entry of an order without admission of the allegations of the petition on the part of the Defendant.

Accordingly, it is ORDERED as follows:

1. The Defendant shall not assault,abuse, threaten to abuse, harass, stalk, or contact the Plaintiff in any way or at any place, nor shall he procure others to do so.
2. The Defendant shall not go to the Plaintiff's residence at 409 May Avenue in Titusville or such other place as she may reside.

The Defendant is cautioned that he should not go to the Plaintiff's residence even if he is invited to her residence insofar as any police agency will presume that he is in violationof this order if he is at the Plaintiff's residence. In the event the parties wish for the Defendant to be able to go to Plaintiff's residence, they should seek a modification of this order prior to him doing so.

3. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violataed.
4. A copy of this order shall be delivered to the police department in the jurisdiction where the Plaintiff resides (Titusville City Police) and to County Control.

Insofar as the Defendant is unrepresented, the Prothonotary shall send a copy of this order to him by regular mail to his address at 424 East Bloss Street in Titusville.

5. 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 and a jail sentence of up to 6 months.
6. The Defendant shall pay court costs in this matter to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse in the amount of $104.50, no later than 45 days from the date of this order.
7. This order shall remain in full force and effect through March 19, 1996.

BY ORDER OF THE COURT,
Anthony J.Vardaro,J.

3-22-95 Faxed TVCPD, Co.Control, given to Atty. Sullivan. 3-28-95 Mailed copy w/bill to Deft.

May 15, 1995 Motion to Vacate Protection From Abuse Order and ORDER filed. AND NOW,this 12th day of May,1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of March 20, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to original Police Dept. and to County Control.

Any provisions of the Protection from Abuse Order of March 20, 1995 assessing court costs shall remain infull force and effect withhout change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R.Miller,J.

5-15-95 Faxed Co.Control, mailed TV PD, 5-17-95 mailed Plft &Deft.

1995

Thomas, Truax,
Spadafore, Walker
& Keenan
Gregory A. Keenan

268.

REBECCA S. SMITH

vs.

JOHN A. MELVILLE

Filed March 10, 1995
@ 2:12 PM

Tax & entry paid	50.50
User's Fee paid	5.00

COMPLAINT FOR CUSTODY
1 copy atty.

IMPORTANT NOTICE AND COURT ORDER

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 3/10/1995 . 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 from you in writing on or before Oct. 23, 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.

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 Oct. 23, 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 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: Sept. 22, 1998

Sept. 22, 1998 Copies Distributed by Court Administrator.

Nov. 5, 1998 ORDER filed. AND NOW, this 30th day of Oct., 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 by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 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 19011.

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

1995

Knupp & Kodak, PC
Robert D. Kodak

269.

FARM PLAN CORPORATION

vs.

ROBERT A. DICKSON

Filed March 13, 1995
@ 1:40 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co. pd 5/4-95	9.00
Pro Co pd 8-22-96	5.00

EX 1995-63

APPEAL OF PLAINTIFF FROM DECISION OF
DISTRICT JUSTICE GEORGE W. HERZBERGER, III

Mar. 22, 1995 Proof of Service filed.

Mar. 22, 1995 Complaint filed.

May 1, 1995, 1:07 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	$5,371.72
Interest from JANUARY 8th, 1993 at 16.75% ANNUM	$2,059.46
Total	$7,431.18

D-143
Judgment entered -
5/1/95

Debt $7,431.18
Judgment
Barbara H. King, Pro.

Aug 21, 1996 Upon praecipe of plaintiff attorney the above-captioned Judgment is marked settled and satisfied in full, of record.

1995

Mary Ann Kirkpatrick

270.

JOY E. GUERRINI

vs.

RICHARD P. GUERRINI

Filed March 13, 1995
@ 2:30 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co Pd 8/22/95	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Mar. 21, 1995 Acceptance of Service, filed. I, Richard P. Guerrini, accept service of the Complaint in Divorce. Date: 3/14/95

Aug 3, 1995 Affidavit of Consent of Defendant, filed.

Aug 3, 1995 Affidavit of Consent of Plaintiff, filed.

Aug. 17, 1995, Upon praecipe of plaintiff attorney, for review, this case moved to court.

Oct 3, 1995 Memordadum of Agreement as to Separation and Divorce, filed.

Oct. 10, 1995, MEMORANDUM filed.
10/10/95 faxed to Kirkpatrick.

Oct. 10, 1995, Upon praecipe of plaintiff attorney, for review, this case is resubmitted tothe court.

DIVORCE DECREE FILED

Oct. 20,1995 Stipulation and Decree filed. AND NOW, Oct. 19, 1995, it is ordered and decreed that Joy E. Guerrini, plaintiff, and Richard P. Guerrini, 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:

Paragraphs 7 through 12 of the parties Marital Settlement Agreement pertaining to equitable distribution of real and personal property are incorporated herein, enforceable hereunder, and are non-modifiable. The Agreement and said provisions, however, are not merged herein.

By the Court:
Gordon R. Miller, J.

1995

Barbara J. Walton

271.

CATHY A. TRYPUS

vs.

JACK JOHN TRYPUS

Filed March 13, 1995
@ 2:50 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co Pd. 7/5/95	9.00
Pro. Co. pd 7/20/95	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Mar. 21, 1995 AFFIDAVAIT OF SERVICE, filed. And Now, March 20, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint fo rDivorce was mailed to the Defendant via Certified Mail, return receipt on March 16, 1995.

2. That the Defendant signed the return card on March 17, 1995, and in accordance with Pa.R.C.P. 412, seervice of teh Complaint was made as is evidenced by teh United States Postal Service Return Receipt (Certified No. Z070383618) attached hereto as Echibit "A"

I VERIFY that the statements made in this Affidavit are true and correct. I understand that false staements herin are made subject to the penalties of 18 Pa.C.S. Sec. 4904, relating to unsworn falsification to authorities.

Jun. 20, 1995 Affidavit of Consent by Cathy A.Trypus, Plaintiff, filed.

Jun. 23, 1995 Affidavit of Consent by Jack John trypus, Defendant,filed.

June 27, 1995, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

July 11, 1995 AND NOW, this 10th day of July, 1995, upon presentation of the Stipulation and Consent of the parties, attached hereto, and afater consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that CATHY A. TRYPUS, Plaintiff, and JACK JOHN TRYPUS, 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.

Jul. 20, 1995 Notice of Election to Retake Maiden Name of Cathy A.Trypus, to be known as CATHY A. SHORT, filed.

1995

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

272.

MARQUETTE SAVINGS BANK
formerly MARQUETTE SAVINGS ASSOCIATION

vs.

JOHN P. LYONS and DAWN M. LYONS, his wife

Filed March 13, 1995
@ 3:51 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	63.00
Sheriff costs	63.00
Pro Co. pd 5-3-95	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
3 copies Sheriff

Mar. 22, 1995 Sheriff's Return filed. SERVED John P. Lyons personally on March 16, 1995 at 10:28 AM by handing a copy of the Complaint in Mortgage Foreclosure to him at his place of employment Community Chevrolet, Conneaut Lake Road, Meadville, Crawford County Pa. Defendant has new address of 705 Chestnut Street, Meadville, PA.
SERVED Dawn M. Lyons personally on March 16, 1995 at 10:00 AM by handing a copy of the Complaint in Mortgage Foreclosure to her at the residence, 558 Arch Street, Meadville, Crawford County, PA.
SERVED "John Doe" as another resident, on March 16, 1995 at 10:01 AM by handing a copy of the Complaint in Mortgage Foreclosure to Dawn M. Lyons, Adult in Charge at the residence, 558 Arch Street, Meadville, Crawford County, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Apr. 12, 1995, AMENDED sheriffs Return filed. SERVED JOhn P. Lyons personally on Mar. 16, 1995 at 10:28 a.m. by handing a copy of the complaint in Mort. Foreclosure to him at his place of employment, Community Chevrolet, Conn. Lake Rd. Meadville, Crawford County, PA. Dft. has new address of 705 Chestnut St. Meadville, Pa.
SERVED Dawn M. Lyons personally on Mar. 16, 1995 at 10:00 a.m. by handing a copy of the complaint to her at residence 558 Arch St. Meadville, Pa. Crawford County.
SERVED "JOhn Doe" who is residing at the residence of 558 Arch St. Meadville, Crawford County Pa. by handing a copy fo the Complaint in Mort. Foreclosure to Dawn M. Lyons adult in charge of residence 558 Arch st. Meadville, Crawford County,pa.
So answers, Dale A. Collins, Ch. Dep
Robert M. Stevens, Sher.

May 3, 1995, at 3:11 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 Defendants for failure to file an answer and damages are assessed as follows:

Foreclosure of the mortgage in the sum of $30,057.32, with costs plus interest from 2/18/95 at the rate of 8.75%.

Debt $30,057.32
L-93
Judgment
Judgment entered - 5/3/95.
Barbara H. King, Pro.
5-8-95 Notice of entry of judgment mailed, defendants.

EXECUTION NO. 1995-30

MAy 15, 1995 Affidavit of Service of Lienholders filed.

1995

Thomas Dana Watson

273.

PAUL MICHAEL THIEM

vs.

SANDRA LEE THIEM

Filed March 14, 1995
@ 9:08 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF MARITAL PROPERTY
1 copy atty.

May 8, 1995 Complaint Reinstated.

Nov. 20, 1996, Acceptance of Service ofComplaint in Divorce filed. I Accept service of the complaint in divorce.
Date: 5/13/96 Sandra Lee Thiem.

Nov. 20, 1996, Affidavit of Consent of plaintiff filed.

Nov. 20, 1996, Affidavit of Consent of defendant filed.

9-1-06 (See computer for further entries)

1995

Thomas J. Ruth

274.

CAROL W. ELDER

vs.

JOHNNY COLE

Filed March 14, 1995
@ 10:45 AM

Tax & entry paid	50.50 ✓
User's Fee paid	5.00

COMPLAINT FOR POSSESSION OF REAL PROPERTY and
CONFESSION OF JUDGMENT

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 Defendant and confess judgment in ejectment in favor of the Plaintiff and against Defendant for possession of the real property described as follows:
ALL, that certain piece or parcel of land situate in the Township of Bloomfield, County of Crawford, and State of Pennsylvania, bounded and described as follows: to-wit: BEGINNING, at a stake located 96 feet north of the centerline of Legislative Route #20139, 20 feet easterly from the southeast corner of land of Jack E. Tillotson, et ux, described in Crawford County Deed Book 465 at Page 523; THENCE northwesterly, along a line located 20 feet westerly from the east line of said land of Tillotson and running parallel therefrom; 264 feet to a point; THENCE, due North 200 feet to a point; THENCE due east, 180 feet to a point; THENCE north, 340 feet to the PLACE OF BEGINNING

JUDGMENT
C-228
Barbara H. King
Prothonotary

Writ issued Sheriff

Apr. 17, 1995, Writ Returned. Defendant Johnny Cole was not served. Sheriff's Office did not receive instructions or advance check for service.
So answers, Robert M. Stevens, Sheriff

1995

Louis P. Vitti & Assoc.
Louis P. Vitti

275.

LAND HOLDING CORP., OF PA
s/b/m/t EAST BAY MORTGAGE CORPORATION, Assignee of THE FIRST NATIONAL BANK OF PENNSYLVANIA

vs.

BRUCE A. BOOR and SANDRA L. BARRETA

Filed March 14, 1995
@ 11:46 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro. Co. pd 4/26/95	9.00

B-24:B-154;
Entered 4-26-95
Atty.Vitti

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Mar. 17, 1995 Sheriff's Return filed. SERVED Bruce A. Boor personally on March 16, 1995 at 11:35 AM by handing a copy of the Complaint in Morgage Foreclosure to him at his place of business, Boor's Tire Service, Conneaut Lake Road, Meadville, Crawford County, PA.

SERVED Sandra L. Barreta on March 16, 1995 at 11:36 AM by handing a copy of the Complaint in Mortgage Foreclosure to Bruce A. Boor, Her Authorized Agent, at his place of business, Boor's Tire Service Conneaut Lake Road, Meadville, CrawfordCounty, PA. Signed acceptance of Service attached.

So answers,

Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

And Now, Apr. 26, 1995 at 2:04 PM upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the LAND HOLD CORP. of PA., et al, Plaintiff and against the Defendants, BRUCE A BOOR and SANDRA L. BARETA, and assess damages at the sume of Seventy-Eight thousand Four hundred Ninety-three and 59/100 Dollars.

Debt	$78,493.59
Interest (see paper filed)	3?823?29
Late Charges (see paper filed)	245.24
Attorney's fee (included)	$3,329.72
Escrow Deficit	$4,500.88

Barbara H.King
Prothonotary

EXECUTION 1995 - 27

May 20, 1996 Affidavit of Service filed.

1995

276.

BARBARA WALTON, ESQ.

vs.

JOHN S. EAKIN

Filed March 14, 1995
@ 2:34 PM

Tax & entry paid	50.25
User's Fee paid	5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE WILLIAM CHISHOLM

Mar. 14, 1995 Rule entered upon the Plaintiff to file a Complaint Issued.

1995

Barbara J. Walton

277.

Richard P.Gilmore

JENNIFER J. TITCH

vs.

ERIC JAMES TITCH

Filed March 14, 1995
@ 3:45 PM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR DETERMINATION OF PATERNITY
2 copies atty.

Legal proceedings have been brought against you. If you wish to defend against them claim set forth in the following pages, you must take action within twenty (20) days after this Petition and notice are served, by entering a written appearance personally or by attorney and filing in writing withtheCourt your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the Petition or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to 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.

Court Administrator
Crawford County Courthouse
Meadville, PA 16335
Telephone: (814) 336-1151

B the Court:
Anthony J. Vardaro, J

AND NOW, this 13 day of March, 1995, a hearing has been scheduled onthe Plaintiff's Petition for Determination of Paternity for the 6th day of April, 1995, at 9:15 o'clock a.m. in Courtroom No. 1, 2 or 3 in the Crawford County Courthouse, Meadville, Pennsylvania.

By theCourt;
Anthony J. Vardaro, J

Mar. 21, 1995 AFFIDAVIT OF SERVICE, filed. And Now, March 20, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Petition for Determination of Paternity and Petition for Blood Test was mailed to the Defendant via Certified Mail, return receipt on March 16, 1995.

2. That the Defendant signed the return card on March 17, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaitn was made as is evidenced by teh United States Postal Service Return Receipt (Certified No. Z410908244) attached hereto as Exhibit "A".

I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject tot he penalties of 18 Pa. C.S. Sec. 4904, relating to unsworn falsification to authorities.

Mar. 21, 1995 Affidavit of SErvice filed. And Now, March 20, 1995, comes Barbara H. Walton, and avers as follows:

1. A true and correct copy of the Petition for Determination of Paternity and Petition for Blood Test was mailed to the Defendant via Certified Mail, return receipt on March 16, 1995.

2. That the Defendant signed the return card on march 17, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z410908244) attached hereto as Exhibit "A".

I VERIFY that the statements made in this Affidavit are true and correct. U understand the false statements herein are made subject to the penalties of 18 Pa. C.S. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton

Mar. 31, 1995 Appearance of Richard P.Gilmore,Esquire for Defendant Eric James Titch, filed.

Mar.f 31, 1995 Answer to Petition for Determination of Paternity; Answer to Petitiion for Blood Test, filed.

Apr 7, 1995 ORDER filed. AND NOW, April 6, 1995 at the time set for hearing to determine paternity of minor child, Leonard Walter Loucks born May 6, 1994, mother of said child and counsel and Eric James Titch with counsel appear.

It appears that through a mistake Eric James Titch claimed he was the father of said minor child, Leonard Walter Lucks, when he was asked to sign some forms by the Bureau of Vital Statistics. It appears that he believed the forms were forms involving minor child, James, born of the mother, Jennifer Titch and Eric Titch. He has now realized that the forms were eant to cover minor child, Leonard Walter Loucks, bor May 6, 1994. By answer filed March 31, 1995 and by sworn testimony taken this date, Eric James Tich admits that he is not the father of the child and that the parties were not co-habitating at the time the intercourse within the time period necessary to conceive the child who was born May 6, 1994. Eric acknowledges that his wife and mother of said child claims the father of said child is Charlie Walter Loucks.

Accordingly, both parties to this action agree and the Court finds as a fact and as a conclusion of law that that Eric James Tich is not the father of minor child, Leonard Walter Loucks, born May 6, 1994.

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

Apr 7, 1995 copies dist to Walton & Gilmore

~~Kathleen R. Nelson~~ withdrawn

Bernadette DeVore

278.

JAMIE L. SHARTLE

vs.

VIRGINIA F. SHARTLE

Filed March 15, 1995
@ 9:10 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Cost Pd 12-24-97	15.00
	5.00
John Spataro, Mediator	
Pro pd 8/5/98	9.00

12-24-97 Ref from Pltf Med. Fee 200.00

7-31-98 Pd Pltf refund 200.00

COMPLAINT UNDER SECTION 3301(c) OR 3301(d) OF THE DIVORCE CODE
EQUITABLE DISTRIBUTION
1 copy atty.

Mar. 27, 1995 Affidavit of Service filed. KATHLEEN R. NELSON, ESQUIRE, being duly sworn according to law, deposes and says that the following facts in support ofher Affidavit of Service are true and correct to the best of her knowledge, information and belief:
1. That theAffiant is the Attorney for the Plaintif in the above-captioned action.
2. That a true and correct copy of theComplaint in Divorce and Notice were sent by registered mail to theDefendant, Virginia F. Shartle, on March 20, 1995.
3. The registered mail was sent to Virginia F. Shartle, 1344 Doral Estates, Conneaut Lake, PA.
4. That the Defendant received said registered mail on March 21, 1995. Said ReturnReceipt card #Z 441 923 971 is attached hereto, signed by Virginia F. Shartle and made a part hereof.
Kathleen R. Nelson

Dec 24, 1997 Petition For Additional Remedies and Orders:
ORDER: AND NOW, this 24 day of December, 1997, a Complaint in Divorce being filed herewith which avers that there are children of the marriage under the age of 18 years it is ORDERED and DECREED that the parties shall comply with Crawford County Civil Rule L1930 and shall attend and complete the Seminar for Separatign Parents.
Application must be made by the Plaintiff within fifteen (15) days after he/she filed the Complaint in this action; and the application must be made by the Defendant within fifteen (15) days after he/she was served with the Complaint.
Each party is required to complete the seminar within forty-five (45) days after he/she makes application.
Anthony J. Vardaro
Dec 24, 1997 Faxed Nelson & DeVore
AND:
ORDER: You, Virginia F. Shartle , have been sued in Court to obtain custody, partial custody or visitation of: Timothy Shartle.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson for a mediation conference. 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.
Date: Anthony J. Vardaro, J.
Dec 24, 1997 Faxed Nelson & DeVore

Jan 2, 1998 Motion To Withdrawn as Custody Mediator and Order: AND NOW, this 31st day of December 1997, Kathleen R. Nelson, Esquire, shall be permitted to withdraw as Child Custody Mediator, John Spataro, Esquire, is hereby appointed as Mediator. Gordon R. Miller, P.J.
Jan 5, 1998 Faxed Nelson & DeVore Jan 7, 1998 Faxed Spataro

Jan 2, 1998 Withdrawal of Kathleen R. Nelson, Esq., as attorney for above named Plaintiff.
AND:
AND NOW, this 2nd day of January, 1998, the herein Motion isgranted. Gordon R. Miller, P.J.
Jan 5, 1998 Faxed Nelson & Devore

January 5, 1998 AFFIDAVIT OF SERVICE FILED. I, Bernadette M. DeVore, Esq., after being duly sworn according to law, do depose and say that: I am the attorney of record for the above named Plaintiff; that I did on the 30th day of December, 1997, cause to be sent to the above named Defendant, by Certified Mail, Addressee only, Return Receipt Requested, a true and correct copy of the Petition for Additional Remedies filed at the above term and number; and that I did on the 5th day of January 1998 receive a duly executed return receipt dated January 2, 1998.
BERNADETTE M. DEVORE, ESQ., ATTY FOR PLAINTIFF

July 15, 1998 Separation and Property Settlemetn Agreement, filed.

July 15, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Defendant, filed.

July 15, 1998 Affidavit of Consent of Defendant, filed.

July 15, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Plaintiff, filed.

July 15, 1997 Affidavit of Consent of Plaintiff, filed.

July 17, 1998 Certificate of completion of the Seminar for Separating Parents for Jamie L. Shartle, filed.

July 31, 1998 Motion to withdraw Count for Custody and order filed. ORDER: AND NOW, July 20, 1998 upon presentation and consideration same is granted and the Prothonotary is directed to refund the unused portion of the mediation deposit.
by the court,
Gordon R. Miller, J.
7/21/98 faxed to deVore

July 31, 1998 Upon praecipe of plff. attorney, to transmit the record, this case moved to court.

Record Continued on Page 278 ~A~

S29052

JAMIE L. SHARTLE
VS.
VIRGINIA F. SHARTLE

RECORD CONTINUED FROM PAGE 278
OF
AD 1995 - 278

****

DIVORCE DECREE FILED

August 7, 1998 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 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 33019c) of the Divorce Code of PA.

2. Equitable Property Determination and Distribution

This Decree provides that the marital property of the above named parties shall be divided in accordance with a Separation and Property Settlement Agreement dated July 14, 1998, executed by the parties and filed in the Court of Common Pleas of Crawford Co., PA., at the above number and term.

Further, the division of marital owned personal property shall be made in accordance with paragraphs 11, 12, 13 and 14 of the aforesaid Separation and Property Settlement Agreement dated July 14, 1998.

3. A copy of the Separation and Property Settlement Agreement of the parties, dated July 14, 1998, which sets out 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 above term and number.

4. No other matters or causes of action provided under the Pa. Divorce code are reserved by either of the parties.

This Order shall be effective as of this 6th day of August, 1998.

BY THE COURT:
Gordon R. Miller, J.

Nov. 20, 1998 Petition for Contempt and Notice and Order to Appear filed. Legal proceedings have been brought against you alleging you have wilfully 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 defendses or objections.
Whether or not you file in writing with teh court, your defenses or objections, you must appear in person in court on Thursday, December 17, 1998 ,1PM in Courtroom no. 1 of the Crawford county Courthouse, Meadville, PA 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 custody/visitation, you may be found to be in contempt of court and committed to jail, finied 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 Corut
Gordon R. Miller, J.

11/20/98 Faxed DeVore

December 18, 1998 Motion to Withdraw Hearing and Order filed. And Now, December 17, 1998 upon presentation and consideration of teh foregoing motion, this matter is granted.

By the Court
Anthony J. Vardaro

12/21/98 Faxed DeVore Mailed Shartle

1995

~~Thomas, Spadafore,~~
Walker & Keenan
Gregory A. Keenan
~~James R. Irwin~~ Withdrawn
~~Mary Ann Kirkpatrick~~
(withdrawn)

279.

Barbara J. Walton

MILLARD DAVIS

vs.

BILLIE JEAN BOWER DAVIS

John Fuller, Mediator

Filed March 15, 1995
@ 11:44 AM
Pro Co 10-21-98 9.00
Kathleen Nelson, Mediator 8813
Tax & entry paid 50.50
User's Fee paid 20.00
3 Add'l Counts paid 45.00
State paid 10.00
Adm. Fee paid 45.00
1 cert pd 4-19-95 15.00
State pd 4-19-95 5.00
Mediator Pd 6-22-95 250.00
Pro. Cor. Pd 10/30/95 9.00

Pro Co Pd 12-15-95 9.00 / 10-21-98 Pd Co. 9.00
Pro Co Pd 12-24-97 9.00 / 12-22-98 pd Pro 30.00
" " " " misc 5.00

COMPLAINT IN DIVORCE, CHILD SUPPORT, EQUITABLE DISTRIBUTION
CUSTODY
1 copy atty.

Mar. 20, 1995 Affidavit of Service filed. And Now, March 20, 1995, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Millard Davis,Plaintiff in theabove-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, Z 070 388 358; postmarked March 16, 1995, to the last known address of the Defendant, Billie Jean Bower Davis, R.D.#1,Box 98,Springboro,PA 16435.
3. That the Defendant,Billie Jean Bower Davis, on March 17, 1995, 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.

March 20, 1995 Constance L. Deitman

Mar. 24, 1995 Appearance of Barbara J.Walton, Esquire, Attorney for Defendant, filed.

Mar. 24, 1995 Petition for Exclusive Possession and ORDER filed. And Now, March24, 1995, hearing on Plaintiff's Petition for Special Relief and Exclusive Possession is scheduled for March 29, 1995, at 10:00 A.M. o'clock in courtroom 1 or 2 of the Crawford County Courthouse in Meadville, PA.

By the Court:
Gordon R. Miller, J.

3-27-95 Faxed to Attys.Kirkpatrick &Walton

Mar. 27, 1995 ORDER CHANGING HEARING TIME filed. AND NOW, March 27, 1995, the defendant through counsel having asked for additional court time in the above-captioned matter for presentatio of a motion,and it having come tothe attention of the Court that another matter has gone off the schedule the morning set for hearing, the hearing on plaintiff's petition for exclusive possession of the marital residence heretofore set to begin at 10:00 a.m. on March 29, 1995 is hereby scheduled tobegin instead at 9:15 a.m. on the same date.

FOR THE COURT,
Ann A.Walker,Ct. Administrator

3-27-95 Copies dist. by Ct. Adm.

Mar. 28, 1995 Answer to Complaint in Divorce, Counter Complaint filed. (Alimony & Alimony Pendente Lite)

Mar. 29, 1995 Counter Petition for Speciel Relief and Exclusive Possession and ORDER filed. AND NOW, this 28 day of March, 1995, 3:00 P.M. upon presentation of the counter Petition for Special Relief it is hereby Ordered that this matter be scheduled for hearing in conjuction with thePetition for Special Relief filed by Plaintiff in the above captioned matter. Said hearing to be held onthe 29 day of March, 1995 in Courtroom 1 or 2 or 3 of the Crawford County Courthouse.

By The Court:
P.Richard Thomas, S.J.

4-4-95 Copy to Attys.Kirkpatrick &Walton

Apr. 4, 1995 ORDER filed. AND NOW, March 29, 1995 at the time cross petitions for special relief requesting exclusive possession of the marital domicile is scheduled for hearing, the Court receives extensive input from counsel for each side; and after recess,counsel advised the Court the matter has been amicably resolved in accord with the following:

1. Billie Davis, wife, agrees she will vacate the premises on Friday, March 31, 1995 at 6:00 p.m.
2. Plaintiff, Millard Davis agrees to pay alimony pendente lite inthe amount of $100 per week for the months of April, May and June directly to the Defendant with the first payment to be made on Friday, March 31 covering the week of April 1 -- April 8, 1995.
3. The parties mutually agree that a 1992 Honda jointly owned automobile will be surrendered to the wife and that the monthly payments in the amount of $275 per month more or less will be paid by the husband commencing with the April payment with said responsibility continuing for the months of May and June. The wife has her own keys to said automobile and the husband agrees he will not remove the same from her custody without consent or further order of the Court.
4. Husband will arrange for an appraisal of the household marital property on or before April 1, 1995,pay the cost of said appraisal and see that a copy thereof is delivered to the wife.
5. The parties will amicably attempt to amicably resolve possession of household property listed on the appraisal
6. So far as the custody count raised in the divorce action is concerned, the parties agree they will mutually share legal and physical custody of minor child, Alexander, age 5. Said minor child will reside with the mother Sunday commencing at 6:00 p.m. until the following Friday at 6:00 p.m.when the child will be surrendered to the father until 6:00 p.m. the following Sunday. In this regard, it shall be the respoonsibility of the mother to deliver the child to the father on Fridays and for the father to deliver the child to mother on Sunday at a residence designated by the mother.
7. The parties are in dispute as to whenthe wife shall leave the household residence in accord with this agreement and after receiving input from respective counsel the Court decrees that the mother shall vacate the current marital premises on Friday, March 31 at 6:00 p.m.
8. The parties are directed by the Court not to make derogatory remars toward each other inthe presence of the child and each parent having custody of the child as outlined above shall not attempt to influence the child against the other parent directly or indirectly or allow others to do so on their behalf.

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

4-4-95 dist.to Kirkpatrick &Walton

8-14-95 Rec'd from Plff Med fee 150.00

11-14-95 Paid Plff. mediation refund $52.37 Ck# 9562.

12-15-95 Pd Co #9625 102.07

7-11-96 Rec'd from Plff Med fee $150.00

12-24-97 Pd Co med fee 100.50

7-30-98 Rec'd Plff med dep 200.00

10-21-98 Pd Plff 75.50 refund

10-21-98 Pd Co. 115.50

8-17-99 Rec'd from Plff med dep 200.00

10-4-99 Pd Nelson Per Order 8-25-99 125.00

Continued on Pg. 465

280

1995

Mary Ann Kirkpatrick

280.

WW. Gustave McGeorge

AMY SUE RICHARDS KOWALEWSKI

vs.

RICHARD MICHAEL KOWALEWSKI

Filed March 15, 1995
@ 11:44 AM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00

Masters Pd 2-25-99 250.00

11-29-99 masters dep by Pltf 50.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY
1 copy atty.

Mar. 20, 1995 Affidavit of Service filed. And Now,March 20, 1995,comes Constance L.Deitman being duly sworn according to law,deposes and sets forths as follows:

1. That she is the legal secretary ofAttorney for Amy Sue Richards Kowalewski, 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, Z 070 388 359; postmarked March 16, 1995, to the last known address of the Defendant,Richard Michael Kowalewski, 1810 W.26thSt.,Erie,PA16501.
3. That the Defendant,Richard Michael Kowalewski, on March 18, 1995, personally signed the return receipt card whichwas 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.

March 20, 1995 Constance L.Deitman

Apr. 3, 1995 Answer To Divorce Complaint filed.

Apr. 3, 1995 Notice of Serving Interrogatories filed.

Mar. 12, 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 4/3/95 . 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: March 12, 1998

Mar 12, 1998 Copies mailed by Court Administrator's Office

Apr. 17, 1998 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code of Plaintiff filed.

April 23, 1998 Objections To Dismissal on behalf of Plaintiff, filed.

August 19, 1998 Inventory of Amy Sue Kowalewski filed.

FEb. 24, 1999 Motion to Appoint Master in Divorce Filed.

May 28, 1999 Notice of Scheduled Pre-Hearing Conference filed.

July 6, 1999 Notice of Re-Scheduled Pre-Hearing Conference Filed.

September 16, 1999 Summary of Pre-Hearing Conference and scheduling Order Filed.

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1995-30280---AD-1995-280

1995

Joseph E. Altomare
Joseph C. Barnhart

281.

MARJORIE THOMAS

vs.

NORMAN CARTER and EVA CARTER, jointly and severally

Filed March 15, 1995
@ 1:22 pM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	65.00
Sheriff's Costs	84.60
Pro Pd 10/25/95	6.00

WRIT OF SUMMONS
Issued Sheriff

Apr. 4, 1995 Sheriff's Return filed. NOT FOUND as to Defendants Norman Carter and Eva Carter at address of R.D.#5, Titusville, Crawford County, PA. The address is located in Venango County,PA.
So answers, Robert M. Stevens, Sheriff

Apr. 21, 1995, Summons reissued.

May 3, 1995 Writ Return filed. Before me the undersigned authority, personally appeared James H. Marshall - Deputy Sheriff who being duly sworn according to law, deposes and says that on the 27th day of April, 1995 at 15:30 Hrs. he served the within Summons filed re-instated at No. AD 281 Term 1995, Crawford County Pennsylvania upon defendant Eva M. Carter, in person at defendant's place of residence located at RD #5, Box 225, Titusville, PA 16354 and by making known the contents thereof to Eva M. Carter, in person and handing to and leaving with her the certified copy of the said Writ received from Robert M. Stevens, Sheriff of Crawford Co.
So answers, James H. Marshall, Deputy Sheriff
Gene Price, Sheriff

Before me the undersigned authority, personally appeared James H. Marshall - Deputy Sheriff who being duly sworn according to law, deposes and says that ont he 27th day of April, 1995 at 15:30 hrs. he served the within Summons filed re-instated 21APR95 at No. AD 283 Term 1995, Crawford County, Pennsylvania upon dfendant Norman T. Carter at defendant's place of residence located at RD #5, Box 225, Titusville, PA 16354 and by making known the contents thereof to Norman T. Carter, in person and handing to and leaving with him the certified copy of the said Writ received from Robert M. Stevens-sheriff of Crawford County.
So answers James H. Marshall, Deputy Sheriff
Gene Price Sheriff

SERVED Defendant Norman Carter personally and Eva Carter personally by deputizing the Sheriff of Venango County, PA, as per his affidavit of Service attached. Both Defendants served on April 27, 1995 at 3:30 PM at R.D. #5 Box 225, Titusville, Venango County, PA.
So answers, Robert M. Stevens, Sheriff

Oct. 25, 1995, Appearance of Joseph E. Altomare, attorney for plaintiff filed.

Oct. 25, 1995, Upon praecipe of plaintiff attorney, the above captioned matter is hereby marked settled and discontinued of record.

282.

KENNETH OSBORN

vs.

ROSE MONSOUR

Filed March 15, 1995
@ 3:17 PM

Indigent Filing
Sheriff's Costs 29.00
~~William Pineo,Mediator~~
Kathleen Nelson,Mediator
Sheriff's Costs 29.00 IFP

1/ COMPLAINT FOR CUSTODY, PARTIAL CUSTODY, VISITATION
1 copy Plaintiff
1 copy Mediator
1 copy Sheriff

You, Rose Monsour, have been sued in Court to obtain custody of Stacie Osborn.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator Wm. Pineo, for a mediation conference.
If you fail to appear as provided by this Crder, 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 ONCE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.
Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298
Date: 3/15/95 Anthony J. Vardaro, J

2/ Mar. 15, 1995 Order filed. AND NOW, this 15 day of March, 1995, the Court having appointed a custody mediator in this a ction for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:
1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order any any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's office to give the Sheriff writteninstructions on when and where the defendnat may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.
BY ORDER OF COURT,
Anthony J. Vardaro, J

3/ Mar. 15, 1995 Petitioner To Proceed In Forma Pauperis Pursuant To pa. R.C.P. 240 filed.

4/ Mar. 15, 1995 Motion For Order of Court Directing Sheriff To Make Service upon Defendants In the Above Catpioned Cause of Action There To: filed.

5/ Mar. 15, 1995 PetitionTo Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, March 10, 1995, the Plaintiff is granted leave to proceed in forma pauperis with regard to this action for partial custody/and/or visitation.
BY THE COURT:
Anthony J. Vardaro

6/ Mar. 24, 1995 Sheriff's Return filed. SERVED Rose Monsour personally on March 22, 1995 at 12:50 PM by handing her a copy of the Complaint for Custody and Visitation to her at the Crawford County Courthouse, Third Floor Hallway, Meadville, Crawford County, PA.
So answers, Shawn E. Ahsbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

7/ Mar. 28, 1995 Motion to Withdraw as Custody Mediator and ORDER ON MOTION TO PERMIT WITHDRAWAL OF CUSTODY MEDIATOR,filed. AND NOW, March 27, 1995, on consideration of Motion of William Pineo, Custody Mediator in this case to permit him to withdraw as custody mediator, same is hereby _____.
Kathleen Nelson is hereby appointed Custody Mediator.
By the Court,
Gordon R.Miller, J.
3-28-95 Faxed to Attys.Nelson,Pineo & Given Osborn

8/ Apr. 20, 1995 Petition for Appointment of Counsel, filed.

9/ Apr. 20, 1995 ORDER filed. AND NOW,April 19, 1995,plaintiff's petition for appointment of counsel is denied.
Plaintiff should contact Northwest Pennsylvania Legal Services Corporation at 231 Chestnut Street, Meadville, Pennsylvania, (814) 724-1040 to determine whether or not it will provide legal services to him directly or through the Crawford County Bar Association.
BY THE COURT
Gordon R. Miller, P. J.
4-21-95 Copies dist. to Pltf., Dft. & Nelson

10/ May 8, 1995 Motion for Appointment of Counsel, filed.

11/ June 1, 1995, Motion for Order Directing Defendant to Attend Custody Mediation and order filed. ORDER: AND NOW, this 1st day of June 1995, Rose Monsour, the dft. in the above referenced custody action is ORDERED to appear for the Child Custody Mediation set for June 5, 1995, at 10:00 a.m. in C. R.No. 3 of the Crawford County Courthouse, Meadville, pa. The defendant is further ORDERED to bring the minor child, Stacie Osborn, to thea bove-referenced mediation conference.
The cheriff of cRawford County shall make service of this order on the defendant at her place of employment, The Deerhead Inn, 412 North St., Meadville, Pa., or at her last known residence, R. D. #3, Conneaut Lake, Pa.
BY THE COURT:
Gordon R. Miller, P.J.
6/1/95 faxed to Nelson, given Osborn and Sheriff

Continued to Page 453

1995

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

283.

MARQUETTE SAVINGS BANK
formerly MARQUETTE SAVINGS ASSOCIATION

vs.

KELVIN JACKSON and JEAN ANN JACKSON, his wife

Filed March 15, 1995
@ 3:21 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	161.00
Pro Co pd 2/29/96	5.00

COMPLAINT IN MORTGAGE FORECLOSURE
3 copies Sheriff

Apr. 25, 1995 Sheriff's Return filed. SERVED the within Complaint in Mortgage Foreclosure on April 4, 1995, at 1300 hrs. upon Jean Ann Jackson at 11605 Hilltop Road Erie County, Albion Pennsylvania by handing to Dorothy Lawrence, Mother a true and correct copy thereof an d made known to her the contents therein.

Robert N. Michel, Sheriff
William Parker, Deputy Sheriff

I hereby deputize the Sheriff of Erie County, Pennsylvania to serve the within Complaint in Mtg. Foreclosure according to law.

Robert M. Stevens, Sheriff

SERVED Kelvin Jackson by Certified Mail at his law known addresses of P.O. box 488, Manchester, Kentury 40962 and in care of Ethel Mae Jackson, Paw Paw Road, Manchester, kentucky 40962. Served with both letters on March 17, 1995 as per signed return receipt attached.

SERVED Jean Ann Jackson by deputizing the Sheriff of Erie County Pa, as per his Affidavit of Service attached. Served on April 4, 1995 at 11065 Hilltop Road, Albion, PA. Served Dorothy Lawrence Mother, Adult in Charge.

POSTED the property located at R.D. #1, Box 81A, Springboro, Crawford County, PA, on March 24, 1995 at 10:40 AM

So answers,

Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 27, 1996 Upon praecipe of Plaintiff Attorney the above matter is marked settled and discontinued of record.

1995

284.

JOHN SUE SKOLNEKOVICH

vs.

RICHARD C. HENDRIX

Filed March 15, 1995
@ 3:22 PM

Indigent Filing

John Spataro, Mediator 180.00

COMPLAINT FOR CHILD CUSTODY
1 copy Sheriff
1 copy mediator
1 copy Plaintiff

You, RICHARD C. HENDRIX, Defendant, have been sued in court to obtain custody, partial custody or visitation of the child: JUSTINA MARIE HENDRIX

You are ordered to appear in person at such time and place as will be determined by the Mediator, John Spataro, 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.

Court Administrator
Crawford County Courthouse
Meadville, PA 16335
814/336-1151, ext. 298

3/15/95

BY THE COURT:
Anthony J. Vardaro , J

AND NOW, this 15 day of March, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitationof a minor child or children it is ordered and directed as follows:

1. The planitiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required b the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Mar. 15, 1995 Petition To Proceed In Forma Pauperis In A custody Action Pursuant To Pa. R.C.P. 1920.62 and Order filed. AND NOW, March 15, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 1920.62 the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstances that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of his/her financial condition.

BY THE COURT:
Anthony J. Vardaro, J

Mar. 27, 1995 SHERIFF'S RETURN, filed. SERVED Richard C. Hendrix by Certified Mail at his last known address, c/o Julie Treen, 4112 Quail Ranch Road, New Smyrna Beach, FL 32168. Served on March 22, 1995, as per signed return receipt attached.
So answers, Robert M. Stevens, Sheriff

June 8, 1995 TEMPORARY ORDER, filed. AND NOW, this 8 day of June, 1995, 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, Justina Marie Hendrix, born June 29, 1991.

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) The mother shall retain primary physical custody of the minor child, subject to the partial custody rights of the father as follows:

a) The father shall have the right to take the child into his care and custody for a continuous period of time during the summer months which shall commence July 1 and shall conclude one week prior to the commencement of the school year in the shcool district wherein the mother resides.

b) In addition, the father shall be entitled to visit with the child during times when the father is in Crawford County. The father shall give to the mother at least two weeks advanced notice of the time when he expects to be in Crawford County. The parties shall mutually arrange among themselves the length of the visitation which the father shall have during these times, provided that the father shall be entitled to have the children in his care and custody for not less than one half of the time when he is in Crawford County on such visits.

4) Holiday, vacation and birthday visitations shall be arranged as follows:

a. For the Christmas holiday in 1996 and for each even numbered year thereafter, the father shall be entitled to take the child into his care and custody on the first full day of the commencement of the Christmas vacation in the school district wherin the mother resides and concluding at least twenty four (24) hours prior to the resumptionof the school year followisng the conclusion of the Christmas vacation. Father shall bear exclusive responsibility for transporting the child for this Christmas visitation and he shall promptly and timely arrange for the pick and delivery of the child.

CONTINUATION ON PAGE 284A

John Sue Skolnekovich
vs.
Richard C. Hendrix

CONTINUED FROM PAGE 284
of Record
A. D. 1995 - 284

b. The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody.

5) Should it be necessary for either party to cancel or modify the visitation as set out in this order or as previously arranged, the party seeking cancellation ormodification shall notify the other party as soon as he or she knows of the necessity which impels the cancellation ormodification. 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) Except as otherwise state, the parties shall share responsibility for transpsortation with the party receiving the child in the exercise of his or her rights picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvnaia.

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 any time when said party has the care and custody of the subject minor child. The parties are cautioned that medical research has indicated that tobacco smoke is injurious to the helath 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) Neither party shall do or say anything to blackent he 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 he or her relative sand friends to do likewise and also not to disparage the other party in the child's estimation.

10) The parties are free to make additinal 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 ocnsent only, in the absence of which this order shall govern.

11) Either party may request a review of this order upon any material change in circumstances.

12) Costs and fees of this Mediation, which are fixed at $180.00 ($60.00/hr. x 3 hrs.) and the $9.00 Court Order filing fee. The County shall pay all costs and fees connected of this Mediation by reason of the fact that the mother is unemployed and the father's income moderate.

13) Either party may move the Court for a hearingde novo within ten (10) days from the date hereof. If neither party so moves, this Order shall be considered permanent.

BY THE COURT,
Anthony J. Vardaro, J.

June 14, 1995 Faxed Spataro, mailed Plf. & Dft.

June 30, 1999 Petition to Enforce June 8, 1995 Child Custody Court Order and Order filed. And Now, June 30, 1999 upon presentation and consideration of the Defendant's Petition to Enforece the June 8, 1999 Child Custody Court Order, said petition is granted.

The Plaintiff mother is hereby ordered that she must strictly comply with this Court's June 8, 1995 Child Custody Cour Order. Specifically, it is ordered that as per paragraph 3(a) of the June 8, 1995 Child Custody Court Order the father is entitled to have his daughter with him from July 1, 1999 until one week prior to the commencement of the 1999-2000 academic school year at which time the hcild must be returned to the mother.

The mother is put on notice that failure to comply with the June 8, 1995 Child Custody Court Order could result in her being found in contempt of this Court Order and if found in contempt could result in her being fined and/or imprisoned or both.

By the Court
Gordon R. Miller, J.

6/30/99 faxed Hatheway

June 30, 1999 Petition for Conetmept of June 8, 1995 Child Custody Court Order and NOtice and Order to Appear filed.

Legal proceedings have been brought against you, Johna Sue Skolnekovich (Rerko), alleging you have wilfully disobeyed a court order.

If you wish to defend against the claims set forth in the following pages, you may but are not required to file in writing with the court your defenses or objections.

Wehther or not you file in writing with the court your defenses or objections, you must appear in person in court on the 3rd day of Sept 1999 at 11:30 in Courtroom No. 1 of the Crawford County Courthouse located in Meadville, PA 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 court order, 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.

Court Administrator, Courthouse
Meadville,PA 16335
Telephone No: (814)333-7498

By the Court
Gordon R. Miller, PJ

6/30/99 Faxed Hatheway

Sept 13, 1999 Order filed. And Now, Sept 3, 1999 at the time fixed for hearing in this matter, neither party appeared. The Defendant's attoreny moved for a continuance and accordingly, said motion is granted and accordingly the hearing is continued to Wednesday, Nov. 3, 1999 at 11:15 AM in Courtroom No. 1.

By Order of the Court
Gordon R. Miller, PJ

9/13/99 Dist. Watson & Hatheway

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1995 30284

284B

1995

1995

Quinn, Buseck,
Leemhuis, Toohey &
Kroto, Inc.
Michael S. JanJanin

285.

GTE NORTH, INC.

vs.

TEL-POWER, INC.

Filed March 16, 1995
@ 1:49 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	56.00
Pro Co pd 6-28-95	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Mar. 28, 1995 Sheriff's Return filed. SERVED the within Complaint onMarch 21, 1995, at 8:40 A.M., upon Tel-Power, Inc. at R.D. #4 Box 625 Hollidaysburg, PA by handing to Robert Bottenfield, Owner a true and correct copy thereof and made known to him the contents therein.

Blair County Sheriff

I hereby deputize the Sheriff of Blair County, Pennsylvania to serve the wtihin Complaint according to law.

Robert M. Stevens, Sheriff

June 22, 1995 Upon praecipe of plaintiff attorney the above-captioned matter is marked settled and discontinued of record.

1995

Mason & Mason
Joan D. Mason

286.

RANDY J. SHELATZ

vs.

GINNY L. SHELATZ

Filed March 17, 1995
@ 10:27 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 8-31-95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Aug. 4, 1995 Affidavit of Service I,Joan D. Mason, Esquire, Attorney forthe Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on March 28 1995, mail to the above Defendant, Ginny L. Shelatz, by certified mail #Z 727 903 625, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Ginny L. Shelatz on March30, 1995, 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

Aug 29, 1995 Affidavit of Consent of Plaintiff, filed.

Aug 29, 1995 Affidavit of Consent of Defendant, filed.

Aug 29, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 5, 1995 AND NOW, Sept. 1, 1995, it is hereby ordered and decreed that RANDY J. SHELATZ, Plaintiff, and GINNY L. SHELATZ, 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.

1995

John P. Gagliotti

287.

TAMARA L. BROWN

vs.

TYRONE BROWN

Filed March 17, 1995
@ 10:36 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro pd 7/24/98	9.00

COMPLAINT IN DIVORCE
2 copies atty.

Mar. 12, 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 3/17/95 . 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: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 1998 copies mailed by Court Administrator's Office

Apr. 8, 1998 Affidavit of Consent of Plaintiff filed.

Apr. 15, 1998 Affidavit of Consent of Defendant filed.

Apr. 20, 1998 Motion In ObjectionTo Dismissal for Inactivity filed.

July 24, 1998 Avvidavit of Service filed. I, John P. Gagliotti after being sworn do hereby certify that I mailed a cert. copy of complaint in dicorce, ret. rec. req. and that on Mar. 18, 1995 rec'd duly executed ret. rec. card, attached. John Gagliotti

July 24, 1998 Waiver of notice of Intention of Tyrone Brown filed.

July 24, 1998 UPon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

August 12, 1998 AND NOW, Aug. 11, 1998, it is ordered and decreed that TAMARA L. BROWN, Plaintiff, and TYRONE BROWN, 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.

Northwest Legal Service
R. Christopher Brode

288.

Fuller, Kinnenun, Petruso
Gamble, Fabian & Hall
Stephen E.Hall

4/25/95 - Has pd his
bill.
2-5-96 Pd Sheriff
#9745 38.00

JENNIFER E. ATKINS (Children Sean & John Atkins)

vs.

JOHN MARK LYONS

Filed March 17, 1995
@ 10:56 AM

Tax & entry	2-5-96 Pd	50.50
User's Fee	Pd 2-5-96	5.00
Sheriff's costs	Pd	38.00
ProCo.	Pd 2-5-96	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MCPD

ORDER:

And now, this 17 day of March , 1995 , 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: The Plaintiff shall have sole custody of the minor son of the parties pending further order of court. The Defendant shall not go near the Plaintiff or either child including Plaintiff's work place.
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 or 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 the March 23, 1995 , at 3 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,
Anthony J. Vardaro, J

March 21, 1995 Sheriff's REturn filed. SERVED John Mark Lyons personally on March 20, 1995 at 9:25 AM by handing a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answers,

Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar. 28, 1995 ORDER filed. AND NOW, March 23, 1995, both parties appeared in court with counsel and entered into an agreement to resolve this and related matters. By doing so, the defendant does not admit he engaged in the conduct alleged in the petition.

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. The defendant shall not go to the plaintiff's place of employment nor shall go within 100 yards of the plaintiff's residence.
3. The defendant shall not contact the plaintiff directly, except by mail, and then only if the mail is not abusive, harassing,or threatening. Communications and contact between these parties shall take place with Jo Lynn Lyons (Ms. Lyons) as an intermediary.
4. The defendant shall retain the residence where the parties resided because he is the owner of that premises. He shall collect,pack up and secure the plaintiff's personal belongings and the children's personal belongings and have them available for the plaintiff to pick them up on or before April 1,1995. If the pickup does not occur sooner, it shall take place between Noon and 6 p.m. on April 1, 1995. As an alternative, the plaintiff may notify the defendant and the defendant will haul these items to a place where the plaintiff wants them to be left.
5. The plaintiff shall deliver to the defendant all keys that she has to his residence, a plate and a down vest,by delivering the same to Ms.Lyons by Monday, March 27, 1995.
6. A 1984 Chevrolet Impala, may be retained by the plaintiff.
7. Primary physical custody of theparties' only child Johnshall remain with the plaintiff. The defendant shall have the right to visit and take into his custody both children (Shawn and John) onthe following occasions:

A) On the first two weekends of each month, from 5 o'clock p.m. on Friday to 5 o'clockp.m. on Sunday. The first weekend of the month shall be that weekend where Saturday and Sunday fall in the same month.

B) On the third weekend of each month, between 5 o'clock p.m. on Friday until 5 o'clockp.m. on the following Friday.

C) This visitation schedule shall not apply to the weekend of April 1 and 2, 1995. Instead, on that weekend,the defendant shall have the right to the children on April 2 only between 9 a.m. and 5 p.m.

D) Every Christmas, Easter,Thanksgiving and Fourth of July (as observed) between 9 o'clock a.m. and 3 o'clock p.m.

E) The transfer of custody shall take place at the residence of Ms.Lyons and the parties shall be prompt.

F) The parties may mutually agree to any other visitations or modification of these visitations.

G) Neither party shall move outside of the State of Pennsylvania without first having given written notice of intent to move to the other.

8. The defendant shallpay $35 per week for the support of his minor child John(Shawn is not his child), by making a payment to Jo Lynn Lyons and Jo Lynn Lyons shall deliver payment to the plaintiff. The first payment shall be due on or before Friday, March24, 1995, and each subsequent payment shall be made on or before each subsequent Friday.

Continued to Page 467

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289.

DANIEL J. MILLER

vs.

FANNIE MAE MILLER

Filed March 17, 1995
@ 11:43 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 7-14-95	9.00

COMPLAINT IN DIVORCE
1 copy Pltf.

June 30, 1995, Affidavit of Servcie filed. Before me, the undersigned authority, personally appeared Daniel J. Miller, Plff., who, being duly sworn according to law, deposes and says that on the 3/17/95 he sent by cert. mail, ret. rec. req., restricted del., a true and correct copy of the complaint in divorce and other relief under the div. code of 1980 filed in the above case. Said complaint was received by Fannie Mae Miller, dft on 3/18/95. Return Receipt was signed by dft. and is hereto attached.
6/30/95 Daniel J. Miller.

Jul 14, 1995 Affidavit of Consent of Defendant, filed.

Jul 14, 1995 Affidavit of Consent of Plaintiff, filed.

Jul 14, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

July 19, 1995 AND NOW, July 18, 1995, it is ordered and decreed that DANIEL J. MILLER, plaintiff, and FANNIE MAE MILLER, 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.

290

1995

Barbara J. Walton

290.

John P. Gagliotti

HEATHER L. MEAD-PFAFF

vs.

GARY G. PFAFF

Filed March 17, 1995
@ 1:11 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 4-17-96	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Mar. 24, 1995 Acceptance of Service filed. I accept service of the Complaint in Divorce and Equitable Distribution on behalf of the Defendant, Gary G. Pfaff, onthis 23rd day of March, 1995, and ceritfy that I am authorized to do so.
John P. Gagliotti

July 10, 1995, Affidavit of Consent of defendant filed.

Aug. 2, 1995 Affidavit of Consent by Heather Mead-Pfaff, Plaintiff, filed.

Mar 6, 1996 Petition to Withdraw Grounds for Divorce, filed.

Apr 12, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 22, 1996 AND NOW, this 18 day of April, 1996, it is ordered and decreed that HEATHER MEAD-PFAFF, Plaintiff, and GARY G. PFAFF, 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.

1995

Barbara J. Walton

291.

MICHAEL A. LEONHEART

vs.

TONYA A..LEONHEART

Filed March 17, 1995
@ 1:11 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 6-26-95	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE, CUSTODY

Mar. 29, 1995 Affidavit of Service filed. And Now, March 29, 1995, comes Barbara J. Walton, and avers as follows:
1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on March 24, 1995.
2. That theDefendant signed the return card on March 28, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z410908183) attached hereto as Exhibit "A".
I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements hereinare made subject to the penalties of 18 Pa. C.S. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton

Apr. 13, 1995, STIPULATION AND CONSENT TO ENTRY OF CUSTODY ORDER filed. AGREEMENT: AND NOW, this 12 day of April, 1995, upon presentation of the Stipulation and Consent, attached hereto and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED THAT:

1. The parties shall have shared legal custody of the minor children Amanda Leonheart and Kimberly Leonheart. The parties shall share with each other any and all info which each may have regarding the health, education and the major events inthe life ofthe minor child. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential info which they may have regarding the subject minor children.
2. Primary physical custody of the children shall be with the father/dft. Mother shall have temporary physical custody every other weekend beginning Fri. at 6;00 p.m. until sun. evening at 6:00 p.m.
3. Holiday visitation to include New Year's day, easter, Memorial day, fourth of July, Labor Day, and Thanksgiving shall be alternated by the parties. Beginning in 1995, the mother shall have custody fo the minor children on Memorial day. Christmas shall be divided into two periods. The first shall be Christmas Eve Day and the second shall be Christmas day. The parties shall alternate the two beginning with the mother having custody of the children on Christmas Eve Day in 1995. Holiday visitation shall take precedence over other visitation periods.
4. The children shall spend Mother's Day with the Mother and Father's with the Father.
5. The parties are free to make alternative arrancements respecting the custodial and visitation periods and are encouraged to do so. Each party will try toaccommodate the other parent to allow visitation and agree to provide 24-hr. notice of a need to make any changes in the visitation. The parties further agree that the presence of each parent is important inthe child's life.
6. Each party shall teach the children to give to the other party that love and respect which is due a parent from his/her children.
7. Neither party shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor children. Neither party shall expose the minor children to harmful situations or harmful people while having custody of the children.
8. 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.
9. The father shall be responsible for transportation of the minor children.
10. The parties to this action agree that this Hon. Court shall retain jurisdiction of this matter.

BY THE COURT,
Anthony J. Vardaro, J.

4/17/95 copies given to Atty. Walton.

June 22, 1995 Affidavit of Consent of Defendant, filed.

June 22, 1995 Affidavit of Consent of Plaintiff, filed.

June 22, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 27, 1995 AND NOW, this 26th day of June, 1995, 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 MICHAEL A. LEONHEART, Plaintiff, and TONYA L. LEONHART, 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.

July 22, 1997 Certificate of completion of the Seminar for Separating Parents for Michael Leonheart, filed.

July 23, 1997 Stipulation and Consent to Entry of Custody Order and CONSENT CUSTODY ORDER filed. AND NOW, this 22nd day of July, 1997, upon presentation of the Stipulation and Consent of the parties, it is hereby ORDERED, DIRECTED, AND DECREED that: Legal custody of the minor children Amanda and Kimberly Leonheart shall be with the Defendant, Mother with visitation etc. granted Father. (SEE PAPERS FILED).

By the Court:
Gordon R. Miller, J.

July 23, 1997 Order Distributed Atty. Walton.

CONTINUED ON PAGE 517

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1995

Robert J. Felton

292.

Gerald Sullivan

Mar. 17, 1995 $150.00 deposited by Plaintiff

4-28-95 Pd Atty Refund #9136 34.74

8-16-95 Pd Co 106.76 #9358

PAUL D. ERICKSON

vs.

MARIE A. ERICKSON

Filed March 17, 1995
@ 3:08 PM

Tax & entry paid 50.50 ✓
Users Fee paid 5.00
Pro Co Pd 8-16-95 90¢

COMPLAINT FOR CUSTODY

You, Marie A. Erickson, have been sued in Court to obtain custody of Kristofer Paul Erickson and Justine Wayne Erickson. 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 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 Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

AMERICANS WITH DISABILITITES ACT OF !((). The Court of Common Pleas of Crawford County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilitites and reasonable accommodations available to disabled individuals having business before the court, please contact our 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.

Date: 3/15/95 Gordon R. Miller, J

Mar. 24, 1995 Certificate of Service filed. I Robert J. Felton, Esq., hereby certify that I served a true and correct copy of the Complaint for Custody in the above matter upon the Defendant, marie A. Erickson, by Certified Mail No. Z011043688, Return Receipt Requested, on March 15, 1995 at the following address:

Marie A. Erickson
c/o Ora McGinnis
Sunville Road, R.D. 5
Titusville, PA 16354

Robert J. Felton

Apr. 27, 1995 ORDER filed. AND NOW, April 27, 1995 after mediation conference before John Fulelr, Esquire, and on agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Kristofer Paul Erickson and Justin Wayne Erickson 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 the subject children.

II. Physical custody of Kristofer Paul Erickson and Justin Wayne Erickson shall be shared by their mother and father, under the following conditions:

A. The children shall be in mother's physical custody, except as hereafter provided.

B. The father shall be entitled tovisit and take the children into his custody every week from 6:00 o'clock p.m. on Thursday to 4:00 o'clock p.m. on Sunday,beginning April 27, 1995, except the "weekend" beginning with the first Thursday of each month. The children shall remain in mother's custody that week.

C. On the Wednesday immediately preceding the first Thursday of each month the children shall be in father's custody from 4:00 o'clock p.m. to 8:00 o'clock p.m., beginning May 3, 1995.

C. Holidays shall be defined as Christmas, Easter, Thanksgiving and the children's birthdays. Custody of the children shall be shared on the aforesaid holidays and in the absence of an agreement to the contrary, the children shallbe 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 7:00 o'clock p.m.

E. Beginning with the Summer of 1995, the children shall be in the custody of the father for a period of one week. In 1996 and subsequent years the children shall be in father's exclusive custody for two weeks each summer. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visit.

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

G. Neither mother nor father shall say or do anything in an attempt to turn the childrenagainst theother parent, bujt on theother 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.

H. 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.

I. 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.

J. Neither parent shall remove the children from the Commonwealth of Pennsylvania without the express consent of theother parent and in the event either parent intends to move from the State with the children for a period of more than two weeks, he, or she, shall not do so without prior court order authorizing such a move.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within twenty (20) days of the date hereof.

IV. Cost of the mediation conference will be divied as follows: One-half (½) Crawford County; One-half (½) the father.

The Prothonotary of Crawford County is hereby directed to refund a portion of the deposit paid in advance by the Plaintiff, less the cost of the custody order.

Anthony J. Vardaro, Judge

5-3-95 Faxed to Attys. Felton & Sullivan

1995

293.

VICKIE WOODS DZARA

vs.

HAROLD ROSENBERG

Filed March 20, 1995
@ 11:50 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs-	90.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 20 day of March , 1995 , 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:
3. This Order may be enforced without a warrant 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 or 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 March 27, 1995 , 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 COURT,
Anthony J. Vardaro, J

Mar. 27, 1995 Sheriff's Return filed. NOT FOUND as to Defendant Harold Rosenberg. Attempted service at address of R.D.#2,Box 138AA, Cambridge Springs, Crawford County, PA. Never able to locate subject at home. Also attempted service by deputizing Erie County, PA, they were unable to locate him at his work place, Robert's Trucking Co., Erie County, PA.

So answers,

Robert M. Stevens, Sheriff

Mar. 29, 1995 Order filed. AND NOW, March 27, 1995 at the time set for the hearing on this abuse matter, it appears the Defendant has not been served and does not appear at the hearing. The hearing is continued until such time as the Sheriff procures service upon theDefendant, and the Sheriff shall notify theCourt Administrator's Office so that a further hearing can be set. In the meantime, Plaintiff permitted to remove personal effects, clothing, and any furniture borught into the residence by her. It shall be the duty of the Plaintiff to make a complete and accurate list of all items removed form the premises which will be available for the Court's inspection when an ultimate hearing is held in this case.

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

Mar. 29, 1995 Faxed PSP & Co. Control, given pltf & deft.

1995

Culbertson, Weiss, Schetroma & Schug, PC
~~Glenn A.W. Thompson~~ withdrawn

294.

Emil M. Spatafore Jr.

DONALD ALLISON

vs.

GENEVA TRUCK AND EQUIPMENT INC.

Filed March 20, 1995
@ 3:51 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	34.00
Pro Co pd 4-25-95	9.00
Pro. Co. Pd. 10/18/95	50.50
Pro. Pd. 10/18/95	5.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Mar. 28, 1995 Sheriff's Return filed. SERVED Geneva Truck and Equipment, Inc. on March23, 1995 at 3:25 PM by handing a copy of theComplaint to Patricia Nader, Office Manager at the business R.D. #2, Cochranton, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

And Now, April 25, 1995, upon praecipe of plaintiff's attorney judgment is hereby entered against the Defendant, for failure to plead to the complaint in this action within the required time. Damages to be assessed at trial.
Entered Apr. 25, 1995 JUDGMENT
G - 183 Barbara H. King, Pro.

May 10, 1995, STIPULATION of parties to Open Judgment filed.

May 19, 1995, Amended Complaint filed. 2 copies (atty)

Jun. 7, 1995 Answer to Amended Complaint and New Matter and Counterclaim, filed.

Aug 3, 1995 Reply to Defendant's New Matter and Answer adn New Matter to Defendant's Counterclaim, filed.

Mar 15, 1996 **Withdrawsl** of Appearance of Culbertson, Weiss, Schetroma and Schug, P.C. by Glenn A.W. Thompson, Esquire on behalf of Plaintiff and **Order:** AND NOW, to wit, this 15th day of March, 1996 it is hereby ordered that Petitioner is granted Leave of Court to withdraw his appearance in the above matter. Petitioner to send copies of this Order to Plaintiff and to Defendant's counsel. Gordon R. Miller, P.J.
Mar 15, 1996 Faxed Thompson & Spadafore

1995

295.

KRISTIE PROPER

vs.

HENRY MANDEL TEAGLE

Filed March 21, 1995
@ 9:10 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	$15.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed Corry PSP

Order:

And now, this 21st day of March , 1995 , 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 contact Plaintiff. He shall not go to her residence. Temporary custody of the child is awarded to Plaintiff.
3. This Order may be enforced without a warrant 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 or 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 March 30, 1995 , at 11:15 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 COURT,
Gordon R. Miller, J

Mar. 27, 1995 Mar. 27, 1995 Sheriff's Return filed. Unknown whether service was made upon Defendant Henry Mandel Teagle. Plaintiff could not give Sheriff's Office an address to serve the Protection from Abuse. Sent a copy to Corry Pennsylvania State Police for their information if Defendant came to Plaintiff's residence in Centerville,PA.
So answers, Robert M. Stevens, Sheriff

Apr. 3, 1995 Order filed. AND NOW, March 30, 1995 at the time fixed for hearing in this matter, the Plaintiff appeared with counsel; but the Defendant did not appear. The reason for that is that the Defendant has not been served yet. Accordingly, it is ordered as follows:

1. The temporary aubse order entered March 21, 1995 is continued generally until further order of the Court.
2. The Plaintiff shall make a reasonable effort to find out the current whereabouts of the Defendant then notify her attorney so that her attorney may file whatever documents are necessary or appropriate to effectuate service.
3. When service is made onthe Defendant, he shall be served with a true and correct copy of the original order, petition, and a copy of this order.
4. Once service is made, counsel for the Plaintiff shall file a mtoion with the Court Administrator to schedule a hearing; the attention of theCourt may be had.

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

Apr. 3, 1995 Faxed Co. Control Corry PSP, given Ct. Adm. & Brode

1995

Barbara J. Walton

296.

SHEILA DOUBET

vs.

GERALD E. DOUBET

Filed March 21, 1995
@ 1:29 PM

Tax & entry paid	50.50 ✓
User's Fee paid	15.00
2 Add'l Counts paid	30.00 ✓
STate paid	10.00
Adm. Fee paid	45.00 ✓
Pro Co pd 8-17-95	9.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
1 copy atty.

Mar. 29, 1995 Affidavit of Service filed. And Now, March 28, 1995, comes Barbara J. Walton, and avers as follows:
1. A true and correct copy ofthe Complaint for Divorce was mailed to the Defendant via Certified Mail, rturn receipt onMarch 24, 1995
2. That the Defendant signed ther eturn card on March 27, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the Nited States Postal Service REturn Receipt (Certified No. Z070383626) attached hereto as Exhibit "A".
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. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton

Aug 9, 1995 Marriage Settlement Agreement, filed.

Aug 9, 1995 Affidavit of Consent of Plaintiff, filed.

Aug 9, 1995 Affidavit of Consent of Defendant, filed.

Aug 11, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 21, 1995 AND NOW, this 21st day of August, 1995, 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:

The bonds of marriage between Plaintiff, SHEILA DOUBET and Defendant, GERALD E. DOUBET, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and conditions of the Marriage Settlement Agreement between the parties herein dated Aug. 8, 1995, shall be incorporated in this decree and order by reference as fully as though the same were set forth herein.

This Honorable Court shall retain 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.

Sept 1, 1995 DOMESTIC RELATIONS ORDER GREENLEAF CORP. SAVINGS AND RETIREMENT PLAN, filed. AND NOW, this 31 day of August, 1995, it appearing to the Court that:

1. The parties hereto were formerly husband and wife having been divorced on August 21, 1995, at the above number.

2. Gerald E. Doubet, SS# 179-42-6087, hereinafter referred to as "Participant", is employed by Greenleaf Corporation, and is a particpant in the Greenleaf Corporation Savings and Retirement Plan hereinafter referred to as the "Plan".

3. Sheila Doubet, SS# 179-42-9406, herinafter referred ato as "Alternate Payee", has raised claims for, inter alia, equitable distribution of marital property pursuant to the Pennsylvania Divorce Code, 23 Pa. C.S. Sec. 3101 et seq.;

4. The parties have entered into an agreement which calls for a division of the aforesaid plan by way of a Qualified Domestic Relations Order.

5. Alternate Payee's current and last known mailing address is 1369 Laurel Drive, Meadville, Pennsylvania 16335.

6. Participant's current and last known mailing address is R.D.#1, Wayland Road, Meadville, Pennsylvania 16335.

7. The marital property component of Member's benefit is the ratio of the marital benefit accrual period (March 24, 1980 to June 30, 1995) to the total benefit accrual period - (March 24, 1980 to June 30, 1995). The value of the pension which is attributed to the period of marriage is $74,623.81.

Fifty (50)% of the value of the pension, or $37,311.91, is to allocated to the Alternate Payee as her equitable distribution of this marital asset. The balance of the Participant's Savings and Retiremetn Plan shall remain the sole property of the Participant and shall not be subject to this Order.

8. The Alternate Payee Benefit shall be paid an immediate lump sum distribution as to the as soon as administratively feasible as though the Plan Participant had terminated employment on the date this Order is received by the Plan without regard to the age of the participant.

9. In the event of teh Death of the Alternate Payee prior to receipt of all of her payments payable to her from the Greenleaf Corporation Savings and Retirement Plan under this Order, any death benefit or retirement benefit payable to Alternate Payee shall b paid to Alternate Payee's Estate to the extent of Aalternate Payee's equitable distribution as set forth in paragaraph seven (7).

10. The Plan shall issue individual tax forms to Member and Alternate Payee for amounts paid to each.

11. In no event shall the Alternate Payee have greater rights than those which are available to the Participant. The Alternate Payee is not entitled to any benefit not otherwise provided under the Plan.

12. The parties shall promptly notify the Plan Administrator of the Plan of any change in their addresses from those set forth in this Order, and

13. The parties shall promptly submit this Order to the Plan Administrator of the Plan for determination of its status as a Qualified Domestic Relations Order.

CONTINUED ON PAGE 296A

1995

Sheila Doubet
vs.
Gerald E. Doubet

CONTINUED FROM PAGE 296
of Record
A. D. 1995 - 296

****

14. In the event that this Order is determined by the Plan Administrator, a court of competent jurisdiction or otherwise, not to be a QDRO as defined under the Code, both the Member and Alernate Payee shall cooperate fully and excute any and all documents necessary to obtain an amended order which is a QDRO.

IT IS INTENDED that this Order shall qualify a a Qualified Domestic Relation Order under the Retiremetn 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:
Anthony J. Vardaro, J.

(1 copy atty)

296 B

1995

1995

297.

CAROL HEDGLIN

vs.

JOHN HEDGLIN, SR.

Filed March 22, 1995
@ 9:25 AM

Tax & entry Pd 4-3-95 50.50
User's Fee Pd 4-3-95 5.00
~~Surcharge 25.00~~

Sheriff's Costs $29.00
Pro Co Pd 4-3-95 9.00
Pro Co Pd 4-3-95 5.00

4-3-95 Rec'd from Dept Sheriff's Costs 29.00
4-5-95 Pd Sheriff 29.00
#9075

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed Vernon PD

Order:

And now, this 22nd day of March , 1995 , 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 move out. Sole possession of the residence is awarded to Plaintiff. Defendant shall not go to Plaintiffs residence. Custody ofthe children is awarded to Plaintiff.
3. This Order may be enforced without a warrant 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 or 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 March 30, 1995 , 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 COURT,
Gordon R. Miller, J

Mar. 24, 1995 Sheriff's Return filed. SERVED John Hedglin, Sr.,personally on March22, 1995 at 2:55 PM by handing a copy of the Protection from Abuse to him at the residence,Shady Acres Trailer Court, 180 Murray Road, Meadville, Crawford County, PA.
So answers,
Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Mar. 3, 1995 ORDER , filed. AND NOW, March 30,1995 the parties appeared in Court without counsel and were advised as to the nature of the proceeding, and they understood it. It appears that the Plaintiff wants to live with the Defendant, but she does not want him to become intoxicated or to abuse her. She believes that he is seeking help for his drinking problem; and if that is successful, she would no longer be in fear. The Defendant maintains that he would like to live with the Plaintiff, that he recognizes his problem and tht he is doing something about it. The Plaintiff now wishes to withdraw this case; and therefore, it is ordered as follows:

1. The Plaintiff shall sign a discontinuance in the Prothonotary's Office forthwith, and this action will be dismissed.
2. The Defendant shall pay $98.50 record court costs to the Prothonotary's Office no later than 4:30 p.m. on April 3, 1995.
3. A copy of this order shall be transmitted to the parties at the address set forth in the petition, to county control, and to the Pennsylvania State Police at Meadville.

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

Apr. 3, 1995 Faxed Co Control & MCPD

Apr. 4, 1995 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 4th day of April, 1995 upon receipt and review of the plaitniff's motion to vacate and terminate the Protection from Abuse Order of March 22, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy fo this Order shall be delivered by the Prothonotary to Meadville P.D. and to County Control.

Any provisions to the Protection from Abuse Order of March 22,1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

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

Apr. 4, 1995 Faxed Co Control & MCPD

298

1995

pro se

298.

Elderkin, Martin, Kelly, and Messina
Edward J. Betza

LESLIE TAR?, M.D.

vs.

BAI, INC.

Filed March 22, 1995
@ 1:12 PM

Tax & entry paid	50.50
Uses's Fee paid	5.00

COMPLAINT IN CIVIL ACTION
2 copies Pltf.

Apr. 21, 1995, Acceptance of Service filed. I, Edward J. Betza, Esq. hereby accept service of the complaint filed in the above case, and state that I am authorized to accept said service on behalf of said defendant. Edward J. Betza.

May 9, 1995 Preliminary Objections filed.

May 19, 1995, Amended Complaint filed. 2 copies (plff)

Jun. 12, 1995 Preliminary Objections filed.

Jun. 12, 1995 Upon praecipe of Edward J. Betza, Esquire, The above captioned matter is placed on the next available Argument List.

ON JULY, 1995 ARGUMENT LIST

June 29, 1995, Amended Complaint #2 filed. 2 copies (plff)

Jul 24, 1995 Preliminary Objection Second Set, filed.

Jul 31, 1995 Praecipe for Argument List, filed.

ON August 1995 ARGUMENT LIST

Oct. 16, 1995, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Oct.12, 1995, it is ordered as follows:

1. The defendant's demurrer is granted as to the claim for punitive damages.
2. Paragraphs 47 and 48 fo the plaintiffs' complaint are hereby stricken.
3. The defendant's demurrer is denied in allother respects.
4. The defendant shall file an answer within twenty (20) days from the date of this order.

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

Oct., 18, 1995, copies of order to plff. and Atty. Betza, by mail.

Oct. 31, 1995 Answer and New Matter filed.

Nov. 1, 1995, Answer to New Matters Brought Forth by the Defendant, filed.

Nov. 25, 1997 Motion for Judgment of Non Pros filed.

Nov. 26, 1997 ORDER filed. And Now, Nov. 25, 1997 upon receipt and review of dfts motion and the dfts brief in support of said motion, a rule to shw cause is hereby issued and directed to the pl ff. to show cause, if any he has, why said motion should not be granted.

Said rule is returnable for argt. during the Jan. 1998 Argt. list at a time and courtroom to be established by ct. Adm. when she prepared the Jan. 1998 Argt. List.

by the court,
Gordon R. Miller, pJ

;;/26/97 faxed to Tar and Betza

On Jan. 1998 Argt. List

Jan 27,1998 ORDER: AND NOW, Jan 26, 1998, the Defendant's motion for judgment of non pros is granted. The judgment of non pros is entered in favor of the Defendant and against the plaintifff for the reason set forth in the Defendant's motion and brief.

Gordon R. Miller,P.J.

jan 27, 1998 mailed Tar & Betza

1995

Mary Ann Kirkpatrick

299.

ROGER LEROY GAGE

vs.

PATTY ANN ROGERS GAGE

Filed March 22, 1995
@ 3:24 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 12-27-96	9.00

COMPLAINT IN DIVORCE, CUSTODY
2 copies atty.

Apr. 3, 1995 Affidavit of Service filed. And Now, March 31, 1995, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Roger LeRoy Gage, Plaintiff in the above-captioned matter.

2. That on information furnished her by the Plaintiff, she caused a certified copy ofthe Complaint in Divorce to be forwarded by Certified Mail, Z 070 388 353; postmarked March 23, 1995, to the last known address of theDefendant, Patty Ann Rogers Gage, 221 McClellan Street, Cambridge Springs, PA 16403.

3. That the Defendant, Patty Ann Rogers Gage, on March 30, 1995, personally signed the return receipt card which was affixed to the Complaint in thea bove-matter and which is attached hereto.

4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure

Constance L. Deitman

Oct. 14, 1996, SEPARATION AND PROPERTY SETTLEMENT AGREEMENT FILED.

Oct 31, 1996 Affidavit of Consent of Plaintiff, filed.

Oct. 31, 1996 Waiver of Notice of Intention to Request Entry of A Divorce Decree Under Section 3301(c) of the Divorce Code filed.

Nov. 8, 1996 Waiver of Notice of Intention to Request Entry of A Divorce Decree under Section 3301(c) of the Divorce Code by Defendant filed.

Nov. 8, 1996 Affidavit of Consent to Divorce 3301(c) by Defendant filed.

Dec. 27, 1996 Praecipe to Review Under Section 3301(c) of the Divorce Code filed.

DIVORCE DECREE FILED

Dec. 30, 1996 AND, NOW, December 30, 1996, it is ordered and decreed that ROGER LEROY GAGE, plaintiff and PATTY ANN ROGERS GAGE, 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 that the Memorandum of Agreement filed of record herein and made a part hereof be fully enforceable under the Divorce Code.

By the Court:
Gordon R. Miller, J.

300.

MICHAEL MALEY

vs.

HAROLD STEELE

Filed March 22, 1995
@ 3:38 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	29.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 22 day of March , 1995 , 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: pending further order of court the plaintiff shallhave exclusive possession of RD #5 Box 530 Kennedy Hill Road 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 or 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 the March 31, 1995 , 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,
Anthony J. Vardaro, J

Mar. 24, 1995 Sheriff's Return filed. SERVED Harold Steele personally on March 23, 1995 at 12:45 PM by handi PM by handing a copy of the Protection from Abuse to him in the Shereiff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.
So answers, Dale A.Collins, Chief Deputy
Robert M.Stevens,Sheriff

Apr. 4, 1995 ORDER filed. AND NOW, March 31, 1995 this matter is before the court for a Protection from Abuse Hearing with respect to both cases. Temporary orders were issued in both cases previously; and the parties now indicate that they are living in different residences, they have talked to one another, and apparently can get along, and see no need for a Protection from Abuse Order in either case.
Accordingly, each of these cases is terminated effective immediately with the county to pay costs.
BY ORDER OF THE COURT,
Anthony J.Vardaro,J.
4-4-95 Faxed Pa.SPD &Co. Control. 4-7-95 mailed to Pltf & Deft.

1995

Ferguson & Spataro
Douglas W. Ferguson

301.

KEVIN D. WRIGHT

vs.

DEBBIE M. WRIGHT

Filed March 23, 1995
@ 9:58 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
1 Add'l Ct.pd 5/3/95	15.00
Surcharge pd 5/3/95	5.00
Pro Co pd 8-29-95	9.
Pro Co pd 9-21-95	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Mar. 28, 1995 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 March 24, 1995. The Defendant acknowledged service on March 25, 1995, by accepting delivery on that date as evidenced by the attached signed return reciept.

Douglas W. Ferguson

Apr. 27, 1995 Petition for Additional Claims, filed.

Jul 31, 1995 Affidavit of Consent of Defendant, filed.

Aug 24, 1995 Motion To Withdraw Count One - Equitable Distribution From Plaintiff's Complaint in Divorce, filed.

Aug 24, 1995 Affidavit of Consent of Plaintiff, filed.

Aug 24, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Sept. 5, 1995 Motion To Withdraw For Additional Claim and ORDER filed. And, Now, Sept. 1, 1995, motion allowed.

By the Court:
Gordon R. Miller, J.

Sept 7, 1995 Copy of Order to Attys. Kirkpatrick and Ferguson.

DIVORCE DECREE FILED

Sept. 5, 1995 AND NOW, Sept. 1, 1995, it is ordered and decreed that KEVIN D. WRIGHT, plaintiff, and DEBBIE M. WRIGHT, 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.

Sep 19, 1995 Notice of Election To Retake Prior Name, filed. **Debbie Marie Wright** TO BE KNOWN AS: **Debbie Marie Hoff.**

1995

Northwestern Legal Service
Christopher R.Brode

302.

ALBERTA J. SWAVEY

vs.

DENNIS L. STARCHER

Filed March 23, 1995
@ 11:36 AM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	29.00
Pro Co.	9.00

5-26-95 Rec'd from Deft - Bond $2500.00 in Bond Drawer

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 23rd day of March , 1995 , 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 move out. sole possession of plaintiffs residence is awarded to plaintiff. Defendant shall not contact 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 or 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 the April 3, 1995 , 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,
Gordon R. Miller, J

Mar. 24, 1995 Sheriff's Return filed. SERVED Dennis L. Starcher personally on March 23, 1995 at 2:20 PM by handing a copy of the Protection from Abuse to him at the residence, R.D.#1, Box 408, Meadville, Crawford County,PA.
So answers,
Shawn E.Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Apr. 6, 1995 ORDER filed. AND NOW, April 3, 1995, the parties appeared in open court and agreed to a settlement of this matter. The defendant does not admit that he engaged in the conduct alleged in the Petition, but is willing to have an Order entered against him anyway.
THEREFORE, it is ORDERED as follows:
1. The defendant shall not assault, abuse, harass, stalk, or threaten the plaintiff in any way nor use others to do so on his behalf.
2. The defendant shall not go to the plaintiff's residence. In fact, he shall not be within 100 yards of that residence. He shall not contact the plaintiff in any way.
3. The defendant does have the right to go to the plaintiff's residence within the next 2 weeks to pick up his personal belongings, provided that he gives Brian Swavey 24 hours notice of the date and time when he will be picking up his personal belongings.
4. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable ground to believe tht it has been violated.
5. A copy of this Order shall be delivered to the defendant in care of Junior White, at 773 Stewart Street, Meadville, Pennsylvania, 16335, the address where the defendant said he would receive his mail.
6. A copy of this Order shall be delivered to the Pennsylvania State Police at Meadville and to County Control.
7. This Order shall remain in full force and effect unless modified or terminated by further Order of Court, or until April 2, 1996.
8. Since the defendantn is on SSI, costs are waived and shall be paid by Crawford County.
9. The defendant Mr. Searcher is reminded that this is an Order of Court and violation of this Order may be punishable by a fine of from $100 to $1,000 and a jail sentence of up to 6 months.
BY THE COURT,
Gordon R. Miller, P.J.
Apr 6, 1995 Faxed Pa.SPD & Co Control, Plf. & Dft

May 19,1995 Notice of Hearing filed. Defendant, Dennis L. Starcher.
1. x You are hereby ORDERED to appear for hearing on: DATE: May 25, 1995 TIME: 10:30A PLACE: Court House
2. You have been charged withthe following: Violation of condition No. 1 of April 3, 1995 of PFA ORDER
3. Your bail has been set at $2500.00

May 19, 1995 RE: COMPLAINT FOR INDIRECT CRIMINAL CONTEMPT FOR VIOLATION OF PROTECTIONFROM ABUSE ORDER. ASSIGNMENT OF HEARING DATE filed. AND NOW, May 18, 1995 hearing in the above captioned matter has been scheduled for May 25, 1995 at 10:30 A.M. in Courtroom No. 1 or 2 at the Crawford County Courthouse,Meadville,PA.
FOR THE COURT,
Ann A.Walker,Ct. Administrator
5-18-95 Copies dist. by Ct. Adm.

May 24, 1995 Reassignment of Hearing Date filed. May 23, 1995: Hearing in the above captioned matter heretofore set for May 25th, 1995 at 10:30 A.M., i shereby reset for the same date, at 2:15 P.M., [illegible]

Continued to Page 470

1995

Donald S. Mazzotta, PC
Wililam T. Molcczan
Donald S. Mazzotta

303.

INTEGRA BANK NORTH

vs.

GORDAN H. CARLSON, SR.

Filed March 23, 1995
@ 12:00 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	69.08
Pro Co pd 5-25-95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

April 13, 1995, Sheriffs Return filed. SERVED Gordan H. Carlson, Sr. personally on Apr. 5, 1995 at 6:40 p.m. by handing him a copy of the complaint at his residence, 6 Belair Drive, Titusville, Crawford County, Pa.
So answers, Shawn E. Ashbaugh, Dep. Sher.
Robert M. Stevens, sher.

May 25,1995 And Now, upon praecipe of plaintiff attorney Judgment is entered against defendant for failur to file and Answr, in the sum of Twenty Thousand Nine Hundred Eighty-four and 33/100, with interest accruing on $20,984.33 at the rate of 11.900% from the date of Judgment together with costs.
Entered 5-25-95 Debt: $20,984.33 plus interest and costs
C - 287 JUDGMENT
Barbara H. King, Pro.
5-25-95 Notice of entry of Judgment sent to Dft.

304.

JULIE A. WILLEY

vs.

RICHARD G. WILLEY, JR.

Filed March 23, 1995
@ 1:39 PM

Tax & entry Pd. 3/27/95 50.50
User's Fee 3/27/95 5.00
Sheriff's Costs Pd. 90.00
Discontinued Pd. 5.00
3/27/95

3-27-95 pd Sheriff 90.00 #9052

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 23rd day of March , 1995 , 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 move out. Sole possession of residence is awarded to plaintiff. Defendant shall not contact Plaintiff in any way unless Plaintiff permits telephone calls. Temporary custody of the child is awarded to 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 or 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 the April 3, 1995 , 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,
Gordon R. Miller, J.

Mar. 27, 1995 Motion To Vacate Protection From Abuse Order and Order filed. AND NOW, this 27th day of March, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection fromAbuse Order of March 23, 1995, said motion is granted and the Protection form Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to proper police agency and to County Control.

Any provisions of the Protection fromAbuse Order of March 23, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Mar. 27, 1995 Faxed Co. Control, PSP, mailed to Pltf & Dft.

1995

305.

IN THE MATTER OF JUDY and MARK, JR., SHEARS

Filed March 23, 1995
@ 2:06 PM

Tax & entry paid 10.50
User's Fee paid 5.00

CERTIFIED COPY OF JUDGMENT ENTRY FROM ASHTABULA COUNTY COMMON PLEAS COURT IN OHIO

This day, for good cause said child adjudicated dependent and temporary custody of Juy & Mark, Jr., Shears is hereby terminated from Mr. & Mrs. Gordon Shears and granted to Mark Shears, natural father, 5937 Lake Street, Kingsville, Ohio. Buckeye Schools to assume tuition.

ATTEST: Ronald G. Varckette, Juvenile Judge

1995

306.

HAROLD STEELE

vs.

MICHAEL MALEY

Filed March 23, 1995
@ 2:51 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	29.00 25.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 23 day of March , 19 95 , 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:

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 or 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 the March 31, 1995 , 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,
Anthony J. Vardaro J

Mar. 27, 1995 Sheriff's Return filed. SERVED Michael Maley personally on March 24, 1995 at 10:57 AM by handing a copy of the Protection from Abuse to him at the residence, R.D.#5, Box 530, Kennedy Hill, Meadville, Crawford County, PA.

So answers,

Dale A. Collins, Chief Deputy
Robert M.Stevens, Sheriff

Apr. 4, 1995 ORDER filed. AND NOW, March 31, 1995 this matter is before the court for a Protection from Abuse Hearing with respect to both cases. Temporary orders were issued in bothcases previously; and the parties now indicate that they are living in different residences, they have talked to one another,and apparently can get along, and see no need for a Protection from Abuse Order in either case.

Accordingly,each of these cases is terminated effective immediately with the county to pay costs.

BY ORDER OF THE COURT,
Anthony J.Vardaro, J.

4-4-95 Faxed to Pa.SPD & Co. Control. 4-7-95 Mailed copy to Pltf & Deft.

1995

Halliday & Halliday
Michael Halliday

307.

Thomas J. Ruth

DONALD E. LANDERS

vs.

BEVERLY J. LANDERS

Filed March 24, 1995
@ 9:42 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co. pd 5-22-96	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Apr 10, 1995 Appearance of Thomas J. Ruth, Esquire for Defendant, Beverly J. Landers, filed.

June 1, 1995, Affidavit of Servcie filed. AND NOW, this 23rd day of May 1995, before me, the undersigned officer, personally appeared Michael Halliday, Esq. who being duly sworn according to law, deposes and states as follows:

1. That he is the atty. at law authorized to practice law in the Com. of Pa. withoffices at 111 On the Park, Cambridge Spgs., Crawford County, Pa. 16403.

2/ that on April 7, 1995 he did forward tothe dft., a cert. copy of the complaint in divorce as filed at above number.

3. That said complaint was forwarded tot hedft. by cert. mail, ret. rec. req., restricted delivery at R. D. #1, Henry Road, Cambridge Springs, Pa. 16403.

4. That attached hereto is the ret. rec. as executed by the dft, showing deliveryon Apr. 10, 1995.

Michael Halliday, Esq.

May 20, 1996 Acceptance of Service filed. I, Beverly J. Landers, the Defendant in the above-captioned case hereby accept service of the Complaint in Divorce, on April 4, 1995.

May 20, 1996 Plaintiff's Waiver of Notice filed.

May 20, 1996 Plaintiff's Affidavit of Consent filed.

May 20, 1996 Defendant's Waiver of Notice filed.

May 20, 1996 Defendant's Affidavit of Consent filed.

May 20, 1996 Upon Praecipe of plaintiff attorney for Review Under Section 3301(c) of Divorce Code, this case moved to Court.

May 24, 1996 DIVORCE DECREE FILED.

AND NOW, 23 day of May, 1996, it is ordered and decreed that Donald E. Landers, Plaintiff and Beverly J. Landers, Defendant, are divorced form the bonds of matrimony.

BY THE COURT,
Anthony J. Vardaro, J

Kathleen R. Nelson

308.

RICK SPLITSTONE

vs.

BARBARA SPLITSTONE

Filed March 24, 1995
@ 10:16 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 10/30/95	9.00
Pro.Co.Pd 11/13/95	5.00

COMPLAINT UNDER SECTION 3301(c) or 3301(d) O F THE DIVORCE CODE
1 copy atty.

Apr. 4, 1995 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, Barbara Splitstone, on March 28, 1995.
3. The registered mail was sent to Barbara Splitstone, PO Box 165, Conneaut Lake, PA. The sender's receipt is attached hereto.
4. That the Defendant received said registered mail on March 30, 1995. Said Return Receipt card #Z 441 923 978 is attached hereto, signed by Barbara Splitstone and made a part hereof.

April 4, 1995 Kathleen R.Nelson, Esq.

Jul 26,1995 Affidavit of Consent of Plaintiff, filed.

Oct. 13, 1995, Affidavit of Consent filed.

Oct. 30, 1995 Upon Praecipe of Kathleen R. Nelson, Esquire to transmit record, Case moved toCourt.

FINAL DIVORCE DECREE FILED

DIVORCE DECREE:

AND NOW, Novmeber 2, 1995, it is ordered and decreed that the plaintiff and defendant named herein, are divorced fromthe bonds of matrimony.

The court retains jurisdiction of any claims raised by the parties tothis 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,
Anthony J. VArdaro, J.

Nov.13, 1995 NOtice of Election to Retake MaidenName of Barbara Splitstone to be known as BARBARA L. HUBBARD, filed.

1995

Jorden & White
Harry Faber White, II

309.

IN RE: LICENSE SUSPENSION AND REVOCATION OF RONALD G. HENDERSON

Filed March 24, 1995
@ 2:50 PM

Tax & entry paid 50.50
User's Fee paid 5.00

LICENSE SUSPENSION/REVOCATION APPEAL
1 copy atty.

AND NOW, this 30th day ofMarch, 1995, upon consideration of the foregoing License Suspension Appeal, a hearing on the same is scheduled for the 1st day of June, 1995 at 1:30 o'clock p.m. in Courtroom No. 1, 2 or 3. BY THE COURT,
Gordon R. Miller, J

Apr 6, 1995 Motion To Dismiss Operating Privilege Suspension and Revocation Appeal Due to Lack of Jurisdiction to Grant Requested Relief, filed.

Apr 6, 1995 Motion To Quash Operating Privilege Suspension and Revocation Appeal Due to Untimely Filing and Order, filed. AND NOW, to-wit: this 7 day of April, 1995, upon consideration of the foregoing Motion, it is hereby ORDERED that a Rule be issued againsnt the appellant, Ronald G. Henderson, to show cause, if any, as to why the above-captioned operating privilege suspension and revocation appeal,insofar as it relates to the propriety of the indefinite suspensions of his operatin privilege pursuant to 75 Pa. C.S. Sec. 1533, should not be quashed due to lack of jurisdiction by this Court to consider the propriety of those operating privilege suspensions because of the appellant's failure to file a timely statutory appeal therefrom.

Said rule is returnable atthe time of the de novo hearing on this appeal, which is scheduled for Thursday, June 1, 1995 at 1:30 p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse. BY THE COURT:
Anthony J. Vardaro, J.

Apr 10, 1995 Faxed Kuhar & White

June 2, 1995 Motion To Continue and Order, filed. AND NOW, this 1st day of June , 1995, upon consideration of the foregoing Motion to Continue, a hearing in the above captioned matter is continued indefinitely, and to be rescheduled by counsel for either party upon Motionto the Court. BY THE COURT,
Anthony J. Vardaro, J.

June 8, 1995 Faxed Kuhar & White

1995

Shafer, Swick,Bailey, Irwin, Stack & Millin
James R. Irwin

310.

Marsh, Spaeder, Baur, Spaeder & Schaaf
John P. Eppinger

JAMES P. PASSMORE

vs.

AMY L. PASSMORE

Filed March 24, 1995
@ 3:54 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 2-9-96	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d)
1 copy atty.

Apr. 25, 1995 Complaint Reinstated.

Apr. 27, 1995 Affidavit of Service filed. I, James J. Stevenson, an adult individual, being duly sworn according to law, depose and says that I personally served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County o n the above named Defendant by handing her same at 1807 Treetop Drive, Apt 7A, Erie, PA 16509. On the 25th day of April, 1995 at approximately 4:40 o'clock p.m.

James J. Stevenson

May 11, 1995 Appearance and Acceptance of Service, filed. I, John P., Eppinger, Esquire, having been authorized by teh defendant, Amy L. Passmore, hereby accept service of the Complaint in Divorce in above captioned matter and place my Appearance on the record.

May 11, 1995 Praecipe to issue Rule, filed.
(issued atty)

May 18, 1995, Certificate of Service of Rule to File Bill of Particulars filed.

June 8, 1995 Bill of Particulars, filed.

June 8, 1995 Amendment To Plaintiff's Bill of Particulars, filed.

June 22, 1995 Preliminary Objections to Plaintiff's Bill of Particulars, filed.

June 22, 1995 Praecipe for Argument List, filed.

ON ARGUMENT LIST FOR July, 1995

Aug. 15, 1995, MEMORANDUM AND ORDER filed. ORDER: AND NOW, August 5, 1995, the defendant's preliminaryobjections to the palintiff's bill of particulars are granted. The plaintiff must file a more specific bill of particulars with respect to paragraphs 1, 2, 3 and 6. Said amended bill of particulars must be filed within twenty (20) days from this date.

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

8/15/95 dist. to attys.

Aug 25, 1995 Second Amendment to Plaintiff's Bill of Particulars, filed.

Oct. 18, 1995 Notice of Serving Requests for Production filed.

Dec 12, 1995 Petition For Alimony Pendente Lite, Counsel Fees and Expenses and Order filed. AND NOW, this 12 day of December, 1995, upon consideration of the within Petition for Alimony Pendente Lite, Counsel Fees and Expenses, a RULE is granted upon Respondent to show cause why the relief requested in said Petition should not be granted.

RULE RETURNABLE, with hearing thereon, on the 8th day of February, 1996, at 1:30 o'clock p.m. in Courtroom 1, Crawford Courthouse, Meadville, Pennsylvania.

BY THE COURT:
Anthony J. Vardaro, J.

Dec 13, 1995 Faxed Irwin,mailed Eppinger

Dec. 29, 1995. Motion for Continuance and ORDER filed. AND NOW, this 28 day of December, 1995 upon presentation and consideration of the within Motion this hearing is rescheduled for the 7th day of February, 1996 at 9:15 o'clock A.M. in Courtroom No. 1 of the Crawford County Courthouse, Meadville, Pennsylvania. Plaintiff shall supply a copy of this order to the Domestic Relations office for filing at the D.R. number.

BY THE COURT:
Anthony J. Vardaro, J.

12-29-95 FAXED Irwin & Eppinger.

Jan 17, 1996 Affidavit of Consent of Defendant, filed.

Jan 17, 1996 Affidavit of Consent of Plaintiff, filed.

Jan. 19, 1996 Motion Withdrawing All Claims and ORDER filed. AND NOW, to-wit, this 15th day of January, 1996, upon consideration of the foregoing petition, all claims outstanding are hereby dismissed.

BY THE COURT:
Gordon R. Miller, J.

Jan. 22, 1996 Order FAXED Attys. Irwin; mailed Eppinger.

Feb 8, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Feb 8, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Plaintiff)

Feb 8, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Continued on Page 310A

1995 TERM

James P. Passmore
vs.
Amy L. Passmore

CONTINUED FROM PAGE 310
of Record
A. D. 1995 - 310

****

Feb 20, 1996 Divorce Order: This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

The parties are asking that an agreement be incorporated into the decree yet:

The agreement disposes of economic or other issues not raised by teh pleadings or petition. The Court does not have jurisdiction over matters not properly raised in the proceedings to date. 23 Pa.C.S.A. 3104(a), 3323(a): Pa.R.C.P. 1920.11, 1920.13.

Feb 20,1996 Faxed John Eppinger, Irwin

Feb. 27, 1996 case moved to Court.

Upon praecipe of plaintiff attorney for Review under Section 3301(c) of Divorce Code, this

DIVORCE DECREE FILED

AND NOW, this 29th day of February, 1996, it is ordered and decreed that JAMES P. PASSMORE, Plaintiff and AMY L. PASSMORE, Defendant, are divorced from the bonds of matrimony.

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

(SEE COMPUTER OR PAPERS FILED FOR MORE INFORMATION) 1995 30310

310 B

1995 TERM

311.

CONNIE K. MILLER

vs.

KENNETH H. BESANSON

Filed March 27, 1995
@ 10:22 AM

Tax & entry	50.50
User's Fee	5.00
~~Surcharge~~	~~25.00~~
Sheriff's Costs	29.0029.00
Pro Co	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed TPD

Order:

And now, this 27th day of March , 1995 , 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 contact Plaintiff in any way. He shall not go to Plaintiffs residence. Temporary custody of the minor child is awarded to plaintiff.
3. This Order may be enforced without a warrant 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 or 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 April 4, 1995 , at 9:15 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 COURT,
Gordon R. Miller, J

Mar. 27, 1995 Sheriff's Return filed. SERVED Kenneth H. Besanson personally on March 27, 1995 at 10:30 AM byhanding him a copy of the Protection from Abuse to him at the Crawford County Jail, 360 Center Street, Meadville, Crawford County, PA.
So answers, Dale A.Collins, Chief Deputy
Robert M.Stevens,Sheriff

Apr. 6, 1995 ORDER filed. AND NOW, this matter is before the Court with respect to a petition for relief under the Protection from Abuse Act filed by the Plaintiff. The parties appeared both without counsel; and after being advised of his right to counsel, the Defendant indicates he does not want counsel and he admits the allegations of the petition.

Accordingly, the following is order is entered:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff or any minor child named in the petition.
2. The Defendant shall have no contact of any kind with the Plaintiff. He shall not go to the Plaintiff's residence at 410 North 1st Street in Titusville or any other residence at which she resides during the term of this order. The Defendant shall not got o the Plaintiff's residence even if he is invited to that residence by her. Any pooice agency shall pesume that if he is at the Plaintiff's residence, he has violated the terms and conditionsof this order. In the event the parties wish for the Defendant to go to the Plaintiff's residence in the future, they should seek a modification of this order prior to him doing so.
3. We make no order with respect to custody of the minor child, and the parties may file an appropriate custody/visitation order to litigate that issue.
4. This sorder 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 Titusville City Police Department and to Crawford County Control. Additionally, insofar as the parties are unrepresented, the Prothonotary shall send a copy of this order by regular mail to the Plaintiff at the above address and to the Defendant at R.D.#2, Box 222, Titusville, Pennsylvania.
6. The Defendant is reminded that this is an order of the Court and any violation of this order may be punishable by a fine not less than $100 and no more than $1000 and a jail sentence of up to 6 months.
7. The Defendant shall pay court costs in this matter to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse in Meadville, Pennsylvania in the amount of $93.50 on or before April 7, 1995.
8. This order shall remain in full force and effect through April 3, 1996.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Apr. 6, 1995 Faxed Co Control, mailed Plf & Tv.PD
Apr. 17, 1995 mailed Dft

312

1995

Hayt, Hayt & Landau
Arthur Lashin

312.

FORD MOTOR CREDIT COMPANY

vs.

FLOYD L. BISHOP

Filed March 27, 1995
@ 1:50 PM

Tax & entry paid	50.50
User'sFee paid	5.00
Sheriff's Costs	29.00
Pro Co pd 5/5/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Apr. 4, 1995 Sheriff's Return filed. SERVED Floyd L.Bishop personally on March 30, 1995 at 11:05 AM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.

So answers, Diane Brittain, Deputy Sheriff
Robert M.Stevens,Sheriff

May 3, 1995, 11:02 a.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:

Unpaid Balance	$4,226.20
Plus Interest	443.75
Attorney's Fees	933.99
TOTAL DUE	$5,603.94

B-66
Judgmt. entered
5/3/95

Debt $ 5,603.94

Judgment
Barbara H. King, pro.

EX1995-~~312~~ 51

1995

M.--Richard-Mellon

313.

Fisher, Long & Rigone
Wesley T. Long

Barry B.Gindlesperger

CHIPSCO, INC.

vs.

KINKADE, INC.

Filed March 27, 1995
@ 1:50 PM

Tax & entry paid	50.50
User's paid	5.00
Sheriff's Costs	69.75

JURY TRIAL REQUESTED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Apr. 21, 1995 Appearance of Fisher, Long and Rigone by Wesley T. Long, attorneys for defendant filed.

April 21, 1995, Preliminary Objections filed.

(JURY TRIAL DEMANDED)

Apr. 28, 1995 Amended Complaint filed.

May 4, 1995 Sheriff's Return filed. SERVED the within Complaint on 4-5, 1995, at 1:00 p.m., upon Kinkade, Inc. at above by handing to Gary Kankela (president) a true and correct copy thereof and made known to him the contents therein.
So answers, Al Conte, Sheriff
I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Complaint according to law.
So answers Robert m. Stevens, Sheriff

May 15, 1995 Preliminary Objections to Amended Complaint, filed.

May 17, 1995 Second Amended Complaint, filed.

June 5, 1995 Preliminary Objections To Second Amended Complaint filed.

June 5, 1995 Motion To schedule Argument Date, the above matter is placed on the next available argument list.

On 1995 July Argument List

Aug. 4, 1995 Petition To Continue and Reschedule Argument on Preliminary Objections and Order filed. AND NOW, to with, this 4 day of August, 1995, upon presentation of the foregoing petition, it is Ordered, the Argument on the Preliminary Objections is hereby continued to August 28th, 1995, and shall be heard as the first argument of the morning.
BY THE COURT,
Anthony J. Vardaro, J

Aug. 7, 1995 Faxed Long and Mellon

Oct. 20, 1995, Motion for Production of Documents filed.

Oct. 20, 1995, Upon praecipe of plaintiff attorney, above Motion placed on next argument list.

ON NOVEMBER 1995 ARGUMENT LIST

Nov.30,1995 Motion toCompel Production of Documents, filed.

Nov.30, 1995 UponPraecipe of M.Richard Mellon,Esquire, the above captioned matter is placed on the next available argument list.

ON JANUARY, 1996 ARGUMENT LIST

Dec. 4, 1995 ORDER filed. AND NOW, November 27, 1995, at the time set for argument on the Plaintiff's motion for production of documents, the Court is advised that there has been at least partial compliance with the Plaintiff's request and that this matter may be resolved.

The parties wish to continue it to the next available argument list and, accordingly, the Court Administrator is directed to schedule this matter for the next available argument list.
BY THE COURT:
Anthony J. Vardaro, J.

12-4-95 Dist. by Ct.

Jan. 18, 1996, ORDER filed. Defendants Preliminary objections in nature of Motion for More Specific Pleading with regard to plaintiffs second amended complaint are sustained.
Plaintiff may file a third amended complaint to correct the deficiency in its pleading within 20 days of the date of this order. (partial order typed)
by the court,
Anthony J. Vardaro

1/19/96 dist. to Mellon and Gindlesperger

Jan. 18, 1996 ORDER filed. (Prothonotary ordered to recreate file in this case)
1/19/96 dist. to Mellon and Gindlesperger.

Feb. 1, 1996 Third Amended Complaint, filed.

Feb. 1, 1996 ORDER filed. AND NOW, January 29,1996, at the time set for argument on the Plaintiff's Motion to Compel Production of Documents, by agreement of counsel,it is ORDERED and DIRECTED that within 14 days from the date of this Order, the defendant shall produce copies of all canceled checks involved in this matter, copies of all paid invoices with regard to this mtter, and copies of all bills of lading.

If it fails to do so,the plaintiff may file an appropriate motion for sanctions for violation of this Order.
BY THE COURT,
Anthony J. Vardaro,J.

2-2-96 Mailed Mellon & Gindlesperger (Back up)

Feb. 15, 1996, Preliminary Objections to Third Amended Complaint filed.

Continued to Page 488

314

1995

Bogaty, McEwen &
Sparks, PC
Raymond H. Bogaty

314.

BETTY L. KYLER

vs.

HARRY VANNELL and DIANE VANNELL

Filed March 27, 1995
@ 1:51 PM

Tax & entry paid	15.00
Pltf. on orig.	71.97
Sheriff's Costs	50.00
Pro Co pd 5-9-95	9.00
Satisfaction Pd. 8/30/96	5.00

WRIT OF REVIVAL

of

A.D. 1990 - 342

Writ of Revival indexed against the defendants in favor of Betty L. Kyler
the plaintiffs, in the sum of One Thounsand Three Forty-Two and 89/100 with interest from April 10, 1985.

Debt---------- $1,342.89
Int. from April 10, 1985
Barbara H. King, Pro
V-83-43
Issued Sheriff

Apr. 3, 1995 Writ Return filed. SERVED Harry Vannell personally on March 29, 1995 at 1:02 PM by handing a copy of the Writ of Revival to himin the Sheriff's Office, Third Floor, Crawford County Courthouse, meadville, PA.
SERVED Diane Vannell on March 29, 1995 at 1:03 PM by handing a copy of theWrit of Revival toHarry Vannell, her Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA
So answers, Diane Brittain, Deputy Sheriff
Robert M. stevens, Sheriff

And Now, May 8, 1995 upon praecipe of plaintiff attorney a judgment was entered against the Defendants for failure to file an Answer to the Praecipe for Writ of Revival filed in this matter within twenty (20) days.
Entered 5-8-95 JUDGMENT
V - 43, 83 Barbara H. King, Pro.

Aug. 29, 1996 This Lien satisfied
(see paper filed)

1995

Bogaty, McEwen &
Sparks, PC
Raymond H. Bogaty

315.

BETTY L. KYLER

vs.

HARRY VANNELL and DIANE VANNELL

filed March27, 1995
@ 2:22 PM

Tax & entry paid 15.00
Pltf. on orig. 71.97
Sheriff's Costs 50.00
Pro Co pd 5-9-95 9.00
satisfaction Pd. 8/30/96 5.00

WRIT OF REVIVAL

of

A.D. 1990 - 343

Writ of Revival indexed against the defendants in favor of Betty L. Kyler
the plaintiffs, in the sum of One Thousand Three Hundred Thirty-two and 40/100 with interest from July 24, 1985.

Debt----------$1,332.40
Int. from July 24, 1985
Barbara H. King, Pro
V-83-43
Issued Sheriff

Apr. 3, 1995 Writ Return filed. SERVED Harry Vannell personally on March 29, 1995 at 1:00 PM by handing a copy of the Writ of Revival tohim in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
SERVED Diane Vannell on March 29, 1995 at 1:01 PM by handing a copy oftheWrit of Revival to Harry Vannell, herAuthorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
So answers, Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

May 8, 1995 And Now, upon praecipe of plaintiff attorney judgment was entered against the Defendants for failure to file an Answer to the Praecipe for Writ of Revival filed in this matter within twenty (20) days.
Entered 5-8-95
V - 43, 83
JUDGMENT
Barbara H. King, Pro.

Aug. 29, 1996 This Lien Satisfied
(See paper filed)

316

1995

Kathleen R. Nelson

316.

DIANE A. McELHINNY

vs.

MATTHEW J. McELHINNY

Filed March 27, 1995
@ 3:39 PM

Tax & entry paid	50.50
User's fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 6-10-95	9.00

COMPLAINT UNDER SECTION 33019c) OF THE DIVORCE CODE
1 copy atty.

Apr.6, 1995 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 theComplaint in Divorce and Notice were sent by registered mail to the Defendant, on March 29, 1995.
3. The registered mail was sent to Matthew J.McElhinny, RD 3, Box 370, Townline Road, Linesville, PA. The sender's receipt is attached hereto.
4. That the Defendant recedived said registered mail on April 1, 1995. Said Return Receipt card #Z 441 923 994 is attached hereto, signed by Matthew J.McElhinny and made a part hereof.

April 5, 1995 Kathleen R.Nelson, Esq.

June 30, 1995, Affidavit of Consent of plaintiff filed.

Jul 6, 1995 Affidavit of Consent of Defendant, filed.

July 6, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

July 14, 1995 AND NOW, this 12 of July, 1995, it is ordered and decreed that the Plaintiff and the 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:
Anthony J. Vardaro, J.

317.

KRISTIE PROPER

vs.

HENRY MANDEL TEAGLE

Filed March 27, 1995
@ 5:10 PM

Indigent Filing

Sheriff's Costs IFP 27.00

CUSTODY COMPLAINT
1 copy Plaintiff
1 copy Mediator
1 copy Sheriff

You, Henry Teagle, have been sued in Court to obtain custody of Makara Teagle.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Spataro 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 FOTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: March 21, 1995

Gordon R. Miller, J

AND NOW, this 21st day of March, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropraite numbers of copies, to the Sheriff of Crawford County fior service uonthe defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Gordon R. Miller, J

Mar. 27, 1995 Petition To Proceed In Forma Pauperis PUrsuant to Pa. R.C.P. 240 and Order filed. AND NOW, March 21, 1995, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in her financial circumstance that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT,
Gordon R. Miller, J

Apr. 4, 1995 Sheriff's Return filed. NOT FOUND as to Defendant Henry Teagle at address given of 970 Park Avenue, Apt. 2-C, Meadville, Crawford County, PA. Defendant has left the area.

So answers,

Robert M. Stevens, Sheriff

IMPORTANT NOTICE AND COURT ORDER

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 4/4/1995 . 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 from you in writing on or before Oct. 23, 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.

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 Oct. 23, 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 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: Sept. 22, 1998

Sept. 22, 1998 Copies Distributed by Ct. Adm.

Record Continued ON Page 520

318

1995

Thomas, Truax, Spadafore & Walker William L. Walker	DAVID A. KEAS t/a/d/b/a EDGE TOOL AND DIE WORKS	COMPLAINT IN CIVIL ACTION 1 copy atty.
318.	vs.	May 15, 1995 Upon Praecipe of William L. Walker, Esquire, Attorney for Plaintiff, the above-captioned action settled and discontinued of record.
	OLD LINE PLASTICS, INC., successor in interest to PARAGON PLASTICS INC.,	
	Filed March 28, 1995 @ 1:34 PM	
	Tax & entry paid 50.50 ✓ User's Fee paid 5.00 Pro.Co. pd 5/17/95 5.00 ✓	

1995

Ostroff & Kline
Jonathan Ostroff

319.

Culbertson,Weiss,
Schetroma & Schug
E.Max Weiss

DONALD PALMER and SANDRA PALMER

vs.

WILLIAM M. SAULNIER

Filed March 29, 1995
@ 1:51 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00
Pro Co pd 1-12-96	6.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Apr. 4, 1995 Sheriff's Return filed. SERVED William M.Saulnier personally on April 3, 1995 at 10:53 AM byhanding a copy of the Complaint, Interrogatories, and Request for Production of Documents to him in the Sheriff's Office,Third Floor,Crawford County Courthouse, Meadville, PA.
So answers, Barbara J.Reagle, Deputy Sheriff
Robert M.Stevens,Sheriff

Apr. 18, 1995 Appearance of Culbertson, Weiss, Schetroma and Schug by E. Max Weiss, Esquire, Attorney for William M. Saulnier, defendant, filed.

May 12, 1995 Certificate of Service of Answers to Interrogatories and Request for Production of Documents, filed.

May 12, 1995 Answer and New Matter, filed.

May 24, 1995, Plaintiffs' Respnse to Defendant's New Matter filed.

June 29, 1995, Interrogatories and Request for Production of Documents filed.

Aug 8, 1995 Notic eof Deposition of Sandra Palmer, filed.

Aug 8, 1995 Notice of Deposition of Donald Palmer, filed.

Jan 12, 1996 Upon praecipe of plaintiff attorney the above captioned matter is marked settled, discontinued and ended, of record.

320

1995

Quinn, Buseck,
Leemhuis, Toohey &
Kroto, Inc.
Lawrence C. Bolla

320.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

vs.

RONALD RHINEBERGER

Filed March 29, 1995
@ 1:51 PM

Tax & entry paid	15.00
Pltf. on orig.	131.83
Sheriff's Costs	34.00
Pro Co pd 1-30-98	5.00
Pro Pd 7/13/95 -	9.00

WRIT OF REVIVAL

of

A.D. 1991 - 435

Writ of Revival indexed against the defendants in favor of Nation Fuel Gas Distribution Corporation the plaintiffs, in the sum of Three Thousand Eighty and 67/100 plus interest from June 18, 1987 and costs of suit.

Debt---------- $3,080.67
Int. from June 18, 1987
Barbara H. King, Pro
R-143
Issued Sheriff

Apr. 10, 1995 SHERIFF'S RETURN, filed. SERVED Ronald Rhineberger on April 5, 1995 at 4:30 PM by handing a copy of the Writ of Refvival t Donnalee Rhineberger, Wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, July 7, 1995, at 1:03 p.m. upon praeceipe of plaintiff attorney, with copy of default notice attached, Judgment of Revival is hereby entered in favor of plaintiff and against the defendant in the sum of three Thousand Eighty and 67/100 dollars,plus interest from June 18, 1987 and costs of action.
Judgment entered - 7/7/95
R - 143

Debt -- $3,080.67
Int. from June 18 1987
JUDGMENT OF REVIVAL
Barbara H. King,
Prothonotary

July 13, 1995, notice of entry of judgment mailed to dft.

Jan 26, 1998 Upon praecipe of plaintiff attorney this judgment debt, interest and costs are satisfied of record.

321.

COMMONWEALTH OF PENNSYLVANIA
ex rel., LESLIE IVAN FERRY

vs.

JACK BRICKNER, Warden,
Crawford County Prison

Filed March29, 1995
@ 3:08 PM

Indigent Filing

APPLICATION TO QUASH MAGISTRATE'S TRANSCRIPT and
PETITION FOR WRIT OF HABEAS CORPUS

Mar. 29, 1995 Application to Quash Magistrate's Transcript and Petition for Writ of Habeas Corpus and RULE TO SHOW CAUSE, filed. AND NOW, this 24th day of March, 1995,upon presentation and consideration of the foregoing Application/Petition, a Rule is entered upon the Commonwealth to show cause, if anyit has, why the prayer of the Defendant's Application/Petition should not be granted. Rule is returnable the 30th day of March, 1995, at 10:00 a.m. in Courtroom #1 or 2 or 3 at the Crawford County Courthouse, Meadville, Pennsylvania.

A Writ of Habeas Corpus is hereby issued to direct the presence of the Defendant at the aforesaid hearing and that he delivered to said hearing by the Warden of the Crawford County Prison or the Sheriff.

By The Court,
Gordon R.Miller

3-29-95 Faxed given Sheriff &Brickner & Ferry

Mar. 30, 1995 Application to Court of Common Pleas to Appeal in Forma Pauperis and ORDER filed. AND NOW, March 27, 1995, upon consideration of the foregoing Applicaiton For Leave to Appeal In Forma Pauperis, the application is hereby granted and approved.

4-26-95 copy to Brickner, Ferry & Atty,.Truax

Apr. 17, 1995 ORDER filed. AND NOW,April 13, 1995,after the Court reserved rulings on Counts 2,5 and 8 of the District Attorney's (Respondent) information against the Defendant (Relator), the Court has now reviewed the entire District Justice transcript of testimony and makes the following rulings. The Court declines to dismiss Counts 2, 5 and 8 of the District Attorney's complaint. The Court notes that Count 2 (Criminal attempt) and Count 5 (attempted aggravated assault) are somewhat duplicitious and may be subject to further motions at the conclusion of the Commonwealth's case. However, we decline at this stage of the cirminal proceedings tostrike either of said counts and leave the same to the good discretionof the trial judge.

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

4-17-95 Copies dist. by Ct.

Apr.17, 1995 ORDER filed. AND NOW, Marcyh 30, 1995, after hearing on defense motion inthe form of habeas corpus to dismiss certain counts prior to hearing, counsel for the Defendant and District Attorney seemingly agree that the issues requiring Court's attentionare counts two, three, five, six, and eight.

After listening to testimony supplementing thel02 page transcript of the preliminary hearing, and after listening to extensive direct and cross examination involving Trooper Jaime Bauer, this Court rules that the motion to dismiss count three (criminal attempt-homicide) and count six (aggravated assault) against Trooper Bauer are DENIED, and said counts will stand.

This leaves remaining for Court decision count two (criminal attempt-McCall), count five (aggravated assault-McCall), and count eight (criminal trespass).

TheCourt will review the aforesaid preliminary hearing transcript and enter a subsequent Order regarding these counts.

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

4-17-95 Copies dist.by Court.

322

1995

Paul J. Carney, Jr.

322.

RANDALL S. DEAN

vs.

KELLEY I. DEAN

Filed March 30, 1995
@ 10:38 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 7-26-95	9.00
Pro Co pd 8-15-95	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Jul 24, 1995 ACCEPTANCE OF SERVICE, filed. I, Kelley L. Dean Defendant, in the above-captioned case hereby accept service of the Complaint in Divorce Under Section 3301(c) of the Divorce Code on 11 April 1995.

Jul 24, 1995 Affidavit of Consent of Plaintiff, filed.

Jul 24, 1995 Affidavit of Consent of Defendant, filed.

Jul 24,1995 Motion For Decree, filed.

Jul 24,1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

AND NOW, July 28, 1995, it is hereby ordered and decreed that RANDALL S. DEAN, Plaintiff, and KELLY L. DEAN, 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, P.J.

Aug. 8, 1995 Notice of Electiion to Retake Maiden Name, filed. **Kelley L. Dean** BE KNOWN AS **Kelley L. Dempsey.**

1995

Joseph C. Barnhart

323.

MICHAEL S. HARRISON

vs.

NINA I. HARRISON

Filed March 30, 1995
@ 1:25 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 5-22-95	9.00

COMPLAINT IN DIVORCE
no copies

Apr. 20, 1995, Acceptance of Service and Counter-Affidavit Under Section 3301(d) of the Divorce code filed. I, Nina I. Harrison, do hereby acknowledge that I have this date received a true and correct ocpy of a complaint in divorce as filed in above matter together with a true and correct copy of " Plaintiffs Affidavit Under section 3301(d) of the divorce code" and an original "Defendant's counter-Affidavit Under Section 3301(d) of the Divorce Code." Nina I. Harrison.
4/10/95

May 15, 1995 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code, filed.

May 15, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

May 26, 1995, MEMORANDUM filed. AND NOW, May 24 1995, the plaintiff's praecipe to transmit the record will not be acted on since it appears to be signed by Jos. C. Barnhart, after the effective date of his disbarment. The Supreme Court Order announcing his disbarment by consent was dated Apr. 28, 1995. The praecipe to submit this matter for final divorce was dated May 15th.

The court will reconsider this matter on praecipe signed by the plaintiff pro se, on praecipe filed by new counsel after the entry of an appearance, or on praecipe of Mr. Barnhart if he is able to convince us that his disbarment was not effective until after May 15, 1995.

BY THE COURT,
Gordon R. MIller, P.J.
5/26/95 faxed to Barnhart, mailed to plff.

June 2, 1995 DIVORCE DECREE FILED.

AND NOW, this 1st day of June, 1995, IT IS ORDERED AND DECREED THAT, MICHAEL S. HARRISON and NINA I. HARRISON, 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

June 6, 1995 Memorandum filed. We entered a memorandum on May 24, 1995 at time time we refused to enter a final decree because the praecipe was signed by Joseph C. Barnhart after the effective date of his disbarment.
Mr. Barnhart called our attention to the fact that that was in error. Rule 217 of the Pennslvani Rules of Disciplinary Enforcement gave Mr. Barnhart thirty (30) days after April 28, 1995 to wind up and ocmplete affairs on behalf of clients. Therefore he has until May 28, 1995 to do so and his praecipe to trqansmit the record inthis case was appropraite and timely.
Accordingly, we have entered a divorce decree on june 1, 1995 and express our regret to Mr. Barnhart andthe parties for this oversigned.

BY THE COURT,
Gordon R . Miller, J

Phillips & Galanter
Stephanie A. Murphy

324.

JOHN A. BOWSER d/b/a/
WENTWORTH AUTO SALES

vs.

MELISSA HIGHGATE and
PAMELA HIGHGATE

Filed March 30, 1995
@ 1:26 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Sheriff's Costs Cr. Co	35.00
" " Ven.Co	39.20
Pro Co pd 6-22-95	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Apr. 10, 1995 Sheriff's Return filed. NOT FOUND as to Defendants Melissa Highgate and Pamela Highgate at address given of 212 North Franklin Street, Titusville, Crawford County, PA. Moved to Pine Valley Trailer Park, Lot #14, Cooperstown, PA 16317. Mailing address is P.O. Box 276, Cooperstown, PA 16317. Located in Venango County, PA.
So answers, Robert M. Stevens, Sheriff

May 2, 1995 Complaint reinstated.

May 19, 1995 SHERIFF'S RETURN, filed. SERVED Melissa Highgate by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on May 16, 1995 at 1:20 PM at R.D.#1, Box 53, Lot 10, Pine Valley Trailer Court, Cooperstown, PA 16317.

SERVED Pamela Highgate by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on May 16, 1995 at 1:20 PM at r.D.#1, Box 53, Lot 10, Pine Trailer Court, Cooperstown, PA 16317.
So answers, Robert M. Stevens, Sheriff

SERVICE: Before me the undersigned authority, personally appeared James H. Marshall - Deputy Sheriff who being duly sworn according to law, deposes and says that on the 16th day of May, 1995 at 1:20 P.M. he serve the within Notice to Defend-Complaint-Notice of Documentation in Support of Damages Pursuant To PA R.C. P. 1305 - Exhibits - Verification filed at No. AD 324 Term 1995, Crawford Co., Pa. upon defendant Melissa Highgate at defendant's place of residence located at RD #1, Box 53, Lot 10, Pine Valley Trailer Court, Cooperstown, PA 16317 and by makeing known the contents thereof to Pamela K. Highgate/Adult-in-charge/ Mother and handing to and leaving with her the certified copy of the said Writ received from Sheriff of Crawford County.
James H. Marshall - Deputy Sheriff
Gene Price, Sheriff of Venango County

And Now, June 21, 1995, upon praecipe of plaintiff attorney judgment is hereby entered agaisnt the Defendants in the default of appearance or pleading sec. leg. Pa R.C.P. in the amount of Two Thousand Six Hundred Twenty-eight and 02/100 plus costs.
Entered June 21,1995
H - 115, 135
Debt: $2,628.02, plus costs
JUDGMENT
Barbara H. King, Pro.

325.

Peters, Lindsay
Lewis & Hatheway
Edward J.Hatheway

5-12-95 Rec'd from DJ for Dept Bank $1000.00 general acct.
5-16-95 Pd Sheriff 34.00 #9187

DEBORAH M. HARNETT

vs.

ROGER D. MORRIS

Filed March 31, 1995
@ 10:29 AM

Tax & entry Pd 5-15-95 50.50
User's Fee Pd 5-15-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd 5-15-95 34.00
Pro Se Pd 5-15-95
Pro Se Pd 5-15-95

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 31 day of March , 1995 , 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: The Plaintiff shall have sole custody of the cminor child pending further order of court.
3. This Order may be enforced without a warrant 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. PSP - Meadville
6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court Liability for payment or 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 April 7, 1995 , at 3 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 COURT,
Anthony J. Vardaro , J

Apr. 3, 1995 Sheriff's Return filed. SERVED Roger D.Morris personally on March 31, 1995 at 11:30 AM by handing a copy of the Protection from Abuse tohim at the residence, 506 Thomas Street, Conneautville, Crawford County,PA.
So answers,

Dale A.Collins,Chief Deputy
Robert M.Stevens,Sheriff

Apr. 11, 1995 ORDER filed. AND NOW, April 7, 1995, this matter is before the Court with respect to the Plaintiff's Petition for Relief Under the Protection From Abuse Act. The defendant was served with a copy of the Temporary Order and Notice of this hearing on March 31, 1995 by the Sheriff's Office and he does not appear. The plaintiff indicates that the defendant was aware of the hearing and said that he had physical therapy and would not be attending.

ACCORDINGLY, we enter the following Order with respect to this matter:

1. The defendant shall not assault, abuse, harass, threaten or stalk the plaintiff or any minor child named in the Petition.
2. A copy of this Order shall be delivered to the Pennsylvania State Police and to Crawford County Control.
3. 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 and a minimum fine of $100 and a jail sentence of up to 6 months.
4. A copy of this Order shall be provided by Regular Mail to the plaintiff,who is unrepresented by counsel, at P.O.Box 151, Springboro,Pennsylvania,and to the defendant at his mailing address at P.O.Box 237, Conneautville, Pennsylvania.
5. The defendant shall pay court costs in this matter in the amount of $98.50 to the Prothonotary of Crawford County on the First Floor of the Crawford County Courthouse within 10 days of the date of this Order.
6. This Order shall remain in full force and effect through April 6, 1996.

BY THE COURT,
Anthony J. Vardaro, Judge

4-11-95 Faxed Pa. SPD &Co. Control. 4-20-95 mailed copy to Pltf & Deft. w/bill

May 11, 1995 Complaint For Indirect Criminal Contempt For Violation of Protection From Abuse Order,filed.

May 11, 1995 Assignment of Hearing Date, filed. AND NOW, May 10, 1995 hearing in the above captioned matter has been scheduled for May 16, 1995 at 3:00 P.M. in Courtroom No. 1 or 2 at the Crawford County Courthouse, Meadville, PA.

FOR THE COURT,
Ann A. Walker, Ct. Adm.

5/10/95 copies dist by Crt. Adm.

May 17, 1995 ORDER filed. AND NOW, May 16, 1995, this matter is before the Court for a hearing with respect to the Plaintiff's complaint for indirect criminal contempt for violation of a Protection from Abuse Order.

The complaint was filed with regard to an incident alleged to have occurred on May 5, 1995; and at the time of this hearing, the Plaintiff appears unrepresented and the Defendant appears with counsel.

The Plaintiff testifies but is not clear as to whether the Defendant's actions were intentional and further advises the Court as a result of this incident criminal charges were handled in a summary fashion at the District Justice level and she is satisfied with the result of those proceedings and does not wish to pursue this matter.

Continued to Page 460

326

1995

David L. Gropp

326.

Donald R. McKay

JAMES C. GROPP

vs.

GLEN LAIRD and ELEANORE LAIRD

Filed March 31, 1995
@ 10:47 AM

WRIT OF SUMMONS
Issued Atty.

Apr 10, 1995 SHERIFF'S RETURN, filed. SERVED Glen Laird personally on April 6, 1995 at 9:45 AM by handing a copy of the Summons to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

SERVED Eleanore Laird personally on April 6, 1995 at 9:45 AM by handing a copy of the Summons to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan 12, 1996 Appearance of Donald R. McKay, Esquire on behalf of Defendants, Glen Laird and Eleanore Laird, filed.

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	41.00
Pro Co pd 4/2/96	6.00

Jan 12, 1996 Praecipe for Rule to File Complaint, filed. (issued atty)

Feb. 12, 1996 Complaint filed. (1 copy Atty.)

Feb. 12, 1996 Rule to fileComplaint issued.

Mar. 8, 1996 Answser by Donald R.McKay, Esquire, filed.

April 2, 1996 Notice of Deposition of plaintiff, filed.

Aug. 1, 1996 Praecipe to Discontinue filed. Upon Praecipe of Plaintiff attorney this judgment is settled and discontinued.

1995

Bacharach & Klein
John A. Barcharach

327.

Thomas, Spadafore,
Walker & Keenan
R. Charles Thomas

STEPHANIE HENSLEY, an adult individual

vs.

MELBA JEAN HOLLAND

Filed March 31, 1995
@ 1:41 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	34.00

WRIT OF SUMMONS
Issued Sheriff

Apr. 7, 1995 SHERIFF'S RETURN, filed. NOT FOUND as to Defendant Melba Jean Holland at address given of 899 Grove Street, Meadville, Crawford County, PA. They have moved to Arizona.
So answers, Robert M. Stevens, Sheriff

May 22, 1995 Writ reissued.

Aug 31,1995 Proof of Service of Writ of Summons, filed.

Dec. 13, 1996, Complaint in Civil Action filed.

Dec. 20, 1996 Proof of Service of Complaint in Civil Action by Plaintiff filed. Pursuant to Pa.R.Civ.P. 403 and 404(2) and 405, the defendant, Melba Jean Holland was served with a true and correct copy of the Complaint in Civil Action by First Class Mail on December 12, 1996 addressed to Melba Jean Holland, P.O. Box 863, Chautauqua, NY, 14722-0863.
BACHARACH AND KLEIN
John A. Bacharach, Esq.

Jan. 8, 1997 Appearance by Thomas, Spadafore, Walker and Keenan by R. Charles Thomas, Esquire, for Defendant filed.
AND NOW, this 6th day of January, 1997, I hereby appear for Melba Jean Holland, the Defendant in the above captioned action.
THOMAS, SPADAFORE, WALKER AND KEENAN
By:R. Charles Thomas, Esquire
Attorney for Defendant

Jan. 24, 1997 Answer and New Matter filed.

Feb. 10, 1997 Plaintiff's Reply to New Matter filed.

July 23, 1997 Upon Praecipe of Defendant's attorney, this case placed on next Argument List.

ON AUGUST 1997 ARGUMENT LIST

Sept. 3, 1998 Notice to Complete Discovery filed. (by plff)

Mar. 2, 1999, Certificate of Readiness filed. (Jury Trial Demanded)

ON APRIL 1999 TRIAL LIST

September 28, 1999 Order Re: Scheduling of Pretrial conference filed. And Now September 27, 1999 a Pretrial Conference is scheduled in this matter for September 30, 1999 at 9 AM in Courtroom No. 2 before Judge Vardaro.

By the Court
Anthony J. Vardaro, J.

9/27/99 Dist by Court

Oct 18, 1999 ENTRIES NOW FOUND IN THE COMPUTER FOR FURTHER DOCKET ENTRIES SEE COMPUTER UNDER 19 95 30327 @ AD 1995 327

328

1995

Barrett & Dratler
Bruce A. Barrett

328.

IN THE MATTER OF THE CHANGE OF THE NAME OF:

SCOTT EDWARD PARKNOW

Filed March 31, 1995
@ 3:17 PM

Tax & entry paid 50.50 ✓
User's Fee paid 5.00

PETITION FOR CHANGE OF NAME

Order:
AND NOW, this 22nd day of March, 1995, upon consideration of the foregoing Petition for Change of Name, a Hearing is hereby set for the 7th day of June, 1995, at 8:45 o'clock am in Courtroom 1 or 2.

Notice of the Hearing shall be advertised once in the Crawford County Legal Journal and once in the Meadville Tribune. A copy of this Petition and order shall be served upon the Juvenile Probation Department.

Gordon R. Miller, J

June 7, 1995 AFFIDAVIT OF SERVICE, filed. I, BAruce A. Barrett, Esquire, being duly sworn, 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. The affiant is the Attorney for the Plaintiff in the above captioned actiion.

2. A copy of the Petition for Change of Name was personally hand delivered to the Crawford County Juvenile Probation Office, On or about April 3, 1995.

3. Attache dto the Petition was a true and correct copy of the Courts Order scheduling a Hearing for Juen 7, 1995.

June 7, 1995 ORDER, filed. AND NOW, this 7th day of Juen, 1995, upon consideration of a Petition of Change of Name, and upon proof of publication in the Crawford County Legal Journal and Meadville Tribuen and proof of service of the Petition in accordance with the Order of June 7, 1995, it is ordered and decreed that the legal name Scott Edward Parknow shall be and is her changed to **Scott Edward Knox.** Anthony J. Vardaro, J.

June 7, 1995 Faxed Barrett 6-15-95 Copy to Juvenile Probation Office

1995

Kathleen R.Nelson

329.

Shafer,Swick, Bailey,
Irwin &Stack
James R.Irwin

5-2-95 Pd Sheriff
#9168 29 cr

CONNIE SUE ANDERSON
DEFRANCESCO

vs.

BRUNO MICHAL DEFRANCESCO

Filed March 31, 1995
@ 3:30 PM

~~Tax~~ & entry Pd 5-2-95 50.50
User's Fee Pd 5-2-95 5.00
~~Surcharge~~ ~~25.00~~

Sheeriff's Costs Pd 5/2/95 29.00

Pro Se Pd 5-2-95 9 cr

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MCPD

Order:

And now, this 31st day of March , 1995 , 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 Plaintiffs house or workplace. Custody of the children shall be with Plaintiff until further order of court. Defendant shal lnot contact plantiff in anyway.
3. This Order may be enforced without a warrant 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 or 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 April 7, 1995 , 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 COURT,
Gordon R. Miller, J

Apr. 4, 1995 Sheriff's Return filed. SERVED Bruno Michael DeFrancesco personally on April3, 1995 at 4:25 PM by handing a copy of the Protection from Abuse to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA.
So answers,
Shawn E.Ashbaugh,Deputy Sheriff
Robert M.Stevens,Sheriff

Apr. 12, 1995 ORDER filed. AND NOW,April 7, 1995 at the time set for this abuse case,counsel and the parties advise the Court the matter has been amicably resolved along the following terms and conditions:

1. Neither party shall harass, abuse,or threaten the other party in any manner.
2. Neither party shall go to the place of employment of the other.
3. Neither shall go to the residence of the other except in the exchange of their children pursuant to a custody order filed at A.D.1995 -340. The parties shall only contact the other party for legitimate purposes regarding the custody of the minor children.
4. All firearms owned by the Defendant shall be kept in the possession of his father,Luigi DeFrancesco, and shall not be kep in the residence of the Defendant at anytime. Furthermore, the Defendant is to use the firearms, including a 9 mm Firestar pistol, for hunting and target practice purposes only.
5. The costs of this order shall be divided equally between the parties within 15 days at the Prothonotary's Office.

This order is entered without the admittance of either party of the commission of the acts alleged.

This order shall remain in force and effect for 6 months.

A copy of this order shall be lodged with Crawford County Control.

Any police officer having reasonable grounds to believe that this order has been seriously violated bythe Defendant or that the Plaintiff's life has been threatened or is in immediate danger may apprehend the Defendant without necessity of prucuring a warrant, hold him in the county jail at his discretion, and notify the Court immediately to schedule a contempt hearing,.

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

4-12-95 Faxed MCPD &Co. Control. 4-19-95 Copy to Def. 4-20-95 Copy to Attys. Nelson & Irwin

1995

330.

MARY SUE MATTOCKS

vs.

RAYMOND CURC

Filed April 3, 1995
@ 10:52 AM

Tax & entry paid 10.50
Users fee paid 5.00

CERTIFIED COPY OF PROTECTION FROM ABUSE FROM MERCER COUNTY, PENNSYLVANIA

AND NOW, This 1st day of June, 1994, this matter being before the Court on a petition for emergency relief under the Protection from Abuse Act, (23 Pa.C.S. Sections 6101-6117) and the Plaintiff, MARY SUE MATTOCKS, having presented testimony, it is the finding of this Court that the plaintiff is entitled to an emergency order under the said Protection fromAbuse Act form Raymond Curc.

IT IS THE ORDER of this Court that the Defendant, shall not harass or abuse, the Plaintiff, by attempting to cause, or intentionally, knowingly, or recklessly causing bodily injury to her or by using physical menace or threat to put her in fear of imminent serious bodily injury.

IT IS ALSO THE ORDER of this Court that theDefendant shall have no contact directly or indirectly withthe Plaintiff.

IT IS FURTHER ORDERED that the defendant is excluded form the plaintiffs' residence at 65 Wansack Road, West MIddlesec, Mercer County, Pennsylvania.

IT IS FURTHER ORDERED thatt he Defendant shall refrain from stalking or harassing the Plaintiff as defined in 18 Pa. C.S. Section 2709.

IT IS FURTHER ORDERED that a copy of this Order shall be served by the Prothonotary of Mercer County via first class mail to the defendant 7548 Mack Drive, Hubbard, Trumbull County 44425.

A copy shall be placed on file with the Shenango Township Police Department and shall be sufficinet to constitute the court's authorization to ANY peace officer for enforcement.

A full hearing onthis matter, to determine whether this Order shall continue, will be held on the 8th day of June, 1994, Courtroom No. 2, Mercer County Courthouse, Mercer, Pennsylvania, at 8:45 a.m., at which time the parties shall be prepared to produce all of their evidence. The parties have the right to be represented by counsel throughout these proceedings.

BY THE COURT
Michael J. Wherry

1995

Gerald Sullivan

331.

PATRICIA I. KISER

vs.

RANDY D. KISER

Filed April 3, 1995
@ 11:14 AM

Tax & entry 4-10-95 Pd 50.50
User's Fee Pd 4-10-95 5.00
~~Surcharge 25.00~~
Sheriff's Costs $33.00 gov
Pro Co Pd 4-10-95
Pro Co pd 6-15-95 5.00

4-10-95 Rec'd from left Sheriff's Costs 33.00
4-11-95 Pd Sheriff #9090 33.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 3rd day of April , 1995 , 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 move out. Possession of the marital property is awarded to Plaintiff. Defendant shall not contact Plaintiff nor go to her home or work place. The children shall reside with Plaintiff
3. This Order may be enforced without a warrant 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 or 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 April 10, 1995 , 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 COURT,
Gordon R. Miller, J

Apr. 4, 1995 Sheriff's Return filed. SERVED Randy D.Kiser personally on April 3, 1995 at 2:15 PM by handing a copy of the Protection from Abuse to him at his place of employment, Diamond Tool& Die, Main Street, Townville, Crawford County,PA.
So answers,
Scott D.Young, Deputy Sheriff
Robert M.Stevens,Sheriff

Apr 12, 1995 ORDER filed. AND NOW, April 10, 1995 the parties appeared in Court. The Plaintiff had counsel but the Defendant did not. The Defendant was advised as to the nature of this proceeding and he understood it. The parties agreed to settle the matter, but in doing so, the Defendant does not admit that he engaged in the conduct alleged in teh petition.

Accordingly, it is ORDERED asfollows:

1. The Defendant shall not assault, abuse, harass or threaten or stalk the Plaintiff.
2. Sole possession of the marital property at R.D. 1, Camp Drive, Saegertown, PA is awarded to the Plaintiff, and the Defendant shall not go to that residence.
3. The Defendnat shall well and taruly make the mortgage payments on the marital residence in a timely fashion.
4. The Defendant can arrange to have a friend or friends or family members go to the former marital residence on 24 hours' notice to the Plaintiff to pick up his personal effects. In the meantime, the Plaintiff shall keep those personal effects in good order and shall not destroy, damage or dispose of them. If there is a disagreement as to what are the Defendant's personal effects, the items over which thee is a disagreement shall be kept by the Plaintiff in good condition for a tleast six months, to give the Defendant the opportunity to bring a lawsuit, be it a divorce or replevin, in order to test the right to title and possession of the effects that ae in dispute.
5. Primary physical custody of the three children listed in the complaint shall be with the Plaintiff. The Defendant shall have reasonable periods of visitation in those children, with the visitations to be agareed upon amicably between the parties. This shall not prevent either party from bringing an appropriate custody action for a determination as to custody and/or visitations. Once a custody or visitationorder is entered, it shall supersede this order with respect to custody and visitation. It shall not supersede this order with respect to other matters.
6. The Defendant's Social Security No. is 165-58-3079, and his date of birth is 12/28/61.
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 Pennsylvania State Police at Meadville and to County Control, and a copy shall be sent to the Defendant at c/o Diamond Tool, Main Stareet, Townville, PA.
9. This order shall remain in full force and effect for 1 year from this date; that is, until April 9, 1996, unless modified or terminated by further order of Court.
10. The Defendant shall pay record court costs in the amount of $97.50 forthwith.
11. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine from $100 to $1,000 and a jail sentence of up to 6 months.

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

Apr 12, 1995 Faxed Pa.SPD & Co. Control, given Sullivan 6-7-95 Copy given to Atty.Lindsay

June 15, 1995 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 15 day of June, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of April 10, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

CONTINUED ON MARGIN

Cont.

A true and correct copy of this Order shall be delivered by the Prothonotary to proper police agency and to County Control.

Any provisions of the Protection from Abuse Order of April 10, 1995, assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.
BY ORDER OF COURT
Anthony J. Vardaro, J.
Jun 15, 1995 Faxed PaSPD & Co Control, mailed Dft. & given Plf.

1995

Devine & Kuftic
Dennis G. Kuftic

332.

Shafer, Swick, Bailey
Irwin, Stack & Millin
James R. Irwin

4-3-95 Rec'd from plt'f med dep 150
6-15-95 Rec'd from Plt'f med fee 30.00
8-16-95 # 9358 / 180.00 Pd County Solicitor

CHRISTOPHER C. HELIKER

vs.

DENISE LAWRENCE

Filed April 3, 1995
@ 2:43 PM

Tax & entry paid	50.50
User's Fee paid	5.00
John Spataro, Mediator	180.00
Pro Co Rec'd 8-16-95	9.00

PETITION FOR CUSTODY
1 copy atty.
1 copy mediator

You, Denise Lawrence, have been sued in court to obtain custody of Dakota Lawrence.

You are ordered to appear in person at such time and place as will be determined by the Mediator, John Spataro, 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:

c/o Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date 3/29/95

Gordon R. Miller, J

Apr. 17, 1995, Certificate of Service filed. I Dennis g. Kuftic, esq. hereby certify thatI have served a true and attested copy of the Petition for custody filed at the above term and number on Denise Lawrence, Asbury Manor West, Lot 9, Meadville, Pa. on Apr. 13, 1995.
Dennis G. Kuftic Esq.

Apr. 25, 1995 Appearance of Shafer, Swick, Bailey, Irwin, Stack & Millin by James R. Irwin for Defendant filed.

June 8, 1995 TEMPORARY ORDER, filed. AND NOW, this 8 day of June, 1995, 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, Dakota Richard Lawrence, born August 2, 1993.

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) The Mother shall retain primary physical custody of the minor child, subject to the partial custody rights of the Father as follows:

a. Commencing June 2, 1995, father shall have the right to take the child into his care and custody every other weekend beginning on Friday at 7:00 p.m. and continuing until 10:00 a.m. the following Sunday. In addition, Father shall have the right to take the child into his care and custody form 7:00 p.m. until 9:00 p.m. each Friday which follows the weekend when the Mother has had custody of the child.

4) Holiday, vacation and birthday visitations shall be arranged as follows:

a. Thanksgiving. Father shall be entitled to take the child into his care and custody every Thanksgiving Day from 3:30 p.m. until 8:30 p.m., after which time Mother shall resume having custody of the child.

b. Christmas. Father shall have the right to take the child into his care and custody every Christmas Eve from 6:30 p.m. until Noon on Christmas Day, at which time Mother shall resume having custody of the chidl from Noon Christmas Day until 8:30 p.m. on December 26.

c. Easter. Mother shall have the child in her care and custody until 1:00 p.m., after which time Father shall acquire custody of the child from 1:00 p.m. until 8:30 p.m.

d. Memorial Day. Mother shall have the right to have the child in her care and custody on Memorial Day.

e. Labor Day. Father shall have the right to have the child in his care and custody on Labor Day.

f. Independence Day. In the event Independence Day falls on a Monday followsing the immediately preceding weekend when the Father has had the child in his care and custody, then in that event Father shall have the child for the duration of Independence Day until 11:00 p.m. Otherwise, the parties shall alternate havign the child on Independence Day, with the custodial parent having the child until 11:00 p.m. Mother shall be entitled to have the child in her care and custody on all Independence Days which fall during an odd numbered year.

g. The child shall spend Father's Day with his father from 9:00 a.m. to 8:30 p.m., and Mother's Day with his mother during the same hours.

h. The child shall spend the day with his Father on his Father's birthday from 9:00 a.m. until 8:30 p.m. and the child shall be in the care and custody of his Mother on his Mother's Birthday from 9:00 a.m. to 8:30 p.m.

i. The parties shall alternate having the child in their care and custody on the child's birthday, with the Mother to have the child on all odd numbered years and the Father to have the child on all even numbered years. The party havign custody of the child on the child's birthday shall allow the other parent to have the child for three hours on the child's birthday at a tiem to be mutually agreed upon by and between the parties. If the parties are unable to agree, then the parent not otherwise having the child on the child's birthday shall be entitled to a three hour period of visitation commencing at 5:30 p.m. and concluding at 8:30 p.m.

j. Commencing with the summer of 1996, the Father shall have the right to take the child into his care and custody for a two week continuous period, which period shall be mutually agreed upon by and between the parties. If the parties are unaable to agree upon the two week period, then said two week continuous period shall commence on the second Sunday in the month of June and continue for an uninterrupted two week period thereafter.

H. The provisions of this paragraph shall take precedence over the other provisions of this ordr relating to custody.

5) Should it be necessary for either party to cnacel 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 arrangemnts. In keeping with the provisions of this paragraph, the parties shall share with each other their telephone numbers. Neither party shall divulge to others the telephone number of the other and the parties shall, when communicating by telephone, treat each other in a civil manner.

Cont. on Page 332A

Christopher C. Heliker
vs.
Denise Lawrence

CONTINUED FROM PAGE 332
of Record
A. D. 1995 - 332

****

¢) The parties shall share 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, except that for the Friday evening visitations by the Father, the Father shall have exclusive responsibility for transporting the child and he shall promptly arrange for the timely pick-up and delivery of the child. Any person transporting the child shall make sure that the seat belts or other restraint are used in accordance with the laws of Pennsylvania.

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 any time when said party has the care and custody of the subject minor child. 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 a closed automobile in which the child is being transported or in the bedroom of the child.

9) Neither party shall do or say anthing to blacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respetful 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) The Father is encouraged to enroll in the parenting classes currently being offered at the Center for Families in Change, 996bSouth Main Street, Meadville, PA 16335. Telephone number 336-4312.

11) The parties are free to make additional or alternative arrangements resplecting 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 upon any material change in circumstances.

13) Costs and fees of this Mediation, which are fixed at $180.00 ($60.00/hr. x 3 hrs.) and the $9.00 Court Order filing fee are divided among the parties as stated in paragraph numbr 14 below.

14) The deposit required for the appointment of the Custody Mediator was made by the Father. The deposit shall be applied against the entire costs of mediation. The Mother is directed to pay to the Prothonotary of Crawford County the sum of $39.00 and to the Father the sum of $55.50 within thirty (30) days of the date of this Order.

15) Either party maymove the Court for a hearing de novo within ten (10) dyas from the date hereof. If neither party so mvoes, this Order shall be considered permanent.

BY THE COURT,
Anthony J. Vardaro, J.

June 15, 1995 Faxed Spataro, Kuftic & Irwin, sent Plf. & Dft.

332 B

1995

1995

333.

Bruce L. Getsinger

CARL M. HAZEN

vs.

MICHAEL DUNLAP

Filed April 3, 1995
@ 2:43 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co Pd 8/10/95	9.00
Pro Co. pd 1-6-99	6.00

APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE RONALD A. COLE, SR.

Apr. 3, 1995 Rule entered upon the Plaintiff to file a Complaint issued.

Apr. 12, 1995, Proof of Service filed.

Aug. 10, 1995, And Now Aug. 10, 1995, at 2:26 p.m., upon praecipe of defendant, Judgment of Non Pros is hereby entered in favor of the defendant and against the plaintiff for not filing a complaint, after being ruled so to do.
Judgment entered
8/10/95
H - 289

JUDGEMENT OF NON PROS
Barbara H. King,
Prothonotary

Aug. 28, 1995, Petition to strike Judgment and Rule filed. RULE TO SHOW CAUSE; AND NOW, THIS 1 DAY OF sEPT. 1995, UPON CONSIDERation of the foregoing petition, a rule is hereby issued upon the plaintiff to show cause, if any he has, why the relief requested should not be granted, said Rule returnable for hearing and argument the 28th of Sept. 1995 at 2:#) P.M. IN C. R. No. 1, 2 or 3 of the Crawford Countycourthouse, Meadville, Pa.

BY THE COURT,
Anthony J. Vardaro, J.

9/1/95 dist. to. Getsinger and HAzen.

Oct. 2, 1995, Motion to Withdraw Petition to Strike Judgment and Order filed. ORDER: AND NOW, this 29th day of Sept. 1995, upon consideration of the foregoing Motion, Defendants Petition to Strike Judgment is hereby withdrawn, without prejudice, and the hearing scheduled for Sept. 28, 1995 at 2:30 p.m. is hereby cancelled.

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

10/2/95 faxed to Getsinger

Dec. 29, 1998 Upon Praecipe of plaintiff attorney, the above-captioned matter marked settled and discontinued, with prejudice, filed.

334

1995

Joseph E. Altomare	HAROLD WAGNER	COMPLAINT IN CIVIL ACTION
334.	vs.	May 31, 1995, Answer With New Matter filed.
R. Perrin Baker	PNC BANK	Feb 12, 1998 Upon praecipe of plaintiff attorney the above-captioned action is marked settled and discontinued, with prejudice.
	Filed April 3, 1995 @ 4:06 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00 Pro Co pd 3-11-98 5.00	

1995

Joseph F. Kulwicki

335.

MARTHA JANE COLLINS

vs.

CLIFFORD W. COLLINS

Filed April 4, 1995
@ 11:20 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co 7-10-95	9.00

COMPLAINT UNDER 3301(c) OF THE DIVORCE CODE
1 copy atty.

Apr. 10, 1995 Affidavit of Service filed. CARRIE A. DAVIS, an adult individual, sui juris, being duly sworn according to law, deposes and says she is employed as a secretary by Joseph F. Kulwicki, III, Attorney for the Plaintiff, and as such, she personally served a certified copy of the Divorce Complaint in the matter above captioned upon the Defendant, Clifford W. Collins by handing him same, on Wednesday, April 5, 1995, at 891 Grove Street, Meadville, PA, at approximately 12:40 p.m.

FURTHER DEPONENT SAITH NOT.

Carrie A. Davis

Jul 6, 1995 Affidavit of Consent of Defendant, filed.

Jul 6, 1995 Affidavit of Consent of Plaintiff, filed.

Jul 6, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

July 14, 1995 AND NOW, July 12, 1995, it is hereby ordered and decreed that MARTHA J. COLLINS, Plaintiff, and CLIFFORD W. COLLINS, 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.

336

1995

William F. Peters

336.

Kathleen r. Nelson

WILLIAM H. BOYD

vs.

LINDA A. BOYD

Filed April 4, 1995
@ 3:33 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 8-17-95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Apr 11, 1995 Appearance of Kathleen R. Nelson, Esquire for Defendant, Linda A. Boyd, filed.

Apr 11, 1995 Acceptance of Service, filed. I, Linda A. Boyd, the above named Defendant, hereby personally accept service of the Divorce Complaint in the above-captioned action.

July 18, 1995 Affidavit of Consent of Defendant filed.

Aug. 1, 1995 Affidavit of Consent of Plaintiff filed.

Aug 10, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

AND NOW, August 18, 1995, it is ordered and decreed that WILLIAM H. BOYD, plaintiff, and LINDA A. BOYD, 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.

1995

Avalli Lydon & Schubert, P.C.
John Patrick Lydon
~~Sikov and Love, P.A.~~
~~John Patrick Lydon~~

337.

Craig Murphy
MacDonald, Illig, Jones & Britton

VERLIN MOSS

vs.

KATHY L. RICHARDS

Filed April 4, 1995
@ 4:20 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs Cr. Co	50.00
Sheriff's Costs Ven. Co	22.00
Pro Co pd 12-2-98	6.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

May 8, 1995 Complaint Reinstated.

May 16, 1995 SHERIFF'S RETURN, filed. SERVED Kathy L. Richards by deputizing the Sheriff of Venango County, PA, as per his Affidavit of Service attached. Served on May 10, 1995 at the Venango County Sheriff's Office, Courthouse, Franklin, PA 16323. Defendant seerved personally.
So answers, Robert M. Stevens, Shelriff

Sep 11, 1995 Answer, filed.

July 8, 1996, Verification of Service of Interrogatories and Request for production of documetns Directed to the defendant filed.

Feb. 13, 1997 Motion to Compel Answers to Discovery by Defendant and Order filed. AND NOW, to-wit, this 12 day of February, 1997, upon consideration of the foregoing Motion To Compel, and it appearing that said Motion should be granted pursuant to Rule 4019 of the Pennsylvania Rules of Civil Procedure,

IT IS ORDERED, that plaintiff Verlin Moss is hereby by directed to serve full and complete Answers to the Defendant's Interrogatories Directed to Plaintiff, with proper verification, within fifteen (15) days of the date of this Order.

IT IS FURTHER ORDERED, that plaintiff Verlin Moss is hereby directed to serve full and complete Responses to the Defendant's Request for Production of Documents Directed to Plaintiff, with proper verification, within fifteen (15) days of the date of this Order.

IT IS FURTHER ORDERED, that if plaintiff Verlin Moss, fails to file timely and complete Answers to Defendant's Interrogatories Directed to Plaintiff and Responses to Defendant's Request for Production of Documents Directed to Plaintiff, all as directed by this Order, the Court may, upon further application and after notice to plaintiff Verlin Moss, enter an Order imposing further appropriate sanctions pursuant to Rule 40419(c) of the Pennsylvania Rules of Civil Procedure.

Anthony J. Vardaro, J.

Feb. 24, 1997 Verification of Service of Answers to Interrogatories and Response to Request for Production of Documents Directed to the Plaintiff, filed.

Mar 14, 1997 Substitution of Appearance: You are hereby directed to enter our appearance as sole counsel in the above-captioned matter on behalf of the Plaintiff Verlin Moss.

Oct. 20, 1997 Notice of Completion of Discovery filed.

Nov. 26, 1997 Motion for Summary Judgment on behalf of defendant, filed.

Nov. 26, 1997 Appendix to Motion for Summary Judgment filed.

Nov. 26, 1997 Upon Praecipe of Defendant attorney, this case placed on next Argument List filed.

ON DECEMBER 1997 ARGUMENT LIST

Dec. 5, 1997 ORDER FILED. Motion for Summary Judgement AND NOW, this 4th day of Dec, 1997, the Court Administrator having been directed by the Court to postpone argument on the above motion for summary judgment in view of recent changes to procedural rules regarding such motions (see, specifically, Pa.R.C.P. 1035.3, effective July 1, 1996, providing that responding parties shall have 30 days in which to file a response to the motion for summary judgment), argument on the above motions is hereby continued to the next argument list (Jan. 26, 1988), at a specific time to be scheduled by the Court Administrator after the close of the list. Briefs and/or supplemental briefs shall be field according to local rules.

FOR THE COURT
ANN A. WALKER, COURT ADMINISTRATOR

12/5/97 Distributed to all attys.

Dec 31, 1998 Plaintiff's Response to Motion For Summary Judgment, filed.

Dec 31, 1998 Appendix to Plaintiff's Response to Motion For Summary Judgment, filed.

Apr 20, 1998 Cetificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22 (William K. Petarella, D.O.), filed.

Apr 20, 1998 Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22 (David Rusilko, D.C.), filed.

Apr 20, 1998 Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22 (Randy J. Edwards, D.O.), filed.

Apr 20, 1998 Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22 (Donald Smith, M.D.), filed.

Apr 20, 1998 Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22 (Conneaut Physical Therapy), filed.

Continued on Pg. 515

338

1995

Peters, Lindsay, Lewis
& Hatheway
Edward J. Hatheway

338.

Robert J. Bosilovic

GERALD and BARBARA KETCHAM

vs.

84 LUMBER COMPANY
vs.
Weyerhaeuser Co. add'l dft.

Filed April 5, 1995
@ 11:54 AM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co pd 10-26-95	15.00
Pro.Co.Pd 4/2/96	5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE WILLIAM D. CHISHOLM

Apr. 5, 1995 Rule entered upon the Plaintiff's to file a Complaint Issued.

Apr. 17, 1995, Proof of Servcie filed.

Apr. 28, 1995 Complaint filed.

May 19, 1995, Answer and New Matter filed.

May 19, 1995, Complaint to Join Additional Defendant Weyerhaeuser Company, filed.

Jun. 6, 1995 Reply to New Matter, filed.

July 26, 1995 Answer of Weyerhaeuser Company Additional Defendant To Complaint and Complaint to Join Additional Defendant filed.

Oct 26,1995 Upon praecipe of plaintiff attorney for appointment of Arbitrators, the following Arbitrators have been appointed.
Peter Blystone, Chairman
Kenton O'Neil
Sylvia Dratler

Nov. 15, 1995 Arbitrators take qualifying oath.

Apr. 1, 1996 Upon Praecipe of Edward J. Hatheway, Esquire, Attorney for Plaintiffs, the above-captioned case is marked settled and discontinued with prejudice, of record.

1995

Shafer, Swick, Bailey, Irwin, Stack & Millin
James R. Irwin

339.

LYNN F. MEULER

vs.

WILLIAM R. MEULER

Filed April 5, 1995
@ 3:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 3-24-97	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d)

Nov. 3, 1995, Affidavit of Consent of defendant filed.

Feb. 3, 1997 Plaintiff's Affidavit Under Section 3301(d) of the Divorce Code filed.

Feb. 10, 1997 Praecipe to Reinstate Complaint in Divorce by Plaintiff Attorney filed.

Feb. 20, 1997 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 February 10, 1997. The Defendant acknowledged service on February 15, 1997 by accepting delivery on that date as evidenced by the attached signed return receipt.
James R. Irwin, Esquire

Mar 24, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

May 5, 1997 **DECREE FILED.**

AND NOW, this 5th day of May, 1997, upon consideration of the pleadings and affidavit filed in the abovecaptioned case, this Court hereby grants an absolute divorce from the bonds of matrimony between LYNN F. MEULER, Plaintiff, and WILLIAM R. MEULER, Defendant, on the grounds that the marrige is irretrievably broken and the parties have lived separate and apart for a period of at least two (2) years pursuant to Section 3301(d) of the Pennsylvania Divorce Code, and that timely Notice of Intention to Request Entry of Divorce Decree pursuant to Pennsylvania Rules of Civil Procedure 1920.42 and 1920.73 has been given to the DEfendant.

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

1995

Kathleen R. Nelson

340.

CONNIE S. DEFRANCESCO

vs.

BRUNO M. DEFRANCESCO

Filed April 5, 1995
@ 4:27 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co Pd 2-16-96	9.00
Pro Co pd 5-8-98	9.00
Pro Co pd 4-2098	13.50

3-16-98 Recd from defts med. Dep. 200.00
5-8-98 refund Dft. $90.50 CK 11955
5-8-98 pd Crawford Comm. $100.50 CK 11956
6-2-98 Recd from Plff med fee 109.50
6-2-98 Pd Co. 109.50
3-2-99 Recvd. from Defdt. med. Dep. $200.00
4-20-99 Pd Co. 93.25
4-20.99 Refunded Deft 93.25
4-29-99 Pd Co. med fee 106.75

COMPLAINT FOR CHILD CUSTODY
1 copy atty.

Apr. 10, 1995 SHERIFF'S RETURN, filed. SERVED Bruno M. De Francesco personally on April 7, 1995 at 3:35 PM by handing a copy of the Custody Complaint to him at the Crawford County Courthouse, Courtroom #2, Second Floor, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Apr. 7, 1995 Stipulation and Order filed. AND NOW, April 7, 1995, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor children, Ashley Rose DeFrancesco and Emily Noel DeFrancesco, 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 children 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 children such as education, religious instructionand medical treatment.

2. Primary physical custody of Ashley and Emily DeFrancesco shall be with their Mother, subject to the following conditions:

a. The Father shall be permitted to take the children into his temporary physical custody each weekday that the Mother is at her place of work from the time Father finishes his work day, believed to be between the hours of 3:00 p.m. and 6:00 p.m., until the time Mother finishes her workday, believed to be approximatley 11:30 p.m. In addition, the Father shall be permitted to visit and take the children into his physical custody every weekend that the mother doe snot work from Saturday at 10:00 a.m. until Sunday at 11:30 p.m.

b. Holiday visitations shall be arranged as follows:

i. During the holidays that the Mother works, the children shall be in the physical custody of their Father from 2:00 p.m. until 11:30 p.m. Holidays shall be defined as Christmas, Easter, Thanksgiving, Memorial Day, Independence Day and Labor Day.

ii. The children shall spend Mother's Day with their mother from 9:00 a.m. until 6:00 p.m. and Father's Day with their father during the same hours.

iii. The parents shall be entitled to have the children in their physical custody during their vacation periods from work each year. Each parent shall give to the other a 30-day written notification of intent to exercise said vacation periods.

3. Transportation of the children for all visitations shall be shared between the two parties withthe party receiving custody of the children to provide transportation. During the exchange of the children between the parties, there shall be no verbal exchanges of an antagonistic nature between the parents.

4. Neither parent shall sue illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor children.

5. Neither parent shall say or do anything in an attempt to turn the children against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their pwoer to promote a favorable and loving attitude on the part of the children towards both parents.

6. Neither parent shall expose the children to any person or situation which may be harmful to the health, safety or well being of the children.

7. Each parent shall inform the other parent immeidately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephone number.

8. Neither parent shall take the children out of the Commonwealth of Pennsylvania for a period longer than 24 hours without the express written consent ofthe other parent.

9. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the children and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

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

Apr. 10, 1995 Faxed Nelson & Irwin

Jan. 28, 1998 CERTIFICATE OF SEPARATING PARENT SEMINAR OF CONNIE S. ANDERSON FILED.

March 11, 1998 PETITON TO MODIFY CUSTODY ORDERS FILED. AND NOW, this 10th day of March 1998, a petition in Custody being filed herewith which avers that there are children of the marriage under the age of 18 years it is ORDERED AND DECREED that the parties shall comply with Crawford County Civil Rule L1930 and shall attend and complete the Seminar for Separating parents. Applicationsfor the seminar may be obtained at the Center for Family Services, Inc. 213 Centere St., Meadville, PA 16335; the Office of teh Prothonotary in the CrawfordCounty Courthouse

Application must be made by the palintiff within fifteen days after he/she filed the complaint in this action; and appplication must be made by the defendant within 15 days after he/she was served with the complaint.

Each party is required to complete the seminar within 45 days after he/she makes application.

Failure to complete the seminar WILL BE BROUGHT TO THE ATTENTION OF THE COURT AND MAY RESULT IN THE FINDING OF CONTEMPT, A DISMISSAL OF THE PROCEEDINGS OR OTHER SANCTIONS. If either party has any questions concerning this seminar that party should consult an attorney; the Crawford County Civil Rules of Court, copies of which may be obtained in the Prothonotary's Office or the Crawford County Law Library located in the Crawford County Courthouse; or the Center for Family Services, Inc. 213 Center St., Meadville, PA 16335.

BY THE COURT
Gordon R. Miller, J.

3/16/98 FAXED NELSON, FULLER & CAGLIOTTI
Notice and Order to Appear; You, Connie S. DeFrancesco (Anderson) have been sued in Court to modify custody, partial custody or visitation of the children: Ashley Rose DeFrancesco and Emily Noel DeFrancesco.

You are ordered to appear in person at such time and place as will be deteremined by the Mediator John Fuller Esq. for a mediation conference 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.

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.

CONTINUED ON PAGE 340-A

CONNIE S. DEFRANCESCO
VS
BRUNO M. DEFRANCESCO

CONTINUED FROM PAGE 340
OF RECORD
AD 1995 - 340

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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 about accessible facilities and reasonable accommodations available to disabled individuals having business 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.

DATE: 3/10/98

BY THE COURT
GORDON R. MILLER, J

May 8, 1998 ORDER FILED. AND NOW, May 7th, 1998 after meddiation conference before JohnFuller, Esq. IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:
I. Legal custody of Ashley Rose DeFrancesco and Emily Noel DeFrancesco 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 taht 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 the subject children.
II. Physical custody of Ashley Rose DeFrancesco and Emily Noel DeFrancesco shall be shared with their mother having primary physical custody, subject, subject to the following conditions:
A. The father shall be entitled to visit and take the children into his custody the first 3 weekends of each month from 6 PM on Friday to 7:30 PM on Sunday, beginning May 8, 1998. The first 3 weekends shall be deemed to begin within the first 3 Fridays of each month.
B. HOLIDAY visitations shall be arranged as follows:
1. During the holidays that the mother works, the children shalal e in the physical custody of their fahter from 2 PM until 11:30 PM. Holidays shall be defined as Christmas, Easter, Thanksgiving, Memorial Day, Independence Day and Labor Day.
2. The children shall spend Mother's Day with their mtoehr from 9 AM until 6 PM and Father's Day with their father during the same hours.
3. Each parent shall be entitled to have the children in their physical custody during their vacation periods from work each year. Each parent shall give to the other a 30 day written notification of intent to exercise said vacation periods.
C. Each parent shall be entitled to have the children for one family reunion each year from 9 AM to 5 PM and each parent shall notify the other parent at least 30 days in advance of such a reunion. Holidays and vacation shall take precedence over other custody provisions herein.
D. Beginning with the Summer of 1998 the children shall be in the custody of each parent for a period of six weeks. Unless the parties agree otherwise, the children shall alternate between mother's home and fahter's home every 2 weeks, with the first two weeks at father's home.
3. Transportation of the children on weekends, holidays and Summer visits shall be provided as follows: The parent receiving coustody shall provide transportation.
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 attitude on the part of the children towards both parents.
G. Neither mother nor father shall expose the children to any person or situtation which may be harmful to the childen'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 with a current telephone number.
I. Connie S. DeVrancesco and Bruno M. DeFrancesco are hereby ordered to register for and complete the Seminar for Separtating Parents as required by Crawford County Civil Rule L1930 within 30 days from this order and shall be subject to the sanctions permitted by rule and law including contempt, fines and possible incarceration.
III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within 20 days of the date hereof.
IV. Teh fees $210.00 and costs ($9.00 court order filing fee) in this case are to be paid as follows:
A. The father has deposited with the Prothonotary the requested $200.00 which shall be partially applied toward the fees and costs. The Prothonotary is hereby directed to refund to father $90.50.
B. The mother shall within 30 days fo the date of this order pay the Prothonotary $109.50 representing her share of the fees and costs.

Gordon R. Miller, Judge

5/8/98 FAXED FULLER & GAGLIOTTO COPY TO BRODE

June 12, 1998 ORDER filed. And Now, June 11, 1998, insfar as dft has not complied with the Ct. order of May 7, 1998 requiring that he take the Sem. for Sep. Parents within 30 days from date of order, it is ordered and directed that a hearing shall be held for the court todetermine if the dft. is in contempt of court.
Said hearing is scheduled for the 9th day of July 1998 at 8:45 a.m. C. R. No. 2 of courthouse, crawford county Pa.

BY THE COURT,
Anthony J. Vardaro, J.

6/15/98 faxed to Brode, Gagliotti, Nelson and Irwin

June 15, 1998 STIPULATION filed.

June 15, 1998 ORDER filed. And Now June 11, 1998 the court declines to enter a custody Stipulation requested by the parties insofar as there is not currently a motion for a modification before us and, in addition, the dft. has not complied with the Court's order of May 7, 1998 requiring him to take the Seminar for Separating Parents within 30 days from the date of that order.
This is without prejudice to the parties to obtain relief once a proper motion has been filed and the dft. has complied with that order.

by the court,
Anthony J. vardaro, J.

6/15/98 faxed to Brode, Gagliotti, Nelson and Irwin.

June 26, 1998 Certification of Completion of Seminar filed. (Defendant)

Dec. 4, 1998 Custody Modification and Order filed. And Now on this 3 day of december 1998 based on the attacahed agreement for Modificaiton signed by the parties the Corut hereby Orders the same and modifies the Custody Order dated May 7, 1998 found at the same temr and docket number. In all other respects the Court Order of May 7, 1998 shall remain in full force and effect.
12/4/98 faxed Brode & Gagliotti

Anthony J. Vardaro J

CONTINUED ON PAGE 340-B

Connie S. DeFrancesco Schlosser Continued from page 340-A
vs of record
Bruno M. DeFrancesco AD 1995-340

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Feb. 25, 1999 Pettiion for Modification of Custody and Order filed. Notice and Order to Ajppear; You, Connie S. De= Francesco Schlosser, Respondent, have been sued in court to obtain custody, partial custody or visitation of the children: Ashley Rose DeFrancesco and Emily Noel DeFrancesco.
You Are ordered to appear in person at such time and place as will be be determined by the Mediator: John Fuller, Esq. 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.

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 about accessible facilities and reasonable accommodations available to disabled individuals having business before the Corut, 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 schedule conference or hearing.

By The Court
Anthony J. Vardaro, J.

Date 3/1/99
3/2/99 Fax DeVore Fuller & Nelson

April 19, 1999 Custody and Order filed.

ORDER: AND NOW, April 15, 1999 after Mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Ashley rose Defrancesco and Emily Noel DeFranceso 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 the subject children.

II. Physical custody of Ashley rose DeFrancesco and Emily Noel DeFrancesco shall be shared by their parents, subject to the following conditions:

A. The children shall reside with their mother, but the father shall be entitled to visit and take the visit and take the children into his custody three (3) weekends each month (4 weekends when there are 5 weekends in a month), from 6:00 p.m. on Friday to 7:30 p.m. on Sunday, beginning April 16, 1999. The mother shall be entitled to have the children one (1) weekend per month is not scheduled to work,

B. The parents shall share custody of the children at Christmas as follows; On even numbered years the father shall have custody of the children for a one (1) week period before Christmas and ending at 12:00 o'clock noon on Christmas Day. On odd numbered years father shall have custody of the children for the (1) week beginning Christmas Day at 12:00 o'clock noon.

Otherwise, during "other holidays" when mother works, the children shall be in father's custody from 6:30 o'clock p.m. the day before the holiday until 3:00 o'clock p.m. the day of the holiday . In the event mother is off the day of the holiday, the children shall be with father from 3:00 o'clock p.m. to 7:30 o'clock p.m. the day of the holiday.

"Other Holidays" as used herein shall be deemed to mean Easter, Memorial Day, Fourth of July, Labor Day and Thanksgiving. The children shall be in father's custody on Father's Day and Mother's custody on Mother's Day.

Each parent shall be entitled to have custody of the children for one (1) family reunion each year from 9:00 o'clock a.m. to 5:00 o'clock p.m. and each parent shall be entitled to have the children in their custody during vacations from work each year on thirty (30) days written notice to the other parent.

C. Beginnning with the summer of 1999, the children shall be in the custody of each parent for a period of six (6) weeks. Unless the parties agree otherwise, the children shall alternate between mother's home and father's home every (2) weeks with the first two weeks at father's home.

D. Transportation of the children on weekends, holidays, and summer visits shall be shared by the parties by exchanging custody at an agreed halfway point.

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

F. Neither mother nor father shall expose the children shall 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 the other immediately of any illness or injury regarding the children and both parents agree to furnish the other with a current address and telephone number.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within twenty (20) days of the date hereof.

IV. The fees ($240.00) and costs ($13.50 court order filing fee) in this case to be paid as follows:

A. The father has deposited with the Prothonotary the requested $200.00 which shall be partially applied towqard the fees and costs. the Prothonotary is hereby directed to refund to father $93.25.

B. The mother shall within thirty (300 days of the date of this order pay the Prothonotary $106.75 representing her share of the fees and costs.

FAXED: 4/20/99 Attorney R. Christopher Brode, Attorney John Fuller and Attorney Bernadette Devore

Anthony J. Vardaro, Judge

May 14, 1999 Reqeust for Hearing DeNovo and Order filed. And Now, May 14,1999 upon presentation and consideration of the foregoing Reqeust a hearing in this matter is set for Wed, July 14, 1999 at 9:15 AM in Courtroom No. 1 of the Crawford County Courthouse, Meadville, PA

For the Court
Ann A. Walker Ct Admin

5/14/99 Faxed Brode Fuller and DeVore

June 25, 1999 Motion to Withdraw Request for Hearing DeNovo and Order filed. And Now, June 25, 1999 upon presentation and consideration of the foregoing Motion to Withdraw Request for Hearing DeNovo this matter is granted and the Court Administrator is directed to remove this hearing from the calendar.

By the Court
Anthony J. Vardaro, J.

6/25/99 Faxed Brode & DeVore

June 25, 1999 Stipulation to Entry of Custody Order and Order filed. And Now, June 25, 1999 upon presentation and consideration of the Stipulation and Consent of the parties attached hereto, it is Ordered, Directed and Decreed that

CONTINUED ON PAGE 340-C

340 - C

1995

S31761

Connie S. DeFrancesco Schlosser
vs
Bruno M. DeFrancesco

Continued from 340-b
of record
AD 1995 - 340

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1. Legal custody of the said minor children shall be shared legally between the parties, 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 fully in important decisions affecting the children such as the education medical treatment and religious instruction of the children.
2. Physical custody of the said minor children shall be shared by their parents subject to the following conditions:
A. The children shall rside with their mother, but the father shall be entitled to visit and take the children into his custody three weekends each month (4 weekends where there are 5 weekends in a month), from 6 pm on Friday until 7:30 pm on Sunday beginning April 16, 1999. The mother shall be entitled to have the children one weekend per month when mother is not scheduled to work.
B. The parents shall share custody of the children at Christmas as follows: On even numbered years the father shall have custody of the children for a one week period before Christmas and ending at Noon on Christmad Day On odd numbered years, father shall have custody of the children for one week beginning Christmas Day at Noon.
C. Otherwise, during other holiday when mother works the children shall be in father's custody form 6:30 Pm the day before the holiday until 3 pm the day of the holiday. In the event mother does not work the day of the holiday, the children shall be with the frather from 3 pm until 7:30 pm the day of the holiday . "Other holidays, as used herein shall be deemed to mean Easter, Memorial Day Fourth of July Labor Day and Thanksgiving.
D. The children shall be in father's custody on Father's Day from 9 am until 7:30 pm and in mother's custody on Mother's Day from 9 am until 7:30 pm.
E. Each parent shall be entitled to have the children in their custody for a period of up to 2 weeks (which may be consecutive, from work each year on thirty days written notice to the other parent provided, however, that it does not interfere with the other parent's holiday schedule.
G. Beginning with the summer of 1999 the children shall be in the custody of each parent for a period of 6 weeks. Unless the parties agree otherwise the childrenshall alternate between mother's home and father's home every 2 weeks with the first two weeks at father's home.
3. Transportation of the children on weekends, holidays and summer shall be shared by the parties by exchanging custody at an agreed upon halfway point.
4. Should it be necessary for either party to cancel or modify the visitation as set out in this Order or a s prviously 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 Should a modification or cancellation be necessary the prties shall attempt at once to arrange for alternative visits or to make alternative arrangements.
5. In the event of any serious illness of any of the children at any time any party then having custody of teh said child shall immediately communicate with the other party by telephone or any other means informing the other party of teh nature of teh illness. During such illness each party shall have the right to visit the child as often as she or he desire consistent with the proper medical care of kteh said child. The word "illness" as used herein shall mean any disability which confines the child to bed under the direction of a licensed physician for a peruiod in excess of 48 hours.
6. 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 toward both parents.
7. Each party shall advise the other of any changes with respect to the address and phone number of that party.
8. Neither mother nor father shall expose the children to any person or situation which may be harmful to the chilren's health or well being.
9. 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 child is being transported or in the bedroom of the child.
10. The parties are free to make addtional or alternative arrangements respecting the custodial 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.

By the Court
Anthony J. Vardaro, J.

6/25/99 Faxed Brode & DeVore

ANY NEW FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER.

341.

STEVE R. CHISMAR

vs.

MARY ERNEWEIN

Filed April 6, 1995
@ 11:26 AM

Tax & entry	50.50
User's Fee	5.00

CUSTODY COMPLAINT

Apr. 6, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, April 5, 1995 the petition to proceed in forma pauperis is denied.

BY THE COURT:
Anthony J. Vardaro, J

IMPORTANT NOTICE AND COURT ORDER

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 4/6/1995 . 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 from you in writing on or before Oct. 23, 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.

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 Oct. 23, 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 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: Sept. 22, 1998

Sept. 22, 1998 Copies of Order Distributed by Court Administrator.

Nov.5,1998, ORDER filed. AND NOW, this 30th day of Oct., 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 by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 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 19011.

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

342.

MARSHA GAYLA PERO

vs.

ANTHONY JOSEPH DUPONT

Filed April 6, 1995
@ 11:25 AM

Indigent Filing

CUSTODY COMPLAINT
1 copy Sheriff
1 copy Mediator
1 copy Plaintiff

You, Anthony J. Dupont, have been sued in Court to obtain custody of Jennifer & Diamond.
You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson 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.
Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298
Date: 4/4/95 Anthony J. Vardaro

AND NOW, this 5 day of April, 1995, the Court having appointed a custody mediator in this action for custody and/or partial custody and/or vistiation of a minor child or children it is ordered and directed as follows:
1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies to the Sheriff of Crawford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs andimposed as costs by the Court.
BY ORDER OF COURT,
Anthony J. Vardaro, J

Apr. 6, 1995 Petition to Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 and Order filed. AND NOW,April 5, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothontoary's office or theCourt of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.
BY THE COURT
Anthony J. Vardaro, J

Apr. 13, 1995 SHERIFF'S RETURN, filed. SERVED Anthony Joseph DuPont personally on April 13, 1995 at 9:50 AM by handing a copy of the Custody Ciomplaint to him at his residence, 571 North Street, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

May 4, 1995 TEMPORARY ORDER filed. AND NOW, May 2, 1995, 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 children, Jennifer L. Pero and Diamond M. Pero, shallbe shared by the Father and Mother, the parties to this action,with each parent entitled to full access to any records relating to the children 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 children such as education,religious instruction and medical treatment.
2. Primary physical custody of Jennifer and Diamond Pero shall be with their Mother, subject to the following conditions:
a. The Father shall be permitted to visit and take the children into his temporary physical custody every other Saturday from 12:00 noon until 5:30 p.m.
b. Holiday visitations shall be arranged as follows:
i. Thanksgiving, Christmas and Easter: The children shall be in the custody of their Father on Thanksgiving, Christmas and Easter during the hours of 1:00 p.m.to 4:00 p.m.
3. Transportation of the children on weekends and holidays shall be shared between the two parties with the party receiving custody of the children to provide transportation.
4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor children.
5. Neither parent shall say or do anything in an attempt to turn the children against theother parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the children toward both parents.
6. Neither parent shall expose the children to any person or situation which may be harmful to the health, saffety or well being of the children.
7. Each parent shall inform the other parent immediately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephone number.
8. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the childrenand may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.
9. The cost of the mediation conference shall be borne by Crawford County.
10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.
Gordon R. Miller,J.
5-8-95 Copy mailed to Pltf &Deft.

1995

Barbra J. Walton

343.

PHYLLLIS AMOLSCH

vs.

LAURA BUTTRAY and MARK W. AMOLSCH

Filed April 6, 1995
@ 2:24 PM

Tax & entry paid	50.50
User's Fee paid	5.00

COMPLAINT FOR CUSTODY
2 copies atty.

Apr. 17, 1995, Affidavit of Service filed. And Now, comes BArbara J. Walton:

1. A true and correct copy of the Complaint for Custody was mailed to the dfts. via Cert. mail, ret. rec. on Apr. 12, 1995.

2. That each Dft. signed the return card on Apr. 13, 1995 and in accordance with Pa. R.C.P. 412, service of the Complaint was made as in evidenced by the US Postal Ser. Ret. Rec. (#Z410908247 and #Z410908246) attached hereto as Ex "A".

Barbara J. Walton, Esq.

IMPORTANT NOTICE AND COURT ORDER

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 4-17-1995 . 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 from you in writing on or before Oct. 23, 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.

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 Oct. 23, 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 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: Sept. 22, 1998

Sept. 22, 1998 Order distributed by Court Administrator.

Nov. 5, 1998ORDER filed. AND NOW, this 30th day of Oct., 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 by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 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 19011.

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

344

1995

344.

Jorden & White
Harry F.White,II

SUSAN PHARES

vs.

RICHARD STALLARD

Filed April 6, 1995
@ 3:50 PM

Tax & entry	pd 5-26-95	50.50
User's Fee	pd 5-26-95	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	pd 5-26-95	$29.00
Pro Co	pd 5-22-95	6.00
Pro Co	pd 5-26-95	9.00

May 26, 1995 Recd from Dft $29.00 sheriff's costs

May 26, 1995 paid Robert M. Stevens, Sheriff $29.00 CK 9217

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MCPD

ORDER:

And now, this 6 day of April , 1995 , upon review of the petition of Plaintiff, the Court enters the following Temporary Order.

1. The defendant shall not assault, abuse, harass or threaten or stalk 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 or 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 the April 13, 1995 , at 1:30 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,
Anthony J. Vardaro, J

Apr. 10, 1995 Sheriff's Return filed. SERVED Richard Stallard personally on April 6, 1995 at 3:56 PM by handing a copy of the Protection from Abuse to him at his place of employment,AA Precisioneering, Tool & Die, Race Street, Meadville,crawford County, PA.
So answers,
Scott D.Young,Deputy Sheriff
Dale A.Collins,Chief Deputy
Robert M.Stevens,Sheriff

Apr. 18, 1995 ORDER filed. AND NOW,April 13, 1995, the parties appeared in open court, with the defendant having counsel, bu the defendant is representing herself. They agreed to a potential ssettlement of this matter, and therefore, it is ORDERED as follows:

1. The hearing in this matter is continued to 3:00 o'clock p.m. on Friday, June 16, 1995.
2. In the event the defendant does not engage in any violations of the Protection From Abuse Act, the plaintiff willat that time mark this case settled and discontinued upon payment bythe defendant of all record court costs.
3. In the event that the defendant does engage in conduct that would be a violation of the Protection From Abuse Act, this matter will not be settled and discontinued and the hearing held at that time.
4. The plaintiff shall notify the defendant or his Attorney Harry F.White,II, Esquire, by 4:30 o'clock p.m. on Monday, June 12, 1995, of her intentions sothat the defendant may be prepared to either pay the court costs if the matter is settled and discontinued or attend the hearing prepared to defend it.
5. A copy of this Order shall be forwarded by the Prothonotary to the plaintiff at her address in the Complaint, to County Control and to the Meadville City Police Department.
6. In themeantime,theTemporary Abuse Order of April 6, 1995 shall remain in full force andeffect until further Order of Court.

BY THE COURT,
Gordon R. Miller, President Judge

4-18-95 Faxed MCPD, Co. Control, given White.

April 27, 1995 AMENDED ORDER filed. AND NOW,April 13, 1995, the parties appeared in open court, with the defendant having counsel, but the plaintiff is representing herself. They agreed to a potential settlement of this matter, and therefore, it is ORDERED as follows:

See order filed at this number for amended order for paragraph 1.
4-28-95 Copy to Pltf. Atty.White, Faxed MCPD, Co. Control.

May 22, 1995 Upon praecipe of plaintiff attorney the above captioned matter is marked settled an discontinued of record.

Defendant shall pay all record court costs, but the temporary order of April 13, 1995 is hereby terminated.

1995

345.

HOLLY R. METZGAR

vs.

BRIAN J. FATTLER

Filed April 6, 1995
@ 3:50 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
SHERIFF'S COSTS	24.00
Pro Pd. 8/8/95	$5.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
1 TVPD

Order:

And now, this 6 day of April , 1995 , 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: The minor child shall remain solely in Plaintiff's custody pendig further order of court.
3. This Order may be enforced without a warrant 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 or 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 April 13, 1995 , at 1:30 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 COURT,
Anthony J. Vardaro, J

Apr 13, 1995 ORDER, filed. AND NOW, April 13, 1995 this matter is before the Court with respect to a petition for relief under the Protection from Abuse Act.

Both parties appear without counsel. The Defendant is advised of his right to counsel and indicates that he will proceed without an attorney.

He agrees to the entry of an order without admission of the allegations of the petition; and accordingly, it is ordered as follows:

1. The Defendant shall not assault, abuse, harass, or threaten teh Plaintiff or any minor child named in the petition.
2. Pending any further order in this action or in an appropriate custody action, the minor child shall remain solely in the Plaintiff's custody.
3. The Defendant shall not go to the Plaintiff's residence even if he is invited to that residence. It shall be presumed by any police agency tha tif the Defendant is at the Plaintiff's residence he is in violation of this order. If the parties wish for the Defendant to be able to go to the Plaintiff's residence, they should seek a modification of this order before he does so.
4. This order may be enforce without a warrant of arrest by any law enforcement officer having any reasonable grounds to believe it has been violated.
5. A copy of this order shall be delivered to the Pennsylvania State Police Seneca Barracks and to Crawford County Control. Additionally, a copy of this order shall be sent by mail to the Plaintiff at 274 School Street in Pleasantville, Pennsylvania and to the Defendant in care of the Crawford County Jail.
6. The Defendant is reminded that this is an order of the Court and violation of this order may be punishable aby a fine of up to $1000 and a jail sentence of up to 6 months.
7. This order shall remain in full force and effect through April 12,1996, and the county shall pay costs in this proceeding.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Apr 17, 1995 Faxed Co Control, mailed Pa.SPD Seneca, Plf. & Dft. at CCJ

May 31, 1995, Motion to Amend or Modify a Protection From Abuse Order and order filed. ORDER: AND NOW, this 26 dayof May 1995, upon receipt and review ofthe within motion to amend the Protection From Abuse Order of April 13, 1995, the amendments and modifications set forth in said motion are herebyapproved and made a court order.

A true and correct copy of this order shall be delivered bythe Prothonotaory to the original police dept.

Any paragraphs of the original order assessing costs on either party shall remain in full force and effect without change or modification.

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

6/1/95 faxed Co. Control, mailed TVPD, plff, given dft. at jail. (2 copies to each)

Aug 8, 1995 Motion to Vacate Protection From Abuse Order and Order, filed. AND NOW, this 8 day of August, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of April 13, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy fo this Order shall be delivered by teh Prothonotary to proper police agency and to County Control.

Any provisions of the Protection from Abuse Order of April 13, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties agaisnt whom costs were assessed shall remain obligated to pay the costs.

Anthony J. Vardaro, J.

Aug 9, 1995 Faxed Co Control & TVPD,
Aug 15, 1995 sent Plf. & Dft.

346

1995

Barrett & Dratler Bruce A. Barrett	CINCINNATI INSURANCE COMPANY	COMPLAINT IN CIVIL ACTION 2 copies atty.
346.	vs.	Apr. 18, 1995, Sheriffs Return filed. NOT FOUND as to Dft. Michael Smith i/d/b/a Vernon Towing Service at address of R. D. #1 Box 178B, Atlantic, Crawford County, Pa. Attempts were made to Vernon Towing at above address on "H" st. Atlantic, Pa. Unable to locate anyone at the business. Reportedly his residence is in Greenville, Mercer County, Pa. So answers, Robert M. Stevens, Sher.
	MICHAEL SMITH, INdividually and d/b/a VERNON TOWING SERVICE	May 26, 1995, Complaint Reinstated.
	Filed April 6, 1995 @ 4:06 pM	Aug 29, 1995 SHERIFF'S RETURN, filed. NOT FOUND. Attempted service by deputizing teh Sheriff of Mercer County, PA. They returned an Affidavit of Not Found stating directions lead to Quailview Road, neighbors did not know of him and man currently in house did not know who had previously lived there; Greenville Post Office has no listing for said individual. So answers, Robert M. Stevens, Sheriff
	Tax & entry paid 50.50 User's Fee paid 5.00 sheriffs costs 50.00 Sheriff's Costs 64.40	

1995

Thonas Dana Watson

347.

EDWARD ALLEN WILLIAMSON

vs.

CYNTHIA LOUISE WILLIAMSON

Filed April 7, 1995
@ 11:50 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
Adm. Fee paid	45.00
Pro Co pd 8-14-95	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Aug 14, 1995 Acceptance of Service, filed. ON THIS , the 11the day of April, 1995, before me, a Notary Public for the Commonwealth of Pennsylvania, personally appeared Cynthia Louise Williamson, known to me to be the person whose name is subscribed to the within Acceptance of Service of Complaint in Divorce and acknowledged that she executed the same for thepurposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal. Kathleen Nelson, Notary Public
Date: 4-11-95

Aug 14, 1995 Affidavait of Service, filed. Thomas Dana Watson, esquire, being duly sworn according law, deposes and says that he mailed a copy of the Complaint in Divorce filed in this matter by certified/registered mail, return receipt requested, addressee only, to the Defendant at R.D. #3, Box 280, Linesville, Crawford County, Pa., on April 11, 1995. The return receipt signed by the Defendant is evidenced of delivery to him and is attached hereto as an Exhibit.
Date: 8-11-95

Aug 14 1995 Affidavit of signature of receipt of mailing, filed.

Aug 14, 1995 Acceptance of Service, filed. ON THIS, the 4th day of August, 1995, before me, a Notary Public for the Commonwealth of Pennsylvania, personally appeared CYNTHIA LOUISE WILLIAMSON, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within Acceptance of Service and acknowledged that she executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I have unto set my hand and official seal. Hope E. VanGuilder, Notry Public

Aug 14, 1995 Affidavit of Consent of Defendant, filed.

Aug 14, 1995 Affidavit of Consent of Plaintiff, filed.

Aug. 14, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 21, 1995 AND NOW, on this 21st day of August, 1995, the Court by virtue to the authority vested in it by law, HEREBY ORDERS, ADJUDGES AND DECREES that EDWARD ALLEN WILLIAMSON and CYNTHIA LOUISE WILLIAMSON are hereby Divorced from the bonds of matrimony, and the said parties shall be at liberty to marry again.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the terms, provisions and conditions of a certain marriage and property Settlement Agreement between the parties dated Aug. 4, 1995, and attached hereto, are hereby incorporated in this Decree and Order by reference as fully as though the same were set forth herein at length. Said Agreement shall not merge with, but shall survive this Decree and Order and shall be enforceable by the Court.

By the Court,
Gordon R. Miller, Judge

348

1995

Robert J. Felton

348.

SCOTT G. CRAMER

vs.

ROBIN K. CRAMER

Filed April 7, 1995
@ 2:29 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 9-13-96	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE,
EQUITABLE DISTRIBUTION OF PROPERTY
1 copy atty.

Sep. 11, 1995 Affidavit of Service filed. I,Robert J.Felton, Esquire,Attorney at Law, 116A West Spring Street,P.O.Box 648, Titusville,Pensnylvania, do hereby certify that in my capacity as attorney for the plaintiff in the above-captioned matter, I served a certified copy of the Divorce Complaint in this matter on Tuesday, April 11, 1995, by sending defendant the same by Certified Mail No. Z011043684, return receipt requested,as reflected in the copy of the receipt for mailing and the return receipt attached hereto.
September 8, 1995 Robert J. Felton,Esq.

Aug. 21, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree under §3301(c) of the Divorce Code filed.

Aug. 21, 1996 Affidavit of Consent by Defendant filed.

Aug. 21, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree under §3301(c) of the Divorce Code by Plaintiff filed.

Aug. 21, 1996 Affidavit of Consent by Plaintiff filed.

Aug. 26, 1996 Motion to Withdraw Two of Divorce Complaint and ORDER filed. AND NOW, this 26 day of August, 1996, the foregoing Motion to Withdraw Count II of Divorce Complaint is hereby granted. BY THE COURT
Anthony J. Vardaro

8-26-96 FAXED Felton

Sept 10, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 17, 1996 AND NOW, Sept. 13, 1996, it is ordered and decreed that SCOTT G. CRAMER, plaintiff, and ROBIN K. CRAMER, 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.

1995

Bruce A. Barrett

349.

COMMONWEALTH OF PENNSYLVANIA
Ex Rel CLIFFORD DALE COOPER

vs.

JACK BRICKNER, WARDEN
CRAWFORD COUNTY PRISON

Filed April 7, 1995
@ 4:12 PM

Tax & entry Pd 4-28-95 50.50
User's Fee Pd 4-28-95 5.00

PETITION FOR WRIT OF HABEAS CORPUS

1 copy (atty)

ORDER: AND NOW, Apr. 13, 1995 upon consideration of the Petition in above matter, and upon motion of Bruce A. barrett Esq. Atty for relator, it is hereby ordered that a Writ of Habeas corpus be issued forthwith and served upon Jack Brickner, Warden of the Crawford County Prison, together with a true and correct copy of within Petition.

It is further ordered that hearing and argument on the above matter shall be held on May 2, 1995 at 1:30 p.m. in C. R. No. 1 or 2 at Courthouse, Meadville, Pa.

A true and correct copy of the within Petition and Order shall be served forthwith upon the Office of the DA for Crawford County.

BY THE COURT,
Anthony J. VArdaro, J.
4/17/95 faxed to Barrett

May 3, 1995 Motion to Continue and Order filed. And now, May 2, 1995 The within motion allowed, and the hearing is reset for May 4, 1995 at 3:30 p.m. in Courtroom #2.

By order of The Court,
Anthony J. Vardaro, J

May 5, 1995 Memorandum and Order filed. AND NOW, May 5, 1995, the Defendant's petition for a writ of habeas corpus is dismissed.

BY THE COURT:
Anthony J. Vardaro, J

May 5, 1995 copies dist. by Court

350

1995

Bruce Barrett

350.

COMMONWEALTH OF, PENNSYLVANIA
Ex Rel, JAMES BRUCE BATTLES

vs.

JACK BRICKNER, WARRDEN
CRAWFORD COUNTY PRISON

Filed April 7, 1995
@ 4:14 PM

Tax & entry Pd 4-28-95 50.50
User's Fee Pd 4-28-95 5.00

PETITION FOR WRIT OF HABEAS CORPUS

1 copy (atty)

ORDER: AND NOW, Apr. 13, 1995, upon consideration of the Petition in the above matter, and upon motion of Bruce Barrett, Esq. Atty. for relator, it is hereby ordered that a Writ of Habeas Corpus be issued forthwith and served upon Jack Brickner, warden of the Crawford County Prison, together with a true and correct copy ofthe within Petition.

It is further ordered that hearing and argument on the above matter shall be held on May 2, 1995 at 2:30 p.m. in C. R. No. 1 or 2 at Courthouse, Meadville, Pa.

A true and correct copy of the within Petition and Order shall be served forthwith upon the Office of the DA of Crawford County.

BY THE COURT,
Anthony J. Vardaro, J.

4/17/95 faxed to Barrett.

1995

Bruce A. Barrett

351.

COMMONWEALTH OF PENNSYLVANIA
Ex Rel. NANCY JEAN BATTLES

vs.

JACK BRICKNER, WARDEN,
CRAWFORD COUNTY PRISON

Filed April 7, 1995
@ 4:14 PM

Tax & entry Pd 4-28-95 50.50
User's Fee Pd 4-28-95 5.00

PETITION FOR WRIT OF HABEAS CORPUS

1 copy (atty)

Apr. 7, 1995, ORDER: AND NOW April 13, 1995, upon consideration of the Petition in the above matter, and upon motion of Bruce A. Barrett, esq. Atty. for Relator, it is herebyordered that a Writ of Habeas Corpus be issued forthwith and served upon Jack Brickner, Warden of the Crawford County Prison, together with a true and correct copy of within Petition.

It is further ordered that hearing and argument on the above matter shall be held on May 2, 1995 at 2:30 p.m. in C. R. No. 1 or 2 at Courthouse, Meadville, Pa.

A true and correct copy of within Petition and Order shall be served forthwith upon the Office ofthe DA for Crawford County.

BY THE COURT,
AnthonyJ. Vardaro, J.

4/17/95 faxed to Barrett.

352

1995

352.

Watts & Pepicelli PC
Christopher D. Ferry

DENISE SUE FRANTZ

vs.

JOHN PATRICK MACKEN, IV

Filed April 7, 1995
@ 4:17 PM

Indigent Filing
sheriffs costs 29.00.

CUSTODY COMPLAINT

You, John Patrick Macken, IV, have been sued in Court to obtain custody of John Patrick Macken V.

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 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 Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 4/7/95 Anthony J. Vardaro, J

AND NOW, this 7 day of April, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or vistiation of a minor child or children it is ordered and directed as follows:

1. The Plaintiff is allowed to proceed without payment of court costs reserving to theCourt the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petitition filed at the time this Order was entered and any required notice with appropirate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.

3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office go give the Sheriff written instructions on when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs andimposed as costs by the Court.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Apr. 7, 1995 Petition To Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 and Order filed. AND NOW, April 7, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in froma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's Office or theCourt of any improvement in his /her financial circumstances that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE JCOURT:
Anthony J. Vardaro ,J

Apr. 18, 1995, Sheriffs Return filed. SERVED John Patrick Macken IV ,personally on Apr. 18, 1995 at 10:35 a.m. by handing him a copy of the custody complaint in the sheriff's office third floor, crawford County courthouse, Meadville, Crawford County, Pa.
so answers, Barbara J. Reagle, Dep. sher.
Robert M. Stevens, Sher.

May 1, 1995 Upon Praecipe of Watts and Pepicelli PC by Christopher D. Ferry, Esquire, Attorney for John Patrick Macken IV, Defendant, filed.

IMPORTANT NOTICE AND COURT ORDER

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 5/1/1995 . 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 from you in writing on or before Oct. 23, 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.

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 Oct. 23, 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 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: Sept. 22, 1998

Sept.22, 1998 Order Distributed by Court Administrator.

SEE PAGE 521

RECORD CONTINUED ON MARGIN.....

1995

353.

COMMONWEALTH OF PENNSYLVANIA

vs.

VARIOUS GAMBLING DEVICES, PARAPHERNALIA AND MONIES SEIZED

Filed April 7, 1995
@ 4:22 PM

Tax & entry Pd. 10/23/95 50.50
User's Fee Pd. 10/23/95 5.00

10-23-95 Filing Fee Pd. CK# 064957.

PETITION FOR FORFEITURE OF MONEY AND DESTRUCTION OF EVIDENCE

Apr. 27, 1995 Petition For Final Order filed.

Apr. 27, 1995 Order filed. AND NOW, to-wit, this 26 day of April, 1995, upon consideration of the foregoing Motion, the Pennsylvania State Police, Bureau of Liquor Control Enforcement, is hereby authorized to destroy the within identified evidence/ contraband and forfeit the within identified monies to the Crawford County District Attorney.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

Apr. 27, 1995 Faxed Rowden

1995

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay
~~Joseph F. Kulwicki~~ withdrawn

354.

R. Christopher Brode

Apr. 10, 1995 $150.00 deposited by Plaintiff

7-21-95 Pd Plff #9336 / 49.74

12-18-95 Pd Plff #9625 91.29

2-21-96 Refund from Plff med dep. 150.00

4-19-96 Pd Plff #9841 150.00.

DAMIAN GRAHAM

vs.

PATRICIA CARR

Filed April 10, 1995
@ 4:09 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
John Fuller, Mediator	182.52
Pro Co Pd 12-18-95 John Fuller, Mediator	9.00

COMPLAINT FOR CUSTODY AND TO APPOINT MEDIATOR
Faxed Atty. & Mediator

You, Patricia Carr, have been sued in Court to obtain custody of Anthony Michael Garansi.

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 as provided by this Order, an Order for custody partial custody or visitation may be entered against you or theCourt may issue a warrant for your arrest.

Until the time of the above hearing neither party shall remove the child from the State of Pennsylvania.

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

Plaintiff's Attoreny:
Joseph F. Kulwicki, III
891 Grove Street
Meadville, PA 16335
(814) 724-4733

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

Date: 3-22-95

BY THE COURT:
Gordon R. Miller, J

April 24, 1995, Complaint Reinstated.

Apr. 25, 1995 Sheriff's Return filed. SERVED Patricia Carr personally on April 24, 1995 at 3:18 PM by handing her a copy of the Custody Complaint in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.
So answers,s
Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Jul 20, 1995 ORDER filed. AND NOW, July 20, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Anthony Michael Garansi 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 Anthony Michael Garansi shall be with his mother, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody every weekend from 7:00 o'clock p.m. on Friday to 7:00 o'clock p.m. on Sunday, beginning July 14, 1995, provided, however, once each month mother may have the child in her custody on a weekend for a period not to exceed twenty-four (24) hours to coincide with mother's time off from work. Mother shall notify father two (2) weeks in advance of this date and time.

Holidays shall be defined as Christmas, Easter and Thanksgiving. The child shall be in mother's custody every Thanksgiving Day until 2:00 o'clock p.m. and in father's custody from 2:00 o'clock p.m. Thanksgiving Day and for the remainder of the holiday weekend.

On even numbered years the child shall be in the custody of the mother on Easter Sunday and on Christmas Eve (7:00 o'clock p.m.) to Christmas Day (12:00 o'clock Noon), and in the custody of the father on Christmas Day from 12:00 o'clock Noon to December 26 at 12 o'clock Noon.

On odd numbered years the child shall be in the custody of the father on Easter Sunday and on Christmas Eve (7:00 o'clock p.m.) to Christmas Day (12:00 o'clock Noon), and in the custody of the mother from 12:00 o'clock Noon on Christmas Day.

C. Beginning with the Summer of 1996, the child shall be in the custody of each parent for a period of approximately six (6) weeks. Unless otherwise agreed on, the parents shall alternate having the child in their custody for two (2) week periods. Unless otherwise agreed on, the father shall have the first two weeks of June with mother having custody the second two weeks, and alternating thereafter.

In 1995 father shall have custody of the child for a continuous period of two (2) weeks beginning August 1 at 9:00 o'clock a.m. and ending August 14 at 7:00 o'clock p.m.

D. Transportation of the child on weekends, holidays and Summer visits shall be equally divided as follows: The parent receiving custody shall provide transportation.

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 furnsih 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 twenty (20) days of the date hereof.

IV. Cost of the mediation conference will be divided as follows: One-half (½) Plaintiff and one-half (½) Crawford County. The Prothonotary of Crawford County is hereby directed to refund one-half (½) of the deposit paid in advance by the Plaintiff, less the cost of the custody order.
Gordon R. Miller, P.J.
July 25, 1995 Faxed Kulwicki, Brode & Fuller. Sent Plf. & Dft.

Jul. 31, 1995 Request for Hearing De Novo and ORDER filed. AND NOW, this 26th day of July, 1995, upon presentation and considerationof the foregoing request for Hearing De Novo, a hearing is scheduled with the Court of Common Pleas of Crawford County, Pennsylvania on the 24 day of August, 1995, at 1:00 o'clock P.M. in courtroom No.1 or 2 of the Crawford County Courthouse, Meadville,Pennsyvlania.
BY THE COURT:
Gordon R. Miller, J.
8-1-95 Faxed Kulwicki, Brode, Fuller & Lindsay

Cont. on Pg. 354A

1995

Damian Graham
vs.
Patricia Carr

CONTINUED FROM PAGE 354
of Record
A. D. 1995 - 354

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Aug 10,1995 Withdraw of Appearance of Joseph 'F. Kulwicki, III, Esq., for Plaintiff and Order, filed. **ORDER:** AND NOW, THIS (DAY OF August, 1995, motion granted.

BY THE COURT,
Anthony J. Vardaro, J.

Aug. 10, 1995 Faxed Lindsay, Kulwicki & Brode
Aug 16, 1995 Faxed Fuller

Aug 10, 1995 Motion To Continue and Order, filed. And Now this day 9th of August 1995, base on the attached motion the court sets a new hearing dat in the above matter, said de novo hearing shall take place on 5th day of October, 1995 at 9:15 o'clock a.m. in either court room # 2 of the Crawford County Court House, located in Crawford County Meadville, Pennsylvania.

By The Court
Anthony J. Vardaro, J.

Aug 10, 1995 Faxed Lindsay given Brode
Aug 16, 1995 Faxed Fuller

Sept. 12, 1995, Petition to Withdraw Request for Hearing De Novo and Order filed. ORDER: AND NOW, this 11 dayof Sept. 1995, plaintiff's petition to withdraw his de novo request is granted and the hearing set for Oct. 5, 1995 is cancelled.

by the COURT,
Anthony J. vardaro, J.

9/12/95 faxed to Brode and Lindsay

Feb 21, 1996 Petition To Modify Custody Order and Orders, filed. **ORDER:** You, Patricia Carr, have been sued in Court to **(modify)** custody, of child Anthony Graansi.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Fuller, Esquire.

Date: Feb. 26, 1996

ORDER: AND NOW, this 26th day of February, 1996, 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.

Feb 27, 1996 Faxed Brode & Fuller, given Lindsay

Mar. 27, 1996 Praecipe of Defendant Attorney To Proceed In Forma Pauperis filed.

Apr.18, 1996 Withdrawal of Request for Appointment of a Mediator filed. AND NOW, the Court, upon consideration of Plaintiff Father's request to withdraw the Petition to Modify and the appointment of a Child Custody Mediator is hereby Ordered and directed that said Petition is withdrawn and any deposits made with the Prothonotary shallbe refunded to the Petitioner, less any costs or fees incurred.

BY THE COURT
Anthony J.Vardaro, J.

4-19-96 Faxed Brode, Lindsay & Fuller

354 B

1995

1995

Stokes, Lurie & Cole
Michael E. Kennedy

James B. Cole

355.

Cusick,Madden,Joyce & McKay
Peter C. Acker

DONALD L. McKNIGHT and ALYCE McKNIGHT, his wife

vs.

MICHAEL J. DZERA, III

Filed April 11, 1995
@ 1:36 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	52.00
Sheriff's Costs	34.00
Pro Co pd 1-3-97	6.00

WRIT OF SUMMONS
Issued Sheriff

Apr. 25, 1995, Sheriff's Return filed. ATTEMPTED service by deputizing the Sheriff of Mercer County, PA. As per his Affidavit of Service, address given of 204 Hurlbert Road, Jamestown, PA, is in Crawford County, PA. Affidavit attached.
so answers, Robert M. Stevens, Sheriff

Jul 27, 1995 Praeciple to Reissue The Writ of Summons, filed.

Aug. 8, 1995 Sheriff's Return filed. SERVED Michael J.Dzera, III, on August 4, 1995 at 10:35 AM by handing a copy of the Summons to Debra A. Dzera, his Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville,PA. Signed Acceptance of Service attached.
So answers, Barbara J.Reagle, Deputy Sheriff
Robert M.Stevens, Sheriff

Sep. 5, 1995 Appearance of Cusick, Madden, Joyce and McKay by Peter C. Acker, Esquire, Attorney for Defendant, Michael J.Dzera, III, filed.

Sep. 5, 1995 Upon Praecipe of Peter C. Acker, Eskquire, Attorney for Defendant, Rule entered upon Plaintiff to file Complaint issued.

Oct 2, 1995 Complaint in Civil Action filed.

Nov 8, 1995 Praecipe For Substitution of Counsel, filed.

Nov. 13, 1995 Stipulation and Order for Consolidation filed. And Now, this 9th day of November, 1995, upon consideration of the foregoing Stipulation, the case filed by Michael Dzera, III against Donald McKnight at A.D. No. 1995-719 is consolidated it the case filed by Donald L. McKnight and Alyce McKnight against Michael J. Dzera, III, at A.D. 1995-355, the consolidated case to be captioned as above indicated.
By The Court:
Gordon R. Miller

Nov. 13, 1995 Copy in Atty. Weiss mailbox.
11-13-95 FAXED Attys. J. cole, P. Acker, R. Powers.

Mlay 17, 1996 Notice of Deposition of Corporal Kevin Forcier, filed.

June 12, 1996 Notice of Deposition filed.

June 27, 1996 Praecipe for Substitution of Appearance by Peter C. Acker, Esquire, Attorney for Michael J. Dzera, III as a Defendant filed.

June 27, 1996 Answer filed.

July 17, 1996 Notice of Deposition of Jason Gill filed.

Sept. 13, 1996 Upon praecipe of Attorney Robert N. Peirce, Jr., the above entitled action is marked settled and discontinue of record.

Dec 23, 1996 Upon praecipe of plaintiff attorney the above matter is marked settled and discontinued with prejudice, of record.

1995

Bukac & Toomey
James Bukac

356.

Thomas, Truax, Spadafore
Walker and Keenan
Emil M. Spadafore Jr.

Bruce A. Barrett

LEE F. BEICHNER

vs.

Estate of
PAMELA CRAWFORD and DALE E. WAGNER , Bruce P. Wagner, Executor of the Estate of Dale E. Wagner and Bruce P. Wagner, Individially

Filed April 11, 1995
@ 1:36 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	44.00
Sheriff's Costs	41.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Apr. 19, 1995, Sheriffs Return fjiled. SERVED Pamela Crawford personally on Apr. 19, 1995 at 8:30 a.m. by handing a copy ofthe complaint to her inthe sheriff's office, Third Fl., Crawford County Courthouse, Meadville, Pa.

NOT FOUND, as to defendant Dale E. Wagner at address given of 109 Pearl St. Cochranton, Crawford County, Pa. The defendant is deceased.

So answers, Shawn E. Ashbaugh, Dep. Sher
Robert M. Stevens, Sher

May 11, 1995, Answer Containing New Matter filed. 2 copies (atty)

Sept. 21, 1995 Reply To New Matter, filed.

Jan. 9, 1996 Consent By Adverse Party To Amendment of Compalint filed.

Jan. 9, 1996 Amended Complaint filed.

Feb. 7, 1996 Amended Complaint re-instated.

Mar 6, 1996 Praecipe to Re-Instate The Amended Complaint, filed.

Mar 6, 1996 Answer to Amended Complaint, filed.

Mar 15, 1996 SHERIFF'S RETURN: Served, Bruce P. Wagner Executor of the Estate of Dale E. Wagner, by certified mail on March 9, 1996 return receipt attached.

Served, Bruce P. Wagner, by certified mail on March 9, 1996, return receipt attached.

So answers, Robert m. Stevens, Sheriff

Mar. 28, 1996 Appearance of Bruce A. Barrett for Defendants filed.

March 29, 1996 Preliminary Objections filed.

357.

KELVIN D. JONES

vs.

DEBRA J. CASTILE

Filed April 11, 1995
@ 1:36 PM

Indigent Filing

CUSTODY COMPLAINT
1 copy Sheriff
1 copy Mediator
1 copy Plaintiff

You, Deborah Castile, have been sued in Court to obtain custody of Dominique Jones.

You are Ordered to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson 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 ALWYER 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 HWERE YOU CAN GET LEGAL HELP.

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 4/11/95 Anthony J. Vardaro, J

AND NOW, this 11 day of April, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or vistiation of a minor child or children it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to theCourt the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to theSheriff of Cawford County for service upon the defendant.

3. The plailntiff is ordered and directed to immediately go to theSheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complanit or petition and order upon the defendant and made an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Ant;hony J. Vardaro, J

Apr. 11, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, April 11, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an Affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's Office or theCourt of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Anthony J. Vardaro, J

Apr. 27, 1995 SHERIFF'S RETURN, filed. SERVED Debra Castile personally on April 27, 1995 at 10:25 AM by handing a copy of the Custody Complaint to her at her residence in an upstairs apartment above Weaver's Inn, 336 North Street, Meadville, Crawford County, PA.
So answers,

Shawn E. Ashbaugh, Deputy Sheriff
Scott D. Youong, Deputy Sheriff
Robert M. Stevens, Sheriff

July 20, 1995 TEMPORARY ORDER filed. AND NOW, July 19, 1995, 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, Dominique LaShaune Castile, 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 Dominique LaShaune Castile shall be with his Mother, subject to the following conditions:

a. The Father shall be permitted to visit and take the child into his temporary physical custody every other weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m.

b. During the child's school year, Father shall be entitled to visit and take the child into his custody each Wednesday evening from 4:00 p.m. until 8:00 p.m.

b. Beginning with the summer of 1996, Father shall be entitled to take the child into his custody for four weeks, which weeks need not be consecutive. Father shall provide Mother with a 48-hour written notice of the weeks he intends to select.

c. Holiday visitations shall be arranged as follows:

i. Thanksgiving: The Thanksgiving holiday shall be observed between the hours of 9:00 a.m. and 6:00 p.m. In odd years, the child shall be in the custody of the Father during these hours and in even years, the child shall be in the custody of the Mother.

ii. Christmas: The Christmas holiday shall be observed between the hours of 9:00 a.m. and 6:00 p.m. In odd years, the child shall be in the custody of the Mother during these hours and in even years, the child shall be in the custody of the Father.

In addition, the Father shall be permitted to take the child into his custody each year from Dec. 27th at 9:00 a.m. until Dec. 30th at 6:00 p.m.

iii. Easter: The child shall be in the custody of the Father each Easter from 9:00 a.m. through 6:00 p.m.

iv. Independence Day: The Independence Day holiday shall be observed between the hours of 9:00 a.m. and 11:00 p.m. In odd years, the child shall be in the custody of the Father during these hours and in even years, the child shall be in the custody of the Mother.

v. The child shall spend Mother's Day with the Mother from 9:00 a.m. until 8:30 p.m. and Father's Day with the Father during the same hours.

Record Continued on Page 475

1995

Seewald, Swartz &
Associates
Louis B. Swartz

358.

William T. Jordan

MBNA AMERICA BANK, N.A.
formerly known as MARYLAND
BANK, N.A.

vs.

MICHAEL J. KALUSTIAN and
KATHY D. KALUSTIAN

Filed April 11, 1995
@ 1:36 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	37.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Apr. 13, 1995 SHERIFF'S RETURN, filed. SERVED Michael J. Kalustian personally on April 13,1995 at 10:05 AM by handing a copy of the Complaint to him at his residence, 391 Edgewood Drive, Meadville, Crawford County, PA.

SERVED Kathy D. Kalustian on April 13, 1995 at 10:07 AM by handing a copy of the Complaint to Michael J. Kalustian, her Husband, at the residence, 391 Edgewood Drive, Meadville, Crawford County, PA.

So answers, Shawn E. Ashbaugh, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

May 12, 1995, Answer to Complaint filed.

July 23, 1996 Affidavit of Failure To Respond to Discovery filed. On this 4 day of April, 1996 upon consideration of the foregoing Motion to Amend Divorce Decree, the motion of said Dec July 23, 1996 Praecipe for Argument Court filed. Brief in Support for Summary Judgment filed. Anthony J. Vardaro, J.
Apr 4, 1996 Dated Ltr'd & Dec'd

July 23, 1996 Plaintiff's Motion for Summary Judgment filed.

July 25, 1996 Plaintiff's Concise Statement of Facts filed.

Aug. 20, 1996, Amended Answer to Complaint filed.

Aug. 20, 1996, Notice of filing Answers to Plaintiff's Requests for Admissions and Interrogatories (lst set) filed.

Aug. 20, 1996, Defendants' Answer to Plaintiff's Motion for Summary Judgment filed.

Aug 29, 1996 ORDER: AND NOW, August 26, 1996 this matter comes before the Court on the Plaintiff's motion for summary judgment.

Both parties are represented by counsel and by agreement of the parties, summary judgment is entered in favor of the Plaifntiff and against Michael J. Kalustian in the amount of $10,750.88.

The Plaintiff will withdraw its motion for summary judgment with respect to Kathy D. Kalustian and within 5 days of the date of this order. Anthony J. Vardaro, J.
Aug 29, 1996 Distributed Jordan. Mailed Swartz

Dec. 16, 1996, Notice of Filing Answers to Interrogatories filed.

1995

Shafer, Swick, Bailey, Irwin & Stack
James R. Irwin

359.
Thomas,Truax,,
Spadafore &Walker
R. Charles Thomas
~~Rosen, Rosen,~~ Bloom
~~Bruce T. Rosen~~ withdrawn

CONSTANCE A. PHILLIPS

vs.

WENDELL F. PHILLIPS

Filed April 11, 1995
@ 1:36 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 1-26-96	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, EXPERT FEES COSTS and EXPENSES
1 copy atty.

Apr. 12, 1995, Affidavit of Service filed. I, curtis P. Carbaugh, an adult individual depose and say that I did on the 11th day of April 1995 serve a true and correct copy of the Complaint in divorce on the above named defendant by handing same to him at Titusville, Pa. at approx. 4:00 pm. Curtis P. Carbaugh.

Apr. 25, 1995, Appearance of Rosen, Rosen & Bloom, by Bruce T. Rosen, attorneys for defendant filed,.

Jun. 14, 1995 Petition for Special Relief and RULE filed. AND NOW, this 12 day of June, 1995, upon presenstation and consideration of the foregoing, a rule is entered upon the Respondent to show cause, if any he has, why the prayer of the Petitioner should not be granted.
RULE RETURNABLE ON THE 19th day of July, 1995, at 1:30 o'clock p.m. in courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, PA 16335.
BY THE COURT:
Anthony J. Vardaro, J.
6-14-95 Faxed Irwin & Rosen

Jul. 20, 1995 Motion for Continuance and ORDER OF COURT filed. AND NOW,this 19th day of July,1995, it is hereby ORDERED AND DECREED that hearing in this matter is scheduled for July 19, 1995 at 1:30 p.m. be continued as the parties have settled the matter; however, neither party shall remove, dispose, alienate, encumber and/or dissipate any marital asset until further ORDER OF COURT. Gordon R.Miller, Judge
7-20-95 Faxed Rosen & Irwin

Aug 2, 1995 Stipulatiion and Order, filed. NOW, this lst day of August, 1995, pursuant to STIPULATION of parties hereto, it is ORDERED AND DECREED as follows:
1. Neither of the parties shall remove, dispose, alienate, encumber and/or dissipate any marital asset until further ORDER OF COURT.
2. This STIPULATION is the result of a negotiated agreement between the parties; and Defendant, Wendell Phillips, does not admit any wrongdoing nor admit any of the allegations contained in the PETITION FOR SPECIAL RELIEF filed by the Plaintiff.
3. It is further understood and agreed that this STIPULATION shall not be used by either party in the divorce action filed by Plaintiff at No. A.D. 1995 - 358.
BY THE COURT
Anthony J. Vardaro, J.
Aug 2, 1995 copies dist to counsel

Aug 8, 1995 Petition For Special Relief

Aug 8, 1995 ORDER filed. AND NOW, this 7 day of august,1995, it is hereby ORDERED, ADJUDGED AND DECREED that a Rule to Show Cause is hereby entered upon Respondent to how cause why, if any, the Petitioner should not be granted relief as requested in the foregoing Petition for Special relief.
Said Rule is returnable on the lst day of September, 1995 at 1:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville,Pennsylvania.
BY THE COURT:
Anthony J. Vardaro, J.
Aug 8, 1995 Faxed Irwin & B. Rosen

Aug 28, 1995 Withdrawal of Appearance of Bruce T. Rosen, Esquire, for Defendant, filed.

Sep. 19,1995 ORDER filed. AND NOW,September 1, 1995, this matter comes before theCourt and is heard informally with input from counsel and the parties, with counsel and the parties permitting the Court to decide the issues raised without the necessity of a long prolonged hearing. This is a bitter divorce, accompanied by a very sketchy Abuse Petition at No. 1995 404.
With relation to the Abuve Petition, this Court heard insufficient evidence to find the defendant in contempt of the Abuse Order regarding contact with his wife at her home or her place of work.
ACCORDINGLY, we decline to hold the defendant in contempt of that Order and this Court directs that in future hearings,the alleged breaches of the Order on May 26, jUly 2, July 9, July 10, July 14 and July 17,1995 will not be relitigated.
The defendant is cautioned most strongly that he must comply with the terms of the Temporary Order which became a final Order in the abuse action, and not contact the plaintiff nor go to her residence or place of business for any purpose. Any Petition for Contempt in the future will only address alleged violations of the Abuse Order after September 1, 1995.
With regard to the divorce action, it is obviously a complicated financial morass, with the husband having allegedly transferred title to property and collection of classic or antique cars into his children's names. There is also an allegation of the wife's surreptitious removal of some $78,000 from a joint account and an explanation to the Court that the same was used to establish a business, pay certain debts and other purposes. The Court makes no ruling on this issue and leaves to the discretion of the Master and ultimately the divorce judge to consider this matter in making equitable distribution.
The primary thrust of the dispute today involves a 1984 Cadillac, which apparently now is titled in husband's daughter's name and a 1990 GMC Truck titled in joint names between the parties. The husvband's position is that the Cadillac provides adequate transportation for the wife's naeds and that he needs the truck to help maintain numerous rental properties in the City of Titusville. Wife contents the Cadillac is inoperable and virtually unrepairable and that she needs the truck in her antique business in purchasing and selling antique items and transporting the same.

Continued to Page 479

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1995

360.

KELLY A. BURDINE

vs.

DOUGLAS TYLER

Filed April 11, 1995
@ 1:43 PM

Tax & entry Pd 6-19-95 50.50
User's Fee Pd 6-19-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd 34.00
Prob Pd 6-19-95 - 9.00

6-19-95 Pd Sheriff #9778 34.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 11th day of April , 19 95 , 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 contact Plaintiff in any way. Defendant shall not Plaintiff's residence. Defendant & Plaintiff shall arrange a time wthin the next 7 days when Plaintiff can pick up her personal belongings. Defendant shall not damage or destroy her 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 or 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 the April 17, 1995 , 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,
Gordon R. Miller, J

Apr.13, 1995 Sheriff's Return filed. SERVED Douglas Tyler personally on April 12, 1995 at 10:00 AM by handing a coipy of the Protection from Abuse to him at his place of employment at Tyler Acres, Palmer Road, Conneautville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M.Stevens,Sheriff

Apr. 18, 1995 ORDER filed. AND NOW,April 17, 1995,the parties appeared in court. the Court advised the defendant as to the nature of this proceeding and he understood it. He agreed to the entry of an Order by consent,and therefore, it is ORDERED as follows:

1. The defendant will not assault, abuse, harass, stalk or threaten the plaintiff.
2. The defendant shall not contact the plaintiff and will not go to the plaintiff's residence or place of work.
3. The property where the parties lieved belongs to the defendant and the plaintiff has already moved out. She shall have the right to go to that residence during daylight hours at times to be agreed upon in advance with the defendant for the purpose of packing and organizing her personal belongings. She shall then remove her personal belongings from that residence by 3 o'clock p.m. on Sunday, April 23, 1995.
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 Pennsylvania State Police at Meadville and to County Control and a copy shall be mailed by the Prothonotary to the parties at the addresses indicated on the Petition. A further address for the plaintiff is Route #18,Wheeler Residence, Conneautville,Pennsylvania, 16406.
6. This Order shall remain in full force and effect for 12 months from this date unless modified or terminated by further Order of Court.
7. The defendant shall pay record court costs inthe amount of $98.50 no later than Friday, May 5, 1995. He shall pay that to the Prothonotary onthe First Floor of the Crawford County Courthouse.
8. The defendant is reminded that this is an Order of Court and violation of this Order may be punishable by a fine from $100 to $1000 and a jail sentence of up to 6 months.
9. The defendant shall have a right to contact the plaintiff by telephone during daylight hours only,provided he is not threatening,harassing,or abusive. FURTHERMORE,if the plaintiff tells the defendant that she no longer wants to talk to him, then he shall no longer make any phone calls after that. The defendant has indicated that he would like to talk to the plaitniff about her children because he claims he has been like a father to them while he has been living with the plaintiff. We take no position onthat because (1) the plaintiff did not agree to any particular resolution of that issue; and (2) it does not appear that he is the natural father of the children.

BY THE COURT,
Gordon R. Miller, President Judge

4-18-95 Faxed Pa.SPD,Co.Control & mailed Pltf. 4-26-95 Mailed copy w/bill to Deft.

1995

361.

MARJORIE A. MASCARA

vs.

MICHAEL L. MASCARO

Filed April 11, 1995
@ 3:10 PM

Indigent Filing

COMPLAINT IN DIVORCE, ALIMONY

Apr. 11, 1995 Petition To Proceed In Forma Pauperis Pursuant To pa. R.C.P. 240 and Order filed. AND NOW, April 11, 1995, upon consideration of the petition filed by the Plaintiff in this action and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plantiff is granted leave to proceed in forma puperis at this time.

The Plaintiff is directed to inform the Prothonotary's Office or the Court of any improvement in her financial circumstance that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

This order is also without prejudice to the court to assess costs against the defendant if appropriate.

BY THE COURT:
Anthony J. Vardaro, J

Mar. 12, 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 4/11/95 . 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: March 12, 1998

Mar 12, 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)

1995

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Gary A. Fabian

362.

John P. Gagliotti

MERLE HAYES and EVELYN C. HAYES, his wife

vs.

RICHARD M. KOWALEWSKI and AMY S. KOWALEWSKI, his wife

Filed April 11, 1995
@ 3:15 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	35.00
Pro Pd 5/19/95	9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE
2 copies atty.

Apr 13, 1995 SHERIFF'S RETURN, filed. SERVED Amy S. Kowalewski personally on April 13, 1995 at 10:55 AM by handing a copy of the Complaint in Mortgage Foreclosure to her at the residence, 687 State Street, Meadville, Crawford County, PA.

NOT FOUND as to Richard M. Kowalewski at address of 687 State Street, Meadville, Crawford County, PA. He has moved to 1001 W. 26th Street, Erie, Erie County, PA.

So answers, Shawn E. Ashbaugh, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Apr. 24, 1995 Appearance and Acceptance of Service filed. I, John Gagilotti, Esq., do hereby appear in the above captioned matter on behalf of the Defendants, Richard M. Kowalewski and Amy S. Kowalewski, his wife, and further, being authorized to do so, I do hereby accept service of a true and correct copy of the complaint in theabove captioned matter on behalf of the Defendant Richard M. Kowalewski. The Defendant,Amy S. Kowalewski, has previously been served by the Sheriff of Crawford County.

John P. Gagliotti

And Now, May 19, 1995 at 3:36 p.m., upon praecipe of plaintiff attorney, with default notice attached, Judgment is hereby entered in favor of the plaintiffs and against the defendants; damages assessed in the sum of TwentyThree Thousand Three Hundred Forty Five and 81/100 Dollars.

Judgment entered
5/19/95
K - 141, 11

Debt - $23,345.81

Barbara H. King,
Prothonotary

May 22, 1995 notice of entry of judg. to Atty. Gagliotti

EX1995-44

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

363.

DEBORAH J. CHESS

vs.

RONALD A. CHESS

Filed April 11, 1995
@ 3:45 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
1 count paid	15.00
state paid	5.00
Pro Co pd 9-12-95	9.00
Pro.Co pd 4/2/96	5.00

COMPLAINT IN DIVORCE,

Apr. 25, 1995 Affidavit of Service filed. I, Edward J. Hatheway, Esquire, after being duly sworn according tolaw, do hereby certify 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 April 13,1995,send to Ronald A.Chess, by Certified Mail, Receipt No. Z 410 967 506, Return Receipt Requested, a true and c orrect copy of the Plaintiff's Complaint in?Divorce filed at the above term and number; and that I did receive a duly-executed return dated April 21, 1995.
April 24, 1995 Edward J.Hatheway,Esquire

June 26, 1995, Petition for Additional Remedies filed. (Equitable Distribution)

Jul 14,1995 Affidavit of Consent of Plaintiff, filed.

Jul 17, 1995 Affidavit of Consent of Defendant, filed.

Sep 11, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 15, 1995 AND NOW, this 13th day of September, 1995, upon presentation of the Stipulation and Consent of the parties attached hereto, and after consideration of the same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. The bonds of marriage between the Plaintif, DEBORAH J. CHESS, and the Defendant, RONALD A. CHESS, are dissolved because the marriage is irretrievably broken. The Plaintiff and the Defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and conditions of the Divorce Decree Agreement between the parties herein, dated Sept. 11, 1995, shall be incorporated in this Decree and Order by reference as fully as though the same were set forth herein, at length.

1. This Honorable Court shall retain jurisdiction of this matter.

BY THE COURT:
Gordon R. Miller, J.

Mar. 29, 1996 Notice of ElectionTo Retake Maiden Name filed. Deborah J. Chess TO BE KNOWN AS Deborah J. Eshbaugh

1995

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

364.

JODY LYNN SLINGLUFF

vs.

CLAUDE ALLEN SLINGLUFF

Filed April 11, 1995
@ 3:45 PM

Tax & entry paid	50.50
User's Fee paid	5.00
STate paid	10.00
Adm. Fee paid	45.00

COMPLAINT IN DIVORCE
1 copy atty.

Aug. 14, 1995, Acceptance of Servcie filed. I hereby accept service of the complaint and divorce filed at the above captioned docket no. in Crawford County, Pa. and filed on April 11, 1995.
Claude Allen Slingluff.

Aug. 14, 1995, Affidavit of Consent of defendant filed.

Mar. 12, 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 8/14/95 . 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: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 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)

1995

Thomas, Truax,
Spadafore, Walker
& Keenan-
R. Charles Thomas

365.

IN RE: PROPOSED PRIVATE SALE OF TAX CLAIM LAND, CRAWFORD COUNTY COMMISSIONERS, ASSESSED OWNER SITUATE IN NORTH SHENANGO TOWNSHIP, CRAWFORD COUNTY, PENNSYLVANIA and known as Lot No. 104 and Building Assessment NO. 4602-032-104

Filed April 11, 1995
@ 4:09 PM

Tax & entry paid	50.50
user's Fee paid	5.00

PETITION FOR DISALLOWANCE OF PRIVATE TAX CLAIM SALE
AND FOR HEARING
3 copies Atty.

AND NOW, this 11th day ofApril, 1995, upon consideration of the within Petition for disallowance of private tax claim sale and for hearing, the proposed private tax claim sale of the above described real estate to Jennifer Lynn Gala and Robert JOhn Palko is hereby stayed and a hearing onthe same is set fort the 1st day of May, 1995, at 1:00 o'clock p.m. in Court Room No. 1 or 2 of the Crwaford County Court House, Meadville, Pennsylvania. In the meantime all proceedings to be stayed pending said hearing. Counsel for the Petitioner is directed to forthwith serve a copy of the within Petition and Order upon Frederick Wagner, Director oftheCrawford County Tax Claim Bureau and upon Jennifer Lynn Gala and Robert John Palko at their last known address and upon the Crawford County Commissioners, the last assessed owner, both by Certified Mail, and regular mail an dfile an Affidavit of Service thereon.

BY THE COURT,
Gordon R. Miller, J

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

366.

CYNTHIA L. BUXTON

vs.

JAMES H. BUXTON

Filed April 12, 1995
@ 9:21 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00

COMPLAINT IN DIVORCE
3 copies atty.

Apr. 19, 1995, Affidavit of Servcie filed. I, Edward J. Hatheway, esq. after being duly sworn according to law, do hereby certify that I am the atty. of record for the plaintiff, and that as such I am authorized to make this vertification; that I did on Apr. 12, 1995, send to dft. by cert. mail, rec. No. #Z 410 967 504, Ret. Rec. Req. a true and correct copy of the plaintiff's divorce complaint filed at above number; and that I did receive a duly executed return dated Apr. 17, 1995. Edward J. Hatheway Esq.

Mar. 12, 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 4/19/95 . 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: March 12, 1998
Mar. 12, 1998 copies mailed by Court Administrator's Office

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

367.

IN RE: PROPOSED PRIVATE SALE OF TAX CLAIM LAND, CRAWFORD COUNTY COMMISSIONERS ASSESSED OWNER, SITUATE IN NORTH SHENANGO TOWNSHIP, CRAWFORD COUNTY, PENNSYLVANIA, Assessment No.: 4602-32-104

Filed april 12, 1995
@ 9:21 AM

Tax & entry Pd 4-12-95 50.50
User's Fee Pd 4-12-95 5.00

PETITION FOR DISALLOWANCE OF PRIVATE TAX CLAIM SALE AND FOR HEARING
6 copies atty.

Apr. 19, 1995, Affidavit of Servcie filed. I, Edward J. Hatheway, Esq. after being duly sworn according to law, do hereby certify that I am atty. for petitioner, and that as such I am authorized; that I did on Apr. 17, 1995 send to the Crawford County Commissioners Office and Frederic Wagner, by cert. mail, Receipt Nos. Z 410 967 646 and Z 410 967 508, Ret. Rec. Req. a true and correct copy of Petitioner's Petition for Disallowance of Private Tax Claim and for Hearing filed at above number and that I did receive a duly executed return dated Apr. 18, 1995.
Edward J. Hatheway, Esq.

Apr. 20, 1995 Affidavit of Service filed. I,Edward J. Hatheway, Esquire,after being duly sworn according to law, do hereby certify that I am the attorney of record for the above-named Petitioner, and that as such I amauthorized tomake this verification; that I did onApril 17, 1995,send to Robert Palko and Jennifer Galla, by Certified Mail, Receipt No. Z 410 967 507,Return Receipt Requested, a true and correct copy of thePetitioner's Petition for Disallowance of Private Tax Claimand for Heariang filed at the above term and number; and that I did receive a duly-executed return dated April 18, 1995.
April 20, 1995 Edward J. Hatheway,Esquire

Barbara J.Walton

368.

William J. Gregg

DEBORAH WATKINS

vs.

ALAN M. SHEEHAN

Filed April 12, 1995
@ 11:57 AM

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISION
OF DISTRICT JUSTICE GEORGE W. HERZBERGER, III

Apr. 12, 1995 Rule entered upon the Plaintiff to file a Complaint issued.

May 1, 1995 Proof of Service filed.

Feb. 16, 1996 Motion to Strike Appeal and RULE TO SHOW CAUSE filed. AND NOW, this 15 day of February, 1996, upon presentation of the Motion to Strike Appeal it is hereby entered ordering and directing the Defendant, Alan Sheehan, to show cause, if any he has, why said Motion to Strike Appeal should not be granted. The said Rule to Show Cause is returnable for hearing and/or argument onthe 4th day of March, 1996 at 9:15 o'clok A.M. in Courtroom Number 1, 2 or 3, in the Crawford County Courthouse located at 903 Diamond Park, Meadville,Pennsylvania.

By the Court:
Anthony J.Vardaro,J.

2-20-96 Faxed Gregg, given Walton

Mar. 11, 1996 Complaint in Civil Action, Replevin filed.

Mar. 14, 1996 ORDER filed. AND NOW, March 4, 1996, the Court hears argument on Defendant's Motion to Strike the Appeal Because of Timely Filing of Proof of Service of Notice of Appeal.

After listening to input from counsel, and the admission into evidence of a Certified Mail envelope dated April 3, 1995 which shows many attempts to deliver and a refusal of delivery and after consider the intent of the rules, the Court hereby denies the Motion to Strike the Appeal.

The plaintiff is accorded 15 days from this date to file a denovo complaint in the Prothonotary's Office with proper service thereof upon counsel for the defendant.

BY THE COURT;
P.Richard Thomas, Senior Judge

3-14-96 dist.to Walton & Gregg

Mar. 21, 1996 Affidavit of Service filed. And Now, March 19, 1996, comes Carole Walker, secretary to Barbara J. Walton, and avers as follows:

1. A true and corrrect copy of the Complaint in Civil Action was mailed to the Defendant via Certified Mail, return receipt on March 15, 1996.

2. That the Defendant signed the return card on March 18, 1996, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. P53589455355) attached hereto as Exhibit "A".

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. 4904, relating to unsworn falsification to authorities.

Carole Walker

May 21, 1996 Defendant's Answer to Complaint & Counter-Claim filed.

June 19, 1996, Answer to Counterclaim filed.

1995

Ely & Smith
Edwin W. Smith

369.

HAMOT MEDICAL CENTER OF THE CITY OF ERIE, PENNSYLVANIA

vs.

SHARON PROPER

Filed April 12, 1995
@ 1:10 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Pd 8/16/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Apr. 18, 1995 Sheriff's Return filed. SERVED SharonProper personally on April 17, 1995 at 12:22 PM by handing a copy of the Complaint to her in the Sheriff's Office, Third Floor,Crawfor County Courthouse, Meadville,PA.
So answers, Carole Stefanucci, Deputy Sheriff
Robert M.Stevens,Sheriff

Jul 27, 1995 Notice of Default filed.

And Now, Aug.10, 1995, at 11:45 a.m., upon praecipe of plaintif attorney, with default notice attached, Judgment is hereby entered in favor of the plaintiff and agaisnt the defendant for want of an answer, in the amount of Four Thousand Four Hundred Seventy Four and 77/100 dollars, with int. and costs of suit.
Judgment entered
8/10/95
P - 154

Debt - $4,474.77

JUDGMENT
Barbara H. King,
Prothonotary

8/16/95 notice of entry of judg. mailed dft.

370

1995

Ely & Smith
Theodore B. Ely

370.

UNION FEDERAL SAVINGS BANK
OF INDIANAPOLIS, INC.

vs.

OSCAR CHAFFIN

Filed April 12, 1995
@

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	29.00
pro co Pd 6/1/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

April 18, 1995, Sheriffs Return filed. SERVED Oscar Chaffin on April 18, 1995 at 9:10 a.m. by handing a copy of the complaint to Richard E. Coatoam, his authorized agent, inthe sheriff's office third Floor, Crawfor dCounty courthouse, Meadville, Crawford County, Pa. signed acceptance of service attached.
So answers, Barbara J'. Reagle, Dep. Sher.
Robert M. Stevens, Sher.

May 12, 1995 Notice of Default Judgment filed.

And Now, May 31, 1995 at 11:37 a.m. upon praecipe of plff. attorney, with default notices attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer; in the sum of ElevenThousand One Hundred thirty six and 00/100 Dollars with int. at 12.75% per annum from Apr. 10, 1992 and costs of suit.
Judgment entered
May 31, 1995
C - 123

Debt --- $11,136.00

Int. from Apr. 10 1992 @ 12.75%

JUDGMENT

Barbara H. King,
Prothonotary

June 1, 1995, notice of entry of judg. mailed to dft.

EX1995-53

1995

Louis P. Vitti &
Associates, PC
Louis P. Vitti

371.

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

GE CAPITAL MORTGAGE
SERVICES, INC., Assignee of
NORWEST MORTGAGE, INC.

vs.

MERRILL A. LAYDEN and
LIZA M. LAYDEN, his wife

Filed April 12, 1995
@

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	41.00
Pro Co od 5-25-95	9.00
Sheriff's costs	36.00
Pro Co Pd. 8/24/95	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Apr. 18, 1995 Sheriff's Return filed. SERVED Merrill A. Layden personally on April 13, 1995 at 1:00 PM by handing a copy of the Complaint in Mortgage Foreclosure to him at his temporary place of custody in the Crawford County Jail, 360 Center Street,Meadville, Crawford County, PA.
NOT FOUND as to Liza M.Layden at address of R.D.#1, Box 54,Springboro, Crawford County,PA. Moved and left no forwarding address.
So answers, Shawn E.Ashbaugh, Deputy Sheriff
Robert M.Stevens, Sheriff

May 25, 1995 Upon praecipe of plaintiff attorney judgment is hereby entered in Default of an Answer against Defendant **Merrill A. Layden only**, and in favor of Plaintiffs, said Judgment to be in the amount of Twenty-Seven Thousand One Hundred Ten and 17/100 Dollars ($27,110.17), together with interest and costs.
Entered 5-25-95 Debt: $27,110.17 plus interest & costs
L - 113 JUDGMENT
Barbara H. King, Pro.
5-25-95 Notice of entry of Judgment sent to Dft. M. Layden

Jun. 23, 1995 Petition for Alternate Service and ORDER OF COURT filed. AND NOW,this 22 day of June, 1995, it appearing to the Court that the Sheriff has been frustrated in service of process, itis Ordered, Adjudged and Decreed that service of the Complaint and all subsequent documents upon all Defendants be accomplished by ordinary mail by Plaintiff and by posting the property by the Sheriff in order to effect compliance with Rule 400,et seq. and Rule 3129.1,et seq.
BY THE COURT:
Anthony J.Vardaro,J.
6-23-95 Faxed Vitti &Swick

July 7, 1995, Complaint Reinstated.

July 19, 1995 Sheriff's Return filed. POSTED the property of Merrill A. Layden located at RD # 1, Box 54, Springboro, Crawford Co., PA., on July 13, 1995 at 1:52 PM.
So answers,
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

July 24, 1995 Certification of Mailing filed. I. Louis P. Vitti, do hereby certify that a copy of the Complaint and Order of Court was mailed by regular mail to the Defendants, Merrill A. Layden and Liza M. Layden, on July 13, 1995 per court Order.
Louis P. Vitti

And Now, Aug. 24, 1995, at 3:19 p.m., upon praecipe of plaintiff attorney, with certificate of mailing, default notice, and notice of military service attached, JUDGMENT is hereby entered in favor of the plaintiff and against the defendant Liza M. Layden only, in the amount of Twenty Seven Thousand One Hundred Ten and 17/100 dollars, together with int. and costs.
Judgment entered
8/24/95
L - 103
Debt - $27,110.17 plus int. and costs
JUDGMENT
Barbara H. King,
Prothonotary
Aug. 28, 1995, notice of entry of judgment mailed dft. Liza M. Layden.

EXECUTION 1995 - 60

372

1995

Barbara J. Walton

372.

Peter, Lewis, Lindsay & Hatheway
Brian J. Lindsay

BARBARA A. DERBY

vs.

LARRY DERBY

Filed April 12, 1995
@ 2:47 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 7-21-95	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE, CUSTODY

Apr. 27, 1995 Acceptance of Service filed. I hereby accept service of the Complaint and Divorce filed at the above captioned docket number in Crawford County, Pennsylvania on behalf of larry Derby, Defendant, and filed on April 12, 1995.

Brian J. Lindsay

May 31, 1995 Stipulation and Consent Custody Order, filed. AND NOW, this 26th day of May, 1995, upon presentationof the Stipulation and Consent of the parties, attached hereto and after consideration of same, it is hereby ORDERED, DIRECTED, AND DECREED that:

1. The parties shall have shared legal custody of the minor child, DAWN DERBY. 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 minro child. Health care, school personnetl, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regardinga the subject minor child.

2. Primary physical custody of Dawn Derby shall be with the Plaintiff, Barbara Derby, Defendant Larry Derby shall have temporary physical custody every other weekend, beginning the weekend of May 13, 1995. This period shall begin at 10:00 a.m. on Saturday and continue until Sunday at 5:00 p.m.

The Defendant shall have visitation with Laurie Derby as arranged between the Defendant and the child.

3. The parties agree that each shall have visitation with the child on holidyas. This visitation shall be arranged as mutually agreed upon by the parties.

4. The parties are free to make alternative arrangements respecting the custodial and visitation periods and are encouraged to do so. Each party will try to accommodate the other to allow visitation and agree to provide 24 hour notice of a need to make any changes in the visitation. The parties further agree that the presence of each is important in the child's life.

5. Each party shall teach the child to give to the other party that love and respect which is due a from the child.

6. None of the parties shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor child. None of the parties shall expose the minor child to harmful situations or harmful people while having custody of the child.

7. None of the parties 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.

8. The party receiving the child be responsible for transportation of the minor child.

9. The parties to this action agree that this Honoraable Court shall retain jurisdiction of this matter.

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

June 1, 1995 Faxed Walton & Lindsay

Jul 17, 1995 Affidavit of Consent of Plaintiff, filed.

Jul 21, 1995 Affidavit of Consent of Defendant, filed.

Jul 21, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

July 27, 1995 AND NOW, this 26 day of July, 1995, 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 BARBARA A. DERBY, Plaintiff, and LARRY DERBY, 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.

1995

Barbara J. Walton

373.

TINA MARIE STEELE

vs.

RALPH EDWARD STEELE, JR.

Filed April 12, 1995
@ 2:47 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 6-9-95	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(d)
1 copy atty.

Apr. 12, 1995 Affidavit of Consent Under Section 3301(d) of the Divorce Code of Plaintiff filed.

Apr. 24, 1995, Affidavit of Service filed. And now, Apr. 24. 1995, comes Barbara J. Walton and avers:

1. A true and correct copy of the Complaint under Sect. 3301(d) and Plaintiffs Affidavit of Consent under Section 3301(d) was mailed tothe dft. via Cert. mail ret. rec. on Apr. 21, 1995.

2. That the dft. signed the ret. card on Apr. 21, 1995 and in accordance with Pa. R.C.P. 412, service of the complaint was made as is evidenced by the US Postal Ser. Ret. Rec. (Cert. Z410908 219) attached hereto as exhibit "A".

Barbara J. Walton, Esq.

May 17, 1995, Affidavit of Service of Notice of Intention to Request Entryof Div. Decree and Counter-Affidavit filed.

June 8, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 15, 1995 AND NOW, June 14, 1995, it is hereby ordered and decreed that TINA MARIE STEELE, Plaintiff, and RALPH EDWARD STEELE, 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.

374

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

374.

IN RE: PROPOSED PRIVATE SALE OF TAX CLAIM LAND, CRAWFORD COUNTY COMMISSIONERS ASSESED OWNER, SITUATE IN SPRING TOWNSHIP, CRAWFORD COUNTY, PENNSYLVANIA, Assessment No.: 150-5-1

Filed April 13, 1995
@ 9:39 AM

Tax & entry paid	50.50
User's fee paid	5.00

PETITION FOR DISALLOWANCE OF PRIVATE TAX CLAIM SALE AND FOR HEARING
4 copies atty.

Apr. 13, 1995, ORDER: AND NOW, this 13 day of April, 1995, 1995 upon consideration of the within Petition for Disallowance of Private Tax Claim Sale and For Hearing, the proposed private tax claim sale of the above described real estate to Thomas Edward Ackerman is hereby stayed and a hearing on the same is set for the 23rd day of May 1995, in C. R. No. 1 or 2 at 1:00 p.m. in the Crawford County Courthouse in Meadville, Pa. 16335; all proceedings to be stayed pending said hearing.

Counsel for Petitioner is directed toforthwith serve a copy of the within Petition and Order upon Frederic Wagner, director ofthe Crawford County Tax Claim Bur. and upon Thomas Edward Ackerman, the current bidder at his last known address and upon the Crawford County Commissioners, the last assessed owner, both by cert. mail and reg. mail and file an Affidavit of Ser. thereon.

BY THE COURT,
Anthony J. Vardaro, J.

Apr. 28, 1995 Affidavit of Service filed. I, Edward J. Hatheway, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney of record for the above-named Petitioner, and that as such I am authorized to make this verification; that I did on April 24, 1995, send to Thomas Ackerman, Frederic Wagner and the Crawford County Commissioners Office, by Certified mai, Receipt Nos. Z 410 905 993, Z 410 967 647, and Z 410 967 648, respectively, Return Receipt Requested, a true and correct copy of the Petitioner's Petition for Disallowance of Private Tax Claim and for Hearing and Court Order filed at the above term and number; and that I did receive a duly-executed return date April 25, 1995. Edward J. Hatheway

May 26, 1995 ORDER filed. AND NOW, May 23, 1995, at the time fixed for hearing in this matter Karen Sue Whitacre-Corey appeared and represented to the Court that she was willing to pay $800 or more for the property in question.

THEREFORE, the proposed sale to Thomas Edward Ackerman for $800 is hereby disapproved. The Director of the Crawford County Tax Claim Bureau shall hold an auction-style bid between Ms. Whitacre-Corey and Mr. Ackerman immediately after this session and sell the property to the highest bidder.

The Court fixes $984.20 as the price below which no sale can be arranged. That is the minimum preice set by the Court.

After the auction-style bid is concluded and it is determined who the successful bidder is, the transaction shall not be consummated until May 30, 1995, because the 45 days within which a Petition may be filed has not expired until then. In the event that there is another party, the Court will hold a hearing and reconvened Mr. Ackerman, Ms. Whitacre-Corey and any other petitioners, and if appropriate, arrange a second auction to include any further petitioners who may still file a Petition.

THEREFORE, the auction to be conducted at this point is subject to avoidance by further court action.

If there are no other Petitions filed in this case by or on May 29, 1995, this sale conducted by the Director shall become final on May 30, 1995 and he shall then proceed to cunsummate the sale in due course.

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

May 26, 1995 copies dist Hatheway, Spataro, Wagner, Corey & Ackerman

1995

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
John Fuller

375.

CAMERON D. WRIGHT, t/a
CONNEAUTVILLE FARMERS
EXCHANGE

vs.

PATRICK KUBEJA and SHERYL
KUBEJA

Filed April 13, 1995
@

Tax & entry paid	15.00
Pltf. on orig.	9.50
Sheriff's Costs	50.00
Pro Co Pd 6/1/95	9.00

WRIT OF REVIVAL

of

DSB 1990 - 191

Writ of Revival indexed against the defendants in favor of Cameron D. Wright t/a Conneautville Famers Exchange the plaintiffs, in the sum of Eight Thousand One Hundred Forty one and 34/100 plus interest from April 16, 1990.

Debt----------$9,141.34
Int. from April 16, 1990
Barbara H. King, Pro
K-136-156
Issued Sheriff

May 2, 1995. SHERIFF'S RETURN, filed. SERVED Patrick Kubeja personally on April 28, 1995 at 12:22 PM by handing a copy of the Writ of Revival to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.

SERVED Sheryl Kubeja on April 28, 1995 at 12:23 PM by handing a copy of the Writ of Revival to Patrick Kubeja, her Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, May 31, 1995, at 1:29 p.m. upon praecipe of plaintff attorney, default judgment is hereby entered in favor of the plaintff and against the dfts. in the sum of Eight Thousand One Hundred Forty One and 34/100 Dollars. (default notice mailed)

Judgment entered
5/31/95
K - 136, 156

JUDGMENT OF REVIVAL
Debt - $8,141.34
Barbara H. King,
Prothonotary

EX1997-87

Mar. 19, 1998 see satisfaction at EX 1997 - 87

376

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

376.

4-28-95 Dl Sheriff 30.00
#9142

KRISTIE MARIE CAMASI

vs.

VICTOR THOMAS CAMASI, JR.

Filed April 13, 1995
@ 1:25 PM

Tax & entry	pd 4/27/95	50.50
User's fee	4/27/95	5.00
Surcharge		25.00
Sheriff's Costs	4/27/95	30.00
PRO.CO.Pd	4/27/95	9.00
PRO.Co Pd	4/27/95	5.00

PETITION FOR RELIEF UNDER THE PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

AND NOW, this 13th day of April, 1995, upon review of the Petition of the Plaintiff, the Court enters the following Temporary Order:

1. The Defendant shall not abuse, assault, harass or threaten the Plaintiff, Kristie Marie Camasi, and the parties daughter, Alyssa Marie Camasi.
2. Special Conditions: sole possession of the residence is awarded to plaintiff. Defendant shall not contact Plaintiff in any way except by phone during daylight hours provided the contact is not repetitive nor abusive, threatening or harasssing, cusotdy of the child sahll be with Plaintiff.
3. Primary Physical cusotdy of the parties the parties daughter is awarded to the Plaintiff until further order of court.
4. Exclusive possession ofthe marital residence is awarded to your plaintiff until further order of court.
5. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonalbe grounds to believe it h has been violated.
6. A copy of this Order shall be delivered to the Saegertown Police Department, to the Pennsylvania Stste Police and to County Control.
7. Service of a copy of the Petition and this Order shall be made upon the Defendant by sheriff, constable, police officer or competent adult.
8. This Temporary Abuse Order shall remmain in full force and effect until modified or terminated by further order of this Court. Liability for payment of fees and costs will be determinated by final court order.
9. 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 and a jail sentence of up to six months.
10. The Court reserves ruling on allocation of fees and costs.

Hearing is hereby set for April 21, 1995, 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 requried to do so.

BY ORDER OF COURT,
Gordon R Miller, J

Apr. 17, 1995 Sheriff's Return filed. SERVED Victor Thomas Camasi,Jr. personally on April 13, 1995 at 3:05 PM by handing a copy of the Protection from Abuse to himat his place of employment, MUlti tool and Plastics, Route 198, Saegertown, Crawford County, PA.

So answers,

Shawn E.Ashbaugh, Deputy Sheriff
Scott D. Young, Deputy Sheriff
Robert M. Stevens,Sheriff

Apr. 25, 1995 Order filed. AND NOW, April 21, 1995 both parties appeared in court with counsel and after a hearing which could not be completed, the parties settled assorted matters, and as part of the settlement, this action is going to be settled and discontinued by the Plaintiff.

Accordingly, itis ordered as follows:

1. The Plaintiff shall go to the Prothonotary's Office and sign a settlement and discontinuance on the form there provided.
2. This action is settled and discontinued.
3. The Defendant shall pay record court costs in the amount of $99.50 no later than 4:30 o'clock p.m on Thursday,April 27, 1995 and upon failure to do so may be held in contempt of Court.
4. A true and correct copy of this order shall be sent to the Pennsylvania State Police at Meadville and to County Control.
5. The temporary abuse order entered April 13,1995 is hereby vacated.

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

4-25-95 Faxed Irwin, Hatheway, PSP & Co. Control

May 26, 1995, Transcript of Proceedings Taken at Time of Hearing on Petition Under Protection From Abuse Act filed.

Northwest Legal Services
Gerald Sullivan

377.

Sue Beck

4-27-95 Pd Sheriff #9132 24pgs

STEPHANIE C. COATES

vs.

PATRICK CABLE

Filed April 13, 1995
@ 2:27 PM

Tax & entry	Pd 4-26-95	50.50
User"s Fee	Pd 4-26-95	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd	$24.00
Pro.Co. pd 4/26/95		9.00
Pro Co		9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copies Sheriff
1 copy Plaintiff

Order:

And now, this 13th day of April , 1995 , 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 contact Plaintiff and will not go to her residence. Custody of the child is awarded to Plaintiff. Defendant shall not damage or dispose of Plaintiff's belongings. She shall be permitted to go to Defendants residence at
3. This Order may be enforced without a warrant 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 or 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 April 24, 1995 , at 1:00 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 COURT,
Gordon R. Miller, J

a time to be agreed upon to pick up her belongings. If no time is agreed upon t;hen the time will be at noon on Saturday, April 15, 1995.

Apr. 17, 1995 Sheriff's Return filed. SERVED Patrick J.Cable personally on April 15, 1995 at 121:00 Noon by handing him a copy of the Protection from Abuse at the residence, R.D.#3, Box 1000, Spartansburg, Crawford County,PA. Served by David Gehr, Constable and the Plaintiff, Stephanie C. Coates.
So answers, Robert M.Stevens, Sheriff

Apr. 27, 1995 ORDER filed. AND NOW, April 24, 1995 the parties appeared in court, the Plaintiff with counseland the Defendant without counsel, and the parties agreed to a resolution of this matter. In doing so, the Defendant does not admit that he engaged inthe conduct alleged in the petition.

Accordingly, it is ordered as follows:

1. The Defendant shall not assault,abuse, harass, threaten or stalk the Plaintiff or the minor child.
2. The Defendant shall not go to the Plaintiff's residence or place of employment.
3. Primary physical custody of the minor child is awarded to the Plaintiff and the Defendant shall have a right to take his daughter into his custody and visit with her every Wednesday between 6:00 p.m. and 8:00 p.m. and Sunday between 9:00 a.m. and 3:00 p.m. The Defendant shall pick the child up and return the child to the home of Larry and Debbie Howe on Sundback Road, Spartansburg, unless the parties mutually agree on another pick-up point.

This provision on custody and visitation shall remain in full force and effect unless modified by an order of Court of competent jurisdiction in a custody or visitation case. If a Court enters an order in a custody or visitation action, then that order shall supersede this order.

4. The Plaintiff shall have a right to go to the Defendant's home at R.D.#3, Box 1000, Spartansburg on Saturday, April 29, 1995 at noon for the purpose of picking up her personal belongings and the personal belongings of the child. If there is any dispute as to what belongs to her and the child, the items in dispute shall remain on the Defendant's premises and the Defendant shall keep them in good order and not dispute of them or destroy them or damage them for a period of six months in order to give the Plaintiff an opportunity to bring an appropriate lawsuit to test title and the right to possess those items in dispute.
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 Pennsylvania State Police at Corry and to County Control, and shall be mailed to the parties at their addresses listed in the record.
7. This order shall remain in full force and effect for one year from this date, unless modified or terminated by further court order.
8. The Defendant shall pay record court costs in the amount of $88.50 no later than 4:30 p.m. on Friday,April28, 1995. He shall pay that to the Prothonotary on the first floor of the Crawford County Courthouse.
9. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine from $100 to $1,000, and a jail sentence of up to 6 months.

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

4-27-95 FAxedCo.Control, mailed Pa.SPD Corry, given Atty.Sullivan 5-3-95 Mailed Copy Deft.

Continued to Page 471

1995

William E. Barney

378.

CORRY SAVINGS BANK, formerly CORRY SAVINGS AND LOAN ASSOCIATION

vs.

ARTHUR R. CHAMBERLIN and DEBRA A. CHAMBERLIN

Filed April 13, 1995
@ 2:47 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's costs	125.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copoies Atty.

Apr. 26, 1995 Complaint filed.

*** June 26, 1995 Sheriff's return filed. SERVED the within Complaint on 12 May, 1995 at 10:30 A.M., upon U.S.A. at 633 U.S. Post Office & Court House, Pgh., PA. 15219 by handing to Kelly Landish a true and correct copy thereof and made known to her the contents therein.

Sheriff, Allegheny County

I hereby deputize the Sheriff of Allegheny Co., PA. to serve the within Complaint according to law.

Robert M. Stevens, Sheriff

June 26, 1995 Sheriff's Return filed. SERVED Arthur R. Chamberlin on May 1, 1995 at 9:40 AM by handing a copy of the Complaint in Mortgage Foreclosure to Debra A. Chamberlin, Wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

SERVED Debra A. Chamberlin personally on May 1, 1995 at 9:39 AM by handing a copy of the complaint in Mortgage Foreclosure to her in the Sheriff's office, Third Floor, Crawford Co., PA.

SERVED The United States of America, Internal Revenue Service, by Certified Mail at the IRS Building, 1111 Constitution Ave., Washington, D.C. 20224. Served on May 2, 1995, per signed return receipt attached.

*** SERVED the Attorney General of the United States by Certified Mail at the address of Dept. of Justice, Constitution Ave., between 9th and 10th St. NW, Washington, D.C. 20530. Served on May 3, 19195 as per signed return receipt attached.

SERVED The United States of America, U.S Attorney General, by deputizing the Sheriff of Allegheny Co., PA., as per his Affidavit of Service attached. Served on May 12, 1995 at U.S Post Office and Court House, Pgh., PA.

So answers,

Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

1995

F

H. Denning Mason

~~Mary Ann Kirkpatrick~~ (withdrawn)

379.

Dunaway, Weyandt, McCormick, Gerace & McGlaughlin
Ronald S. McGlaughlin
~~Ronald S. McGlaughlin~~
~~David J. Hopkins~~

H. Denning Mason

Apr. 13, 1995 $150.00 deposited by Plaintiff
8-16-95 Rec from Pltf 7.50
8-16-95 Rec from Dft 157.50
9-21-95 Pd Ck#9462 306.00

ALICIA OWENS VERONESI

vs.

JOHN ROBERT VERONESI

Filed April 13, 1995
@ 3:20 PM

Tax:& entry paid	50.50
User's Fee paid	5.00
John Spataro, mediator	306.00
Pro Co Pd 9-21-95	9.00

COMPLAINT FOR CUSTODY

Order:

You, John Robert Veronesi, have been sued in Court to obtain custody of Alexa Alicia Veronesi.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator, John Spataro 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.

Court Administrator

Courthouse

Meadville, PA 16335

(814) 336-1151, ext. 298

4/18/95 Anthony J. Vardaro, J.

Apr. 25, 1995 Affidavit of Service filed. And Now, April , 1995, comes Constance L. Deitman being duly sworn according to law, deposes and sets forth as follows:
1. That she is the legal secretary of Attorney for Alicia Owens Veronesi, Plaintiff in the aobve-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of the Complaint for Custody to be forwarded by Certified Mail, Z 070 388 350; postmarked April 13, 1995, to the last known address of the Defendant, John Robert Veronesi, 1111 W. College Avenue, State College, PS 16803.
3. That the Defendant, John Robert Veronesi, onApril 17, 1995, personally signed the return receipt card which was affixed to the Complaint for Custody in the above-matter and which is attached hereto.
4. Service of the Complaint for Custody against Defendant is therefore effected in accordance with Pennsylvania Rules ofCivil Procedure. Constance Deitman

July 3, 1995, Record Received from the Court of Common Pleas of Centre County, Pennsylvania: ORDER: AND NOW, this 23rd dayof June 1995, at the request of counsel for both parties, the attached stipulation for Change of Venue is approved and ordered by this court. All future custody proceedings involving the parties' daughter, Alexa Alicia Veronesi, shall be held in Crawford County, Pa. The Prothonotary of Center County is accordingly directed to transfer all pleadings for the pending Petition to Modify Custody and Other Relief to Crawford County.
by the court;
Charles Brown, Jr. P.J.
PLEADINGS FROM CENTRE COUNTY:
Stipulation as to Custody and order filed.
Stipulation as to Modificaton of Custody and order filed.
Petition to Modify Custody adn Other Relief and Rule to Show cause filed.
Stipulation for Change of Venue and Order filed. (Order typed above)

July 25, 1995 Petition For Special Relief Prohibiting Plaintiff From Relocating Outside The Commonwealth of PA. with the Minor Child of the Marriage filed.

July 25, 1995 Withdrawal of Ronald S. McGlaughlin, Esq., as attorney for defendant and appearance of David J. Hopkins, attorney for defendant, filed.

Jul 26, 1995 **WITHDRAWL OF APPEARANCE** of Ronald S. McGlaughlin, Esquire for John Robert Veronesi and **ENTRY OF APPEARANCE** of David J. Hopkings, Esquire for John Robert Veronesi, filed.

Aug 4, 1995 TEMPORARY ORDER, filed. AND NOW, this 4 day of August, 1995, after Mediatiion 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, Alexa Alicia Veronesi, born on September 14,1990.

CONTINUED ON PAGE 474

380

1995

Shafer, Swick, Bailey
Irwin, stack & Millin
Jeffrey K. Millin

380.

IN RE: ANNUAL AUDIT OF CRAWFORD COUNTY FOR THE YEAR 1994

Filed April 13, 1995
@ 3:42 PM

PETITION

AND NOW, this 12 day of April 1995, upon consideration of the foregoing Petition and after due consideration thereof, it is Ordered, Adjudged a nd Decreed that the time for making the annual report for the County Audit for the year 1994 is hereby extended for a period of thirty (30) days and will not be due on or before June 1, 1995.

PER CURIAM,
Anthony J. Vardaro, J

4-17-95 Faxed Millin

May 31, 1995, Annual Financial Report of the Auditors of Crawford County for year ending Dec. 31, 1994, filed.

May 31, 1995, Aud Report - Report of Auditors of Crawford County for year ending Dec. 31, 1994, filed.

Jun. 7, 1995 Annual Audit and Financial Report for the year 1994, filed.

1995

Barrett & Dratler
Bruce A. Barrett

381.

Apr. 13, 1995 $150.00 deposited by Plaintiff

7-21-95 Pd Plty #9335 Refund 36.75

8-9-95 Rec'd from Plty add'l med fee 75.00

Nov. 8, 1995 Rec'd. from Defdt. mediation fee $ 184.05.

Pd 12-19-95 Co. #9625 358.50

JEFFREY D. KETCHAM

vs.

KELLY L. KETCHAM

Filed April 13, 1995
@ 3:49 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Sheriff's Costs	29.00
Pro Co Pd 12-18-95	9.00
Kathleen Nelson, Mediator	
Pro Co pd 9/22/95	9.00
Pro Co pd 9/22/95	9.00
Pro Co pd 4-24-96	9.00
Pro Co. Pd. 7/22/96	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE, CUSTODY

2 copies (atty)

1
Order: copy (mediator)

You, Kelly L. Ketcham dft , have been sued in Court to obtain custody of Dane D. Ketcham and Drew J. Ketcham
You are ORDERED to appear in person at such time and place as will be determined by the Mediator, E for a mediation conference. KATHLEEN NELSON

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.

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

4/18/95

By Order of the Court,
Anthony J. Vardaro,J.

Pro Co pd 8-5-98 $5.00

May 10, 1995 Complaint reinstated.

May 19, 1995 SHERIFF'S RETURN, filed. SERVED Kelly L. Ketcham on May 18, 1995 at 10:03AM by handing a copy fo the Complaint in Divorce to Holly Kingston, Sister and Adult in Charge at the residence, R.D.#3, Morris Road, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

July 20, 1995 TEMPORARY ORDER filed. AND NOW, July 19, 1995, 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 children, Dane D. Ketcham and Drew J. Ketcham, 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 children 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 children such as education, religious instruction and medical treatment.

2. Primary physical custody of Dane and Drew Ketcham shall be with their Mother, subject to the following conditions:

a. The Father shall be permitted to visit and take the children into his temporary physical custody the first three weeks of every month from Sunday at 9:00 a.m. until Monday at 8:00 p.m. In addition, Father shall be permitted to take the children into his custody for one weekday evening each week between the hours of 4:00 p.m. and 8:00 p.m. with one week's notice to the Mother of which evening he intends to select.

b. Beginning with the summer of 1996, the children shall be in the custody of their Father for two weeks each during the months of June, July and August. Father shall give the Mother thirty days notice of the two-week period he has selected for each month.

c. Holiday visitations shall be arranged as follows:

i. Thanksgiving and Easter: The holidays of Thanksgiving and Easter shall be shared between the parties with the children being in the custody of their Mother from 8:00 a.m. until 1:00 p.m. and in the custody of their Father from 1:00 p.m. until 9:00 p.m.

II. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at 9:00 a.m. and ending on Christmas Day at 12:00 noon, and the second beginning on Christmas Day at 12:00 noon and ending on Dec. 26th at 9:00 p.m. In 1995, the Mother shall have the first period and the Father the second and the parties shall thereafter alternate.

iii. The Memorial Day and Labor Day weekends shall begin on the Friday preceding the holiday at 4:00 p.m. and end on the holiday itself at 9:00 p.m. The children shall be in the custody of the Mother during the Labor Day weekend, 1995, and in odd years thereafter, and in the custody of the Father during even years thereafter. The children shall be in the custody of the Father during the Memorial Day weekend, 1996, and in even years thereafter, and in the custody of the Mother during odd years thereafter.

iv. Independence Day: The Father shall have the children on Independence Day, 1996, and even years thereafter from 8:00 a.m. until 11:00 p.m. The Mother shall have custody of the children on Independence Day in odd years during the same hours.

v. The children shall spend Mother's Day with their Mother from 8:00 a.m. until 8:00 p.m. and Father's Day with their Father during the same hours.

3. Neither parent shall permit the children to be in the company of Tim Ketcham without one of the parents being present.

4. Transportation of the children on weekends, holidays and summer visits shall be shared between the two parties with the party receiving custody of the children to provide transportation.

5. neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor children.

6. Neither parent shall say or do anything in an attempt to turn the children against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the children toward both parents.

RECORD CONTINUED ON PAGE 476.....

382

1995

382.

COMMONWEALTH OF PENNSYLVANIA

vs.

VARIOUS GAMBLING DEVICES, PARAPHERNALIA AND MONIES SEIZED ON OR ABOUT 4/11/94 CARR'S RESTAURANT AND PUB

Filed April 13, 1995
@ 3:51 PM

Tax & entry Pd. 10/23/95 50.50
User's Fee Pd. 10/23/95 5.00

10-23-95
Recvd. filing fee
Ck.# 064757

PETITION FOR FORFEITURE OF MONEY AND DESTRUCTION OF EVIDENCE

Apr. 13, 1995 Motion for Order and Order filed. AND NOW, TO-WIT, this 12 day of April, 1995, upon consideration of the foregoing Motion, the Pennsylvania State Police, Bureau of Liquor Control Enforcement, is hereby authorized to dispose of and/or destroy the within identified evidence/contraband and forfeit the within identified monies to the Crawford County District Attorney.

BY ORDER OF THE COURT,
Anthony J.Vardaro, J

Apr. 17, 1995 Faxed D.A.

1995

383.

MATTHEW P. McFREDERICK

vs.

MICHELL L. McFREDERICK

Filed April 13, 1995
@ 3:56 PM

Indigent Filing

COMPLAINT UNDER SECTION 3301(c) or 3301(d) OF THE DIVORCE CODE

Apr. 13, 1995 Petition To Proceed In Forma Pauperis In A Divorce Action PUrsuant To Pa., R.C.P. 1920.62 and Order filed. AND NOW, April 13, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 1920.62 the Plaintiff is granted leave to proceed in forma pauperis at this tim.e

The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstances that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of his/her financial condition.

BY THE COURT:
Anthony J. Vardaro

Mar. 12, 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 4/13/95 . 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: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 1998 copies mailed by Court Administrator's Office

384

1995

Mark D. Prather

384.

Culbertson, Weiss,
Schetroma & Schug
David Hotchkiss

11-9-95 Recv'd from Defdts. $220.00 for Appeal.

WENTWORTH AUTO SALES

vs.

NOEL LEO ZIMMERMAN and
CONNIE ZIMMERMAN

Filed April 13, 1995
@ 4:17 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co. pd. 7/25/95	15.00
Pro Pd. 5/2/96	6.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE GEORGE W. HERZBERGER, III

Apr. 13, 1995 Rule entered upon the Plaintiff to file a Complaint issued.

Apr. 18, 1995, Proof of service filed.

Apr. 24, 1995, Complaint filed.

Jun. 23, 1995 Answer, New Matter and Counterclaim to Plaintiff's Complaint,filed.

July 11, 1995, Reply filed.

July 20, 1995 Upon praecipe of plaintiff attorney for reference to Arbitrators, the following are hereby appointed.

~~Peter Blystone~~, Chairman Charles Swick
Douglas Ferguson
Mary Ann Kirkpatrick

Aug. 7, 1995 Arbitrators Take Qualifying oath.

Aug. 7, 1995, Arbitrators Take theQualifying Oath.

Aug.18, 1995, Motion for continuance and Order filed. ORDER: NOW, this 18 day of Aug. 1995, it is hereby ordered that the Arbitration Hearing now set in this matter forAug. 25, 1995 at 9:00 a.m. is continued to be rescheduled by the Chairman of the Bd. of arbitrators for the week of Sept. 10, 1995 or another later time, inthe descretion of the chairman.

Gordon R. Miller, J.

8/18/95 faxed to Prather and Hotchkiss. 8/24/95 copies to the 3 arbitrators.

Oct. 10, 1995, DECISION OF THE ARBITRATORS filed in which they find in favor of plaintiff against the defendant in amount of $936.57. On defendants counterclaim we find in favor of defendant in the amount of $25.00. Molded verdict of plaintiff of $911.57 plus costs at common pleas level.

Decision entered
10/10/95
Z - 122, 32

DECISION OF ARBITRATORS

Barbara H. King,
Prothonotary

10/10/95 faxed to Prather and Hotchkiss

Nov 9, 1995 Notice of Appeal From Award of Board of Arbitrators, filed.

Jan. 3, 1996 CERTIFICATE OF READINESS filed.

ON TRIAL LIST FOR February, 1996.

April 24, 1996, Assignment of nonjury Trial Date filed. And now, the same is hereby set for Wed. July 10, 1996 at 9:15 a.m. in C.R. No. 2 before Anthony J. Vardaro, Courthouse, Meadville, Pa.

FOR THE COURT,
Ann Walker, Ct. Adm.

4/24/96 faxed to Prather and Hotchkiss

April 30, 1996, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1995

Quinn, Buseck,
Leemhuis, Toohey
& Kroto, Inc.
Lawrence C. Bolla

385.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

vs.

HARRIET L. McGARVIE and
JOHN McGARVIE

Filed april 17, 1995
@ 1:57 PM

Tax & entry paid	15.00
Pltf. on orig.	104.00
Sheriff's Costs	62.00
Pro Co Pd 5/23/95	9.00

WRIT OF REVIVAL

of

AD 1991 - 371

Writ of Revival indexed against the defendants in favor of National Fuel Gas Distribution Corporation the plaintiffs, in the sum of Two Thousand Twenty-five and 77/100 plus interest from April 11, 1991 and the cost of suit.

Debt----------$2,025.77
Int. from April 11, 1991
Barbara H. King, Pro
M-84-94
Issued Sheriff

Apr 27, 1995 SHERIFF'S RETURN, filed. NOT FOUND as to Defendants Harriet L. McGarvie and John McGarvie at address given of 308 North Franklin Street, Titusville, Crawford County, PA. Per the Titusville City Police Department, the McGarvie's moved out of that address in the middle of the night approximately six months ago. They believe they moved south, address unknown. So answers, Robert M. Stevens, Sheriff

And Now, May 23, 1995, with default notice attached, upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendant in the amount of TwoThousand Twenty Five and 77/100Dollars, plus interest from Apr. 11, 1991, plus costs of action.

Judgment entered - 5/23/95
M - 84, 94

Debt - $2,025.77
Plus int. from 4/11/91

JUDGMENT
Barbara H. King,
Prothonotary

May 24, 1995, notice of entryof judgment mailed to each defendant.

Revived to AD 1999-219

386

1995

Bernstein & Bernstein
Hollie A. Bernstein

386.

ASSOCIATES COMMERCIAL CORP.

vs.

JAMES R. WILLEY and KAREN A. WILLEY

Filed April 17, 1995
@ 1:57 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	41.00
Pro Co Pd 6/1/95	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Apr. 21, 1995, Sheriffs Return filed. SERVED James R. Willey personally on Apr. 20, 1995 at 10:46 a.m. by handig copy of complaint to him at his place of visitation in the sheriff's office, Third Floor, Crawford County courthouse, Meadville, Pa. Crawford County.

SERVED Karen w. Willey on Apr. 20, 1995 at 10:45 am by handing a copy of the complaint to James R. Willey, husband and authorized agent, inthe sheriff's office, third fl, Crawford County courthouse, Meadville, Crawford County, Pa. Signed Acceptance of service attached.

So answers, dale A. Collins,ch. dep,
Robert M. Stevens, Sher.

@11:37 a.m.

And Now, May31, 1995, upon praecipe of plaintiff attorney, with default notices attached, (COUNT I) Judgment is hereby entered against the defendants James R. Willey and Karen willey on Acct. No. 1300648 for want of an answer, in the sum of Fourteen Thousand Two Hundred Fourteen and 5/100 Dollars, includes $170.79 in interest from 5/4/95 to 6/4/95 on $8,539.54.

W - 91, 101
Judgment entered
5/31/95

Debt -- $14,214.05

JUDGMENT
Barbara H. King,
Prothonotary

6/1/95 notice of entry of judgment mailed dfts.

COUNT II

And Now, May 31, 1995 at 11:37 a.m., upon praecipe of plaintiff attorney, Judgment (Count II) is hereby entered against the defendant James r. Willey on Acct. No. 1152738, for want of an answer, in the sum of One Thousand Nine Hundred Seventy Four and 17/100 Dollars, including int. from 4/20/95 to 6/20/95 on $1,337.32.

Judgment entered
5/31/95
W - 91

Debt - $1,974.17

JUDGMENT
Barbara H. King,
Prothonotary

6/1/95 notice of entry of judgment mailed dft.

1995

Seewald, Swartz &
Associates
Louis B. Swartz

387.

MBNA AMERICA BANK, N.A.
formerly known as MARYLAND
BANK, N.A.

vs.

MICHAEL J. KALUSTIAN

Filed April 17, 1995
@ 1:57 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Co pd 8-11-95	9.00

COMPLAINT IN CIVIL ACTION
1 copy atty.

Apr 20, 1995 SHERIFF'S RETURN, filed. SERVED Michael J. Kalustian personally on April 19, 1995 at 3:11 PM by handing him a copy of the Complaint at his residence, 391 Edgewood Dr., Meadville, Crawford County, PA.
So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, August 8, 1995, upon praecipe of plaintiff attorney a Judgment was entered against Defendant and in favor of Plaintiff in Default of an Answer or a Notice of Intention to Appear in the sum of Twenty-seven Thousand Six Hundred Eighty and 33/100.
Entered 8-11-95 Debt: $27,680.33
K - 111 JUDGMENT
Barbara H. King, Pro.

8-11-95 Notice of Judgment sent to Dft.

Aug 8, 1995 Affidavit of Non-Military Service, filed.

388

1995

Federman & Phelan
Frank Federman

388.

ASSOCIATES CONSUMER
DISCOUNT COMPANY

vs.

MILDRED D. SANDOR

Filed April 17, 1995
@ 1:58 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro Co. pd 10-10-95	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
1 copy Sheriff

May 12, 1995 Sheriff's Return filed. SERVED Mildred D. Sandor onMay 12, 1995 at 11:15 AM by handing a copy of the Complaint in Mortgage Foreclosure to Lou Ann Sandor, Daughter-in-law and adult incharge at the residence, R.D. #2, Box 222, Spartansburg, Crawford County, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

And Now, Oct. 10, 1995 at 1:38 p.m. upon praecipe of plaintiff attorney, with default notice attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for fialure to answer; damages assessed in sum of /Thirty Five thousand Twenty Two and 97/100 dollars; inclu es int. of $2,395.88 from 4/11/95 to 10/5/95.

Judgment entered
10/10/95
S - 113

JUDGMENT
Debt - $35,022.97
Barbara H. King,
Prothonotary

1995

Federman & Phelan
Frank Federman

389.

ASSOCIATES CONSUMER
DISCOUNT COMPANY

vs.

DAVID LONGO a/k/a DAVID A.
LONGO, DORIS LONGO

Filed April 17, 1995
@ 1:58 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	50.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Apr. 21, 1995, sheriffs return filed. SERVED David Longo, a/k/a David A. Longo on Apr. 20, 1995 at 1:20 p.m. by handing a copy of the complaint to Doris Longo, his wife, at their residence R. D. #2, Wing Rd., Conneautville, crawford County,Pa.

SERVED doris Longo personally on Apr. 20, 1995 at 1:19 p.m. by handing a copy of the complaint to her at her residence, R. D. #2, Wi Wing Road, Conneautville, crawford County, Pa.

So answers, Shawn E. Ashbaugh, Dep. sher.
Dale A. Collins, Ch. Dep
Robert M. Stevens, Sheriff

1995

Jorden & White
Harry Faber White, II

390.

RITA P. MASON

vs.

THOMAS R. MASON

Filed April 17, 1995
@ 1:58 PM

Tax & entry paid	50.50
User's fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co 9-12-95	9.00

COMPLAINT IN DIVORCE UNDER 3301(c) OF THE DIVORCE CODE
1 copy atty.

Aug 10, 1995 Acceptance of Service, filed. On this 4th day of May, 1995, I Thomas R. Mason, Defendant in the above captioned matter hereby accept service of a Complaint in Divorce pursuant to Section 3301(c) of the Divorce Code and a Notice to Defend with the full force in effect as if service had been made under the Pennsylvania Rules of Civil Procecure.

Aug. 22, 1995, Affidavit of Consent of plaintiff filed.

Sep. 5, 1995 Affidavit of Consent by Thomas R. Mason, Defendant filed.

Sep 11, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Sept. 15, 1995, ORDER filed. This divorce matter has been referred to court for review and decree. The court has reviewed the record and is returning the record to Prothonotary. A final decree will not be entered at this time because:

x Other: There is no required allegation within the original divorce complaint that the marriage is irretrievably broken.

by the court,
Anthony J. Vardaro, J.

9/15/95 copies dist to White.

Sept. 19, 1995 Amended Complaint filed.

Oct 4, 1995 Affidavit of Counsel, filed.

Oct 4, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

****

Oct. 12, 1995

DIVORCE DECREE

AND NOW, October 12, 1995, it is hereby ordered and decreed that Rita P. Mason, Plaintiff, and Thomas R. Mason, 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. Vadaro, J.

1995

Paul J. Carney, Jr
Thonas J. Ruth

391.

PAUL J. ONGLEY

vs.

ELIZABETH WATSON and CLYDE WATSON, their heirs, executors, administrators, beneficiaries, transferees, assigns, and all others claiming from, by, under and through them

Filed April 17, 1995
@ 3:41 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro.Co. pd 6/5/95	9.00

COMPLAINT IN ACTION TO QUIET TITLE
1 copy atty.

Apr. 17, 1995 Motion for Publication and Order filed. AND NOW, to-wit, this 17 day of April, 1995, upon motion filed by Thomas J. Ruth, Esquire, attorney for the Plaintiff, leave is hereby granted to serve the Defendants, Elizabeth Watson and Clyde Watson, their heirs, spouses, administrators, executors, assigns, beneficiaries, transferees and all others claiming from, by and through them, by publication of a notice of the facts as set forth in this Action to Quiet Title in the Meadville Tribune a newspaper of general circulation in Crawford County, Pennsylvania and in the Crawford County Legal Journal, a legal circulation, once a week for 1 week and requiring the said Defendants to plead within twenty (20) days. Anthony J. Vardaro, J

May 10, 1995, Affidavit of Service filed. Before me, a notary public personally appeared Thomas J. Ruth Esq. being duly sworn according to law, deposes and says that this action was duly endorsed with a notice to plead within 20 days of service thereof and was duly served upon dfts listed above by publication in the Titusville Herald, a newspaper of gen circulation in Crawford County, Pa. on April 28, 1995, Proofs attached. Defendants has not entered an appearance or filed an answer.
Thomas J. Ruth Esq.

Jun. 2, 1995 Motion to Enter Judgment in Action toQuiet Title and FINAL DECREE filed. AND NOW, to-wit, this 1 day of June, 1995, it appearing that the Plaintiffs' Action to Quiet Title has been duly served by publication and that the Defendants have not entered an appearance or filed or served an Answer thereto, it is hereby ORDERED, ADJUDGED, AND DECREED that title of Paul L. Ongley, to the following described property:

All that certain piece or parcel of land situate in the Township of Sparta, Crawford County, Pennsylvania bounded and described as follows, to-wit:

ON the North by a Township Road; ON the East byTillotson and Penoyer; ON the South by Penoyer, Crosby and Vanderhoof; and ON the West by Paul Scouten and wife, containing 109 acres,being the same more or less.

Being the same of land conveyed to Paul L.Ongley by deed of Hare Creek Beagle Club, Inc., dated October 18, 1994 and recorded in Crawford County Record Book 252, page 394, onNovember 10, 1994, is valid and indefeasible against all rights and claims whatsoever that the Defendants Elizabeth Watson and Clyde Watson, their heirs, spouse, assigns, executors, administrators, beneficiaries, transferees, and all persons generally, whatsoever,are barred forever from asserting any right, generally whatsoever, are barred forever from asserting any right, title, lien or interest in said land inconsistent with the interest or claims of the Plaintiff as set forth in his Action to Quiet Title, and further that the Defendants are enjoined from having any interest in this Action to Quiet Title, unless the said Defendants bring an Action of Ejectment within thrity (30) days after the entry of this Decree.

Anthony J. Vardaro, J.

6-5-95 Copy to Atty. Ruth

And Now, July 18, 1995 @ 1:15 PM 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.

W-55-35

FINAL JUDGMENT
Barbara H. King
Prothonotary

392

1995

Apple & Apple
Marylouise Wagner

392.

Jorden andWhite
William T. Jordan

DENT-A-MED, INC.

vs.

DIRECT HEALTH PROMOTIONS and CONSULTING, INC. and MICHAEL J. KALUSTIAN and KATHY DIANE KALUSTIAN, his wife,

Filed April 18, 1995
@ 1:53 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	58.00

COMPLAINT IN CIVIL ACTION
no copies

Apr 20, 1995 SHERIFF'S RETURN, filed. SERVED Direct Health Promotions and Consulting, Inc. on April 19, 1995, at 3:14 PM by handing a copy of the Complaint to Michael J. Kalustian, Owner, at his residence, 391 Edgewood Dr., Meadville, Crawford County, PA.

SERVED Michael J. Kalustianpersonally on April 19, 1995 at 3:12 PM by handing a copy of the Complaint to him at his residence, 391 Edgewood Dr., Meadville, Crawford County, PA.

SERVED Kathy Diane Kalustian personally on April 19,1995 at 3:13 PM by handing a copy of the Complaint to her at her residence, 391 Edgewood Dr., Meadville, Crawford County, PA.

So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

May 19, 1995, Answer to Complaint filed. 1 copy (atty)

June 6, 1995 Reply To New Matter filed.

Jan. 12, 1996 Notice of Filing Answers to Plaintiff's Interrogatories filed.

1995

Kathleen R. Nelson

393.

JOSEPH SHROCK

vs.

MARY ANN SHROCK

Filed April 19, 1995
@ 10:21 AM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Pd 5/8/96	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE,
EQUITABLE DISTRIBUTION
1 copy atty.

May 12, 1995 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, on May 3, 1995.

3. The registered mail was sent to Mary Ann Ahrock, RD 1 Box 469, Espyville, PA. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on May 4, 1995. Said Return Receipt card #Z 441 924 653 is attached hereto, signed by May Ann Shrock and made a part hereof.

Nov. 30, 1995 Affidavit of Consent by Mary Ann Shrock, Defendant, filed.

Nov.30, 1995 Affidavit of Consent by Joseph Shrock, Plaintiff, filed.

Dec. 20, 1995 Motion To Enter Agreement As Court Order and Order filed. AND NOW, this 19 day of December, 1995, upon consideration of the within Motion, said motion is denied. The agreement cannot be entered as an order of Court prior to a divorce decree or it will effectively result in a bifurcation.

BY THE COURT:
Anthony J. Vardaro, J

Dec. 20, 1995 Faxed Nelson

May 6, 1996, Upon praecipe of plaintiff attorney to transmit to court, with copy of notice of intention attached, this case is moved to court.

FINAL DIVORCE DECREE

May 9, 1996, DECREE filed. Gordon R. Miller,
Pres. Judge

(see copy of decree in BU file)

1995

Barbara J. Walton

394.

TINA L. MOLNAR

vs.

JEFFREY J. MOLNAR

Filed April 19, 1995
@ 2:11 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 7-26-95	9.00
Pro Co Pd 8-15-95	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE, CUSTODY
1 copy atty.

Apr. 24, 1995, Affidavit of Service (personal) filed. Barbara J. Walton, being duly sworn according to law, deposes and says that she is an adult over 18 years that she served the complaint in divorce filed in above matter on dft. personally by handing to him a true and correct copy hereof and informing him of its contents at 310 Chestnut St. Meadville, Pa. on Apr. 21, 1995.
Barbara H. Walton,Esq.

Apr. 28, 1995 Stipulation and Consent Custody Agreement filed
AND NOW, this 28 day of April, 1995, 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. The parties shallhave shared legal custody of the minor child, JEREMY LINN MOLNAR. The parties shall share wtih 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 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.

2. Primary physical custody of the child shall be with the Mother/Plaintiff. Father shall have temporary physical custody every other weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m. The periods shall begin the weekend of April 28, 1995.
Holiday visitation which shall include New Years Day, Easter, Memorial Day, Fourth of July, Labor Day, Thanksgiving, Christmas Eve Day and Christmas Day, shall be alternated by the parties. Beginning in 1995 the Father shallhave temporary physical custody of the child on Memorial Day and alternate holidays thereafter.

3. The child shall spend Mother's Day with theMother and Father's Day with the Father.

4. The parties are free to make alternative arrangements respecting the custodial and visitation periods and are encouraged to do so. Each party will try to accommodate the other party to allow visitation and agree to provide 24 hour notice of a need to make any changes in the visitation. the parties further agree that the presence of each parent is important in the child's life.

5. Each party shall teach the child to give to the other party that love and respect which is due a parent from his/her child.

6. Neither party shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor child. Neither party shall expose the minor child to harmful situations or harmful people while having cusotdy of the child.

7. 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 shallinstruct his or her relatives and friends to do likewise and also not to disparage the other party in the child's estimation.

8. The father shall be responsible for transportation of theminor child.

9. The parties to this action agree that this Honorable Court shall retain jurisdiction of this matter.

By the Court
Anthony J. Vardaro, J

Apr. 28, 1995 copies dist. to Walton

Jul 24, 1995 Affidavit of Consent of Plaintiff, filed.

Jul 24,1995 Affidavit of Consent of Defendant, filed.

Jul 24, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 21, 1995 AND NOW, Aug. 17, 1995, it is ordered and decreed that TINA L. MOLNAR, plaintiff, and JEFFREY J. MOLNAR, 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.

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

395.

Apr. 19, 1995 $150.00
deposited by Plaintiff

LARINA M. WAID

vs.

JOSEPH E. CLARK, SR.

Filed April 19, 1995
@ 3:49 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR CUSTODY

YOu, Joseph E. Clark, Defendant, have been sued in court to obtain custody of MaRina J. Clark.

You are ordered to appear in person for a child mediation conference at the Crawford County Court House in Meadville, Pennsylvania 16335 before 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.

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

4/20/95

BY THE COURT,
Anthony J. Vardaro, J

Jun. 19,1995 Stipulation Agreement and Custody Consent Order filed. CONSENT CUSTODY ORDER. AND NOW, this 19 day of June, 1995, upon stipulation of the parties to this action, the following Order is hereby entered:

1. The Plaintiff, LaRina M. Waid, shall have full legal custody of the subject minor child, MaRina J. Clark, with your Plaintiff being entitled to full access to medical records,educational records, and other important records. Further, your Plaintiff shall be entitled to make all important decisions affecting the child including those decisions involving the child's education, medical treatment and religious instruction.

2. Primary physical custody of the subject minor child, MaRina J.Clark, shall be with her mother, LaRina M.Waid.

3. The father, Joseph E. Clark, Sr., shall have visitation privileges with his daughter, MaRina J. Clark. Since the father lives in Uniontown, Pennsylvania and is a fair distance away from his daughter here in Crawford County, Pennsylvania, he shall be entitled to visit with his daughter whenhe is able to travel up to Crawford County. Howsever, the father must give the mother a minimum of seventy-two (72) hours notice that he willbe coming up to Crawford County and that he wants to visit with his daughter.

4. When the father comes to Crawford County and intends to visit with his daughter, the visitations shall take place at the father's aunt and uncle's residence here in Crawford County. The father's aunt and uncle are James and Audrey Mannings.

5. The mother shall do all of the transporting of the minor child to and from the mother's residence to the father's aunt and uncle's residence when the father comes to Crawford County, Pennsylvania to visit with his daughter.

6. Any party transporting the child shall make sure that seat belts or other restraints are used in accordance with the law of Pennsylvania.

7. Neither party shall use illegal drugs and are encouraged not tobe under theinfluence of alcohol at any time when said party has the care and custody of the subject minor child. However, both parties are permitted to consume alcoholic beverages when they have custody of the minor child and are permitted to have their friends and relatives consume alcoholic beverages while in the presence of the minor child. The Court encourages the parties not to be under the influence of alcohol to the extent that they become intoxicated when they have custody of the minor child.

8. Each party shall teach the minor child to give to the other party that love and respect which is due a parent from his or her child. Furthermore, 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 likewise and not to disparage the other party inthe child's estimation.

9. 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 modificationshall notify the other party as soon as he or she knows of the necessity which compels 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.

10. The parties are free to make additional or alternataive 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.

6-19-95 Faxed Atty.Hatheway, Mailed Deft.

1995

Roeder & Rothschild
Tamera Ochs Rothschild

396.

MARY K. BROWN

vs.

JAMES E. BROWN

Filed April 20, 1995
@ 1:49 PM

Tax & entry paid	50.50
User's fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 9-13-95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

May 4, 1995 Affidavit of Return of Service by Mail filed. On April 22, 1995, I mailed a true copy of the Divorce Complaint in the above captioned matter by Certified Mail No. P 266 226 897 Restricted Delivery to the Defendant, James E. Brown. Defendant signed a return receipt upon delivery. The receipt attached hereto and marked as "Exhibit A" was returned by the post office on April 28, 1995.

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:

Date: May 2, 1995 Tamera Ochs Rothschild

Sept. 5, 1995, Affidavit of Consent of plaintiff filed.

Sept. 5, 1995, Affidavit of Consent of defendant filed.

Sept 12,1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 15, 1995 AND NOW, this 15 day of September, 1995, it is ORDERED, ADJUDGED AND DECREED that MARY K. BROWN, Plaintiff, and JAMES E. BROWN, Defendant, are divorced from the bonds of matrimony. No claims have been raised by the parties to this action for which a final order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

397.

STEPHENIE LYNN ROTKOVECZ

vs.

TODD MICHAEL BARRY

Filed April 20, 1995
@ 2:14 PM

Indigent Filing

John Spataro, Mediator 180.00
Sheriff's Cost 29.00

CUSTODY COMPLAINT
1 copy Sheriff
1 copy Plaintiff
1 copy Mediator

You, Todd M. Barry, have been sued in Court to obtain custody of Helena.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Spataro 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.

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 4-18-95 Anthony J. Vardaro, J

AND NOW, this 19 day of April, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.
3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order upon the defendant and made an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the court.

BY ORDER OF COURT,
Anthony J. Vardaro ,J

Apr. 20, 1995 Petition To Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 and Order filed. AND NOW, April 19, 1995, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to pa. r.c.p. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's Office or the Court of any improvement in his/her financial circumstance that would permit him/her to paythe costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Anthony J. Vardaro, J

Nov. 29, 1995 Complaint Returned, filed.

Aug. 27, 1996 Complaint Reinstated, filed.

Sept 3, 1996 SHERIFF'S RETURN: Served, Todd M. Barry personally on August 30, 1996 at 12:15 PM at the Sheriff's Office Crawford County Courthouse.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Oct 14, 1996 CUSTODY ORDER OF October 11, 1996: 1) The parties shall share legal and physical custody of the subject minor child, Helena M. Barry, born on June 4, 1994.

3) The mother shall retain primary physical custody of the child, subject to the partial custody rights of the father as follows:

12) Costs and fees of this Mediation, which are fixed at $180.00 ($60.00/hr. 3 hrs.) and the $9.00 Court Order filing fee are to be paid by Crawford County for the reason that the mother has been authorized to proceed in foma pauperis and the father's income is modest.
(see paper filed for complete order) Anthony J. Vardaro, J.
Oct 14, 1996 Faxed Spataro, mailed Pfl. & Dft.

Dec. 3, 1997 SHERIFF'S Return filed. Served Todd Barry, personally on Dec. 1, 1997 at 3:10 PM in the Sheriff's Office.
so answers, Diane Brittain, Deputy
Robert M. Stevens, Sheriff

Nov. 20, 1997 Custody Complaint and Order filed: You Todd Barry have been sued in Court to modify custody, partial custody or visitation of the child: Helena Barry.

You are ORDERED to appear in person at such time and place as will be be determined by Mediator John Spataro, Esq. for a mediation conference. The Mediator shall sent you a Notice of kthe hearing by mail to the address listed on the complaint or petition that has been filed recently.

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 AND 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
814-333-7498

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 about accessible facilities and reasonable accommodations available to disabled individuals having business 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
Date: 11/19/97 GORDON R. MILLER

CONTINUED ON PAGE
513

398

1995

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

398.

DONALD WILLIAM RAWLINGS

vs.

JEANNETTE L. RAWLINGS

Filed April 20, 1995
@ 3:44 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 3-6-96	9.00
Pro Co pd 3/8/96	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Apr. 27, 1995 Affidavit of Service filed. I, Brian J. Lindsay, Esquire, after being duly sworn according to law, do hereby certify 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 20th day of April, 1995 send to the above named Defendant by Certified Mail, return receipt Requested, a true and correct copy of the Complaint in Divorce filed at the above term and number; and that I did on the 24 day of April, 1995 received a duly executed return receipt dated April 20th, 1995 Brian J. Lindsay

Feb 5, 1996 Affidavit of Consent of Plaintiff, filed.

Feb 29, 1996 Affidavit of Consent of Defendant, filed.

Mar 1, 1996 Waiver of Notice of Intention To Request Entry of a Divorce Decree Under 3301(c) of the Divorce Code, filed.

March 4, 1996 Upon praecipe of defendant attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

March 7, 1996 AND NOW, March 7, 1996, it is hereby ordered and decreed that DONALD WILLIAMS RAWLINGS, Plaintiff, and JEANNETTE L. RAWLINGS, 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.

Mar. 8, 1996 Notice of Election To Retake Maiden Name filed. Jeannette L. Rawlings TO BE KNOWN AS: Jeannette L. Bunts

1995

Kathleen R. Nelson

399.

DONALD R. ZAREMBINSKI, JR.

vs.

ELIZABETH A. ZAREMBINSKI

Filed April 21, 1995
@ 10:15 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 1-3-97	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE
1 copy atty.

May 3, 1995 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, on April 25, 1995.
3. The registered mail was sent to Elizabeth A. Zarembinski, 3408-2 Jayne Lane, Wilson, Nroth Carolina, 27893.
4. That the Defendant received said registered mail on April 28, 1995. Said Return Receipt card #Z 441 924 655 is attached hereto, signed by Elizabeth A. Zarembinski and made a part hereof. signed
Kathleen R. Nelson

Aug. 14, 1995, Affidavit of Consent of plaintiff filed.

Apr. 11, 1996 Waiver of Notice of Intention To Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code of Plaintiff filed.

Dec 31, 1996 Affidavit of Consent of Defendant, filed.

Dec 31, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Jan 3, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

January 16, 1997 AND NOW, January 14, 1997, it is ordered and decreed that the Plaintiff and Defendant named herein, 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:
Anthony J. Vardaro, J.

400

1995

Dallas W. Hartman
Joanne M. Weber

400

HARVEY N. BOWLES and
NINA M. BOWLES, husband
and wife

vs.

HANK WHITE and SHIRLEY
WHITE

Filed April 21, 1995
@ 11:44 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00

WRIT OF SUMMONS
Issued Sheriff

Apr. 27, 1995 SHERIFF'S RETURN, filed. SERVED Hank (Henry) White personally on April 26, 1995 at 9:48 AM by handing a copy of the Summons to him in the Sheriff's Office , Third Floor, Crawford County Courthouse, Meadville, PA.

SERVED Shirley White on April 26, 1995 at 9:49 AM by handing a copy of the Summons to Hank (Henry) White, Husband and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

1995

Mason & Mason
Joan D. Mason

401.

LYNDA L. GREGGS

vs.

RONALD W. GREGGS

Filed April 21, 1995
@ 1:27 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 8-24-95	9.00

COMPLAINT IN DIVORCE, CUSTODY
3 copies atty.

Aug. 4, 1995 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 May 15, 1995, mail to the above Defendant, Ronald W. Greggs, by certified mail #Z 727 903 626, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Ronald W. Greggs on May 16, 1995, as indicated by the return receipt card which was returned to the office of the Plaintiff's attonrey and is attached hereto.
Joan D. Mason

Aug 21, 1995 Affidavit of Consent of Defendant, filed.

Aug. 21, 1995 Affidavit of Consent of Plaintiff, filed.

Aug. 21, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 28, 1995 STIPULATION AND DECREE filed. AND NOW, this 24th day of August, 1995, 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 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 paraties consents to the divorce pursuant to Section 3301(c) of the PA. Divorce Code.

2. CUSTODY: Primary legal and physical custody of Michelle Lynn Greggs, age four (4), born April 27, 1991, and Nikki Renee Greggs, age four (4) months, born Dec. 18, 1994, shall be with their mother, Lynda Greggs.

Father shall be entitled to have the children with him as set forth below:

(a) Father shall contact mother 48 hours in advance of such time as he wishes to have Michelle with him. AT the time of his request, he shall notify mother of the time he wishes to pick Michelle up, and of the time he will return her to mother's home. He will also notify mother of where he intends to have Michelle during the visit.

(b) In regard to holiday visits or holiday weekends, said advance notice shall be 10 days prior to the time he wishes to have Michelle with him.

(c) Father shall personally provide transportation to and from the visits, and shall use proper child restraint devices in any vehicle when he is transporting his daughter.

(d) For the present time, this order shall apply only to Michelle, in light of the fact that Nikki is so young.

(e) In no event shall father have the child, or either child at such time as he may have both children, in the presence of his own father (their paternal grandfather), nor shall paternal grandfather be allowed to have telephone or any other contact with the children. Neither father nor anyone else, shall take the child or children to any place or event where their paternal grandfather is present.

(f) If by any chance the child or children come into contact with father's father during a visitation, all future visits are to be exercised restricted either to the home of the mother, or to the home of father's mother Viola May Rath.

(g) Father would be welcome to visit both children in the home of the mother, again provided that the appropriate notice has been given and that it is acceptable to mother based on her schedule.

(h) If at such time as father has requested a visit, mother already has plans that involve the child or the children, the parties shall try to find an alternate time for father's visitation that will be mutually acceptable.

(i) In the event of the illness of either child while they are with father, he shall immediately notify mother, giving the nature of the child's health problem, the treatment obtained, and if time allows, shall consult her prior to obtaining treatment.

(j) Neither parent shall allow other persons, either family members, friends or others, to speak negatively of the other parent, or his or her relatives, in the presence of either child.

3. TANGIBLE PERSONAL PROPERTY: All tangible personal property used in connection with the marital residence (which residence actually belongs to wife's parents) shall belong to Plaintiff, including but not limited to furniture, appliances, furnishings, equipment and tools, used both within and outside the home.

4. VEHICLE: Plaintiff shall retain the 1990 Chevrolet Cavalier Z-24, which is presently titled in both names. The title is now being held by PNC Bank, until such time as the vehicle is paid off. Plaintiff shall make all remaining payments on said vehicle on a timely basis, and at such time as the title is to be released by the bank, it shall be transferred into her name, or as she shall direct. In that regard Defendant shall execute a power of attorney, transferring all of his right, title and interest in said vehicle to Plaintiff, effective immediate and shall give her power to deal with the title as she may wish, as at such time as it is released to her by the bank.

5. DEBTS: The Plaintiff and Defendant have incurred certain debts in lieu of the payment of rent, considering the fact that they have occupied a marital residence owned by Plaintiff's parents for approximately 8 years prior to the time of their separation. In that connection, approximately $2,500.00 remains to be paid on interest and principle for a loan the parties took out together to provide a new roof and siding for said residence. Once Defendant obtains a job, he shall pay $75.00 a month until he has liquidated a total sum of $1,250.00. Defendant shall immediately notify Plaintiff at such time as he does obtain employment.

6. INCOME TAX REFUND: The Plaintiff and Defendant agree to divide equally the federal and Defendant agree to divide equally the federal and state income tax refund checks for tax year 1994, which checks combine to a total of approximately $3,500.00.

RECORD CONTINUED ON PAGE 477.....

1995

402.

WANDA L. BUMP

vs.

RICHARD J. BUMP

Filed April 21, 1995
@ 2:23 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 8/1/95	9.00

COMPLAINT IN DIVORCE
1 copy pltf.

May 2, 1995 Certificate of Service filed. I hereby certify that a true and correct copy of the attached Complaint in Divorce was mailed by certified mail, restricted delivery on this 26th day of May, 1995 to:

Richard J. Bump
1050 Market Street
Meadville,PA 16335

Wanda L.Bump

Aug. 1,1995 Affidavit of Consent by Richard J. Bump, Defendant, filed.

Aug. 1, 1995 Affidavit of Consent by Wanda L. Bump, Plaintiff, filed.

Aug. 1, 1995 Upon Praecipe of Wanda Lee Bump, Plaintiff to transmit record, Case moved to Court.

Aug. 21, 1995, MEMORANDUM AND ORDER filed. ORDER: AND NOW, August 18, 1995 this file is returned tothe Prothonotary sothat action consistent with the attached Memorandum may be taken by the parties.

A copy of this Memorandum and order shall be sent by the Prothonotary through regular mail to both parties.

BY THE COURT,
Anthony J. Vardaro, J.

8/22/95 mailed to plff and dft.

Jan. 2, 1996 Certificate of Service filed. I hereby certify that a true and correct copy of the attached Complaint in Divorce was mailed by certify mail, Restricted delivery on this 26th day of April, 1995 to Richard J. Bump, 1050 Market St., Meadville, PA 16335

Wanda L. Bump

Jan. 2, 1996 Amended Complaint filed.

Jan. 2, 1996 Affidavit of Consent of defendant, filed.

Jan. 8, 1996 Upon Praecipe of Wanda L.Bump, Plaintiff to transmit record, Case moved to Court.

Jan.8, 1996 Certificate of Service filed. I here by certify that a true and correct copy of the attached complaint in divorce was handed on this 2nd day of January 1996 to:

Richard J.Bump
1050 Market St.
Meadville,PA 16335

Wanda L.Bump

Jan 23, 1996 Memorandum and Order of January 19, 1996, filed. Plaintiff and Defendant need to file intention to request a divorce decree.
Jan 23, 1996 dist by mail to Plf & Dft.

Jan. 30,1996 Certificate of Service filed. I hereby certify that a true and correct copy of the attached Complaint in Divorce was mailed by certified mail,restricted delivery on this 26th day of April, 1995 to:

Richard J.Bump
1050 Market Street
Meadville,PA 16335

Jan. 29,1996

Wanda L.Bump

Jan. 30, 1996 Affidavit of Consent buy Wanda Bump, Plaintiff,filed.

Jan.30, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under 3301(c) of the Divorce Code by Richard J.Bump, Defendant, filed.

Jan.30,1996 Upon Praecipe of Wanda L.Bump, Plaintiff, to transmit the record, Case moved to Court.

Feb. 7, 1996 FINAL DIVORCE DECREE filed.
DIVORCE DECREE:
AND NOW, Feb. 6, 1996, it is hereby ordered and decreed that Wanda L. Bump, Plaintiff, and Richard J. Bump, Dft, are dicorced from the bonds of matrimony.
The court retains jurisdiction of any claims raised byt he parties tothis action for which a final order has not het been entered.

by the court,
Anthony J. Vardaro, J.

1995

403.

Thomas, Truax, Spadafore
Walker and Keenan
R. Charles Thomas

TRACE W. FOSBURG

vs.

PATRICK JOSEPH HERMANN

Filed April 21, 1995
@ 2:40 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	34.00
Pro Co. pd 6-9-97	6.00

WRIT OF SUMMONS
Issued Sheriff

May 2, 1995 SHERIFF'S RETURN, filed. SERVED Patrick Joseph Herman on May 1, 1995 at 9:51 PM by handing a copy of the Summons to Judith A. Herman, Wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville PA. Signed Acceptance of Service attached.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 31, 1995, Appearance of Thomas, Truax, Spadafore, Walker and Keenan, by R. Charles thomas, attorneys for dft filed.

June 9, 1997 Upon Praecipe of Defendant Attorney, the above entitled case marked discontinued of record with prejudice.

1995

James R. Irwin

404.

Thomas, Truax.
Spadafore & Walker
R.Charles Thomas

6-12-95 Pd Sheriff 58.00 #9264

CONSTANCE PHILLIPS

vs.

WENDELL PHILLIPS

Filed April 21, 1995
@ 3:02 PM

Tax & entry	Pd 6-12-95	50.50
User's fee	Pd 6-12-95	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd	58.00
Pro Co.	Pd 6-12-95	9.00
		$122.50

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed TPD

ORDER:

And now, this 21st day of April , 1995 , 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 contact Plaintiff in any way. He shall not go to Plaintiff's residence or place of work. He shall not be within 100 yards of those places.

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 or 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 the April 27, 1995 , 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,
Gordon R. Miller, J

Apr. 26, 1995 Sheriff's Return filed. SERVED Wendell Phillips personally on April 25, 1995 @ 11:15 AM by handing a copy of the Protection from Abuse to him at his residence, R.D. #2, Box 2, Titusville, Crawford County, PA. Served by Randolph J. Detzel, Constable.
So answers, Robert M. Stevens, Sheriff

Apr. 28, 1995 Motion for Continuance and Order filed. AND NOW, this 27th day of April, 1995, it is hereby ORDERED AND DECREED that hearing in this matter scheduled for April 27, 1995 at 3:15 p.m. be continued to May 12th, 1995 at 1:00 P.M. in Courtroom 1 or 2.
Anthony J. Vardaro, J

Apr. 28, 1995 Faxed Irwin & Rosen

May 12, 1995 STIPULATION and ORDER OF COURT filed. NOW, this 12th day of May, 1995, pursuant to STIPULATION of parties hereto, it is ORDERED AND DECREED as follows:

1. The TEMPORARY ABUSE ORDER entered April 1, 1995 shall remain in full force and effect for a period of one (1) year from the date of its entry.

2. This STIPULATION is the result of a negotiated agreement between the parties; and Defendant, Wendell Philips, does not admit any wrongdoing nor admit that any of the allegations contained in the PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT filed by the Plaintiff, but to the contrary.

3. It is further understood and agreed that this STIPULATION shall not be used by either party in the divorce action filed by Plaintiff at No. A.D. 1995-358. A copy of this order shall be sent to Country Control and Pa. State Police, Corry,.

4. Defendant shall pay record court costs in full by June 12, 1995.

BY THE COURT,
Gordon R. Miller, Judge

May 15, 1995 Order FAXED atty. Irwin; mailed B. Rosen, Faxed Co. Control; mailed Corry PA.SP.
May 17, 1995 Mailed copy of Order to Defdt.

Aug 8, 1995 Petition For Contempt, filed.

Aug. 8, 1995 ORDER filed. AND NOW, this 7 day of August, 1995, it is hereby ORDERED, ADJUDGED AND DECREED that a Rule to Show Cause is hereby entered upon Respondent, Wendell Phillips, to show cause why he should not be held in contempt of Court.

Said Rule is returnable on the 1st day of September, 1995, in Courtroom, No. 1, 2 or 3 of teh Crawford County Courthouse, Meadville, Pennsylvania at 1:30 o'clock P.M.

BY THE COURT:
Anthony J. Vardaro, J.

Aug. 8, 1995 Faxed Irwin & B. rosen

Sep. 19, 1995 ORDER filed. AND NOW,September 1, 1995, this matter comes before the Court and is heard informally with input from counsel and the parties, with counsel and the parties permitting the Court todecide the issues raised without the necessity of a long prolonged hearing. This is a bitter divorce, accompanied by a very sketchy Abuse Pedtition at No. 1995 -404.

With relation to the Abuse Petition, this Court heard insufficient evidence to find the defendant in contempt of the Abuse Order regarding contact with his wife at her home or her place of work.

Continued to Page 404 A

1995

CONSTANCE PHILLIPS
vs
WENDELL PHILLIPS

Continued from Page 404
of Record

AD 1995 - 404

****

ACCORDINGLY, we decline to hold the defendant in contempt of that Order and this Court directs that in future hearings,the alleged breaches of the Order on May 26, July 2, July 9, July 10, July 14 and July 17, 1995 will not be relitigated.

The defendant is cautioned most strongly that he must comply with the terms of the Temporary Order which became a final Order in the abuse action, and not contact the plaintiff nor go to her residence orplace of business for any purpose. Any Petiton for Contempt in the future will only address alleged violations of the Abuse Order after September 1, 1995.

With regard to the divorce action, it is obviously a complicated financial morass, with the husband having allegedly transferred title to property and collection of classic or antique cars into his children's names. There is also an allegation of the wife's surreptitious removal of some $78,000 from a joint account and an explanation to the Court that the same was used to establish a business, pay certain debts and other purposes. The Court makes no ruling on this issue and leaves to the discretion of the Master and ultimately the divorce judge to consider this matter in making equitable distribution.

The primary thrust of the dispute today involves a 1984 Cadillac,which apprantely now is titled in husband's daughter;s name and a 1990 GMC Truck titled in joint names between the parties. The husband's position is that the Cadillac provides adequate transportation for the wife's needs and that he needs the truck to help maintain numerous rental properties in the City of Titusville. Wife contends the Cadillac is inoperable and virtually unrepairable and that she needs the truck in her antique business in purchasing and selling antique items and transporting the same.

The Court directs that the following ownership be established: The 1990 GMC Truck in joint names will be transferred by the husband and wife so that the wife becomes sole owner thereof. Wife contends the husband has the title to this vehicle and he contends he does not. Wife has a copy of the title and the parties shall jointly procure a replacement title and take immediate steps to see that the title to said truck and the ownership thereof is placed inthe wife's name alone. Inthis regard, the husband will surrender possession of the truck forthwith to the wife and will do no damage or depreciate the same in any fashioin before transfer.

Likewise, the wife will see that the Cadillac and the keys therefor are transferred to the husband for his exclusive use.

In making this decision, the Court leaves to the discretion of the Divorce Master and ultimately the divorce judge to ascertain whether one or both vehicles constitute marital property in making final distribution of marital assets.

BY THE COURT,
P. Richard Thomas, Senior Judge

9-19-95 Faxed Thomas & Irwin

Aug. 21, 1996 Motion to Withdraw and ORDER filed. August 21, 1996 this motion is granted and counsel may withdraw her appearance by praecipe.
Gordon R. Miller, P.J.
8-21-96 FAXED 8-21-96 Devore & Shawn White

404
B

1995

1995

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
John D. Petruso

405.

MARK E. KEEFER

vs.

JAYLENE K. KEEFER

Filed April 24, 1995
@ 11:52 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 9-27-95	9.00

COMPLAINT UNDER SECTION 3301(c) or 3301(d) OF THE DIVORCE CODE
1 copy atty.

May 8,1995 Acceptance of Service ofComplaint in Divorce filed AND NOW, this 25 day of April, 1995, and in accordance with Rule of Civil Procedure 1920.4(e), I hereby accept service of a true and correct copy of the complaint in divorce.
Jaylene K. Keefer

Sept. 14, 1995, Affidavit of Consent of defendant filed.

Sep 18, 1995 Affidavit of Consent of Plaintiff, filed.
(1 copy atty)

Sep 20, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 29, 1995 AND NOW, September 29, 1995, it is hereby ordered and decreed that MARK E. KEEFER, plaintiff, and JAYLENE K. KEEFER, 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.

406

1995

Louis P. Vitti &
Assoc., P.C.
Louis P. Vitti

406.

CORESTATES BANK, N.A., as trustee for PENNSYLVANIA HOUSING FINANCE AGENCY, Assignee of LIBERTY MORTGAGE CORPORATION

vs.

TERRY B. LANE

Filed April 24, 1995
@ 12:46 PM

COMPLAINT IN EJECTMENT
2 copies Sheriff

May 2, 1995 SHERIFF'S RETURN, filed. SERVED Terry B. Lane on April 27, 1995 at 2:02 PM by handing a copy of the Complaint in Ejectment to Sherry Huber, Adult in Charge at the residence, 540 Spring Street, Cambridge Springs, Crawford County, PA.

SERVED Sherry Huber personally, person in charge of the residence, 540 Spring Street, Cambridge Springs, Crawford County, PA. Served on April 27, 1995 at 2:03 PM.

So answers, Dale A. Collins, Chief Deputy Sheriff
Robert M. Stevens, Sheriff

And Now, June 6, 1995, upon praecipe of plaintiff attorney judgment was entered for possession and/or ejectment as a result of the Defendants' failure to file an Answer and/or a responsive pleading.

Entered 6-6-95 JUDGMENT
L - 163 Barbara H. King, Pro.
6-9-95 Notice of entry of Judgment sent to Dft.

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	45.00
Pro Co pd 6-6-95	9.00

Ex 1995 - 41

1995

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

407.

IRVIN D. YOUNT, JR. and JEANNE MOORE-YOUNT, his wife, and HANKE E. CARLSON and RUTH E. CARLSON,his wife, and PAMELA G. KROKO

vs.

CORTLAND DeGROODT and MARY DeGROODT, his wife, a/k/a CORTLAND DeGRODT and MARY DeDRODT, his wife, a/k/a CORTLAND DeGROTTE and MARY DeGROTTE, his wife and their heirs, successors and assigns and EARL DRAYER, JR. and DORIS DRAYER, his wife, and their heirs, successors and assigns

Filed April 24, 1995
@ 1:39 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 7-10-95	9.00

COMPLAINT IN ACTION TO QUIET TITLE
no copies

Apr. 26, 1995 Action to Quiet Title and ORDER filed. AND NOW, to-wit, this 25 day of April, 1995, upon consideration of the foregoing Motion,the Plaintiffs are granted leave to make service of the Complaint on the Defendants CORTLAND DeGROODT and MARY DeGROODT,his wife, a/k/a CORTLAND DeGRODT and MARY DEGRODT, his wife, a/k/a CORTLAND DeGROTTE and MARY DeGROTTE, HIS WIFE, AND THEIR HEIRS,SUCCESSORS AND ASSIGNS; and EARL DRAYER, JR. and DORIS DRAYER, his wife and their heirs, successors and assigns, their heirs, successors and assigns, by publication once in the Crawford County Legal Journal and the Meadville Tribune, two periodicals of general circulation in the County of Crawford, Pennsylvania.

PER CURIAM,
Anthony J.Vardaro, J.

4-26-95 Faxed to Atty.Swick

Jun. 7, 1995 Motion for Default Judgment Pursuant to PARCP 1066 and ORDER filed. AND NOW, this 5 day of June, 1995, upon Motion of the Plaintiff for default judgment pursuant to Pennsylvania Rule ofCivil Procedure 1066,and it appearing that service has been made in accordance with this Court's Order and that the Defendants have failed to file an Answer with the time permitted by the Rules; it is hereby ordered and decreed that the Defendants, their, successors and assigns, be and hereby forever barred from asserting any right, lien, title or interest to the premises located in Hayfield Township, Crawford County, Pennsylvania, hereafter described to-wit:

Parcel No. 1:

ALL that certain piece or parcel of land situate in Hayfield Township, Crawford County,Pennsylvania bounded and described as follows, to-wit:

ON the North by a public road; on the East by land now or formerly of H.E.McMillen; onthe South by land now or formerly of Agnes Clancy; and on the West by a public road,containing Fifty acres of land, more or less, and having erected thereon a two story frame house and other buildings.

EXCEPTING AND RESERVING, however, all that certain piece or parcel of land situate in Hayfield Township, Crawford County, Pennsylvania, bounded anddescribed as follows, to-wit:

BEGINNING at a point on the East right-of-way line of the County Line Road, said point being the Northwest corner of land, now or formerly of Agnes Clancy and the Southwest corner of land herein described; thence in a Northerly direction along the East right-of-way line of County Line Road, a distance of Eighty hundred (800) feet to a point; thence in an Easterly direction and in a line parallel to the Northern boundary line ofland, now or formerly of Agnes Clancy, a distance of Five hundred fifty (550) feet to a point; thence in a Southerly direction and in a line parallel to the Eastern right-of-way line of the County Line Road, a distance of Eight hundred (800) feet to a point on the Northern boundard line of land, now or formerly of Agnes Clancy; thence in a Westerly direction along land now or formerly of Agnes Clancy, a distance of Five hundred fifty (550) feet to the point and place of beginning. Containing approximately 10.1 acres of land, more or less. Being the same land conveyed to Gary L.Fernberg and Carolyn Fernber, his wife, by deed of Paul Fernberg and Hazel Fernberg, dated May 2, 1980, and recorded in Crawford County Deed Book 530, Page 170.

AND ALSO EXCEPTING AND RESERVING, all that certain piece or parcel of land situate in Hayfield Township, Crawford County, Pennsylvania, being the land conveyed from Matthew L. Kroko and Pamela G.Kroko unto Hank E. Carlson and Ruth E.Carlson and Pamela G. Kroko by Deed dated September 6, 1994,and recorded in the Office of the Recorder of Deeds of Crawford County, Pennsylvania, on September 20, 1994,at Record Book 247,page 279.

Parcel No. 2:

ALL that certain piece or parcel of land situate in Hayfield Township, Crawford County,Pennsylvania bounded and described as follows,to-wit:

North by a public road, Township Route 647; South by land formerly of Clancy now J.Gordon and Manuela M.Watt; East by land formerly ofWorley now Philip B.Paull, Jr.; and West by land formerly of Cole now Matthew L.and Pamela G.Kroko and containing 9 acres of land, more or less.

Said parcels being known as tax assessment no.2806-57.

Said Defendants are forever barred from asserting any right, lien, title or interest inconsistent with the interest or claims of the Plaintiff set forth in the Complaint; from impeaching, denying, or in any way attacking Plaintiff's title to said propery; from issuing; or maintaining any action attacking same; and from encumbering, mortgageing or conveying the same or any part hereof unless the Defendants shall, within thirty (30) days of this Order, file with the Court written objections to this Order. If such action is not taken within the thirty (30) day period, the Prothonotary,on Praecipe by the Plaintiff, shall enter final judgment.

BY THE COURT:
Anthony J.Vardaro,J.

6-7-95 Faxed Atty. Swick

July 6, 1995 And now, 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.

D - 34, 44, 54, 114

FINAL JUDGMENT
Barbara H. King, Pro.

408.

MELYNDA A. EELLS

vs.

ROGER A. SMOCK

Filed April 24, 1995
@ 1:53 PM

4-28-95 Pd Sheriff #9442 34.00

Tax & entry Pd 4-28-95 50.50
User's Fee Pd 4-28-95 5.00
~~Surcharge~~ ~~25.00~~
Shelriff's Costs Pd 4-28-95 34.00
Fax & Pd 4-28-95 5.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 24th day of April , 1995 , 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 contact Plaintiff in any way. He shall not go to her residence. he shall move out and not return.

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 or 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 the May 1, 1995 , 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,
Gordon R. Miller, J

Apr. 25, 1995 SHERIFF'S RETURN, filed. SERVED Roger A. Smock personally on April 24, 1995 at 4:15 PM by handing a copy of the Protection from Abuse to him at his place of employment, Smock Auto Body, Springboro, Crawford County, PA.
So answers,
Diane Brittain, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Apr. 28, 1995 MOTION TO VACATE PROTECTION FROM ABUSE ORDER and ORDER filed. AND NOW, this 28 day of April, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of April 24, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shallbe delivered by the Prothonotary to proper Police Agency and to County Control.

Any provisions of the Protection from Abuse Order of April 24, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J.Vardaro, J.

4-28-95 Faxed to Pa. SPD & Co.Control. 5-3-95 Mailed to Pltf. & Deft.

1995

409.

BRADLEY MICHAEL YUNIK

vs.

LAURA JEAN YUNIK

Filed April 24, 1995
@ 1:54 PM

Tax & entry paid	50.50
User's Fee paid	20.00
3 Add'l Counts paid	45.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 1-23-98	9.00

COMPLAINT IN DIVORCE, CHILD CUSTODY AND SUPPORT, LIABILITIES AND DEBTS
1 copy Pltf.

December 12, 1997 ACCEPTANCE OF SERVICE FILED ON BEHALF OF LAURA JEAN YUNIK, DEFT.

1. I, Laura Jean Yunik, the Defendant in the above-referenced case, hereby accept service of the Complaint in Divorce filed on April 24, 1995.

2. A true and correct copy of the Complaint in Divorce was sent by registered mail to me at RD 3 Box 296, Conneautville, PA 16406

3. I, Laura Jean Yunik, received said registered mail on April 27, 1995. Said Return Receipt card Z 748 861 744 is attached hereto, signed by myself, and made a part hereof.

DATED: Dec. 7, 1997 Laura Jean Yunik, Deft

December 12, 1997 WAIVEROF NOTICE OF INTENTION ON BEHALF OF LAURA JEAN YUNIK, DEFT. FILED.

December 12, 1997 AFFIDAVIT OF CONSENT ON BEHALF OF LAURA JEAN YUNIK, DEFT. FILED.

Dec. 22, 1997 AFFIDAVIT OF CONSENT ON BEHALF OF BRADLEY MICHAEL YUNIK PLAINTIFF FILED.

Dec. 22, 1997 WAIVER OF NOTICE OF INTENTION ON BEHALF OF BRADLEY MICHAEL YUNIK PLAINTIFF FILED

Jan 22, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Jan. 27, 1998 AND NOW, this 26 day of January, 1998, the Court Orders and Decrees as follows:

I. DIVORCE: Upon consideration of the pleadings and Affidavits filed in the above captioned case, this Corut hereby grants an absolute divorce from the bonds of matrimony to the above named parties upon the grounds that the marriage is irretrievably broken, ninety 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 consents to the divorce, pursuant to 3301(c) of the Divorce Code. etc. (see papers filed).

BY THE COURT:
Gordon R. Miller, J.

1995

Barbara J.Walton

410.

Bettie Peterson-Muth

ANGELA SUE DEROSS by her sister and Guardian Ad Litem BETH ANN HUMPHREYS

vs.

BETTY JEAN DEROSS

Filed April 24, 1995
@ 2:02 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	30.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 24th day of April , 1995 , 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: The plaintiff shall live with her sister until further Court Order. Defendant shall not contact her daughter 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 or 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 the May 1, 1995 , at 3:30 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

Apr. 25, 1995 Sheriff's Return filed. served Betty Jean DeRoss personally on April 25, 1995 at 9:20 AM by handing a copy of the Protection from Abuse to him at the residence, R.D.#8, Box 442, Meadville,Crawford County , PA.

So answers,

Shawn E. Ashbaugh, Deputy Sheriff
Scott D.Young, Deputy Sheriff
Robert M.Stevens, Sheriff

May 2,1995 ORDER filed. AND NOW, May 1, 1995,this matter is before the Court with respect to a Petition for Relief Under the Protection From Abuse Act brought on behalf of the minor plaintiff.

The parties appear represented by counsel and it is indicatged to the Court that there is currently a Children and Youth Services investigation ongoing in this case, which has not been completed.

The parties agree that this matter shall be continued to be reset upon motion of either party, with the Temporary Abuse Order of April 25, 1995 entered by President Judge Gordon R. Miller to remain in full force and effect, except as hereinafter modified.

1. The defendant shall continue not to contact the minor plaintiff, however, the minor plaintiff may contact the defendant so that there is a line of communication and she shall be encouraged to do so by the Temporary Guardian Ad Litem.
2. The Temporary Guardian Ad Litem shall provide to the defendant as promptly as possible, information that comes to her attention with regard to the minor child's performance in school, as well as any disciplinary problems in school; any treatment or appointments for physical problems or medical problems and any mental health treatment or problems in counseling that the minor child maybe receiving, it being the Court's intention that the defendant be privy toall of that information in a reasonable manner and as quickly as possible insofar as she is the natural mother of the minor child.
3. The Prothonotary is ORDERED and DIRECTED to place a tickler withrespect tothis case for 90 days from this date; and in the event this case does not come before the Court, the Court reserves the right to enter an Order to dispose of the court costs in this matter.

BY THE COURT,
Anthony J.Vardaro, Judge

5-2-95 Faxed Pa.SPD &Co.Control,given to Walton & Muth

Feb 8, 1996 Order: AND NOW, February 7, 1995, it is Ordered and Directed that the county shall pay costs in this proceeding.
Feb 8, 1996 dist. Walton & Muth (BU)

1995

Barbara J. Walton

411.

DENISE M. WINANS

vs.

ANDREW J. WINANS

Filed April 24, 1995
@ 2:23 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. Pd 7/27/95	9.00
Pro.Co. Pd 7/27/95	3.00
Pro Co Pd 7/28/99	7.50

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Apr. 28, 1995 Affidavit of Service filed. AND NOW, April 28, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce was mailed to the Defendant via Certified Mail, return receipt on April 26, 1995.

2. That the Defendant signed the return card on April 27, 1995, and in accordance with pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z410908252) attached hereto as Exhibit "A".

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. 4904, relating to unsworn falsification to authorities.

Barbara J. Walton

Jul. 26, 1995 Affidavit of Consent by Andrew J. Winans, Defendant, filed.

Jul. 26, 1995 Affidavit of Consent by Denise M.Winans, Plaintiff, filed.

Jul. 26, 1995 Upon Praecipe of Barbara J. Walton, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Aug. 1, 1995 AND NOW, this 28th day of July, 1995, 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:

The bonds of marriage between Plaintiff, DENISE M. WINANS, and Defendant, ANDREW J. WINANS, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that the terms, provisions and conditions of the Marriage Settlement Agreement between the parties herein dated July 25, 1995, shall be incorporated in this decree and order by reference as fully as though the same were set forth herein, at length, including the following:

1. The Wife shall become the sole and exclusive owner of the residential real estate situate in the Second Ward of the City of Meadville, Crawford Co., PA. The paraties agree to sign Quit Claim Deed transferring any right or interest the Husband may at this time or in the future have to this property.

2. Husband shall become the exclusive owner of the 1993 Ford F150 Truck. Wife agrees to sign any documents required to transfer title of same into husband's name. Husband shall assume any and all debt associated with this vehicle. Husband further agrees to refinance the current lien so that Wife's name is removed from this debt.

3. Both parties waive all rights to make any claim for alimony at this time or in the future.

4. Both paraties waive any and all rights to any pension or retirement benefits of the other party.

5. All other provisions of the Marriage Settlement Agreement dated July 25, 1995 are incorporated herein and the parties are directed to comply with said agreement. This agreement shall not merge with, but shall survive this decree and order.

This Honorable Court shall retain 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.

July 28, 1999 Notice of Election to Retake Prior Name filed. DENISE MARIE WINANS TO BE KNOWN AS: DENISE MARIE HAWK.

412

1995

412.

KATHY LYNN PEELMAN

vs.

TOM CARGO

Filed April 24, 1995
@ 3:07 PM

Tax & entry pd 4/25/95 50.50
User's Fee pd 4-25-95 5.00
~~Surcharge 25.00~~
Sheriff's Costs pd 29.00
Pro.Co. pd 4/27/95 5.00

Pd. Sheriff's Costs
4.27.95 #29.00
Ck 9132

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 24th day of April , 19 95 , 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 contact Plaintiff nor go to her residence. Temporary custody of the child is awarded to 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 or 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 the May 1, 1995 , at 3:45 pm., 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,

Apr. 27, 1995 Sheriff's Return filed. NOT SERVED. Plaintiff cancelled the Protection from Abuse on April 26, 1995. Returning unserved.
So answers,
Robert M.Stevens,Sheriff

Apr. 27, 1995 MOTION TO VACATE PROTECTION FROM ABUSE ORDER and ORDER filed. AND NOW, this 27 day of April, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of April 24, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to proper Police Agency and to County Control.

Any provisions of the Protection from Abuse Order of April 24, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J.Vardaro, J.

4-27-95 Faxed Pa.SPD &Co. Control. 5-3-95 Mailed to Plft &Deft.

1995

Watts & Pepicelli
Alan L. Pepicelli

413.

Edwin Allen Young

Marcia H. Haller
MacDonald, Illig,
Jones & Britton
for Penn Traffic, Bilo
and Riverside Mkts.

~~Marshall, Dennehey,~~
~~Warner, coleman & Goggin~~
~~Kenneth D. Chestek on~~
~~behalf of add'l. defts.~~
~~Sage Industries, Inc.,~~
~~Mart Cart and Assembled~~
~~Products Corp.~~ withdrawn

ADDITIONAL DEFENDANTS.....

Sage Insustries, Inc.
MART Cart
Assembled Products Corporation
Colson Equipment, Inc.
Darling Special Products Inc.

Mollica & Murray
James A. Mollica, Jr.
for Colson Equip. Inc.
& Darling Special Prod.
Inc.

burns, White & Hickton
Patrick L. Mechas
for Sage Industries, Inc.
Mart Cart & Assembled
Products Corp.

ROBERT LEE HARRIS and LINDA D. HARRIS, his wife

vs.

THE PENN TRAFFIC COMPANY, a Corporation, Individually and trading and doing business as BiLo Foods; and RIVERSIDE SUPERMARKETS Division of Penn Traffic C., a Corporation, Individually and trading and doing business as BiLor Foods
(for additional defendants, see margin)

Filed April 24, 1995
@ 3:58 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued Sheriff

May 4, 1995 Writ Return filed. SERVED Penn Traffic Company a corporation, Individually and t/d/b/a BiLo Foods on April 27, 1995 at 10:15 AM by handing a copy of the Summons to John Wolfe, Head Floor Person at the business, Center Street, Meadville, Crawford County, PA.
NOT FOUND as to Defendant the Corporation Trust Company, Agent for Riverside Supermarkets, a Division of Penn Traffic Company. Attempted service by Certified Mail at address of 1209 Orange Street, Wilmington, DE 19801. The Summons was returned by the company stating they are not authorized to receive any service on behalf of the defendants. See information attached.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Jun. 21, 1995 Appearance of Edwin Allen Young, Esquire, Attorney for Defendants, filed.

Nov. 20, 1995, Rule Entered upon plaintiff to file complaint Issued. (atty)

Nov. 22, 1995,. Certificate of Service of Rule filed.

June 13, 1996, Appearance of Marcia H. Haller, of MacDonald, Illig, Jones & britton, attorneys for defendants Penn traffic Co. d/b/a BILO Foods and Riverside Markets.

June 17, 1996 Withdrawal of Appearance filed on behalf of Defendants filed. Please withdraw the appearance of Edwin Allen Young, Esquire and the Law Offices of Edwin Allen Young, as counsel of record for The Penn Traffic Company d/b/a Bilo Foods And Riverside Supermarkets in this matter.
Edwin Allen Young
Attorney for Defendants

Mar. 18, 1997 Notice and Complaint in Civil Action filed.

Mar. 18, 1997 Notice of Service by Plaintiffs filed. Alan L. Pepicelli, Esquire, attorney for Plaintiffs, hereby certifies that a copy of the Complaint in Civil Action, an original Requests for Production of Documents and an original interrogatories directed to Defendants were sent via regular U.S. mail to their counsel, Marcia H. Haller, Esquire, Suite 700, 100 State Street, Erie, PA 16507, on the 18 day of March, 1997.
Respectfully submitted
Watts and Pepicelli PC
By Alan L. Pepicelli
Attorney for Plaintiffs

May 15, 1997 Answer filed. (of dft. Penn Traffic)

May 15, 1997 Upon praecipe for Writ to Join Additional Dfts, of dft. Penn Traffic Co., writ issued to join Sage Industries, Inc., Mart Cart, Assembled Products Corporation, Colson Equipment Inc. and Darling Special Products, Inc. as add'l dfts. issued. (5 writs)

June 12, 1997 Appearance of Marshall, Dennehey, Warner, Coleman & Goggin by Kenneth D. Chestek, Esq., on behalf of additional defendants, Sage Industries, Inc., Mart Cart and Assembled Products Corp., filed.

July 7, 1997 Praecipe for Appearance by Mollica & Murray by James A. Molica, Jr., for Additional Defendants Colson Equipment, Inc. and Darling Special Products Inc. filed.

Aug. 4, 1997 Praecipe for Appearance by Burns, White & Hickton by Patrick L. Mechas, Esq., for Sage Industires Inc., Mart Cart, and Assembled Products Corp., filed.

Aug. 4, 1997 Withdrawal of Appearance by Marshall, Dennehey, Warner, Coleman & Goggin by Kenneth D. Chestek for Defendants filed.

Aug. 4, 1997 Praecipe for Rule to file Complaint to Join by Defendants filed.

Aug. 20, 1997 Affidavit of Service filed. Before me, the undersigned authority, personally appeared Patrick L. Mechas, Esquire, coucnel of record for Defendants, Sage Industries, Inc., Mart Cart, and Assembled Products, and deposes and says that he mailed a copy of the Rule to File Complaint to Join Additional Defendatns in the above-captioned action to the counsel of record for original Defenants addressed as follows:
Marcia H. Hall, Esq.
MacDonald, Illig, JOnes & Britton
100 State street, Suite 700
Erie, PA 16507-1498
The signed Return Receipt is attached hereto and marked as Exhibit "A".
Patrick L. Mechas

Sept. 18, 1997 Complaint to Join Additonal Defendants filed. (on behald of Penn Traffic Co./ Riverside Div. t/d/b/a Bi-Lo Foods)

Oct. 6, 1997 Answer, New Matter Pursuant to Rule 2252(d) of the Pa.R.C.P. By Defendants, Sage Industries, Inc., Mart Cart, and Assembled Products Corp. filed.

CONTINUED ON PATE 509

414

1995

MacDonald, Illig,
Jones & Britton
Richard J. Parks

414.

INTEGRA BANK/NORTH, formerly
INTEGRA NATIONAL BANK/NORTH

vs.

ROBERT E. DALY

Filed April 25, 1995
@

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro.Co. pd 6/14/95	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

May 2, 1995 SHERIFF'S RETURN, filed. SERVED Robert E. Daly on May 1, 1995 at 2:01 PM by handing a copy of the Complaint to Sally Taylor, Adult in Charge at the residence, R.D.#2, Box 2058, Union City, Crawford County, PA.

POSTED the property located at R.D.#2, Box 2058, Union City, Crawford County, PA, on May 1, 1995 at 2:00 P.M.

So answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Jun. 14, 1995 Upon Praecipe of Richard J. Parks, Esquire, Attorneys for Plaitniff, the above-captioned action is marked settled and discontinued without prejudice to refile.

1995

Carney & Good
Daniel J. Brabender

415.

JAMES H. MACKOWSKI and CHRISTINE A. MACKOWSKI, his wife, and DANIEL T. PETERS and LORI L. PETERS his wife

vs.

JOHANNA MCLAUGHLIN and JOHN G. MCLAUGHLIN, their heirs, successors and assigns

Filed April 25, 1995
@ 2:55 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT IN ACTION TO QUIET TITLE
1 Copy atty.

June 2, 1995, Motion for publication, Affidavit and Order of Court filed. ORDER OF COURT: AND NOW, to-wit, this 1 day of June 1995, upon consideration of the foregoing Motion, the Plaintiffs are granted leave to make service of the complaint on the dfts their successors and assigns, by publication once inthe Crawford County Legal Journal and once in the Meadville Tribune, Meadville, Pa. pursuant to Pa. Rules of Civil Procedure 1064(c)(1) and as states in local rules of court.

Anthony J. Vardaro, J.

6/2/95 faxed to Brabender.

Nov. 14, 1995 Affidavit filed. AND NOW, this 27th day of July, 1995,comes Daniel J.Brabender,Jr., Esquire, who, being duly sworn according to law, deposes and says:

1. That a Complaint in Action to Quiet Title was filed at the above term and number on April 25, 1995.
2. That by preliminary Order of Court Service of the said Complaint was ordered to be made by appropriate publiclations in the Crawford County LegalJounraland the Meadville Tribune.
3. That said publications were made and completed as required by Order of Court. Proof of publiclation are attached hereto.
4. That since said final publications,more than twenty (20) days have elapsed.
5. That no Answer or Apperance has been filed on behalf of the Defendants within said twenty (20) days.
6. That this Affidavit is made pursuant to Pennsylvania Rules of Civil Procedure 1066(a).

July 27, 1995 Daniel J.Brabender,Jr., Esquire

Nov. 27, 1995 Motion for Judgment filed.

Nov.27, 1995 ORDER filed. AND NOW, November 22, 1995,after receipt and review of the plaintiffs motion for judgment, said motion is denied because the record is not complete.

There was no affidavit filed indicating that the complaint had beenserved by publication and there were no proofs of publication filed of record. Therefore the plaintiffs are not entitled to a decree at this point.

A motion for judgment contained allegations which were not accurate.

BY THE COURT
Gordon R.Miller P.J.

11-27-95 Mailed Brabender

Dec 4, 1995 Decree filed. AND NOW, to-wit, this 4th day of December,1995, proof of notice by publication on June 28,1995, in the Crawford County Legal Journal, and on Juen 8,1995, in the Meadville Tribune, as directed by preliminary Order,having been filed and no appearance of pleading having been filed by or on behalf of Defendants, their successors and assigns, be and are forever barred from asserting any right, title, lien or interest in that piece of land described as follows:

ALL that certain piece or parcel of land situate in Cussewago Township, Crawford County, Pa., bounded and described as follows, to-wit:

Beginning at a point in the center line of Legislative Route 20058, said point being athe northwest corner of the land herein conveyed; thence South 88 degrees 17 feet 9 inches, a distance of 420.69 feet along the center line of Leg. Rt. 20058 to a point, said point being rthe northeast corner of the land herein conveyed and the northwest corner of Lot #2 of the Property Subdivision Plan for land of Wayne R. Wright; then South 1 degree 13 feet 40 inches West, a distance of 25 feet to an iron pin on the southerly line of Leg. Rt. 20058; thence South 1 degree 13 feet 40 inches West a distance of 616.26 feet along the westerly line of Lot 32 of the Property Subdivision of Wayne R. Wright to an iron pin, said point being the southeast corner of the land herein conveyed and the southwest corner of lot #2 of the Property Subdivision of Wayne R. Wight; then North 88 degrees 17 feet 9 inches West, a distance of 420.69 feet along land now or formerly of Mildred and Robert Remek to an iron pin, siad point being the northwest corner of the land herein conveyed; then cNorth 1 degrees 13 feet 40 inches East a distance of 616.26 feet along land now or formerly of Mildred E. and Robert Remek to an iron pin on the southerly line of Leg. Rt. 20058; thence North 1 degree 13 feet 40 inches East a distance of 25 feet to a point in the center line of Leg. Rt. 20058, said point being the point or place of beginning.

BEING Lot #1 of the Property Subdivision Plan for land of Wayne R. Wright and containing 5.952 acres of land.

Being part of the same land conveyed to Wayne R. Wright by deed of John W. Hardman, single, dated Dec. 6, 1993, and recorded in Crawford County Record Book 233, Page 873. Being the same land conveyed to James J. Mackowski and Christine A. Mackowski by deed of Wayne R. Wrighrt, single, dated Sept. 28, 1994, recorded Sept. 28, 1994, in Cr. Co. Deed Book 0248 at Page 0141.

The description set forth herein is in accordance with a survey performed by Douglas H. Fox, registered surveyor, dated July 11, 1994, a copy of which is recorded simultaneously herewith.

Being further identified as part of Cr. Cr. Tax Index # 2202-24-01; and

All that certain piece or parcel of land situate in Cussewago Twp., Cr. Co., Pa. bounded and described as follows, to-wit:

BEGINNING at a point in the center line of Leg. Rt. 20058, said point being the northwest corner of the land herein conveyed; then South 1 degree 13 feet 40 inches West a distance of 25 feet to an iron pin on the southerly line of Leg. Rt. 20058; thence South 1 degree 13 feet 40 inches West a distance of 616.26 feet along the easterly line of Lot #1 of the Property Subdivision Plan for land of Wayne R. Wright to an iron pin, said point being the southwest corner of the land herein conveyed and the southeast corner of Lot #1 of the Property

CONTINUED ON PAGE 486

1995

Shafer, Swick, Bailey, Irwin, Stack, & Millin
Louis J. Stack
John C. Swick

416.

Pepicelli, Youngs and Youngs, PC
Christopher J. Youngs

MICHAEL LEWANDOWSKI

vs.

DAVID G. SMATHERS and FERN D. SMATHERS, his wife, individually and SMATHERS CONSTRUCTION INC.

Filed April 25, 1995
@ 4:02 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro Co pd 10-15-96	5.00

COMPLAINT IN CIVIL ACTION
3 copies Sheriff

May 4, 1995 Sheriff's Return filed. SERVED David G. Smathers on May 3, 1995 at 11:07 AM by handing a copy ofthe Complaint to Fern D. Smathers, Wife and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
SERVED Fern D. Smathers personally onMay 3, 1995 at 11:05 AM by handing a copy of the Complaint to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
SERVED Smathers Construction, Inc. on May 3, 1995 at 11:06 AM by handing a copy of the Complaint to Fern D. Smathers, Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County courthouse, meadville, PA. Signed Acceptance of Service attached.
So answers,

Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

May 24, 1995, Petition to Compel Submission toArbitration and to Stay Judicial Proceedings, and Rule to Show Cause filed.
RULE TO SHOW CAUSE: AND NOW, May 24, 1995, upon presentation of the foregoing Petition to Compel Submission to arbitration and to Stay Judicial Proceedings, a Rule is issued upon the plaintiff to appear and show cause, if any, why Defendants' Petition should not be granted. All proceedings in this action are stayed pending the Court's ruling on the Petition. Defendant Smathers Construction, Inc. shall forebear any collection action on the promissory note which is the subject of Count IV of the complaint pending the court's ruling onthe Petition.
This Rule shall be returnable and a hearing held thereon on the 11 day of July, 1995, at 1:00 p.m. in the Crawford CountyCourthouse, Meadville, Pa. in C. R. # 1 or 2.

by the court,
Anthony J. Vardaro, J.

5/24/95 faxed to Youngs, Stack and Swick.

June 6, 1995 Answer to Petition to Compel Submission to Arbitration and to Stay Judicial Proceedings filed.

Jul. 10, 1995 Trial Memorandum, filed.

Sep. 18, 1995 ORDER filed. AND NOW, September 15, 1995, the Plaintiff's oral motion to dismiss the Defendant's petition to compel submission to arbitration and to stay judicial proceeding which was made at the conclusion of the Plaintiff's case is denied.
The Court Administrator is directed to schedule this matter for further hearing.

BY THE COURT:
Anthony J.Vardaro, J.

9-18-95 dist. to Stack,Swick, Youngs & O'Neil & Ct. Adm. (by Court)

Sep. 18, 1995 Motion in Limine Raising Parol Evidence Rule filed.

Sep. 20, 1995 Exhibits filed

Oct. 4, 1995, ORDER RESETTING HEARING DATE filed. AND NOW Sept. 29, 1995 the court administrator having been directed by the court to set this case for further hearing, a hearing is hereby scheduled for Nov. 30, 1995 at 1:30 p.m. in C. R. NO. 2.

for the court,
Ann A. Walker, Ct. Adm.

10/4/95 faxed to Stack and Youngs

Feb. 14, 1996 Transcript of Proceedings Hearing onPetition to Compel Submission to Arbitration and to Stay Judicial Proceedings, Volume I of II, filed.

Feb. 29, 1996 Memorandum and Order filed. ORDER. AND NOW, February 29, 1996, upon consideration of the defendant's petition to compel submission to arbitrationand to stayjudicial proceeding, it is Ordered and Directed the petition is granted with respect to Count 2 of the plaintiff's complaint and is denied with respect to the other counts.
With respect to the other counts, the defendants are directed to file a responsive pleading within twenty (20) days of the date of this Order.

BY THE COURT:
Anthony J.Vardaro, J.

2-29-96 Stack, Swick & Youngs

Feb. 29, 1996 Transcript of Proceedings Taken at Time of Hearing, filed.

Mar. 1,1996Exhibits filed.

Mar 18, 1996 Preliminary Objection to Count I, filed.

Mar 20, 1996 Praecipe For Argumetn List, filed.

ON ARGUMENT LIST FOR April 1996

Apr. 19, 1996 Motion to Amend Preliminary Objection and to Reschedule Argument, filed.

Apr. 19, 1996 Plaintiff's Response to Defendants' Motion to Amend Preliminary Objections filed.

Apr.19, 1996 ORDER filed. AND NOW, April 18, 1996 the defendants' Motion to Amend Preliminary to Reschedule Argument is denied.

Continued to Page 416 A

Michael Lewandowski
vs
David G. Smathers and Fern
D. Smathers, his wife, individually,
and Smathers Construction,Inc.

Continued from Page 416
of Record

AD 1995 - 416

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While a party may amend or supplement its preliminary objections prior to a decision on pending preliminary objections (Bowman vs. Meadowridge, Inc. 419 PA Super 511, 615 A.2d 755 (1992) the Amendment the defendants wish to make in this case contained in the second paragraph, numbered paragraph 3 of their Motion, would present facts beyond those averred in the plaintiff's complaint, and, therefore, would not be proper for the Court to consider.

In some contexts, when issues of fact are reaised by preliminary objections,the trial court may receive evidence by depositions or otherwise. However, preliminary objections in the nature of a demurrer require the court to resolve the issues solely on the basis of the pleadings; no testimony or other evidence outside of the complaint may be considered to dispose of the legal issues presented by a demurrer. In order to sustain a demurrer, it is esstential that the fact of the complaint indicated that its claims may not be sustained that the law will not permit a recovery. (Citations omitted) Mellon Bank, N.A. vs. Fabinyi 437 PA Super 559, 650 A.2d 895, 899 (1994).

Essentially, therefore, to allow the defendants to make such an amendment would be to allow what has been referred to in the courts as an impermissible "speaking demurrer." Ekell vs. Wilson, 409 PA Super 132, 597 A.2d 696 (1991) appeal denied 530 PA 643, 607 A.2d 253.

There is no need to allow the defendants to amend their preliminary objections to include the first paragraph set forth in numbered paragraph 3 of their Motion, because they are indicating something that is already cotnained in the plaintiff's Complaint and will, therefore, be considered by the Court in ruling upon the demurrer.

BY THE COURT:
Anthony J.Vardaro,J.

4-19-96 Distributed L.Stack, J.Swick &C.Youngs

May 3, 1996, Plaintiff's Motion to Compel Responses to Discovery Requests and Order filed. ORDER: AND NOW, this 3 day of May 1996 upon consideration of the foregoing Motion to compel Responses to Discovery Requests, it is herby ordered that dft. shall file full and complete respon ses to Plaintiff's Discovery Request within 20 days ofthe date of this order or suffer sanctions as imposed by further order of court.

By the Court,
Gordon R. Miller, J.

5/3/96 faxed to Swick, Stack and Youngs.

May 15, 1996 Notice of Service of Answers to Interrogatories Directed to Defendants filed.

July 5, 1996 MEMORANDUM AND ORDER filed. AND NOW, July 3, 1996, the Defendants' preliminary objection to Count I of the Plaintiff's Complaint is overruled. The Defendant shall file an answer to the Plaintiff's Complaint within 20 days of the date of this Order.

BY THE COURT:
Anthony J. Vardaro, J.

July 5, 1996 Order Distributed to Attys. Stack, Swick and Youngs.

July 25, 1996 Agreement Pursuant to Rule 237.2 to Extend Time to Plead by Defendants filed.

Aug. 1, 1996 Defendants' Answer To Counts I, III and IV filed.

Aug. 20, 1996, Plaintiff's Preliminary Objections to Defendants' Counterclaim filed.

Aug. 23, 1996 Reply to Preliminary Objection filed on behalf of Defendant filed.

Oct 11, 1996 Upon praecipe of defendant attorney the within action is marked "Settled and Discontinued, with Prejudice," in accordance with the attached agsreement of the parties and their counsel.

416
B

1995

1995

Attwood & McClelland
Belinda Dunmire Attwood

Greenlee, Derrico,
Posa & Rodgers
Belinda Dunmire
Attwood

Culbertson, Weiss,
Schetroma & Schug
Glenn A.W. Thompson, Co-counsel

417.

~~Richard J. Mills & Associates~~
Dale S. Douglas

DeFalice & Coleman PC

JOSEPH MAROSZ

vs.

NORTHWESTERN NATIONAL
INSURANCE GROUP

Filed April 26, 1995
@ 10:36 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	38.00

WRIT OF SUMMONS
Issued Sheriff

Apr. 26, 1995 Appearance of Greenlee, Derrico, Posa & Rodgers by Belinda Dunmire Attwood for Plaintiff filed.

May 4, 1995 Writ Return filed. ASERVED Northwestern National Insurance Group by Certified Mail at their last known address of 8450 Westfield Road, Indianapolis, IN 46240-2368. Served on May 1, 1995, as per signed return receipt attached.
So answers, Robert M. Stevens, Sheriff

May 22, 1995 Praecipe for Rule to File Complaint, filed.

Jun.23, 1995 Certificate of Service of Rule to File Complaint, filed. This is to certify that a true and correct copy of the within Rule to File Complaint has been served upon counsel of record, byU.S. mail, postage prepaid, this 22 day of June, 1995, at the following address: Brenda Dunmire Attwood, Esquire
Greenlee, Derrico, Posa & Rodgers
325 Washington Trust Building
Washington, PA 15301
By: Dale S.Douglas, Attorney for Defendant

Jul. 12, 1995 - 26 June 1995 Service of the foregoing Rule is hereby accepted.
Belinda Dunmire Attwood

Jul.12, 1995 Complaint filed.

~~Jul 28, 1995 Answer and New Matter, filed.~~ in error (see aug 22, 1995)

Aug. 22, 1995, Answer and New Matter filed.

Sep 11, 1995 Reply To New Matter, filed.

Oct. 10, 1995, Upon praecipe of defenant counsel, appearance of DeFalice and Coleman, P.C. by Dale S. Douglas, for defendant Northwestern Nat. Ins. Group, and appearance of Richard J. Mills and Assoc. withdrawn.

Jan. 16, 1996 Motion For Judgment on the Pleadings filed.

Jan. 16, 1996 Upon Praecipe of Defendant attorney, case placed on next Argument List, filed.

ON FEBRUARY ARGUMENT 1996 LIST

Feb 27, 1996 Consent Motion To Continue and Consent Order, filed. AND NOW, this 26 day of February, 1996, upon conseideration of the within Consent Motion to Continue, it is hereby ORDERED, ADJUDGED and DECREED that the Argument on Defendnat's Motion for Judgment on the Pleadings is hereby rescheduled from Monday, February 26, 1996 at 2:45 p.m. to the next available date and time before the undersigned.
Feb 27, 1996 Faxed Douglas & Attwood

ON MARCH, 1996 ARGUMENT LIST

Mar. 19, 1996 Appearance of Culbertson, WEiss, Schetroma & Schug, PC by Glenn A.W. Thompson, Esquire Esquire for Joseph Marosz, Plaintiff, as co-counsel with Belinda Dunmire Attwood, Esquire, filed.

June 18, 1996, MEMORANDUM AND ORDER filed. ORDER: AND NOW, June 17, 1996 upon consideration of the Defendant's Motion for Judgment on the Pleadings, the said Motion is denied.
by the court,
Anthony J. Vardaro, J.
6/18/96 Dist. to Thompson, mailed to Attwood and Douglas.

Sept. 29, 1 997 Praecipe for Appearance by Attwood & McClelland, P.C. by Belinda Dunmire Attwood, Esq., for Plaintiff, filed.

August 3, 1998 PRAECIPE FOR APPEARANCE FILED. Appearance of Belinda Dunmire Attwood Esq. Attorney for Plaintiff Joseph Marosz

AS OF FEBRUARY 12, 2001, ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

418

1995

418.

pro se

TROPHY, TAXIDERMY & BAIT SHOP

vs.

TONY SCERE

Filed April 26, 1995
@ 10:59 AM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co pd 7-7-95	15.00

APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE HUBERT E. VOGAN

Apr. 26, 1995 Rule entered upon the Plaintiff to file a Complaint issued.

Apr. 26, 1995 Proof of Service filed.

May 16, 1995 complaint filed. (1 copy Plf)

May 30, 1995 Answer and New Matter, filed.

Jun. 19, 1995 Answer to New Matter, filed. (1 copy Pltf.)

July 5, 1995, Affidavit of Service of defendant filed.

Jul 7, 1995 Upon praecipe of Plaintiff to appoint Arbitrators, the following Arbitrators have been appointed.

Robert Bailey, Chr.
William Gregg
Edward Hatheway

Aug. 21, 1995, Arbitrators Take the Qualifying Oath.

Oct. 5, 1995, DECISION OF THE ARBITRATORS in which they find in favor of the plaintiff in the amount of $150.52 plus court costs, including magisteral costs.

S - 164
Decision entered
10/5/95

DECISION OF THE ARBITRATORS
Barbara H. King,
Prothonotary

1995

Withdrawn
~~Brian J. Lindsay~~

419.

Barbara J. Walton

JAMES JEFFERSON DALE

vs.

MARGO A. DALE

Filed April 26, 1995
@ 11:50 AM

Indigent Filing

Sheriff's Costs	29.00
William Pineo, Mediator	122.00
Pro Co	9.00
Sheriff's Costs	31.00
Sheriff's Costs	29.00

CUSTODY COMPLAINT
1 copy Plaintiff
1 copy Sheriff
1 copy Mediator

You, Margo A. Dale, have been sued in Court to obtain custody of Daniel J. Groce.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Wm. Pineo, 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.

Court Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext 298

Date: 4/25/95

Anthony J. Vardaro, J

AND NOW, this 25 day of April, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial cusotdy and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.

3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition andorder upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Apr. 26, 1995 Petition To Proceed In forma Pauperis PUrusant to Pa. R.C.P. 240 and Order filed. AND NOW, April 25, 1995, upon consideation of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's Office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT,
Anthony J. Vardaro , J

May 4, 1995 Sheriff's Return filed. SERVED Margo A. Dale personally on April 4, 1995 at 9:25 AM by handing her a copy of the Custody Complaint in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA
So answer,

Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

May 15,1995 Temporary Consent Order, filed. AND NOW, this 17 day of May, 1995, upon consideration of the signatures of the respective attorneys representing the above referenced parties it is hereby ordered and decreed as follows:

1. That, beginning on Satuarday May 20th, 1995, James Dale shall be permitted to appear at 8:00 a.m. at the residence of the Defendant mother, Margaret (Margo) A. Dale for the purpose of receiving custody of his son, Daniel Jordan Groce, age two months, and shall be entitled to keep child Daniel with him until 6:00 p.m. on that evening at which time James Dale shall return the child to Defendnat mother's residence.

2. That, during the period of James Dale's partial custody, in the event circumstances require hm to take prescription pain medicatin that interferes with his ability to function, he shall arrange for himself and the child to be in the presence of either Donn or Daisy Townsend who are registered foster parents through the Mercer County court system.

3. That the Saturday visitations shall continue for each and every Saturday from today's date forward until mediation which is scheduled for the fifth day of Juen 1995. Further, that the parties intend this as a temporary arrangement which should not influence the Mediator one way or another with regard to the Mediatoar's task in determining the best interests of the child.

4. That the mother shall have the child ready to go with the father at 8:00 a.m. on Saturday and shall provide the necessary formula, diapers, medication, and clothing items necessary for the child's well being during the father's period of partial custody for the temporary order only.

BY THE COURT
Anthony J. Vardaro, J.

May 17, 1995 Faxed Walton & Lindsay
May 22, 1995 copy to Plf. & Dft.

Jun. 2, 1995 Petition for Contempt and NOTICE AND ORDER TO APPEAR filed. Legal proceedings have been brought against you alleging that you have wilfully disobeyed an order of court for weekend partial custody.

If you wish todefend against the claim set forth in the following pages, you maybut 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 July 7, 1995 at 2:30 p.m. in Courtroom 1 or 2, at the Crawford County Courthouse, Meadville,Pennsylvania.

Continued to Page 455

420

1995

Barbara J. Walton

420.

IDA NORA LINDSTROM

vs.

DALE WAYNE LINDSTROM

Filed April 26, 1995
@ 3:31 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. pd 7/19/95	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(d)
1 copy atty.

Apr. 26, 1995 Affidavit of Consent Under Section3301(d) of Plaintiff filed.

Jun. 20,1995 Coutner-Affidavit under Section 3301 (d) , filed.

Jun. 20, 1995 Acceptance of Service filed. I accept service of theComplaint in Divorce Under Section 3301 (d) on this day of 6-16, 1995.
Date: 6-16-95 By: Dale Wayne Lindstrom,Defendant

Jul. 17, 1995 Upon Praecipe of Barbara J. Walton, Esquire, to transmit record, Case moved to Court.

Jul 24, 1995 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

The Defendant was not served with process within 30 days after the date of the filing of the complaint or reinstated complaint. Pa. R.C.P. 401(a); Lauterbach v. Lauterbach, 202 Pa. Super. 260, 195 A.2d 159 (1963); Fox v. Thompson, 327 Pa. Super. 39, 546 A.2d 1146 (1988).

As to a 3301(d) divorce:

There is no indication that the 3301(d) affidavit was properly served on the responding party.

There is no showing that the proper notice required by 1920.42(c)(1) in the form provided by 1920.73 to a party who is unrepresented or to counsel of a represented party was properly mailed or delivered; and/or a copy of said notice is not attached to the praecipe to refer or submit.

Either party may file apraecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.
Date; July 20, 1995
BY THE COURT:
Anthony J. Vardaro, J.

July 24, 1995 given Walton

Jul. 26, 1995 Complaint reinstated.

Jul 31, 1995 AFFIDAVIT OF SERVICE, filed. And Now, July 31, 1995, comes Carole Walker, secretary to Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Reinstated Complaint in Divorce and Plaintiff's Affidavit of consent under Section 3301(d) was mailed to the Defendant via Certified Mail, return receipt on July 27, 1995.

2. That the Defendant signed the return card on July 28, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No.Z070383624) attached hereto as Exhibit "A".

I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to teh penalties of 18 Pa. C.S. Sec. 4904, relating to unsworn falsification to authorities.

Aug 3, 1995 Amended Affidavit of Service, filed. And Now, August 3, 1995, comes Barbara J. Walton, and avers asf follows:

1. A true and correct copy fo the Complaint fo rDivorce under Section 3301 (d) and Plaintiff's Affidavit of Consent under Section 3301 (d) was mailed to the Defendant via Certified Mail, return receipt on April 26, 1995.

2. That the Defendant signed the return card on May 2, 1995, and in accordance with Pa. R.C.P. 412, service of the complaint was made as is evidenced by the United States Postal Service Return Receipt (Certified No. Z410908253) attached hereto as Exhibit "A".

The Post Office was unaable to locate the green card until the date first written above. It is now being filed as proof of service of the Complaint and Affidavit.

Aug. 4, 1995 Affidavit of Personal Service filed. Carole Walker, being duly sworn according to law, deposes and says that she is an adult over the age of eighteen (18) years, that she served the Notice of Intention to Request Etnry of Divorce Decree filed in theabove matter on Dale Wayne Lindstrom, onJune 16, 1995, personally by handing to him a true and correct copy hereof and informing him of its contents at 312 Chestnut St., Meadville, PA 16335
Deponent further avers that at the time of said service the said Dale Wayne Lindstrom identified himself to deponent.
Carole Walker

Aug. 4, 1995 Amended Praecipe To Transmit the Record, this case moved to court.

DIVORCE DECREE FILED

Aug. 14, 1995 AND NOW, Aug. 11, 1995, it is hereby ordered and decreed that IDA NORA LINDSTROM, Plaintiff, and DALE WAYNE LINDSTROM, 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.

1995

421.

5-1-95 pd Sheriff #9149 33.00

MRS. DEBORAH J. MALONEY

vs.

MR. ROBERT A. MALONEY

Filed April 26, 1995
@ 3:59 PM

Tax & entry Pd 5-1-95 50.50
User's Fee Pd 5-1-95 5.00
~~Surcharge~~ 25.00
Pro Co Pd 5-1-95 Sheriff 5.00
33.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

Order:

And now, this 26th day of April , 1995 , 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 move out. Sole possession of the residence is awarded to Plaintiff. Defendant shall not contact plantiff nor go to plaintiff's residence.
3. This Order may be enforced without a warrant 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 or 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 May 2, 1995 , at 3:45 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 COURT,
Gordon R. Miller, J

May 2, 1995 SHERIFF'S RETURN, filed. SERVED Robert A. Maloney by deputizing the Sheriff of Ashtabula County, Ohio, as per telephone call on Friday, May 28, 1995. Defendant was served on May 27, 1995 at 5:09 PM personally at his place of employment, Haines Marine Service, Andover, Ohio. Served by Deputy J.J. Petro.
So answers, Robert m. Stevens, Sheriff

May 1, 1995 Motion to Vacate Protection From Abuse Order and ORDER filed. AND NOW, this 1 dayof May, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of April 26, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to proper Police Agency and to County Control.

Any provisions of the Protection from Abuse Order of April 26, 1995 assessing court costs shall remain in full force andeffect without change or modiifcation and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J.Vardaro, J.

5-1-95 Faxed to Pa.SPD & Co. Control. 5-1-95 Mailed Pltf & Deft.

May 4, 1995 Affidavit of Service filed. J. J. Petro being duly sworn deposes and says that I am authorized to make service by the laws of the State of Ohio; I am over 18 years of age; and I am not a party to this action. I certify that on the 27th day of April, 1995, at 5:09 P.M. I served a true and attested copy of the Protection From Abuse, Petition, Order and Affidavit onthe within named, Robert A. Maloney, at the address of Haines Marine Service, Rt. 6, andover, Ohio, in the County of Ashtabula.
So answer J. J. Petro

422

1995

Michael Halliday

422.

~~M. Dan Mason~~ withdrawn

Devine & Kuftic
David R.Devine
for Edward J.Hanks, Jr.
&Ruth Hanks

DONALD E. MINNIEAR and
KELLY A. MINNIEAR

vs.

DAVID SANDERS , Edward J. Hanks, Jr. and Ruth Hanks,

Filed April 27, 1995
@ 9:56 AM

Tax & entry paid	50.25
User's Fee paid	5.00
Sheriff's Costs	45.00
Pro Co. Pd. 9-29-98	5.00 ✓

APPEAL OF DEFENDANT FROM DECISION
OF DISTRICT JUSTICE ROBERT J. LEONHART

Apr. 27, 1995 Rule entered upon the Plaintiffs to file a Complaint Issued.

May 1, 1995 Proof of Service filed.

May 17, 1995 Complaint in Assumpsit, filed.

June 6, 1995 Sheriff's Return filed. SERVED Edward J. Hanks Jr., personally on June 2, 1995 at 10:51 AM by handing a copy of the Complaint to him at his residence, Route 19, Cambridge Springs, (R.D.#2), Crawford County, PA.
SERVED Ruth Hanks onJune 2, 1995 at 10:50 AM by handing a copy of the Complaint to Edward J. Hanks, Jr., Husband, at the residence, Route 19, Cambridge springs, (R.D. #2) Crawford County PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff
(See Original at AD 1995 - 452)

Jun. 15, 1995 Answer to Complaint in Assumpsit, filed. (See Original at AD 1995 - 452)

July 10, 1995, Plaintiffs' Reply to New Matter filed.

Aug. 16, 1995, Defendant's (David Sanders) Answer to Plaintiff's Complaint filed.
1 copy (atty)

Sep. 5, 1995 Plaintiffs' Reply to New Matter filed. (See Original filed at AD 1995 - 452)

Oct. 12, 1995, Answer to Request for Admissions filed. 2 copies (atty)

Feb. 21, 1996 Petition of Counsel of David Sanders for Leave to Withdraw Appearance and ORDER filed. AND NOW, this 21st day of February, 1996,upon consideration of the verified Petition of Defendant's counsel for Leave to Withdraw, it is hereby ORDERED and DECREED that said Petition is GRANTED and the Petitioner, M. Dan Mason, Esquire,be permitted to withdraw his appearance of record for the Defendant, David Sanders, in the above matter.
Gordon R. Miller, J.
2-21-96 Faxed D. Mason, Halliday & Devine (original filed at AD 1995 -452)

September 14, 1998 Motion to Termiate Inactive Case and Order filed. And now, this 14 day of Septmeber, 1998, upon consideration of the attached Motion, the case is hereby placed on the October Argument List. The parties shall follow the requested breifing schedule.
Anthony J. Vardaro, J.
9/14/98 Faxed DeVine & Halliday copy to David Sanders
See paper filed at AD 1995-452

Sept. 24, 1998 Upon Praecipe of plaintiff attorney, the above captioned matter marked settled, satisfied and discontinued of record.

1995

423.

~~Cusick, Madden, Joyce~~ withdrawn
~~and McKay~~
Peter C. Acker

LESLIE TAR, M.D.

vs.

ERIE INS CO.

Filed April 27, 1995
@ 1:31 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co. pd 1-27-97	6.00

JURY TRIAL DEMANDED

APPEAL OF PLAINTIFF FROM DECISION OF
DISTRICT JUSTICE WILLIAM CHISHOLM

Apr. 28, 1995 Proof pf Service filed.

May 8, 1995 Complaint filed. (2 copies Pltf.)

May 30, 1995 Appearance of Cusick, Madden, Joyce and McKay by Peter C. Acker, Esquire for Erie Insurance Company, filed.

May 30, 1995 Preliminary Objections, filed.

May 30, 1995 Demand for Jury Trial, filed.

Jun. 22, 1995 Agreement to Alow Plaintiff to Amend Complaint, filed.

Jun. 26, 1995 Amended Pleading #1, filed.

Jul 19, 1995 Preliminary Objections, filed.

Aug 3, 1995 Amended Pleading #2 filed.

Aug. 21, 1995, Preliminary Objections filed.

Dec. 15, 1995 Upon praecipeof Cusick, Madden, Joyce and McKay by Peter C. Acker, Atty. for Defdt. withdrawn and appearance of Peter C. Acker, Esq., for Defendant filed.

Jan 13, 1997 Praecipe for Substitution of Appearance" Withdraw appearance of Cusick, Madden, Joyce and McKay and enter my (Peter C. Acker, Esquire) appearance on behalf of Defendant in this matter.

Jan 13, 1997 Praecipe for Argument List, filed.

ON ARGUMENT LIST FOR February 1997

Jan. 24, 1997 Upon Praecipe of Plaintiff, the above-captioned case marked settled and discontinued with prejudice and without payment of costs, filed.

424

1995

424.

~~Cusick, Madden, Joyce and McKay~~ Withdrawn
Peter C. Acker

LESLIE TAR, M.D.

vs.

ERIE INS. CO.

Filed April 27, 1995
@ 1:31 PM

Tax & entry paid	50.25
User's Fee paid	5.00
Pro Co. pd 1-27-97	6.00

JURY TRIAL DEMANDED

APPEAL OF PLAINTIFF FROM DECISION OF
DISTRICT JUSTICE WILLIAM CHISHOLM

Apr. 28, 1995 Proof of Service filed.

May 8, 1995 Complaint filed.

May 30, 1995 Appearance of Cusick, Madden, Joyce and McKay by Peter C. Acker, Esquire for Erie Insurance Company, filed.

May 30, 1995 Preliminary Objections, filed.

May 30, 1995 Demand for Jury Trial, filed.

Jun. 22, 1995 Agreement to Allow Plaintiff to Amend Complaint, filed. (Original filed at AD 1995-423)

Jun. 26, 1995 Amended Pleading #1, filed.

Jul 19, 1995 Preliminary Objections, filed.

Aug 3, 1995 Amended Pleading #2, filed.

Aug. 21, 1995, Preliminary Objections filed.

Dec. 15, 1995 Upon Praecipe of Cusick, Madden, Joyce and McKay by Peter C. Acker, attorney for defendant, appearance withdrawn and appearance entered by Peter C. Acker, attorney for Defendant, filed.

Jan 13, 1997 Praecipe for Substitution of Appearance: Withdraw appearance of Cusick, Madden, Joyce and McKay and enter my (Peter C. Acker, Esq.) appearance on behalf of Defendant in this matter.

Jan 13, 1997 Praecipe for Argument List, filed.

ON ARGUMENT LIST FOR February 1997

Jan. 24, 1997 Upon Praecipe of Plaintiff, the above case marked settled and discontinued with prejudice and without payment of costs, filed.

1995

Peters, Lindsay,
Lewis & Hatheway
William F. Peters

425.

DANIEL R. MILLER

vs.

CARMEN M. MILLER

Filed April 27, 1995
@ 3:05 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee. paid	45.00
Pro Co pd 8-15-95	9.00
Pro Pd 8/28/95	5.00

COMPLAINT IN DIVORCE
1 copy atty.

Apr. 28, 1995 Affidavit of Service filed. I, Carmen M. Miller, the above named Defendant, hereby personally accept service of the Divorce Complaint in the above-captioned action.
Carmen M. Miller,

Jul. 31, 1995 Affidavit of Consent by Daniel R. Miller, Plaintiff, filed.

Aug 7, 1995 Affidavit of Consent of Defendant, filed.

Aug 7, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 16, 1995 AND NOW, Aug. 15, 1995, it is ordered and decreed that DANIEL R. MILLER, plaintiff, and CARMEN M. MILLER, 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.

Aug. 23, 1995, Notice of Election to Retake Maiden Name filed.
To Be Known As: CARMEN M. CARLETTI.

Tarasi & Associates
Louis M. Tarasi

426.

MacDonald,Illig, Jones
& Britton
T.Warren Jones

ROBERT R. BAILEY, Administrator of the Estate of LAURA A. BAILEY, Deceased, and ROBERT R. BAILEY, in his own right

vs.

LUTHER R. ZEHNER, M.D.

Filed April 28, 1995
@ 1:43 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Pd 9/8/97	6.00

JURY TRIAL DEMANDED

WRIT OF SUMMONS
Issued Sheriff

May 9, 1995 Sheriff's Return filed. SERVED Luther R. Zihner, M. D. personally, on May 8, 1995 at 12:45 PM, with a true copy of the within Summons AD 1995 - 426, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville,PA
So answers, Diane Brittain, Deputy Sheriff
Robert M.Stevens,Sheriff

June 6, 1995 Complaint in Civil action filed.

June 27, 1995 Preliminary Objections on behalf of Defendant, filed.

June 27, 1995 Upon praecipe of defendant's attorney, this case placed on next Argument List.

ON JULY 1995 ARGUMENT LIST

Jul. 17, 1995 First Amended Complaint in Civil Action filed.

July 21, 1995 Plaintiff's Verification To First Amended Complaint in Civil Action filed.

July 21, 1995 Notice of Service of Plaintiff's Interrogatories to Defendant, Luther R. Zehner, M.D. filed.

Aug. 1, 1995 Preliminary Objections to Amended Complaint on Behalf of Defendant Luther R. Zehner,M.D. filed.

Aug. 1, 1995 Upon Praecipe of T.Warren Jones, Esquire, Attorney for Defendant, the above captioned matter is placed on the next available Argument List.

ON SEPTEMBER, 1995 ARGUMENT LIST

Aug. 15, 1995, REsponse to Defendant's Preliminary Objections filed.

Sept. 13, 1995, Notice of Video-Tape Deposition fo Defendant filed.

Oct. 10, 1995, Notice of Video-/Tape Deposition fo Defendant Luther R.Zehner, M.D. filed.

Oct. 16, 1995, AMENDED NOTICE OF VIDEO-TAPE DEPOSITION OF DEFENDANT, LUTHER R. ZEHNER, M.D., filed.

Nov 8, 1995 Notice of Continuation of Video-Tape Deposition of Defendant, Luther R. Zehner, M.D., filed.

Dec. 29, 1995 Memorandum and Order filed. AND NOW, December 28, 1995, upon consideration of the Defendant's preliminary objections to the Plaintiff's amended complaint, it is ordered and directed that Paragraphs 14 and Subparagraphs 16(a), (i), (j), (n), (p), (v), (w), (x) and (y) are all stricken without prejudice to the Defendant to file an amended complaint properly revising those paragraphs within 20 days of the date of this order.
Additionally, the word "negligently" is stricken from Paragraphs 14 and Subparagraphs 16(a) through (y) and "negligently" may not be included in those specific subparagraphs the Court noting that the amended complaint in Paragraph 16 avers that the Defendant was negligent and we are permitting the Plaintiff to plead the specific manner in which the Defendant is alleged to have been negligent in the various subparagraphs of Paragraph 16.
BY THE COURT:
Anthony J. Vardaro, J

Jan 12, 1996 Notice of Continuation of Video-Tape Deposition of Defendant, Luther R. Zehner, M.D., filed.

Jan 17, 1996 Second Amended Complaint in Civil Action, filed.

Jan. 22, 1996, Plaintiff's Verification to Second Amended Complaint in Civil Action, filed. JURY TRIAL DEMANDED.

Apr. 9, 1997, Plaintiff's Motion to Compel Discovery Directed to Defendant, Luther R. Zehner, M.D., filed. ORDER: AND NOW, to-wit, this 9th day of April, 1997, upon consideration of the foregoing Motion to Compel Discovery, it is hereby ORDERED, ADJUDGED AND DECREED atha the said Motion is granted and the dft. Luther R. Zehner, M.D. is ordered to file full and complete answers to plaintiff's interrogatories within 20 days, or suffer those sanctions as this court may deem appropriate.
by the court,
Gordon R. Miller, J.
4/9/97 faxed to T. Warren Jones and L. Tarasi

May 2, 1997 Notice of Service of Plaintiff's Request for Production of Documents filed.

May 12, 1997, Notice of Deposition of Mrs. Luther Zehner filed.

Sept. 5, 1997 Petition for Approval of settlement of Wrongful Death and Survival Action Involving a minor, filed.

Sept. 5, 1997 Order of court filed. ORDER: AND NOW, to-wit this 5 day of Sept. 1997 upon consideration fo the foregoing Petition for Approval of Settlement of Wrongful Death and Survival Action involving a Minor, it is hereby ORDERED, ADJUDGED, AND DECREED that the proposed settlement and distribution is approved and that the distribution of the settlement funds shall be allocated under the Wrongful Death Act and be made as follows:
The Tarasi Law Firm, P.C., Attorneys fees: $50,000.00

Continued on Pg. 426A

The Tarasi Law Firm, P.C.
Reimbursement of expenses $8,000.00

Robert R. Bailey
Husband of the Decedent Under the Wrongful Death Act $46,000.00

Daisy Brennan
Minor Daughter of decedent Under the Wrongful Death Act
Purchase fo Annuity for Quaranteed payments as follows:

11/05/98	$10,000.00	
11/05/99	10,000.00	
11/0500	15,000.00	
11/05/04	21,264.38	56,264.38
	TOTAL GUARANTEED:	$160,264.38

BY THE COURT,
Gordon R. Miller Judge

(2 copies atty)

Sept 5, 1997 Upon praecipe of plaintiff attorneys, the above captioned case is marked settled and discontinued with prejudice.

426 B

1995

1995

Shafer, Swick, Bailey, Irwin, Stack & Millin
Paul D. Shafer, Jr.
John C. Swick

427.

Thomas, Truax, Spadafore Walker & Keenan
R.Charles Thomas

JOHN RUGULA

vs.

MUNDY MASTER BUILDERS, INC. and RICHARD D. MUNTEAN

Filed April 28, 1995
@

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	41.00

COMPLAINT IN CIVIL ACTION
3 copies Sheriff

May 19, 1995 SHERIFF'S RETURN, filed. SERVED Mundy Master Builders, Inc., on May 18, 1995 at 12:59 PM by handing a copy of the Complaint to Attorney R. Charles Thomas, Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

SERVED Richard D. Muntean on May 18, 1995 at 12:58 PM by handing a copy of the Complaint to Attorney R. Charles Thomas, Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.

So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

May 23, 1995 Appearance of Thomas,Truax, Spadafsore, Walker and Keenan by R. Charles Thomas,Esquire, Attorney for Mundy Master Builders,Inc. and Richard D. Muntean, Individually, Defendants filed.

June 2, 1995 Preliminary Objections, filed.

Jun. 23, 1995 First Amended Complaint,filed.

Oct. 25, 1995, Answer to First Amended Complaint filed. 1 copy (atty)

Watts & Pepicelli
Christopher D. Ferry

428.
~~Kathleen Nelson~~ withdrawn

Feb 9, 1999 $200.00 deposited by Plaintiff
4-8-99 Pd Co. Med 115.50
4-8-99 Refund ptf 75.50
4-16-99 Rec'd from Off 124.50
4-16-99 pd Co. Med 124.50

PAUL WESLEY YOUNG

vs.

TAMMY LEIGH YOUNG

Filed April 28, 1995
@ 3:24 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l County paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Pro Pd 9/18/95	9.00
Pro.Co. Pd 9-28-95	9.00
Pro Co Pd 4-8-99	9.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty.

May 9, 1995 AFFIDAVIT OF SERVICE, filed. AND NOW, comes **Kimberly a. Keas**, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the legal secretary of Attorney for Paul Wesley Young, Plaintiff in the above-captioned matter.
2. That on information furnished her by the Plaintiff, she caused a certified copy of a Complaint in Divorce to be forwarded by certified mail, P 151 366 196; postmarked April 28, 1995, to the last known address of the Defendant, Tammy Leigh Young, RD #4, Box 120, Davis Road, Meadville, PA 16335.
3. That the Defendant, Tammy Leigh Young, on April 29, 1995, personally signed the return receipt card which was affixed to the complaint in the above matter and said card is attached hereto.
4. Service of the complaint agaisnt Defendant is therefore effected in accordance with the Pennsylvania Rules of Civil Procedure.

Jul 31, 1995 Affidavit of Consent of Plaintiff, filed.

Sept. 5, 1995, Affidavit of consent of defendant filed.

Sept. 13, 1995, Uponpraecipe of plaintiff attorney to transmit the record, this case moved to court.

Sep. 14, 1995 Custody Stipulation and Consent and ORDER FOR SHARED CUSTODY filed. AND NOW, this 13th day of September, 1995,it is hereby: ordered, adjudged and decreed that Plaintiff, Paul Wesley Young, and Defendant, Tammy Leigh Young, are awarded shared legal and physical custody of their minor children, ~~Corey~~ Corey Allan Young and Evan Daniel Young; and it is further ordered that:

1. The parties are to share decision making concerning education, religious training and medical care, except in an emergency.
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 lives of the children.
3. Health care, school personnel, and other care providers are hereby authorized to relase to either party any and all confidential information which they may have regarding the children.
4. All routine decisions regarding the children shall be made by the parent then having custody.
5. The Defendant shall have primary physical custody of the children. The Plaintiff shall have physical custody of the children on alternate weekends beginning September, 1995. Plaintiff shall pick up the children at 7:00 PM on each alternate Friday and return the children to the same location at 6:00 PM on Sunday.
6. Plaintiff shall have the right to designate a three week period each summer beginning in 1996 when the children shallreside with him. Defendant shall have physical custody of the children on the second weekend, similar to the arrangement described in paragraph 5 above. The allowance of partial custody to the Defendant on the second weekend shall cease upon both children attaining school age, thereafter, Plaintiff shall have an uninterrupted three week period. Palintiff shall make his designation by May 31st of each year.
7. The parties shall alternate custody of the children on the following holidays, the times to be in accordance with past practices of the partiese: New Year's Day, Easter,Memorial Day, July 4, Labor Day, Thanksgiving, Christmas Eve, Christmas, New Years Eve, and the children's birthdays.
8. The parent not having physical custody of the children shall have the right to telephone the children for reasonable times and for reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.
9. 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.
10. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat each 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. Each party shall advise the other of any changes with respect to the address and phon number of that party.
12. The parties are free to make additional or alternative arrangements with respect to the custodial and visitationperiods and are strongly encouraged to do so if that would be proper and convenient. The arrangements shall be by mutual consent only, in the absence of which this Order shall govern.

By the Court,
Gordon R.Miller, J.

9-19-95 Faxed to Attys. Ferry & Nelson

DIVORCE DECREE FILED

Sept. 21, 1995 AND NOW, Sept. 20, 1995, it is hereby ordered and decreed that PAUL WESLEY LANG, Plaintiff, and TAMMY LEIGH YOUNG, 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.

AMENDED DIVORCE DECREE FILED

Mar. 6, 1996 AND NOW, March 6, 1996, the Court having Ordered and Decreed a divorce between the above parties on Sept. 20, 1995, and the decree apparently due to a computer error indicated that the divorce was between "Paul Wesley Lang, plaintiff, and TAMMY LEIGH YOUNG", it is now Ordered and Directed that that Decree shall be amended to indicate that the Decree of Divorce is between PAUL WESLEY YOUNG and TAMMY LEIGH YOUNG.

In all other respects in which the September 20, 1995, Divorce Decree is not inconsistent with this amended decree, that decree is affirmed.

BY THE COURT:
Anthony J. Vardaro, J.

Continued Pg. 428-A

428

PAUL WESLEY YOUNG
VS.
TAMMY LEIGH YOUNG

CONTINUED FROM PAGE 428
OF RECORD
A. D. 1995 - 428

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Sept. 29, 1997 Petition for special Relief and Order filed. AND NOW, this 29 day of September, 1997, upon presentation and consideration of the Petition for Special Relief, it is Ordered and Decreed as follows:
1. The children shall be in the custody of the Mother during the weekend of October 10-12, 1997, which weekend would otherwise be the Father's under the terms of the September 13, 1995 Order.
2. The children shall be in the custody of their Father during the weekend of October 17-19, 1997, which weekend would otherwise be the Mother's under the terms of the September 13, 1995, Order.

BY THE COURT:
Anthony J. Vardaro, J.
9-29-97 FAXED Nelson & Ferry

Feb. 9, 1999 Petition for Modification of a Custody Order and Orders filed.

AND NOW, this 9 day of February ,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 Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crawford County Courthouse; or the Court Administrator at the Crawford County Courthouse.

Application for attendance at the seminar must be made by the plaintiff or petitioner within fifteen (15) days after the pleading or petition is filed; and by the defendant or respondent within fifteen (15) days after he or she is served with the pleading or petition.

THE SEMINAR MUST BE COMPLETED WITHIN FORTY-FIVE (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 Rules 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, Tammy Leigh Young , have been sued in Court to obtain Custody of the child(ren): Corey Allan Young and Evan Daniel Young

You are Ordered to appear in person at such time and place as will be determined by the Mediator John Spataro , Esquire for a mediation conference. The Mediator shall send you a Notice of the Hearing my mail to the address listed onthe complaint or petition that has been filed recently.

If you fail to appear as provided by this Order, an Order for custody, partial custody or visitaiton 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, OF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE TH EOFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Courthouse
Meadville, PA 16335
(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 about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact the Court Administrator's Office. All arrangements must be made at least 72 hours prior to any hearnig or business before the Court. You must attend the scheduled conference or hearing.
Date: 2/9/99

BY THE COURT,
Anthony J. Vardaro, J

Feb. 18, 1999 Motion and Order filed. And Now, this 17th day of February 1999 upon consideration of the within Motion Attorney John Fuller is appointed the Child Custody Mediator in this case.

By the Court
Anthony J. Vardaro, J.
2/18/999 Faxed Spataro, Nelson & Ferry

Feb. 24, 1999 Certificate of Completion of Separating parents seminar, filed. (Paul W. Young, Deft)

FEb. 25, 1999 Motion for Withdrawal and Order filed. And Now, this 24 day of Feb. 1999 the herein Motion is granted.

By the Court
Anthony J. Vardaro
2/25/99 Faxed Hatheway, Nelson Fuller & Ferry

March 8, 1999 Order filed. And Now, March 5, 1999 after mediation conference before John Fuller, ESQ. IT is ordered and decreed as follows, to-wit:
I. Legal custody of Corey Allan Young and Evan Daniel Young shall be shared between the father and the mother, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and otehr important records and that each parent shall be entitled to take part fully in imoportant 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 the subject children.
II. Physical custody of Corey Allan Young and Evan Daniel Young shall be with their mother from September through May, each year, subject to the following conditions:
A. The father shall be entitled to visit and take the children into his custody every other weekend from 7 pm on Friday to 6 pm on Sunday, beginning March 12, 1999.
B. Custody of the children shall be shared on holidays according to the following schedule (which shall take precedence over schedule herein):
1. The children shall be in mother's custody on New Year's day on odd numbered years from 10 am on New Years' Day on odd numbered years from 10 am on New Year's day the followling day and in father's custody on even numbered years for the same hours

CONTINUED ON PAGE 428-B

428-B-

19 95

Paul W. Young
vs
Tammy L. Young

continued from page 428-B
of record
AD 1995 - 428

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2. Evan shall be in mother's custody on his birthday form 10 am to 7 pm on odd numbered years and in father's custody on even numbered years for the same hours.
3. The children shall be in mother's custody on Easter Sunday on odd numbered years from 10 am to 6 pm and in father's custody on even numbered years for the same hours.
4. Corey shall be in fahter's custody on his birthday from 10 AM to 7 pm on odd numbered years and in mother's custody on even numbered years for the same hours.
5. The children shall be in mo;ther's custody on Memorial Day on odd numbered years form 10 am to 7 pm and in father's custody on Memorial Day on even numbered years for the same hours.
6. The children shall be infather's custody on July 4th on odd numbered years form 10 am to 7 pm (or 10am to 5 pm if on a weekend) and in mother's custody on July 4 on even numbered years for the same hours.
7. The children shall be in mother's custody on Labor day on odd numbered years from 10 am to 7 pm and in father's custody on Thanksgiving Day on even numbered years from the same hours.
9. On odd numbered years the children shall be in mother's custody form noon Dec. 24th to noon Dec 25th and in father's custody from noon Dec. 25 to noon Dec. 26th. On even numbered years the parties reverse the above schedule.
8. The children shall be in mother's custody on Thanksgiving Day on odd numbered years from 10 am to 7 pm and in father's custody on Thanksgiving Day on even numbered years for the same hours.
10. In 199 and odd years thereafter the children shALL BE WITH MOTHER on New ears's eve and with father on New Years' eve on even numbered years.
C. Beginning with the Summer of 1999 the children shall be in the custody of the father and mother for alternating periods of 2 weeks so that each parent has teh children for ½ of the summer or a total of 6 weeks each. During the summer there shall be no weekend visits with the non custodial parent.
D. Transportation of the children on weekends, holidays and Summer visits shall be divided with the parent who is 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 on the part of the children towards both parents.
F. Neither mother nor fahter shall expose the children to any person or situtation which may be harmful to the chilren'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.
H. Paul W. Young and Tammy L. Young are hereby ordered to register for and complete the seminar for Separating Parents as required by Crawford County Civil Rule L1930, if you have not already attended, within 30 days from this ordere and

shall be subject to the sanctions by rule and law including contempt fines and possible incarceration.
III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within 20 days of teh date hereof.
Iv. The fees ($240.00 and costs $9.00 court order filing fee) in this case are to be paid as follows:
A. The father has deposited with the Prothonotary the requested $100.00 which shall be partially applied toward the fees and costs. The Prothonotary is hereby directed to refund to father $75.50.
B. The mother shall within 30 days of the date of this ordere pay the Prothonotary $124.50 representing here shareof teh fees and costs.

Gordon R. Miller, J.

3/12/99 Faxed Ferry, Hatheway & Fuller

April 28, 1999 Certificate of Completion of Separating Parents seminar filed. (Deft)

1995

Thomas, Truax,
Spadafore, Walker &
Keenan
R. Charles Thomas

429.

JOYCE P. MULLIGAN

vs.

THOMAS E. MULLIGAN

Filed April 28, 1995
@ 4:05 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co.pd 11/13/95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

May 8,1995 Acceptance of Service filed. I,THOMAS E. MULLIGAN, hereby accept service of a certified copy of the Complaint in Divorce filed in the above captioned action at No. A.D. 1995 - 429, this 1st day of May, 1995 at the office of R.Charles Thomas, Esquire, 296 Chestnut Street, Meadville, Pennsylvania,Attorney for the Plaitniff,Joyce P.Mulligan.

Thomas E.Mulligan

Nov. 13,1995 Affidavit of Consent by Joyce P. Mulligan,Plaintiff, filed.

Nov. 13, 1995 Affidavit of Consent by Thomas E.Mulligan, Defendant, filed.

Nov.13, 1995 UponPraecipe of R. Charles Thomas,Eskquire,Attorney for Plaintiff to transmit record,
Case moved to Court.

Nov. 20, 1995 **D I V O R C E D E C R E E** filed. AND NOW, November 16, 1995, it is hereby ordered and decreed that Joyce P. Mulligan, Plaintiff, and Thomas E. Mulligan, 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.

430

1995

Northwestern Legal Services
Gerald Sullivan

430.

VERONICA OLSON

vs.

BARNEY HENRY

Filed May 1, 1995
@

Tax & entry Pd. 11/15/95 50.50
User's Fee Pd - 11/15/95 5.00
~~Surcharge~~ ~~x25.00~~
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd. 29.00
Pro. C. Pd. 11/15/95 9.00

11-21-95 Paid Robert M. Stevens, Sheriff ck# 9577 $ 29.00.

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff

ORDER:

And now, this 1 day of May , 1995 , 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: Pending further order of court the Plaintiff shall have sole possession of the residence at 121 S. Pymunting St. Linesville and Plaintiff shall have sole custody of minor children pending 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.Linesville Borough Police PSP Mdvl. Barracks
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 or 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 the May 10, 1995 , at 3 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,
Anthony J. Vardaro, J

May 2, 1995 SHERIFF'S RETURN, filed. SERVED Barney Henry personally on May 1, 1995 at 2:35 PM by handing a copy of the Protection from Abuse to him at the residence, 354 Poplar Street, Meadville, Crawford County, PA.
So answers,

Shawn E. Ashbaugh, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

May 12, 1995 ORDER filed. AND NOW, May 10, 1995, at the time set for hearing on this abuse matter, the plaintiff appears with counsel. The defendant appears without counsel and the Court is advised that the parties have reached a mutual resolution of this issue as follows:

1. The defendant shall refrain from abusing, threatening to abuse,harassing or stalking the plaintiff.
2. The defendant shall not go to the plaintiff's residence located at 121 South Pymatuning Street in Linesville,Pennsylvania.
3. The temporary primary custody of the parties' two minor children shall be with the defendant having periods of partial custody as mutually agreed upon by the parties, and reserving the right to either party to file a custody action at any time.
4. The defendant shall be entitled to have a friend or family member return to the 121 South Pymatuning Street Residence for the purpose of retrieving his personal effects and property,upon giving 24 hours notice to the plaintiff.
5. The defendant shall immediately return the plaintiff's car keys to her.
6. This Order will remain ineffect for a period of one year.
7. Costs to be assessed to the defendant in the amount of $93.50. The defendant will pay the costs within 30 days of the time he returns to full-time employment. The defendant's current address is 354 Pine Street,Meadville,Pennsylvania 16335.
8. This Order may be enforced without an official warrant of arrest by any law enforcement officer having reasonable grounds to believe that the abuse portions of this Order have been violated by the defendant.
9. A copy of this Order shall be delivered by the Prothonotary to County Control and the Linesville Police Department.

BY THE COURT,
P. Richard Thomas, Senior Judge

5-12-95 Faxed Co. Control, mailed LPD, given Sullivan, mailed copy w/bill to Deft.

1995

Northwestern Legal Services
Gerald Sullivan

431.

Peters,Lindsay & Lewis
Brian J. Lindsay

MICHELE M. BICKEL

vs.

ROBERT S. WILSON

Filed May 1, 1995
@ 1:43 PM

Tax & entry pd 5-19-95	50.50
User's Fee pd 5-19-95	5.00
~~Surcharge~~	~~25.00~~
Sheriff's Costs	24.00
Pro Co pd 5-19-95	9 00

5-19-95 Rec'd Sheriff's costs $24.00
5-19-95 paid Robert M. Stevens Sheriff $24.00 CK 9198

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
1 copy TVPD

Order:

And now, this 1 day of May , 1995 , 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: The Plaintiff in the company of Titusville City Police and/or Crawford County Sheriff or deputies may enter 309 N. MOnroe St to get her personal belongings. The defendant shall give custody of Lindsay Wilson to Plaintiff and she shall have sole *
3. This Order may be enforced without a warrant 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. Titusville Police - PSP - Corry Barracks
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 or 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 May 10, 1995 , at 3 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 COURT,
Anthony J. Vardaro, J

*The defendant may not go to the residence of plaintiff's mother at 504 W. Cherry ST., Titusville PA nor shall he go to Plaintiff's work place at Pizza & Sub Shop, Hydetown. Defendant shall likewise not call either of these places.

May 4, 1995 Sheriff's Return filed. SERVED Robert S. Wilson personally on May 1, 1995 at 5:30 PM by handing him a copy of the Protection from Abuse at his place of employment, titusville Beverage, South Martin Street, Titusville, Crawford County, PA. Served by a police officer with the Titusville City Police Department, unknown exactly which officer.
So answers, Robert M.Stevens, Sheriff

May 12, 1995 ORDER filed. AND NOW, May 10, 1995, at the time the hearing is set on this Abuse Petition, Cousnel for the parties advise theCourt the matter has beenamicably resolved by agreement of the parties and concur with the following terms and conditions:

1. The defendant shall not abuse, threaten to abuse, assault, harass, stalk, or in any way annoy or inconvenience the plaintiff.
2. The defendant shall not go to the plaintiff's mother's residence located at 50r West Cherry Street, Titusville, Pennsylvania, except for the purposes of picking up and delivering the minor child during periods of partial custody.
3. Temporary primary custody of the parties' minor child, Lindsay Wilson,shall be with the plaintiff. The defendant shall have the right to have the minor child in his custody each weekend from Saturday at 10 o'clock a.m. through Sunday at 6 o'clock p.m. It shallbe the responsibility of the defendant father to pick up and return the child.
4. The plaintiff shall be entitled to return to the defendant's residence at 309 North Monroe Street in Titusville for the purpose of retrieving her personal effects and those of the minor child. The palintiff shall give the defendant at least 24 hours notice of her intent to return to this residence for this purpose. The plaintiff has prepared a list of household items in addition to the personal effects she wishes to pick up. The defendant has reviewed the same and consents,and accordingly,the plaintiff may pick up the said items which would be considered as her personal property for the purpose of this Order. A copy of this list shall be made and furnished to the defendant forthwith.
5. This Order shall remain in effect for a period of 6 months.
6. Costs to be paid by the Defendant on or before June 9, 1995 at the Prothonotary's Office at the Crawford County Courthouse in the amount of $88.50.
7. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable grounds to believe the Order has been seriously violated.
8. A copy of this Order shall be delivered by the Prothonotary to County Control and the Titusville Police Department.

BY THE COURT,
P. Richard Thomas,Senior Judge

5-12-95 Faxed Co. Control, mailed Titusville P.D., given Lindsay &Sullivan
6-21-95 Certified copy of Order mailed to Defdt.

1995

Watts & Pepicelli
Alan L. Pepicelli

432.

SCOTT E. J. WILLIAMS

vs.

STACEY LYNN HOEY and
CLIFFORD M. HOEY

Filed May 1, 1995
@ 2:40 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	50.00
Pro Pd 12/17/96	6,00

WRIT OF SUMMONS
Issued Sheriff

May 10, 1995 SHERIFF'S RETURN, filed. SERVED Stacey Lynn Hoey, personally, on May 10,1995 at 9:18 AM, with Summons AD 1995-432, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA.

SERVED Clifford M. Hoey, by handing Summons AD 1995 - 432 to Stacey Lynn Hoey, his wife, on May 10, 1995 at 9:19 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA, signed acceptance of service attached.

So answers, Diane Brittain, Deputy
Robert M. Stevens, Sheriff

Dec. 11, 1996, Upon praecipe of palnitiff attorney, the above captioned case is marked settled and discontinued of record.

433.

TERESA LYNN CALVERT

vs.

CHARLES LEE CALVERT, JR.

Filed May 1, 1995
@ 3:08 PM

Tax & entry Pd 5-4-95 50.50
User's Fee Pd 5-4-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd 24.00
Pro Co Pd 5-4-95 5.00

5-4-95 Rec'd from deft Sheriff's Costs 24.00
5-4-95 Pd Sheriff #9162 24.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed MCPD

Order:

And now, this 1st day of May , 1995 , 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 move out. Sole possession of the residence is awarded to Plaintiff. Defendant shall not go to Plaintiff's residence nor shall he contact her in any way. Defendant can take his clothing & belongings at a time to be agreed upon.
3. This Order may be enforced without a warrant 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 or 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 May 11, 1995 , 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 COURT,
Gordon R. Miller, J

Custody of the child is awarded to Plaintiff.

May 2, 1995 SHERIFF'S RETURN, filed. SERVED Charles Lee Calvert, Jr. personally on May 1, 1995 at 7:30 PM at the residence, 723 Terrace Street, Apartment #5, Meadville, Crawford County, PA. The Protection from Abuse was served by Plaintiff's father, Joseph McWilliams. So answers, Robert W. Stevens, Sheriff

May 8, 1995 MOTION TO VACATE PROTECTION FROM ABUSE ORDER and ORDER filed. AND NOW, this 5th day of May, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of May 1, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to Meadville Police Dept.and to County Control.

Any provisions of the Protection from Abuse Order of May 1, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Gordon R. Miller, J.

BY ORDER OF COURT
Gordon R. Miller, J.

5-8-95 Faxed Co. Control & MCPD. 5-9-95 Copy to Pltf & Deft.

1995

Shafer,Swick,Bailey,
Irwin,Stack & Millin
Jeffrey K.Millin

434

ROY TURNER,
Relator

vs

COMMONWEALTH OF PENNSYLVANIA and COMMONWEALTH OF PENNSYLVANIA, BOARD OF PROBATION AND PAROLE and JACK BRICKNER, WARDEN OF CRAWFORD COUNTY JAIL

Filed May 1, 1995
at 3:09 PM

IFP

APPLICATION FOR LEAVE TO FILE PETITION FOR
FOR WRIT OF HABEAS CORPUS
IN FORMA PAUPERIS

May 1, 1995 Application for Leave toFile Petition for Writ of Habeas Corpus In Forma Pauperis and ORDER filed. AND NOW,this 1st day of May, 1995,upon consideration of the foregoing Application, the Application is hereby granted and approved and the Relator,Roy Turner, shall be entitled to file his Petition for Writ of Habeas Corpus and proceed thereunder in forma pauperis.

By the Court,
Gordon R.Miller

5-8-95 Faxed Millin, Brickner,DA

May 8, 1995 Petition for Writ of Habeas Corpus and RULE filed. AND NOW, this 3rd day of May, 1995, upon considedration of the within Petition for Writ of Habeas Corpus, it is directed that a Writ of Habeas Corpus ad subjiciendum be issued and that a hearing be held on the 16th day of May, 1995, at 8:45 o'clock A.M. in Courtroom No. 1 or No. 2 of the Crawford County Courthouse, Meadville,Pennsylvania, and that the Prothonotary be directed toserve by registered mail or personal service the Warden of the Crawford County Jail and the State Board of Probation and Parole, and that notice of the hearing be given to the District Attorney of Crawford County.

By the Court:
Gordon R.Miller

Issued Brickner & State Board
5-8-95 Faxed Millin,Brickner,DA, mailed to State Board w/Writ

434A

1995

Northwestern Legal Services
R.Christopher Brode

434.A

Pepicelli,Youngs &
Youngs
Christpher J. Youngs

SHERRY ARCHACKI

vs.

ENRIQUE BENNETT

Filed May 2, 1995
@ 11:43 AM

Tax & entry pd 7-3-95 50.50
User's Fee pd 7-3-95 5.00
~~surcharge 25.00~~
Sheriff's Costs pd 7-3-95 $34.00
PRO.Co.Pd.7-3-95 9.00
PRo. Co.Pd. 7-3-95 5.00

7-3-95 P/Sheriff
#9309

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Fax PSP

ORDER:

And now, this 2nd day of May , 1995 , 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 will move out sole possession of the residence is awarded to plaintiff. Defendant shall not contact plaintiff. Custody of the child is awarded to 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 or 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 the May 11, 1995 , 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,
Gordon R. Miller, J

May 3, 1995 Sheriff's Return filed. SERVED Enrique Bennett personally on May 2, 1995 at 3:45 PM by handing a copy of the Protection from Abuse to him at the residence, R.D.#2,Box 407, Lot 24, Countryside Estates, Conneautville, Crawford County,PA.

So answers,

Shawn E. Ashbaugh, Deputy Sheriff
Scott D.Young, Deputy Sheriff
Robert M.Stevens, Sheriff

May 12, 1995 ORDER filed. AND NOW, May 11, 1995, at the time this abuse matter is before the Court,the parties advise the Court the matter has been amicably resolved as follows:

1. The defendant shall not abuse, threaten, harass, or in any way injury the plaintiff at any time.
2. The defendant may not remove the child from Crawford County unless the plaintiff accompanies him at the time.
3. The defendant will resume living at the residence at R.D.#2, Box 407, Country Side Estates,Conneautville, Pennsylvania.
4. This Order shall remain in full force and effect for one year.
5. Any Police Officer having reasonable grounds to believe that the defendant has violated the Abuse Order portion of this case may apprehend the defendant without a warrant, confine him in the Crawford County Jail and request an immediate contempt hearing.
6. Costs in this case in the amount of $98.50 willbe paid by the defendant from his first Workers' Compensation check received. Inthe event compensation is not payble,costs in this case will be paid in full by the defendant by July 1, 1995.
7. A copy of this Order shall be lodged with County Control and with the Pennsylvania State Police.

BY THE COURT,
P. Richard Thomas, Senior Judge

5-12-95 Faxed Brode, Pa.SPD &Co. Control. 5-15-95 mailed copy w/bill to Deft.

May 26, 1995 Appearance of Pepicelli, Youngs & Youngs by Christopher J.Youngs, Esquire,Attorney for Defendant, Enrique L.Bennett, filed.

May26, 1995 Re: Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order. Assignment of Hearing Date filed. AND NOW, May 26, 1995 hearing inthe above captioned matter has beenscheduled for May 31, 1995 at 11:15 A.M., in Courtroom No. 3 at the Crawford County Courthouse, Meadville,PA.

FOR THE COURT,
Ann A. Walker, Ct. Administrator

5-25-95 Copies dist.by Ct.Adm.

June 2, 1995 ORDER filed. AND NOW, May 31, 1995, at the time set for contempt hearing on the Abuse Petition, the parties and their counsel advise the Corut the matter has been amicably resolved. Punishment for contempt is held in abeyance, subject to the following terms and conditions:

1. There shall be no contact between the parties except by teh United States Mail.
2. The defendant, as soon as possible upon release from confinement on an unrelated charge, will enter and satisfactorily complete a 28-day alcohol treatment program. In the event he voluntarily withdraws from said program, the plaintiff may request a rescheduling of the contempt hearing and request such punishment or penalties as they deem appropriate, with the ultimate contempt decision and punishment reserved to the Court.

CONTINUED ON PAGE 434B

Sherry Archacki
vs.
Enrique Bennett

CONTINUED FROM PAGE 434A
of Record
A. D. 1995 - 434 A

****

3. The parties will immediately separate and the defendant's sister will go to the former residence and assume control of the defendant's clothing and personal effects.

4. The defendant agrees and is ORDERED not to take up residency in the same trailer park where the plaintiff now resides or may hereafter reside.

5. With the consent of the parties, the initial Abuse Order entered May 11, 1995 will be extended an additional 6 months beyond its expiration date of May 11, 1996.

6. The defendant agrees that even though the parties are mutually buying the trailer home where they formerly resided together, that exclusive occupancy of the trailer will be accorded to the plaintiff. In this regard, even though the trailer is titled in joint name, the platintiff shall make the requisite contracted paymetns for the same.

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

June 2, 1995 copies to Brode & Youngs

July 6, 1995 Motion To Vacate protection From Abuse Order and Order, filed. AND NOW, this 3rd day of July, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of May 2, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by teh Prothonotary to the original Police Dept. and to County Control.

Any provisions of the Protection from Abuse Order of May 2, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COUR
Gordon R. Miller, P.J.

July 6, 1995 Dist to Youngs, Brode, PaSPD & Co Control
July 10, 1995 sent to Plf. & Dft.

434 C

1995

1995

Dallas W. Hartman
Joanne M. Weber

435.

Reale & Fossee PC
Judith Olmstead

Reale & Fossee, P.C.
John L. Kwasneski
for Dfts.

Shafer, Swick Bailey
Irwin, Stack & Millin
Jeffrey k. Millin
for addl dft. Equipco
div. of Phillips Corp.

WILLIAM C. HEISEY, III and DIANA M. HEISEY, Husband and wife

vs.

84 ASSOCIATES, INC. trading and doing business as 84 LUMBER COMPANY: PIERCE HARDY REAL ESTATE, INC., trading and doing business as 84 LUMBER COMPANY: and 84 LUMBER COMPANY
Equipco, a div. of Phillips Corp., Addt'l Dft.
Filed May 2, 1995
@ 2:01 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	126.50
Rec'd Pd 5/29/97	5.00

WRIT OF SUMMONS
Issued Sheriff

May 19, 1995, Appearance of Judith Olmstead, of Reale & Fossee, attorneys for defendants filed.

May 19, 1995, Rule Entered Upon the Plaintiff to File Complaint within 20 days, Issued.

May 31, 1995 Writ Return filed. I hereby certify and return that on the 12th day of May, 1995, at 10:00 A.M. address above, County of Washington, Pennsylvania agent or person in charge of defendants office or usual place of business. Denise Birch, Legal Secretary, (I have served in the manner, described above:)
So answers, Deputy Bodnar, Deputy Sheriff
Samuel J. Secreet, Sheriff

I hereby certify and return that on the 12th day of May, 1995, at 10:00 o'clock a.m. address above, County of Washington, Pennsylvania I have served in the manner described below: Agent or person in charge of Defendants office or usual place of business, Denise Birch, Legal Secretary
Deputy Bodnar, Deputy Sheriff
Samuel J. Secreet, Sheriff

SERVED 84 Associates, Inc., t/d/b/a 84 Lumber Company, by deputizing the Sheriff of Washington County, PA, as per his Affidavit of Service attached. Served on May 12, 1995 at 10:00 AM at R.D. #1, Route 519, Eighty Fourt, PA 15384.

SERVED Pierce Hardy Real Estate, Inc., t/d/b/a 84 Lumber Company by deputizing the Sheriff of Washington County, PA., as per his Affidavit of Service attached. Served onMay 12, 1995 at 10:00 AM at R.D. #1, Route 519, Eighty Four, PA 15384.

SERVED 84 Lumber Company on May 5, 1995 at 10;08 AM by handing a copy of the Summons to Tim Klaiber, Adult in Charge at the business, 843 Bessemer Street, Meadville, Crawford County, PA 16335
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Jun. 12, 1995 Complaint filed.

June 16, 1995 Notice of Service of Plaintiffs First Set of Interrogatories to Defendants and Request for Production of Documents, filed.

Jun. 22, 1995 Notice of Service of Plaintiffs First Set of Interrogatories to Defendants and Request for Production of Documents, filed.

Jun. 23, 1995 NOtice of Service of Interrogatories and Request for Production of Documents Directed to Plaintiffs, filed.

Jul. 17, 1995 Complaint to Join Additional Defendant, filed.

Jul. 17, 1995 Answer, New Matter and New Matter Under Rule 2252 (d) filed.

July 20, 1995 Notice of service of Answers to plaintiffs' first set of Interrogatories and Response to Request for Production of Documents filed.

Aug 3, 1995 Preliminary Objections, filed.

Aug 3, 1995 Praecipe for ArgumentList, filed.

ON ARGUMENT LIST OFR September 1995

Aug 7, 1995 praecipe to Substitute Counsel, filed. JOHN L. KWASNESKI, ESQUIRE is designated as trial counsel in the above-captioned matter as attorney for DEFENDANTS, 84 ASSOCIATES, INC. t/d/b/a 84 LUMBER COMPANY: PIERCE HARDY REAL ESTATE, INC. t/d/b/a 84 LUMBER COMPANY AND 84 LUMBER COMPANY,.

Aug 8, 1995 SHERIFF'S RETURN, filed. SERVED Equipco, a div. of Phillips Corp., by deputizing the Sheriff of Allegheny County, PA, as per his Affidavit of Service attached. Served on July 25, 1995 at Mayview Rd., Bridgeville, PA 15017.
RETURN: I hereby deputize the Sheriff of Allegheny Co., Pa. to serve the within Complaint to Join Addl. Def according to law. The defendants alleged address is Phillips Industrial Park, Mayview Rd., Bridgeville, PA 15017.
SERVED the within Complaint on 7-25-95, at 12:10 PM upon Equipco at Mayview Rd. by handing to Carl H. Swanson a true and correct copy thereof and made known to the contents therein.

Aug. 14, 1995, Amended New Matter filed.

Aug. 17, 1995, Appearance of Shafer, swick, Bailey, Irwin, Stack and Millin fy Jeffrey K. MIllin, attorney for add'l dft. Equipco, a div. of Phillips Corp., filed.

Aug 25, 1995 Answer and New Matter to Complaint to Join Additional Defendant, filed.

Aug 28, 1995 Notice of Deposition of William C. Heisey, III, filed.

Sept. 5, 1995, Defendants' Reply to New Matter and New Matter Pursuant to Rule 2252(D) of Additional Defendant filed.

Continued to Page 481

1995

Thomas, Truax, Spadafore, Walker & Keenan
Emil M. Spadafore, Jr.

436.

Knox,McLaughlin Gornall & Sennett,PC
Christopher J.Sinnott

MARCUS PERRY

vs.

LAURIE SHAFER

Filed May 3, 1995
@ 4:23 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	34.00
Pro Co pd 1-3-97	6.00

WRIT OF SUMMONS
Issued Sheriff

May 10, 1995 SHERIFF'S RETURN, filed. SERVED Laurie Shafer, by handing Summons AD 1995 - 436 to Pam Shafer, Mother, on May 9, 1995 at 9:57 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA, signed acceptance of service attached.
So answers, Diane Brittain, Deputy
Robert M. Stevens, Sheriff

May 16, 1995 Appearance of Knox,McLaughlin, Gornall & Senett, PC by Christopher J.Sinnott, Defendant, filed.

Jun. 26, 1995 Praecipe for Rule to File Complaint issued. (Issued Atty.)

Jul. 3, 1995 Certificate of Service filed. The undersigned hereby certifies that on the 29th day of June, 1995 theRule to File Complaint issued in connection with the above reference case was served on plaintiff's council via United States Mail, postage pre-paid.
By: Christopher J.Sinnott

Aug 8, 1995 Complaint, filed.

Sep. 26, 1995 Preliminary Objections, filed.

Sep. 26,1995 Upon Praecipe of Christopher J.Sinnott, Esquire the above captioned matter is placed on the next available Argument List.

ON NOVEMBER, 1995 ARGUMENT LIST

Nov. 30, 1995 ORDER filed. AND NOW, November 27, 1995, at the time set for argument in this matter, the parties agree that the Plaintiff will file an amended complaint and accordingly he is ordered and directed to do so within 20 days from this date. BY THE COURT:
Anthony J. Vardaro, J.

11-30-95 Mailed Sinnott, given Spadafore.

Dec. 15, 1995 Amended Complaint on behalf of plaintiff, filed.

Jan. 23, 1996 Answer and New Matter on behalf of defendant filed.

Mar 6, 1996 Reply to New Matter, filed.

Dec 23, 1996 Upon praecipe of plaintiff attorney the above-captioned action is marked settled and discontinued of record.

1995

Dennis G. Kuftic

437.

FLORENCE L. DAVIS

vs.

DAVID M. DAVIS

Filed May 4, 1995
@ 9:47 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 4-1-98	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Mar. 12, 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 5/4/95 . 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: March 12, 1998 Anthony J. Vardaro, J
Mar. 12, 1998 copies mailed by Court Administrator's Office

Mar 26, 1998 Acceptance of Service: I, DAVID M. DAVIS, the defendant in the above-captioned matter, hereby certify that on the 7th day of May, 1995, I was duly served a true and attested copy of the Complaint in Divorce filed at the above term and number.

Mar 26, 1998 Affidavit of Consent of Plaintiff, filed.

Mar 26, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Plaintiff, filed.

Mar 26, 1998 Affidavit of Consen of Defendant, filed.

Mar 26, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Defendant, filed.

Mar 26, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 3, 1998 AND NOW, April 2, 1998, it is ordered and decreed that FLORENCE L. DAVIS, and DAVID M. DAVIS, Defendant, are divorced from the bonds of matrimony.

BY THE COURT:
Gordon R. Miller

438

1995

Thorp, Reed & Armstrong
Kevin C. Abbott

438.

COLUMBIA GAS TRANSMISSION CORPORATION

vs.

JEFFREY HAMILTON

Filed May 4, 1995
@ 1:43 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro Pd. 6/12/96	5.00

COMPLAINT IN CIVIL ACTION
Issued Atty.

May 9, 1995 Sheriff's Return filed. SERVED Jeffrey Hamilton, personally, on May 8, 1995 at 9:20 AM, with a copy of Complaint No. 1995 - 438, at the Sheriff's Office, Room 303,Crawford County Courthouse, Meadville, PA.

So answers, Shawn E.Ashbaugh, Deputy
Robert M.Stevens,Sheriff

April 15, 1996 Notice of Service of Important Notice upon Plaintiff, filed.

June 6, 1996, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1995

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

439.

Ann Hansen Gamble
Fuller, Kinnunen,
Petruso, Gamble, Favian
and Hall

JOSEPH H. REYNOLDS

vs.

LISA REYNOLDS

Filed May 4, 1995
@ 3:56 PM

Tax & entry paid	50.50
User's Fee paid	15.00
2 Add'l Counts paid	30.00
State paid	10.00
Adm. Fee paid	45.00
Pro Pd 10/26/95	9.00

COMPLAINT IN DIVORCE, CUSTODY/PARTIAL CUSTODY, EQUITABLE DISTRIBUTION

Oct. 26, 1995 Acceptance of Service filed. I hereby accept service of the complaint in divorce at the above captioned docket number in Crawford County, Pennsylvania and filed on May 4, 1995. Ann Hanson Gamble, Esquire

September 29, 1995 Stipulation and Consent Custody Agreement filed.

TO THE HONORABLE JUDGE OF SAID COURTS:

And now, this 29th day of September 1995, upon presentation and Stipulation and Consent of the parties, attached hereto and after consideration of the same, it is hereby ORDERED, DIRECTED, AND DECREED, that:

1. The parties shall have shared legal custody of the minor children., Paige Reynolds and Mallorie Reynolds. 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.

2. Primary physical custody of the minor children shall be with the Defendant, subject to the Father's partial custody rights described as follows:

a. Plaintiff Father shall have the children in his care and custody for the first three(3) weekends of each month from Friday at 5:00 p.m. until Sunday at 4:30 p.m. In addition, the father shall have both children for an uninterrupted period of eight(8) consecutive days in the summer of 1996.

b. Beginning with the summer of 1997 and thereafter, Father shall have the children in his custody during the summers beginning on the second Monday after school breaks for the summer and continuing until seven (7) days before the school year resumes in the fall. Further, beginning with the summer of 1997, when the children spend the bulk of the summer primarily with their father, the Mother shall have partial custody on an every other weekend basis from Friday at 5:00 p.m. until Sunday at 6:00 p.m.

c. Beginning in September of 1997 and continuing thereafter, Father shall return the children at 6:00 p.m. on Sunday instead of at 4:30 p.m.

The parents shall otherwise share the holidays in a manner acceptable to both parties. However, at a minimum, Father shall have the children on Father's Day from 9:00 a.m. until 8:00 p.m. and mother shall have the children on Mother's Day from 9:00 a.m. until 8:00 p.m.

3. The parties are free to make altenative arrangements respecting the custodial and visitation periods and are encouraged to do so. Each party will try to accommodate the other to allow visitation and agree to provide 24 hour notice of a need to make any changes in the visitation. The parties further agree that the presence of each is important in the children's life.

4. Each party shall teach the children to give to the other party that love and respect which is due from the children.

5. None of the parties shall use illegal drugs or be under the influence of alcohol at any time during which said party has the care and custody of the subject minor children. None of the parties shall expose the minor children to harmful situations or harmful people while having custody of the children.

6. None of the parties 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 notto disparage the other party in children's estimation.

BY THE COURT
Anthony J. Vardaro, J.

Faxed 9-29-95 Gamble, Given, Lindsay

Oct. 3, 1995, Affidavit of Consent of plaintiff filed.

Oct. 3, 1995, Affidavit of Consent of Defendant filed.

Oct. 25, 1995, appearance of Ann Hansen Gamble, of Fuller, Kinnunen, Petruso, Gamble, Fabian and Hall, atty. for defendant filed.

Oct. 26, 1995 Acceptance of Service filed. I hereby accept service of the COMPLAINT IN DIVORCE at the above captioned docket number in Crawford County, Pennsylvania and filed on May 4, 1995. Ann Hanson Gamble, Esquire

Oct. 26, 1995 Stipulation filed.

Oct. 26, 1995, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

CONTINUED ON PAGE 485

440

1995

Jorden & White
Harry Faber White, II

440.

ROBERT N. HALMI

(vs.)

LEE HALMI

filed May 5, 1995
@ 9:28 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 5/5/95	9.00

WRIT OF SUMMONS
Issued Sheriff

And now May 5, 1995 @ 9:28 AM upon praecipe of plaintiff attorney, this action is indexed against the defendant in the judgment index as a lis pendens

LIS PENDENS

H-101

Nov. 29, 1995 Writ Returned, filed.

1995

William J. Gregg

John P. Gagliotti

441.

Peterson and Gula
Richard A. Peterson

STEPHEN K. HONG

vs.

NANCY JO HONG

Filed May 5, 1995
@ 1:30 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Pd 5/1/97	15.00
state paid	5.00
Pro Co pd 3-11-98	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Mar 27, 1997 Motion To Amend Divorce Complaint and Order: AND NOW, this 27th day of March, 1997, upon presentation and consideration of the foregoing Motion to Amend the Divorce Complaint and upon being advised that proper notice has been given to the Defendant, said Motion is hereby granted herein to Amend Plaintiffs Divorce Complaint to include Section 3301(d) of the Divorce Code as an additional ground for Divorce, and direct that the Prothonotary's Office docket this Motion as such.

Gordon R. Miller, P.J.

Mar 31, 1997 Faxed Gregg
Apr 3, 1997 Faxed Gagliotti

Mar. 24, 1997 Appearance filed. AND NOW, this 24th day of March, 1997, please enter my appearance on behalf of the above named plaintiff, Stephen K. Hong.

Respectfully Submitted,
William J. Gregg, Esq.

April 23, 1997 Petition for Equitable Distribution of Marital Property filed.

April 29, 1997 Affidavit of Service of motion to amend div. complaint and order filed.

January 7, 1998 AFFIDAVIT OF CONSENT ON BEHALF OF PLAINTIFF FILED.

January 7, 1998 WAIVER OF NOTICE ON BEHALF OF PLAINTIFF FILED.

January 7, 1998 AFFIDAVIT OF CONSENT ON BEHALF OF DEFENDANT FILED.

January 7, 1998 WAIVER OF NOTICE ON BEHALF OF DEFENDANT FILED.

Feb 12, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Mar. 13, 1998 Order filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A Final decree will not be entered at this time because: Economic and other issues or counts have been raised in the pleadings or by petition which are not being disposed of by stipulation, withdrawal or hearing. To grant a divorce decree wtihout a resolution of thoese otehr issues would be tantamount to an improper befurcation.
Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.

BY ORDER OF COURT
Date: March 12, 1998 Gordon R. Miller, J

May 22, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

June 24, 1998 DECREE: 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 irretrievably broken and ninety (90) days has elapsed since the date of the filing and service 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 Pa. Divorce Code.

2. Equitable Determination and Distribution

This Decree provides that the marital property and marital debts of the above named parties shall be divided between themselves with respect to all of their debts and obligations in accordance with a Marital Agreement dated Nov. 24, 1997, and said Agreement is being herewith filed in the Court of Common Pleas of Crawford Co., PA. at the above-captioned number.

This Order shall be effective by the Court as of the 23rd day of June, 1998.

BY THE COURT:
Gordon R. Miller, J.

7/16/03 for future entries See Computer

Northwestern Legal Services
Gerald Sullivan

442.

John P,.Gagliotti

BARBARA JEAN BEERS

vs.

RICHARD ALLEN BEERS

Filed May 5, 1995
@ 2:17 PM

Tax Pd 7-7-95 50
Tax & entry Pd 6-12-95 50.00
User's Fee Pd 6-12-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd. 7/7/95 52.00
~~Pro.Co.~~ ~~9.00~~
Pro. Co. 6-12-95 5.00
Pro Se Pd 7-7-95 4.00

7-7-95 Pd Sheriff #9314 52.00

7-21-95 Rec'd from deft fine 200.00

10-2-96 Rec'd from deft fine 300.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP

ORDER:

And now, this 5 day of May , 1995 , 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: The Plaintiff shall have sole custody of the minor children pending 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. Corry PSP
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 or 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 the May 15, 1995 , at 3 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,
Anthony J. Vardaro, J

May 10, 1995 Sheriff's Return, filed. SERVED Richard A. Beers, personally, on May 8, 1995 at 10:20 AM, with protection from abuse, AD 1995-442, at RD #4, Box 8-B, Centerville, PA.
So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

May 19, 1995 Complaint for Indirect Criminal Contempt for Violation of Protection From Abuse Order filed.

May 19, 1995 RE: COMPLAINT FOR INDIRECT CRIMINAL CONTEMPT FOR VIOLATION OF PROTECTION FROM ABUSE ORDER. ASSIGNMENT OF HEARING DATE filed. AND NOW, May 18,1995 hearing in the above captioned matter has been scheculed for May 22, 1995 at 3:15 P.M. in Courtroom No. 3 at the Crawford County Courthouse, Meadville,PA.

FOR THE COURT,
Ann A.Walker, Ct. Administrator

5-18-95 Copies dist. by Ct.Administrator

May 17, 1995 ORDER filed. AND NOW,May15,1995, the parties appeared in court and agreed to the entry of a consent order. In doing so, the Defendant does not admit that he engaged in the conduct alleged in the complaint. Accordingly, it is ordered as follows:

1. The Defendant shall not assault abuse, harass, threaten,or stalk the Plaintiff or the minor children.
2. The Defendant shall not go to the residence of the Plaintiff's parent's home at R.D.#2 Box 319, Guys Mills,PA.
3. Primary physical custody of the children shall be with the Plaintiff with the Defendant having visitations rights at times to be agreed upon by the parties.
4. Either party may bring a custody or visitation action; and once an order is entered in that action, that order shall take priority over this order with respect to custody and visitation.
5. The Plaintiff may go back to the marital residence at 12:00 Noon on May 20,1995 to pick up her personal belongings and the personal belongings of the children.
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 Corry State Police and to county control and a copy shall be mailed to the Defendant at R.D.#4 Box 8, Centerville,PA.
8. This order shall remain in full force and effect for one year from this date unless modified or terminated by further order of court.
9. The Defendant shall pay a record court costs in the amount of $116.50 no later than June 16, 1995. He shall pay that to the Prothonotary on the first floor of the Crawford County Courthouse.If he fails to pay,he may be held in contempt of court and fined further.
10. The Defendant is reminded this is an order of court and violation of this order may be punishable by a fine from $100 to $1,000 and a jail sentence of up to 6 months.

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

5-17-95 Faxed Co.Control, mailed CorrySPD &Sullivan 5-19-95 Copy w/bill to Deft.

Continued to Page 451

1995

443

MARSHA S. MCCAFFREY

vs.

TIMOTHY M. MCCAFFREY

Filed May 5, 1995
@ 2:17 PM

Tax & entry paid	10.50
User's Fee paid	5.00
Pro Co pd 5/5/95	5.00

CERTIFIED COPY OF DIVORCE DECREE FROM CAMERON COUNTY, PENNSYLVANIA

AND NOW, December 7, 1992, it is ordered and decreed that Plaintiff and 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. As of the date hereof, neither party has raised any such claim.

BY THE COURT:
Gordon J. Daghir

May 5, 1995 Notice of Election to Retake Maiden Name filed. Marsha McCaffrey TO BE KNOWN AS: Marsha Hollabaugh

444

1995

Kathleen Nelson

444.

ROBIN LYNN BROWN

vs.

ERICK TODD BROWN

Filed May 5, 1995
@

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	29.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy Plaintiff
Faxed PSP & Vernon Twp.

ORDER:

And now, this 5th day of May , 1995 , 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 contact Plaintiff nor go to her residence or place of work. Tempoary custody ofthe children is awarded to 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 or 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 the May 12, 1995 , 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,
Gordon R. Miller, J

May 10, 1995 SHERIFF'S RETURN, filed. SERVED Erick Todd Brown, personally, on May 5, 1995 at 3:55 PM, with protection from abuse AD 1995-444, on Park Avenue in Front of 1106 Park Avenue, Meadville, PA. So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

May 16,1995 ORDER filed. AND NOW, May 12, 1995,this matter is before the Court on an Abuse Petition. There is substantial disagreement between the parties as to whether recent or past abuse occurred and it isthe defendant's positon that he did not abuse,assault, threaten or harass the plaintiff and it is the plaintiff's contention that he has done sorecently in the month of May and over the past. The Court is unable to reach a finding by the fair weight of the evidence that the allegations of this Petition can be sustained.

HOWEVER, both parties agree that the marriage is not a successful one and that the parties shouldlive separate and apart. The parties mutually agree that the husband defendant will not go to the residence of the wife for any purpose and the wife agrees that she will not go to the residence of the husband for any purpose. Both parties agree that they will not in any way threaten or harass the other party nor procure others to do so on their behalf.

A divorce has been filed and the Court declines to resolve any of the support, alimony or property issues as part of this Order. However,the parties mutually agree that shared custody of the children may be made subject to this Order, and accordingly, commencing May 15, 1995, the children shall be in the custodyof the father from 3 p.m. Monday until the following Monday at 3 p.m. and in the custody of the mother the following week for a simlilar period of time. Thereafter, the parties shall alternate weeks of custody.

The parties mutually agree that a person or family member will transport the childrenffor visits and it shall be the responsibility of the father for the week of May 15, 1995, to pick up and return the children and the responsibility of the mother to pick up and return the children in person or have a family member pick up and return the children and alternating thereafter.

If either party believes the provisions of the Abuse Act have been violated in the future, it will be their responsiblity to file an appropriate Abuse Petition addressing that issue alone.

In view of the peculiar circumstances of this case,the Court does not feel justified in assessing costs to either party. ACCORDINGLY,the County is directed to pay the costs in this case.

This Order shall remain in full force and effect regarding visitation and custody issues for a period of 6 months, unless modified with the consent of both parties in writing and replaced by a new agreement.

BY THE COURT,
P.Richard Thomas,Senior Judge

5-16-95 Faxed PaSPD &Co.Control, given Nelson, mailed deft.

1995

Joan D. Mason

445.

William L. Walker

BETTY L. FORINGER

vs.

HARRY (JAMES) FORINGER

Filed May 8, 1995
@ 10:25 AM

Tax & entry Pd. 7-3-95	50.50
User's Fee Pd.	5.00
Surcharge Pd.	25.00
Sheriff's Costs	-0-
Pro Co Pd. 7-3-95	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copies Sheriff
1 copy plaintiff
Faxed PSP

Order:

And now, this 8 day of May , 1995 , 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: Def shall not threaten or assault Pl. in any manner. He will not occupy the home at 171 Beaver St. springboro or go there for any purpose
3. This Order may be enforced without a warrant 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 or 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 May 15, 95 , 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 COURT,
P. Richard Thomas, S.J.

May 10, 1995 Amended Petition Filed. (Unsigned)

May 15, 1995 Sheriff's Return filed. Returning Protection from Abuse "Unserved". Plaintiff indicated she would try to serve the Protection from Abuse upon Defendant. He was out of town at the time of issuance and she did not when he would return. If she made service is unknown to this office.

So answers,

Robert M. Stevens,Sheriff

May 18, 1995 Motion to Continue, filed.

May 18, 1995 ORDER filed. AND NOW, May 15,1995, upon consideration of the Plaintiff's motion to continue, this matter is continued generally with the current temporary order in effect pending further order of court. Hearing in this matter will be reset upon motion of either party. If the Plaintiff learns of the Defendant's whereabouts, she shall promptly serve him with a copy of this osrder as well as the original petition and temporary order. If nothing has occurred before May 15, 1996, the temporary order previously entered shall be vioid as of that date.

The Prothonotary shall serve a copy of the Plaintiff's motion of May 15, 1995 and this order upon County Control and the proper police agency as well as the attorney for the Plaintiffs.

BY THE COURT:
Anthony J. Vardaro, J.

May 18, 1995 Faxed Mason(Joan), Co Control & PSP
May 22, 1995 Faxed Walker

May 22, 1995 ORDER filed. AND NOW, May 22, 1995, the Court having been contacted verbally with regard to service upon the Defendant by Defendant's counsel, hearing with regard to the petition filed by the Plaintiff for a protection from abuse order is set for May 30, 1995 at 10:45 A.M. in Courtroom No. 2, Crawford County Courthouse before the undersigned.

BY THE COURT:
Anthony J. Vardaro, J.

May 22, 1995 copies dist by Court.

June 2, 1995 ORDER filed. AND NOW, May 30, 1995 at the time set for hearing in this matter, both parties appeared with counsel and a formal hearing is held under the Protection from Abuse Act.

After said hearing, the Court is satisfied that there is abuse within the meaning of the act and accordingly, the following order is entered:

1. The Defendant shall not assault, abuse, harass, threaten, or stalk the Plaintiff named in the petition.
2. The Plaintiff shall have exclusive possession of the marital home at 171 Beaver Street in Springboro through 11:59 p.m. on September 30, 1995. The Defendant shall not go to that residence during that time period even if he is invited. If he is at that residence for any reason, it will be presumed that he is in violation of this order. If the parties desire for the Defendant to go to the residence, they should seek a modification of this order prior ot him doing so.
3. Notwithstanding the above provision, in the event the Defendant has personal property at the marital residence he wishes to retrieve, counsel for the parties shall make arrangements for either him or some representative to go and retrieve that property at a specific time or else it shall be provided to him. We would expect that both parties through their counsel would be reasonable in making those arrangements.

CONTINUED ON PAGE 454

446

1995

Thomas, Truax,
Spadafore & Walker
William L. Walker

446.

Peters, Lindsay, Lewis
& Hatheway
Edward J.Hatheway

DONALD N. HOWLAND and
PAMELA J. HOWLAND,his wife

vs.

PAT & PETE"S MOBILE HOME
SALES, INC.

Filed May 8, 1995
@ 3:10 PM

Tax & entry paid	50.50
User's Fee paid	5.00
sheriffs costs	29.00 6.00

COMPLAINT IN CIVIL ACTION
1 copy Plaintiff

May 11, 1995, Sheriffs Affidavit filed. SERVED Pat and Petes Mobile Home Sales, Inc. on May 11, 1995 at 11:15 a.m. by handing a copy of the Complaint to Peter Simonetta, owner, at the business, R/ D. #4, Conneaut LaKE Road, Meadville, Crawford County, Pa.
So answers, Dale A. Collins, Ch. Dep.
Robert M. Stevens, Sher.

Jun. 6, 1995 Answer and New Matter, filed.

1995

447.

BEULAH WILLIAMS

vs.

THRESA WILLIAMS

Filed May 8, 1995
@ 3:13 PM

Indigent Filing
Kathleen Nelson, Mediator 204.46

CUSTODY COMPLAINT
1 copy Plaintiff
1 copy Mediator
1 copy Sheriff

You, Thresa Williams, have been sued in Court to obtain custody of Jessica.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson for a mediation conference.

If you fail to appear as provided by this Order, anOrder 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 Administrator
Courthouse
Meadville, PA 16335
(814) 336-1151, ext. 298

Date: 5/5/95 Gordon R.Miller, J

AND NOW, this 5th day of May, 1995, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petitionfiled at the itme this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon the defendant.

3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office togive the Sheriff written instructions on when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order uponthe defendant an dmake an appropriate return of service as required by the law. The Sheriff shall indicate thecost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY ORDER OF COURT,
Gordon R. Miller, J

May 5, 1995 Petition To Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 and order filed AND NOW, May 5, 1995, upon consideration of the petition filed by the plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the plaintiff is granted leave to proceed in forma pauperis at this time.

The plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Gordon R. Miller, J

May 16, 1995 SHERIFF'S RETURN, filed. SERVED Threasa Williams personally on May 15, 1995 at 3:45 PM by handing her a copy of the Custody Complaint at her residence, 1098 Park Avenue, Meadville, Crawford County, PA.

So answers,

Shawnn E. Ashbaugh, Deputy Sheriff
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Jul 26, 1995 Temporary Order, filed. AND NOW, July 26, 1995, 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, Jessica Williams, shall be shared by the Mother and Grandmother, with each parent entitled to full access to any redcords relating to the child held by a third party including, bu tnot limited to school records and medical records and each parent shall have equal imput regarding important decisions affecting the child such as education, religious instruction and medical treatment.

2. Primary physical custody of Jessica Williams shall be with her Grandmother, subject to the following conditions:

a. The Mother shall be permitted to visit and take the child into her temporary physical custody each Saturday andSunday from 10:00 a.m. until 5:00 p.m. each day.

b. Should Mother obtain housing which provides for a separate bedroom for Jessica, Mother shall be permitted to visit and take the child into her temporary physical custody each weekend from Friday at 5:00 p.m. until Sunday at 5:00 p.m.

c. Holiday visitation shall be arranged as follows:

i. Holiday visits shall be arranged as the parties shall agree. In the absence of such an agareement, the child shall be in the custody of the mother from 9:00 a.m. through 2:00 p.m. during the holidays of Easter, Christmas, Thanksgiving, Memorial Day, Independence Day and Labor Day.

3. Transportation of the child on weekends, holidays and summer visits shall be provided by the Mother.

4. Should the Mother bem ore than 1/2 hour late in picking up the child for visitatiosn without first having called or otherwise notifying the Grandmother that she is to be late, the Grandmother may consider the visitation canceled and no alternative visitation need be arranged.

5. Neither party shall use illegal drugs or alcohol at a time when that party has the care and custody of the subject minor child.

6. Neither party shall say or do anything in an attempt to turn the child against the other party, but rather shall do everything in the power of each to promote a favorable and loving attitude on the part of the child toward both parties.

7. Neither party shall expose the child to any person or situation which may be harmful to the health, safety or well being of the child.

CONTINUED ON PAGE 472

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1995

Donald E. Lewis

448.

William A.Kuhar,Jr.

DANNY ROSS KURINKO

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed May 8, 1995
@ 3:50 PM

Tax & entry paid 50.50
User's Fee paid 5.00

NOTICE OF APPEAL OF VEHICLE REGISTRATION/OPERATING PRIVILEGES

May 8, 1995 Notice of Appeal and ORDER filed. AND NOW, this 12th day May, 1995, upon Motion by the Appellant, a hearing is set on said Appeal for the 1st day of August, 1995, at 10:00 o'clock A.M., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville,Pennsylvania.

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 theAppellee by forwarding a true and correct copy of same to the Appellee by First Class,U. S. Mail,postage prepaid.

Finally, said Appeal shall act asa supersedeas to Appellee's suspension ofAppellant's operating privileges.

BY THE COURT:
Gordon R. Miller,J.

5-16-95 Faxed to Atty. Lewis & Kuhar

Jul. 31, 1995 Motion to Continue and ORDER filed. AND NOW, this 31st day of July, 1995,upon presentation and consideration of the foregoing Motion to Continue, said Motion: is granted.

BY THE COURT,
Gordon R. Miller, J.

8-1-95 Faxed Lewis & Kuhar

Aug 2, 1995 Motion To Continue and Order, filed. AND NOW, this 1st day of August, 1995, upon presentation and consideration of the foregoing Motion to Continue, said Motion: is granted and hearing is set for October 26, 1995 at 2:30 P.M., in Courtroom #3.

BY THE COURT,
Anthony J. Vardaro, J.

Aug 2, 1995 Faxed Lewis & Kuhar

Oct. 9, 1995, Motion to advise the Court of a Possible Scheduling Conflict and order filed. ORDER: AND NOW, this 6 day of Oct. 1995, upon presentation and consideration of the foregoing Motion to Advise the court of a Possible Scheduling Conflict: Hearing is cheduled for Dec. 22, 1995 at 1:15 p.m. C. R. No. 1.

by the court,
P. Richard Thomas, S. J.

10/9/95 faxed to Kuhar and Lewis

Oct. 17, 1995, ORDER filed. AND NOW, this 17 day of Oct. 1995, due to change in court shcedule this case has been rescheduled for dec. 19, 1995. c. R. No. 2, @ 2:30 p.m.

FOR THE COURT, Ann Walker, Ct. ADm.

Oct. 17, 1995, copies mailed byCt. Adm.

Dec. 28, 1995 Order filed. AND NOW, December 20, 1995, after hearing in respect to the defendant's appeal from a license suspension and the parties agreeing that the only issue is whether the defendant was properly requested to take a blood test and advised of the consequences of refusing to do so, we find that he was and accordingly his appeal is dismissed.

BY THE COURT:
Anthony J. Vardaro, J

Dec. 28, 1995 dist. to Stevens & Kuhar

1995

Halliday & Halliday
Michael Halliday

449.

SHIRLEY A. SIMCHECK

vs.

STATE FARM INSURANCE COMPANIES

Filed May 9, 1995
@ 9:28 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00

WRIT OF SUMMONS
Issued Sheriff

May 19, 1995 SHERIFF'S RETURN, filed. SERVED State Farm Insurance Companies on May 18, 1995 at 11:10 AM by handing a copy of the Summons to Rose Abbott, Receptionist at the business, R.D. #4, Box 3, Meadville, Crawford County, PA.
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

450

1995

Sue Ann Beck

450.

SUE A. BECK

vs.

CRAIG R. F. MURPHEY

Filed May 9, 1995
@ 1:21 PM

Tax & entry paid	50.50
User's Fee paid	10.00
1 Add'l Count paid	15.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 8-17-95	9.00

COMPLAINT UNDER DIVORCE CODE
EQUITABLE DISTRIBUTION OF MARITAL PROPERTY
1 copy atty.

May 22, 1995 Acceptance of Service filed. On this, the 17 day of May, 1995, Craig R. F. Murphey, the undersigned and defendant in the above captioned matter, hereby accepts service of the Complaint Under Divorce Code.

In addition, the parties to this divorce action herebywaive any objection to venue that might arise out of the filing of this action in Crawford County, Pennsylvania.

Craig R.F.Murphey
Sue A. Beck

Aug. 11, 1995 Affidavit of Consent of Defendant, filed.

Aug. 11, 1995 Affidavit of Consent of Plaintiff, filed.

Aug 11, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 21, 1995 AND NOW, this 18th day of August, 1995, it is ORDERED AND DECREED that SUE A. BECK, plaintiff, and CRAIG R. F. MURPHEY, defendant, are divorced from the bonds of matrimony, and said parties shall be at liberty to marry again.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the terms, provisions and conditions of a certain Agreement between the parties dated Aug. 5, 1995 attached hereto are hereby incorporated in this Decree and Order by reference as fully as though the same were set forth herein at length. Said agreement shall not merge with, but shall survive this Decree and Order.

BY THE COURT:
Gordon R. Miller, J.

INCAF

Barbara J.Beers
vs
Richard A.Beers

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of Record
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May 24, 1995 Motion for bond Reduction and ORDER filed. AND NOW,May 18, 1995 after consideration of the above motion, a hearing is scheduled for May22,1995 at 3:15 P.M. in Courtroom No. 3 Crawford County Courthouse,Meadville,PA.

FOR THE COURT
Ann A.Walker, Court Administrator

5-24-95 Copy to Attys. Sullivan & Gagliotti

May 24, 1995 ORDER filed. AND NOW, May 22, 1995 this matter is before the Court with respect to the Plaintiff's complaint for indirect criminal contempt for a violation of the Protection from Abuse Order.

An order was entered by President Judge Gordon R. Miller on May 15, 1995 and included paragraph No.2,which stated that the Defendant shall not go to the residence of the Plaintiff's parents' home.

Within approximately 45 minutes after that order was entered, the Defendant apparently called the Plaintiff's parents' residence and talked to the Plaintiff's father,and not being satisfied becaujse Plaintiff's father would not let him talk to her, the Defendant went to residence and was ultimately arrested.

He appears with counsel and does not deny the fact that he has violated the terms of that order and is therefore in contempt.

He is adjudicated in contempt of Court and in light of the fact he has spent 7 days incarcerated, no further incarceration will be imposed. He shall pay a fine of $200 to the Prothonotary of Crawford County, however, within 60 days of this order.

The Warden is authorized to release the Defendant forthwith and is strongly cautioned that his jail sentence has been minimized due to the fact that there is overcrowding in the Crawford County Jail and that any further violation of the PFA order resulting in contempt will be dealt with more appropriately.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

5-24-95 Copies dist. Sullivan, GAgliotti & Warden

November 28, 1995 Motion To Amend or Modify a Protection From Abuse Order and ORDER filed. AND NOW, this 28th day of November, 1995, upon receipt and review of the within motion to amend the Protection from Abuse Order of May 15, 1995, the amendment(s) and modification(s) set forth in said motion are hereby approved and made a Court Order.

A true and correct copy of this Order shall be delivered by the Prothonotary to PSP Corry and to County Control.

Any paragraphs of the original Order assessing costs on either party shall remain in full force and effect without change or modification.

BY ORDER OF COURT
Gordon R. Miller, J.

Nov. 28, 1995 FAXED Attys. Sullivan, Gagliotti; Corry SPD, County Control.

Feb. 23, 1996 Complaint for Indirect Criminal contempt for violation of Protection from Abuse Order, filed.

Feb.23, 1996 Re: Complaint for Indirect Criminal Contempt for Violation of Protection From Abuse Order. Assignment of Hearing date filed. AND NOW,February 23, 1996, the hearing regarding the complaint for indirect criminalcontempt in the above captioned case filed by the plaintiff has been scheduled for February 28, 1996, at 1:30 P.M., in Courtroom No. 1 or 2, at the Crawford County Courthouse, Meadville,PA

FOR THE COURT,
Ann A.Walker,Court Administrator

2-26-96 Faxed Co. Control & CorrySPD, given PD,mailed Plft & Deft. by Ct.Adm.

March 8, 1996 ORDER filed. AND NOW, Feb. 29, 1996, this matter is before the Court on the Plaintiff's complaint for indirect criminal contempt for a violation of a Protection from Abuse Order. This is the second contempt violation on the part of the Defendant with regard to this PFA order and the Defendant appears with counsel and admits that in fact he has violated the order.

Accordingly, he is adjudicated in contempt of court. For his contempt, he is sentenced to undergo imprisonment in the Crawford Co. Jail for a minimum term of 3 months and a maximum term of 6 months to be computed from Feb. 17, 1996. With the permission of the Work Release Coordinator, he is granted work release privileges whenever there is space available in the Work Release Section ofthe county jail.

In addition, the Defendant is fined the sum of $300 all of which must be paid within 90 days of the date of this order.

Further the Protection from Abuse order now in effect is extended for a period of 6 months from the date that it would have expired and the order entered by Judge Gordon R. Miller on Nov. 28, 1995 modifying the Protection from Abuse order is rescinded and not withstanding any language in that order or any portion of the Protection from Abuse order it is specifically directed that the Defendant may not go to the Plaintiff's residence at any time; and if he is at that residence, it shall be presumed by any law enforcement officer that he is in violation of the Court's order. If at some time the parties wish for the Defendant to be able to go the Plaintiff's residence they shall seek a modification of this order and the previous PFA order prior to him doing so.

The Prothonotary is directed to send a copy of this order to county control and to the PA. State Police Corry Barracks.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

March 8, 1996 Order FAXED Attys. Sullivan, Gagliotti, Corry PSP, Co Control; given Work Release.

1995

Rose Uber
vs
David Uber

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A true and correct copy of this Order shall be delivered by the Prothonotary to proper police agency and to County Control.

Any provisions of the Protection from Abuse Order of February 1, 1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J.Vardaro, J.

5-25-95 Faxed Co. Control, MCPD &Atty.Sullivan

1995

Kenneth Osborn
vs
Rose Monsour

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AD 1995 - 282

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Jun. 2, 1995 Sheriff's Return filed. SERVED Rose Monsour personally on June 1, 1995 at 3:15 PM by handing a copy of the Court Order to her at her place of employment, Deer Head Inn, 412 North Street, Meadville, Crawford County, PA.
So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Robert M.Stevens, Sheriff

13 June 7, 1995 Petition for full custody and visitation, filed.

14 June 7, 1995 ORDER, filed. AND NOW, June 5, 1995, it is ordered as follows:
1. The plaintiff's "Petition for Full Custody and Visitation" dated May 22, 1995 shall be filed of record in this action and shall be considered by teh mediator that was previously appointed. The plaintiff shall provide a true and correct copy of said petition for the defendnat.
2. The plaintiff's "Motion for Hearing before the Court" dated May 24, 1995 is denied as mediation has already been scheduled.
3. The plaitniff's "Motion for Physical and Mental Examination" is referred to the mediator and shall be included in the mediator's findings and recommendations.
BY THE COURT
Gordon R. Miller, P.J.

June 7, 1995 given Nelson & Plf.
June 9, 1995 sent to Dft.

15 Jun. 21, 1995 Petition for Appointment of Counsel filed.

16 Jun. 21, 1995 ORDER filed. AND NOW, June 20, 1995, the Plaintiff's petition for appointment of counsel in this custody action is denied without prejudice to him to seek counsel through Northwestern Legal Services, 231 Chestnut Street, Meadville, PA 16335
BY THE COURT:
Anthony J.Vardaro, J.

6-21-95 Copy to Pltf. & Deft.

17 Jun. 22, 1995 Motion for Reconsideration, filed.

18 Jun. 22, 1995 ORDER filed. AND NOW, June 21, 1995,the Plaintiff's motion for reconsideration of President Judge Gordon R.Miller's order of June 5, 1995 is denied.
This matter has been referred to us insofar as Judge Miller is not available at this time and we have reviewed the docket including the order of June 5, 1995.
It appears that essentially the Plaintiff wants to request a de novo hearing before the Court with regard to this matter and we have forwarded this day to him a letter from the Court Administrator including therein the appropriate Local Rules of Court.
BY THE COURT:
Anthony J. Vardaro, J.

6-22-95 Dist.to Osborn 6-28-95 Mailed copy to Deft.

19 June 30, 1995, Letter (Motion) for Reconsideration filed.

20 June 30, 1995, ORDER filed. AND NOW, June 28, 1995, the plaintiff's motion for reconsideration received by the Prothonotary on June 15,1995 is denied. It appears that the custody mediator has held a mediation conference and has made a recommendation. The plaintiff will receive a copy of that and will have a right under the local rules to request a hearing de novo. If he does that all of his concerns and his motion for reconsideration can be met at a hearing de novo. If he does not request a hearing de novo thenthe recommendations of the custody mediator shall become final.
BY THE COURT,
Gordon R. Miller, P.J.

7/3/95 to plaintiff; copy mailed to dft. on 7/6/95

21 Jul. 7, 1995 TEMPORARY ORDER filed. AND NOW, July 6, 1995,after Mediation and upon the recommendation of theChild Custody Mediator, it is Ordered and Decreed as follows:
1. Legal and physical custody of the subject minor child, Stacie Osborn, shall be with her Mother, Rose Monsour.
2. The Father,Kenneth Osborn, shall be permitted to telephone and/or write to the minor child and Mother shall not interfere in any manner withFather's efforts to contact the child. The Mother shall at all times provide Father with a current addrewss and telephone number for the child.
3. Neither parent shall say or do anything in an attempt to turn the child against the other parent, but rather shall do everything in the power of each to promote a favorable and loving attitude on the part of the child toward both parents.
4. Neither parent shall expose the child to any person or situation which may be harmful to the health, safety or well being of the child.
5. The cost of the mediation conference shall be equally divided between the parties, with the Father's share to be borne by Crawford County.
6. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.
BY THE COURT
Gordon R.Miller, J.

7-12-95 Copy to Pltf. & DEft.

22 July 13, 1995, Motion of Plaintiff to Be Returned to State Inst. and Order filed. ORDER: (Re: Defendant's Pro Se Motion to be Returned to State Institution) AND NOW July 13, 1995 the plaintiff's motion to be returned to state institution is denied insofar as it appears from the contents of the motion itself that the plaintiff still has unfinished business here in the Crawford County Courts.
BY THE COURT,
Anthony J. Vardaro, J.

7/13/95 copy to Osborn

23 July 14, 1995 Motion for De Novo Hearing filed.

24 July 14, 1995 Motion for Physical and Mental Examination filed.

25 July 14, 1995, Petition for Full Custody and Visitation filed.

26 July 14, 1995, ORDER filed. AND NOW, July 11, 1995 it is ordered as follows:
1. The de novo hearing shall be held on the 31st day of July 1995 at 9:15 a.m. in C. R. No. 3 of the CRawford County Courthouse.
2. The plaintiff's request to replace handwritten copies is denied. Both copies will be filed with the Prothonotary. The court cannot replace matters that have already been filed whether they be handwritten or not.
3. The defendant's request for a physical and mental examination of Stacie Osborn is denied as the defendant has not

Continued Page 473.

Betty L. Foringer
vs.
Harry (James) Foringer

CONTINUED FROM PAGE 445
of Record
A. D. 1995 - 445

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

5. A copyof this order shall be delivered to the appropriate police department and to Crawford County Control.

6. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine of not less than $100 nor more than $1,000 and a jail sentence of up to 6 months.

7. Costs in this case in the amount of $89.50 shall be paid by the Defendant to the Prothonotary of Crawford County within 30 days of the date of this order.

8. The Defendants shall, within 60 days of this order, pay counsel fees to the Plaintiff's counsel in the amount of $150.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

June 2, 1995 Faxed Co Control & Pa.SPD & Mason
June 6, 1995 sent Walker & Dft. & Plf

Sep. 26, 1995 ORDER filed. AND NOW, September 26, 1995,the Plaintiff appears with a new petitionseeking temporary relief under the Protection From Abuse Act. the order that we entered on May 30, 1995 at this number and term does not indicate an expiration date although it does indicate that the Plaintiff shall have exclusive possession of the marital home until 11:50 P.M. on September 30, 1995.

We do not remember the facts surrounding this order and why we did not put in a date that the order expires.

Also, the Plaintiff is making allegations that the Defendant may have been in contempt of the order from time to time although she has not filed a petition to that effect.

Under the circumstances, we are going to schedule further hearing for the purpose of determining how long our order of May 30, 1995 should be in effect.

That hearing will be scheduled for October 3, 1995 at 3:30 P.M. in Courtroom No.2, Crawford County Courthouse, before the undersigned.

In light of that hearing being scheduled, we will amend our order of May30, 1995 to the extent that the Plaintiff shall remain in exclusive possession of the marital home at 171Beaver Street in Springboro at least until time of this hearing.

The Prothonotary shall serve a copy of this order upon both counsel of record and the counsel for the Defendant shall be responsible forproviding a copy to his client.

Also, a copy of this order shall be provided to Crawford County Control and to the appropriate police agency.

BY THE COURT:
Anthony J.Vardaro,J.

9-26-95 FAxed Co.Control & Pa.SPD,given to Mason & Walker

Oct. 10, 1995 ORDER filed. AND NOW, October 3, 1995 this matter comes before the Court based on an order we entered on September 26, 1995 for the purpose of clarifying our order of May 30, 1995.

The Plaintiff appears without her attorney and the Defendant appears with Gregory Keenan, Esq. on his behalf.

We do have some recollection of the hearing of May 30, 1995 and we are satisfied that our intention at that time was that effective October 1, 1995 at midnight the Defendant would be permitted to return to the marital home whether or not the Plaintiff was present. Additionally, it's our recollection that although the order does not state it, that our intention was that the protection from abuse order should cease at that time.

Therefore, it is ORDERED AND DIRECTED this day that the protection from abuse order entered on May 30, 1995 is invalid effective immediately and ceases to exist and the Defendant may return to the marital residence any time after 12:00 noon on October 4, 1995. If the Plaintiff has changed the locks to that residence, which apparently she has, those shall be changed back by the time ore else the Defendant shall be provided with a key to the residence prior to noon on October 4, 1995, which may be done by providing the same to his counsel.

This order is without prejudice to any party to proceed in a manner through special relief in a divorce proceeding with regard to exclusive possession of the marital home.

A copy of this order shall be sent to the appropriate police agency and to County Control.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
Faxed 10-10-95-PaSpd & Co Control given Mason & Keenan

James Jefferson Dale
vs
Margo A.Dale

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of Record
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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 weekend partial custody 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.

Anne A.Walker, Court Administrator
Crawford County Courthouse
903 Diamond Park
Meadville, PA 16335
Tel: (814) 333-7498
Fax: (814) 336-4225

BY THE COURT
Gordon R. Miller,J.

Date: May 31, 1995
6-5-95 Faxed Attys. Lindsay & Walton

Jun. 13, 1995 TEMPORARY ORDER filed. AND NOW, this 9 day of June, 1995,after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,
IT IS HEREBY ORDERD AND DECREED THAT:
1. The parties shall share legal and physical lcustody of the subject minor child, Daniel Jordan Groce.
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 herebyauthorized to release to either party any and all confidential information which they mayhave regarding the subject minor child.
3. The Mediator advises the Court that he has had to adjourn the Mediation because he has had to request further information from the parties relating to the father's medical condition. The Mediator advises that the Mediation Conference will be reconvened as soon as the information has been provided. In the menatime,the Temporary Consent Order of Mayl7, 1995 shall continue in full force and effect. The father has advised the Court that the mother is not complying with the Order and does not let him see the child. The Court advises the mother that disobedience to a Court Order is a very grave matter and may involve severe punishment. TheCourt therefore directs the mother to obey the Order of May 17, 1995.
4. Costs and fees of this Mediation, which are fixed at $182.00 are assessed to Crawford County. The Mediator advises the Court that neither party is employed and both are indigent.
5. The Mediator is directed to reconvene the Mediation and conclude this matter promptly.
6. Either party may move the Court for a hearing de novo within ten (10) days from the date hereof. If neither party so moves,this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro,J.

6-19-95 Copies to Attys. Pineo, Lindsay & Walton

Jun. 21, 1995 Petition for Contempt and RULE TO SHOW CAUSE filed. AND NOW, this 20 day of june, 1995 this court hereby issues a RULE upon Respsondent Margo Dale, to show cause, if anyhe has, why she should not be held in contempt.
SAID RULE is returnable on the 19th day of July, 1995 in court room no. 2 at the Crawford County Courthouse at 10:00 A.M.

For the Court
Anthony J.Vardaro,J.

6-21-95 Faxed Lindsay & Walton, mailed Pltf.

Jun. 26, 1995 Motion to Withdraw Appearance and ORDER filed. AND NOW, this 23 day of June, 1995, upon presentation and consideration of the within Motion, the Plaintiff's counsel, Brian J. Lindsay, Esquire, is hereby authorized to withdraw his appearance on behalf of the Plaintiff in the above captioned case.

BY THE COURT:
Anthony J.Vardaro,J.

6-26-95 Faxed Walton & Lindsay

Jul 17, 1995 ORDER filed. AND NOW, July 7, 1995 this matter comes before the Court upon the Plaintiff's petition to hold the Defendant in contempt and upon the Plaintiff's petition for special relief.

The parties have had a partial mediation in front of William Pineo, Esq., resulting in a temporary order of June 9, 1995, indicating that custody of the minor child Daniel Jordan Groece shall be shared with respect to both legal and physical custody, and that pending further mediation, after certain medical records were available with respect to the Plaintiff, the parties would follow an order of May 17, 1995 which was a temporary consent order entered into by the parties through their counsel.

It is undisputed that since the time of that order, the Plaintiff has had none of the periods of temporary physical custody set forth in that order to occur each and every Saturday from 8 a.m. until 6 p.m. The Defendant's reason for not allowing those periods of temporary physical custody is that the order contemplated that if the Plaintiff was taking prescription pain mediation that interferes with his ability to function, he was to arrange for himself and the child to be in the presence of Don or Daisy Townsend.

The Plaintiff indicates that he has not been taking such medication and therefore he did not make those arrangements and he should be entitled to have temporary physical custody of the child.

The problem at this time is that the Defendant, through a release signed by the Plaintiff at the mediation, has obtained information from variious pharmacies indicating that the Plaintiff had had prescriptions filled for various medications at these pharmacies. The Plaintiff, on the other hand, presents evidence that he is apparently only, at least to the knwoledge of his doctor, taking Bicodine, which the Defendant admits would not impair him if that was all he was taking. In fact, he produces a drug screen from the middle of June 1995 indicating that that is all that was in his system.

Under all of these circumstances, we cannot find that the Defendant is in contempt and we have enough concern that we think before any definite period of temporary physical custody for the Plaintiff is established, the mediation should be finished and if the parties wish, a de novo hearing should be commenced.

We will allow temporary physical custody of the minor child to be with the Plaintiff pending further order of court with respect to that mediation, and/or de novo hearing, but we will only allow that if it is supervised. Specifically the Plaintiff shall be entitled to a period of temporary physical custody with the minor child each Saturday from 8 a.m. until 6 p.m. as contemplated in the temporary consent order of May 17th, 1995 and because he has not had periods of temporary physical custody, also each Sunday from 8 a.m. until 6 p.m. until this matter is resolved with a final order or further order of Court. However, those periods of temporary physical custody may only take place if the Plaintiff and the child will be in the presence of either Don or Daisy Townsend.

CONTINUED ON PAGE 464

William D. Harkness
vs.
William Penn

Record continued from page 11
of record
A.D. 1995 - 11

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June 7, 1995 Motion For Joinder Of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motion for joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidation of the actions into a signle action or a consolidation into a single actionfor purposes of trial after the cases at issue becuase it appears that these cases do arise out of a single series of transactions with similar questions of law and fact. We will not consolidate these matters automatically but will do so on motion of an interested party.

BY THE COURT,
Gordon R. Miller, J

June 7, 1995 faxed W. Wagner, J. Harvin and mailed Harkness

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered as follows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolidation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crwaford County Civil Rules with respect to the filing of motions and petitions. The defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an accurate manner.

BY THE COURT,
Gordon R. Miller

July 18, 1995 Faxed Harvin, mailed Pltf.

Nov. 1, 1996 Defendant's Motion for Judgment on the Pleadings, filed.

Nov. 1, 1996 Upon Praecipe of Defendant's attorney, this case placed on next Argument List, filed.

ON DECEMBER 1996 ARGUMENT LIST

Jan. 8, 1996 Memorandum and Order filed. AND NOW, January 8, 1997, defendant's motion for judgment on the pleadings is granted. Judgment is hereby entered in favor of the defendant and against the plantiff.
It is further ordered as follows:
1. The Court Administrator shall contact the Pennsylvania Board of Probation and Parole of Erie, shall talk to the plaintiff's parole officer and shall obtain the plaintiff's correct mailing address that the Board of Probation and Parole and the parole agent have for the plaintiff.
2. The Court Administrator shall send a true and correct copy of the Memorandum and Order in this case to the plaintiff at the address given to her by the plaintiff's state parole officer. Said mailing shall be by certified mail, delivery to addressee only, return receipt requested. The Court Administrator shall file a proof of service upon receipt of the return receipt for the mail article.
3. The plaintiff shallhave twenty (20) days after he receives this Memorandum and Order within which to file a petition for reconsideration. He may make any averments he wishes in said petition but he must make an averment or averments with respect to whether or not he received notice of the argument list or the argument on December 30, 1996; and all of the places he has resided since December 5, 1996 to December 30, 1996.
4. If the Court is satisfied that based upon the plaintiff's repreentations that he actually did have notice of the argument that was held on December 30, 1996 then the Court will not grant reconsideration on the basis of the nonappearance of the plaintiff at the argument.

BY THE COURT,
Gordon R. Miller, J

1-8-97 mailed Harvin & Wagner & (pltf by Ct. Adm.)

Feb 26, 1997 And Now, judgment has been entered in favor of the Defendant and against the Plaintiff pursuant to the Court's Memorandum and Order of January 8, 1997.
H - 174 JUDGMENT
Barbara H. King, Pro.

David Baker
vs
Deboarah Baker

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AD 1995 - 136

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Jun. 14, 1995 MEMORANDUM AND ORDER filed. ORDER. AND NOW,June 8, 1995, this matter is continued for further hearing on July 21, 1995,at 3:30 P.M. in Courtroom No. 2, before the undersigned. The Defendant mother shall produce Mark Moore to testifyand to be subject to cross-examination at that time.

BY THE COURT:
Anthony J.Vardaro, J.

6-14-95 Faxed Ferguson & Gregg

July 26, 1995 MEMORANDUM AND ORDER filed. AND NOW, July 24, 1995, the temporary order of April 13, 1995 entered in this matter after mediation before Kathleen Nelson, Esq., is affirmed in its entirety including, but not limited to, the language of Paragraph No. 7 of that temporary order.

Insofar as the parties agree that this matter will need further mediation due to the chilfen going to school in the fall, the matter is returned to Kathleen Nelson, Esq., Custody Mediator, for a hearing on Aug. 1, 1995 at 11:00 A.M. as prearranged by the parties.

This hearing will only take place if each party, prior to the hearing, deposits $75 with the Prothonotary for a total of $150.

BY THE COURT:
Anthony J. Vardaro, J.

July 26, 1995 Order to: Attys. Nelson, Ferguson and Gregg.

Aug 9, 1995 TEMPORARY ORDER, filed. AND NOW, August 9, 1995, 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 children, William David Baker and Matthew Thomas Baker, 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 children 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 children such as education, religious instruction and medical treatment.

2. Primary physical custody of William d. Baker and Matthew T. Baker shall be with their Mother, subject to the following conditions:

a. The Father shall be permitted to visit and take the children into his temporary physical custody every other weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m.

b. Holiday visitation shall be arranged as follows:

i. Easter: There shall be two Easter holiday visitation perids, the first beginning on Good Friday at 9:00 a.m. and ending Holy Saturday at 6:00 p.m., and the second beginning on Holy Saturday at 6:00 p.m. and ending on Easter Sunday at 6:00 p.m. In 1996, the Father shall have the first visitation period and the Mother the second and the parties shall thereafter alternate.

ii. Thanksgiving: There shall be two Thlanksgiving holiday visitation perids, the first beginning on the Wednesday preceding Thanksgiving at 6:00 p.m. and ending on the Saturday following Thanksgiving at 1:00 p.m. and the second beginning on the Saturday following Thanksgiving at 1:00 p.m. and ending the Monday following Thanksgiving at 6:00 p.m. In 1995, the Father shall have the first visitation period and the Mother the second and the parties shall thereafter alternate.

iii. Christmas: The parties shall agree between themselves as to how the Christmas vacation period will be divided. In the absence of an agreement, the children shall be in the custody of their Mother from the dismissal of school on the last day preceding the Christmas holiday until December 26th at 7:00 p.m., and shall be in the custody of their Father from December 16th at 7:00 p.m. on the evening preceding their return to school.

c. Beginning with the summer of 1996, Father shall be entitled to take the children into his custody beginning one week after school has dismissed for the year until one week prior to the commencement of the next school year. During the Father's summer custodial period, the Mother shall be permitted to visit with the children during one week end in each of the months of June, July and August from Friday at 6:00 p.m. until Sunday at 6:00 p.m. By Memorial Day of each year, Mother shall give the Father notice of the summer weekends she has selected.

3. In the absence of an agreement between the parents to do other wise, transportation of the children on weekends, holidays and summer visits shall be shared between the parents with the parent receiving custody of the children to provide transportation.

4. The parent then having physical custody of the children shall make them available at 7:30 p.m. each evening in order to receive a telephone call from the non-custodial parent.

5. Neither parent shall use illegal drugs or alcohol at a time when that parent has the care and custody fo the subject minor children.

6. Neither parent shall say or do anything ina n attempt to turn the children agaisnt the other parent, nor shall they permit oher persons to do so, but rather shall do everything in the power of each to promote a favorable and loving attitude on the part of the children toward both parents.

7. Neither parent shall expose the children to any person or situation which may be harmful to the health, safety or well being of the children.

8. Each parent shall inform the other parent immediately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephone number.

9. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the children and may modify the herein custody arrangements if said modifications are by mutual ocnsent only; otherwise, the provisions contained herein shall govern.

10. The cost of the mediation conference shall be equally divided between the parents. Each parent shall make payment in the amount of $16.50, representing his/her one-half of the balance due after paymetn of their $75.00 deposits, to the Prothonotary of Crawford County aid payments shall be made within ten days of the date of this Order.

11. This Order is a Temporalry Order but shall become a permanent Order unless exceptions thereto are filed by either parents within 10 days of the date hereof.

BY THE COURT:
Anthony J. Vardaro, J.

Aug. 21, 1995 Faxed Ferguson, Gregg, Nelson, sent Plf. & Dft.

Aug. 22, 1995, Motion of plaintiff for a Hearing De Novo and Order of Court filed. ORDER: AND NOW Aug. 16, 1995 hearing de novo is set for Oct. 25, 1995 atl:30 p.m. in C. R. No. 2.

by the court,
Gordon R. Miller, J.

8/22/95 faxed to Ferguson and Gregg

NOv. 27, 1995 Exhibits filed.

Nov 22, 1995 Memorandum and Order, filed. AND NOW, November 21, 1995, after a de noveo hearing, it is ordered and decreed as follows:

1. Legal custody of the subject minor children, William David Baker and Matthew Thomas Baker, 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 children held by a third party including, but not limited to, school records and medical records and each parent shall have esqual imput regarding important decisions affecting the children such as education, religious instruction and medical treatment.

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William Harkness
vs.
Rick Cremonese

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of record
A.D. 1995 - 13

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June 7, 1995 Motion For Joinder Of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motion for joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidation of the actions into a signle action or a consolidation into a single actionfor purposes of trial after the cases at issue becuase it
appears that these cases do arise out of a single series of transactions with similar questions of law and fact. We will not consolidate these matters automatically but will do so on motion of an interested party.

BY THE COURT,
Gordon R. Miller,
J

June 7, 1995 faxed W. Wagner, J. Harvin and mailed Harkness

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered as follows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolidation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crwaford County Civil Rules with respect to the filing of motions and petitions. The defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an accurate manner.

BY THE COURT,
Gordon R. Miller

July 18, 1995 Faxed Harvin, mailed Pltf.

Nov. 1, 1996 Defendant's Motion for Judgment on the Pleadings filed.

Nov. 1, 1996 Upon Praecipe of Defendant's attorney, this case placed on next Argument List, filed.

ON DECEMBER 1996 ARGUMENT LIST

Jan. 8, 1996 Memorandum and Order filed. AND NOW, January 8, 1997, defendant's motion for judgment on the pleadings is granted. Judgment is hereby entered in favor of the defendant and against the plantiff.
It is further ordered as follows:
1. The Court Administrator shall contact the Pennsylvania Board of Probation and Parole of Erie, shall talk to the plaintiff's parole officer and shall obtain the plaintiff's correct mailing address that the Board of Probation and Parole and the parole agent have for the plaintiff.
2. The Court Administrator shall send a true and correct copy of the Memorandum and Order in this case to the plaintiff at the address given to her by the plaintiff's state parole officer. Said mailing shall be by certified mail, delivery to addressee only, return receipt requested. The Court Administrator shall file a proof of service upon receipt of the return receipt for the mail article.
3. The plaintiff shallhave twenty (20) days after he receives this Memorandum and Order within which to file a petition for reconsideration. He may make any averments he wishes in said petition but he must make an averment or averments with respect to whether or not he received notice of the argument list or the argument on December 30, 1996; and all of the places he has resided since December 5, 1996 to December 30, 1996.
4. If the Court is satisfied that based upon the plaintiff's repreentations that he actually did have notice of the argument that was held on December 30, 1996 then the Court will not grant reconsideration on the basis of the nonappearance of the plaintiff at the argument.

BY THE COURT,
Gordon R. Miller, J

1-8-97 mailed Harvin & Wagner & (pltf by Ct. Adm.)

Feb 26, 1997 And Now, judgment is entered in favor of the Defendant and against the Plaintiff pursuant to the Court's Memorandum and Order of January 8, 1997.
H - 174 JUDGMENT
Barbara H. King, Pro.

1995

Mark A. Neiswonger
vs.
Nicole Lynn Quear

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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 Order shall govern.

11. Costs and fees of this Mediation, which are fixed at $182.00, are divided equally between the parties. The Mediator notes for the Court that the mother is indigent and her share is assessed to Crawford County. The father's share is assessed to him as costs in this case.

12. The deposit required for the appointment of the Custody Mediator was made by the father. The deposit shall first be applied against the father's share of costs and the remainder, if any, shall be remitted to him. The mother's share of costs and fees shall be paid for her by Crawford County to the prothonotary of Crawford County within thirty (30) days of the date of this Order.

13. Either party may move the Court for a hearing de novo with ten (10) days from the date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro, J.

June 21, 1995 Faxed Pineo, Truax & Brode, sent Plf. & Dft.

Deborah M.Harnett
vs
Roger D.Morris

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On May 15, 1995, the Plaintiff filed a motion to vacate the Protection from Abuse order. Accordingly, we will at this time dismiss this complaint for indirect criminal contempt; and we will sign an order vacating the Protection from Abuse order entered on April 7, 1995.

The Plaintiff is cautioned that her complaint originally alleged an intentional act by the Defendant causing causing an injury to her face; and as a result of her complaint, the Pennsylvania State Police were involved through a Trooper. Additionally, the District Justice was involved. In the future, we would expect that she would only make legitimate complaints that she intends to follow through on. Particularly, when they involve the time of the Pennsylvania State Police and the Court system.

The Prothonotary is directed to release the $1,000 bond posted by the Defendant.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

5-17-95 Faxed Pa.SPD, Co.Control, mailed Pltf. given Hatheway

May 17, 1995 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW,this 16 day of May, 1995 upon receipt and review of theplaintiff's motion to vacate and terminate the Protection from Abuse OrderofApril 7, 1995, said motion is granted and the Protection from Abuse Order is hereby vacated and terminated.

A true and correct copy of this Order shall be delivered by the Prothonotary to PSP Meadville and to County Control.

Any provisions of the Protection from Abuse Order of April 7,1995 assessing court costs shall remain in full force and effect without change or modification and the party or parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF COURT
Anthony J. Vardaro, J.

5-17-95 Faxed Pa.SPD &Co. Control, mailed Pltf. & faxed Hatheway

ERIC JAMES TITCH

VS.

JENNIFER JO TITCH

RECORD CONTINUED FROM PAGE 235

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3) 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.

4) 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.

5) 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 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.

6) 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.

7) 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.

8) Either party may request a review of this order on or after Aug. 15, 1995 or upon any material change in circumstances.

9) The father is encouraged to secure parental counseling from the Center for Families in Change, located at 996 S. Main St., Meadville, PA 16335; telephone number (814) 336-4312.

10) Costs and fees of this Mediation, which are fixed at $210.00 ($60.00/hr. x 3.5 hrs.) and the $9.00 Court Order filing fee are to be paid by Crawford Co., for the reason that the mother is unemployed and the father's take home pay is a modest $155.00 per week.

11) Either party may move the Court for a hearing de novo within ten (10) days from the date hereof. If neither party so moves, this Order shall be considered permanent.

BY THE COURT,
Gordon R. Miller, J.

May 22, 1995 Copy of Order mailed plf. and deft.

William D. Harkness
vs.
Dale Wimer

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of record
A.D. 1995 - 17

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June 7, 1995 Motion For Joinder Of Defendants filed.

June 7, 1995 Order filed. AND NOW, June 5, 1995, upon receipt and review of the plaintiff's motion for joinder of defendants in each case it is ordered as follows:
1. The motion for joinder is denied becuase separate lawsuits already exist.
2. The Court will consider a consolidation of the actions into a signle action or a consolidation into a single actionfor purposes of trial after the cases at issue becuase it
appears that these cases do arise out of a single series of transactions with similar questions of law and fact. We will not consolidate these matters automatically but will do so on motion of an interested party.

BY THE COURT,
Gordon R. Miller,
J

June 7, 1995 faxed W. Wagner, J. Harvin and mailed Harkness

July 18, 1995 Motion For Consolidation of Actions filed.

July 18, 1995 Order filed. AND NOW, July 17, 1995, upon receipt and review of the plaintiff's motion for consolidation of actions filed in each of these cases it is ordered as follows:
1. The motion for consolidation is denied. Any interested party may file a motion or petition for consolidation in the future after the cases are at issue, that is after all of the pleadings are concluded and any discovery completed or nearly completed.
2. The Prothonotary shall send the plaintiff one blank form marked Exhibit L206, the notice and certification required by the Crwaford County Civil Rules with respect to the filing of motions and petitions. The defendant is advised that that form must accompany every motion and petition he files. Furthermore the form must be completed in all relevant respect in an accurate manner.

BY THE COURT,
Gordon R. Miller

July 18, 1995 Faxed Harvin, mailed Pltf.

Nov. 1, 1996 Defendant's Motion for Judgment on the Pleadings, filed.

Nov. 1, 1996 Upon Praecipe of Defendant's attorney, the above case placed on next Argument List , filed.

ON DECEMBER 1996 ARGUMENT LIST

Jan. 8, 1996 Memorandum and Order filed. AND NOW, January 8, 1997, defendant's motion for judgment on the pleadings is granted. Judgment is hereby entered in favor of the defendant and against the plantiff.
It is further ordered as follows:
1. The Court Administrator shall contact the Pennsylvania Board of Probation and Parole of Erie, shall talk to the plaintiff's parole officer and shall obtain the plaintiff's correct mailing address that the Board of Probation and Parole and the parole agent have for the plaintiff.
2. The Court Administrator shall send a true and correct copy of the Memorandum and Order in this case to the plaintiff at the address given to her by the plaintiff's state parole officer. Said mailing shall be by certified mail, delivery to addressee only, return receipt requested. The Court Administrator shall file a proof of service upon receipt of the return receipt for the mail article.
3. The plaintiff shallhave twenty (20) days after he receives this Memorandum and Order within which to file a petition for reconsideration. He may make any averments he wishes in said petition but he must make an averment or averments with respect to whether or not he received notice of the argument list or the argument on December 30, 1996; and all of the places he has resided since December 5, 1996 to December 30, 1996.
4. If the Court is satisfied that based upon the plaintiff's repreentations that he actually did have notice of the argument that was held on December 30, 1996 then the Court will not grant reconsideration on the basis of the nonappearance of the plaintiff at the argument.

BY THE COURT,
Gordon R. Miller, J.

1-8-97 mailed Harvin & Wagner & (pltf by Ct. Adm.)

Feb 26, 1997 And Now, enter judgment in favor of the Defendant and against the Plaintiff pursuant to the Court's Memorandum and Order of January 8, 1997.
H - 174 JUDGMENT
Barbara H. King, Pro.

1995

Scott Harold Carpenter

vs.

Kristy Allen

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6. The parties shall split responsibility for transportation with the party receiving the child in the exercise of his orher rights picking up the child at the home of the other. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance withthe laws of Pa.

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 any time when said party has the care and custody of the subject minor child. The parties are cautioned that medical research has indicated that tobacco is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile inwhich the child is being transported or in the bedroom ofthe child.

9. Neither partyshall do or say anything to blacken the character ofthe other in the child's estimation.

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 arrangemens shall be by mutual consent only, in the absence of which this order shall govern.

11. Costs and fees of this mediation which are fixed at $182.00, are divided equially betweenthe parties with a share of eachis assessed to him or her as costs in this case. The mediator notis for the court that the mother is receiving public assistance and therefore her share shall be paid by Crawford County.

12. 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 theCCourt,
Anthony J. Vardaro, J.

Apr. 21, 1995, copies to Attys. Pineo, Kirkpatrick and dft.

May 15, 1995 Motion for Hearing De Novo and ORDER filed. AND NOW, this 12th day of May, 1995,uponnpresentation and consideration of the within Motion, de novo hearing is scheduled in this matter for the 21st day of July, 1995, at 9:00 A.M. in the Court of Common Pleas of Crawford County,Pennsylvania.

The Motion and Order shall be served upon the respondent Scott Harold Carpenter and upon counsel of record Maryann Kirkpatrick, Esq. by 1st class mail.

BY THE COURT,
Gordon R.Miller,J.

5-15-95 Faxed Kirkpatrick, Brode & Pineo

May 17, 1995 Motion for Leave to Withdraw Appearance and ORDER filed. And, Now, May 16, 1995, the motion for withdrawal of Appearance is granted.

By the Court:
Gordon R.Miller,J.

5-17-95 Faxed Kirkpatrick & Brode

Jun. 2, 1995 Consent Custody Agreement and ORDER filed. AND NOW, this 31st day of May 1995, upon presentation and consideration of the attached Custody Consent Agreement, the Court orders the same.

The Court further orders that the de novo hearing previously set in this matter for July 21, 1995, be discontinued.

By the Court,
Gordon R.Miller, J.

6-5-95 Faxed Kirkpatrick. 6-6-95 Faxed to Attys. Pineo & Brode

James Jefferson Dale
vs.
Margo A. Dale

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Prior to each period of temporary physical custody, Don or Daisy Townsend shall telephone the Defendant by 5 p.m. on the Friday before the weekend and advise her specifically as to when they will be available on that weekend to be with the Plaintiff and the child and the Defendant is ORDERED and DIRECTED to provide custody of the child to the Plaintiff for any such period up to the maximum on each weekend of 8 a.m. until 6 p.m. on both Saturday and Sunday. If the Defendant does not receive a direct telephone call from Don or Daisy Townsend by Friday at 5 p.m. to verify when they will be available and will be with the child and the Plaintiff, the period of temporary physical custody for that weekend, on both Saturday and Sunday, will not occur.

Insofar as the temporary order of June 9, 1995 does provide for shared legal and physical custody, the Defendant is ORDERED and DIRECTED to advise the Plaintiff of such information as may be contemplated by Paragraph 2 of that order of June 9, 1995.

A copy of this order shall be provided to William Pineo, Esq., the Mediator, and he is ORDERED and DIRECTED to schedule further mediation in this matter as soon as possible without delay.

In all respects in which this order does not modify the temporary consent order of May 17, 1995 and the temporary order of June 9, 1995 they are affirmed.

The Defendant does not have a telephone so any telephone call made by Mr. or Mrs. Townsend shall be made to the Defendant's brother's telephone numnber, which has beenprovided to the Plaintiff, and a message shall be left for the Defendant. The Defendant shall make sure that she checks for such message on Friday evening so she knows the status of the weekend periods of temporary custody.

This order is entered after a brief hearing before the Court and this Court does not know all of the facts or circumstance sin this case and it is not the Court's intention to influence the decision of the mediator or any Court hearing this matter de novo, and this order should not do so.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

July 17,1995 copies dist to Walton & Plf.

Aug 11, 1995 TEMPORARY ORDER, filed. AND NOW, this 11 day of August, 1995, 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 custody of the subject minor child, Daniel Jordan Groce, is hereby awarded to his mother, Margo A. Dale.

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 minro child. Health care, school personnel, and other care providers are hereby author8ized to release to either party any and all confidential information which they may have regarding the subject minor child.

3. The father shall have visitation and temporary physical custody on one weekend day each weekend, except for the last full weekend of each month, from 9 A.M. to 6 P.M., provided that the Plaintiff and the child will be in the presence of either Don or Daisy Townsend. Prior to each period of temporary physical custody, Don or Daisy Townsend shall, if they are going to be available, telephone the Defendant by 5 P.M. the Friday before the weekend and advise her specifically as to whens they will be available on that weekend. The Court emphasizes that the availability of Don or Daisy Townsend is strictly voluntary with them and they are under no duty whatever to make themselves available to supervise the visits. If either of the Townsends are available, then the Defendant is ordered and directed to provide custody of the child to the Plaintiff for any such period up to the maximum on each weekend of 9 A.M. to 6 P.M. on one weekend day. If the Defendant does not receive a direct telephone call from either of the Townsends by Friday at 5 P.M. to verify that they would be available and will be with the child and the Plaintiff, then the Defendant canassume that neither of the Townsends will be available. However, in such case, the father shall have the right of visitation with the child at the home of the mother on Sunday afternoon from 3 P.M. to 4 P.M. The mother shall arrange the child's nap time and so forth so that he is available for this visitation.

4. Should it be necessary for either party to cancel or modify the visitation as set out in this Order, the party seeking cancellation or modification shall notify the other party a 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 alternatiave arrangements.

5. The father shall be responsible for all transportation necessitated by the exercise of his or her rights under this Order. Any person transporting the child shall make sure the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

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 children.

7. Neither party shall use illegal drugs or be under theinfluence of alcohol at any time when said party has the care and custody of the subject minor child. The parties are cautioned that medical research has indicated that tobacco smoke is injurius to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the same room as the child, in a closed automobile in which the child is being transported,or in the bedroom of the child.

8. 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.

9. Costs and fees of this mediation, which are fixed at $122.00 are assessed to Crawford County. The Mediator advises the Court that neither party is employed and that both are indigent.

10. Neither party is to move the subject minor child from Crawford County, Pennsylvania. The parties are reminded that removal aof the child from the jurisdiction of this Court will constitute a violation of the Pennsylvania Criminal Code, and if said removal is to another state, that is may constitute a violation of the United States Criminal Code.

11. Either party may move the Court for a hearing de novo within ten days from the date hereof. If neither party so moves, this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro, J.

Aug 22, 1995 Faxed Pineo & Walton, sent Plf. & Dft.

Aug. 11, 1995 Request for De Novo Hearing and Order, filed. And now, this 11 day of August, 1995, in consideration of plaintiff's Request For Hearing De Novo, the same is hereby set for the 25th day of Oct. 1995, at 9:15 o'clock a.m., in Courtroom 1 or 2 of the Crawford County Courthouse.

BYTHE COURT,
Anthony J. Vardaro, J.

Aug 22, 1995 Faxed Pineo & Walton, sent Plf.

Aug 25, 1995 Petition for Special Relief and Order, filed. AND NOW, this 25 day of August, 1995, upon consideration of the enclosed Petition for Special Relief, it is hereby ORDERED, ADJUDGED AND DECREED that:

1. The custody ordr dated Aug. 11, 1995 shall be modified so that visitation would take place at either the park in Cochranton or in clement weather at a restaurant referred to as "Rick's Place".

2. All other provision of the Order shall remain into effect.

By the Court:
P. Richard Thomas, S.J.

Aug 28, 1995 Faxed Walton, Pineo
Aug. 30, 1995 sent Plf.

Continued on Page 482

1995

Millard Davis

vs.

Billie Jean Bower Davis

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of

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Apr. 11, 1995, Motion for Leave towithdraw Appearance and Order filed. ORDER: AND NOW, Apr. 11, 1995, the motion for withdrawal of appearance is granted. (appearance of Mary Ann Kirkpatrick, Esq for plff)

By the Court,
Anthony J. Vardaro, J.
Apr. 11, 1995 copies faxed to Walton and Kirkpatrick.

April 28, 1995 Millard Davis, plaintiff files appearance on behalf of himself, filed.

June 27, 1995, Motion for Appointment of Master in Divorce filed. (see order below)

June 30, 1995, ORDER: AND NOW June 29, 1995, upon consideration of the Plaintiff's motion for appointment of master in divorce, we decline to appoint a Master insofar as the plaintiff has stricken various parts of that form motion so as to not provide information necessary and required before a master may be appointed.

This order is without prejudice to either party tor equest the appointmnet of a master ina an apporpriately completed motion filed with teh court.

BY THE COURT:
Anthony J. Vardaro, J.
6/30/95 copies dist. to plff and Walton.

Aug. 7, 1995 Appearance of Shafer, Swick, Bailey, Irwin, Stack & Millin by James R. Irwin for Plaintiff filed.

Aug. 11, 1995, Motion to Appoint Child Custody Mediator and Order filed. ORDER: You Billie Jean Davis have been sued in court to obtain custody of Alexander J. Davis.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson for a mediation conference.

If you fail to appear asprovided by this order, an order for custody, partial custody or visitation may be entered against you or thecourt may issue a warrant for your arrest.

You should take this apper to your lawyer at once. If you do not have a lawyer orcannot afford one, go to or telephone the office set forth to find out where you can get legal help.

Ct. Adm. courthouse, Meadville, Pa. 16335 814 336-1151 ext. 298

Date: 8/11/95 Anthony J., Vardaro, J.

8/11/95 faxed to Irwin, Walton, Nelson. (copy to Nelson)

Oct.11, 1995, Affidavit of Consent of plaintiff filed.

Oct. 13, 1995, STIPULATION AND CONSENT TO ENTRY OF CUSTODY ORDER filed.

Oct. 13, 1995 ORDER filed. AND NOW, this 12 day of October, 1995, 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, Billie Jean Bower Davis and the father, Millard Davis.

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 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 natural mother shall have primary physical custody of the aforementioned minor child.

4. At a minimum, Father shall temporary physical custody on the third weekend of each month from Friday at 7:00 p.m. until Sunday at 7:00 p.m. Additionally, Father shall have the right to take the child into his custody one day per week. Said day shall be agreed upon between the parties, and if no agreement is reached Wednesday shall be the day scheduled for this visitation.

5, In addition, Father shall be entitled to have temporary custody of the child for one week during the child's Child's Christmas or Spring vacation from school, and three (3) weeks during the child's summer vacation.

6. Holiday visitation shall be arranged as follows:

A. Even numbered years, Father shall have custody of the child on the child's birthday, Easter, Fourth of July, Halloween and Christmas.

B. Odd numbered years the child shall be with Father on the following holidays, New Year's Eve, New Year's Day, Memorial Day, Labor Day and Thanksgiving.

C. Mother shall have custody of the child at all other times not mentioned in this agreement.

D. The child shall spend Father's Day with his father from 9:00 a.m. to 7:00 p.m. and Mother's Day with his mother during the same hours.

6. The holiday visitation schedule shall take precedence over the other provisions of this order relation to the custodial or visitation periods.

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 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 alternate visits or to make alternate arrangements.

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 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 or permit others to do so 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 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. The Prothonotary shall deduct the Mediation fee and costs of $9.00 for the Court Order from the defendant and pay the balance to the Plaintiff.

BY THE COURT:
Anthony J. Vardaro, J.

Oct. 13, 1995 Order FAXED Atty. Walton, Nelson

Oct 24, 1995 Sent Plf + Dft

- Continued on Page 483 -

Rachelle L. Lyon
vs.
Jack S. Burford,Jr.

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Apr 13, 1995 ORDER, filed. AND NOW, April 13, 1995 after mediation conference before John Fuller, Esquire, and on agreement of the parties, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Jack S. Burford, III, and Jeniffer L. Burford 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 effecting the children such a the education, medical treatment and religious instruction of the subject children.

II. Physical custody of Jack S. Burford, III shall be with his father, subject to the following conditions:

A. The mother shall be entitled to visit and take the child into her custody every other weekend from 5:00 o'clock p.m. on Friday to 5:00 o'clock p.m. on Sunday, beginning April 21, 1995.

Custody of Jack S. Burford, III shall also be with his mother on Mother's Day (9:00 - 5:00); the child's birthday (9:00 - 5:00); Thanksgiving Day on odd numbered years (9:00 - 5:00); Christmas Eve every year (1:00 - 8:00); Christmas Day on even numbered years and October 31 (5:00 - 9:00).

III. Physical custody of Jeniffer L. Burford shall be with her mother, subject to the following conditiions:

A. The father shall be entitled to visit and take the child into her custody every other weekend from 5:00 o'clock p.m. on Friday to 5:00 o'clock p.m. on Sunday, beginning April 14, 1995.

Custody of Jeniffer L. Burford shall also be with her father on Easter (9:00 - 5:00); Father's Day (9:00 - 5:00); the child's birthday (9:00 - 5:00); Christmas Day on odd numbered years (9:00 - 5:00); and Trick or Treat Day (5:00 - 9:00)).

IV Beginning with the Summer of 1995, Jack S. Burford, III shall be in the custody of his mother for a period of two (2) weeks beginning July 1, and Jeniffer L. Burford shall be in the custody of her father for a two (2) week period beginning August 1.

V. A. Transportation of the children on weekends, holidlays and Summer visits shall be furnished by the father. Initially, (while mother is in the Greenhoue) custody exchanges shall be at Taco Bell.

B. 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 parent s.

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

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

VI. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within twenty (20) days of the date hereof.

VII. Csot of the mediation conference will be paid by Crawford County. Anthony J. Vardaro, J.
Apr. 25, 1995 Faxed J. Fuller, sent Plf. & Dft.

December 9, 1998 Petition to Modify Existing Child Custody Court Order and Order and NOtice and Notice and Order to Appear filed. And Now, this 8 day of December 1998 it is ordered and decreed that the paretns in this matter shall saitisfactorily complete the Seminar for Separating Parents in accordance with Crawford County Civil Rule L1930. Applications for the seminar may be obtained at the Center fro Family Services, Inc. at 213 Center St, meadville, PA 16335; The Prothonotary at the Crawford County Courthouse; or the Court Administarator at the Crawford County Courthouse. Application for attendance at the smeinar must be made by the plaintiff or petitioner within 15 days after the pleading or petition is filed; and by the defendant or respondent within 15 days after he or she is served with the pleading or petition. THE SEMINAR MUST BE COMPLETED WITHIN FORTY-FIVE (45) DAYS AFTER APPLICATION. FAILURE TO ATTEND THE SMEINAR 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 etiehr aprty has any questions about htis seminare he/she should consult an attorney or refer to the Crawford County Civil R Rules of Court that are available in teh Prothonotary's Office adn in the Crawford County Law Library or contact the cetner for Family Services, Inc.

By the Court
Atnhony J. Vardaro, J.

12/9/98 DsitHatheway & faxed Fuller
You, Rachelle L. Lyon have been sued in court regarding the custody of Your children, Jack S. Burford III age 6, born 10/24/92 and Jennifer Burford age 4, born 7/13/94.
You are ordered to appear in person for a child Mediation conference at the Crawford County Courthouse in Meadville, PA 16335 befoe John Fuller, Esq. Child Custody Mediator. The date and time fo the Child Mediation Conference will be scheduled by the Child Custody Mediator. The Child Custody Mediator chosen in your case will contact you and inform you of the date and time fo the Child Mediation Conference.
If you fail to appear as provided by this Order an Order for Custody 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.

Court Administrator, Courthouse
Meadville,PA 16335
Telephone No: (814)333-7498

AMERICANS WITH DISABILITES ACT OF 1990
The Corut of Common Pleas of Crawford County is required by law to comply with the Americans with Disabilities Act of 1990. Fro information about accessible facilities and reasonable accommondations available to disabled individuals having business before the Corut, please contact the Corut Administrator's Office. All arranagements must be made at least 72 hours prio to any hearing or business before the Court. You must attend the scheduled conference or hearing.

By the Court
Anthony J. Vardaro, J.
Date 12/8/98 12/9/98 Dist. Hatheway / Faxed Fuller

Decmeber 11, 1998 Petition for Emergency Special Relief and Order Filed. And Now, this 11 day of Decmeber 1998 upon presentation and consideration of the defendant's petition for emergency special relief said petition is hereby granted. Specifically it is hereby ordered and directed thata the Palintiff mother, Rachelle L. Lyon shall not remove the parties daughter Jennifer from her school Conneaut Lake Head Start from not until the child Custody Mediation Conference. Further, it is ordered that the mother is not permitted to take Jennifer outside of Crawford county from now until the child Custody Mediation Conference.
The fahter shall have temporary physical custody of the parties daughter,Jennifer until the Child Custody Mediation Hearing This order is not intended to sway the appointed child custody mediator in any way at the up-coming child custody mediation hearing.
The mother shall have temporary physical custody of the child every Saturday from 1 pm to 5 pm pending mediation.

By the Court
Anthony J. Vardaro

12/11/98 faxed Hatheway and mailed pltf.

December 14, 1998 Affidavit of Service filed. I, Edward J. Hatheway, Esq. after being duly sworn according to law, do hereby certify that I did on Dec. 7, 1998 serve a certified date stamped copy of the Defednants Petition to Modify the Existing Child Custody Court Ordera copy of his Petition for special Relief an application form to attend a seminar entitled "Seminar for Separating Parents and a brochure explaining about the seminar upon the Plaintiff,Rachelle L. Lyon by restricted mail and that she received the same on Dec. 9, 1998 Edward J. Hatheway Attyfor Deft.

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Rachelle L. Lyon
vs
Jack S. Burford Jr

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December 22, 1998 Certificate of Completion of Seminar for Separating Parents Filed. (Rachelle L. Lyon)

Feb. 1, 1999 Order filed. And now, Feb. 1, 1999 after mediation conference before John Fuller, Esq. It Is Ordered and Decreed as follows, To-Wit:
I. Legal custody of Jack S. Burfor, III and Jennifer L. Burford shall be with their father, the defendant herein.
II. Physical custody of Jack S. Burford III and Jennifer L. Burford shall be with their father, subject to the following conditions:
A. The mother shalal be entitled to visit the children on the first, second and fourth Saturday of each month from 3pm to 5 pm beginning Feb. 6, 1999. Such visits shall take place at the home of Shirley Ingmire, unless father agrees otherwise
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 agreement to the contrary, the children shall be in the custody of the father on the afoesaid holidays until 1 pm and in the custody of the mother on the aforesaid holidays from 1 pm to 5 pm
C. Both Saturday visits and holiday visits shall take place at the home of shirley Ingmire unless both parents agree otherwise.
D. Transportation of the children on Saturdays and holiday vissits 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 towards both parents.
F. Niether 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 agree to inform the other immediately of any illness or injury regarding the children and both parent agree to furnish the other with a current telephone number.
H. Rachelle L. Lyon and Jack S Burford Jr are hereby ordered to register for, and complete, the Seminar for Separatin Parents as required by Crwford county Civil Rule L1930, if you have not already attended within 30 days from this order or shall be subject ot the sanctions permitted by rule and law including contempt fines and possible incarceration.
III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within 20 days of the date hereof.
IV. The fees $210.00 and costs $9.00 court order filing fee and $2.77 certified mail in this case are to be paid as follows: A. The father has deposited with the Prothonotary the requested $200.00 which shall be partially applied toward the fees and costs. The prothonotary is hereby directed to refund to father $89.11.
B. Crawford County shall within 0 days of the date of this order pay the Prothonotary $110.88 representing mother's share of teh fees and costs.

Gordon R. Miller, J.

2/2/99 Faxed Fuller & Hatheway 2/22/99 Copy to Plaintifff

1995

Jennifer E.Atkins (Children Sean& John Atkins)
vs.
John Mark Lyons

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9. The Court costs in the amount of $102.50 shall be split by the parties, with each party paying $51.25 no later than April 24, 1995.
10. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable ground to believe that it has been violated.
11. A copy of this Order shall be delivered to the Pennsylvania State Police and to County Control.
12. This Order shall remain in full force and effect for one (1) year from this date, unless modified or terminated by further Order of Court.
13. 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 and a jail sentence of up to six (6) months.

BY THE COURT,
Gordon R.Miller, President Judge

3-28-95 Faxed Pa.SPD &Co.Control, give Brode & Hall. 4-3-95 Mailed Plft & Deft.

Lynn Altenburg
vs.
Ruben Dale Mascitti, III

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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. 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.

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 order shall govern.

11. Costs and fees of the Mediation,which are fixed at $150.00, are assessed to Crawford County. The Mediator notes for the Court that the mother is proceeding a a poor person and that the father has a limited income and is paying about $500.00 a month in child support.

12. Either party maymove the Court for a hearing de novo within tem days from date hereof. If neither party so mvoes, this Order shall be considered permanent.

By the Court,
Anthony J. Vardaro, J.

Apr 24, 1995 Faxed to Pineo, sent to Plf. & Dft.

1995

TANYA ANN DENMAN

VS.

LEONARD LLOYD BEERS, II

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9. The Defendant shall pay court costs in this matter to the Prothonotary of Crawford County on the first floor of the Crawford Co. Courthouse in Meadville, PA. on or before Feb. 28, 1995. Those costs total $111.50.

10. This order shall remain in full force and effect through Feb. 21, 1996.

11. The Defendant may not go to the Plaintiff's current residence with her parents at 1411 Conneaut Lake Road in Meadville, nor may he go to any other residence at which the Plaintiff resides during the course or term of this order. Likewise, he may not telephone the Plaintiff, nor may he send any correspondence or mail to the Plaintiff, and he shall not procure anyone else to either telephone her or to send any mail to her. In the event through another proceeding he obtains rights to visit or take his minor child into his temporary physical custody, it will be necessary for communication to be established in some other manner unless at that time the Plaintiff is willing to have communications for the purpose of discussing the well-being of the child.

12. The Defendant is cautioned that he should not go to the Plaintiff's residence, whether it be her current residence or any future residence, even if he is invited to that residence insofar as any police agency, if called, will presume that he is in violation of this order if he is at the Plaintiff's residence.

In the event the parties wish for the Defendant to be able to go to Plaintiff's residence, they should seek a modification of this order prior to him doing so.

BY ORDER OF THE COURT
Anthony J. Vardaro

Feb. 23, 1995 Order FAXED PASPD, Co. Control; copyies to Attys. Hatheway, Sullivan and Defdt.

Mar. 3, 1995 Exhibits filed.

Alberta J.Swavey
vs.
Dennis L.Starcher

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in Courtroom 2.

FOR THE COURT,
Ann A. Walker, Court Administrator

5/24/95 Copies dist. by Ct. Adm.

May 26, 1995 ORDER filed. AND NOW, May 25, 1995,this matter is before the Court on a Complaint for Indirect Criminal Contempt for Violation of a Protection From Abuse Order. The plaintiff appears with counsel and the defendant appears without counsel.

The Court has had reports fromthe jail,where the defendant has been incarcerated,that his behavior has been unusual,and this day, his daughter appears and indicates that he has had drug and alcohol problems and may have mental health problems also.

We think that, first of all, it would be appropriate for him to have an attorney torepresent his interests, and accordingly, it is ORDERED and DIRECTED that the Public Defender's Office represent the defendant in these proceeddings. He shall prepare an appropriate application if they need that for their records.

Hearing in this matter is continued generally, to be reset by motion of counsel for either party.

In the meantime, we will entertain any motions by the defendant's counsel for an appropriate program for treatment of drug and alcohol or mental health problems. Specifically, if arrangements are made for an appropriate in-pataient program of at least 28 days duration through Act 152 or in any other manner at no cost to Crawford County, we will entertain a motion to reduce the defendant's bail to give him an opportunity to attend such program.

We do note for the information or to aid the drug and alcohol representatives thast the defendant apparently has not been able to get through an in-patient program and indicates in open court today a lack of willingness to cooperate in such a program. It is the Court's hope that maybe there can be some combination of mental health counseling and a drug and alcohol program that maybe available through Act 152 or in some other manner.

If the event that the defendant is released to any program or otherwise, the Prothonotary's Office shall notify counsel for the plaintiff. We also note that if the defendant is released to any such programand either voluntarily leaves the program or is terminated from the program, any reduction in his bail will be nullified and he will be remanded to the Crawford County Jail until further Order of Court.

BY THE COURT,
Anthony J. Vardaro,Judge

5-26-95 Copies dist. P.D., Deft., & Brode. & Jail. 5-26-95 copy to Steven Starcher (Son)

1995

Stephanie C. Coates
vs
Patrick Cable

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Jun. 30, 1995 Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order and Notice of Hearing filed. Patrick Cable, You are hereby ORDERED to appear for hearing on:

Date: July 6, 1995 TIME 3:30 PM PLACE Crawford County Courthouse
You have been charged with the following threatening,following and verbally harassing.
6-26-95 Ronald Cole, Sr.
6-30-95 Copy to Atty.Sullivan & to Deft.

July 11, 1995 ORDER filed. AND NOW, July 5, 1995, this matter comes before the Court upon the Plaintiff's complaint for indirect criminal contempt for a violation of a Protection from Abuse Order. The parties appear with counsel and after formal hearing we find that the Defendant is in contempt of Judge Miller's order of April 24, 1995 which specifically forbids any harassment with respect to the Defendant against the Plaintiff.

The Defendant is ordered to pay a fine of $1,000 tot he Prothonotary of Crawford County within 20 days of the date of this order.

Additionally, he is directed to comply with the order of April 24, 1995 and that order is modified at this time to the extent with respect to the Defendant's periods of physical temporary custody with the child. They shall be exercised by him appearign promptly at the time he is to begin his period of temporary physical custody each time at the residence of Laura and Ron Conner at R.D.#1 Titusville and blowing his horn at the beginning of the driveway of the Conner residence. Some adult in the Conner residence other than the Plaintiff shall promptly bring the child to the Defendant's vehicle so that he may begin his period of temporary physical custody with the child. At the conclusion of his period of temporary physical custody, he shall again appear in that driveway promptly at the time his period of temporary physical custody ends and blow his horn so that some adult other than the Plaintiff may come out of the Conner residence; and the child may be returned to the custody of that person.

By promptly, the Court means that the Defendant shall be no more than five minutes late in either picking up the child or returning the child and the person who is bringing the child to the Defendant from the home or receiving the child from the Defendant shall b eno more than five minutes in arriving at the vehicle after the Defendant has arrived and blown his horn..

During the remaining term of this order, the Defendant may not go to the Burley residence near the home at which the Plaintiff is staying unless he has specific work there, and he shall be prepared to document that either through a pay stub of some sort or through specific testimony from someone at the Burley residence.

To the extend this order does not change the order of April 24, 1995, it shall remain in full force and effect.

A copy of this order shall be sent to the Pennsylvania State Police at Corry and to county control.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

July 11, 1995 Faxed Sullivan, Beck, Co Control & Corry PSP

Aug. 1, 1995 Order filed. AND NOW, July 31, 1995, it coming to the Court's attention that an order entered entered on July 6, 1995 in the above captioned Protection from Abuse action has an incorrect fine, that order is amended to reflect that the fine the Defendant was ordered to pay within 20 days should have been $100 not $1,000.

In all other respects, our order of July 6, 1995 shall remain infull force and effect.

BY THE COURT,
Anthony J. Vardaro, J

Aug. 1, 1995 copies dist. to Sullivan & Beck

1995

Beulah Williams
vs.
Thresa Williams

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8. Each party shall inform the other party immediately of any illness or injury regarding the child and both parties shall furnish the other with a current address and telephone number.

9. Both parties shall provide the minor child with any and all correspondence sent to her by Dana A. Murphy, with both parties having the right to review said correspondence before it is given to the child.

10. The parties are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

10. The cost of the mediation conference shall be borne by Crawford County as the Plaintiff was granted leave to proceed in forma pauperis and the Defendant is unemployed.

11. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parents within 10 days of the date hereof.

BY THE COURT:
Gordon R. Miller, P.J.

July 27, 1995 Faxed to Nelson, sent to Plf. & Dft.

AS OF MAY 26, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

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set forth his reasons with any particularity.

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

7/14/95 copies dist. to Osborn and Monsour.

21/ Jul. 21, 1995 Motion for order of court directing Sheriff to make service up-on witnesses in the above captioned cause of action there to of Subpoena's, filed.

22/ Jul. 21, 1995 ORDER filed. AND NOW, July 21, 1995, it is ordered as follows:
1. The Sheriff of Crawford County shall serve or attempt to serve all subpoenas which can be served in Crawford County,Pennsylvania.
2. The Constables shall serve or attempt to serve all subpoenas to persons who reside outside of Crawford County.
3. The subpoenas referred to are for Mrs. Allen Kline,Jr., L.Kate Aidens, Betty J. Smith, Mrs.John Kopta, Jr., Mr. John Kopta, Jr., Jeannette Thompson, Twila Patterson, and James Wyant.

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

7-21-95 Copies to Sheriff, Constable& Osborne. 7-25-95 copy to Deft.

29/ Jul. 21,1995 Motion for Physical and Mental examination, filed.

30/ Jul. 24, 1995 ORDER filed. AND NOW, July 20, 1995,the Court has received a letter from Mr.Osborn dated July 12,1995, xerox copies of letters written to Mr. Osborn by some other persons and a motion for physical and mental examination.
It is absolutely improper for a litigant to write directly to a judge and furnish information about a case that is pending.
It is ordered as follows:
1. The xerox copies of the letters Mr. Osborn sent to the Court shall be returned to him.
2. Mr.Osborn's motion for physical and mental examination is denied.
3. The Court will take no position on where Mr. Osborn should be housed in the state correctional institution.
4. Ms. Osborn shall remain in the Crawford County Jail and not be returned to Rockview or any other state correctionalfac until all matters which are now pending have been finally litigated in this Court. As we understand it Mr. Osborn is involved in a civil lawsuit which may go to trial in October and is involved in this custody case. We will not place him on the highway at taxpayer expense any more than is absolutely necessary.

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

7-24-95 Given Osborn, mailed Deft.

31 ✓ Jul 27, 1995 Contempt Petition filed.

32 ✓ July 27, 1995 Order filed. AND NOW, July 27, 1995, this Contempt Petition shall be heard on Monday, July 31, 1995, at 9:15 A.M., in Courtroom No. 3 before Judge P. Richard Thomas.

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

July 27, 1995 copies dist to Plf. & Dft.

34 ✓ Aug. 3, 1995 Exhibits filed.

35 ✓ Aug 7, 1995 Petition for Full Custody and Visitation, filed.

36 ✓ Aug. 7, 1995 Motion of Osborn, filed.

37 ✓ Aug. 7, 1995 Motionfor Reconsideration, filed.

38 ✓ Aug. 7, 1995 ORDER RE: PETITION FOR RECONSIDERATION OF CUSTODY ORDER, filed. With both parties acting pro se we heard this protracted child custody action on July 31, 1995 and entered an order leaving custody of the parties' minor child with the mother after full hearing. The plaintiff is currently serving a sentence in the state correctional institution and will become eligible for parole on or about January 1, 1996. We basically found in the hearing that while the mother of the child could not be classified as an ideal parent the best interests of the child would not be served by removing her from custody fo the mother and placing her under Children & Youth supervision ina foster home.

The plaintiff father now petitions the court for reconsideration foit's decision and in furtherance thereof he attaches three lengthy personal letters addressed to him full of disparaging remarks concerning the mother and indirectly extrolling rthe father's virtues as a concerned father.

We deny the petition for reconsideration and allow our Order regarding custody entered July 31, 1995 to stand.

/ In view of the derogatory nature of teh personal opinion letters attached to the petition for reconsideration we do not believe that these letters expressing unsworn personal opinions about the child's mother should be made part of the public record. Accordingly, we detach them from the motion for reconsideration and direct the Prothonotary to return them to the plaintiff now lodged in the Crawford County Jail[1].

1 We note also that as part of the petition for reconsideration of the Court's July 31, 1995 Order a new petition for full custody and visitation was filed with the Court Administrator and the Prothonotary August 2, 1995. We do not know the reason for the filing of this petition for full custody and visitation but will consider its contents as part of the plaintiff's petition for reconsideration of our July 31, 1995 Order and deny the same.

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

Aug 7, 1995 copies dist to Plaintiff - mailed Dft.

33 ✓ Aug 2, 1995 ORDER filed. AND NOW, July 31, 1995 after lengthy hearing, the Court cannot find that the child should be removed from the custody fo her mother Rose Monsour. The child oabviously has some learning disabilities and the mother contends that she has been diagnosed a having an attention deficit disorder after mental health testing. She apparently has an ongoing relationship with the local Mental Health Center and has recently completed a 10 week therapy program. The child is currently on medication but apparently will require special education or some type of remedial education to progress further with her basic education.

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vs.
John Robert Veronesi

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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) The mother shall retain primary physical custody of the child, subject to the partial custody rights of the father as follows:

a. The father shall have the right to take the child into his care and custody beginning at 6:30 p.m. on Thursday and continuing until 6:30 p.m. on Sunday every other weekend. To this extent, the parties shall continue with the current arrangement as provided by the Court Order of the Court of Common Pleas of Centre County dated April 28, 1992.

b. The father shall have the right to take the child into his care and custody for four (4) periods of one week each, which weeks shall not be consecutive, provided that the father notifies the mother at least 45 days in advance of the week for which he intends to exercise exclusive custody. While the minor child is not enrolled in school, the Plaintiff shall be entitled to exercise his four weeks anytime during the year. When the minor child is enrolled in school, the father shall be limited to exercising his four weeks during the summer months.

The term "school" is defined herein to include kindergarten, elementary school, middle school, junior high school and senior high school. The term "school" is not intended to include institutions which are not subject to compulsory attendance, such as a preschool.

The father is encouraged to utilize these weeks of extended visitation during periods of time when the child is not otherwise attending preschool so as not to disrupt the preschool program.

4) Holiday and vacation visitations shall be arranged as follows:

a. Christmas. Father shall have the right to take the child into his care and custody from 6:30 p.m. on December 27 until 6:30 p.m. on the following January 1 for all even numbered years. For odd numbered years, the father shall have the right to take the child into his care and custody from 6:30 p.m. on December 23 until 6:30 p.m. on December 27.

b. Thanksgiving. Father shall have the right to take the child into his custody from 6:30 p.m. Wednesday until 6:30 p.m. Sunday for all even numbered years.

c. Easter. Father shall have the right to take the child into his custody from 6:30 p.m. Thursday until 6:30 p.m. Sund ay of Easter weekend.

d. Independence Day. Father shall have the right to take the child into his custody from 6:30 p.m. on July 3 until 6:30 p.m. on July 5.

e. Memorial Day and Labor Day. Father shall have the right to take the child into his care and custody from 6:30 p.m. on Friday until 6:30 p.m. on Monday on all odd numbered years.

f. The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody and partial custody rights.

5) Should it be necessary for either party to cancel or modify the visitation 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 partie4s shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6) The parties shall share transportation as follows:

The parties shall continue their current practice of meeting at a designated location off from the Brookville exit of Interestate 80 for the exchange of custody.

7) Each party shall teach said child 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 be under the influence of alcohol at any time when said party has the care and custody of the subject minor child.

9) The parties shall be permitted to make no more than four (4) telephone calls per week to the child during periods of time when the child is in the other's care and custody. The parent having custody of the child shall respect the privacy of the child during the period of tiem when these telephone calls are taking place. The parties are encouraged to make the calls at areasonable times and to limit the telephone calls to a reasonable duration.

10) The parties are encouraged to communicate and work with each other, including sharing information concerning their intended plans. The child's best interest demands that the parties maintain an even temperament at all times in the presence of the child. Under no circumstances should the parents engage in any effort to thwart the development of a positive and healthy relationship between the other parent and the child.

11) Neither part 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.

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.

13) Either party may request a review of this order upon any material change in circumstances.

14) Costs and fees of this Mediation, which are fixed at $306.00 ($60.00/hr. x 5.1 hrs.) and the $9.00 Court Order filing fee are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

15) The deposit required for the appointment of the Custody Mediataor was made by the mother. The deposit shall first be applied against the entire costs of mediation. The father is directed to pay the sum of $157.50 to the Prothonotary within ten (10) days of the date of this Order. The mother is directed to pay to the Prothonotary the sum of $7.50 within ten (10) days fo the date of this Order.

16) Either party may move the Court for a hearing de novo within ten (10) days from the date hereof. If neither party so mvoes, this Order shall be considered permanent.

BY TEH COURT,
Anthony J. Vardaro, J.

Aug. 10, 1995 Faxed Kirkpatrick & Spataro, sent H.D. Mason, D.J. Hopkins, Plf. & Dft.

Aug 10, 1995 Request For a Hearing and Order, filed. And Now, August 9, 1995, the above captioned matter is scheduled for hearing de novo on Thursday, Oct. 5th, 1995, at 9:15 o'clock a.m. in courtrooml or 2 or the Crawford County Court of Common Pleas in Meadville, PA.

By the Court:
Anthony J. Vardaro, J.

Aug 10,1995 Faxed Kirkpatrick & Spataro, mailed Hopkins

Aug. 24, 1995, Request to Reschedule Hearing and Order filed. ORDER: AND NOW, August 21, 1995, the above matter scheduled for hearing de novo on Thurs. Oct. 5, 1995 is now rescheduled for Nov. 21, 1995 at 9:15 a.m. in Crawford County court of Common Pleas in Meadville, Pa, C. R. # 2.

by the court,
Gordron R. Miller, J.

8/25/95 faxed to Spataro, Kirkpatrick, mailed to Hopkins.

Oct. 30, 1995, Motion for Leave to Withdraw Appearance and Order filed. ORDER: ADN NOW, Oct. 27, 1995, motion is granted.

By the Court,
Anthony J. Vardaro, J.

Oct. 31, 1995, faxed to Kirkpatrick, mailed to Hopkins

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vs.

Debra J. Castile

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3. Transportation of the child for all visitations shall be provided by the Father as the Mother does not own a vehicle.

4. Should the Father be more than one-half hour late in picking up the child for a visitation, without first having called or otherwise notifying the Mother that he is to be late, the Mother may consider the visitation canceled and no alternative visitation need be arranged.

5. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor child.

6. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the child toward both parents.

7. Neither parent shall expose the child to any person or situation which may be harmful to the child's health, safety or well being.

8. Each parent shall inform the other parent immediately of any illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number.

9. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

10. The cost of the mediation conference shall be equally divided between the parties, with the Mother's share charged to Crawford County as she is unemployed. The Father shall be responsible for payment of his chare.

10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

BY THE COURT:
Gordon R. Miller, J.

July 25, 1995 Order FAXED Atty. Nelson, copy mailed to Plf. and Deft.

Jeffrey D. Ketcham

vs.

Kelly L. Ketcham

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7. Neither parent shall expose the children to any person or situation which may be harmful to the health, safety or well being of the children.

8. Each parent shall inform the other parent immediately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephone number.

9. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the children and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

10. The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him, less the cost of the court order.

11. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

Gordon R. Miller, J.

July 25, 1995 Order FAXED Attys. K. Nelson, Bruce Barrett; copy mailed Deft.

Jul 26, 1995 Petition for Custody, Return to Mediation and De Novo Hearing and Order, filed. AND NOW, upon consideration of the foregoing Petition, it is hereby ordered and decreed that a hearing to consider the Petition is set for July 31, 1995 at 3 p.m. in Courtroom No. 2, Crawford County Courthouse. Pending that hearign the Plaintiff shall keep custody of the minor children.

Date: 7/26/95

Anthony J. Vardaro, J.

July 26, 1995 Ffaxed Barrett & Nelson

Aug. 2, 1995 ORDER filed. AND NOW,July 31, 1995,the parties appear for a hearing the Court scheduled with respect to the Plaintiff's Petition for Custody, Petition for Return to Mediation and Petition for DeNovo Hearing. It appears that the defendant only received notice this hearing on Saturday, July 29, 1995, and she asked to continue it in order to have an opportunity to consult with her attorney.

ACCORDINGLY, this hearing is continued until Thursday, August 3, 1995 at 3:30 p.m in Courtroom No. 2 of the Crawford County Courthouse before the undersigned.

The Order we entered on July 26, 1995 with respect to the plaintiff keeping custody of the minor children pending hearing in this matter shall remain in full force and effect.

BY THE COURT,
Anthony J.Vardaro, Judge

8-2-95 copies dist.to Barrett & Deft.

Aug. 9, 1995 ORDER filed. AND NOW, August 3, 1995,this matter is before the Court upon a Pedtition filed for De Novo Hearing which was filed by the Plaintiff. This matter was mediated on May 24, 1995 but an order did not come down to be signed by the Court until July 19, 1995.

That order places primary physical custody of the minor children with the Defendant, mother.

The allegations of this current petition are essentitally that since the time of that mediation the Defendant has engaged in some behavior which should be of concern to the Court.

The exact behavior which has been described by the Plaintiff is for the most part contested strongly by the Defendant. It is difficult for the Court to determine exactly what has happened except that the Defenant at least admits that there was an incident in which her wrist was cut, although she maintains strongly that it was not intended to be a suicide attempt.

It would appear under the circumstances since there are new allegations with respect to the time period from the mediation until July 19, 1995 when the temporary order was signed it would be appropriate to have this matter returned to the mediator for consideration of any of those allegations.

Accordingly, this matter is returned to Kathleen Nelson,Esquire for additional mediation. That should take place as soon as possible and a temporary order should be remanded to the Court as soon as possible so that everything is in place at least withrespect toa mediator by the time shcool begins. Each party shall deposit with the Perothonotary $75 within 7 days of the date of this hearing so that that mediation may be held. The mediator shall schedule mediation as soon as possible and thereafter render a recommendation as soon as possible.

Pending mediation, the temporary order of July 19,1995 is supended. The Plaintiff shall have primary physical lcustody of the children pending mediation; and the Defendant shall have at least two periods of temporary physical custody from 4:00 p.m. unti 8:00 a.m. the next morning to be arranged by the parties.

This order is specifically not intended to give guidance to the mediator withrespect to what should be the ultimate outcome or recommendation whether it be again the recommendation contained in the July 19, 1995 temporary order or some other recommendation, insofar as, the Court has not had a full hearing with respect to these issues but has heard enough to at least to have some concerns requiring further mediation.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

8-19-95 Given Barrett, Faxed Nelson,mailed Deft.

Aug. 22, 1995 TEMPORARY ORDER filed. AND NOW,August 22nd, 1995, 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 children, Dane D. Ketcham and Drew J. Ketcham, shall be shared by the Father and Mother, the parties kto this action, with each parent entitled to full access to any records relating to the children held bya third party including, but not limited to school records and medical records and each parent shall have equal input regarding important decisions affecting the children such as education, religious instruction and medical treatment.

2. Primary physical custody of Dane and Drew Ketcham shall be with their Father, subject to the following conditions:

a. The Mother shall be permitted to visit and take the children into her temporary physical custody the first three full weekends of each month from Friday at 4:00 p.m. until Saturday at 8:00 p.m. In addition, Mother shall be permitted to take the children into her custody each week from Tuesday at 1:00 p.m. until Wednesday at 6:00 p.m.

b. Holiday visitations shall be arranged as follows:

i. Thanksgiving and Easter: The holidays of Thanksgiving and Easter shall be shared between the parties with the children being in the custody of their Father from 8:00 a.m. until 1:00 p.m. and in the custody of their Mother from 1:00 p.m. until 9:00 p.m.

ii. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at 9:00 a.m. and ending on Christmas Day at 12:00 noon, and the second beginning on Christmas Day at 12:00 noon and ending on December 26th at 9:00 p.m. In 1995, the Mother shall have the first period and the Father the second and the parties shall thereafter alternate.

iii. The Memorial Day and Labor Day weekends shall begin on the Firday preceding the holiday at 4:00 p.m. and end on the holiday itself at 9:00 p.m. The children shall be in the custody of the Mother during the Labor Day weekend, 1995, and in odd years thereafter, and in the custody of the Father during even years thereafter. The children shall be in the custody of the Mother during the Memorial Day weekend, 1996, and in even years thereafter, and in the custody of the Father during odd years thereafter.

iv. Independence Day: The Father shall have the children on Independence Day, 1996, and even years thereafter from 8:00 a.m. until 11:00 p.m. The mother shall have custody of the children on Independence Day in odd years during the same hours.

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v. The children shall spend Mother's Day with their Mother from 8:00 a.m. until 8:00 p.m. and Father's Day with their Father during the same hours.

3. Neither parent shall permit the children to be in the company of Tim Ketcham without one of the parents being present.

4. Transportation of the children on weekends, holidays and summer visits shall be shared between the two parties with the party receiving custody of the children to provide transportation.

5. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor children.

6. Neither parent shall say or do anything in an attempt to turn the children against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the children toward both parents.

7. Neither parent shall expose the children to any person or situation which may be harmful to the health,safety or well being of the children.

8. Each parent shall inform the other parent immediately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephone number.

9. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the children and maymodify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

10. The cost of the mediation conference shall be equally divided between the parties. It is noted the parties were directed to make a deposit of $75.00 eacyh by this Court's Order of August 3, 1995.

11. This Oder is a Temporary Order but shall become a Permanet Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

Gordon R.Miller, J.

8-28-95 Copy to Attys. Barrett, Nelson, mailed copy to Deft.w/bill

Apr 24, 1996 Affidavit of Consent of Defendant, filed.

Apr 24, 1996 Affidavit of Consent of Plaintiff, filed.

Apr 24, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Apr 26, 1996 Order: This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

As to a 3301(c) divorce:

There is no showing that the proper notice required by 1920.42(d)(1) in the form required by 1920.73 was mailed or delivered to a party who is unrepresented or to counsel of a represented party; and/or no copy of said notice is attached to the praecipe to refer or submit; and the parties have not executed and filed with the Prothonotary a waiver of notice substantially in the form set forth in Rule 1920.72(c).

Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.

Date: April 26, 1996

Gordon R. Miller, P.J.

Apr 29, 1996 Faxed Barrett

July 22, 1996 Upon Praecipe of plaintiff attorney for Review under Section 3301(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

July 25, 1996 AND NOW, July 24, 1996, it is ordered and decreed that JEFFERY D. KETCHAM, plaintiff, and KELLY L. KETCHAM, 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. 4, 1997 Stipulation for the entry of "Domestic Relations Order" and Order filed. AND NOW, this 3rd day of March, 1997, the attached Stipulation and Agreement dated February 27, 1997 of the parties in this case is incorporated but not merged, into this Orderof Court as a Qualifified Domestic Relations Order.

BY THE COURT:
Gordon R. Miller, J

3/4/97 distributed Walton

AUGUST 5, 1998 NOTICE OF ELECTION TO RETAKE MAIDEN NAME FILED. KELLY L. KETCHAM to be known as : KELLY L. KINGSTON

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Susan L. Morris
vs.
Robert F. Morris

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Oct 4, 1996 Affidavit of Consent of Defendant, filed.

Oct 4, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Oct 4, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Oct. 11, 1996 AND NOW, this 10 day of October, 1996, it is ordered and decreed that SUSAN L. MORRIS, Plaintiff, and ROBERT F. MORRIS, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement Agreement dated October 3, 1996, 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.

Feb. 13, 1997 Motion to Withdraw Appearance by James R. Irwin, Esq., for Plaintiff and Order filed. AND NOW, this 12 day of February, 1997, upon presentation and consideration of the within Motion, Plaintiff's counsel, James R. Irwin, Esquire, is hereby authorized to withdraw his appearance on behalf of the Plaintiff in the above captioned case. Anthony J. Vardaro, J.
2-13-97 FAXED DeJulia & Irwin

Dec 9, 1997 Stipulation For The Entry Of "Domeatic Relations Order" and Order: AND NOW, this 8 day of December, 1997, the attached Stipulation and Agreement dated December 1, 1997 of the parties in this case is incorporated, but not merged, into this Order of Court as a Qualified Domestic Relations Order. Anthony J. Vardaro, J.
Dec 9, 1997 Faxed DeJulia & Walton

April 27, 1998 STIPULATION FOR THE ENTRY OF "DOMESTIC RELATIONS ORDER" and ORDER filed. AND NOW, this 22 day of April, 1998, the attached Stipulation and Agreement dated April _____1998, of the parties in this case is incorporated but not merged into this Order of Court as a Qualified Domestic Relations Order.

BY THE COURT:
Anthony J. Vardaro, J.

April 27, 1998 Order Distributed to Atty. Walton.

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LYNDA L. GREGGS

vs.

RONALD W. GREGGS

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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 PA. Rules of Divil Procedure. Each paraty is aware of the debts and assets acquired during the marriage, to his or her satisfaction.

8. WAIVER OF CLAIMS: Neither party hereto shall make any claim against the other paraty hereto, except for enforcement of the rights and responsibilities set forth in this decree.

9. Each party is aware that he or she has the right to choose to be represented by an attorney of his or her own choice.

BY THE COURT,
Gordon R. Miller, J.

Kenneth Osborn
vs.
Rose Monsour

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The father is serving a long-term sentence in the State Correctiional Institution, the minimum of which expires December 31, 1995 but a parole plan apparently has not been devised and the release date on paraole is unknown at this time.

The Court opines to the mother and father that it was prepared to order telephone contact at least once a month between the minor child and the father but under the mother's present living arrangements, the telephone is not in her name and the father advises that he can only make collect elephone calls from the institution. The Court suggested that the Defendant make a deposit with the mother either from his prison account or from income received from a rental property in Greenwood Township, but the father refuses to do so or to post a nominal sum for the mother to use in paying for telephone calls between minor child and father. Accordingly, at this time, the Court denies the father's request to have any telephone contact with the child at the mother's expense.

The mother shall keep the father notified of any change from her present address at R.D. 3, Box 254, Conneaut Lake, PA 16316. In the event of serious illness or a change of living arrangements for the child, the mother will promptly notify the father of the illness within 48 hours and will notify the father within 48 hours of any change of address of the child.

The record reflects that 16 pictures admitted into evidence, evidencing the deplorable state of a rental property in 1991, when the mother left it, and by agreement of both parties, these photos are returned to Leora K. Aikens and no longer remain part of the record in this case.

The petitioner failed a contempt petition alleging he was not furnished with the telephone number where the child could be reached and this matter is explored, and the Court declines to hold the mother in contempt for refusisng to disclose the telephone number in the name of another person at whose residence she and the child are now residing.

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

Aug 2, 1995 given Osborn & Monsour

39 ✓ Aug. 30, 1995 Notice of Appeal to Superior Court filed.

40 ✓ Aug. 30, 1995 Motion for Transcript filed.

41 ✓ Sep. 5, 1995 Notice of Appeal returned from the Superior Court of Pennsylvania for the following defects:

PROOF OF SERVICE:

(x) Complete name and address for all counsel , trial court judge and court reporter. Identification of representation for multiple parties.

FEE:

(x) $55.00 fee, In Forma Pauperis Order or Verified Statement not included.

42 ✓ Sep. 8, 1995 ORDER filed. Re: Rule of Appellate Procedure 1925(b). Plaintiff father has filed a notice of appeal from our custody decision of July 31, 1995 leaving custody of the minor child with the mother and denying father's request to remove the child from the mother and place her under supervision of Crawford County Children and Youth Services in a foster home.

Neither party was represented by counsel at the custody hearing.

In accord with Rule of Appellate Procedure 1925(b), we hereby direct the Plaintiff/Appellant to file of record with this Court with a copy to the Trial Judge a concise statement of matters complained of on appeal within 14 days.

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

9-8-95 Court Dist. copies

43 ✓ Sept. 15, 1995, Statement fo Matters Complained of on Appeal

44 ✓ Oct. 23, 1995, Notice of Appeal and Proof of Service filed.
Oct. 23, 1995 Copies mailed to Superior Court.

45 ✓ Nov. 1, 1995 Notice of Superior Court Docketing, Docket #01998PGH95, filed.

46 ✓ Nov. 27, 1995, ORDER filed. Re: Appeal - This court notes it disposed of this case by order of July 31, 1995. The appeal was filed pro se by plaintiff Oct. 23, 1995. The appeal was not timely filed and this court sees no reason to augment its Memorandum and Order of July 31, 1995 for enlightenment of the Superior Court.

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

Nov. 28, 1995, copies mailed to plff. and dft.

Jan. 8, 1996 Motion for Transcript of custody hearing testimony of Rose Monsour and Ed dye to show perjury and ORDER OF COURT filed. And now, January 3, 1996. This motion is denied. If there are criminal charges filed the District Attorney may obtain a copy at his own expense.

Gordon R. Miller, J.

1-9-96 Dist. toPltf &Deft

Jan 19, 1996 Motion For Transcript of custody hearing and Order of January 17, 1996, this Motion is granted. The court reporters shall prepare an original and (1) one copy. They shall send the copy to the Plaintiff.
Jan 23, 1996 copy to Plf., Dft. & Cr Rprts.

Apr. 3, 1996 Transcript of Testimony of Certain Witnesses, filed. Transcript mailed to Superior Ct 4-10-96

June 25, 1996 ORDER filed. AND NOW, June 14, 1996, we decline the defendant's request to set a hearing for contempt.

1. We will forward a copy of this order to Rose Monsour at her last know address, and request that she respond to the court advising of her current mailing address. If the court receives a correct address from Rose Monsour, we will notify the defendant of said address.

2. We direct the defendant to file an amended petition setting forth with specificity the dates on or about he sent letters to his daughter and the dates the same were returned to him.

3. We declined to set a hearing on this issue until the background facts are clarified and we find some substance to the defendant's allegations.

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

6-25-96 MAILED Pltf & Deft.

June 25, 1996 Request for De Novo Hearing filed.
June 25, 1996 Notice to Appear by Plaintiff filed.
June 25, 1996 Motion for Order of the Court directing Sheriff to make service Upon Defendants filed.
June 25, 1996 Notice to Appear and and Petition for civil Contempt for Disobedience of Custody Order by Deft. filed.

June 27, 1996Certificate of Contents of Remanded Record and Notice of Remand, filed.

June 27, 1996 JUDGMENT filed. ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by this Court that the judgment of the Court of Common Pleas of Crawford Co. be, and the same is hereby AFFIRMED.

BY THE COURT:
Eleanor R. Valecho

1995

Constance A.Phillips
vs
Wendell F.Phillips

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of Record
AD 1995 - 359

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The Court directs that the following ownership be established: The 1990 GMC Truck in joint names will be transferred by the husband and wife so that the wife becomes sole owner thereof. Wife contends the husband has the title to this vehicle and he contends he does not. Wife has a copy of the title and the parties shall jointly procure a replacement title and take immediate steps to see that the title to said truck and the ownership there of is placed inthe wife's name alone. In this regard, the husband will surrender possession of the truck forthwith to the wife and will do no damage or depreciate the same in any fashion before transfer.

Likewise, the wife will see that the Cadillac and the keys therefor are transferred to the husband for his exclusive use.

In making this decision, the Court leaves to the discretion of the Divorce Master and ultimately the divorce judge to ascertain whether one or both vehicles constitute marital property in making final distribution of marital assets.

BY THE COURT,
P.Richard Thomas, Senior Judge

9-19-95 Faxed to Attys. Thomas & Irwin

Jan. 25, 1996 Affidavit of Consent of Defendant filed.

Jan 26, 1996 Affidavit of Consent of Plaintiff, filed.

Jan 26, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(C) of the Divorce Code, filed.

Jan 26, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Feb 6, 1996 Divorce Order of February 6, 1996, filed. This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is returning the record to the Prothonotary. A final decree will not be entered at this time because:

Pursuant to Pa.R.C.P. 1920.42(d) no notice of intention to request entry of a divorce decree under Section 3301(c) as required effective January 1, 1996, has been filed and there has not been a waiver of that notice pursuant to Pa.R.C.P. 1920.42(e).

Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the parties are entitled to a final decree.
Feb 6, 1996 Faxed Irwin & Thomas

Feb 8, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Feb 8, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Feb. 13, 1996, MARITAL AGREEMENT filed.

FEB. 13, 1996, DIVORCE DECREE FILED.

AND NOW this 12 day of Feb. 1996, it is ordered and decreed that Constance A. Phillips, plaintiff and Wendell F. Phillips, defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement agreement dated Jan. 24, 1996 is incorporated herein and made a part hereof and shall be fully enforceable under the provisions of theDivorce Code.

by order of the court,
Anthony J. Vardaro, J.

Apr 4, 1996 Motion To Amend Divorce Decree and Order: AND NOW, this 4 day of April, 1996, upon consideration of the foregoing Motion to Amend Divorce Decree, the caption of said Decree is hereby amended to correctly reflect the proper divorce action at A.D. 1995 - 358. Anthony J. Vardaro, J.
Apr 4, 1996 Faxed Irwin & Thomas

DENNIS L. BILLBE, II

VS.

TRACEY L. BILLBE

RECORD CONTINUED FROM PAGE 177

OF

AD 1995 - 177

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Sept. 22, 1995 Consent Custody Agreement and ORDER filed. AND NOW, this 21st day of September, 1995, upon presentation of the Stipulation and Consent of the parties, attached hereto and after consideration of asame, it is hereby ORDERED, DIRECTED, AND DECREED that:

1. The parties shall have shared legal custody of the minor children, Dennis L. Billbe, III, and Jessica K. Billbe. 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.

2. Primary physical custody of the minor children shall be with the Defendant, Tracey L. Billbe. The Plaintiff, Dennis L. Billbe, II, shave have temporary physical custody of the minor children as follows:

a. For the 1995 year Father shall have a 4 week uninterrupted period of visitation to begin Sept. 23 and ending Oct. 21, 1995.

b. For the 1996 year Father shall be entitled to a 6 week uninterrupted period of visitation and for 1997 and years thereafter Father shall have an 8 week period of uninterrupted visitation. Father shall give notice to the Mother no less than 60 days prior to when he would desire these visits to commence.

3. Holiday visitation shall be shared between the parties as follows:

a. Father shall have temporary custody of the children for a one week period at Easter/Spring Break;

b. Father shall have temporary custody for a one week period during the Christmas Holiday with Christmas Day being alternated by the parties. For the 1995 holiday the Father shall have temporary custody from Dec. 19 to Dec. 26. In 1996 Mother shall have custody on Christmas Day and thereafter the parties shall alternate this holiday each year.

4. In the event the Father would wish to have temporary physical custody of the minor children for one weekend each month, the visits would have to take place in Crawford Co. Father would be responsible for any transportation associated with a weekend visit and would have to provide the Mother with notification at least one week prior to the visitation.

5. The parties are free to make alternative arrangements respecting the custodial and visitation periods and are encouraged to do so. Each party will try to accommodate the other to allow visitation and agree to provide 24 hour notice of a need to make any changes in the visitation. The parties further agree that the presence of each is important in the children's life.

6. The minor children shall spend Mother's Day with the Mother and Father's Day with the Father.

7. Each party shall teach the children to give to the other party that love and respect which is due a parent from the children.

8. None of the parties shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor children. None of the parties shall expose the minor children to harmful situations or harmful people while having custody of the children.

9. None of the parties 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 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 shall share transportation of the minor children. The Father shall pick the children up at Breezewood when receiving them. The Mother shall pick the children up in Frederick, Maryland upon completion of the visitation.

11. The parties to this action agree that this Honorable Court shall retain jurisdiction of this matter.

By the Court:
Gordon R. Miller, J.

Oct. 2, 1995 Order FAXED Attys. Walton, Gagliotti, Spataro.

1995

William C.Heisey III and
Diana M.Heisey
vs
84 Associates,INC,t/d/b/a
84 Lumber Company; Pierce
Hardy Real Estate, Inc.
t/d/b/a 84 Lumber Company
and 84 Lumber Company

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of Record

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Sep. 11, 1995 Notice of Service of Defendants' Answers toInterrogatories (First Set) and Request for Production of Documents, filed.

Sept. 13, 1995, Reply to New MaTTER OF Additional Defendant filed.

Oct. 8, 1996, Notice of Intent (of dft.) to Complete Discovery filed.

May 22, 1997 Upon praecipe of plaintiff attorney, the above captioned matter is marked settled, ended and discontinued.

JAMES DALE
VS.
MARGO DALE

CONTINUED FROM PAGE 464
of RECORD
A. D. 1995 - 419

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Oct. 27, 1995 ORDER Filed. AND NOW, October 25, 1995, this matter is before the Court for a De Novo Custody Hearing at the request of the Plaintiff. Both parties agree to proceed informally; and after hearing both sides with respect to this matter, it appears that the main issue is with regard to whether the Plaintiff can have periods of temporary physical custody with the child is apparently an alleged history of abuse of prescription drugs and perhaps other types of medication.

At this time, the Plaintiff maintains that he is not on medication and is apparently seeking other arrangements for his pain problems through nerve blocs and through other appropriate treatment.

At the time of this hearing, he does not appear impaired, but the Defendant maintains that when he is taking medication, he can become impaired very quickly.

After due consideration in this matter, it is ordered and directed that the temporary order entered on August 11, 1995 is affirmed except as it is here and after modified as follows:

1. It is modified so that once the Defendant has obtained a drug screen for controlled substances and prescription substances of the kind that he previously was taking by prescription and that drug screen indicates that he is not using such substances, he shall immediately be entitled to one weekend day each weekend with that day to be Saturday periods of temporary physical custody from 9:00 a.m. until noon with that to continue to be each weekend with the exception of the last full weekend of each month. He shall be required to have the hospital or other health care provider doing such screening to provide a copy of the screen results to Defendant's attorney; and if that is a negative screen as we have indicated above, the periods of temporary physical custody shall commence. Thereafter, the screen done at least once every 15 days with those results to likewise be supplied to Defendant's counsel and the periods of temporary physical custody to continue unless a drug screen indicates the presence of some controlled substance or prescription substance that should not be in the bloodstream or urine of the Plaintiff.

Once every 90 days the Defendant through her counsel shall have the right to send a certified letter to the Plaintiff requiring that he go for an immediate drug screen within 24 hours of that letter being signed for by the Plaintiff. That drug screen shall count as one of the twice monthly drug screens drug screens required; but if the Plaintiff does not go for that drug screen within 24 hours of the receipt of the certified letter, periods of temporary physical custody shall cease pending further order of court. The Plaintiff shall not refuse to accept such certified mail nor shall he delay taking such certified mail into his custody when it is sent.

2. It shall likewise be a condition of the Plaintiff having periods of temporary physical custody that he shall arrive to pick up the child in an automobile and not on a motorcycle, and he shall likewise at all times transport the child in an automobile and not on a motorcycle and shall have all appropriate safety equipment required for the transportation of the child.

3. If these period of temporary physical custody continues without the Plaintiff having a positive drug screen, commencing in January of 1996 the period of temporary physical custody on each such period as indicated shall be increased from 9:00 a.m. until 6:00 p.m.

4. As indicated, in all other respects, the temporary order of August 11, 1995 is affirmed.

5. If the Defendant is unable to provide a negative drug screen whether initially or at any time in the future, he may still have the periods of temporary physical custody set forth in the August 11, 1995 order as supervised visitation with Don or Daisy Townsend, but he will not be permitted to visit or have temporary physical custody with the child without supervision for the Sunday afternoon from 3:00 until 4:00 p.m. when he shall have the right to visit the child in the presence of the mother.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

Oct. 27, 1995 Copy placed in Atty. Walton Mailbox; mailed to Defdt.

Jan. 24, 1996 Application For Special Relief and ORDER OF COURT filed. Hearing on Petition is set for Jan. 25,1996 at 9:30 A.M. in Ct Room #2. (see papers filed)

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

Jan. 24, 1996 Order FAXED Attys. Walton.

Feb. 1,1996 ORDER filed. AND NOW, January 25, 1996, after scheduling of an emergency hearing on allegations by the father of the child that the child's wellbeing and welfare would be in danger because the mother's anticipated trip to Spokane, Washington relating to an unrelated custody matter.

The Court hears the matter informally. It appears the mother is scheduled for psychological evaluation in Spokane, Washisngton relating to a 7 year child inthe custody of the father in Spokane,Washington, The thrust of James Dale's request for hearing in this matter is that the welfare of the child born between the parties,namely, Daniel Jordan Groce (3/7/95), is endangered becauses he alleged the mother would be taking the child who apparently has serious ear problems with her. Alternatively,the father believes the welfare of the child is endangered because of the unsanitary condition of the babysitter's home. The father of this child fails to produce any evidence regarding the condition of the babysitter's home and apparently knew from the mother that the child would not be accompanying her to Spokane, Washington.

This abuse case has been before the Court before and it is obvious to this Court that the father, James Dale is attempting to use court apearances to annoy, inconenience,or harass the mother of the child.

The parties mutually agree that in anticipation of the trip to the State of Washington the mother accorded the father anotehr day's visitation on or about January 21 so the father has already had the visit to which he is entitled for the week commencing January 26, 1996.

The father has failed to satisfy this Court in the emergency hearing that the welfare of the child will be endangered byleaving him in the custody of a babysitter who has been babysitting the mother's other children for a period of at least 7 years.

The Court finds no issue to resolve at this time regarding the custody issue in this case, and the father is advised that if he intends to file an emergency or other petitions in this case there is the ever present likelihood that the hearing judge will assess attorney's fees if his allegations prove meritless after a hearing.

The child shall remain in the custody of the mother under prior orders, and the court authorizes the babysitting arrangements while the mother is absent in the State of Washington.

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

2-2-96 Walton & Pltf (by mail)

Continued on page 482-A

James J. Dale
vs.
Margo A. Dale

Record continued from page 482
of record
A.D. 1995 - 419

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Feb. 27, 1996 Petition To Modify and Order filed.

You, Margo Dale, have been sued in Court to modify custody, partial custody of the child Daniel Jordan Groce.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator William Pineo, Esquire, for a mediation conference. The Mediator shall send you a Notice of the Hearing by mail to the address listed onthe complaint or petition that has been filed recently.

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.

Court Administrator
Courthouse
Meadville, PA 16335
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 about accessible facilities and reasonable accommodations available to disabled individuals having business 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:
Date: 2-26-96 Gordon R. Miller, J

AND NOW, this 26th day of February ,1996 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 Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crawford County Courthouse; or the Court Administrator at the Crawford County Courthouse.

Application for attendance at the seminar must be made by the plaintiff or petitioner within fifteen (15) days after the pleading or petition is filed; and by the defendant or respondent within fifteen (15) days after he or she is served with the pleading or petition.

THE SEMINAR MUST BE COMPLETED WITHIN FORTY-FIVE (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 Rules 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

AND NOW, this 26th day of February , 1996, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation of a minor child or children, it is ordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs preserving to the Court the right to impose costs at a later time.
2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service uponthe defendant.
3. The plantiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.
4. The Sheriff of Crawford County is ordered and directed to serve a true and correct copy of the complaint or petition and order uponthe defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crwaford County and which said cost may be taxed as record costs and imposed as costs by the Court.
5. The Sheriff of Crawford County is also ordered and directed to serve the following documents upon the defendant and make an appropriate return of service; a copy of order directing attendance at the mandatory seminar registration. The Sheriff shall indicate the costs of service which said cost shall be paid by Crwaford County and which said cost may be taxed as record costs and imposed as costs by the court.

BY THE COURT,
Gordon R. Miller,

Feb. 27, 1996 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. Petition granted by Judge Miller.

Continued on Page 482B

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-B-

1995

March 12, 1996 SHERIFF'S RETURN: SERVED Margo A. Dale personally on March 8, 1996 at 11:30 AM by handing a copy of the Petition to Modify to her at Steen Hill Road, Cochranton, Crawford County, PA.
So answers,
Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Mar. 21, 1996 Transcript of Proceedings at the time of an Emergency Custody Hearing filed

Mar. 25, 1996 Certificate of Completion of Seminar by James Dale, Plaintiff, filed.

Apr 8, 1996 Petition to Proceed In Forma Pauperis and Order: And Now, April 4, 1996, denied as lacking certification under Rule 24D(d)(1)(i).
Anthony J. Vardaro, J.
Apr. 8, 1996 Distributed Walton

Apr.10, 1996 Certficate of Completion of Seminar by Margaret A.Dale, Defendant filed.

April 15, 1996 TEMPORARY ORDER filed. AND NOW, this 15th day of April, 1996, 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 Order of Oct. 25, 1995 and Aug. 11, 1995 are modified.
Costs and fees of this Mediation, which are fixed at $152.00, are assessed to Crawford County.
Either party may move the court for a hearing de novo within ten days from the date hereof. If neither party so moves, this Order shall be considered permanent. (SEE PAPERS FILED)
By the Court,
Gordon R. Miller, J.

April 15, 1996 Order FAXED Atty. Pineo; distributed to Atty. Walton.

April 15, 1996 Custody Complaint filed.

Apr. 15, 1996 Order filed. AND NOW, April,1996 the Plaintiff-father appeared in court with George Davis, filing a request for emergency hearing. No notice has been given to the Defendant-mother.
Hearing is scheduled for 1:30 p.m. on Monday, April 22, 1996 in Courtroom No. 1 of the Crawford County Courthouse to hear this request.
(See Papers filed).
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.

4-17-96 Copy Walton, mailed to Pltf & Deft. (Backup)

April 25, 1996, Petition to Proceed in Forma Pauperis pursuant to Pa. R.C.P, 240, Affidavit in Support of Petition to Proceed In Forma Pauperis, and Order filed. ORDER: AND NOW, Apr. 24,1996 upon consideration of the petition filed by dft in this action, and supported by affidavit attached thereto, the defendant is granted leave to proceed in forma puaperis at this time.
The dft. is directed to inform the Pro's Office or the court of any improvement in her financial circumstance that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.
by the court,
Gordon R. Miller, J.

4/25/96 faxed to Walton.

April 26, 1996, ORDER: AND NOW, April 22, 1996 itis ordered as follows: 1. The plaintiffs request for emerg. hearing which we denied last week is further denied, after a hearing. Eventhough it makes sense that when a mother goes away she leaves thechild with the father, there may be reasons to not have done that. Since the mother had theright tocustody, she had a right to place the child in an approp. facility or with approp. people, while the Hilliard home may not have been the best, it does not appear that the hellth, safety, morals, and welfare ofthe child were compromised in any way.
2. The defendants request for atty's fees is denied. While it appears that the father is seeking court relief on a rather frequent basis, the court is not satisfied that this petition was brought for any ill purpose. He may not understand that during the period of time when the mother has custody by court order she can select where the child goes, and he may not fully understand that the only way to get emergency relief is to show that there is immediate danger of some sort of abuse tot he child.
3. The letter of April 22, 1996 from Mercer County CYS to the court shall be placed of record in this c ase because the court took that into consideration in deciding this case. We had sent Mercer County CYS to look at the home, since the father's allegations were not as serious but since we still felt the home should be looked at.
4. If the mother leaves the child overnight at any home other than her own, she shall make certain that there will be an adequate crib for the child to sleep in. If there is no crib at the place where the chld goes, then the mother should take her crib.
by order of the court,
Gordon R. Miller, P.J.

4/29/96 mailed to plff; dist to Walton.

May 17, 1996 Order: AND NOW, May 14,1996, th eCourt having appointed a custody mediator on the plaintiff's Petition for Modification, it is ordered as follows:
1. The plaintiff is permitted to proceed without payment of court costs, reserving to the court the right to impose costs at a later time.
2. The plaintiff shall arrange service of the Petition for Modification on the defendant. It is not necessary that service be made by the Sheriff. This is not original process. Gordon R. Miller, P.J.
May 21, 1996 Mailed Plf.
May 24, 1996 Faxed Walton & Pineo

May 17, 1995 Petition for Informa Pauperis, filed. AND NOW, May 14 , 1996 , upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his/her financial circumstance that would permit him/her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.
BY THE COURT: Gordon R. Miller, P.J.
May 24, 1996 Faxed Walton & Pineo
May 24, 1996 sent Plf.

May 17, 1996 Modification of Custody Complaint and Order to Appear, filed. You, Margo Dale, have been sued in Court to modify partial custody of Daniel Jordan Groce.
You ar ORDERED to appear in person at such time and place as will be determined by the Mediator William Pineo, Esquire.
Gordon R. Miller, P.J. Dated: May 14,1996
May 24, 1996 Faxed Walton & Pineo, sent Plf.

Continued on Page 484

Millard Davis

vs/

Billie Jean Bower Davis

Record continued from page 465

of

AD 1995 - 279

Oct. 23, 1995, Affidavit of Consent of Defendant filed.

Oct. 30, 1995, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Nov. 2, 1995 ORDER filed. AND NOW, this 2 day of November, 1995, it is ordered and decreed that MILLARD DAVIS, Plaintiff, and BILLIE JEAN BOWER DAVIS, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement Agreement dated October 6, 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.

July 10, 1996 Petition to Modify Custody and Notice and Order to Appear filed. You, Billie Jean Davis, have been sued in Court to obtain custody of Alexander Davis.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Fuller, Esq. for a mediation conference.

Anthony J. Vardaro, J.

ORDER AND NOTICE filed. AND NOW, this 9 day of July, 1996, it is ordered that the aprents 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 Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crawford County Courthouse; or the court Administrator at the Crawford County Courthouse.
BY THE COURT
Anthony J. Vardaro, J.

Aug 23, 1996 Certificate of completion of the Seminar for Separating Parents for MILLARD DAVIS, filed.

Jan 24, 1997 Motion To Withdraw Appearance and Order: AND NOW, this 24th day of January, 1997, upon presentation and consideratiion of the within Motiion, Plaintiff's counsel, Jame sR. Irwin, Esquire, i shereby authorized to withdraw his appearance on behalf of the Plaintiff in the abovecpationed case. Anthony J. Vardaro, J.
Jan 24, 1997 Faxed Irwin & Walton
Jan 30, 1997 Faxed Fuller

Mar. 18, 1997 Petition for Contempt by Defendant and Notice and Order to Appear filed. Legal proceedings have been brought against you alleging you have willfully disobeyed and Order of Court.

If you wish to defend against the claim set forth in the following pages, you may but are not required to filed in writing 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 Wednesday, April 9, 1997 at 10:00 A.M., in Courtroom Number 2, Crawford County Courthouse, Meadville, Pennsylvania.

For the Court,
Ann A. Walker, Ct. Admin.
3-18-97 DISTRIBUTED Walton

Apr. 18, 1997 Order filed. AND NOW, April 9, 1997, this matter comes before the Court on a petition for contempt filed by the Defendant against the Plaintiff. The Defendant appears represented by counsel and the Plaintiff does not have counsel and represents himself. Essentially, the petition is filed because in Paragraph 23 of a property and separation agreement signed dated October 6, 1995, which was incorporated in a divorce decree of November 2, 1995, the Plaintiff is responsible for paying a "marital bills, obligations, and debts." The agreement includes an integration clause in paragraph 29, and further indicates in Paragraph 4 that the date of the execution shall be the date both parties sign the agreement if they sign it on the same date, otherwise, the date of execution shall be the date that the last party signs the agreement.

The Plaintiff maintains that the agreement signed by the defendant as indicated through a notarization on October 3, 1995, was not the agreement that ultimately the parties reached particularly with respect to Paragraph 23, However, at this time, we are faced with a written agreement that includes an integration clause and the Plaintiff may not offer oral evidence with regard to any modifications to that agreement at the time of this hearing.

We have advised him that if that is his position, he should either pursue that appropriate himself or obtain counsel, but we will assume for the purpose of this hearing that Paragraph 23 is the appropriate language with regard to marital bills, and therefore, they are the responsibility of the Plaintiff.

The Defendant maintains that she has been receiving collection telephone calls with regard to a BP Bank One card bill; a Ford Citibank Master Card bill, and an MBNA America bill.

The Plaintiff indicates that in fact all of those obligations were incurred during the marriage, but he maintains that they are not marital bills because each is in the name of the Defendant.

We find that they are marital bills under these circumstances, and that they are the responsibility of the Plaintiff to pay, pursuant to Paragraph 23 of the separation agreement.

Accordingly, the Plaintiff is found to be in contempt of court, and we will impost no punishment at this time, provided he purges himself of contempt. He may do so as follows:

1. He shall make arrangements with each of the three creditors above within 60 days for a payment plan that will avoid any further collection proceedings, particularly against the Defendant. He will provide to the Defendant's counsel, within that period of time, letters from each of those creditors indicating that a payment plan has been set up to their satisfaction.

2. The Plaintiff will comply with all such payment plans that he has arranged with those creditors in a timely manner.

(SEE PAPERS FILED)

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
4-18-97 DISTRIBUTED Walton
4-22-97 MAILED Pltf

April 23, 1997 Transcript of Proceedings Taken at time of Trial filed.

Continued Page 506

David Baker
vs.
Deborah Baker

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2. Primary physical custody of William David Baker and Matthew Thomas Baker shall be with their father effective December 3, 1995 subject to the following conditions:

a. The mother shall be permitted to visit and take the children into her temporary physical custody every other weekend from Friday at 6:00 P.M. until Sunday at 6:00 P.M.

b. Holiday visitation shall be arranged as follows:

i. Easter - There shall be two Easter holiday visitation periods; the first beginning on Good Friday at 9:00 A.M. and ending Holy Saturday at 6:00 P.M. and ending on Easter Sunday at 6:00 P.M. In 1996, the father shall have the first visitation period and the mother the second and the parties shall thereafter alternate.

ii. Thanksgiving - There shall be two Thanksgiving holiday periods; the first beginning on the Wednesday preceding Thaksgiving at 6:00 P.M. and ending on the Saturday following Thanksgiving at 1:00 P.M. and the second beginning on the Saturday following Thanksgiving at 1:00 P.M. and ending the Monday following Thanksgiving at 6:00 P.M. In 1995, the mother shall have the first visitation period and the father the second and the parties shall thereafter alternate.

iii. Christmas - the parties shall agaree between the themselves as to how the Christmas vacation period will be divided. In the absence of such an agreement, the children shall be in the custody of the father from the dismissal of school on the last day preceding the Christmas holiday until December 26th at 7:00 P.M. and shall be in the custody of the mother from December 26th at 7:00 P.M. until the evening preceding their return to school.

c. Beginning with the summer of 1996, mother shall be entitled to take the children into her custody beginning one week after school is dismissed for the year until one week prior to the commencement of the next school year. During the mother's summer cutodial period, the father shall be permitted to visit with the children every other weekend from Friday at 6:00 P.M. until Sunday at 6:00 P.M.

3. In the absence of an agreement between the parties to do otherwise, transportation of the children on weekends, holidays and summer visits shall be shared between the parties with the parent receiving custody of the children to provide transportation.

4. The parent having physical custody of the children shall make them available at 7:30 P.M. each eveningin order to receive a telephone call from the non-custodial parent.

5. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor children.

6. Neither parent shall say or do anything in an attempt to turn the children against the other parent nor shall they permit other persons to do so but rather shall do everything in the power of each to promote a favorable and loving attitude on the part of the children toward both parents.

7. Neither parent shall expose the children to any person or situation which may be harmful to the health, safety or well being of the children.

8. Each parent shall inform the other parent immediately of any illness or injury regarding the children and both parents shall furnish the other with a current address and telephoen number.

9. The parties are encouraged to make additional or alternative arrangements regarding physical custody of the children and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

BY THE COURT:
Anthony J. Vardaro, J.

Nov 22, 1995 Copies to Counsel distributed by the Court.

1995

439

JOSEPH H. REYNOLDS
Plaintiff

VS.

LISA REYNOLDS
DEFENDANT

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Nov. 1, 1995 **CONSENT DECREE** filed. AND NOW, this 30th day of October, 1995, upon presentation and consideration of the foregoing Stipulation, this Court hereby directs that:

I. 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 irretrievably broken and ninety 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 divorce Code of Pensylvania.

II. CUSTODY

Custody of the minor children has been resolved through a separate Order of the court.

III. EQUITABLE DISTRIBUTION

A. ASSETS

1. Plaintiff shall pay to Defendant, within ten (10) days of the date of this Decree, the sum of $24,650.00.

2. Defendant shall execute a deed transferring and conveying all of her interest in and to the former marital residence over to Plaintiff within ten (10) days of the date of this Decree.

BY THE COURT
Gordon R. Miller, J.

Subdivision Plan for land of Wayne Rr. Wright; thence South 88 derees 17 feet 9 inches East, a distance of 420.69 feet along land now or formerly of Mildred and Robert Remek to an iron pin, said point being athe southeast corner of the land herein conveyed; thence North 1 degree 13 feet 40 inches East, a distance of 616.26 feet along land now or formerly of Anthony Gosik to an iron pin on the southerly line of Leg. Rt. 20058; thence North 1 degree 13 feet 40 inches East a distance of 25 feet to a point in the center line of Leg. Rt. 20058, said point being the northeast corner of the land herein conveyed; thence North 88 degrees 17 feet 9 inches West a distance of 420.69 feet along the center line of Leg. Rt. 20058 to a point, said point being the point and place of beginning and the northeast corner of Lot #1 of the Property Subdivision Plan foar land of Wayne R. Wright.

BEING Lot #2 of the Property Subdivision Plan for land of Wayne R. Wright and containing 5.952 acres of land.

Being part of the same land conveyed to Wayne R. Wright by deed to John W. Hardman, single, dated Dec. 6, 1993, and recorded in Cr. Co. Record Book 233, Page 873. Being the same land conveyed to Daniel T. Peters and Lori L. Peters by deed of Wayne R. Wright, singel, date Oct. 6, 1994, and recorded Oct. 7, 1994, in Cr. Co. Record Book 0249 at Page 0211.

The description set forth herein is in accordance with a survey performed by Douglas H. Fox, registered surveyor, dated July 11, 1994, a copy of which is recorded simultaneously herewith.

inconsistent with the interest or claims of James J. Mackowski and Christine A. Mackowski, his wife, and Daniel T. Peters and Lori L. Peters, his wife, set forth in the above-entitled Action to Quiet Title, unless said Defendants, their successors and assigns, take such actiojn as the Court may direct, within thirty (30) days after entry of this Order.

It is further ordered and decreed that the devices to John f. McLaughlin and Johanna S. McLaughlin, brother and sister, were good, valid and proper and divested the Defendants of their right, title and interest in the said property; and it is further ordered and decreed that the Plaintiffs, JamesJ. Mackowski and Christine A. Mackowski, his wife, and Daniel T. Peters and Lori L. Peters, his wife, are the owners of the above-referred to property in fee simple absolute.

Gordon R. Miller, P.J.

Dec. 4, 1995 Faxed Brabender

1995

David A.Johnston, Adm. of the Estate of Kevin Bowen, Deceased, al
vs
Hi-Teck Stoves, Inc., a Corp., al

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Jan. 29, 1996 Complaint in Civil Action filed. (3 copies Atty.)

Feb. 1, 1996 Appearance of Peters, Lindsay, Lewis & Hatheway, by Donald E. Lewis, Esq. and Mark Stevens, Esq., on behalf of William A. Balizet, Jr., Administrator of the Estate of William K. Bowen, Deceased, filed.

Feb. 1, 1996 Appearance of Watts and Pepicelli, by Alan L. Pepicelli, attorneys for David A. Johnston, Administrator of the Estate of Kevin Bowen, Deceased, and Executor of the Estate of Denise M. Bowen, Deceased, and Scott S. Bowen,filed.

Feb 13, 1996 SHERIFF'S RETURN, filed. SERVED William A. Balizet, Jr., Administrator of the Estate of William K. Bowen, deceased, personally on Feb. 9, 1996 at 3:24 PM by handing a copy of the Writ to Join Additional Defendnats to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers,
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Feb 14, 1996 SHERIFF'S RETURN, filed. SEREVED William A. Balized, Jr., Administrator of the Estate of William K. Bowen, deceased, on February 9,1996 at 3:25 PM by handing a copy of the Writ to Join Additional Defendant to him personally in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
So answers,
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Feb 22, 1996 Preliminary Objections, filed.

April 9, 1996 Appearance of Summers, McDonnell, Walsh & Skeel by Paul J. Walsh III, Esq. on behalf of Additional Defendant: William A. Balizet, Jr., Administrator of the Estate of William K. Bowen, Deceased, filed.

April 9, 1996 Praecipe For Rule to file Complaint to Join Additional Defendant, filed.

April 12, 1996 Notice of Depositions of Hi-Teck Stoves, Inc., and David Wiggers, individually, and t/a Wiggers Wood Stoves Sales on behalf of plaintiffs, filed.

April 16, 1996 Notice of Service of Rule To File Complaint to Join on Hi-Teck Stoves, Inc. by attorney for defendant Wm. A. Balizet, Jr., Administrator of the Estate of Wm. K. Bowen, Deceased, filed.

April 16, 1996 Notice of Service of Rule to File Complaint to Join on Ronald and Thelman Nielson, defendants, filed.

May 2, 1996, Amended Complaint in Civil Action filed.

May 14, 1996 Complaint to Join Additional Defendant filed.

May 16, 1996 Answer To Amended Complaint and New Matter on behalf of Defendants, Ronald A. and Thelma J. Nielson, filed.

May 30, 1996 Complaint to Join Additional Defendant filed.

June 20, 1996, Answer and New Matter to Plaintiffs Amended Complaint filed. (of dft. Hi-Teck Stoves, Inc.)

June 20, 1996, Reply of dft. Hi-Teck Stoves, Inc., to New Matter under 2252(d) of Defendants RonALD A. Nielson and Thelma J. Nielson, filed.

June 28, 1996 Reply of Defendants Nielson to New Matter of Defendant Hi-Teck Stoves Asserting Cross-Claim filed.

Aug. 1, 1996 Notice of Service of First Set of Requests for Production ofDocuments filed.

Aug 12, 1996 Reply to New Matter of Defendants Nielson, filed.

Aug 12, 1996 Reply to New Matter of Defendant, Hi-Teck, filed.

Aug. 13, 1996 Appearance of Swensen, Perer, Johnson & McCandless by John W. McCandless, Esq., for Defendant David Wiggers individually, and Wiggers Wood Stoves Sales filed.

Aug. 27, 1996 Answer, New Matter and New Matter Pursuant to Rule 2252(d) to Defendants Ronald A. Nielson and Thelma J. Nielson's Complaint to Join Additional Defendant, filed.

Aug. 27, 1996 Answer, New Matter and New Matter Pursuant to Rule 2252(d) To Defendant Hi-Teck Stoves, Inc.'s Complaint to Join Additional Defendant, filed.

Feb. 12, 1997 Notice of Service by Swensen, Perer, Johnson & McCandless by John W. McCandless, Esq. for Defendant Hi-Teck Stoves, Inc., a corporation And David Wiggers Individually, and t/d/b/a/ Wiggers Wood Stoves Sales filed.
I, hereby certify that a copy of DEFENDANT HI-TECK STOVES, INC., 'S ANSWERS TO PLAINTIFFS FIRST SET INTERROGATORIES AND RESPONSES TO REQUEST FOR PRODUCTION AND DEFENDANT DAVID WIGGERS ANSWERS TO PLAINTIFFS FIRST SET INTERROGATORIES AND RESPONSES TO REQUEST FOR PRODUCTION were served upon all counsel of record for parties herein by personal hand delivery and/or U.S. First Class Mail postage prepaid this 11th day of February, 1997, to their addresses as listed below.

To: Alan L. Pepicelli, Esq.
916 Diamond Park
Meadville, PA 16335
Attorney for Plaintiff

DONALD LEWIS, ESQ.
311 Walnut Street
Meadville, PA 16335
Attorney for Plaintiff

MARK STEVENS, ESQ.
311 Walnut Street
Meadville, PA 16335

MARK MIODUSZEWSKI, ESQ.
120 West Tenth Street
Erie, PA 16507

PAUL J. WALSH, III, ESQ.
Gulf Tower, Suite 2400
707 Grant Street
Pittsburgh, PA 15219

Dated: February 11, 1997

John W. McCandless, Esq.

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1995

Chipsco, Inc.
vs
Kinkade, Inc.

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Feb.20, 1996 Fourth Amended Complaint, filed.

Mar.7, 1996 Answser and New Matter to Plaintiff's Fourth Amended Complaint,filed.

Mar 20, 1996 Plaintiff's Reply to Defendant's New Matter, filed.

Mar. 21, 1996 Plaintiff's Reply To Defendant's New Matter filed.

Mar. 22, 1996 Reply to Defendant's New Matter, filed.

Dec. 18, 1996 Withdrawal of Appearance of Thomson, Rhodes & Cowie, by Richard E. Rush Esq., and John David Rhodes, Esq., on behalf of plaintiff, filed.

April 14, 1997 Withdrawal of Appearance of Thomson, Rhodes & Cowie by John David Rhodes, Esq., and Richard E. Rush, Esq., on behalf of plaintiff, filed.

165.

MICHAEL T. STROUD,
Plaintiff
VS.
JONA L. BLAIR,
Defendant

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Nov. 28, 1995 PETITION FOR ENTRY OF AGREEMENT filed.

Nov. 28, 1995 CONSENT CUSTODY ORDER filed. AND NOW, this 28 day of November, 1995, 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, Jala Lynn Blair, shall be shared by the Father and Mother, the parties to this action, with each parent entitled to full access to any records and each parent shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment. However, to the extent that, the parties reside in different school districts, the child shall attend the school district in which mother resides.

2. Physical custody of Jala L. Blair shall be shared subject to the following ocnditions:

a. The child shall be in the physical custody of the Father from Sunday until Wednesday. The father shall begin his custodial period, on a weekly, alternating basis at 11:00 a.m. on one Sunday and at 7:00 p.m. the following Sunday and alternating thereafter. Father's custodial period shall end on Wednesday either at 9:00 a.m. when father shall drop the subject minor child off at preschool, or earlier when father delivers child to regular school with the following exception: on those Wednesdays preceding the Sundays that mother gets to keep the child until 7:00 p.m., father shall be entitled to keep the child until 8:00 p.m. Mother shall be responsible for picking the minor child up from preschool or school on Wednesday of each week, except on those Wednesdays when father should retain custody until 7:30 p.m. On those days, mother or her agent shall pick up the child from father's residence at 7:30 p.m.

b. Each parent shall be entitled to have the child in his or her sole physical custody for a two week period each calendar year, which weeks need not be consecutive. Each parent shall give twenty days notice of the weeks selected to the other party. In the event of a conflict, the Father's choice of weeks shall take precedence in odd years and the Mother's choice in even years.

c. Holiday visitation shall be arranged as follows:

i. Thanksgiving: The Thanksgiving holiday shall be observed between the hours of 11:00 a.m. and 8:00 p.m. In even years, the child shall be in the custody of the Father and in odd years, the child shall be in the custody of the Mother.

ii. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on December 24th at 9:00 a.m. and ending on Christmas Day at 12:00 noon, and the second beginning on Christmas Day at 12:00 noon and ending on December 26th at 9:00 p.m. In 1995, the Father shall have the first period and the Mother the second and the parties shall thereafter alternate.

iii. Easter: The Easter holiday shall be observed between the hours of 11:00 a.m. and 8:00 p.m. In odd years, the child shall be in the custody of the Mother and in even years, the child shall be in the custody of Father.

iv. The child shall spend Mother's Day with the Mother from 9:00 a.m. until 8:00 p.m. and Father's Day with the Father during the same hours.

v. The holiday visitation schedule shall take precedence over the other provisions of this Order relating to the custodial or visitation periods.

3. Transportation of the child shall be shared between the parties with the party receiving custody of the child to provide transportation.

4. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor child.

5. Neither parent shall say or do anything in an attempt to turn the child against the other parent, nor shall either parent permit others to do so, but rather each parent shall do everything in their power to promote a favorable and loving attitude on the part of the child toward both parents.

6. Neither parent shall expose the child to any person or situation which may be harmful to the child's health, safety or well being.

7. Each parent shall inform the other parent immediately of any illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number.

8. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if said modifications are by mutual consent only; otherwise, the provisions contained herein shall govern.

9. The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by the Father shall first be applied to his share of the costs and the remainder refunded to him less the cost of the Court Order.

10. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within 10 days of the date hereof.

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

FAXED 11-28-95 Lindsay, Nelson & Keenan.

Apr. 1, 1997 Amended Petition to Modify Custody, Notice and Order to Appear and Order and Notice filed. You, Michael T. Shroud, have been sued in Court to obtain Custody of the child. Jala Lynn Blair.

You are Ordered to appear in person at such time and place as will be determined by the Mediator William Pineo, Esquire for a mediation conference. 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.

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 you arrest.

BY THE COURT
Gordon R. Miller, J.

4-2-97 FAXED Pineo, Lindsay, Keenan

ORDER AND NOTICE: AND NOW, this 2nd day of April, 1997, 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 Rul L1930. Applications for the seminar may be obtained at the Center for Family Services, Inc. at 996 S. Main Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crawford County Courthouse; or the Court Administrator at the Crawford County Courthouse.

BY THE COURT
Gordon R. Miller, J.

May16, 1997 Motion to Vacate and Reappoint Prior Mediator and order filed. ORDER: AND NOW, this 16 day of May 1997 upon Motion to vacate appointment of Wm. Pineo, Esq. and to reappoint Kathleen R. Nelson as Mediator, Motion is hereby granted.

By the court,
Gordon R. Miller, J.

5/16/97 faxed to Keenan, Lindsay, Pineo and Nelson

May 21, 1997 Certification of Jona L. Blair for Completion of Seminar filed.

June 6, 1997 Plaintiffs completion of Seminar for Separating Parents, filed.

Cont. to 502B

24 Aug. 26, 1996 Notice of Service of Plaintiffs' Interrogatories and Request for Production of Documents Directed to Defendant Candyce Lucian, D.O. filed.

25 Feb. 10, 1997 Notice of Service of Interrogatories by Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc. filed. Notice is hereby given that the Defendant, Meadville Medical Center, through their counsel, quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., served Answers to Interrogatories and Responses to Requests for Production propounded to the Plaintiffs, upon their counsel, John P. Joyce, Esquire. These Answers and Responses were mailed via U.S. mail to his office at 2200 Grant Building, 310 Grant St., Pittsburgh PA 15219 on February 7, 1997.

Respectfully submitted,
Quinn, Buseck, Leemhuis, Toohey &
Kroto, Inc.
By John M. Quinn, Jr.
Attorneys for Meadville Medical Center

26 Feb. 14, 1997 Plaintiffs' Motion to Compel Discovery from Defendants' Robert C. Milsovic, M.D. and Diagnostic Medical Imaging, Inc. and Order filed. AND NOW, to-wit this 14 day of February, 1997, upon consideration of Plaintiff's Motion to Compel Discovery from defendant Robert C. Milsovic, M.D. and Diagnostic Medical Imaging, Inc., it is hereby ORDERED that the defendants provide full and complete answers and responses to Plaintiffs' Interrogatories and Requests for Production within twenty (20) days of the signing of this Order or suffer sanctions to hereafter be determined by this Court.
Anthony J. Vardaro, J.
2-14-97 FAXED Klemensic & Joyce

27 Feb. 14, 1997 Plaintiffs' Motion to Compel Discovery From Defendants' M. Susan Matthews, M.D. and Candyce Lucian, D.O. and Order filed. AND NOW, to-wit this 14 day of February, 1997, upon consideration of Plaintiff's Motion to Comple Discovery from defendant M. Susan Matthews, M.D. and Candyce Lucian, D.O., it is hereby ORDERED that the defendants provide full and complete answers and responses to Plaintiffs' Interrogatories and Requests for Production within twenty (20) days of the signing of this Order or suffer sanction to hereafter be determined by this Court.
Anthony J. Vardaro, J.
2-14-97 FAXED Klemensic & Joyce

28 Nov. 21, 1997 Notice of Service of Videotape Deposition of Robert C. Milsovic, filed.

29 Dec. 4, 1997 NOTICE OF COMPLETION OF DISCOVERY ON BEHALF OF PLAINTIFFS FILED

30 Dec. 5, 1997 NOTICE OF SERVICE OF THE DEPOSITIONS OF ROBERT C. MILSOVIC, THE CORPORATE DESIGNEE OF MEADVILLE MEDICAL CENTER, M. SUSAN MATTHEWS, M.D. AND CANDYCE LUCIAN, D.O. ON BEHALF OF PLAINTIFF'S FILED.

31 Feb. 23, 1998 Certificate of Readiness filed.

ON 1998 APRIL CIVIL TRIAL LIST

32 April 22, 1998 - ORDER FILED. AND NOW, April 22, 1998 trial is specially set in this matter for 2 consecutive weeks commencing with jury selection on July 6, 1998. A special paned of jurors will be called.
A Pretrial Conference is scheduled for June 19, 1998 at 2:30 PM in Courtroom No 2 before the undersigned.
It is the Court's intention that a special questionnaire will be sent out to the paned of jurors when they are provided notice of service around the first part of June 1998. It would be the court's hope that amny of the questions of a genaral nature contained in Pa.R.CRIM.P.220.1 can be asked in that questionnaire to limit the amount of voir dire necessary when the jury is selected.
Counsel for the parties are directed to attempt to agree on the questions that cna be included in that written questionnaire and to report to the court collectively with regard to any agreeement or disagreement no later than May 15, 1998 so that if there are disputes with regard to that questionnaire an argument can be scheduled for the court prior to the jury notices being sent.

BY THE COURT
Anthony J. Vardaro, J
4/23/98 FAXED JOHN JOYCE, JOHN QUINN, M. BRIAN O'CONNER: FRANCES KLEMENSIC

33 June 12, 1998 Plaintiffs Motion for Protective Order and order filed. ORDER: AND NOW, this 11 day of June 1998 upon consideration of Plaintiffs Motion and argument hereon, it is hereby Adjudged and Decreed that Plaintiffs' Motion is denied. The two iwitnessess who are the subject of this motion may be deposed as - - witnesses in this case -- - physicians. (see paper filed)

BY THE COURT,
Anthony J. Vardaro J.
6/12/98 faxed to Joyce, Conner, Quinn, Klemensec.

34 June 12, 1998 Answer to Motion for Protective Order, filed by dft. MMC.

35 June 12, 1998 Answer to Motion for Protective Order and Brief filed. (on behalf of R. Milsovic, MD and Diagnostic Medical Imaging, Inc. dfts)

36 June 24, 1998, MEMORANDUM AND ORDER filed. ORDER: AND NOW, June 24, 1998 based on the Plaintiffs Motion to Permit the Presentation of the testimony of Terri M. Severo at Trial by Videotape Testimony Taken for Use at Trial , we will defer a decision on whether the depositon testimony will be permissible at trial, but at this time it is ordered and directed that the deposition of terri M. Severo shall be taken no later that 5:00 p.m. on June 1, 1998 for the potention use at trial.
That deposition shall be confined to discussing any treatment that Mrs. severo has received since the time of her last deposition approximately two years ago. No. issues with regard to liability may be developed through that deposition in light of the representation of Plaintiff's counsel.

BY THE COURT,
Anthony J. vardaro, J.
6/24/98 mailed to all counsel

37 June 26, 1998 ORDER filed. AND NOW, June 19, 1998, this matter is before the Court for a Pretrial Conference and there is lengthy discussion informally between counsel with regard to what to do procedurally on a pending deposition of Dr. Wilson. In the deposition of Dr. Shibatta, there were disagreements between Plaintiffs' counsel and Defendants' counsel with regard to what objections were necessary on the record so that testimony would not be allowable beyond the parameters set forth by the Court previously with regard to those witnesses being deposed only as fact witnesses.
After these discussions, it is ordered and directed that again it was our intention that each of these physicians be treating physicians and as such, at the deposition, the Defendants will be limited only to matters with regard to that treatment. So that it is clear, those matters can include discussions from the records of other physicians with regard to factual matters determined by those physicians on which the physician being deposed based his or her opinion and can also include certain definitions which would be of a medical nature that a physician would normally have to define in testifying in order for a lay juror to understand comments that are being made by that physician.

RECORD CONTINUED ON PAGE 490 (A).....

In order to allow for an expedited proceeding, the Defendants have agreed and it is ordered and directed that the Plaintiff shall have a continuing objection throughout the deposition that the Defendants have exceeded the allowable type of diagnosis based on our order and ultimately the Court will have to review the entire transcript to determine whether or not there have been transgressions by the Defendant and if that occurs and the Court deletes portions of the testimony, the Defendants have agreed to that procedure and they will not, therefore, be permitted to raise objections to the Court's ultimate decisions in those matters on appeal. This will not preclude any party from making argument to the Court while the Court is reviewing those depositions as to what does and does not exceed the proper parameters but it will under these circumstances preclude the Defendants from raising the issue that the Court was incorrect in not requiring the Plaintiff to make specific objections throughout the deposition.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

June 29, 1998 MAILED Attys. Joyce, Quinn, O'connor and Klemensic.

38 June 19, 1998 PRETRIAL ORDER filed. AND NOW, June 25, 1998 after a Pretrial Conference conducted on June 19, 1998, the Court enters the following Order:

1. All discovery is completed, all parties are ready for trial and jury selection will commence on Monday, July 6, 1998 at 9:00 A.M. in Courtroom No. 2 of the Crawford County Courthouse. It is anticipated that this case will take two full weeks to try and the Court notes that we will work some evenings in order to get the case tried within that two weeks because the Court cannot go beyong July 17, 1998 with this case.

With regard to scheduling, the parties were advised at the Pretrial Conference that for the first week on Tuesday, July 7, 1998 and Wednesday, July 8, 1998 the Court will recess at the normal 4:30 P.M. time and thereafter reconvene at 6:00 P.M. for two to two and one half hours of evening court. A decision will be made later as the trial progresses as to what evenings will be used during the week of July 13, 1998.

(SEE PAPERS FILED FOR FURTHER INFORMATION).

BY THE COURT:
Anthony J. Vardaro, J.

June 29, 1998 MAILED Attys. Joyce, Quinn, O'Connor and Klemensic.

39 July 7, 1998 RULINGS ON OBJECTIONS IN Terri M. Severo Deposition of Oct. 20, 1995, filed.

AND NOW, Jly 7, 1998, the court rules the objections contained in the above deposition as follows:

1. The objection which begins on the bottom of Page 36 is sustained, however it appears from a review from the continuing testimony on Page 39, no testimony needs to be removed from the record.
2. The objection on Page 40 is overruled.
3. The objection in the middle of Page 46 is sustained and the question in the middle of Page 46 that states "Did you tell him what you were talking about?" is stricken as is all of the contents of Page 46 and Page 48 through line 10. (FOR FURTHER INFORMATION, SEE PAPERS FILED)

BY THE COURT,
Anthony J. Vardaro, J.

July 7, 1998 Order distributed to all counsel by the Court.

40 July 7, 1998 RULINGS ON PHOTOGRAPHS CONTAINED IN SECOND DEPOSITION OF TERRI M. SEVERO, filed. AND NOW, July 7, 1998, after review of Exhibits 3, 4, 5, 6, 7, 8 * 9 used in the second deposition of Terri M. Severo, it is Ordered and Directed that the plaintiff may use either Exhibit 3 or Exhibit 4, but not both, either Exhibit 5 or 6, but not both and may use Exhibit 7, as well as either Exhibit 8 or Exhibit 9, but not both.

The video deposition shall be appropriately amended in a manner consistent with this Order.

BY THE COURT,
Anthony J. Vardaro, J.

July 7, 1998 Order Distributed to all counsel by the Court.

41 July 7, 1998 ORDER filed. AND NOW, to-wit, this 7 day of July, 1998, in consideration of the fact that the Plaintiffs have failed to plead any cause of action against Meadville Medical Center relative to the alleged failure to provide Dr. Milsovic with sufficient clinical information relative to Mrs. Severo's symptoms and complaints, it is hereby ORDERED that the Plaintiffs are PRECLUDED from presenting any evidence relative to the alleged failure to supply sufficient clinical information.

Anthony J. Vardaro, J.

July 7, 1998 Order Distributed to all counsel by the Court.

42 July 7, 1998 ORDER filed. AND NOW, July 7, 1998, plaintiff's motion to present video tape testimony of Terri M. Severo at trial due to her illness and speech infirmity is granted without objection by the defendants.

If Mrs. Severo is going to be offered in rebuttal, the Court will make a determination as to whether we will allow that to occur live and this Order is without prejudice to any defendant to call her as if on cross-examination. If that is done, we will make a determination as to whether that will be live.

BY THE COURT,
Anthony J. Vardaro, J.

July 7, 1998 Order Distributed to all counsel by the Court.

43 July 7, 1998 ORDER filed. AND NOW, July 7, 1998, plaintiff's motion to present video tape testimony of Terri M. Severo at trial due to her illness and speech informity is granted without objection by the defendants.

If Mrs. Severo is going to be offered in rebuttal, the Court will make a determination as to whether we will allow that to occur live and this Order is without prejudice to any defendant to call her as if on cross-examination. If that is done, we will make a determination as to whether that will be live.

BY THE COURT,
Anthony J. Vardaro, J.

July 7, 1998 Order Distributed to all counsel by the Court.

44 July 7, 1998 ORDER filed. AND NOW, July 7, 1998, after consideration of the oral motion in liminie made on behalf of the Meadville Medical Center, it is Ordered and Directed that plaintiff's expert, Dr. R. Scott Scheer, may be cross examined with regard to the Consent Agreement he entered into before the State Board of Medicine for the Commonwealth of PA. in which it appears that he admitted that he continued to practice medicine after he knew that his medical license had expired.

We believe that this issue is pertinent to the jury judging his credibility as an expert witness.

BY THE COURT,
Anthony J. Vardaro, J.

July 7, 1998 Order Distributed to all counsel by the Court.

45 July 8, 1998 Motion in Limine (on behalf of Meadville Medical Center) filed.

Record Continued on Page 490 ~B~

46 July 13, 1998 ORDER: RULINGS ON OBJECTIONS IN DEPOSITION OF DR. WILLIAM R. WILSON, filed. AND NOW, July 13, 1998. we rule on the objections contained in the deposition of Dr. William R. Wilson taken on June 25, 1998 as follows:

1. The objection contained on page 11 and 12 is overruled insofar as it appears that the nature of the objection was corrected on page 12.
2. The objection on page 15 is overruled.
3. The objection on page 18 is overruled.
4. The objection on page 29 is sustained.
5. The objection on page 34 is overruled.

BY THE COURT:
Anthony J. Vardaro, J.

47 July 13, 1998 ORDER filed. AND NOW, July 13, 1998, having heard the Defendants' Motions for Compulsory Nonsuits at the close of the Plaintiff's case and having heard the Defendant's Motions for Compulsory Nonsuits at the close of the Plaintiff's case and having heard argument from both sides with regard to each of those motions, we rule as follows:

1. A compulsory nonsuit is granted with respect to Defendants Milsovic and Diagnostic Medical Imaging with regard to any alleged negligency by Dr. Milsovic for failing to order orbital C. T. scans and/or sinus C.T. scans on Jan. 27, 1993. Further a compulsory nonsuit is granted with respect to both of those Defendants concerning any claim that Diagnostic Medical Imaging should have somehow everseen the work of Dr. Milsovic and/or should have had protocols to be followed when Dr. Milsovic reviewed Plaintiff Terri M. Severo's C.T. scan results on Jan. 27, 1993. Finally, a compulsory nonsuit is granted with respect to both of those Defendants concerning any allegations that Dr. Milsovic was not property trained as a radiologist. (SEE PAPERS FILED FOR FURTHER INFORMATION).

BY THE COURT:
Anthony J. Vardaro, J.

July 13, 1998 Copies distributed to all counsel by Court.

48 July 13, 1998 RULINGS ON SUPPLEMENTAL OBJECTIONS IN DEPOSITION OF DR. WILLIAM R. WILSON, filed. AND NOW, July 13, 1998, the Court, having previously reviewed the transcript of Dr. William W. Wilson and made certain rulings based on the objections in that record and now the Court having received further objections from Plaintiffs' counsel, we rule as follows with regard to those objections:

1. The objection with regard to page 16 and 17 is overruled.
2. The objection on page 17 is overruled.
3. The first objection on page 18 is overruled.
4. The second objection on page 18 is overruled.
5. The objection on page 19 is overruled.
6. The objection with regard to Dr. Dina's impression contained on page 29 is sustained in that it is asked in a context that it is clear that it is being asked solely to allwo Dr. Dina's hearsay statement to come into the record rather than as background as to why Dr. Wilson reached the conslucsion that he reached.
7. The objection contained on page 30 is sustained.
8. The objection with regard to page 31 is sustained.

The Court has not had the opportunity to indicate precisely what lines of the deposition should be excluded based on these rulings. The parties shall strike out the portions of the deposition to be consistent with this Order.

BY THE COURT:
Anthony J. Vardaro, J.

July 13, 1998 Copies distributed to all counsel by Court.

49 July 13, 1998 ORDER filed. AND NOW, July 13, 1998, the Plaintiffs' Motion to Restrict Defendant Diagnostic Medical Imaging, Inc. from presenting expert testimony is denied.

A review of the record convinces the Court that we were correct in our rulings made on Feb. 9, 1998 and specifically a review of the Feb. 9, 1998 transcript reveals that we are correct in that the argument made by the Plaintiffs with regard to Dr. Driscoll verifying interrogatories and that being the nature of the questioning being pursued by Plaintiffs' counsel at that deposition was never brought to the Court's attention in making our ruling of Feb. 9, 1998. In fact, our review of the Feb. 9, 1998 transcript does not reveal even one reference to "interrogatory" or "interrogatories."

BY THE COURT:
Anthony J. Vardaro, J.

July 13, 1998 Copies distributed al all counsel by Court.

50 July 13, 1998 ORDER: RULINGS ON OBJECTIONS MADE AT THE TIME OF THE DEPOSITION OF DR. M. PETER SCIBETTA, filed. AND NOW, July 13, 1998, the Court rules on the objections made at the deposition of Dr. M. Peter Scibetta as follows:

1. With respect to the objections made before any questions were asked on pages 7 and 8 of the transcript, those are overruled insofar as no questions have, in fact, been asked. (SEE PAPERS FILED FOR FURTHER INFORMATION).

BY THE COURT:
Anthony J. Vardaro, J.

51 ** July 15, 1998 ORDER filed. AND NOW, July 15, 1998, we do not admit plaintiff's Exhibit AA and Plaintiffs' Exhibit BB. BY THE COURT, Anthony J.Vardaro,J.**

52 July 15, 1998 ORDER filed. AND NOW, July 15, 1998, upon consideration of the plaintiff's oral motion in limine with regard impeachment of Dr. Susan Matthews with the facts and circumstances regarding a civil judgment entered against her in Federal Court in Pittsburgh, we find that such information may not be used to impeach Dr. Matthews.

BY THE COURT:
Anthony J. Vardaro, J.

July 15, 1998 Copies distributed to all counsel by Court.

53 July 16, 1998 And now, July 6, 1998 at 1:28 p.m., Jury selected and sworn as follows:

1. Dolores Henry
2. Shirley Brown
3. Becky Mowris
4. Charlotte Henretty
5. Lois Castile (Excused 7/10/98)
6. Karl Brown
7. Joan Olynik
8. Kathleen Abbott
9. Constance Sovisky
10. Terry Clark, Jr.
11. Dolores Nicol
12. Cindy Dillaman
13. Alt Dorothy Wallis (Replaced Lois Castile on 7/13/98).
14. Alt Robert Swanson, Jr.

twelve good and lawful persons who upon their solemn oath which they have taken and at least 10 of them say, July 16, 1998 at 8:23 p.m., they find:

AND NOW, July 16, 1998, we the jury impaneled in the above captioned matter answer the questions presented to us as follows:

Question 1: Do you find that any of the defendants were negligent?

Robert C. Milsovic, M.D.	No
M. Susan Matthews, M.D.	No
Candyce Lucian, D.O.	No

RECORD CONTINUED ON PAGE 490 - C -.....

If you answer Question 1 "No" as to all defendants, the plaintiffs cannot recover and you should not answer any further questions and should return to the courtroom.

Karl Brown
Foreperson

Date Verdict Reached: 7/16/98 Time: 8:00 P.M.
S-164,94

July 16, 1998 EXHIBITS filed.
54 JULY 17, 1998 Question asked by jury during deliberation of Verdict, filed.
55 July 17, 1998 Transcript of William R. Wilson, dated Thursday, June 25, 1998, filed.

56 July 17, 1998 Plaintiffs' Supplementary Memorandum Regarding Plaintiffs' Request to Present Videotaped testimony Previously Taken For Use At Trial Due To Her Illness and Speech Infirmity, filed.

57 July 17, 1998 Plaintiffs' Reply to Defendant Meadville Medical Center's Motion in Re: Restricting the Expert Testimony of Plaintiffs' Medical Experts R. Scott Scheer, M.D. and Robert L. Lesser, MD, filed.

58 July 17, 1998 Plaintiffs' Memorandum in Opposition to Defendant Meadville Medical Center's Motion in Limine In Re: Restricting the testimony of Plaintiffs' Experts, filed.

59 July 17, 1998 Plaintiffs' Memorandum in Support of their Earlier filed Motion to Preclude the Defendant's From Presenting Opinion Testimony from Physicians who have been Consultants for or have treated Plaintiff, filed.

60 July 17, 1998 Motion In Re: Plaintiffs' Motion to Restrict Defendant Diagnostic Medical Imaging, Inc. from Presenting Expert Testimony, filed.

61 July 17, 1998 Motion in Re: Plaintiffs' Motion for Equalization of Preemptory Challenges, filed.

62 July 17, 1998 Plaintiffs' Motion to Permit the Presentation of the Testimony of Terri M. Severo at Trial by Videotape Testimony taken for use at Trial in Accordance with PA. Rule of Civil Procedure 4020(a)(3)(c) and (e),filed.

63 July 17, 1998 Plaintiffs' Motion for Directed Verdict and Requested Points For Charge Pursuant to Pa. R.C.P.226 filed.

64 July 17, 1998 ORDER filed. AND NOW, July 16, 1998, we rule on the remaining requested Points For Charge as follows:

1. With respect to plaintiffs' request, No. 1 is denied, except that the court will be given a modified account at the beginning of the charge when we define the issues. The plaintiffs request that the standard jury instruction 3.27 be given is denied.
2. With respect to Meadville Medical Center, we will accept requested point No. 2 and requested point No. 3.
3. With respect to defendant Milsovic, we will deny request No. 2 so far as we believe that issue is covered when we give instructions No. 2, 3 and 4 requested by the Meadville Medical Center.
4. With respect to defendants Matthews and Lucian, No. 8 is denied since it is already covered in No. 2, 3 and 4 of Meadville Medical Center's request.
5. No. 10 is denied insofar as we believe that is covered sufficiently by No. 4 of the Meadville Medical Center. In reviewing the requests, while we have previously indicated we have accepted No. 4 of the Meadville Medical Center and referred to that, we now will now reject that and replace it with No. 12 requested by defendants Matthews and Lucian, because we believe that is a clearer statement of the law applicable in this case.

No. 13 is denied insofar as that is already covered in No. 3 of the Meadville Medical Center.

No. 20 and 21 are denied and No. 22 is accepted. No. 49 is denied in light of the fact that we will give No. 2 requested by the Meadville Medical Center. Request No. 48 is denied.

We note an exception to our rulings for any party who argued a contrary position at the charging conference.

Prior to argument, we will give each party the instructions that we will be giving in the order in which they will be given to the jury.

BY THE COURT:
Anthony J. Vardaro, J.

July 16, 1998 Copies distributed to all counsel by Court.

66 July 28, 1998 Suggested Points for Charge and Directed Verdict filed. (on behalf of dfts. MATTHEWS, AND Lucian)

65 July 27, 1998 PLAINTIFFS' MOTION FOR POST TRIAL RELIEF FILED.

67 August 5, 1998 REPLY TO PLAINTIFS' MOTION FOR POST-TRIAL RELIEF FILED.

68 AUGUST 7, 1998 ORDER FILED. AND NOW, August 5, 1998 the court having received Plaintiffs' Motion for Post Trial Relief and having been advised by the Court Reporters that it is expected that the transcripts in this matter will take 3 months to produce, it is Ordered and Directed that the Court Administrator shall schedule this matter for argument on the Nov. 1998 Argument List.

The Plaintiffs' brief shall be due 15 days before argument and the Defendants Briefs shall be due 5 days prior to argument.

In the event the transcripts are not done in a timely manner, this Order is without prejudice to any party to reques t a continuance of the argument date.

BY THE COURT
ANTHONY J. VARDARO, J.

8/7/98 MAILED ALL COUNSEL COPY GIVEN TO CT ADMIN.

69 August 7, 1998 ANSWER OF DEFENDANT MEADVILLE MEDICAL CENTER TO PLAINTIFFS' MOTION FOR POST-TRIAL RELIEF FILED.

70 Nov 5, 1998 Motion For Continuance of Briefing Schedule and Post Trial Argumetns, filed.

71 Nov 5, 1998 ORDER: AND NOW, Nov 4, 1998, upon consideration of the defendants' Motion For Continuance of Briefing Schedule and Post Trial Arguments, it is Ordered and Directed that Post Trial Arguments be continued to be rescheduled by the Court Adminsitrator for the first available Argument List, at least sixty (60) days after the final transcript in this matter is presented to counsel. The court reporter shall notify the court administrator when the last transcript has been provided to that the court administrator may place this matter on that Argument List.

The plaintiffs shall have thirty (30) days from the receipt of the transcripts to raise any additional reasons for relief and the plaintiffs' brief shall be due fifteen (15) days prior to arguement and the defendants' briefs shall be due five (5) days prior to argumetn

Anthony J. Vardaro, J.

Nov 5, 1998 Dist All counsel & Ct Rep & Ct Adm by Court

(Continued on Pg. 490D)

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D

72 Dec. 1, 1998 Transcript of Jury Trial Proceedings, of Fri, July 10, 1998, filed.

73 Dec. 3, 1998, Transcript of Proceedings at Time of Jury Trial filed. (taken July 7, 8 and 9)

74 December 15, 1998 Transcript of Proceedings At time of Jury Trial filed.

75 Jan 19, 1999 TRanscript of Proceedings at time of Jury Trial Filed (July 14, 1998)

76 Jan 19, 1999 Transcript of Proceedings at time of Jury Trial Filed (July 15, 1998)

77 Jan 19, 1999 Transcript of Proceedings at time of Jury Trial Filed (July 16, 1998)

78 Jan 29, 1999 Transcript of Proceedings at time of Jury Trial Filed. (July 14, 1998)

79 Apr. 21, 1999 Afidavit of M. Brian O'Connor, Esquire filed.

80 August 9, 1999 Memorandum and Order filed.
ORDER: AND NOW, August 6, 1999 the plaintiff's request for post trial relief is denied.

BY THE COURT
Anthony J. VArdaro, J

81 August 16, 1999 Praecipe for Entry of Judgment Pursuant to Rule 227.4(2) Filed. Please Enter judgment in favor of Defendants, M. Susan Matthews, M.D. and Candyce Lucian, D.O. and against the plaintiffs, Terri M. Severo and John A. Severo, her husband on the MEMORANDUM and ORDER of the Honorable Judge anthony J. Vardaro dates Aug 6, 1999 denying plaintiff's Motions for Post-Trial Relief.
A copy of the Memorandum and Order dated August 6, 1999 is attached hereto.
The undersigend certifies that a copy of theis Praecipe has been mailed to all counsel of Record.

Marsh Spaeder Baur Spaeder & Schafff, LLP
Francis J. Klemensic, Attys for Deft M. Susan Matthews, MD and Candyce Lucian, D.O.

82 Aug 16, 1999 Praeciep for Judgment Filed. Kindly Enter judgment in favor of Defendants Robert C. Milsovic, MD and Diagnostic Medical Imaging, Inc. against plaintiffs in accordance with the jury's verdict and the Order dated Aug 6, 1999 denying plaintiffs' motion for post-trial-relief.

Gaca Matis Baum & Rizza
By: John W. Jordan IV Esq. Attys for defendants Robert Milsovic, MD and Diagnostic Medical Imaging Inc.

8/25/99 Notice of Judgment Mailed Klemensic, Quinn Joyce

83 Aug 19, 1999 Praecipe for Judgemnt filed. Judgment entered in favor of Defendant Meadville Medical Center against Plaintiffs in accordance with the jury's verdict and the Order dated Aug 6, 199 denying Plaintiffs' Motion for Post-Trial Relief.

Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc.
By John M. Quinn, Jr. Atty for Deft Meadville Medical Center

84 Aug. 19, 1999 Notice of Appeal Filed. Appeal of Terri M. Severo and John A. Severo Plaintiffs to Superior Court of PA from the Order entered in this matter on the 9th day of Aug 1999.

85 Aug. 24, 1999 Opinion filed. And Now, Aug 19, 1999 we write this opinion pursuant to PA rule of Appellant Procedure 1925(a). The issues that we believe will be raised on appeal by the plaintiffs were considered by the Corut pursuant to the plaintiffs' request for post-trial relief and we will respectfully refer the Superior Court to our Memorandum and Order dated Aug. 6, 1999 which addresses our consideration of those issues.

By the Court
Anthony J. Vardaro, J.

8/24/99 Dist. All cousnel

86 Sept 2, 1999 Superior Court of PA Official Docket Docket #01453WDA99 Filed

DECEMBER 29, 2000, PLEASE SEE COMPUTER FOR FURTHER ENTRIES.

1995

Danny Miller
vs
Stacy Lee Boardman

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3) Costs and fees of this mediation are to be paid by the father, who has already paid $150.00 fee, all of which will go toward the payment of the mediation costs ($141.00) and the balance to cover the Court Order filing fee ($9.00).

4) Either party move the Court for a hearing de novo within ten (10) days from the date hereof. If neither party so moves, this Order shall be considered permanent.

BY THE COURT,

Anthony J.Vardaro, J.

7-6-95 Copy to Attys. Spataro, Walton, & Irwin, LIndsay & Ms.Boardman

May 1, 1996, Petition for Contempt and Rule filed. RULE TO SHOW CAUSE: AND NOW, this 29 dayof April 1996, a Rule is issued upon Stacy Lee Boardman, to show cause if any she has why she should not be held in contempt.

Said Rule is returnable onthe 9 day of May 1996 in C. R. No. 2, at 3:30 p.m. Courthouse, Meadville, Pa.

For the Court, A. Walker, Ct. Adm.

5/1/96 faxed to Spataro, Rothschild, Irwin and Walton. (see papers filed at AD 1995 - 63)

May 6, 1996 Mediation Order of May 2,1996, filed. (See A.D. 1995 - 63 for original.)

May 14, 1996 Motion for Continuance and ORDER filed. AND NOW, this 14th day of May, 1996, upon presentation and consideration of the foregoing Motion For Continuance, a hearing is scheduled with the Court of Common Pleas of Crawford County, Pennsylvania on the 27th day of June, 1996, at 3:30 P.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

For the Court:
Ann A. Walker, Court Administrator

FAXED 5-14-96 Lindsay & Irwin.
Mailed, Gilmore.

FILED IN A.D. 1995-63

Apr 2, 1997 Petition For Contempt and Order: Legal proceedings have been brought against you alleging you have willfully disobeyed an order of court for partial custody.

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 objeections.

Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on April 9, 1997 at 2 p.m. in Courtroom 1 or 2 Crawford County Court House, Meadville, PA 16335.

Date: 4-2-97

Anthony J. Vardaro, J.

Apr 2, 1997 Faxed Gilmore, Spataro, Irwin & Lindsay

October 22, 1998 Certificate of Service, Petition for Contempt of Custody Order and Rule to Show Cause filed.
And Now, this 20th day of October 1998 A Rule is granted upon Stacy Lee Boardman to show good cause why she should not be held in contempt of the Custody Order of june 26, 1995.
Further, the Court should re-examine the issue of the primary residence of the child Beau Dean Jensen.
Rule is returnable on the 30th day of December 1998 at 9 o'clock AM in Courtroom 2 before the Honorable Anthony J. Vardaro at the Crawford County Courthouse Meadville, PA

Anthony J. Vardaro, J.

10/22/98 Faxed DeSantis Also AD 1995 - 63

63,

MARVINN L. MILLER AND
CATHERINE J. MILLER,
Plaintiffs
VS.
STACY BOARDMAN AND
DANNY L. MILLER,
Defendants

CONTINUED FROM PAGE 63
OF RECORD
A. D. 1995 - 63

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May 14, 1996 Motion for Continuance and ORDER filed. AND NOW, this 14th day of May, 1996, upon presentation and consideration of the foregoing Motion For Continuance, a hearing is scheduled with the Court of Common Pleas of Crawford County, Pennsylvania on the 27th day of June, 1996, at 3:30 P.M. in Courtroom 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.
For the Court:
Ann A. Walker, Court Administrator

FAXED 5-14-96 Lindsay * Irwin.
Mailed Gilmore.

July 10, 1996 Motion to Withdraw Hearing Request and Order filed. ORDER: AND NOW, this 3 dayof July 1996, petitioner's Motion to withdraw Request for a Rule to Show Cause is granted.
by the court,
Gordon R. Miller, J.
7/10/96 faxed to Irwin and Lindsay

Apr 2, 1997 Petition For Contempt and Order: Legal proceedings have been brought against you alleging you have willfully disobeyed an order of court for partial custody.
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.
Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on April 9, 1997 at 2 p.m. in Courtroom 1 or 2 Crawford Dounty Court House, Meadville, PA 16335
Date:
Anthony J. Vardaro, J.
Apr 2, 1997 Faxed Gilmore, Spataro, Irwin & Lindsay

Aprl 15, 1997, ORDER filed. AND NOW, Apr. 9, 1997, this matter comes before the court on a contempt petition filed byt he dft. Stacy Boardman against the plff. catherine J. Miller. After a formal hearing, we are not satisfied that Stacy Boardman has met her burden in this matter, and we dismiss this contempt petition with prejudice.
BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
4/15/97 Dist. Irwin, Lindsay & Spataro, Mialed to Gilmore.

October 22, 1998 Certificate of Service Petition for Contempt of Custody Order and Rule to Show Cause filed. And Now, this 20th day of October 1998 A Rule is granted upon Stacy Lee Boardman to show good cause why she should not be held in contempt of the Custody Order of June 26, 1995.
Further, the Court should re-examine the issue of the primary residence of the child Beau Dean Jensen.
Fule is returnable on the 30th day of December 1998 at 9 AM in Courtroom 2 before the Honorable Anthony J. Vardaro, at the Crawford County Courthouse, meadville, pA
Anthony J. Vardaro, J.
10/22/98 Faxed DeSantis

37
Also AD 1995 - ~~22~~ - see paper filed there

1995

James W.VanMeter and
Corine E.Van Meter,
and Brian C.Hepler
vs
William L.Kindler and
Susan K. Kindler

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of Record
AD 1995 - 3

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The Defendants' request for money damages is denied.

BY THE COURT:
Anthony J.Vardaro,J.

Nov.22, 1995 Copy in Atty. Ferry's mailbox, mailed J.Fryling, mailed Atty.Gilmore

Nov. 28, 1995 Exhibits filed.

Dec. 4, 1995 Post-Trial Motions of Defendants, William L. Kindler and Susan K. Kindler, filed.

Dec. 15, 1995 ORDER filed. AND NOW, December 13, 1995, the Defendants having filed a post-trial motion, the Court Administrator is directed to schedule the same for argument on the next available argument list.
BY THE COURT:
Anthony J. Vardaro, J.

12-15-95 Sent to Ferry-Fryling, Suite 300, 300 State St., Erie, PA 16507

Jan. 29,1996 Final Decree filed. AND NOW, to-wit, this 29 day of January,1996,pursuant tothe Defendants' Post-Trial Motio and the Stipulation entered into by and between the parties, it is hereby ORDERED AND DECREED that the Decree Nisi dated December 21, 1995,be and hereby is amended as follows:

It is ORDERED AND DECREED that the defendants have no right of first refusal with respect to Parcel No.2207-11-1. With respect to Defendants' Exhibit No.6, the defendants do have a right of first refusal in Parcel No.2207-9-1 with reslpect to any portionof the lake on Parcel 2207-9-1 and therefore, while the defendants are not entitled to a specific performance with respect to the contract of April 20,1994,the plaintiffg are specifically prohibited by this Order from completing the transaction contemplated by the Agreement of April 20,1994 (Defendants' Exhibit "6") unless and until they have satisfied the defendants' right of first refusal with respect to the portion of the lake located on Parcel 2207-9-1. With respect to Defendants' Exhibit "7", the defendants do have a right of first refusal in Parcel No.2207-5 to the extent of the 150 foot by 613.14 foot parcel and with respect to any portion of the lake on Parcel No. 2207-5 and therefore,while the defendants are not entitled to specific performance with respect to the contract of May 31,1994, plaintiffs are specifically prohibited by this Order from completing the transaction contemplated by the Agreement of May 31, 1994 (Defendants' Exhibit "7") unless and until they have satisfied the defendants' right of first refusal with respect to the 150 foot by 613.14 foot portion of Parcel No. 2207-5 and the portion of the lake located on Parcel No.2207-5.

With respect to the adjudication,it has been stipulated by the parties that the 150 foot by613.14 foot parcel of land located on Lot No.2207-5 and further described in defendants' right of first refusal contains an existing two-story structure consisting principallyof an efficiency apartment and garages. The defendants' request for money damages is denied by the Court.

This is entered as a final Decree upon oral agreement of both counsel.

Anthony J.Vardaro,J.

1-30-96 Faxed Ferry & Fryling

419. James J. Dale, Plaintiff
VS.
Margo A. Dale, Defendant

CONTINUED FROM PAGE 482(B)
OF RECORD
A. D. 1995 - 419

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June 21, 1996 Temporary Order filed. AND NOW, this 21 day of June, 1996, 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 child, Daniel Jordan Groce, is hereby continued to his mother, Margo A. Dale, as provided by teh Order of August 11.

2. The father shall have temporary physical custody and visitation each week on Tuesdays and Friday's from 9:00 a.m. to 6:00 p.m., except that on the first and third Fridays of each month, the Friday visitation shall be extended through Friday night and Saturday morning and shall end Saturday morning at 9:00 a.m.

(FOR REMAINDER OF ORDER, PLEASE SEE FILE)

By the court
Anthony J. Vardaro, J.
6-25-96 MAILED Pltf, Deft. DISTRIBUTED Pineo

Aug. 14, 1996 Affidavit in Support of Petition to Proceed in Forma Pauperis Pursuant to Pa. R.C.P. 240 and ORDERS filed. AND NOW, July 30, 1996, upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached thereto, all being pursuant to Pa. R.C.P. 240, the Plaintiff is granted leave to proceed in forma Pauperis at this time.

The Plaintiff is directed to inform the Prothonotary's office or the Court of any improvement in his financial circumstances that would permit him to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT:
Gordon R. Miller, J.

Aug. 22,, 1996 Modification of Custody Complaint and ORDER filed. AND NOW, this 21 day of August, 1996, the Court having appointed a custody mediator in this action for custody, and/or partial custody and/or visitation as follows:

1. The plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.

2. The Prothonotary is ordered and directed to deliver a true and correct copy of this Order and any complaint or petition filed at the time this Order was entered and any required notice, with appropriate numbers of copies, to the sheriff of Crawford county for service upon the defendant.

3. The plaintiff is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered and direct to serve a true and correct copy of the complaint or petition and order upon the defendant and make an appropriate return of service as required by the law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford County and which said cost may be taxed as record costs and imposed as costs by the Court.

BY THE COURT,
Anthony J. Vardaro, J.

Sept 3, 1996 SHERIFF'S RETURN: Served, Margo Dale personally on Aug 29, 1996 at 12:55 PM at the Sheriff's Office Crawford County Courthouse. So answers,

Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Nov. 1, 1996 Temporary Order filed. AND NOW, this 31 day of October, 1996, 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 chld, Daniel Jorday Groce, is hereby continued to his mother, Margo A. Dale, as provided by the Order of August 11.

2. The father shall have temporary physical custody and visitation on the first three full weekends of each month from Thursday at 9:00 a.m. through Saturday at 2:00 p.m. For the purposes of this Order, a full weekend is defined as one in which Thursday, Friday and Saturday, occur in the same month. For those weeks in which the father does not have the weekend visitation previously specified, he shall have visitation on Thursday from 9:00 a.m. to 6:00 p.m.

Costs and fees of this Mediation which are fixed at $150.00, are assessed to Crawford County. The Mediator notes for the Court that both parties are indigent and are receiving government assistance.

(FOR ENTIRE ORDER, SEE FILE FOLDER)

By the Court,
Anthony J. Vardaro, J.
11-7-96 FAXED Pineo & Distributed Pltf & MAILED Deft.

May 5, 1998 ORDER: AND NOW, May 5, 1998, having been directed by the court to reset the above hearing from 2:00 p.m., May 22, 1998, due to an unexpected scheduling conflict, the same is hereby reset for 3:30 p.m., May 22, 1998, in Courtroom 2, Crawford County Courthouse.

Ann A. Walker, C.A.

copies to Davis & Walton by Court

1995

Angela Jones
vs.
Claude Freeman

Record continued from page 205
of record
A.D. 1995 - 205

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Mar. 10, 1995 Motion To Amend or Modify A Protection From Abuse Order and Order filed. AND DNOW, this 8th day of March, 1995, upon receipt and review of the within motion to amend the Protection from Abuse Order of March 2, 1995, the amendment and modification set forthin said motion are hereby approved and made a Court Order.

A true and correct copy of this Order shall be delivered by the Prothonotary to proper police agency and to County Control.

Any paragraphs of the original Order assessing costs on either party shall remain in full force and effect withou change or modification.

BY ORDER OF COURT,
Anthony J. Vardaro, J

Mar. 10, 1995 Faxed MCPD & Co. Control mailed copies pltf. & dft.

379.

ALICIA O. VERONESI,
Plaintiff
VS.
JOHN R. VERONESI
Defendant

CONTINUED FROM PAGE 474
of RECORD
A. D. 1995 - 379

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Nov. 15, 1995 Praecipe for Entry of Appearance by Shafer, Swick, Bailey, Irwin, Stack & Millin for Alicia O. Veronesi by James R. Irwin, Esquire, Attorney for Plaintiff, filed.

Dec. 4, 1995 Motion for Continuance and ORDER filed. AND NOW, this 4 day of December, 1995 upon presentation and consideration of the within Motion this hearing is rescheduled for the 23rd day of January, 1996 at 9:15 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania. BY THE COURT:
Anthony J. Vardaro, J.

12-4-95 FAXED Hopkins & Irwin.

Jan. 5, 1996 Motion for Continuance: Motion for Psychological Evaluation by Defendant's Expert; Motion to Compel Discovery filed.

Jan. 10, 1996 ORDER filed. AND NOW, January 5, 1996, at the time of the Defendant's motion for continuance,motion to compel a physiatric evaluation , and motion to compel discovery were presented in motion's court. It appears that one of the witnesses from California has already delivered a child in January of 1996 and may be able to attend the hearing on January 23, 1996 although that may be debated. It appears from the representations of the attorneys that defense counsel attempted to obtain an agreement for psychiatric evaluation and the agreement was never given to him. In the meantime however, he did not seek a court order under our Pa. R.C.P. 1915.8. It also appears that the Defendant did not obtain a court order authorizing discovery pursuant to Pa. R.C.P. 1915 (c)

Accordingly, it is ordered as follows:

1. The Defendant's motion for continuance is denied. There is no indication as to how significant the two witnesses will be or there is no represenations as to what their testimony would be. If at the time of the hearing on January 23, 1996 the two witnesses referred to in the motion are physically or medically unable to appear; and if it turns out that their testimony, after an offer of proof is given, is important to the issues in this case, the Court would allow the Defendant some continuance of his case in chief in order to secure the testimony of those witnesses.
2. The motion to compel the Plaintiff to participate in Defendant's psychological evaluation is denied for two reasons. First of all, and primarily, there are no allegations under oath to support the request. We do not know the factual basis for the request and therefore, cannot grant it. Secondly, and of less importance is that the Defendant has had ample time to seek a court order under Pa. R.C.P. 1915.8 and has failed to do so.
3. The motion to compel discovery is denied because there never was an order under Rule Pa. R.C.P. 1915.5.

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

1-10-96 Faxed Hopkins, Copies to Walton & Irwin

Feb. 21, 1996 Memorandum and Order filed. ORDER. AND NOW, FEbruary 20, 1996, is Ordered and Directed.
BY THE COURT,
Anthony J. Vardaro, J.

2-21-96 Dist. by Court (Backup)

March 15, 1996 Withdrawal of David J. Hopkins, Esq. for defendant and entry of appearance of Ronald S. McGlaughlin, Esq., on behalf of defendant, filed.

April 16, 1996 Transcript of Proceedings at time of De Novo Custody Hearing, filed.

July 29, 1996 Transcript of Proceedings at the Time of Hearing filed.

1995

Steven R.Humes
vs
Wendy Ann Humes

Continued from Page 225
of Record
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e. The child shall spendFather's Day with her father from 9:00 a.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 shallnotify theother party as soonas he or she knows of the necessity which impels the cancellation modification. Said modifications or cancellations shall not be prposed except for good reasons. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternative visits or tomakealternative 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. Any person transporting the child shall make sure that the seat belts or other restraintss are used in accordance with the laws of Pennsylvania.

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.

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. Theparties are cautioned that medical research had 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. Neither party shall do or say anything to blacken the character of the other inthe 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. 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.

11. Either party may request a review of this order when the oldest child shall have become eligible to enter kindergarten in Pennsylvania.

12. The Mediator notes for the Court that the mother is presently pregnant and that the child is expected in May of 1995. Following the birth of the child, either party mayrequest mediation from the Court withrespect to the custody and visitation rights of the new child.

13. Cost and fees of this Mediation, which are fixed at $182.00, are assessed as costs in this case. mediator notes for the Court that each of the parties is indigent and therefore costs are assessed to Crawford County.

14. The Mediator notes for the Court that the mother had filed a divorce action at A.D. 1995 - 219 and that said divorce action included a county for custody. The Order shall therefore be docketed at A.D. 1995 - 225, which is the father's custody action and A.D. 1995 - 219, which is the mother's divorce action so that the custody counts of the divorce may be resolved.

By the Court,
Gordon R.Miller, J.

5-8-95 Copy to Attys.Pineo & Walton, mailed to Pltf.

Tammy Hamilton
vs.
Marvin B. Jones

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e. The parent not otherwise having custody of the child on the child's birthday will be entitled to partial custody for a period of two hours to be mutually established by agreement. In the event the parties are unable to agree, then the two hour visit will take place between 3:00 p.m. and 5:00 p.m. for the mother and 7:00 p.m. to 9:00 p.m. for the father.

f. The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody.

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 cancellatiions 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 share 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. Any person transporting the child shall make sure that the seat belts or other estraints are use din accordance with the laws of Pennsylvania.

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 any time when said party has the care and custody fo the subject minor child. 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 a closed automobile in which the child is being transported or in the bedroom of the child.

9) 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 relative sand friends to do likewise and also not to disparage the other party in the child's estimation.

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 order shall govern.

11) Either party may request a review of this order upon any material change in circumstances.

12) Costs and fees of this Mediation, which are fixed at $210.00 ($60.00/hr. x 3-1/2 hrs.) and the $9.00 Court Order filing fee are divided equally between the parties. The mother has deposited with the Prothonotary the requisite $150.00 mediation fee. Accordingly, the father shall pay to the Prothonotary of Crawford County the sum of $69.00 and shall pay to mother the sum of $40.50 within thirty (30) days following the entrance of this Order.

13) The Prothonotary is directed to apply the deposit made by teh mother against the entire costs of the mediation as well as the Court Order filing fee of $9.00.

14) Either party may move the Court for a hearing de novo within ten (10) days from the date hereof. If neither party so mvoes, this Order shall be considered permanent.

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

May 10, 1995 Faxed Spataro, Walton & Lindsay, sent Plf. & Dft.

October 19, 1998 Motion to Waive Seminar and Order filed And Now, this 16 day of October 1998 the Defendant motion is denied.
10/19/98 Distributed Walton

October 19, 1998 Motion to Waive Seminar and Order filed. And Now, this 16 day of October, 1998, the plaintiff's motion is denied.
10/19/98 Dist. Walton

October 21, 1998 Petition for Modificaition of Custody Filed.

October 21, 1998 Order Filed. And Now, october 19, 1998 the court declines to sign the Consent Custody Order signed by the partis insofar as neither of them have taken the Seminor For Separating parents.
Once they have done so, we will then sign that Consent Custody Order if it is presented to us again.

By the Court
Anthony J. Vardaro, J.

10/21/98 Dist. Walton

Jan. 8, 1999 Certificate of Completion of Seminar for Separating Parents for Plaintiff on 1/7/99 filed.

Feb. 24, 1999 Certificate of Completion of Separating Parents Seminar Filed Marvin B. Jones)

Mar 10, 1999 Upon praecipe of plintiff attorney to transmit record, case moved to Court.

Apr. 13, 1999 Consent Custody Order filed. AND NOW, this 7 day of April, 1999, upon presentation of the Stipulation and Consent of the parties, attached hereto and after consideration of same, it is her eby ORDERED, DIRECTED AND DECREED that:

1. Legal custody of the minor child Ryan M. Jones shall be shared between the Mother and the Ffther. That is each parent shall be entitled to full access to school record, medical record and other important records and that each parent shall be entitled to take part fully in important decisions affecting the child such as education, medical treatment and religious instructionof the subject child.

2. a) Primary physical custody of the minor child Ryan M. Jones shall be with the Plaintiff Mother, by agreement of the parties, subject to the father's visitation as discussed below. b) The father shal lhave temporary custody of the child from Friday at 5 pm to Sunday at 6 pm, every other weekend, beginning September 11, 1998. The father will have temporary custody of theminor child for six weeks in the summer, beginning the first Monday after Father's Day and continuing for the next three weeks. Mother will thenhave the child for two weeks, and return the child for another three weeks in Father's custody. During the periods the child is with the father, Mother shall have the middle weekend from Friday at 5 p.m. till Sunday at 6 pm.

HOLIDAYS: The child shall spend Fthers Day with Father, and Mother's Day with Mother. The Fourth of July shall be alternated between the parties, with the Father having this holdiay in 1999 and all odd years thereafter. The parties agree to alternate custody on Halloween treick or treat night, and Halloween parade night. For the Christmas holidays in 1998: The father will have the child on Christmas Eve from 1 till 10 p.m., when he will return to mother for Christmas Day. In 1999, the Mother will have the child on Christmas Eve from 1 to 10 p.m., and then the Father willhave the child for Christmas Day until 10 p.m. The parties will alternate these period thereafter. For the holidays of Easter, Thanksgiving, Memorial Day and Labor Day, if the mother works that holiday, Ryan shall stay withthe father overnight the night before until 2:30 p.m. on the holiday, and then spend the rest of the day with mother. If Mother is not required to work on those holidays,the child will remain with mother, and Father will have either the day before or the day after The parties will discuss temporary custody for the child's birthday on a year by year basis.

3. The parties are free to make alternative arrangements respecting the custodial and visitation periods and are encouraged to do so. Each party will try to accommodate the other parent to allow visitaiton and agree to provide 24 hour notice of a need to make any changes in the visitation.

4. Each pa rty shall teach the child to give to the other party that love and respect which is due form his/her child.

5. Neither of the parties shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor child. Neither of the parties shall expose theminor child to harmful situations or harmful people while having custody of the child.

7. Niether of the parties 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 inthe chld's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other partyinthe child's estimation.

8. The parties to this action agree that this Honorable Court shall retain jurisdiction fo this matter.

By the Court,
Anthony J. Vardaro, J

4/13/99 Distributed Walton

Danny Miller
vs
Stacy Lee Boardman

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c. Easter. The father shall have the right to take thechild into his care and custody for a continuous four hour period on Easter Sunday, with the exact four hour period to be determined by and between the parties. In the event the parties are unable to agree, then the father's period of partial care and custody shall commence at 1:00 p.m. on Easter Sunday and continue until 5:00 p.m.

d. Child's Birthday. The father shall have the right to take the child into his care and custody for a continuous four hour period on the child's birthday, with the exact four hour period to be determined by and between the parties. In the event the parties are unable to agree, then the father's period of partial care and custody shall commence at 1:00 p.m. on the child's birthday and continue until 5:00 p.m.

e. The child shall spend Father's Day with his father from 9:00 a.m. to 7:00 p.m., and Mother's Day withhis mother during the same hours.

f. The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody..

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 modificationshall 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 cancelllationor modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6) The parents shall share 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 parent. Any person transporting the child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

The paternal grandparents shall undertake full responsibility for all transportation in the exercise of their rights under this order.

7) Each party shall teachsaid 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 any time when said party has the care and custody of the subject minor child. The father, in particular, is prohibited from consuming any alcoholic beverage of any kind during the period of time whenthe child is in his care and custody. 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 a closed automobile in which the child is being transported or in the bedroom of the child.

9) 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 inthe child's estimation.

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 order shall govern.

11) Either party may request a review of this order upon any material change in circumstances.

12) Costs and fees of this consolidated Mediation, which includes the action brought at 1995-37 and 1995-63 are fixed at $275.00 ($50.00/hr.x5.50 hrs.) and are tobe divided equallybetween the father and the paternal grandparents. There is no assessment against the mother for thecosts of the mediation for the reason that the mother is not employed and remains at home as a full time homemaker to her three children, while the father is fully employed and both the paternal grandparents are employed. The Plaintiffs in both actions have filed the requisite $150.00mediatio fee. The deposit shall first be applied against the entire cost of the mediation, along with the $9.00 Court Order filing fee applicable in each of these cases. The Prothonotary shall refund the balance remaining.

13) Either party may move the Court for a hearing de novo within ten (10) days from the date hereof. If neither party so moves, this Order shall be considered permanent.

BY THE COURT,
Gordon R.Miller, J.

3-10-95 Copy to Attys. Spataro, Walton, Rothschild & Irwin

Apr. 28, 1995 Petition to Modify/Review and ORDER filed. AND NOW, this 28 day of April, 1995, upon presentation and consideration of the foregoing petition to Modify/Review, this matter is referred back to John Spataro, mediator, for further mediation.

BY THE COURT,
Anthony J.Vardaro,J.

5-2-95 Faxed to Attys. Irwin, Lindsay, Walton & Spataro. 5-4-95 Faxed to Atty. Rothschild.

Jun. 7, 1995 Praecipe for Withdrawal as Counsel and ORDER filed. ORDER. This 5 day of June, 1995,upon consideration of the above Praecipe to Withdraw, itis hereby ORDERED and DECREED th Roeder and Rothschild be permitted to withdraw its appearance of record for the defendant Stacy Boardman in the above-captioned matter.

Anthony J.Vardaro,J.

6-8-95 Faxed Spataro, Irwin & Lindsay, mailed Rothschild

Jun. 28, 1995 Temporary Order filed. AND NOW,this 26 day of June, 1995, after the second mediation held in the above referenced matter and upon recommendation of the child custody mediator, it is hereby ORDERED AND DECREED that:

1) The provisions appearing in this Court's Order of February 27, 1995 shall continue in full force and effect, except for the following modification:

a. The paternal grandparents, Marvin L. Miller and Catherine J. Miller,shall be entitled to takethe child into their care and custody whenever requested to do so by the father onthose occasions when the father is unable to pick up the child in the exercise of his partial custody rights.

2. The parties are reminded of the provisions appearing in paragraph number 7 of this Court's Order of February 27, 1995, requiring that each party teach the child to give the other party that lvoe and respect which is due a parent from his or her children. The parties are also reminded of theprovisions appearing in paragraph number 9 which require that each party shall not do or say anything to blacken the character of the other in the child's estimation and shall treat the other parent in a polite and respectful manner and instruct his or her relatives and friends to do likewise.

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Martin R. Schwartzbauer
vs.
Tracy A. Schwartzbauer

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g. The provisions of this paragaraph shall take precedence over the other provisions of this order relating to custody.

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 cancellationor 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 alternatiave arrangements.

6) Except for the Monday night visitations when the children are to attend their Girl Scout meetings, the parties shall share 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. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

7) Each party 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 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 tot he 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) 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.

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 order shall govern.

11) Either party may request a review of this order upon any material chang ein circumstances.

12) Costs and fees of this Mediation, which are fixed at $300.00 ($60.00/hr. x 5 hrs.) and the $9.00 Court order filing fee are to be divided as follows: a. Father's responsibility - $159.00;
b. Mother's responsibility - $0.00;
c. County's responsibility - $150.00.

13) The mother is excused from paying the costs of the mediation since she is not employed at the present time and is a full time student at the Crawford County Vocational Technical School, taking courses toward teh acquisition of an LPN certification. Although the father is gainfully employed, his current weekly income is approximately $142.78, making it a hardship upon him to pay the full costs of the mediation. Father shall pay the $9.00 court order filing fee in this matter within thirty (30) days. The deposit which has been paid by the father toward the appointment of a custody mediator shall be applied to the cost of the mediation.

14) Either party may move the Court for a hearing de novo within ten (10) days from the date hereof. If neither party so moves, this Order shall be considered permanent.

BY THE COURT,
Anthony J. Vardaro, J.

Apr. 10, 1995 Faxed Spataro, Keenan & Watson
Apr 19, 1995 sent to Plf. & Dft.

Apr. 11, 1995 Appeal and Demand for De Novo Hearing, filed. (1 copy Atty.)

Apr. 12, 1995 Emergency Petition for Special Relief for Custody and Visitation and ORDER OF COURT filed. AND NOW,to-wit this 12th day of April, 1995,upon consideration of the foregoing Emergency Petition for Special Relief for Custody and Visitation.
The temporary order shall remain in effect until further order or agreement of the parties.

By the Court:
Gordon R. Miller, Judge

4-12-95 Faxed Watson & Keenan

Apr. 17, 1995 Motion for De Novo Hearing and ORDER OF COURT filed. AND NOW,April 3, 1995 a de novo hearing is scheduled for the 5th day of July, 1995 at 9:15 o'clock A.M. in Court Room 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

By the Court,
Anthony J.Vardaro,Judge

4-17-95 Faxed Keenan & Watson

June 30, 1995, Motion to Withdraw De Novo Hearing and Order filed. ORDER OF COURT: AND NOW to-wit this 28 day of June 1995, upon consideration of the foregoing Motion, it is hereby Ordered, Adjedged and Decreed that the Appeal for De Novo Hearing has been withdrawn and the hearing scheduled pursuant thereto is canceled.

By the Court,
Anthony J. Vardaro, Judge

6/30/95 faxed to Watson, Keenan

July 25, 1995 Petition For Entry of Agreement and Order filed. AND NOW, this 24th day of July, 1995, upon stipulation of the parties to this action, the following Order is hereby entered.

1. The parties shall share legal and physical custody of the subject minor children, Julie A. Schwartzbauer, Theresa m. Schwartzbauer and Melissa L. Schwartzbauer, with each parent entitled to full access to medical records, educational records, and other important records and each parent shall be entitled to take part in important decisions affecting the children including those decisions involving the children's education, medical treatment and religious instruction.

2. Primary physical custody of the minor children shall be with Father subject to the visitation and partial visitation rights of the Mother as follows:

A. Mother shall have the right to take the children into her care and custody every other weekend, beginning at 7:00 pm on Friday and concluding at 7:00 p.m. on Sunday.

B. During the school year when other is the primary custodian of the minor children, the parties agree that the children or any one of them amy visit with their mother during the school week provided that at least two days notice of any such visit is communicated between the parties. Any such school week visits are contemplated to occur between the end of the school day and 7:00 p.m. of the same evening unless otherwise agreed between the parties. The provisions of this paragraph shall take precedence over the other provisions of this order relating to custody.

C. **SUMMER VISITATION.** During the month of June, mother will be entitled to have all three minor children in her custody in her custody from 7:00 p.m. on June 9th through 7:00 p.m. on June 19th. Thereafter, Father shall be entitled to have all three minor children in his custody from June 19th at 7:00 p.m. through 30th at 7:00 p.m. From June 30, at 7:00 p.m. and continuing through the month of July, mother shall be entitled to have all three minor children in his custody from July 16th at 7:00 p.m. through July 31st at 7:00 p.m. From July 31st at 7:00 p.m. and continuing through the month of August, mother shall be entitled to have all three minor children in her custody form August 1st at 7:00 p.m. through August 19th at 7:00 p.m. Thereafter, father shall be entitled to have all three minor children in his custody from August 19th at 7:00 p.m. through August 31st. At that point, the custody schedule will revert bac to the "school year" schedule wherein father will retain primary physical custody and mother will have partial custody on alternating weekends from Friday at 7:00 p.m. through Sunday at 7:00 p.m. with the frist weekend after school commences being the mother's weekend of visitation.

It is agreed between the parties that the aforereferenced periods of summer visitation will be generally uninterrupted periods of time with no intervening weekend visitation to the party not in custody. However, the parties agree that in the event the non-custodial parent has specific weekend plans that would involve the children during the other

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party's period of summer custody, then the non-custodial parent shall be entitled to have the childrenin his or her custody for any such weekend with a minimum of 48 hours advance notice to the other party.

D. **Choir.** The parties have mutually arranged for the children to attend and participate inthe choir. Unless otherwise agreed, the parties shall continue with the current practice with respect to the children's involvement in their choir.

3. Holiday and birthday visitations shall be arranged as follows:

A. **Christmas:** The Christmas holiday will be divided into two visitation periods the first visitation period will commence December 24th at 8:00 a.m. and continue until December 24th at 9:00 p.m. The second visitation period will commence at 9:00 p.m. on December 24th and continue through 9:00 p.m. on December 25th. Mother will have the first visitation period every year and father willhave the second.

B. **Easter.** The Easter holiday will be divided into two visitation periods. The first visitation period will run from 8:00 a.m. until 2:00 p.m. on Easter Sunday. The second visitation will run form 2:00 p.m. through 8:00 p.m. on Easter Sunday. For Easter in 1995, mother shallhave the first visitation period and father shall have the second. Mother shallhave the first visitation period and father shallhave the second. Mother shallhave the first visitation period onall odd numbered years thereafter, and father willhave the first visitation on all even number years.

C. **New Years.** New Years will be defined as a period between 8:00 p.m. New Years Eve and 8:00 a.m. New Years Day. The New Years holiday will be alternated between the parties each year with mothr having custody of the children during the New Years visitation period beginning December 31, 1995, and all odd numbeed years thereafter and with father having the New Years visitation period beginning December 31, 1996, and all even numbered years thereafter.

D. **Mother's Day and Father's Day.** The children shall spend Father's Day with their father from 8:00 a m through 8:00 p.m. and Mother's Day with their mother during the same hours.

E. **Other Holidays.** The holidays of Memorial Day, 4th of July, Labor Day and Thanksgiving shall be shared between the parties with one party having custody on each of the aforereferenced holidays until 2:00 p.m. and the other party having custody on the aforementioned holidays from 2:00 through 8:00 p.m. The parties will agree among themselves as to which party shall enjoy what visitation period.

F. **Birthdays.** The party not otherwise having custody or partial custody of any one child on her birthday shall be entitled to a continous period of three (3) hours of visitation with the child on her birthday. If the parties are unable to agree on a three hour period, thenin that event, the birthday visitation will begin at 4:00 p.m. and conclude at 7:00 p.m.

G. **Various School Holidays.** The parties will share equally in the number of days that the children are off from school due to a school holiday. The parties will agree between themselves as to the specific school holidays that each party shall have custody of the minor children.

H. **Girl Scout Activities.** The parties acknowledge that the minor children are actively involved in Girl Scouting and the parties therefore agree that they will equally share transportation responsibilities which are necessary to insure regular participation by the children in scouting activities.

4. The parties attend different churches and agree that it is appropriate for the minor children to regularly attend church services. Therefore, the parties agree to encourage the minor children to attend church on a regular basis and further agree that the children will attend the church of the parent who has custody of them which church services or related activities occur.

5. Except for the Monday night visitations when the children are to attend their Girl Scout meetings, the parties shall share the responsibility for transportation with the party receiving the childrenin the exercise of his or her rights picking up the children at the home of the other.

6. Any party transporting the children shall make sure that seal belts or other restraints are sued in accordance with the law of Pennsylvania.

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. 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 in which the children are staying.

8. Each party shall teach the minor children to give to the other party that love and respect which is due a parent from his or her children. Furthermore, 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 not to disparage the other party in the children's estimation.

9. 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 compels 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.

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 Order shall govenr.

BY THE COURT,
Gordon R. Miller, J

July 25, 1995 Faxed Keenan & Walton

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(B)

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Mary Gustafson
vs.
Joseph Barnhart and
Altomare and Barnhart

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Aug 24, 1996 Praecipe for Pre-Trial Conference, filed.

Oct. 17, 1996, Amended Preliminary Objections filed.

Apr. 14, 1997 Memorandum and Order filed. AND NOW, April 9, 1997, the defendant's preliminary objections in the nature of a demurrer are sustained as to all counts, but the plaintiff is granted leave to file an amended complaint within twenty (20) days of the date of this Order.

BY THE COURT,
Anthony J. Vardaro, J.

4-14-97 MAILED Altomare & Ward

Apr. 14, 1997 Memorandum and Order filed. AND NOW, April 10, 1997, the plaintiff's motion to strike the discontinuance against the partnership of Altomare and Barnhart is denied but she is granted leave to discontinue this action against Altomare within the next thirty days is she wishes to do so.

BY THE COURT,
Anthony J. Vardaro, J.

April 18, 1997, Amended Complaint filed.

April 18, 1997, Certificate of Service of Amended complaint filed.

April 22, 1997, Motion for Summary Judgment filed.

April 22, 1997 Answer and New Matter of Defendant Joseph Altomare to Amended complaint filed.

AS OF AUGUST 11, 2000, PLEASE SEE COMPUTER FOR FURTHER ENTRIES.

1995

Gene Garrity
vs.
Connie Lee Garrity

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4. The father shall immediately deliver the child to the mother and the mother shall have the child either until 10 o'clock this evening or until one hour before the flight departs from Cleveland on January 6, 1995.

5. Both parties are advised that they must comply with all California Orders and if they fail to do so and are brought before the Courts and if they fail to do so and are brought before the Courts of this Commonwealth, we will enforce the Order and may, where appropriate, impose sanctions such as attorney's fees, fines and imprisonment.

6. The father shall go to whereverthe tickets are and shall return to the Crawford County Courthouse be 4:30 o'clockp.m. this afternoon with those tickets so that the tickets may be reviewed bythe mother to determine exactly when the flight willbe and so that the mother may be assured that there are actual tickets. The child shall be delivered to the mother now, but the mother shall remain or return to the Crawford County Courthouse by 4:30 p.m. If the mother is satisfied that there is a ticket in the child's name, then there will be no further Court involvement and this Order shall be followed by both parties without fail. If it appears that there are no such tickets, or that the tickets are for a different time, then the Court will remain available to hear these parties with respect to when this child is going to go back to California.

BY THE COURT,
Gordon R. Miller, President Judge

1-5-95 Copies dist. to Atty. Hatheway& Deft. 1-11-95 Copy mailed to Superior Court of California

1995

David A. Longo
vs.
Tammy Lou Malliard

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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 child. The Father shall not take the child to any bars or taverns where the predominant business is the sale of alcoholic beverages. 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 a closed automobile in which the child is being transported or in the bedroom of the child.

9) 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 relative sand friends to do likewise and also not to disparage the other party in the child's estimation.

10) The parties are free to make additional or alternatiave 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 in advance of the 1995-96 school year or at any time thereafter.

12) Costs and fees of this Mediation, are fixed at $150.00 and are divided equally between the two parties.

13) The deposit required for the appointment of the Custody Mediator was made by the father. The deposit shall first be applied against the entire costs of mediation. * The mother shall pay her share of costs and fees to the father directly 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 the date hereof. If neither party so mvoes, this Order shall be considered permanent.

* including the $9.00 order fee.

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

Feb. 13, 1995 Faxed Spataro, Lindsay & Thomas, sent Plf. & Dft.

Oct. 11, 1995, PETITION FOR REVIEW filed. Order filed. AND NOW, this 16 day of October, 1995, this matter is referred back to John Spataro, Esquire, for further mediation.

BY THE COURT
Anthony J. Vardaro, J.

10-17-95 FAXED Spataro & Lindsay

Dec. 6, 1995 ORDER filed. AND NOW, this 5 day of December, 1995,after Mediation in the above referenced matter and upon the recommendations of theChild Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1) The parties shall share legal and physical custody of the subject minor child, Carrie Lynn Malliard born on December 17, 1985.

2) The parties shall share witheach 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 the child, Carrie Lynn Malliard, will remain with the mother, subject to the following visitation rights of the father:

a. The child shall spend the Thanksgiving holiday beginning on Thursday, November 23, 1995 through to and including Monday, November 26,1995 with her mother.

b. The father shall have the right to take the child into his care and custody on Saturday, December 2, 1995 at 10:00 a.m. and concluding on Sunday, December 3, 1995 at 5:00 p.m.

c. Commencing with Saturday,December 23, 1995, the father shall be entitled to take the child into his care and custody every other Saturday beginning at 10:00 a.m. and concluding onSunday at 5:00 p.m.

d. The father shall have the right to take the child into his care and custody for a two week continuous period of time during the summer months, commencing with the summer of 1996. This period of extended two week summer visitation shall be during a two week period agreed upon by and between the parties. In the event that the parties are unable to reach an agreement with respect tothis two week period of continuous visitation,then in that event the two week period of visitation shall commence withthe first Sunday following the last day of school prior to the commencement of the sumemr vacation and will conclude two weeks thereafter. During this extended period of visitation, mother shallhave the right to take the child into her care and custody on the first Sunday following the commencement of this two week period of extgended visitation from 5:00 p.m. until 7:30 p.m. Additionally, the mother shall be entitled to telephone the child twice per week and speak with the child for a reasonable length of time. Such conversation shall not be monitored by the father.

è) Father shall not telephone the child during periods of time when the child is in the care and custody of the mother, although the child shall have the right to telephone the father or the mother,when she is in the others care and custody at reasonable times and for reasonable lengths of time and such conversations will not be monitored by the party having physical custody.

4) Holiday visitation shall be arranged as follows:

a. Christmas' The child shall spend Christmas Eve and Christmas day with her mother. The father shall be entitled to take the child into his care and custody on December 26 of each year commencing at 10:00 a.m. and concluding at 8:00 p.m.

b. Thanksgiving; The parties shall alternate the Thanksgiving holiday with the mother having the care and custody of the child for Thanksgiving onl995 andthe father to have the child in his care for Thanksgiving in 1996 from 9:00 a.m. until 5:00 p.m., with the parents alternating the Thanksgiving holiday thereafter.

c. Easter; The child shall be in the care and custody of the mother for Easter Sunday.

d. The child shall spend her birthday with her mother, except that the father shallbe entitled to visit with the child from 6:30 p.m.until 8:00 p.m. on the child's birthday.

e. The provisions of this paragraph relating to holiday visitation shall take precedence over the provisions relating to primary and partial custody.

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 cancellationor modificationshall notify the other party as soon as he or she knows of the necessity which impels the cancellationor modification. Said modifications or cancellations shall not be proposed except for good reasons. Should a cancellationor modification be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangments.

6) The parties shall pick up and delvier the child by meeting at a location to be determined by and between the parties, which locationshall be at the Downtown Mall in Meadville,pennsylvania. In the event the parties are unable to reach anagreementonthe exact place at the Downtown Mall where the exchange will occur,then in that event the exchange will occur at the entrace way to the mall which is located closest to where the child currently takes her martial arts class. The parties are cuationed that they have a responsibility to the child that the pickup and delivery of the child take place on a timely basis. Any unreasonable delay in appearing at the time designated will be cause for the aggrieved party to file a contempt petition. 7) Each party shall teach said child to give to the osther party that lvoe and respect which is due a parent from his or her children.

8) Neither party shall use illegal drugs or be under theinfluence of alcohol at any time when said party has the care and custody of the subject minor child. The Father shall not take the child to any bars or taverns where the predominant business is the sale of alcoholic beverages. The parties are cautioned that medical researchhas 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 clossed automobile in which the child is being transported or in the bedroom of the child.

9) 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.

Continued to Page 502 A

1995

David A. Longo
vs
Tammy Lou Malliard

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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 order shall govern.

11) Either party may request a review of this order upon the material change in circumstances.

12) Costs and fess of this mediation are fixed at $180.00. The court order filing fee of $9.00 and the mediationfees are to be divided as follows:

a. The father has made the deposit for the appointment of the custody mediator. The entirety of said amount shall apply against the costs and fees of the mediation.

b. The mother shall pay to the Prothonotary of Crawford County the sum of thirty nine ($39.00) dollars within thirty (30) days from the date of this Order.

13) Either party may move the Court for a hearing de novo within ten (10) days fromtthedate hereof. If neither party so moves,this Order shall be considered permanent.

BY THE COURT,
Anthony J.Vardaro,J.

12-7-95 Faxed Spataro, Lindsay & Thomas

April 23, 1996, Answer to Petition for Contempt filed.

May 1, 1996, Petition for Contempt and Rule to Show Cause filed. And now, this 29 day of April 1996 a rule is issued upon Tammy Hou Mailliard to show cause if any she has why she should not be held in contempt.
Said rule is returnable on the 17 day of May 1996 at 2:00 pm courtroom No. 2, Courthouse, Meadville, PA.
For the Court, A. Walker, Ct. Adm.

5/1/96 faxed toLindsay, Thomas and spataro.

May 21, 1996 Motion for Continuance and ORDER filed. AND NOW, this 21st day of May, 1996, upon presentation and consideration of the within Motion for Continuance, this case is continued to the 12th day of June, 1996 at 3:00 o'clock P.M. in court Room No. 1 2 or 3 of the Crawford County Court House, Meadville, Pennsylvania.
FOR THE COURT,
Ann A. Walker, Ct. Admin.
FAXED 5-21-96 R CT & Lindsay

June 12, 1995, ORDER filed. AND NOW, June 12, 1996 the hearing scheduled this date was cancelled due to the Pro's Office sending notice ofthe hearing to the wrong counsel.
The hearing is rescheduled for the 24th day of July Courthouse, meadville, Pa. 16335.
For the Court, A. Walker, Ct. Adm.
6/12/96 Dist. by ct.

June 26, 1996 Order Setting Hearing filed. AND NOW, June 25, 1996, due to unabailability of counsel for Defendant on July 24, 1996, hearing in the above is rescheduled for for Monday, July 22, 1996, at 1:15 p.m. in CR#3 of the Crawford County Courthouse, Meadville, PA.
FOR THE COURT,
Ann a. Walker, Ct. Admin.

6-25-96 DISTRIBUTED Lindsay & Thomas

July 24, 1996 Order filed. AND NOW, July 22, 1996, the matter is before the Court on a contempt citation brought by the father, contending that his visits with minor child Carrie have not been complied with. The Court hears extensive testimony and interview the child in the presence of consel. The Court concludes that a contempt Order is not appropriate at this time and that the child has been largely allowed to determine whether she wishes weekend visits with her father.
ACCORDINGLY, this Court DIRECTS that the father be accorded the visitation rights of an every-other-weekend visit with the child and the mother and child will see that these visits are complied with.
The parties and their consel mutually agree thatin view of the father's projected vacation trip to Florida, the visitatio and summer vacation schedule will be modified insofar as 1996 is concerned to the end that the father will be accorded a weekend visit on July 27 and July 28 to recommence the regularly scheduled every-other-weekend visits.
It appears that the father will be taking a vacation to Florida and wishes to take the child with him, to which the mother agrees, and the Court orders accordingly the child will be in the custody of the father commencing Sunday, August 4, 1996 at 4:00 p.m. and may take her for a visit with his family to Florida and have her in his care an dcustody until August 12, 1996, when she will be returned to the mother on or before 4 p.m.
There shall be no weekend visits with the father the weekend of August 17 and 18, but the every-other-weekend visits with the father will recommence August 24-25, 1996.
The parties mutually agree that the two-week modification of the summer visit with the father will be restored for the summer of 1997.
In view of the foregoing, the Court declines to hole the mother in contempt, but cautions mother that she must bend every effort to see that the visitations accorded under the Order of December 5, 1995 are fully and faithfully complied with.

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

7-24-96 Distributed Lindsay & Thomas

502 B

1995

MICHAEL T. STROUD
VS.
JONA L. BLAIR (HALL)

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Aug 14, 1997 Temporary Custody Order: AND NOW, August 13, 1997, 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, Jala Lynn Blair, shall be shared by the Father and Mother, and 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 Jala Lynn Blair shall be with her Mother, subject to the following: (see paper filed)

10. The cost of the mediation conference shall be equally divided between the parties. The deposit paid in advance by the Mother shall first be applied to her share of the costs and the remainder refunded to her, lessthe cost of the Court's Order.

Anthony J. Vardaro, J.

Aug 15, 1997 Faxed Keenan, Lindsay & Nelson
Aug 21, 1997 sent Plf & Dft

Sept. 8, 1997 Petition For Special Relief and Order filed. AND NOW, this 8 day of September, 1997, upon consideration of Plaintiff's Petition for Special Relief, it is hereby ordered that the Temporary Order dated August 13, 1997, is modified to the extent that father shall be entitled to partial custody of the minor child commencing each Sunday at 3:30 p.m. and continuing through Tuesday at 6 p.m. when father shall deliver the minor child to school. This partial custody scheudle will apply for each week of the month, except the second week of each month. This partial custody schedule will remain in effect pending future modification by agreement between the parties or as a result of the pending De Novo custody hearing. But for the modification, the remaining terms of the August 13, 1997 Order will remain in full force and effect pending modificaiton by agreement between the parties or until modified by further Order of Court. The Defendant may have temporary physical custody of child on Mondays from 4-6 pm for ballet class. The defendant shall provide the transportation: Effective September 14, 1997.

By the Court:
Anthony J. Vardaro, J

9-8-97 Faxed Keenan & Lindsay

Nov. 10, 1997 Request for Hearing De Novo and ORDER SETTING HEARING filed. AND NOW, Nov. 10, 1997, upon consideration of Plaintiff's Request For DeNovo Hearing in the above custody action, the same is set for Wednesday, Dec. 3, 1997, at 1:15 p.m., Courtroom #2, Crawford County Courthouse, Meadville, PA 16335.

FOR THE COURT,
Ann A. Walker, Ct. Administrator

Nov. 10, 1997 Order FAXED Attys. Keenan and Lindsay.

Dec. 9, 1997 ORDER FILED. AND NOW, Dec. 3,1997, this matter comes before the court for a DeNovo custody hearing at the request of the plaintiff. Prior to the scheduled hearing, the parties have resolved this matter and we will enter the following order based on that resolution:

1. The temporary order dated Aug. 13, 1997 shall remain in full force and effect except as hereinafter modified . It shall be modified by Paragraph 2 containing the following language in place of that currently in the temporary order:

Physical custody of Jala Lynn Blair shall be shared by the parties as follows:

A. The father shall be entitled to physical custody of the minor child every week commencing on Sunday, Dec. 7, 1997, at 3:00p.m. or soon thereafter as father is able to pick up the child after work. Father's period of temporary physical custody will continue until the following Wednesday morning when he will deliver the minor child to school. Mother shall have temporary physical custody of the subject minor child from Wednesday morning of each week when the child is dropped off at school and continuing until Sunday at 3:00 p.m. or until father arrives to pick up the child after work. In the event the child does not attend school on a Wednesday morning, it is still the parties' intention that the child would be in the custody of mother beginning at the time school would start on that Wed. morning. The parties agree that if that occurs, they will make appropriate arrangements for custody to be transferred.

B. Summer - - Beginning with the summer of 1998 and for all summers thereafter the father shall be entitled to take the minor child into his custody beginning one week after school has dismissed for the year until one week prior to the commencement of teh next school year. During the father's summer custodial period, the mother shall be entitled to custody of the child every weekend. Said weekends being defined as commencing Thursday morning of each week at 10:00 a.m. and continuing through Sunday at 3:00 P.M.

C. (iii) Easter - - Mother shall be entitled to custody of the subject minor child every year on Easter Sunday until 3:00 p.m. Father will be entitled to custody of the subject minor child as of 3:00 P.M. on each Easter Sunday.

The balance of the temporary order of Aug. 13, 1997 shall remain in full force and effect including the remainder of numbered paragraph 2 which has not been modified except that paragraphs 10 and 11 Of that temporary order shall be deleted

The caption hereinafter shall indicate the defendant's name to be Jona L. Hall.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

AS OF FEBRUARY 23, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

The transfer of these items shall take place during daylight hours.

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 by the Prothonotary to County Control and to the PA. State Police.

8. This Order shall remain in full force and effect for one (1) year from this date unless modified or terminated by further Court Order.

9. Although the father's financial situation is vague, it appears that neither party has the ability to pay court costs and, therefore, the Court costs in this case of $123.50 shall be absorbed by Crawford County.

10. 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, P.J.

Feb. 9, 1995 Order FAXED Co. Control, PA SPD; given to Atty. Sullivan.

504

1995

185	JOSEPH ELMO BOYLAN VS. JANICE LEA MITCHELL BOYLAN	CONTINUED FROM PAGE 185 OF RECORD A. D. 1995 - 185

Jan. 23, 1997 Praecipe for Review Divorce by Plaintiff Attorney filed.

DIVORCE DECREE FILED

June 2, 1997 And, Now, May 30, 1997, it is ordered and decreed that JOSEPH ELMO BOYLAN, Plaintiff and JANICE LEA MITCHELL BOYLAN, 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.

121	DAVID A. JOHNSTON, ADMISTRATOR OF THE ESTATE OF KEVIN BOWEN, DECEASED; DAVID A. JOHNSTON, EXECUTOR OF THE ESTATE OF DENISE M. BOWEN, DECEASED, AND WILLIAM A. BALIZET, JR., ADMINISTRATOR OF THE ESTATE OF WILLIAM K. BOWEN, DECEASED AND SCOTT S. BOWEN, VS. HI-TECK STOVES, INC., A CORP.; DAVID WIGGERS, INDIVIDUALLY, AND T/D/B/A/ WIGGERS WOOD STOVES SALES; AND RONALD NIELSON AND THELMA J. NIELSON, HIS WIFE	CONTINUED FROM PAGE 487 OF RECORD A. D. 1995 - 121

Feb. 12, 1997 Answer and New Matter and New Matter Under 2252(d) of Defendant David Wiggers Individually and Trading as Wiggers Wood Stoves Sales filed.

Feb. 21, 1997 Reply of Defendants Nielson to New Matter of Defendant Wiggers Asserting Cross-Claim filed.

Mar. 3, 1997 Notice of Service of Requests for Production of Documents Directed to Defendant, Hi-Teck Stoves, Inc. (Second Set0 and Requests for Production of Documents Directed to Defendant, Wiggers Wood Stoves Sales (Second set) filed.

Mar 14, 1997 Reply To New Matter Pursuant to Rule 2252(d), filed.

Mar. 18, 1997 Reply to New Matter of Defendant, David Wiggers, Individually, and trading as Wiggers Wood Stoves Sales filed.

April 11, 1997, Notice of Service of Interrogatories and Request for Production of Documents Directed to Plffs. and add'l dft. filed.

April 11, 1997, Notice of Service of Interrogatories and Request for Production of Documents Directed to plffs. and add'l dft. filed.

April 11, 1997, Notice of Service of interrogatories and request for production of documents directed to plffs. and add'l dft. filed.

April 11, 1997, Notice of Service of Interrogatories and request for Production of Documents directed to plffs. and add'l dft. filed.

April 11, 1997, Notice of Ser. of Interrogatoreis and request for production of documents directed to dfts. Ronald A. Nielson and Thelma J. Nielson filed.

April 11, 1997, Notice of service of Interrogatories and request for production of documents directed to additional defendant filed.

Apr. 14, 1997 Notice of Depositions filed on behalf of Plaintiffs filed.

June 10, 1997 Notice of Service of Hi-Teck Stoves, Inc., a Corp. and David Wiggers, individually, and t/d/b/a Wiggers Wood Stoves Sales responses to discovery, filed.

March 12, 1998 ENTRY OF APPEARANCE FILED. Please enter my appearance on behalf of William A. Balizet, Jr. Admin. of the Estate of William K. Bowen, Deceased, in the above-captioned case.

CONNER & RILEY
BY: ANDREW J. CONNER, ESQ.

June 12, 1998 Motion to Withdraw Appearance and ORDER filed. AND NOW, this 12 day of June, 1998, Donald E. Lewis, Esq., and Mark D. Stevens, Esq., are hereby granted leave to withdraw as counsel of record for William A. Balizet, Jr., Administrator of the Estate of William K. Bowen, Deceased, in the above captioned case.

BY THE COURT,
Anthony J. Vardaro, J.

June 12, 1998 FAXED Attys. Stevens, Lewis, J. McCandless, A. Pepicelli, P. Walsh, M. Mioduszeski.

August 18, 1998 MOTION TO COMPEL DISCOVERY AND ORDER OF COURT FILED. And Now, to-wit this 18 day of August 1998, upon consideration of the foregoing Motion to compel Discovery it is hereby ordered that the Defendants Ronald A. Nielson and Thelma J. Nielson provide Answers and Responses to the aforesaid discovery on or before September 4, 1998 or suffer sanctions.

BY THE COURT
ANTHONEY J. VARDARO, J.

8/18/98 IDST. McCandless and faxed Mioduszewaki

Jan. 8, 1999 Notice of Depositions of Ronald Nielson and David Wiggers filed.

May 13, 1999 Notice of Appearance filed on behalf of the Defendants. please enter my Appearance on behalf of the Defendants Hi-Teck Stoves, Inc. A Corporation, David Wiggers, Individually and trading as Wiggers Wood Stoves Sale in the above captioned matter.

David a. Schroeder, Esquire

AS OF FEBRUARY 22, 2000, ANY FILINGS INVOLVING THIS CASE MAY BE FOUND ON THE COMPUTER.

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1995

279	MILLARD DAVIS VS. BILLIE JEAN BOWER DAVIS	CONTINUED FROM PAGE 483 OF RECORD A. D. 1995 - 279

July 3, 1997 Order filed. AND NOW, July 2, 1997 after Mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal Custody of Alexander Davis shall be shared between the father and the mother, 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 Alexander Davis shall be with his mother, from September 1 to June 1, each year 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 o'clock p.m. on Friday to 7:00 o'clock p.m. on Sunday, beginning September 5, 1997.

The fees ($210.00) and costs ($9.00 court order filing fee) are to be paid as follows:

A. The father has deposited with the Prothonotary the requested $150.00 which shall be partly applied toward the fees and costs and $40.50 shall be returned to father.

The mother shall within thirty (30) days of the date of this order pay the Prothonotary $109.50 representing her one-half (½) share of the fees and costs.

Gordon R. Miller, J.

7-7-97 FAXED Keenan & John Fuller. DISTRIBUTED Walton

Aug 14, 1997 Request for De Novo Hearing and Order: AND NOW, this 13 day of August, 1997, upon consideration of Plaintiff's Petition for Hearing De Novo, a hearing is hereby set for the 31st day of October, 1997 at 9:00 A.M. in courtaroom No. 2.

Ann a. Walker, C.A.

Aug 14, 1997 Faxed Keenan, Walton, Fuller

Oct. 29, 1997 Motion To Reschedule De Novo Custody Hearing and Order filed. AND NOW, this 29 day of October, 1997, upon consideration of Plaintiff's Motion to reschedule the De Novo hearing pending in this matter to November 13, 1997 before the Honorable Judge P. Richard Thomas, said Motion is hereby denied.

By the Court
Anthony J. Vardaro, J

10-29-97 Faxed Keenan and given Walton

Nov. 17, 1997 MEMORANDUM AND ORDER filed. AND NOW, Nov. 17, 1997, it is ordered and decreed that:

1. Legal custody of Alexander Davis shall be shared between the father and the mother.
2. Primary physical custody of Alexander Davis shall be with his mother from Sept. 1st of each hear until July 1st of the following year, subject to the following conditions: Father entitled to visitations and custody every other weekend etc. (SEE PAPERS FILED).

BY THE COURT,
Anthony J. Vardaro, J.

Nov. 24, 1997 Order FAXED Attys. Keenan, Fuller, Walton. (Order placed in Atty. Walton's mailbox)

Dec. 2, 1997, PETITION FOR CONTEMPT AND ORDER FILED. And Now, this 1st day of Dec. 1997 upon consideration of the enclosed Petition for Contempt, a Rule is issued to show cause why the relief requested in the petition for contempt should not be granted. This matter is scheduled for a hearing on the 9th Day of Jan., 1998 at 1:45 P.M. in Courtroom 1 or 2 in the Crawford County Courthouse located at 903 Daimond Park, Meadville, Pa.

BY THE COURT
Anthony J. Vardaro, J

12/2/97 DISIRIBUTED Walton

December 17, 1997 MOTION TO WITHDRAW APPEARANCE AND ORDER FILED. AND NOW, this 17 day of December, 1997, upon considerationn of teh Motion of Gregory A. Keenan, Esq, for leave to withdraw his appearance on behalf of Plaintiff in the above-captioned matter, said leave to withdraw is hereby granted.

BY THE COURT
ANTHONY J. VARDARO

12/17/97 FAXED KEENAN 12/17/97 DISTRIBUTED WALTON

Mar. 31, 1998 ORDER SETTING HEARING filed. And now Mar. 31, 1998 hearing is set for Friday, May 22, 1998 at 2:00 p.m. CR #2, Crawford County Courthouse.

FOR THE COURT, Ann Walker, Ct. Adm.

4/6/98 Dist. to plff and Walton

May 5, 1998 Order Resetting Hearing Time filed. AND NOW, May 5, 1998, having been directed by the court to reset the above hearing from 2:00 p.m., May 22, 1998, due to an unexptected schedule conflict rest for for May 22, 1998 at 3:30 p.m. in CR. 2 For The Court, Ann L. Walker

May 13, 1998 PETITION FOR CHANGE OF JUDGE FILED (MILLARD DAVIS)

May 28, 1998 ORDER FILED. AND NOW, MAY 22, 1998 this matter comes before the Court for a further contempt proceeding at the request of the defendant. The defendant's counsel appears and the plaintiff appears without counsel. After a lengthy discussion he does indicate that he wants to try to get an attorney and apparently has been referred to an Erie Co. Atty by his former local counsel.
ACCORDINGLY, this matter is continued untilJune 25, 1998 at 3 PM in Courtroom No. 2 before the undersigned.
The plaintiff is strongly cautioned that we will not continue this matter any further because he does not have an attorney and he should appear on that date prepared to go forward either with an attorney or pro se if he does not have an attorney.

BY THE COURT
Anthony J. Vardaro, J.

5/28/98 Dist Pltf & Walton

May 28, 1998 ORDER FILED. AND NOW MAY 13,1 998 upon review of the Defendant's Pettiion for Change of Judge filed in Motions Court, the Court declines to recuse itself and the Petition is denied.

By order of The Court
Anthony J. Vardaro, J.

5/28/98 DIST. PLTF & WALTON

June 10, 1998 PETITION TO OPEN PROPERTY SETTLEMENT DECREE BASED UPON ACCIDENT OR MISTAKE AND ORDER FILED. AND NOW, this 10th day of June, 1998, upon consideration of the foregoing Petition, it is hereby Ordered that

1) a rule is issued upon the respondent to show cause why the petitioner is not entitled to the relief requested;
2. The 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. depositions shall be completed within 60 days of this date;
5. argument shall be held on August 1998 arguemnt list
6. notice of the entry of this order shall be provided to all parties by the petitioner.

By the Court, ANTHONY J. VARDARO, J.

CC: CT Admin. 6/10/98 FAXED GREGG MAILED WALTON

Continued on Pg 506-A

506-A

S29052

Millard Davis
vs
Billie Jean Bower Davis n/k/a
Billie Jean Hubert

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June 22, 1998 MOTION TO CONTINUE CONTEMPT HEARING AND ORDER FILED. AND NOW, THIS 19 day of June, 1998 upon consideration of the foregoing Petition it is hereby Ordered that Plaintiff's motion is granted, and the contempt hearing scheduled for June 25, 1998 is rescheduled for Thursday Sept. 10, 1998 at 2PM, CR #2.

BY THE COURT
ANTHONY VARDARO, J.

6/22/98 faxed Gregg

June 29, 1998 Answer of defendant filed.

July 30, 1998 Petition To Modify Custody and Orders filed. (Seminar Order and John Fuller appointed mediator)

September 9, 1998 Order filed. And now, August 31, 1998 this matter comes before the Court for argument as scheduled by the Court in our Order of June 10, 1998.
That Order was entered pursuant to Pennsylvania Rule of Civil Procedure 206.7 and allowed 60 days for the taking of depositions to complete the evidentiary portion of this case. Apparently, the plaintiff wishes to have his deposition entered as part of the record and that deposition has not been taken.
In fact, the parties came this day expecting that an evidentiary hearing would be conducted with respect to the plaintiff but that is contrary to the Rules, insofar as this county has not adopted a policy where an evidentiary hearing will be held before the Court.
In order to give the Plaintiff an opportunity to complete the record, this matter will be continued until the Sept. 1998 argument list.
The parties are directed to file briefs on any legal issues they perceive in a manner consistent with the local rules.
Insofar as there is currently a hearing scheduled with regard to the possible contempt of the Plaintiff and that hearing depends on the outcome of our decision in this case, the Court Administrator is directed to continue the hearing now scheduled for September 10, 1998 at 2:00 pm in Courtroom No. 2 before the undersigned indefinitely.
Once we have an opportunity to make a decision on this matter, that will be before us on the September 1998 argument list, if that hearing is necessary, the Defendant, who is the Petitioner in that case, may move the Court to reschedule that hearing.

By Order of The Court
Anthony J. Vardaro, J.

9/9/98 Dist. Walton, Ct Admin & Gregg

Sept. 25, 1998 Motion to Continue Oral Argument Hearing and ORDER filed. AND NOW, this 24 day of September, 1998, upon consideration of the Motion filed by the Petitioner, Millard Davis, the oral argument hearing scheduled in the above matter is continued to the October argument list.

By the Court:
Gordon R. Miller, J.

Sept. 25, 1998 FAXED Atty. Gregg, Distributed to Atty. Walton.

October 13, 1998 Order filed. And now, October 12, 1998 after mediation conference before John Fuller, Esq, It is Ordered ANd Decreed as follows, to-wit:
I. The parties shall continue to abide by the Order of Court dated Nov. 17, 1997, pending a custody evaluation and further Order of Court.
II. The parties shall submit to a custody evaluation by a person selected by attorneys for the two parties, costs of which evaluation shall be equally divided between and paid by the plaintiff and defendant.
III. On receipt of the custody evaluation by the mediator and counsel for the parties a further Order of Court will be made.
IV. The fees ($240.00) and costs ($9.00 Court order filing fee) in this case are to be paid as follows:
A. The father has deposited with the Prothonotary the requested $200.00 which shall be partially applied toward the fees and costs. The Prothonotary is hereby directed to refund to father $75.50.
B. The mother shall within thirty (30) days of the date of this order pay the Prothonotary $124.50 representing her share of the fees and costs.

Anthony J. Vardaro, J.

10/14/98 Faxed Gregg, Fuller and Dist. Walton

October 16, 1998 Oral Deposition of Millard Davis, Friday Sept. 18, 1998 FILED.

October 16, 1998 Transcript of Proceedings of the deposition of Billie Jean Hubert Filed.

Nov. 13, 1998 Motion for Appointment of Cunsel for a Minor and Order of Court filed. and now, this 13 day of November 1998 kathleen Nelson, Esq. is appointed to represent the minor child Alexander Davis in this contested custody matter. Compensation of the Attorney shall be determined by Jduge Vardaro or the Court at a Future hearing.

By the Court
Gordon R. Miller, J.

11/16/98 Faxed Gregg & Dist. Walton.

Nov. 23, 1998 Memorandum and Order filed. And NOw, Nov. 23, 1998 The Petitioner's Petitin to Open Property Settlement Decree Based Upon Accident or Mistake is denied.

By the Court
Anthony J. Vardaro, J.

December 9, 1998 Petition for Leave to Withdraw and Order filed. And now, this 8 day of December 1998 upon consideration of teh verified Petition of Millard Davis' counsel for leave to withdraw, it is hereby Ordered and Decreed that said petition of Millard Davis' counsel for leave to withdraw it is hereby Ordered and Decreed that said petiton is Granted and that petitioner William J. Gregg, Esq. be permitted to withdraw his appearance of record for Millard Davis in the above matters.
12/9/98 Sent Gregg & Copy to Walton

December 21, 1998 Notice of Appealto Superior Court of PA filed.

Dec. 23, 1998 ORDER filed. AND NOW, December 23, 1998, the Plaintiff/Appellant is directed to file of record in this Court and serve on the Trial Judge a Concise Statement of Matters Complained of On Appeal no later than 14 days after the entry of this Order pursuant to Pa. Rule of Appellate Procedure 1925(b).

BY THE COURT,
Anthony J. Vardaro, J.

Jan. 6, 1998 Order Distributed to Atty. Walton; Mailed Defendant.

Cont on Page 506-B

MILLARD DAVIS VS. BILLIE JEAN DAVIS
N/K/A BILLIE JEAN HUBERT

RECORD CONTINUED FROM PAGE 506 -A- of AD 1995 - 279

Dec. 29, 1998 Notice of Appeal Docketing Superior Court No. 02353PGH98, filed.

Jan 21, 1999 Opinion filed. The plaintiff filed a notice of Ajppeal with the Superior Court regarding our Order of Nov. 23, 1998 in which we denied his Petition to Open Property Settlement Decree Based Upon Accident or Mistake.. Pursuant to Pa.R.A.P. 1925(b), we directed the plaintiff on Dec. 23, 1998 to file of record and serve upon the undersigned, a Concise Statement of Matters Complainted Of On Appear within 14 days. The plaintiff has failed to do so. Accordingly, as best we can determine, any issues that will be raised by the defendant on appeal have been discussed in our Memorandum of Nov. 23, 1998 which is part of the record in this case. We would therefore, respectfully refer the Superior Court to that Memorandum.
This Opinion is intended to be our Opinion pursuant to Pa.R.A.P. 1925(a).

By the Court
Anthony J. Vardaro, J.

1/21/99 Dist. Walton & Pltf.

March 31, 1999 Motion and Order filed.
ORDER:AND NOW, March 30, 1999 after consideraton of the within Motion,IT IS HEREBY ORDERED AND DECREED AS FOLLOWS, TO-WIT: Susan Evans is appointed to do a custody evaluation in the above captioned case.

BY THE COURT,
Gordon R. Miller,j.

March 31, 1999 - FAXED COPIES TO: Barbara J. Walton, Esquire
Kathleen R. Nelson, Esquire
John Fuller, Custody Mediator
Millard Davis

April 26, 1999 Motion to Set Hearing Date for Custody Determination and Order of Court Filed. And Now, this 26 day of April 1999 it is the order of this court that a hearing for the determination of custody be set as soon as possible

Anthony J. Vardaro, J.

4/26/99 Faxed Fuller & Nelson Dist Walton & Davis

May 7, 1999 Motion for Reimburament of Monies Paid filed.

May 7, 1999 Order filed. Adn Now, May 6, 1999 the defendant's motion for reimbursement of $250.00 deposited for the appointment of a divorce master is denied.
Crawford County Local Rule L1920.51B(1)(b) states:
A non-refundable fee of $250 shall be paid by the moving party at the time a motion for the appointment of a Master is filed.
The plaintiff argues that his deposit should be returned to him because a master was never appointed. The file in this matter is in the Superior Court and we cannot review it but the rule is clear and we believe that we have previously entered an Order on the defendant's similar reqeust a few years ago and the $250 cannot be returned.

By the Court
Anthony J. Vardaro, J.

5/7/98 dist. Walton
5/11/99 mailed M DAvis

May 11, 1999 Motion to Vacate and Order filed. Adn Now, May 5, 1999 after consideration of the within Motion to Vacate IT IS HEREBY ORDERED AND DECREED AS FOLLOWS, TO-WIT: John Fuller, Esq is hereby granted leave to withdraw as custody mediator in the above-captioned case and John Spataro is hereby appointed as mediator in his place.

Gordon R. Miller, J

5/11/99 Faxed Nelson Fuller adn Walton

May 19, 1999 Motion To Appoint Substitute Mediator and Order filed. AND NOW, this 14 day of May, 1999, upon consideration of the within Motion, John F. Spataro, Esq., is hereby granted leave to withdraw as custody mediator in the above captioned case and William Pineo, Esquire, is hereby appointed Mediator in his place.

BY THE COURT,
Gordon R. Miller, J

5/20/99 Faxed Keenan, Spataro, Walton & Pineo

June 14, 1999 Order Resetting Hearing Filed. And Now, June 11, 1999 upon receipt of Plaintiff's Petition for Contempt, continued generally form September 10, 1998 this matter is set for further hearing on Tuesday, Augsut 31, 1999 at 9:15 AM CR#2 CRawford County Courthouse

For the Court
John Shuttleworth Ct Admin

6/14/99 Faxed Walton mailed pltf.
June 14, 1999 Motion to reset Contempt hearing filed.

June 15, 1999 Reqeust for a Hearing Filed.

June 15,1999 Motion for Rescheduling of Continued Hearing filed.

June 15, 1999 Motion to Withdraw Custody Determination Filed.

June 18, 1999 Order from Superior Court of PA Filed. And Now, May 7, 1999 the within appeal is Dismissed for failure to file a brief. Per Curiam Eleanor R. Valecko, Deputy Prt.

June 18, 1999 Certificate of Contents of Remanded Record and Notice of Remand under PA Rules of Appellate Procedure 2571 and 2572 Filed.

June 15, 1999 Motion to Withdraw Custody Determination and Order filed. And NOw, June 25, 1997 the above motion is granted.

By the Court
Anthony J. Vardaro, J.

6/25/99 Faxed Nelson Walton and dist Davis

August 17, 1999 Petition to Modify Custody and Order filed. And Now, this 13 day of Augsut 1999 upon consideration of the withing Petition John Fuller Esq. the Custody Mediator heretofre appointed in this case is ordered and directed to schedule furher mediation in this case for the purpose of reviewing the Orders entered and directed to schedule further mediation in this case for the purpose of reviewing the Orders entered on Nov. 17, 1997 and Oct 12, 1998 and further to address the request of plaintiff set forth in this petition.
Upon cosndieration of the foregoing Petition, and in accordance with local Rule 1930(14) and it appearing that Plaintiff has previously satisfied the attendance requirements relating to the seminar for Separating Parents, It is hereby Ordered that Plaintiff is now excused from seminar attendance.

By the court
Anthony J. Vardaro, J.

8/17/99 Faxed Gregg, Walton and Fuller CONTINUED ON PAGE 506-C

Millard Davis
vs
Jean Bower Davis n/k/a
Billie Jean Hubert

Continued from page 506-b
of Record

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Augsut 20, 1999 Motion and Order filed. And Now, August 19, 1999 after consideration of teh within Motion to Vacate It is Hereby ORdered and Decreed as follows, to-wit: John Fuller, Esq. is hereby granted leave to withdraw as custody mediator in the above-captioned custody case and JOhn Spataro, Esq. is hereby appointed as mediator in his place.

Anthony J. Vardaro, J.

8/20/99 Faxed Spataro-Nelson, Fuller Walton and Gregg & Davis Pltf.

Aug. 25, 1999 Petition for Payment of Attorney's and Psychologist's Fees filed.

Aug. 25, 1999, MEMORANDUM AND ORDER filed. ORDER: AND NOW Aug. 24, 1999 after consideration of the petition for payment of fees filed by atty. for the child, the parties shall proceed in a manner consistent with the Memorandum we have issued this day.

by the court,
Anthony J. Vardaro J.

8/25/99 dist. to Walton and Nelson

August 30, 1999 Motion to Continue Contempt Hearing and Order filed.
ORDER: AND NOW, August 30, 1999 denied.
BY THE COURT,
Anthony J.Vardaro, J.

Sept 1, 1999 ORDER FILED. And now, Aug 31, 1999 this matter comes before the Court for a Contempt hearing which has been been delayed while this case was on appeal to the Superior Court.
Counsel for the plaintiff, who is the Respondent in the contempt action, yesterday at 4 pm filed a motion to continue this hearing in which he alleged that he planned to petition or had petiotioned to reinstate the appeal before the Superior Court.
We denied that motion for a continuance based on the fact that a petition to reinstate the appeal does not mean that this amtter is in the Superior Court, but in fact, we coninute to have jurisdiction based on the dismissal of kthe appeal which had occurred.
This day the Respondent/Plaintiff appears without counsel and indicates he wishes to have his counsel present, and since this is a second contempt hearing, there may well be sanctions imposed, including incarceration, and we believe he should be entitled to have his attorney present for us to make an appropriate decision as to whether the Respondent/Plaintiff continues to be in contempt.
Apparently, Mr. Gregg is in fact in Erie in depositions and did not indicate that when seeking a continuance in this case and apparently, indicated in some manner to Mr. Davis that he did not intend to appear. That is not acceptable insofar as he is obviously counsel of record since he filed this motion just yesterday at 4 pm.
Reluctantly, and over the opposition of the Petitioner/defendant we will ocntinue this matter and direct the Court Administrator to schedule iit as soon as possible before the Court.
At the time of that continued hearing, we will also determine whether counsel for Mr. Davis is in contempt and what snctions should be imposed for his contempt, if in fact we find he is in contempt.

By Order of The Court
Anthony J. Vardaro, J

9/1/99 Dist Gregg Ct Admin & Walton

Sept 13, 1999 Motion to Withdraw as Court Appointed Mediator and Order filed. And Now, this 10 day of Sept 1999 upon consideration of teh within Motion it is hereby ordered and decree that John F. Spataro, Esq. is hereby granted leave to withdraw as custody mediator in the above captioned case and Bruce L. Smith Esq. is hereby appointed Mediator in his place.

By the Court
Anthony J. Vardaro, J.

9/13/99 Fax Spataro Smith Gregg and Walton

Sept 24, 1999 Transcript of Proceedings at the time for a Contempt Hearing Filed.

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1995-30279 AD 1995-279

DAVID A. HAHN AND
MARGARET E. HAHN

vs.

PENNSYLVANIA PATRIOT
INSURANCE COMPANY

RECORD CONTINUED FROM PAGE 227

OF

AD 1995 - 227

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Sept. 29, 1997 Motion in Limine - Fred Kane Coverage Opinion, filed.

Sept. 29, 1997 Motion In Limine For Bad Faith Claim, filed.

Sept. 29, 1997 Motion in Limine to Redact and Exclude References To Blaylock Case, filed.

Sept. 29, 1997 Plaintiffs' Exhibits in Response to Defendant's Motion For Summary Judgment filed.

Sept. 29, 1997 Counterstatement of Facts on Behalf of Plaintiffs, filed.

Sept. 29, 1997 Response to Motion for Summary Judgment on behalf of plaintiffs filed.

Oct. 2, 1997 Order filed. AND NOW, September 29, 1997, at the call of the list, a pretrial conference in this matter is set for Wednesday, October 7, 1997, at 11:00 a.m. in Courtroom No. 2 before the undersigned.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.

10-2-97 DISTRIBUTE Bax & Millin

Oct. 14, 1997 Order filed. AND NOW, October 14, 1997, at the time set for Pretrial Conference in this matter after commencing at Conference the parties of some settlement negotiations have resolved this matter with the Defendant Green to the Plaintiffs the sum of $10,000. In return, the Plaintiffs will sign a general release in the standard form and will disocntinue this matter of record.

BY THE COURT,
Anthony J. Vardaro, J

10-11-97 Distributed MIllin & Bax

Oct. 14, 1997 Memorandum and Order filed. AND NOW, this 8th day of October, 1997, upon consideration of the Defendant's Motion for Summary Judgment, this court hereby grants the Defendant summary judgment as to the Plaintiffs' claims under the Unfair Insurance Practives Act, 40 P.S. 1171.1, et seq., and the Unfair Claims Settlement Practices Regulations, 31 Pa.Code 146, et seq. All other requests for summary judgment are denied.

BY THE COURT,
Anthony J. Vardaro, J

10-8-97 Distributed MIllin & Bax

January 19, 1998 PRAECIPE TO SETTLE AND DISCONTINUE: AND NOW, this 19th day of January 1998, please mark the above captioned matter settled and discontinued on record.

SHAFER, SWICK, BAILEY, IRWIN, STACK & MILLIN
BY: JEFFREY K. MILLIN, ATTY FOR PLTF.

141

SHIRLEY ANN WILSON
VS.
RICHARD SHIDEMANTLE, SARAH SHIDEMANTLE and ROXANNE SHIDEMANTLE, d/b/a PYMATUMING CATTLE SALES, d/b/a mEADVILLE LIVESTOCK AUCTION

CONTINUED FROM PAGE 141

OF RECORD

A. D. 1995 - 141

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✓Sept. 10, 1997 Motion for Trial Date Certain and Order filed. AND NOW, to-wit, this 8 day of September, 1997, upon consideration of the Defendants' Motion to Continue Trial Pursuant to Pa.R.C.P.216 in the above-captioned matter, it is hereby ORDERED, ADJUDGED AND DECREED that: Said Motion Denied.

BY THE COURT:
Anthony J. Vardaro, J.
9-10-97 FAXED Mechas & Jackson

✓Sept. 10, 1997 Motion to Continue Trial Pursuant to Pa.R.C.P.216 and Order filed. AND NOW, to wit, this 8 day of September, 1997, upon consideration of the foregoing MOTION FOR TRIAL DATE CERTAIN, it is hereby Ordered that said Motion is GRANTED.

IT IS FURTHER ORDERED that the trial in the above-captioned case shall begin on October 20, 1997. Counsel is advised that it may be necessary to pull a jury on October 13, 1997.

BY THE COURT:
Anthony J. Vardaro, J.
9-10-97 FAXED Mechas & Jackson

Sept. 29, 1997 Petition to excuse Counsel from Call of the List and Order filed. AND NOW, on this 26th day of September, 1997, upon consideration of Defendants' Petition to Excuse Counsel From Call of the Trial List, it is hereby ORDERED, ADJUDGED, and DECREED that the counsel for all parties are excused from attending the civil call of the list on September 29, 1997.

Gordon R. Mille, J.
9-3-97 FAXED Mechas & S. Jackson

Sept. 30, 1997 Order filed. AND NOW, September 29, 1997, a pretrial conference in this case shall be held at 9:00 a.m. on October 7, 1997, in Courtroom No. 1 of the Crawford County Courthouse.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
9-30-97 MAILED Lindsay, Jackson & Mechas

Oct 20, 1997 TRIAL MEMORANDUM OF LAW ON THE ISSUE OF DAMAGES on behalf of defendants, filed.

Oct. 24, 1997 Questions of Jurors submitted to Judge while deliberating verdict, filed.

October 24, 1997, 10:50 AM, jury selected and sworn Oct. 20, 1997 at 9:57 AM as follows:

1. Jon C. Santner
2. Margaret Sacco
3. Joseph Petrick
4. Patty Dougherty
5. Lew Walton
6. David Miehl
7. June Kleeman
8. John Acklin
9. John Monas, Jr.
10. Albert Moss, Jr.
11. Ronald Guianen
12. Alfred Hartick, III

Alt. Toby Kopta moved to Seat #4 on 10/20/97.

Alt. Scott Spaid moved to Seat #3 on 10/23/97.

Alt. Robert Hummel, Jr. moved to Seat #12 on 10/23/97.

twelve good and lawful persons who upon their solemn oaths which they have taken and at least 10 of them say:
AND NOW, WE, the jury empaneled to try this action, render the following verdict:

1. Do you find that Richard Shidemantle defrauded the plaintiff? No
2. Do you find that the defendant, Richard Shidemantle, was negligent? Yes
3. Was the negligence of Richard Shidemantle a substantial factor in bringing about plaintiff's harm? Yes
4. If you answered question 1 "Yes" and/or answered both questions 2 and 3 "yes" then state the amount of damanges, if any, sustained by the plaintiff, Shirley Ann Wilson, as a result of the sale of the calf from the defendant Richard Shidemantle to the plaintiff Shirley Ann Wilson. $63,832.00

Toby Kopta, Jury Foreperson

Oct. 24, 1997 Exhibits filed.

Oct. 27, 1997 ORDER filed. AND NOW, October 22, 1997, the Court disposes of the Defendant's motions for compulsory nonsuit, made at the close of the Plaintiff's case in chief, in the following manner:

1. The Defendant's motion for compulsory nonsuit as to all Defendants on the fraud count is granted, except as to the Defendant Richard Shidemantle. The motion with respect to Richard Shidemantle is denied.
2. The motion on behalf of all Defendants excepting Richard Shidemantle as to the negligence count is granted.
3. The motion with respect to Richard Shidemantle on the negligence count is denied.

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

Oct. 28, 1997 MAILED all Counsel.

Oct. 27, 1997 ORDER filed. AND NOW, Oct. 22, 1997, the Plaintiff's oral motion for leave to amend the complaint to add a breach of warranty cause of action is denied, because said claim is barred by the applicable statute of limitations, 13 Pa. C.S.A. 2725, and Nationwide Insurance Company v. General Motors Corporation, 625 A.2d 1172 (1993).

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

Oct. 28, 1997 MAILED all Counsel.

October 31, 1997, PLAINTIFF's MOTION FOR DAMAGES FROM DELAY PURSUANT TO PENNSYLVANIA RULE OF CIVIL PROCEDURE 238 filed.

Nov. 5, 1997 ORDER FILED. AND NOW, November 5, 1997 upon receipt and review of Plaintiff's Motion for Damages for Delay a rule to show cause is hereby isssued to the defendant, Richard Shidemantle to cause, if any he has, why said motion should not be granted.
Said rule is returnable for hearing and/or argument at the December 1997 argument list at a time to be set by the court administrator when she prepares the argument list.

BY THE COURT
Hon. Gordon R Miller, P.J.

Nov. 6, 1997, Mailed ATTYS Lindsay, Jr, Mechas
NOV. 7, 1997, DEFENDANTS' ANSWER IN OPPOSITION TO PLAINTIFF'S MOTION FOR DELAY DAMAGES filed.

(Continued on Pg. 508A)

TERM, 1995

Continuation of AD 1995 - 141 - from page 508 Shirley ann wilson vs. Richard Shidemantle et al

And Now, Dec. 2, 1997 at 11:42 a.m. upon praecipe of plaintiff attorney, with service attached, Judgment is hereby entered in favor of the plaintiff and against the dft. Richard Shidemantle in theamount of Sixty Three Thousand Eight Hundred Thirty Two and 00/100 dollars pursuant to Jury verdict dated Oct. 24, 1997.
(delay damages pending plff's motion for delay damages)
Judgment entered
12/2/97
S - 142

Debt - $63,832.00

JUDGMENT
Barbara H. King
Prothonotary

EXECUTION 1997 - 89

December 5, 1997 Upon Praecipe of plaintiff attorney the above-captioned case marked settled and discontinued of record.

508 (B)

TERM, 19

April 1, 1998 Motion to Withdraw appearance of J. Wesley Rowden from above captioned plaintiff, filed.

Apr 20, 1998 Petition for Custody Modifications and Sspecial Relief, filed.
Original filed at AD 1995-67

May 6, 1998 ORDER: AND NOW, April 20, 1998, this matter comes before the Court in Motions Court when counsel for the Plaintiff files a Petition for Custody Modification and Special Relief.

By wy of history and in 1995 on March 14, an order was entered after mediation with regard to custody of the minor children in question in this action. Apparently, in early 1998, the Defendant, Mother, moved to VEnango County and also took the children there. She obtained a Protection from Abuse Order by consent on Feb 4, 1998 in Venango County in which she has primary physical custody of the minor children.

Apparently, at the time of that hearing through discussions with the parties, both represented by counsel, Venango County Judge William White indicated athat the parties could mediate further custody arrangements in Venango County and that mediation was scheduled. However, apparently no further custody action was filed in Venango County in the nature of a new action or in the nature of an action to modify the existing custody order.

At this time, the Plaintiff indicates he does not wish to mediate in Venango County but wishes to have mediation with regard to his Petition for Custody Modification here in Crawford County and he seeks primary physical custody of the children.

Under all of these circumstances, once the Plaintiff pays the mediation fee, the Court Administrator may assign a mediator and the matter may be scheduled in Crawford County for custody mediation in the nature of a modification order.

Pending that mediation, the Plaintiff's request for Special Relief is denied. We do this because there is an existing Protection from Abuse Order in Venango County which we believe must be complied with or modified to allow there to be further custody with the Defendant, Father, who is the Plaintiff in this action.

In the event a custody action is filed in Venango County by the Mother, then we will have to determine who has proper jurisdiction and venue but at thsitime, we have indicated there is no existing Venango County action.

Anthony J. Vardaro, J.

May 13, 1998 Brode given copy and sent Lancaster

June 12, 1998 ORDER: AND NOW, June , 1998 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Hollie Klingensmith, Joshua Klingensmith and Zachary Klingensmith shall be shared between the father and the mother, 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 tht each parent shall be entitled to take part fully in important decisions affecting the children such as the education, treatment and religious instruction of the subject children.

II. Physical custody of Hollie Klingensmith, Joshua Klingensmith adn Zachary Klingensmith shall be shared by their parents, subject to the following conditions: (see paper filed)

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within twenty (20) days of the date hereof.

IV. The fees ($240.00) and costs ($9.00 court order filing fee) in this case are to be paid as follows:

A. The mother has deposited with the Prothonotary the requested $200.00. The Prothonotary is hereby directed to refund to mother the entire $200.00.

B. The father shall within thirity (30) days of the date of this order pay the Prothonotary $124.50 representing his share of the fees and costs.

C. Crawford County shall within thirty (30) days of the date of this order pay the Prothonotary $124.50 representing mother's share fothe fees and costs.

Anthony J. Vardaro, J.

June 15, 1998 Faxed Fuller, Massey & Brode

June 18, 1998 ORDER: AND NOW, June 18, 1998 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. The order of Juen 15, 1998 is hereby amended with respect to allocation of costs and fees.

IV. The fees ($240.00) and costs ($9.00 court order filing fee) in this case are to be paid as follows:

A. The father has deposited with the Prothonotary the requested $200.00. The Prothonotary is hereby directed to refund to father $75.50.

B. Crawford County shall within thirty (30) days of the date of this order pay the Prothonotary $124.50 representing mother's share of the fees and costs.

P. Richard Thomas, S.J.

June 18, 1998 Faxed Massey, Fuller & Brode

Aug 24, 1998 Certificate of completion of the Seminar for Separating Parents for Denver L. Klingensmith, filed.

August 27, 1998 Order filed. And Now, Augsut 26, 1998 after mediation converence before John Fuller, Esq. It is Ordered and Decreed as Follows, to-wit:

1. Legal custody of Hollie Klingensmith, Joshua Klingensmith and Zachary Klingensmith shall be shared between the father and the mother, the plaintiff and defendant herein, that is, 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 the subject children.

II. Physical custody fo Hollie Klingensmith and Zachary Klingensmith shall be with their mother, subject to the following condistions:

A. The father shalal be entitled to visit and take Zachary into his custody every other weekend from 5 pm on Friday to 5 pm on Sunday beginning Aug 28, 1998.

Physical custody of Joshua Klingensmith shall be with his father, subject to the following conditions:

B.The mother shall be entitled to take Joshua into her custody every other weekend from 5PM on Friday to 5PM on Sunday beginning Aug. 21, 1998.

C.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 agreement to the contrary, the children shall be in the custody of the fahter on Christmas Eve day from 9AM to 9PM and in the custod y of the mother on Christmas Day from 9 AM to 9 PM. The children will be in fahter's custody on Easter Sunday and in mother's custody Thanksgiving Day, unless both mother and fahter agree otherwise.

D.Transportation of the children on weekends, holidays and summer visits shall be provided by the parent receiving custody and the exchange shall be at McDonald's in Oil City (fahter) and Victory Fellowship Church(mother)

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 towards 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. Specifically, mother's boyfriend shall not be present during custody exchanges.

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

H. Denver Lee Klingensmith and Dawn Klingensmith are hereby ordered to register for, and complete, the Seminar for Separating Parents as required by Crawford county Civil Rule L1930 if you have not already attended, within 30 days from this order or shall be subject to the sanctions permitted by rule and law including contempt, fines and possible incarceration.

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within 20 days of the date hereof.

IV. The fees $240.00 and costs $9.00 court order filing fee in this case are to be paid af follows: one-half - FAther and one-half CRawford County

Anthony J. Vardaro, J.

9/2/98 Faxed Brode, Massey, Fuller

ROBERT LEE HARRIS
vs
THE PENN TRAFFIC COMPANY, a Corporation, Individually and trading and doing business as BiLo Foods: and Riverside Supermarkets Division of Penn Traffic Co., a Corporation, individually and trading and doing business as BiLo Foods

CONTINUED FROM PAGE 413
record of
AD 1995 413

Vs Sage Industries, Inc., Mart Cart, Assembled Products Corp. Colson Equip., Inc. and Darling Special Products, Inc. ADDNL. DEFENDANTS

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October 31, 1997, Motion to Compel Answers to Discovery and Order Filed. Order. AND NOW, this 31 day of October, 1997, upon consideration of the within Motion, Defendants are hereby ordered to answer, without objection, each of the matters set forth in Plaintiffs' First Set of Interrogatories and First Set of Requests for Production of Documents on or before November 30, 1997; and in default thereof, to suffer such sanctions as this Court may impose, upon further Motion of Plaintiffs or their counsel.

By the Court
Anthony J. Vardaro, J

October 31, 1997 FAXED Haller & Pepicelli

Nov. 5, 1997 Reply of Defendant The Penn Traffic Company to the New Matter pursuant to Rule 2252(d) of Additional Defendants Sage Industries, Inc., Mart Cart and Assembled Products Corporation, filed.

Nov. 17, 1997 Answer, New Matter, and New Matter Pursuant To Rule 2252(d) of Additional Defendants Colson Equipment Inc. and Darling Special Products, Inc. To Complaint to Join Additional Defendants filed.

Nov. 17, 1997 Reply Of Additional Defendants Colson Equipment Inc. and Darling Special Products, Inc. To New Matter Pursuant to Rule 2252(d) OF Additional Defendants Sage Industries, Inc., Mart Car, and Assembled Products Corporation To Complaint to Join Additional Defendants filed.

Nov. 18, 1997 Notice of Depositions of BiLo Foods filed.

Dec. 1, 1997 Reply to Additional defendants, colson Equipment, Inc. and Darling Special Products Inc's New Matter, and and New Matter Pursuant to Rule 2252(d) of Pa. R.C.P. filed. (on behalf of dfts. Sage Industries, Inc. Mart Cart, and Assembled Products Corp.)

Dec. 8, 1997, REPLY TO NEW MATTER OF ADDITIONAL DEFENDANTS COLSON, EQUIPMENT, INC. AND DARLING SPECIAL PRODUCTS, INC. ON BEHALF OF ROBERT LEE HARRIS AND LINDA D. HARRIS FILED AND CERTOFOCATE OF SERVICE FILED.

Dec 31, 1997 Notice of Intent to Complete Discovery, filed.

Jan. 5, 1998 NOTICE OF SERVICE OF INTERROGATORIES AND REQUESTS FRO PRODUCTION OF DOCUMENTS DIRECTED TO ORIGINAL DEFENDANTS, THE PENN TRAFFIC CO., T/D/B/A BI-LO FOODS, AND RIVERSIDE SUPERMARKETS DIV. OF PENN TRAFFIC, CO., T/D/B/A BI-LO Foods ON BEHALF OF DEFENDANTS SAGE INDUSTRIES, INC., MART CART, AND ASSEMBLED PRODUCTS CORP. FILED.

March 3, 1998 STIPULATION TO EXTEND DISCOVERY FILED.

March 12, 1998 NOTICE OF SERVICE FILED.

March 12, 1998 NOTICE OF SERVICE FILED

April 23, 1998 NOTICE OF SERVICE OF ANSWERS TO DEFENDANT, THE PENN TRAFIC CC'S FIRST SET OF INTERROGATORIES FILED.

APRIL 23, 1998 NOTICE OF SERVICE OF ANSWERS TO PLAINTIFFS' FIRST SET OF INTERROGATORIES FILED.

April 23, 1998 NOTICE OF SERVICE OF RESPONSES TO DEFENDANT, THE PENN TRAFFIC COMPANY'S REQUESTS FOR PRODUCTION OF DOCUMENTS FILED.

10-6-02 - See Computer for future entries.

Denver Lee Klingensmith

vs.

DAWN KLINGENSMITH

Record continued from page 67

of record

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AND NOW, this 14 day of May ,1998 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 Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crawford County Courthouse; or the Court Administrator at the Crawford County Courthouse.

Application for attendance at the seminar must be made by the plaintiff or petitioner within fifteen (15) days after the pleading or petition is filed; and by the defendant or respondent within fifteen (15) days after he or she is served with the pleading or petition.

THE SEMINAR MUST BE COMPLETED WITHIN FORTY-FIVE (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 Rules 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, Dawn Klingensmith , have been sued in Court to obtain Custody of the child(ren): Hollie Klingensmith, Joshua Klingensmith and Zachary Klingensmith

You are Ordered to appear in person at such time and place as will be determined by the Mediator John Fuller, , Esquire for a mediation conference. The Mediator shall send you a Notice of the Hearing my mail to the address listed onthe complaint or petition that has been filed recently.

If you fail to appear as provided by this Order, an Order for custody, partial custody or visitaiton 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, OF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE TH EOFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Courthouse
Meadville, PA 16335
(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 about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact the Court Administrator's Office. All arrangements must be made at least 72 hours prior to any hearnig or business before the Court. You must attend the scheduled conference or hearing.

Date: 5/14/98

BY THE COURT,
Anthony J. Vardaro, J

May 6, 1998 Order filed. AND NOW, April 20, 1998, this matter comes before the Court in Moitons Court when cousnel for the Plaintiff files a Petition for Custody Modification and Special Relief.

By way of history and in 1995 on March 14, an order was entered after mediation with regard to custody of the minor children in question in this aciton. Apparently, in early 1998, the Defendant, Mother, moved to Venango County and also took the children there. She obtained a Protection rom Abuse order by consent on February 4, 1998 in Venango County in which she has primary physicial custody of the minor children.

Apparently, at th eitme of that hearing through d iscussions with the parties, both presented by counsel, Venango Coutny Judge William White indicated that the parties could mediate further custody arrangements in Benango County and that mediation was scheduled. However, apparently no further custody action was filed in Venango County in the natur of a new action or in the natur of an action to modify the exisitng custody Order.

At this time, the Plaintiff indicates he does not wish to meidate in Venago County but wishes to have meidaion with regard to his Petition for custody Modifiaction herein Crawford County and he seeks primary phsycial custody of the children.

Under all of these circumstances, once the Plaintiff pays the mediation fee, the Court Administrator may assign a mediator and the matter may be scheduled in Crawford County for custody mediation in the nature of a modification order.

Pending that mediation the Plaintiff's request for Sepcial Relief is denied. We do this because there is an existing Protection from Abuse Order in Benango County which we believe must be complied with or modified to allow there to be further custody with the Defendant, Father, who is the Plaintiff in this action.

In the event a custody action is filed in Venango County by the mother, then we will have to determine who has proper jurisdiction and venue but at this time, we have indicated there is no exisitng Benango County action.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J

5/15/98 Faxed Brode, Fuller, mailed Lancaster

In Error see AD 1995-27

June 13, 1998 June 12, 1998 ORDER: AND NOW, June , 1998 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Hollie Klingensmith, Joshua Klingensmith and Zachary Klingensmith shall be shared between the father and the mother, 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 affectinga the children such as the education, medical treatment and religious instruction of the subject children.

II. Physical custody of Hollie klingensmith,Joshua Klingensmith and Zachary Klingensmith shall be shared by their parents, subject to the following conditions: (see paper filed)

CONTINUED ON PAGE 516

CAROL MASIKER

VS.

MARK MASIKER

RECORD CONTINUED FROM PAGE 169

OF

AD 1995 - 169

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Nov. 12, 1997 Upon Praecipe of plaintiff attorney for Review Under Section 3301(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

Nov. 26, 1997 AND NOW, November 25, 1997, it is hereby ordered and decreed that CAROL MASIKER, Plaintiff, and MARK MASIKER, Defendant, are divorced from the bonds of matrimony.

The terms of an agreement entered into between the parties on Sept. 24, 1996, are incorporated into this divorce decree.

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

Any existing spousal support order shall hereafter be deemed an order for alimony pendente lite if any economic claims remain pending.

BY THE COURT,
Anthony J. Vardaro, J.

Nov. 26, 1997 Notice of Election to Retake Maiden Name; Carol Masiker To be Known as Carol Watson, filed.

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19 95

TAMMY J. FISHER
vs
Todd A. Darling

CONTINUED FROM PAGE 43
of record
AD. 1995-43

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Nov. 12, 1997 PETITION FOR ENTRY OF AGREEMENT AND ORDER FILED. AND NOW, this 21st day of Nov., 1997, upon stipulation of the parties to this action, the following Order is hereby entered:

1. The parties shall share legal and physical custody of the subject minor children, Cody A. Darling and Kyle R. Darling, with each parent entitled to full access to medical records, educational recordss, and other important records and each parent shall be entitled to take part in important decisions affecting the children including those decisions involving the children's education, medical treatment and religious instruction.

2. Primary custody of the subject minor children, Cody A. Darling and Kyle R. Darling, shall be with their mother, subject to periods of partial custody with the Children's father as follows;

a. Father shall have partial custody of the minor child, Cody A. Darling on alternating weekends from 12:00 p.m. on Sat until 6:00 p.m. on Sunday. Father shall have partial custody of the subject monor child, Kyle R. Darling on alternating weekends from 12:00 P.M. on Saturday until 6:00 p.m. Sunday. It is intended between the parties that father have custody of both subject minor children on the same weekend.

3. The parties hereto agree to share custody of the subject minor children on the children's birthdays, Christmas Day, Thanksgiving Day and Easter. On these occasions, the children shall be in the mother's custody subject to a period of partial custody on each occasion wherein the father shall have the minor children in his custody from 1:00 p.m. on those days.

Furthermore the parties hereby agree that the minor children shall be in the custody of mother on Mother's Day and father on Father's Day, with the hours to be mutually agreed upon by the parties.

4. The aprties agree that any transportation required to give effect to the provisions of this Order shall be shared equally between the parties receiving custody of the minor children picking up the minor children from the other party's residence.

5. Any party transporting the children shall make sure that seat belts or other restraints are used in accordance with the law of PA.

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. Neither party shall smoke tobacco nor permit others to do so in a closed automobile in which the children is being transported or in the home in which the children are staying.

7. Each party shall teach the minor children to give to the other party that love and respect which is due a parent from his or her children. Furthermore, neither party shall do or say anything to blackenthe character of teh 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 not to disparage the other party in the children's estimation.

8. Should it be necessary for either party to cnacel 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 compels 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.

9. 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
Grodon R. Miller, J

11/25/97 FAXED Keenan

1995

STEPHENIE LYNN ROTKOVECZ
vs
TODD MICHAEL BARRY

CONTINUED FROM PAGE 397
of record
A.D. 1995-397

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Nov. 20, 1997 Order filed con't. AND NOW, this 19th day of Nov. 1997, it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Sepertating 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 Courthouse; or the Court Administrator at the Crawford County Courthouse.

Application for atterdance at the seminar must be made by the plaintiff or petitioner within fifteen (15) days after the pleading or petition is filed; and by the defendant or respondent within fifteen (15) days after he or she is served with the pleading or petition.

THE SEMINAR MUST BE COMPLETED WITHIN FORTY-FIVE (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 ccnsult an attorney or refer to the Crawford County Civil Rules 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

AND NOW, this 19th day of Nov., 1997, the Court having appointed a custody mediator in this action for custody, and/or visitation of a minor child or children, it is ordered and directed as follows:

1. The Plaintiff is allowed to proceed without payment of court costs reserving to the Court the right to impose costs at a later time.
2. The ½rothonotary is ordered and directed to deliver a true and correct copy of this Order and any Complaint or Petition filed at the time this Order was entered and any required Notice, with appropriate numbers of copies, to the Sheriff of Crawford County for service upon Dft.
3. The Plaintiff is ordered and directed to immediately to the Sheriff's office to give the Sheriff written instructions on when and where the Defendant may be served.
4. The Sheriff of Crawford county is ordered and directed to serve a true and correct copy of the Complaiant or Petition and order upon the Dft. and make an appropriate return of service as required by law. The Sheriff shall indicate the cost of service which said cost shall be paid by Crawford Co. ane which said cost may be taxes as record costs and imposed as costs by the Court.
5. The Sheriff of Crawford Co is also ordered and directed to serve the following documents upon the Defendant and make appropriate return of service: a copy of order directing attendance at the mandatory seminar for separating parents; a copy of the mandatory seminar program brochure; and a copy of the application for mandatory seminar registration. The Sheriff shall indicate the costs of service which said cost shall be paid by Crawford Co and which said cost may be taxed as record costs and imposed as costs by the Court.

BY THE COURT
GORDON R. MILLER

11/20/97 Copy to Pltf, Mediator & Sheriff

PETITION TO PROCEED IN FORMA PAUPERIS PURSUANT TO PA. R. C. P. 240 AND ORDER FILED. AND NOW, Nov. 19, 1997, upon consideration of the Petition filed by the (Plaintiff) in this action, and supported by an affidavit attached hereto, all being pursuant to Pa.R.C.P. 240, the (Plaintiff) is granted leave to proceed in forma pauperis at this time.

The (Plaintiff) is directed to: inform the Prothonotary's office or the Court of any improvement in her financial circumstance that would permit her to pay the costs incurred in this action and shall be responsible for doing so upon an improvement of financial condition.

BY THE COURT
GORDON R. MILLER

11/20/97 1 Copy to Pltf, Mediator, & Sheriff

January 20, 1998 ORDER FILED. It appears that neither party has attended the Seminar for Separating Parents as required by Crawfor d County Civil Rule L1930.

Accordingly, a rule to show cause is entered and directed to both parties to show cause, if any they have, why theyshould not be held in contempt of court and punished for failure to comply with this court order.

The rule to show cause is returnable for hearing on the 5th of March, 1998 at 4:00 PM in Courtroom No. 1 of the Crawford County Courthouse.

Both parties shall be present. A true and correct copy of this order shall be sent by the Prothonotary to each as follows: plaintiff at 800 1/2 Water St., Meadville, PA 16335; defendant at 202 Asbury Manor, Meadville, PA 16335.

Date: January 19,1968

BY THE COURT
Gordon R. Miller, RJ

1/21/98 DISIRIBUIED PLTF & DEFT.

January 20, 1998 ORDER FILED. AND NOW, this 16th day of January 1998, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT

!. The parties shall share legal and physical custody of the subject minor child, Helena M. Barry, who was born on June 4, 1994.
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. The mother shall retain primary physical custody of the child, subject to the partial custody rights of the father as follows:
   a. The father shall have the right to take the child into his care and custody every other weekend beginning on Friday at 6:00 PM and continuing until Sunday at 6:00 PM
4. Holiday, vacation and birthday visitations shall be arranged as follows:
   a. The parties shall endeavor to mutually agree upon a suitable sharing of the holidays of Thanksgiving, Christmas, New Year's Day, Easter Sunday, independence Day and the child's birthday. In the event the parties are unable to agree upon a mutually satisfactory sharing of the foregoing holidays, then in that event the holiday visitation shall be between the hours of 9:00 AM and 8:00 PM. The father shall have partial custody of the child on Thanksgiving (1998); New Year's Day, and the child's birthday. The mohter shall have the child on Christmas Day, Easter Sunday and Independence Day. The parties shall thereafter alternate the holiday periods.
   b. Either party shall be entitled to have the child for a period of up to two continuous weeks annyally, provided that they give to the other party at least thirty (30) days notice. Any such utilization of this continuous period of visitation shall coincide with vacation plans of the parent wehn they are not working.
   c. The child shall spend Father's Day with her father from 9:00 AM until 6PM and Mother's Day with her mother from 9:00 AM until 6:00 PM.
   d. The provisions of this paragraph shall take precedence over the other provisions of thsi order relating to custody.
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. Currently the mother is providing all transportation for the weekly visits of the child with the fahter. The parties are free to continue this practice, however, in the event mother decides that she would prefer that the fahter share in the transportation with the party receiving the child in the exercise of his or her rights in picking up the child at the home of the other. Whenever either party transports the chil child they shall comply with the seat belt laws of the Commonwealth of PA.
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 any time when said party has the care and custody of the subject minor child. 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 a closed automobile inwhich the child is being transported or in the bedroom of the child.
9. 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.
10. The parties are free to make additional or alternative arrangements respecting the custodial and visitation periods and are strongly encourged 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.

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1995

SIEPHANIE LYNN ROTKOVECZ
vs
TODD MICHAEL BARRY

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11. Each parent shall notify the other of those occasions when they remove the child from the state of PA. The father is specifically csutioned that he shall not remove the child in defiance fo this Court Order should he relocate to a place outside of Crawford County, PA without having first either reached agreement with the mother in connection with any such relocation plans or secured an amended custody order.

12. Either party may request a review of this order upon any material change in circumstances.

13. Costs and fees of this Mediation which are fixed at $180.00 ($60.00/hr x 3 hrs) and the $9.00 Court Order filing fee are to be paid by Crawford County for the reason that the mother has been authorized to proceed in forma pauperis and the father's income is modest.

14. Eitehr party may move the Court for a hearing de novo within ten days from the date hereof. If neither party so moves, this Order shall be considered permanent.

15. The provisions of the Court Order of Oct. 11, 1996 are replaced and pre-empted by the provisions appearing in this Order.

BY THE COURT
Gordon R. Miller, J

1/21/98 DISIRIBUIED PLTF & DEFT.

Jan. 28, 1998 CERTIFICATE OF SEPARATING PARENT SEMINAR OF STEPHENIE ROTKOVECZ FILED.

S29052

Verlin Moss

vs.

Kathy L. Richards

Record continued from page 337

of

AD 1995 - 337

June 23, 1998 MEMORANDUM AND ORDER filed. ORDER: AND NOW June 22, 1998 the Dft's Motion for Summary Judgment is denied.

August 6, 1998 CERTIFICATE PREREQUISITE OT SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22 FILED. (DONALD . SMITH MD)

August 6, 1998 CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22 FILED (Grvl Regional Hospt)

August 6, 1998 CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22 FILED (MDVL. MEDICAL CENTER)

August 17, 1998 CERTIFICATE OF READINESS FILED. UPON certificate of John Patrick Lydon, Esq. attorney for Verlin Moss Pltf. the above-captioned matter is placed on the October Trial List.

September 24, 1998 Plaintiffs' notice of Videotaped Depostition filed.

October 19, 1998 Plaintiff's Voir Dire Questions

October 19, 1998 Defendant's Motion for Directed Verdict and Requested Jury Instructions filed.

October 20,1998 Telephonic Deposition of Sandra Snyder filed.

October 21, 1998 Transcript of Videotape Deposition of John W. Bookwalter, III MD filed.

October 21, 1998 VERDICT Entered. And now, this 21st day of October, 1998 at 4:20 o'clock pm we, the jury empaneled to try this action, render teh following vereict:
QUESTION NO. 1: Was the Defednant's negligence a substantial factor in bringing about the Plaintiff's Harm? Yes
QUESTION NO. 2; Was the Defendant's negligence a substantial factor in causing the Plaintiff, Verlin Moss, to have lost wages? yes
If your answer is "Yes" state the amount of lost wages $17,935.09 and proceed to question 3.
QUESTION NO. 3: Did the Plaintiff, Verlin Moss, sustain a serious impairment of a body function as a request of the cccident that occurred in this case? yes
QUESTION NO. 4: If your answer to Question No. 3 was "Yes," state the amount of Plaintiff Verlin Moss' non-economic damages.

$20,000.00

Jurors 1.Robert F. Walde
2. Barabra Landfried
3. Donald B. Smith
4. Robert R. Smith
5. Milton Harris
6. Julie White
ALT. Alan Jimerson
Verdict R/Pg.104

Marlene E. McClelland
Foreperson
7. Audrey S. Lasher
8. Shirley Mateja
9. Brian Cox
10. Marlene McClelland
11. Garland Campbell
12. Arnold R. Fitzgerald

VERDICT
BARBARA H. KING, PROTHONOTARY

October 22, 1998 Plaintiff's Points for Charge filed.

October 22, 1998 Defendant's Motion for Directed Verdict and Requested Jury Instructions Filed.

October 22, 1998 EXHIBITS FILED.

Oct 26, 1998 Plaintiffs' Motion For Delay Damages, filed.

Nov 6, 1998 ORDER: AND NOW, Oct 28, 1998 upon receipt and review of the Plaintiff's motion for delay damages a ruel to show cause is issued and directed to the Defendnat to show cause, if any she has, why siad motion should not be granted. Said rule is returnable for hearing and/or argumetn on the 7th day of January, 1999 at 11:15 a.m. in Courtroom No. 1 of the Crawford County Courthouse. Gordon R. Miller, P.J.
Nov 9, 1998 Faxed Lydon & Mizner

Nov 16, 1998 Upon praecipe of plaintiff attorney the above-captioned matter is marked settled and discontinued of record.

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Denver Lee Klingensmith
vs.
Dawn Klingensmith

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III. (see paper filed)

IV. The fees ($240.00) and costs ($9.00 court order filing fee) in this case are to be paid as follows:

A. The mother has deposited with the Prothonotary the requested $200.00. The Prothonotary is hereby directed to refund to mother the entire $200.00

B. The father shall within thirty (30) days of the date of this order pay the Prothonotary $124.50 representing his share of the fees and costs.

C. Crawford County shall within thirty (30) days of the date of this order pay the Prothonotary $124.50 representing mother's share of the fees and costs.

Anthony J. Vardaro, J.

June 15, 1998 Faxed Fuller, Massey & Brode

In Error see AD 1995-27

June 18, 1998 ORDER: AND NOW, June 18, 1998, after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. The order of June 15, 1998 is hereby amended with respect to allocation of costs and fees.

IV. The fees ($240.00) and costs ($9.00 court order filing fee) in this case are to be paid as follows:

A. The father has deposited with the Prothonotary the requested $200.00. The Prothonotary is hereby directed to refund to father $75.50.

B. Crawford County shall within thirty (30) days of the date of this order pay the Prothonotary $124.50 representing mother's share of the fees and costs.

P. Richard Thomas, S.J.

June 18, 1998 Faxed Massey, Fuller & Brode

In Error - See AD 1998-27

Aug 24, 1998 Certificate of completion of the Seminar for Separating Parents for Denver L. Klingensmith, filed.

Augsut 27, 1998 Order filed. And Now, August 26, 1998 after mediation confernece before John Fuller, Esq. It is ORdered and Decreed as Follows, to-wit:

I. Legal custody of Hollie Klingensmith, Joshua Klingensmith and Zachary Klingensmith shall be shared between the father and the mother, the plaintiff and defendant herein, that is, each parent shall be entitled to full access to school records, medical records and other important records adn 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 the subject children.

II. Physical custody of Hollie Klingensmith and Zachary Klingensmith shall be with their mother , subject tot he following conditions:

A. The father shall be entitled to take Hollie into his custody at least one weekend a month, with Zachary from 5 PM on FRiday to 5 PM on Sunday.

The father shall be entitled to visit and take Zachary into his custody every other weekend from 5 PM on friday to 5PM on Suandy, beginning Augsut 28, 1998.

Physical custody of Joshua Klingensmith shall be with his father, subject to the following conditions:

B. The mother shall be entitled to take Joshua into her custody every other Weekend from 5 pm on Friday to 5 pm on Sunday beginning August 21, 1998.

C. 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 agreement to the contrary, the children shall be in the custody of the father on Christmas Eve day from 9AM to 9pm and in the custody of the mother on Christmas Day from 9 AM to 9PM. The children will be in fahter's custody on Easter Sunday and in mother's custody Thanksgiving Day, unless both mother and father agree otherwise.

D. Transportation of the children on weekends, holidays and summer visits shall be provided byt hte parent receiving custody and the exchange shall be a t McDonald's in Oil City (father and Victory fellowship Church mother

E; F; G; H (see paper filed at AD 1995 - 27

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within 20 days of the date hereof

IV, The fees $240.00 and costs $9.00 court order filing fee in this case are to be paid as follows: one-half - fahter and one-half - Crawford County.

Anthony J. Vardaro, J.

9/2/98 Faxed Brode Massey & Fuller

SEE PAPER FILED AT AD 1995 - 27

Miahcel A. LEONHEART
vs
Tonya L. LEONHEART

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of Record
AD 1995 - 291

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July 22, 1998 PETITION FOR MODIFICATION OF CUSTODY AND CONSENT CUSTODY ORDER FILED. AND NOW, this 24 day of July 1998 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 custody of the minor children Amanda Leonheart and Kimberly Leonheart shall be shared between the Mother and the Father. That is, each parent shall be entitled to full access to shcool records medical records and important records and that each parent shall be entitled to take part fully in important decisions affecting the children such as education, medical treatment and religious instruction of the subject children.
2. Primary physical custody of the minor children Amanda and Kimberly Leonheart shall be with the Plaintiff Father, by agreement of the parties, subject to the Mother's visitation, which shall be as follows;
Mother shall be entitled to visit and take the monor children into her custody every other weekend, commencing Friday at 6 pm and continuing until Sunday at 6 pm.
Holiday visitation shall remain as set froth in the consent custody order of July 22, 1997.
3. The parties are free to make alternative arrangements respecting the custodial and visitation periods and are encouraged to do so. Each party will try to accommodate the other parent to allow visitation and agree to provide 24 hour notice of a need to make any changes in the visitation. The parties further agree that the presence of each parent is important in the children's life.
4. Each party sahll teach the children to give to the other party that love and respect which is due form his/her children.
5 Neither of the parties shall use illegal drugs or be under the influence of alcohol at any time which said party has the care and custody of the subject minor children. Neither of the parties shall expose the minor children to harmful situations or harmful people while having custody ofthe children.
6. Neither of the paraties shall dcor 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 nd also not to disparage the other party in the children's estimation.
7. The Mother shall be responsibel for transportation of the minor children to and from their visitation.
8. The parties to this action agree that this Honorable Court shall retain jurisdiction of this matter.

BY THE COURT
Anthony J. Vardaro, J.

7/28/98 DIST WALTON

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S30410

AARON A. FRITH

VS.

TONYA K. PECK

RECORD CONTINUED FROM PAGE 85

OF

AD 1995 - 85

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Nov. 5, 1998 ORDER filed. AND NOW, this 30th day of Oct., 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 by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 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 19011.

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

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KRISTIE PROPER

VS.

HENRY MANDEL TEAGLE

RECORD CONTINUED FROM PAGE 317

OF

AD 1995 - 317

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Nov. 5, 1998 ORDER filed. AND NOW, this 30th day of Oct., 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 by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 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 19011.

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

S30410

DENISE SUE FRANTZ

VS.

JOHN PATRICK MACKEN, IV

RECORD CONTINUED FROM PAGE 352

OF

AD 1995 - 352

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Nov. 5, 1998 ORDER filed. AND NOW, this 30th day of Oct., 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 by publication of a "Notice of Intent To Terminate Cases" printed in the Crawford County Legal Journal on Oct. 14, 1998, and no objection thereto having been received by the Court from either party in the cases listed below, all and each of the 84 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 19011.

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