CRAWFORD COUNTY

APPEARANCE DOCKET

BOOK 302
Vol. 3

SEPT 1995

PIRRELLO ENTEPRISES INC.
Scanned June 2017

1995

William J. Gregg

901.

SEGMENTAL PRVINGS SYSTEMS, INC.

vs.

DEVORE CONSTRUCTION, INC.

Filed Aug. 30, 1995
@ 1:48 p.m.

Tax & etnry paid	$50.50
state paid	5.00
Sheriff's Costs	34.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Sep 7, 1995 SHERIFF'S RETURN, filed. SERVED DeVore Construction, Inc., on September 6, 1995 at 1:30 PM by handing a copy of the Summons to Jean Rawson, Payroll Clerk and Adult in Charge at the business, Morgan Village Road, Meadville, Crawford County,PA. So answers, Shawn E. Ashbaugh, Deputy Sheriff
~~Shawn E. Ashbaugh, Deputy Sheriff~~
Robert M. Stevens, Sheriff

Sep 11, 1995 Civil Complaint and Notice, filed.
(1 copy atty)

2

1995

J. Gregory Moore

902.

Mary Ann Kirkpatrick

PATRICIA H. BROWN

vs.

DAVID E. BROWN

COMPLAINT IN DIVORCE, ALIMONY PENDENTE LITE, COUNSEL FEES AND EXPENSES, ALIMONY, CUSTODY, EQUITABLE DISTRIBUTION

1 copy (atty)

Filed Aug. 30, 1995
@ 1:49 p.m.

Tax & entry paid	$50.50
3 counts paid	45.00
state paid	20.00
user fee paid	10.00
adm. fee paid	45.00

John Fuller, Mediator
Pro co Pd 12-30-95 9.00
Pro co pd Master 2-26-98 250.00
Pro co Pd. 1/7/99 9.00

$150.00 deposit made by Def. 10-3-95

11-28-95 Pd deft med Refund 36.00

12-20-95 Pd Co 105.00 #9625

5-22-98 Ref from deft 50.00 master

4-31-98 Ref from plf 50.00 master

9-25-98 from plf 16.37 master fee

10-6-98 from Deft 16.37 master fee

8-5-99 Pd Dallas, Otkep 132.75

October 3, 1995 Notice and ORDER to APPEAR and ORDER FOR CUSTODY FILED. You, Patricia Hitomi Brown, have been sued in Court to obtain custody of Amber Rae Brown, age 11, born August 6, 1984.

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.

10-5-95 Anthony J. Vardaro, J.

Faxed 10-5-95 Nelson

Oct. 3, 1995 COMPLAINT FOR CUSTODY filed.

1. The Plaintiff is David Earl Brown of 1229 Water Street, Jefferson, Ohio 44047, who is the child's father.
2. The Defendant is Patricia Hitomi Terrill Brown of R.D. #2, Box 197, Linesville, Crawford County, Pennsylvania 16424 who is the child's mother.
3. Plaintiff seeks physical custody and shared legal custody of Amber Rae Brown, age 11, born August 6, 1984, who is currently residing with the mother.
4. The child was adopted by both the mother and the father. The places the child has lived and the persons with whom she has live are as follows: with mother and father in Linesville, Pennsylvania.
5. Plaintiff has not participated as parties or witnesses, in any other capacity, in other litigation concerning the custody of the child in this or another court. Plaintiff has no information of a custody proceeding concerning the child pending in a court of this Commonwealth. Plaintiff does not know of a person not a party to the proceedings who has physical custody of the child or claims to have custody or visitation rights with respect to the child.
6. The best interest and permanent welfare of the child will be served by granting relief requested for the following reasons:

A. Mother suffers from mental instability as evidenced by her gun paly, talk of suicide and lighting a fire on the floor of the marital residence.

B. Father and child have a stable and close relationship in which father is her softball and baseball coach.

C. Father and child are of the Roman Catholic religious faith; father has always taken child to church regularly; mother has recently threatened to change the child's religion.

D. Mother's home is stressful for the child; mother discusses the parties' marital problems and adult concerns with the child in an attempt to influence and upset the child.

E. Father's home which consists of himself, his fiancee and her daughters, Alex, age 4 and Amanda, age 7, is a pleasant, comfortable place in which Amber feels at home.

7. Each parent whose parental rights to the child has not been terminated and the persons having physical custody of the child have been names as parties tothis action.

Wherefore, Plaintiff requests this Honorable Court to grant physical custody and shared legal custody of Amber Rae Brown herein for the reasons set forth herein above.

Respectfully submitted, By Mary Ann Kirkpatrick,
Attorney for Plaintiff

Oct 12, 1995 Motion To Withdraw From Appointment as Child Custody Mediator and Order, filed. AND NOW, this 12 day of October 1995, Kathleen R. Nelson, shall be permitted to withdraw as Child Custody Mediator. John Fuller, Esq., is hereaby appointed as Mediator.

BY THE COURT:
Anthony J. Vardaro, J.

Oct 12,1995 Faxed Nelson, Fuller, Kirkpatrick & J. Gregory Moore

Nov 16, 1995 Defendant's Answer to Complaint for Custody, filed. (3 copies atty)

Nov. 28, 1995 ORDER filed. AND NOW, November 27, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Amber Rae Brown 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 Amber Rae Brown shall be with her mother, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody the first three (3) weekends of each month from 7:00 o'clock p.m. on Friday to 4:00 o'clock p.m. on Sunday, beginning December 1, 1995. The first three weekends shall be deemed to be the weekends on which the first three Fridays of each month shall fall. In addition, Amber, at her option, may visit father one evening each week from 4:00 o'clock p.m. to 8:00 o'clock

Continued on page 495

1995

Elizabeth a. Malc
Devine & Kuftic

903.

DARRYL A. HIGLEY

vs.

CATHERINE L. HIGLEY

Filed Aug. 30, 1995
@ 1:49 p.m.

Tax & entry paid	$50.50
user fee paid	10.00
1 count paid	15.00
state paid	10.00
adm. fee paid	45.00
Pro Pd 10/24/96	9.00
1 count paid	15.00
state paid	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Sep 14, 1995 AFFIDAVIT OF SERVICE, filed. Before me, the undersigned Notary Public, personally appeared Elizabeth a. Malc, Esquire, of 212 High Stret, Waterford, Pennsylvania, Attorney for Plaintiff, DARRYL A. HIGLEY, in the above captioned case. Attorney Malc deposes and states that she mailed a true and certified copy of a Complaint in Divorce in the above captioned case to Defendant, CATHERINE L. HIGLEY, by certified mail, return receipt requested, pursuant to Rule 1920.4(a)(ii). The original of the return receipt is attached to this Affidavit and made a part hereof.

Attorney Malc further states that she sent a second true and attested copy fo the Complaint in Divorce in the above captioned case to the Defendant by ordinary mail.

Oct. 16, 1996, Waiver of Notice of Intention to Request Entry of a Divorce Decree (plff) filed.

Oct. 16, 1996, Affidavit of consent of plaintiff filed.

Oct. 16, 1996, waiver of Notice of Intentionto Request Entry of a divorce decree (dft) filed.

Oct. 16, 1996, Affidavit of consent of defendant filed.

Oct. 16, 1996, Petition to Raise Claims of Alimony/Alimony Pendente Lite, counsel Fees, costs and expenses, filed.

Oct. 16, 1996, Upon praecipe of plaintiff attorney to transmit the record, this case moved to court.

DIVORCE DECREE FILED

October 29, 1996 AND NOW, October 28, 1996, it is ordered and decreed that DARRYL A. HIGLEY and CATHERINE L. HIGLEY, Defendant are divorced from the bonds of matrimony.

All duties rights and claims of the parties in regard to each other as a result of their marriage are hereby terminated, except for those duties, rights and claims specifically enumerated in a Property Settlement Agreement executed by the parties and dated July 22, 1996, the terms of which are hereby incorporated by reference as if fully set forth herein.

BY THE COURT:
Gordon R. Miller, J.

4

1995

Peters, Lindsay, Lewis
& Hatheway
Edward J. Hatheway

904.

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

SUZETTE L. PASSILLA

vs.

ANTHONY P. PASSILLA, JR.

Filed Aug.30, 1995
@ 3:54 p.m.

Tax & entry paid	$50.50
state paid	5.00
user fee paid	10.00
adm. fee paid	45.00
Pro Co pd 1-26-96	9.00
Pro Co pd 6/5/96	5.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sep 8, 1995 Appearance of Shafer, Swick, Bailey, Irwin, Stack & Millin by James R. Irwin for Defendant, filed.

Sept. 12, 1995, Affidavit of Service filed. I, Edward J. Hatheway, do hereby certify that I did on Aug. 30, 1995 send to Anthony P. Passilla, Jr. by cert. mail, rec. No. Z 070 384 551, ret. rec. req., a true and correct copy of divorce complaint filed at above number and that I did receive a duly executed return dated Sept. 7, 1995. Edward J. Hatheway, Esq.

Jan. 10, 1996 Affidavit of Consent of Defendant filed.

Jan. 19, 1996 Affidavit of Consent by Suzette L.Passilla, Plaintiff,filed.

Jan 24, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Jan. 29, 1996 AND NOW, January 29, 1996, it is hereby ordered and decreed that SUZETTE L. PASSILLA, Plaintiff, and ANTHONY P. PASSILLA, 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.

May 29, 1996 Notice of Intention To Resume Prior Name filed. Suzette L. Passilla TO BE KNOWN AS Suzette L. Pendolino

1995

Joseph E. Altomare

905.

TERESA M. ROOF

vs.

LAWRENCE C. ROOF

Filed Aug. 30, 1995
@ 4:31 p.m.

Tax & entry paid	$50.50
1 count paid	15.00
user fee paid	10.00
state paid	10.00
adm. fee paid	45.00
Pro Co. pd 5-8-96	9.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

Sept. 12, 1995, Entry of Appearance Pro Se and acceptance of service filed. I, Lawrence C. Roof, do hereby accept service and acknowledge receipt of a cert. copy of the Complaint in Divorce filed in above matter.
Dated: Sept.5, 1995 Lawrence C. Roof, Dft.

May 1, 1996 Plaintiff's Affidavit of Consent filed.

May 1, 1996 Defendant's Affidavit of Consent filed.

May 1, 1996 Defendant's Waiver of Notice of Intention filed.

May 1, 1996 Upon Praecipe of plaintiff attorney for Review Under Section 3301 of Divorce Code, this case moved to Court.

May 1, 1996 Motion & Order for Child Custody filed.
AND NOW, this 30th day of April, 1996, upon consideration of the foregoing Motion, the Court grants same and the attached "STIPULATIO FOR CHILD CUSTODY" is hereby made an Order of Court to the same force and extent as if fully set forth herein.
BY THE COURT:
Gordon R. Miller, J.
May 1, 1996 Order FAXED Atty. Altomare.

FINAL DIVORCE DECREE

AND NOW, THIS 9th day of May 1996 IT IS ORDERED AND DECREED THAT, TERESA M. ROOF AND LAWRENCE C. ROOF are divorced fromthe 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 beenentered.

BY THE COURT,

Gordon R. Miller,
P.J.

1995

M. Dan Mason
Mason and Mason

906.

FIREDEX OF ERIE INC.

VS.

EDWARD J. OWENS AND
JOANN A. OWENS, HUSBAND AND
WIFE

Filed Aug.31, 1995
@ 10:20 a.m.

Tax & entry paid	$50.50
state paid	5.00
Pro Co pd 9-8-95	9.00
Sheriff's Costs	50.00
Pro Co pd 5-15-98	5.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

And Now, Aug. 31, 1995 at 10:20 a.m., upon praecipe of Plaintiff attorney, this action is listed as a LIS PENDENS in the Judgment index.

8/31/95 Lis Pendens entered

O - 53, 93

LIS PENDENS,
Barbara H. King,
Prothonotary

Sep 1, 1995 Complaint filed. (2 copies atty)

Sep 14, 1995 SHERIFF'S RETURN, filed. SERVED Edward J. Owens, personally, on September 12,1995 at 9:00 AM, at 750 Walnut Street, Meadville, PA 16335.

SERVED Joann A. Owens, by servign her husband, Edward J. Owens on September 12, 1995 at 9:01 AM, at their residence, 750 Walnut Street, Meadville, PA 16335.

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

May 6, 1998 Uponpraecipe of plaintiff attorney the above captioned case is marked settled and discontinued of record.

1995

Anapol, Schwartz,
Weiss & Cohan PC
Joel D. Feldman

907.

Sndtandig, Levicoff,
McDyer, Burdette &
Yurcon PC
Edward A. Yurcon
for dft. Charles Albright
and deft. Janices Arlene
Albright

GEORGE E. HARVEY, JR.
PO Box 834
19 Stewart Avenue
Greenville, Pa.16126

vs.

CHARLES J. ALBRIGHT
R. D. #1Box 82
Prospect, Pa. 16052
and
JANICE ARLENE ALBRIGHT
RD No. 1, Box 6A
Hartstown, Pa. 16131

Filed Aug. 31, 1995
@ 10:28 a.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs:	$110.00
Sheriff's Costs:	33.00
Rec'd pd 9-11-96	5.00

JURY TRIAL DEMANDED

CIVIL ACTION COMPLAINT

2 copies (atty)

(JURY TRIAL DEMANDED)

Oct.18, 1995, Appearance of Anstandig, Levicoff, McDyer, Burdette & Yurcon, PC by Edward A. Yurcon, attorneys for one of defendants, Charles J. albright filed.

Oct. 23, 1995, Sheriff's Return filed. SERVED Charles J. Albright by deputizing the Sheriff of Butler County, PA, as per his Affidavit of Service herto attached. Served: September 29, 1995.
Not found as to defendant, Janice Arlene Albright.
So answers, Robert M. Stevens, Sheriff

Oct. 20, 1995 Complaint Reinstated.

Oct. 20, 1995 Issued to Sheriff.

Oct. 25, 1995 Sheriff's Return filed. SERVED Janice Arlene Albright, personally, on October 23, 1995 at 2:20 PM, at SCI, Fullerton Avenue, Cambridge Springs, PA.
So Answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Nov. 9, 1995 Answer and New Matter of Charles J. Albright, Defendant, filed.

Nov 27, 1995 Plaintiff's REply to New Matter of Defendants, filed.

Dec. 1, 1995 Appearance of Anstandig, Levicoff, McDyer, Burdeetter & Yurcon, P. C. by Edward A.Yurcon, Esquire, for Janice A. Alblright, Defendant, filed.

Dec. 1, 1995 Answer and New matter, filed.

Dec. 18, 1995 Plaintiff's Reply to New Matter of Defendants filed.

Sept. 5, 1996 Order of Discontinuance of plaintiff's attorney marking the above entitled action settled, discontinued of record, filed.

8

1995

Edgar Snyder & Assoc.
John H. Eaton

908.

MARSH, SPAEDER, BAUR, SPAEDER & SCHAAF
Francis J. Klemensic
for Brown

Thomas, Turax, Spadafore, Walker, Keenan
William Walker
for Bevacqua

ALBERT McCULLUM AND
EVELYN McCULLUM

vs.

ANTHONY J. BEVACQUA, III
AND JOSEPH BROWN

Filed Aug. 31, 1995
@ 1:26 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs:	$50.00
Pro Co 2-20-96	6.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Oct 2, 1995 Appearance of Marsh, Spaeder, Baur, Spaeder and Schaaf by Francis J. Klemensic, Esq. for Joseph Brown filed.

Oct. 23, 1995, Sheriff's Return filed. SERVED Anthony J. Bevacqua, III on September 19, 1995 at 2:08 PM at his rtesidence, R.D. #6, Franklin Pike, Meadville, Crawford County, PA.
SERVED Joseph Brown by deputizing the Sheriff of Lawrence County, PA as per his affidavit of service attached. Served: September 25, 1995.
So answers, Shawn E. Ashbaugh, Deputy Sherif
Robert M. Stevens, Sheriff

Oct. 25, 1995, Answer and New Matter filed. (of dft. Brown)

Oct. 25, 1995, Appearance of Thomas, Truax Spadafore, Walker, & Keenan, by William L. Walker, attys. for dft. filed. (Bevacqua)

Oct. 26, 1995, Plaintiffs' Answer to New Matter of defendant Joseph Brown, filed.

Nov 30,1995 Reply to New Matter of Co-Defendant, Bev acqua.

Dec 5, 1995 Plaintiffs' Answer To New Matter of Defendant, Anthony J. Bevaqua, III, filed.

Jan 31, 1996 Answer and New Matter, filed.

Feb 14, 1996 Upon praecipe of plaintiff attorney the within-captioned matter is marked settled and discontinued of record.

1995

Edwin W. Smith
Ely and Smith

909.

THE VERNON COMPANY

vs.

ANTHONY BATTAGLIA,
INDIVIDUALLY AND d/b/a
MAIDENWOOD MANOR

Filed Aug. 31, 1995
@ 1:26 p.m.

Tax & entry paid	$50.50
state paid	5.00
sheriffs costs	43.00
Pro Co pd 11-13-95	9.00

COMPLAINT

2 copies (sheriff)

Sept. 15, 1995, Sheriffs Return filed. SERVED Anthony Battaglia, by handing to person in charge, Evelyn Camasi, 137 N. Franklin St. Cochranton, Pa. 16314, Sept. 14, 1995 at 10:00 a.m.
SERVED Maidenwood Manor, by handing to person in charge, Evelyn Camasi, 137 N. Franklin St. Cochranton, Pa. 16314 Sept. 14, 1995 at 10:01 a.m.
So answers, Shawn E. AShbaugh, Dep
Robert M. Stevens, Sher.

Oct. 11, 1995 Notice of Default Judgment filed.

And now, Nov. 13, 1995, upon praecipe of plaintiff attorney judgment has been entered against defendants for failure to plead within twenty (20) days of service of the complaint and for failure to plead within ten (10) days of notice of praecipe for entry of default judgment in the amount of One Thousand Fifty-six and 12/100 together with interest and costs of suit.
B - 15 debt: $1,056.12 plus int & cost
M - 183 JUDGMENT
Barbara H. King, Pro.

Nov. 17, 1995 Sent copy of Notice to Dfts.

EX1996-2

1995

Quinn, Buseck, Leemhuis
Toohey and Kroto, Inc.
Lawrence C. Bolla

910.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

vs.

MICHAEL P. O'MALLEY AND
JANE B. O'MALLEY

Filed Aug. 31, 1995
@ 1:26 p.m.

Pro paid	$15.00
plff costs	105.75
sheriffs costs	50.00
Pro Co. pd 12-18-95	9.00
Pro Co. pd 6-18-96	5.00

WRIT OF REVIVAL

of
AD 1991 - 930

Writ of Revival indexed against the defendants in favor of
the plaintiffs, in the sum of Two Thousand Seven Hundred Ninety Seven and 88/100 Dollars plus int. from 9/21/91 and costs
Debt 2,797.88

Barbara H. King, Pro

Issued 8/31/95

O - 92, 112

Oct. 10,1995, writ returned. SERVED Michael P. O'Malley, Oct. 2, 1995 at 11:26 by handing to his wife, Jane B. O'Malley at their address 516 S. Main st. Cambridge Springs, Pa.

SERVED Jane B. O'Malley personally on Oct. 2 at 11:27 a.m. at her residence.

so answers,

Dale A. Collins, Ch. Dep.
Robert M. Stevens, Sher.

Dec. 14, 1995 And now, December 14, 1995 at 11:46 a.m., with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against defendants in the amount of Two thousand seven hundred ninety-seven and 88/100 Dollars, plus interest from Sept. 21, 1991, plus the costs of this action.

Debt $2,797.88
Judgment
Barbara H. King, Pro.

Judgment entered O-111,91 - 12/14/95

12-18-95 Notice of entry mailed defendants.

June 14, 1996 Upon praecipe of plaintiff attorney, the above judgment marked satisfied of record.

1995

Quinn, Buseck, Leemhuis
Toohey & Kroto, Inc.
Lawrence C. Bolla

911.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

vs.

MICHAEL P. O'MALLEY AND
JANE B. O'MALLEY

Filed Aug. 31, 1995
@ 1:26 p.m.

Propaid	$15.00
plff costs	105.75
sheriffs costs	50.00
Pro Co. pd 12-18-95	9.00
Pro Co. pd 6-18-96	5.00

WRIT OF REVIVAL

of

AD ~~1995~~ 1991 - 928
1995 - 911

Writ of Revival indexed against the defendants in favor of the plaintiffs, in the sum of One Thousand Fifty six and 22/oo Dollars plus int. from 9/21/95 and costs of suit.

Debt 1,056.22

Barbara H. King, Pro

Issued 8/31/95
O - 92, 112

Oct. 9, 1995, Sheriffs Return filed. (writ returned) SERVED Michael P O'Malley on Oct. 2, 1995 at 11:29 a.m. by handing a copy of the Writ of Revival to Jane B. O'Malley adult incharge of residence at 516 S. Main St. Cambridge Springs, Crawford County, Pa.

SERVED Jane O'Malley personally on Oct. 2, 1995 at 11:30 a.m. at her residence Cambridge Springs, Pa. Crawford County.

So answers Dale A. Collins, Dep. Sher.
Robert M. Stevens, Sher.

Dec. 14, 1995 And now, December 14, 1995 at 11:45 a.m., with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against defendants in the amount of One thousand fifty-six and 22/100 Dollars, plus interest from Sept. 21, 1991, plus the costs of this action.

Debt $1,056.22
O-111,91 Judgment
Judgment entered 12/14/95 Barbara H. King, Pro.
12-18-95 Notice of entry mailed defendants.

June 14, 1996 Upon Praecipe of plaintiff attorney, the above judgment marked satisfied of record.

12

1995

Christopher D. Ferry
~~Watts and Pepicelli~~

912.

DOROTHY L. YUNIK

vs.

JAY V. YUNIK

Filed Aug. 31 1995
@ 3:24 p.m.

Tax & entry paid	$50.50
state paid	5.00
Surcharge	25.00
Sheriff's Costs pd	29.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (Plff)
1 copy (sheriff)

ORDER:

And now, this 31st day of August , 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 R. D. #2, 210-211 Roger Drive, Espyville, Pa. and defendant may not go to that residence or to the Tuttle Allotment at all 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 Sept. 7, 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,
Anthony J. vArdaro, J.

Sep. 1, 1995 Sheriff's Return filed. SERVED Jay V.Yunik personally on August 31, 1995 at 3:45 PM by handing a copy of the Protection from Abuse to him at his place of employment, PenncoTooland Die, 99 Mead Avenue,Meadville, Crawford County,PA.

So answers,

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

Sept 8, 1995 Order filed. AND NOW, September 7, 1995, the parties appeared in open court, each represented by counsel, and entered into an agreement to resolve this matter. In doing so, the defendent does not admit that he engaged in the conduct alleged in the Petition.

Based upon said agreement, it is ORDERED as follows.

1. The Temporary Abuse Order of August 31, 1995, shall remain in full force and effect until October 7, 1995.

2. If no further action is taken on the part of the plaintiff, said Order shall automatically terminate at 12:30 p.m. on October 7, 1995.

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

4. The defendant shall pay court costs in the amount of $93.50. That shall be paid to the Prothonotary, unless the plaintiff has advanced the funds, in which case, said such costs shall be paid to plaintiff's counsel, the defendant shall make said payment shall make payment this date.

BY THE COURT,
Gordon R. Miller, J

Sept. 8, 1995 Faxed Ferry, Lindsay, PSP & co. Control

1995

pro se

913/

DEBRA ADAMS

vs.

WILLIAM ADAMS

Filed Aug. 31, 1995
@ 3:24 p.m.

Tax & entry	$50.50
state	5.00

INDEGENT FILING

CUSTODY COMPLAINT

Aug. 31, 1995, Petition to Proceed in Forma pauperis Pursuan to Pa. R.C.P. 240, Affidavit in Support of Petition to Proceed in Forma Pauperis Pursuant to Pa. R.C.P. 240 and Order filed.
ORDER:
AND NOW, Sug. 30, 1995, Petition to Proceed in Forma pauperis denied without prejudice to the plaintiff to reapply explaining why she has no access to Joint checking and savings accounts as well as certificates of deposit.

by the court,
Anthony J. Vardaro, J.

8/31/95 mailed copy to plff.

Nov 13, 1995 Petition to Proceed in Forma Pauperis Pursuant to Pa. r.C. P. 240 and Order, filed.

ORDER: AND NOW, November 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:
Gordon R. Miller, P.J.

Nov 13, 1995 Faxed Nelson, R.C. Thomas

Aug. 9, 1996 Master's Hearing before the Hon. David W. Pickens, Esq., filed.

Apr 1, 1997 Certificate of completion of the Seminar for Separating Parents for Debra E. Adams, filed.

1995

914.

WILSON BUILDING SUPPLIES, INC.

vs.

DONALD W. AND PATRICIA J. THOMAS

Filed Aug. 31, 1995
@ 3:25 p.m.

Pro Co paid	$9.00
plff costs	9.50
Satisfaction paid	7.50

AGREEMENT TO REVIVE

OF

DSB 1990 - 510

The undersigned hereby agree(s) that the judgment entered on September 11, 1990 to DSB 1990 - 510 be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of One Thousand Six Hundred Forty Two and 83/100 dollars plus costs. and interest.

Signed and dated this 25 day of August , 19 95

Date 8/31/95
Debt 1,642.83

T - 200, 218

Judgment
Barbara H. King
Prothonotary

JULY 11, 2000, THIS JUDGMENT SATISFIED. SEE PAPER FILED AND COMPUTER FOR ENTRY.

1995

William J. Gregg

915.

Watts and Pepicelli
Christopher D. Ferry

RUSSELL BARNGROVER

vs.

WILLIAM, ERICA SHIFFLETT

Filed Sept. 1, 1995
@ 9:37 a.m.

Tax & etnry paid $50.25
state paid 5.00
Pro Co pd 11-17-95 9.00
Pro Co Pd 11-24-97 55.50
Pro Co pd 12-2-98 15.00
Pd Co 4-13-99 Arbitrator 220.00

APPEAL OF DEFENDANT FROM JUDGMENT OF D.J. # 30-3-02

Sept. 1, 1995 Rule entered upon plaintiff to file complaint issued.

Sep. 11, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Sep 19, 1995 Complaint, filed.
(2 copies atty)

Sept. 27, 1995 Affidavit of Service of plaintiff filed.

And Now, November 17,1995, upon praecipe of plaintiff attorney judgment has been entered by Default against the above -named Defendants in the amount of One Thousand Two Hundred Sixty-Five and 05/100 plus costs of suit and legal interest.
H - 181
S - 51, 171

Debt: $1,265.05 plus costs and int.
JUDGMENT
Barbara H. King, Pro.

Nov. 27, 1995 Appearance of Watts and Pepicelli by Christopher D. Ferry, Attorney for defendants filed.

Nov. 27, 1995 Petition to Open Default Judgment on behalf of defendants, filed.

Nov. 27, 1995 Petition to Open Default Judgment filed.

Nov. 30, 1995 AND NOW, this 30th day of November, 1995, a Rule is hereby issued upon Plaintiff, Russell W. Barngrover t/d/b/a Fairfield Quality Transporting, to show cause why the judgment upon default entered by the Prothonotary on Nov. 17, 1995, should not be opened.
This Rule is returnable for hearing and argument at 1:30 PM on Dec. 18, 1995, in Courtroom 1 or 2 of the Crawford County Courthouse.
BY THE COURT:
Gordon R. Miller, J.
Jan. 1, 1995 FAXED Attys. Gregg and Ferry.

Dec. 18, 1995 ORDER filed. AND NOW, this 18th day of December, 1995, upon consideration of Defendants' Petition to Open Default Judgment, it is hereby ordered that the Default Judgment entered against the Defendants is opened and the Defendants are permtited to file an Answer to the Complaint within twenty (20) days from the date of this order.
BY THE COURT:
Gordon R. Miller, J.
Nov. 18, 1997 FAXED Attys. Gregg and Ferry.

Nov. 19, 1997 Answer filed.

Nov 17, 1998 Upon praecipe of plaintiff attorney for the appointment of Arbitrators, the followisng Arbitrators have been appointed. Kemp Scales, Chr
~~Mark Stevens~~ Vernon Bailey
E. Max weiss

January 18, 1999 Arbitrators Take Qualifying Oath.

Mar. 15, 1999 Decision of Arbitrators filed in which they find in favor of the plantiff in the amount of $663.05 (Geneva Truck bill plus tire) plus Rule 238 delay damages in the amount of $135.82, plus magistrate and record costs.
S-171-51-181 Decision of Arbitrators
3/15/99 Faxed to Ferry & Gregg

April 13, 1999 Notice of Appeal from Award of Arbitrators filed.

February 23, 2001 Certificate of Readiness filed.

FOR FUTURE ENTRIES AS OF FEBRUARY 23, 2001 SEE COMPUTER.

16

1995

William J. Gregg

916.

JOSEPH C. LEDFORD AND
SHEILA K. LEDFORD

vs.

CLAUDE N. WALTHER AND FREDA WALTHER, HIS WIFE, THEIR HEIRS, EXECUTORS, A ADMINISTRATORS, AND ASSIGNS

Filed Sept. 1, 1995
@ 9:37 a.m.

Tax & etnry paid $50.50
state paid 5.00

Sheriff's Costs: $279.00
Pro Co pd 12-11-95 9.00

COMPLAINT IN ACTION TO QUIET TITLE

1 copy (atty)

Sep. 5, 1995 Motion for Service by Publication and ORDER FOR SERVICE BY PUBLICATION filed. AND NOW, September 1,1995, upon consideration of the foregoing Motion, it is ORDERED AND DIRECTED that service of the Complaint on the Defendants, CLAUDE N. WALTHER and FREDA WALTHER, his wife, their heirs, executors, administrators, and assigns, be by publication one in the Meadville Tribune, a newspaper of general circulation in Crawford County, Pennsylvania,and once in the Crawford County Legal Journal.

Anthony J. Vardaro, J.

9-5-95 Faxed Gregg

Oct. 23, 1995, Sheriff's Return filed. Published the within Action to Quiet Title once only on September 27, 1995 in the Meadville Tribune and The Crawford County Legal Journal. Proof of publications attached.
So answers, Robert M. Stevens, Sheriff

Nov. 2, 1995 Affidavit of Service and ORDER filed. ORDER. AND NOW, October 31, 1995, it appearing that the Complaint in the above action hasbeen served byPublication in accordance with the Order of this Court, and no Answer has been filed or Appearance entered by theDefendants, their heirs and assigns, the Court, upon Motion of the Plaintiffs, hereby DECREES that title to the hereinafter described property is in the Plaintiffs,and the said named Defendants,and their heirs, personal representatives, successors or assigns are forever barred from asserting any right, lien,title or interest in thepremises hereinafter described, to-wit:

ALL that certainpiece or parcel of land situate in Summit Township, Crawford County, Pennsylvania,being more particularly bounded and described as follows, to-wit:

Bounded on the North one hundred fifty (150) feet by an unnamed alley; on the East, one hundred forty-five (145) feet by an unnamed ally; on the South, one hundred fifty (150) feet by Walnut Street; and on the West, one hundred forty-five (145) feet by an unnamed alley.

BEING lots 87 and 88 as shown and designated onthe 1876 map of Harmonsburg, Pennsylvania as shown on page 95 of the 186 Crawford County Atlas.

IT IS FURTHER ORDERED AND DECREED that the said Defendants, their heirs and assigns are enjoined from impeaching denying, or in any way attacking the title of the Plaintiff or his successors in title to this parcel of land or from issuing or maintaining any action attacking the same or from encumbering,mortgaging or conveying the same or any part thereof unless the Defendants or any one of them shall within thirty (30) days from the entry of this Order, file with the Court written objections. If such actionis not taken within the thirty day period, the Prothonotary,upon Praecipe of the Plaintiffs, shall enter final judgment.

Anthony J.Vardaro, J.

11-3-95 Copy to Atty.Gregg

Dec 1, 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 toa the foregoing Order of Court.

W - 31, 61 FINAL JUDGMENT

Barbara H. King, Proothonotary

1995

pro se

917.

TAMMY S. M. KEENO

vs.

FLYNN'S TIRE & AUTOMOTIVE

Filed Sept. 1, 1995
@ 1:34 p.m.

Indigent filing

APPEAL OF PLAINTIFF FROM JUDGMENT OF
DISTRICT JUSTICE WILLIAM CHISHOLM

Sept. 1, 1995, Petition to Proceed In Forma pauperis Pursuant to Pa. R.C.P. 240 and Affidavit in Support of Petition filed.

Sept. 1, 1995, ORDER filed. AND NOW, Aug. 30, 1995, after receipt and review of the plaintiff's petition to proceed informa pauperis, we are not satisfied that she is unable to pay the court costs based upon the petition and affidavit. However, we hereby per mit the plff. tofile her appeal, without the payment of costs giving the court the right to assess costs to her at the conclusion of the matter if she is unsuccessful on this appeal.

The palintiff has a continuing obligation toinform the Prothonotary's office or the court of any improvement in her financial circumstances that would permit her to pay costs incurred in this action and she shall be responsible for doing so upon an improvement of her financial condition.

BY THE COURT,
Gordon R. Miller, PJ

9/6/95 copy mailed to plff.

1995

pro se

918.

JOHN T. PHILLIPS

vs.

TRACY E. PHILLIPS

Filed Sept. 1, 1995
@ 1:34 p.m.

Indigent filing
sheriffs costs 29.00

CUSTODY COMPLAINT

Order:
You, Tracy Phillips , have been sued in Court to obtain custody of Victoria .
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) 333-7498

Anthony J. Vardaro, J.
Date: 8/28/95

AND NOW, August 29 , 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.

AND NOW, this 31 day of August , 19 95 , 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/defendant 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 plaintiff/defendant.

3. The plaintiff/defendant is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the plaintiff/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 plaintiff/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.

Sept. 7, 1995 Copies of Orders given to Atty. Pineo, Sheriff; mailed to Plaintiff.

Sept. 14, 1995, Sheriffs Return filed. SERVED Tracey E. Phillips, personally, on Sept. 11, 1995 at 4:19 p.m. at Sheriffs Office, Rm. 303, Crawford County Courthouse, Meadville, Pa.
So answers, Carole Stefanucci, Dep.
Robert M. Stevens, Sher.

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 1901.1.

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

1995

Fuller, Kinnunen,
Petruso, Gamble,
Fabian and Hall
Stephen E. Hall

919.

MICHAEL J. CALLAHAN

vs.

SUSAN MARIE CALLAHAN

Filed Sept. 1, 1995
@ 2:31 p.m.

Tax & etnry apid	$50.50
1 count paid	15.00
user fee paid	10.00
state paid	10.00
adm.fee paid	45.00
Sheriff's Costs	32.00
Pro Co pd 3-27-97	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Sept. 1, 1995, Petition for Special Relief Pursuant to Pa. R.C.P. 1920.43 and Order filed. ORDER: AND NOW, Sept. 1, 1995 upon consideration of the foregoing Petition for Special Relief, a hearing is hereby scheduled for 9/14/95 at 3:30 p.m. in C. R. No. 1, crawford CountyCourthouse, Meadville, Pa. 16335. A copy of the Petition and this order shall be served upon respondent at the same time as the Complaint in divorce.

by order of court,
GordonR. Miller, J.

1 copy (atty)

Sep 14,1995 SHERIFF'S RETURN, filed. SERVED Susan Marie Callahan, Personally, on September 11, 1995 at 9:11 AM, at Country Acres Trailer Park, RD #2, Box 40-60, Guys mills,PA 16327.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Sept. 18, 1995 ORDER filed. AND NOW, Sept. 14, 1995 this matter comes before the Court on a petition for special relief pursuant to PA. Rule of Civil Procedure 1920.43.

Both parties have counsel and we proceed informally.

After informal hearing on this matter, it is ORDERED and DIRECTED that the Defendant may remain in possession of the mobile home in which the parties resided during their short marriage until March 15, 1996 and no later than that date unless there is further order of Court or agreement of the parties.

The Plaintiff shall remain in possession of the 1995 Pontiac Grand Am until further order of Court.

The Plaintiff has agreed that from time to time, the Defendant shall either have that vehicle in her possession when needed or else the Plaintiff will transport the Defendant if the parties are getting along. In any event, until further order of court, it is the Court's order that at any time the Plaintiff wishes to have the vehicle back, he shall be entitled to do so regardless of any arrangement between the parties.

This order is not intended to be a final equitable distribution and should not be guidance for a Master or for the Court ultimately in dividing the property of the parties.

Pending resolution of the marital issues, no party shall in any way destroy, damage, sell, convey, or in any way cause any marital property to be disposed of or damaged in any manner.

Additionally, no party shall do anything as indicated above with respect to any property which may not be marital property until this litigation is resolved and we specifically note that there may be an issue in that regard with regard to the mobile home.

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

Sept. 18, 1995 Order distributed to Attys. Thomas and Hall.

Mar 27, 1997 Upon praecipe of Plaintiff the above-entitled case is settled and discontinued of record.

20

1995

Quinn Buseck, Leemhuis,
~~Toohey & Kroto, Inc.~~

Lawrence C. Bolla
John Paul Garhart
Kenneth W. Wargo
~~Knox McLaughlin~~
Gornall & Sennett PC
~~Guy C. Fustine~~

920.

Shafer, Swick, Bailey,
Irwin,Stack & Millin
Paul d. Shafer Jr.
Louis J. Stack

PNC BANK, NATIONAL ASSOCIATION

vs.

CLAIRMONT SUMMERS

Filed sept. 1, 1995
@ 3:10 p.m.

Tax & entry paid $50.50
state paid 5.00

COMPLAINT TO ENFORCE GUARANTY AGREEMENTS
AND TO RECOVER FRAUDULENT TRANSFER FILED

1 copy (atty)

Sep 18, 1995 Preliminary Objections, filed.

Nov. 13, 1995 Appearance of Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc. by Lawrence C. Bolla, Esquire, John Paul Garhart, Esquire and Kenneth W. Wargo, Esquire, for Plaintiff, filed.

Nov.15, 1995 Answer to Preliminary Objections of Defendant, filed.

Dec. 11, 1995 Upon Praecipe of Lawrence C. Bolla, Esquire, the Defendant's Preliminary Objections are placed on the next available Argument List.

ON JANUARY, 1996 ARGUMENT LIST

Jan 17,1996 Defendant's Motion For Continuance Filed On Behlf of Clairmont Summers and Order of January 15, 1996 placing the above case on teh February Argument List.
Jan 17, 1996 Faxed Shafer, stack & Bolla

ON FEBRUARY ARGUMENT LIST 1996

Feb 2, 1996 Notice of Service of Interrogatories and Requests for Production of documents, filed.

March 7, 1996 Upon praecipe of Guy C. Fustine, attorney for plaintiff, appearance withdrawn.

Apr. 10, 1996 Memorandum and Order Sur Defendant's Preliminary Objections and ORDER filed.
AND NOW, April 9, 1996, for reasons set forth in the attached memorandum it is ordered as follows:

1. The defendant's demurrer to Count I of plaintiff's complaint is granted.
2. The defendant's demurrer to Count II of plaintiff's complaint is denied.
3. The defendant's demurrer to Count III of plaintiff's complaint is granted.
4. The defendant's demurrer to Count IV of plaintiff's complaint is denied.
5. The defendant's demurrer to Count V of plaintiff's complaint is denied by the prayer for relief is stricken.
6. The defendant's motion to strike Count V of plaintiff's complaint is denied.
7. The defendant's motion kfor a more specific pleading is granted.
8. The Plaintiff shall have twenty (20) days from the date of this Order to file an amend complaint consistent with this Memorandum and Order and to serve a true and correct copy of the same on counsel for the defendant by first class mail.

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

4-10-96 Distributed Garhart, Shafer & Stack

April 29, 1996, Amended Complaint filed.

May 16, 1996 Answer and New Matter to Amended Complaint filed.

June 12, 1996 Reply to New Matter to Amended Complaint on behalf of Plaintiff filed.

December 2, 2002 See Computer for further entries.

1995

Peters ,Lindsay,
Lewis & Hatheway
Edward J. Hatheway

921.

Gregory Keenan

ELLA V. MATTOCKS

vs.

DOUGLAS R. MATTOCKS

Filed September 1, 1995
@ 3:51 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 2-20-96	9.00

COMPLAINT IN DIVORCE, ALIMONY, ALIMONY PENDENTE LITE, and COSTS AND EXPENSES
1 copy atty.

Sept. 12, 1995, Acceptance of Service filed. I,Gregory Keenan Esq/ accept service on behalf of the dft., Douglas R. Mattocks, of the Plaintiff's Complaint in Divorce.
Date: 9/6/95 Gregory Keenan, Esq.

Jan. 3, 1996 Motion to Withdraw Count II of Divorce Complaint and ORDER filed. AND NOW, **this 2 day of January, 1996, upon presentation and consideration of the Plaintiff's Motion to** Withdraw Count II of the Divorce Complaint: Granted.
BY THE COURT:
Anthony J. Vardaro, J.

Faxed 1-3-95 Keenan & Hatheway.

Jan 8, 1996 Affidavit of Consent of Plaintiff, filed.

Jan 12, 1996 Affidavit of Consent of Defendant, filed.

Feb 14,1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court. **AND,** Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

DIVORCE DECREE FILED

Feb. 27, 1996 AND NOW, February 26, 1996, it is hereby ordered and decreed that ELLA V. MATTOCKS, Plaintiff, and DOUGLAS R. MATTOCKS, 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.

22

1995

Shafer, Swick, Bailey, Irwin, Stack & Millin
Paul D. Shafer, Jr.

922.

John Petruso

LOU H. WILLIAMS and PATRICIA A. WILLIAMS, his wife

vs.

FRANK ORLANDO and MARION ORLANDO, his wife; DOMINIC ORLANDO: SANTO ORLANDO: SISTER MARY JOSEPHINE ORLANDO: and JOSEPH ORLANDO and NANCY ORLANDO, his wife being and intending to be all of heirs and assigns of SEBASTIANO ORLANDO and MARIAGRAZIA ORLANDO, deceased

Filed September 5, 1995
@ 10:46 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	121.00

COMPLAINT IN QUIET TITLE ACTION
7 copies Sheriff

Sep 21, 1995 SHERIFF'S RETURN, filed. SERVED Marion Orlando, personally on September 11, 1995 at 10:49 AM, 348 Poplar Street, Meadville, PA.

SERVED Frank Orlando, September 11, 1995 at 10:50 AM, by handing to Marion Orland, Adult in Charge of Residence, 348 Poplar Street, Meadville, PA.

SERVED Santo Orlando, personally on September 11, 1995 at 10:28 AM, 418 Arch Street, Meadville, PA.

SERVED Dominic Orlando, September 11, 1995 at 10:29 AM, by handing to Santo Orlando, Adult in Charge of Residence, 418 Arch Street, Meadville, PA

SERVED Joseph Orlando by Certified Mail, September 11, 1995, 16 Cieto Street, Jamestown, NY 14702, signed receipt attached.

SERVED Nancy Orlando, by Certified Mail, September 11, 1995, 16 Cieto Street, Jamestown, NY 14702, signed receipt attached.

SERVED Sister Maria Josephine Orlando, by Certified Mail, September 11, 1995, 3800 Howard Road, Hamburg, NY 14075, signed reciept attached.

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

Sep 29,1995 Answer and New Matter of Defendants, filed.

Oct. 19, 1995, Reply to New Matter filed.

Dec. 18, 1995 Plaintiffs' Verification To Reply To New Matter filed.

Feb. 23, 1996 Plaintiffs' Motion for Summary Judgment filed.

Feb. 23, 1996 Upon praecipe of plaintiffs attorney this case placed on next Argument List.

O N M A R C H 1 9 9 6 A R G U M E N T L I S T

Mar. 27, 1996 Motion for Consent Judgment and CONSENT ORDER filed. AND NOW, this 27 day of March, 1996,pursuant to the Motion for Consent Judgment it is hereby ordered that:

a. Judgment will be entered in favor of Plaintiffs on the Motion for Summary Judgment.

b. Defendants will to be forrever barred from asserting any right, lien, title or interest inconsistent with the interest or claims of the Plaintiffs set forth in the Complaint for Quiet Title and the Motion for Summary Judgment; from issuing; or maintaining any action attacking same; and from encumbering, mortgaging or conveying the same or any part hereof of the subject land as set forth in Exhibit A attached hereto this Order.

Anthony J. Vardaro,J.

3-27-96 Faxed Petruso & Shafer

1995

Joseph F. Kulwicki

923.

JEAN M. LAZESKI

vs.

JOHN M. LAZESKI

Filed September 5, 1995
@ 11:51 AM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro. Co. pd 12/12/95	9.00

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

Sept. 13, 1995, Affidavit of Service filed. Carrie A. Davis, being duly sworn according to law, deposes and says that she is employed by Atty. Kulwicki, and as such on Sept. 6, 1995 she maile via cert. mail, restricted delivery, postage pre-paid being art. No. Z 410911227 a cert. copy of above div. complaint to the dft. at R. D. #3, maple Drive, Saegertown, Pa. 16433. Said signature card bearing the signature of dft. as having received same on 9/7/95; made a part hereof. Carrie A. Davis.

Dec.7, 1995 Affidavit of consent by Jean M. Lazeski, Plaintiff, filed.

Dec. 7, 1995 Affidavit of Consent by John M. Lazeski, Defendant filed.

Dec. 7, 1995 Upon Praecipe of Joseph F.Kulwicki, III, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Dec. 13, 1995 AND NOW, December 12, 1995, it is ordered and decreed that JEAN M. LAZESKI, plaintiff, and JOHN M. LAZESKI, 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

Melvyn S. Mantz &
Associates, PC
Joel Steinman

924.

MARINE MIDLAND BANK, N.A.

vs.

RICHARD D. MUNTEAN and
ROSE MARIE MUNTEAN

Filed September 5, 1995
@ 11:58 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	42.00
Pro Pd 9/27/96	5.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Sept 19, 1995 SHERIFF'S RETURN, filed. SERVED Richard D. Muntean personally on September 15, 1995 at 2:35 PM at Sheriff's Office, Crawford County Courthouse, Meadville, PA 16335
NOT FOUND as to Rose Marie Muntean, moved to Nevada several years ago. Address unknown, divorced.
Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov.13, 1995 Answer to Complaint, filed.

April 12, 1996 Appearance of Swanson, Bevevino, Gilford and Stewart, By Timothy R. Bevevino, Esq., on behalf of plaintiff filed.

July18, 1996, Motion for Summary Judgment filed.

July18, 1996, Upon motion of plaintiff, Motion for Summary Judgment placed on next argument list.

ON ARGUMENT LIST FOR AUGUST 1996

Sept. 20, 1996, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled and discontinued of record.

1995

Northwestern Legal Serv.
R. Christopher Brode

925.

C. Barton Jones

9-11-95 Pd Sheriff 68.40 #9468

BRENDA HYDE

vs.

THOMAS R. HYDE

Filed September 5, 1995
@ 1:33 PM

Tax & entry Pd 9-11-95 50.50
User's Fee Pd 9-11-95 5.00
Surcharge P 25.00
Sheriff's Costs Pd 9-11-95 68.40
Pro.Co. Pd 9-11-95 9.00

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

Order:

And now, this 5 day of September , 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 marital home pending further order of court. The Plaintiff shall have sole custody of minor 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 September 11, 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

Sep. 8, 1995 Sheriff's Return filed. SERVED Thomas R.Hyde personally on September 7, 1995 at 2:07 PM byhanding a copy of the Protection from Abuse to him at his place of employment at Dowthett Allotments at the Charles Klinger residence, 138 North First Street, Jamestown, Crawford County,PA.

So answers,

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

Sep. 11, 1995 Appearance of C.Barton Jones, Esquire, Attorney for Defendant, Thomas R. Hyde, filed.

Sep. 20, 1995 ORDER filed. AND NOW,September 11, 1995,at the time fixed for hearing in this matter,the parties appeared with counsel and entered into an agreement. In agreeing, 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,or threaten the Plaintiff in anyway or any of the minor children named in the petition.
2. The Defendant shall not go to the Plaitniff's residence except as here and after provided.
3. Primary physical custody of the minor children shallbe with the Plaintiff. The Defendant shall have a right to take his children into his custody every Sunday from 9:00 a.m. to 6:00 p.m. prevailing local time. The parties shall agree as to the mannerof transportation and the location of the pick ups. this order is subject to modification by a court of competent jurisdiction and proper custody or visitation case.
4. TheDefendant shall be permitted to call the Plaintiff's residence to speak to his children between the hours of 7:00 a.m. and 9:00 p.m. provided the calls shall not be harassing, threatening or abusive.
5. The Defendant shall have a right to pick up the following items at a time that will be mutually agreed upon by the parties during the daylight hours:
   - clothing
   - brief case
   - miscellaneous papers
   - bumper jack
   - plumbing supplies
   - generator
   - air compressor
   - heater
   - saw horses
   - utility light
   - one chain saw
   - cement tools
   - 1988 Chevrolet pick up truck
6. The Defendant is obligated to pay all utility bills for utilities consumed at the residence where the Plaintiff and children are living as wellas to pay $200 per week for spousaland child support unless and until modified by further order of court ina support action. The first weekly paymentof$200 shallbe made on or before September 15, 1995 and each subsequent weekly payment will be made on or before each Friday of each subsequent week. The ultities shall be paid by the Defendant upon the receipt of the bills freom the Plaintiff. For this purpose,the Plaintiff should know where theDefendant lives so she may submit the bills to him.
7. Neither party will dispose of damage or destroy any other martial property until further order of court or until they mutually agree.
8. The Defendant shallpay record court costs inthe amount of the $132.90 forthwith.

Continued to Page 501

Thomas, Spadafore,
Walker & Keenan
Gregory A. Keenan
~~Barbara J. Walton~~
(withdrawn)

926.

Joseph M. Joseph
Douglas and Joseph
Michael Halliday

WILLIAM TRGOVIC

vs.

SANDRA TRGOVIC

Filed September 5, 1995
@ 2:13 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
master fee pd 1-8-96	250.00
Pro. Co. Pd. 5-13-99	46.50
User Fee Pd. 5-13-99	5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Sep 7, 1995 AFFIDAVIT OF SERVICE, filed. And Now, September 7, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section 3301(c) was mailed to the Defendant via Certified Mail, return receipt on September 5, 1995.

2. That the Defendant signed the return card on September 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. Z410908229) 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. Sec. 4904, relating to unsworn falsification to authorities.

Sept. 14, 1995, Appearance of Douglas and Joseph, by Joseph M. Joseph, attorneys for defendant filed.

Sep. 29, 1995 Petition for Special Relief and ORDER filed. AND NOW, this 29 day of September, 1995, upon presentation of the Petition for Special Relief,it is hereby ordered that the parties shall not remove, dispose, or encumber any real or personal property from the marital residence until a further Order of Court is entered. The Defendant may appear at the marital residence at noon on September 30, 1995 and may remain there until 2 p.m. for the purpose of removing personal items, personal clothing, hygiene products and a photo album that belongs to Defendant's mother. The Plaintiff shall not be present during these hours.

By the Court:
Anthony J.Vardaro, J.

9-29-95 Faxed Walton, Mailed Joseph.

Dec. 7, 1995, Inventory and Appraisement of defendant filed.

Dec. 15, 1995 MOtion to Compel Filing of Inventory and ORDER filed. AND NOW, upon review of Defendant's Motion to Compel the filing of an inventory it is hereby ORDERED AND DECREED that Plaintiff is to file aninventory pursuant to Pennsylvania Rule of Civil Procedure 1920.33 within ten (10) days from the date of this Order or suffer appropriate sanctions upon motion by Defendant to this Court.

BY THE COURT:
Gordon R.Miller, J.

December 15, 1995
12-15-95 Faxed Joseph & Walton

Dec 20, 1995 Motion To Compel Filing of Inventory and Order, filed. AND NOW, upon review of Defendant's Motion to Compel the filing of an inventory it is hereby ORDERED AND DECREED that Plaintiff is to file an inventory pursuant to Pennsylvania Rule of Civil Procedure 1920.33 within ten (10) days from the date of this Order or suffer appropriate snactions upon motion by Defendant to this Court.

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

December 19, 1995
Dec 20, 1995 Faxed Douglas & Walton

Dec. 21, 1995 Inventory of William Trgovic filed.

Jan. 8, 1996 Motion For Appointment of Master on behalf of Defendant and ORDER filed. AND NOW, Jan. 9, 1996, the defendant's motion for the appointment of a Master is denied since the motion does not conform to Crawford Co. Civil Rule L1920.51A(2) nor is the motion in the form required by Crawford Co. Civil Rule Exhibit L1920.74.

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

Jan. 9, 1996 FAXED Attys. Joseph and Walton.

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

Feb 2, 1996 Income and Expense Statement Pursuant to Rule 1920.31, filed.

Feb 5, 1996 Motion For Appointment of Master in Divorce and Order: AND NOW, 2-6-96, David Pickens, Esquire is appointed Master in respect to the following claims:

Divorce and Equitable Distribution.

If not filed already the parties are ordered to file their pretrial statements within thirty (30) days from this date.

Feb 6, 1996 Faxed counsel

Feb. 12,1996 Notice of Scheduled Pre-hearing Conference scheduled for Thursday, March 14, 1996 at 2:00 p.m. in Divorce Master's office at Crawford County Domestic RElations.

Feb 28, 1996 Petition for Special Relief and Order. AND NOW, this 28th day of February, 1996, upon consideration of the enclosed Petition for Special Relief, it is hereby ORDERED, ADJUDGED AND DECREED that the Petitioner may remove the parties personal property currently situate in the former marital home. All other provision of the Court Order dated September 29, 1995 shall remain in full force and effect until further Order of court is issued.
Feb 28, 1996 Faxed Jame sA. Douglas, given Walton

Mar. 22, 1996 Amended summary of Pre-Hearing Conference filed.

Mar. 26, 1996 Affidavit of Consent to Divorce by William Trgovic, Plaintiff, filed.

Continued on Pg. 26A

✓April 26, 1996, Notice of Scheduled Master's Hearing filed.

✓May 17, 1996 Motion For Special Relief and ORDER filed. AND NOW, May 17, 1996, a hearing is set for June 21, 1996 at 3:00 p.m., Court Room 1.

BY THE COURT:
Gordon R. Miller, J.

May 17, 1996 Order FAXED Attys. Douglas and Walton.

✓May 17, 1996 Motion For Special Relief and ORDER filed. A Rule to Show Cause is issued and directed to plaintiff to show cause if any he has why the special relief should not be granted. Said rule is returnable for hearing and argument on the 21st day of June, 1996, at 3:00 o'clock in Court Room 1.

May 17, 1996

BY THE COURT:
Gordon R. Miller, J.

May 17, 1996 Order FAXED Attys. Douglas and Walton.

✓May 17, 1996 Joint Motion For Bifurcation and ORDER filed. AND NOW, upon consideration of the foregoing Petition of the parties, it is hereby ORDERED AND DECREED that the claims for dissolution of the marriage and equitable distribution of the marital estate are bifurcated with the equitable distribution claim being preserved for resolution at a later date or by litigation if necessary.

May 17, 1996

BY THE COURT:
Gordon R. Miler, J.

May 17, 1996 Order FAXED Attys. Walton and Douglas.

✓May 17, 1996 Motion for Special Relief and ORDER filed. AND NOW, upon consideration of the foregoing Motion of the Defendant, Sandra Trgovic, it is hereby ORDERED AND DECREED that Plaintiff, William Trgovic, is to maintain property and casualty insurance upon the bar owned by the parties and operated by Defendant in the amount of $120,000.00 until resolution of the equitable distribution claim.

May 17, 1996

BY THE COURT:
Gordon R. Miller, J.

May 20, 1996 Order FAXED Attys. Walton and J. Douglas.

DIVORCE DECREE FILED

✓May 20, 1996 AND NOW, May 17, 1996, it is ordered and decreed that WILLIAM TRGOVIC, plaintiff, and SANDRA TRGOVIC, defendant, are divorced from the bonds of matrimony.

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

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

✓June 24, 1996 Motion to Continue and ORDER filed. AND NOW, this 21st day of June, 1996, the motion for continuance is granted. These hearings are continued generally to be reset upon motion of either party.
Anthony J. Vardaro, J.
6-24-96 FAXED Douglas. DISTRIBUTED Walton.

✓June 28, 1996 Property Settlement Agreement filed.

✓Feb. 21, 1997 Petition for Contempt and ORDER filed. AND NOW, this 21st day of February, 1997, upon review of the attached Petition for Contempt, is is hereby ORDERED AND DECREED that the Plaintiff appear and show cause why the within relief should not be granted.

Rule returnable the 4th day of April, 1997, at 3:00 o'clock, p.m. in Courtroom No. 1 of the Crawford Co. Courthouse, Meadville, PA.

BY THE COURT:
Gordon R. Miller, J.

Feb. 21, 1997 Order FAXED Attys. Joseph and Walton.

✓Mar. 21, 1997 Praecipe for Entry of Appearance filed. Please enter my appearance on behalf of the Plaintiff in regard to the above-captioned matter.

Respectfully submitted,
Thomas, Spadafore, Walker & Keenan
By: Gregory A. Keenan, Esq.

✓Mar 25, 1997 Motion To Continue Contempt Hearing and Order: AND NOW, this 24th day of March, 1997, upon consideration of Plaintiff's Motion to generally continue the contempt hearing currently set for April 4, 1997 at 3:00 P.M., and upon finding that counsel for the Defendnat, Joseph M. Joseph, Esquire, consents to the within motion, said motion is hereby granted and the Contempt Hearing is continued generally, to be reset upon motion by your party.

Gordon R. Miller, P.J.

Mar 25, 1997 Faxed Keenan & Joseph

✓Apr. 2, 1997 Plaintiffs Consent to Withdrawal of the Appearance of Barbara Walton, Esq. and withdrawal of Barbara Walton, Esq., as counsel for plff. filed.

✓Jan. 8, 1999 Petition for Contempt filed.

✓Jan 13, 1999 Order filed. Adn Now, Jan 8, 1999 a Rule to Show Cause is hereby entered and directed to the Plaintiff to show cause, if any he has why he should not be held in Contempt for the reasons set forth in the Petition for Contempt that has been filed this date.
Said Rule is returnable for hearing and/or argument on Wednesday March 3, 1999 at 9 am in Corutroom No. 1.

By Order of The Court
Gordon R. Miller, PJ

1/13/99 Dist Keenan & halliday

✓Apr. 15, 1999 Memorandum and Order filed. AND NOW,April 14, 1999 we find and order as follows:
1. The plaintiff's failure topay the defendant $40,000 without legal justification is tantamount to a willful breach of a court order and therefore the plantiff is held in contempt of court.
2. In order to purge himself from contempt the plaintiff shall pay to the defendant the sum of $40,000 with interest at the reate of six percent (6%) per annum commencing ninety (90) days after June 27, 1996 with credit for all payments made to date. Said payment shall be made within seventy-five (75) days from this date.

BY THE COURT,
Gordon R. Miller, J

4/16/99 Distributed Keenan & Halliday

May 3, 1999 Exhibits Filed.

May 13, 1999 Notice of Appeal on behalf of plaintiff, filed.

May 13, 1999 Proof of Service of Notice of Appeal, filed.

May 13, 1999 Request For Transcript on behalf of Appeal, filed.

May 18, 1999 Notice of Appeal Docketing Superior Court Docket NO. Assigned 00791WDA99 filed.

May 25, 1999 Petition for Supersedeas Pending Appeal and order fikled.
ORDER: AND NOW, May 24, 1999 upon receipt and review of the plaintiff's petition for supersedeas pending appeal the appeal that the defendant has taken shall ooerate as a supersedeas upon his filing or depositing with the Prothonotary a bond or cash in an amount equal to $100. per month times the number of weeks for which the plaintiff did not make payments in that amount as orally agreed upon by the parties for each week from the date of agreement up to the date of the order that was appealed in this case and for a period of 18 months after the entry of said order. See Pa,R.A.P. 1731

BY THE COURT
Gordon R. Miller, J.

FAXED: May 25, 1999 Attorney Joseph and Attorney Keenan.

June 2, 1999 Amended Order filed. AND NOW, June 1, 1999 it appears that the order of May 24, 1999 was patently defective and therefore we enter an amending order.
The Plantiff's petition for supersedeas pending appeal shall operate as a supersedeas upon the plaintiff's filing or depositing withthe Prothontoary a bond or cashin an amount equal to $100 per week times the number of weeks for which the plantiff did not make payments in that amount as provided in the written agreement which the parties entered into up to the date of the order that was appealed in this case and for a period of 18 months after the entry of said order, See Pa. R.A.P.1731.

BY THE COURT,
Gordon R. Miller, J

6/3/99 Faxed Halliday and distributed keenan

June 9, 1999 Transcript of Proceedings At Time of Hearing On Contempt filed.

August 3, 1999 Certificate of Contents of Remanded Record and notice of Remand Under PA Rules of Appellate Procedure 2571 and 2572 Filed.

Augsut 3, 1999 Order of Corut Filed. The instant appeal has beenn filed from an order finding Appellant to be in Contempt and ordering specific performance. Accordingly the instant appeal is hereby quashed as interlocutory pursuant to Sonder v Sonder, 549 A.2d 155 (Pa.Super. 1988
Date June 24, 1999

Per Curiam
Eleanor R. Valecko, Deputy Prothonotary

August 11, 1999 Petition for Contempt and and Order filed. And Now, this 10th day of Augsut, 1999 upon consideration of the within petiton, a hearing shall be held on the 30th day of Augsut 1999 at 2:15pm CR#1 to determine the civil penalty for the violation of the Order of Court, to hold the Palintiff in Contempt of Court and further:
1. To require the Plaintiff to pay the additional charges for the increased interest on Defendant's Loan;
2. To pay counsel fees unto Michael Halliday Esq in the amount of $2500.

By the Court
Anthony J. Vardaro, J.

8/11/99 Faxed Halliday and Keenan

Sept. 2, 1999 Order filed. And Now, Aug 30, 1999 the parties appeared in court and have reached a settlement of this matter which was orally recited by Mr. Halliday on the record and modified slightly by Mr. Keenan and agreed to by the parties.
Accordingly, it is ordered as follows: 1. The parties shall prepare a written stipulation setting forth the terms and conditions of settlement which said stipulation shall be signed by the parties.
2. The stipulation shall be presented to the Court within 10 days from this date. The Court will review the stipulation and will enter an order based thereon.

By order of the Court
Gordon R. Miller, PJ

9/2/99 Faxed Keenan & Halliday

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1995-30926 AD 1995-926

1995

Kathleen R. Nelson

927.

JOAN E. HEASLEY

vs.

KIM M. HEASLEY

Filed September 5, 1995
@ 2:28 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 5-8-96	9.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION

Sep 21, 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 teh 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 Defendnat, on September 13,1995.

3. The registered mail was sent to Kim M. Heasley, 969 S. Main Street, Meadville, PA. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on September 18, 1995. Said Return Receipt card #Z 217 928 871 is attached hereto, signed by Kim M. Heasley and made a part hereof.

Apr. 4, 1996 Affidavit of Consent by Joan E.Heasley, Plaintiff, filed.

Apr.4, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code by Joan E.Heasley,Plaintiff, filed.

May 1, 1996, Affidavit of Consent of defendant filed.

May 1, 1996, Waiver of Notice of Intention to Request Entry of A Divorce Decree filed.

May 3, 1996 Upon praecipe of plaintiff attorney for Review Under Section 3301(c) of Divorce Code this case moved to Court.

DIVORCE DECREE FILED

May 10, 1996 AND NOW, this 9th day of May, 1996, the Court orders and decrees as follows:

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 upon the grounds that the marriage is irretrievably broken, ninety days have elapsed from the date of iling 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. (SEE PAPERS FILED).

BY THE COURT:
Gordon R. Miller, J.

Dec 18, 1996 Certificate of completion of the Seminar for Separating Parents for JOAN HEASLY, filed.

28

1995

Mary Ann Kirkpatrick
~~Kathleen R. Nelson~~
withdrawn

928.

LAURIE M. McHENRY

vs.

DALE E. McHENRY

September 5, 1995
@ 2:31 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 1/23/96	5.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE,
EQUITABLE DISTRIBUTION, CUSTODY
1 copy atty.

Nov. 6, 1995, Appearance of Mary Ann Kirkpatrick, attorneys for plaintiff filed.

Nov 17, 1995 Reinstate Complaint.

Nov. 17, 1995 Pre-Trial Narrative Statement, filed.

Nov.28, 1995 Motion for Withdrawal of Appearance of Kathleen R.Nelson, Esquire, Attorney for Plaintiff and Order filed.
ORDER. AND NOW, November 22, 1995,the above motion is granted.
Gordon R.Miller, J.
11-28-95 Faxed Nelson & Kirkpatrick

Jan. 23, 1996 Upon Praecipe of Laurie A.McHenry, Plaintiff, to mark this action discontinued as the undersigned does not want to proceed furth with it.
I certify that all costs have been paid.
Laurie A.McHenry,Plaintiff

1995

John P. Gagliotti

929.

RUDY CUMMINGS

vs.

LORI CUMMINGS

Filed September 5, 1995
@ 3:17 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR CUSTODY
1 copy atty.

Sept. 22, 1998 IMPORTANT NOTICE AND COURT ORDER, filed.

Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 9/5/1995 . 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, to 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 mailed by Court Administrator's office.

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

John P. Gagliotti

930.

RACHEL LEA LOCKHART

vs.

JAMES E. LOCKHART

Filed September 5, 1995
@ 3:17 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 2/27/96	9.00
Pro Co. pd 4/15/96	5.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c),
EQUITABLE DISTRIBUTION
1 copy atty.

Feb. 23, 1996 Certificate of Service filed. I certify that I served a Notice of Intention to Request Entry of Divorce Decree, in the above matter on Daniel J. Kuhn, Esquire,Attorney for the above-named defendant,on February 2, 1996,. at 72 North Main Street, UnionCity, Pennsylvania 1648-1095.
Manner of Service: x Other Fax
Date: 2-2-96 John P. Gagliotti, Esquire

FEb. 23, 1996 Affidavit of Consent by Rachel Lea Lockhart, Plaintiff, filed.

Feb. 23, 1996 Affidavit of Consent by James E.Lockhart, Defendant, filed.

Feb.23, 1996 Notice of Intention to Rekquest Entry of Divorce Decree filed.

Feb. 23, 1996 Upon Praecipe of John P. Gagliotti,Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Feb. 29, 1996 Order of February 28, 1996, filed. 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:
A proper return or proof of service has not been filed.
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 without a resolution of those other issues would be tantamount to an improper bifurcation.
Gordon R. Miller, P.J.

Feb 29, 1996 Faxed Gagliotti

Mar. 6, 1996 Motion to Withdraw Claims and ORDER filed. AND NOW, March 5, 1996,uponconsideration of the foregoing Motionto Withdraw Claims, IT IS HEREBY ORDERED AND DECREED that the Count II, Equitable Distribution, in the above-capioned action, is hereby withdrawn as resolved.
BY ORDER THE COURT,
Gordon R.Miller,J.

3-6-96 Faxed Gagliotti

March 7, 1996 Affidavit of Service filed. I, John P. Gagliotti, Esq., after being duly sworn according to law, do hereby certify that I am the attorney for the above-named Plaintiff, Rachel Lea Lockart, and that I mailed on Sept. 5, 1995, a true and correct copy of the Complaint in Divorce under Section 3301(c) and/or 3301(d) of the Divorce Code, to James E. Lockhart, at Box 720, 92 Lincoln Ave., Waterford, PA 16441, by certified mail, return receipt requested, No. Z-410-909-156; and that on Sept. 11, 1995, he received same as evidenced by the attached signature card.
John P. Gagliotti, Esq.

March 7, 1996 Upon praecipe of plaintiff attorney, this case moved back to court.

DIVORCE DECREE FILED

March 15, 1996 AND NOW, March 15, 1996, it is ordered and decreed that RACHEL LEA LOCKHART, plaintiff, and JAMES E. LOCKHART, defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the paraties to this action for which a final order has not yet been entered and which has nto been withdrawn by the party making the claim.
BY THE COURT,
Gordon R. miller, P.J.

April 11, 1996, Notice of Intention to Resume Prion Name filed. Rachel Lea Lockhart to be known as: Rachel Lea Peterson.

1995

931,	IN THE MATTER OF THE OCTOBER 1995 CIVIL TRIAL TERM Filed September 5, 1995 @ 3:55 PM	VENIRE ORDER AND NOW, August 29, 1995, the Jury Commissioners are directed to summon a panel of 110 jurors for the October, 1995 civil term of Court, said panel to serve from October 9, 1995 - Ocotber 20, 1995. BY ORDER OF THE COURT, Gorodn R. Miller, J

932.

CHERYL BRINK

vs.

JAMES R. BRINK

Filed September 6, 1995
@ 11:12 AM

Tax & entry	pd 9-8-95	50.50
User's Fee	pd 9-8-95	5.00
~~surcharge~~		~~25.00~~
Sheriff's Costs		29.00
Pro.Co. Pd 9/8/95		5.00

Sept 8, 1995 Recd $29.00 Sheriff cost from plff.

Sept 8, 1995 paid sheriff $29.00 CK 9441

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

ORDER:

And now, this 6th day of September , 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. He shall not contact Plaintiff in any way. he shall not go to Plaintiff's residence. Plaintiff shall not encourage defendant to violate this
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 September 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

Sept. 6, 1995 Sheriff's Return filed. SERVED James R. Brink personally on September 6, 1995 at 11;20 AM by handing a copy of the Protection from Abuse to him in the Public Defender's Office in the Crawford County Courthouse, 903 Diamond Park, Meadville, Crawford County, PA.
So answers,
Diane Brittain, Deputy Sheriff
Robert M. Stevens, Sheriff

Sep. 8, 1995 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW, this 8th day of September,1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of September 6,1995, 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.

Anyprovisions of the Protection from Abuse Order of September 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
Gordon R.Miller, J.

9-8-95 Faxed MCPD &Co. Control, mailed Pltf & Dft.

1995

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

933.

ELENA M. FERRARO

vs.

WAYNE S. FERRARO

Filed September 6, 1995
@ 1:16 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	15.00
merten Pd 9-13-95	5.00
Pro.Co. pd 2/23/96	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Sep 11, 1995 Acceptance of Service, filed. I, WAYNE S. FERRARO, Defendant in the above-captioned matter, hereby accepts service of the Complaint in Divorce, this 8 day of September, 1995. Wayne S. Ferraro

Feb. 21, 1996 Affidavit of Consent by Elena M.Ferraro, Plaintiff, filed.

Feb. 21, 1996 Affidavit of Consent by Wayne S. Ferraro, Defendant, filed.

Feb. 22, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Under Section 3301 (c) of the Divorce Code by Elena M. Ferraro, Plaintiff, filed.

Feb. 22, 1996 Waiverof Notice of Intention to Request Entry of a Divorce Under Section 3301(c) of the Divorce Code by Wayne S.Ferraro, defendant,filed.

Feb. 23, 1996 Separation and Property Settlement Agreement filed.

Feb. 23, 1996 Upon Praecipe of Gregory A.Keenan, Esquire,Attorney for Plaintiff to transmit record, Case Moved to Court.

DIVORCE DECREE FILED

Feb. 29, 1996 AND NOW, this February 28, 1996, it is Ordered and Decreed that ELENA M. FERRARO, Plaintiff, and WAYNE S. FERRARO, Defendant are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the terms, provisions and conditions of a certain Marital Settlement Agreement between the parties dated Deb. 2, 1996, and attached hereto are hereby incorporated in this Decree and Order by reference 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.

1995

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

934.

CLIFFORD D. EDWARDS and
MARYLYNN EDWARDS, husband
and wife

vs.

DENISE WOOD-HICKEY

Filed September 6, 1995
@ 1:16 PM

Tax & entry paid 50.50
User's Fee paid 5.00

Pro Co Pd 9-19-96 9.00

5-20-96 Rec'd from Pltf med Dep. 150.00

7-30-96 pd pltf Refund #10144 110.00

8-23-96 Rec'd from dept med fee 31.00

9-19-96 Pd Co #10243 62.00

PETITION FOR PARTIAL CUSTODY
1 copy atty.

Sept. 14, 1995, Affidavit of Service filed. Gregory A. Keenan, Esq being duly sworn according to alw, deposes and says that on Sept. 6, 1995 he sent a true and correct cert. copy of complaint for Custody, properly endorsed with a notice to defendant to dft. Denise Wood-Hickey, at his last known address of R. D.#3 Box 171, Conneautville, Pa. 16406 by cert. mail NO. Z 410 905 367, postage prepaid ret. rec. req., and that attached hereto is a duly executed ret. rec. card showing date of del as 9/9/95.
Gregory A. Keenan, Esq.

May 20, 1996 Motion to Appoint Mediator and Set Hearing and ORDER filed. AND NOW, this 16th day of May, 1996, upon consideration of Plaintiffs' Motion to Appoint a Mediator in the above captioned matter, it is hereby Ordered that William Pineo, Esquire,is appointed as Mediator in this matter.
BY THE COURT: Gordon R. Miller, J.

FAXED Pineo, Keenan & Gagliotti

July 19, 1996 Amended Petition for Partial Custody on behalf of Plaintiffs filed.

July 19, 1996 Motion to Amend Petition for Partial Custody and ORDER filed. AND NOW, upon consideration of Plaintiff's Motion to Amend the Petition for Partial Custody filed at No. 1996-934, so as to add Mr. Sean Hickey as a Defendant in his capacity as adoptive father of the subject minor child, and to allege that Plaintiff's seek partial custody pursuant to 23 Pa.C.S.A. §5311, said Motion to Amend is hereby granted.
By the Court:
Anthony J. Vardaro, J.

July 23, 1996 Acceptance of Service filed. I, JOhn Gagliotti, Esquire, attorney for the Defendants in the above-captioned matter, hereby accept service of the Amended Petition for Partial Custody at the above term and number and certify that I am authorized to do so.
Date: 7/19/96
John Gagliotti

July 29, 1996 Temporary Order filed. AND NOW, this 29th day of July, 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 plaintiffs' petition for partial custody pursuant to 23 Pa.C.S. Section 5311 is denied.
2. Costs and fees of this Mediation, which are fixed at $62.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.
3. The deposit required for the appointment of the Custody Mediator was made by the plaintiffs. The deposit shall first be applied against the plaintiffs' share of costs and the remainder, if any, shall be remitted to them. The defendants shall pay their share of costs and fees to the Prothonotary of Crawford County within thirty (30) days of the date of this Order.
4. 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,
Gordon R. Miller, J.

1995

Kathleen R. Nelson

935.

RENEE D. KEHN

vs.

DANIEL F. KEHN, JR.

Filed September 6, 1995
@ 1:31 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co Pd 10/17/95 - 9.00

COMPLAINT FOR CHILD CUSTODY
1 copy atty.

Sep 28, 1995 Affidavit of Service, filed. KATHLEEN R. NELSON, ESQUIRE, being duly sworn according to law, deposes and says that the followisng facts in support of her Affidavit of Service are true and correct to the best of her knowledge, inflormation 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 Custody and Notice were sent by registered mail to the Defendant, on September 14, 1995.

3. The registered mail was sent to Daniel F. Kehn, Jr., 20800 N. Liberty Rd., Butler, OH 44822. The sender's sreceipt is attached hereto.

4. That the Defendant received said registered mail on September 20,1995. Said Return Receipt card #Z 217 928 940 is attached hereto, signed by Daniel F. Kehn, Jr., and made a part hereof.

Oct 4, 1995 Consent Custody Order, filed. AND NOW, October, 2, 1995, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor children, Conrad D. Kehn, Daniel L. Kehn, Ronda M. Kehn and Derek M. Kelhn shall be shared by teh 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 hav eequal input regarding important decisions affecting the child such as education, religious instruction and medical treatment

2. Primary physical custody of Daniel L. Kehn, Ronda M. Kehn and Derek M. Kehn shall be with their Mother and primary physical custody of Conrad F. Kehn, Jr., shall be with his Father subject to the following conditions:

a. Liberal visitations between the subject minor children and the parties shall be arranged at the convenience of the parties.

3. Transportation of the children for visitations shall be shared between the parties.

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

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

Oct 4, 1995 Faxed Nelson

936.

DAVID JAMES SIMMONS

vs.

AMANDA F. ALEXANDER

Filed September 6, 1995
@ 1:54 PM

Indigent Filing
sheriffs costs 36.40

CUSTODY COMPLAINT
1 copy Plaintiff
1 copy Sheriff
1 copy Mediator

AND NOW, this 5 day of September, 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 ntoice, with appropraite numbres 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 or 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 costs 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

You, Amanda F. Alexander, have been sued in Court to obtain custody of David James Simmons II.
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 theCourt may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE, FI 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: 9/5/95

Anthony J. Vardaro, J

Sept. 6, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, August 31, 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

Oct. 24, 1995, Sheriffs Return filed. (Mercer) I herby certify and returnthat I have personally served Maudie Beatty, Foster Mother, adult in charge on 10/6/95 at 3:30 p.m.

Anthony D. Hrida, Dep.
William H. Romine, Jr. 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 10/24/1995. 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 October 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, LJA1901E 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 October 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 mailed by Court Administrator's Office.

RECORD CONTINUED ON PAGE 473.....

1995

937.

9-26-95 Pd Sheriff #9481 57.40

JOSE RIOS

vs.

SANDRA PAGAN

Filed September 6, 1995
@ 3:24 PM

Tax & entry	Pd 9-25-95	50.50
User's Fee	Pd 9-25-95	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd	57.40
Pro.Co.	Pd 9-25-95	9.00
Pro.Co.	Pd 9-25-95	5.00

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

Order:

And now, this 6th day of Swptember , 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 home. She shall not contact him 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 9-15-95 , 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,
Gordon R. Miller, J

Sept. 8, 1995 Sheriff Return filed. SERVED Sandra Pagan personally on September 8, 1995 at 3:05 PM by handing a copy of the Protection from Abuse to her in the Sheriff's Office, Third Floor Crawford County Courthouse, Meadville, Crawford County, PA.
So answers,
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Sep. 20, 1995 ORDER filed. AND NOW,September 15, 1995,the plaintiff appeared in court and indicated he wanted to drop this case.

ACCORDINGLY, it is ORDERED as follows:

1. The plaintiff shall goto theProthonotary's Office and sign a Settlement and Discontinuance on a form to be provided.
2. The plaintiff shall pay $126.90 in court costs no later than 4:30 p.m. onFriday, September 29, 1995.
3. This action is DISMISSED.
4. A copy of this Order shall be delivered to the Meadville Police Department and to County Control. Copies shall be sent to the parties at the addresses indicated on the Petition.

BY THE COURT,
Gordon R.Miller, President Judge

9-20-95 Faxed McPD & Co. Control, dist. to Pltf &Deft.

Sep. 28, 1995 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW, this 27th day of September, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection fromAbuse Order of 9-15-95, 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 9-15-95 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,J.

9-28-95 Faxed McPD & Co.Control Pltf & Deft.

1995

938.

DARLENE VERNO

vs.

RANDALL A. GELNETT

Filed September 6, 1995
@ 3:26 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	53.00

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

ORDER:

And now, this 6 day of September , 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 planitiff's residence or within 100 yards of Plaintiff or the minor child.
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. PSP Meadville
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 September 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,
Anthony J. Vardaro, J

Sep 7, 1995 SHERIFF'S RETURN, filed. SERVED Randall A. Gelnett by deputizing the Sheriff of Mercer County, PA. Per telephone call on September 6, 1995, Defendant served personally on September 6, 1995, at the Mercer County Jail, Mercer, PA. Affidavit of Service will be forthcoming. So answers, Robert M. Stevens, Sheriff

Sep 8, 1995 SERVICE - MERCER COUNTY, filed. SERVED: Randall A. Gelnett at Mercer County Jail on 9/6/95 at 4:15 PM. Sheriff of Mercer County

Sep. 15, 1995 ORDER filed. AND NOW,September 12, 1995, at the time set for hearing onthis petition for relief under the Protection From Abuse Act, the Plaintiff appears without counsel and the Defendant does not appear. There is no indication that he has been served,and our inquiry indicates that a copy of the Petition was sent by facsimile to the Mercer County Jail where the Defendant had been incarcerated on September 11, 1995, but unfortunately, he was released from that incarceration on September 7, 1995.

Accordingly,this hearing is continued with the Order entered previously as a temporary Order on September 6, 1995, to remain in full force and effect pending further Order of Court.

The hearing is rescheduled for September 22, 1995 at 3:30 p.m. in Courtroom No. 1 or 2.

The Sheriff is DIRECTED to attempt to serve the Defendant wherever he may be found, the Court noting that the Plaintiff is not aware of his current residence.

A copy of this Order shall be provided to crawford County Control and to the Pennsylvania State Police, Meadville Barracks.

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

9-15-95 MCPD & Co.Control, given Sheriff, mailed Ptf [illegible].

Sep. 27, 1995 ORDER filed. AND NOW, September 22, 1995 this matter comes before the Court for a continued protection from abuse hearing. At the time we entered an order on September 12,1995 it was our belief that the Defendant had not been served.

It now appears that the sheriff has received a return of service from Mercer County and the Defendant was in fact served prior to the previous scheduled hearing of September 12, 1995 and apparently just failed to appear for that hearing and has in fact apparently absconded from the area due to other legal problems.

Due to the fact that the Plaintiff is present and the Defendant is not, we will enter the following order:

1. The Defendant shall not assault, abuse,harass or threaten the Plaintiff or any minor child named inthe petition.
2. The Defendant shall not go to the Plaintiff's residence or within 100 yards of the Plaintiff's residence or within 100 yards of the minor child. The Defendant is cautioned that he shouldnot go to the Plaintiff's residence even if he is in even if he is invited. Any police agency will presume that he is in violation of this order if he goes to the Plaintiff's residence or within 100 yards of that residence, and at some point if the Plaintiff wishes for the Defendant to be able to go to that residence, she 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 Pennsylvania State Police at Meadville and to Crawford County Control, and a copy shall be ssent by regular mail to the Plaintiff at 274 Scott Road inJamestown. We note that since the Defendant's whereabouts are unknown, we cannot serve a copy of this upon him.
5. The Defendant is reminded that this is an order of court and violation of this 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.

Continued to Page 38 A

1995

Darlene Verno
vs
Randall A. Gelnett

Continued from Page 38
of Record

AD 1995 - 938

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6. The Defendant shall pay costs in this proceeding in the amount of $117.50.
7. This order shall remain in full force and effect through September 21, 1996.

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

9-27-95 Faxed Pa.SPD & Co. Control, mailed Pltf.

38
B

1995

1995

Terry Toomey

939.

Pro Se

PAUL R. LITWILER

vs.

MARILYN BLY LITWILER

Filed September 6, 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 12-28-95	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Oct. 17, 1995 Defendant's Acceptance of Servcice and Entry of Appearance Pro Se filed.

AND NOW, comes the Defendant, Marilyn Bly Litwiler, who acceptys service of the Plaintiff's Complaint in Divorce on 9-13-95, and hereby enters her appearance pro se.
9-13-95 Marilyn Bly Litwiler, Defendant

Dec 21, 1995 Affidavit of Consent of Defendant, filed.

Dec 21, 1995 Affidavit of Consent of Plaintiff, filed.

Dec 21, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Jan. 4, 1996 AND NOW, this 4th day of January, 1996, it is hereby Ordered and Decreed that PAUL R. LITWILER, Plaintiff and MARILYN BLY LITWILER, 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.

940.

KAREN A. HOVIS

vs.

JEFFREY L. HOVIS, SR.

Filed September 7, 1995
@ 1:51 PM

Indigent Filing

COMPLAINT IN DIVORCE, CHILD CUSTODY & SUPPORT, LIABIILTIES & DEBTS

You, Jeffrey L. Hovis, Sr., have been sued in Court to obtain custody of Beth, Julie, Jeffrey, Jr., Amanda
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: 9/6/95 Anthony J. Vardaro, J

AND NOW, This 6 day of September, 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 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 appropraite 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

Sept. 7, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, September 6, 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 hisher 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

Sep. 26, 1995 SHERIFF'S RETURN: SERVED Jeffrey L. Hovis personally on 9/20/95 at 3:40 PM.
Sheriff of Mercer County

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

I. Legal custody of Beth A. Hovis, Jeffrey L. Hovis, Jr. and Amanda J. Hovis 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 Beth A. Hovis, Jeffrey L. Hovis, Jr. and Amanda J. Hovis shall be with their mother, subject to the following conditions:

A. The father shall be entitled to visit and take the children into his custody for day visits, not exceeding six (6) hours in duration, on a Saturday or Sunday, provided he gives mother at least forty-eight (48) hours notice of any requested visit. The father's visits with the children shall take place at father's parent's home at R. D. 1, Polk, Pennsylvania 16342, unless mother agrees otherwise. During such visits the childdren shall be entitled to telephone their mother, if they desire to do so. Father may also have the children in his custody on Christmas Day from 1:00 o'clock p.m. to 7:00 o'clock p.m., if he gives mother and children at least one weeks notice prior thereto.

B. Transportation of the children on visits shall be equally divided with the parent receiving custody providing transportation.

C. 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.

D. 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, father shall not consume alcohol during any visit, nor within eight (8) hours prior to any visit.

E. 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 twenty (20) days of the date hereof.

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

Gordon R. Miller, Judge
11-15-95 FAXED Atty. Fuller and CYS; mailed Barbara Stearn.

Jan. 18, 1996 Affidavit of Consent of plaintiff filed.

Jan. 18, 1996 Affidavit of Consent of defendant filed.

Jan. 18, 1996 Affidavit of Non-Military Service filed.

RECORD CONTINUED ON PAGE 40 (A).....

40 (A)

1995

KAREN A. HOVIS

vs.

JEFFREY L. HOVIS, SR.

RECORD CONTINUED FROM PAGE 40

OF

AD 1995 - 940

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Jan. 18, 1996 Upon praecipe of plaintiff for Review under Section 201(c) of Divorce Code, this case moved to Court.

Jan 22, 1996 Divorce ORDER of January 19, 1996 returning the record to the Prothonotary since a final decree will not be entered at this time.
Jan 25, 1996 dist to Plf.

March 12, 1996 Waiver of Notice of Intention to Request entry of a Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

March 12, 1996 Upon praecipe of plaintiff for Review under Section 201(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

March 15, 1996 AND NOW March 15, 1996, it is ordered and decreed that KAREN A. HOVIS, plaintiff, and JEFFREY L. HOVIS, 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 and which has nto been withdrawn by the party making the claim.

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

1995

Ely & Smith
Edwin W. Smith

941.

Alan L. Pepicelli

HAMOT MEDICAL CENTER OF THE CITY OF ERIE, PENNSYLVANIA

vs.

DANIEL BONTRAGER

Filed September 7, 1995
@ 2:14 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Sep 21, 1995 SHERIFF'S RETURN, filed. SERVED Daniel Bontrager, September 19, 1995 at 9:30 AM, by handing to Frannie Bontrager, Authorized Agent, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA, signed acceptance of service attached.
So answers, Carole L. Stefanucci, Deputy
Robert M. Stevens, Sheriff

Sep 27, 1995 Appearance of Watts and Pepicelli, PC by Alan L. Pepicelli, Esquire for Daniel Bontrager, filed.

Oct. 3, 1995 Answer and New Matter filed.

Oct. 11, 1995, Reply to New Matter filed.

March 15, 1996 Verification regarding statements made in Reply to New Matter on behalf of Hamot Medical Center, filed.

Mar. 18, 1996 Certificate of Service on Interrogatories and Request for Production of Documents to Defendant - First Set, filed.

April 15, 1996 Notice of Service of Requests for Production of Documents filed.

May 17, 1996 Certificate of Service by Attorney Edwin W. Smith, Esq., for the Plaintiff filed.

June 5, 1996, Motion to Compel filed.

June 5, 1996, ORDER filed. AND NOW, June 4, 1996 the plaintiff's motion to compel is denied without prejudice.
The filing of said motion does not comply with Crawford County Civil Rule L206 regarding motions, rules and petitons. Specifically the notice, and certification of service of the notice of the filing of the motion does not conform tothe rules.
by the court,
Gordon R. Miller, P.J.
6/5/96 Dist. to Smith and Pepicelli

June 6, 1996, Notice of Service of Answers and Objections to Interrogatories and Request for Production filed.

Sept. 11, 1996 Notice of Deposition and Certificate of Service by Plaintiff Attorney filed.

Sept. 17, 1996 Notice of Deposition filed. PLEASE TAKE NOTICE that the oral deposition of **Hamot Medical Center** will be taken on Friday, October 4, 1996, commencing at 11:00 A.M. at the Offices of Watts and Pepicelli, 916 Daimond Park, Meadville, Pennsylvania.

Sept. 24, 1996, Notice of Cancellation of Deposition of Daniel Bontrager, filed.

Oct 8, 1997 Stipulation filed.

As of August 30, 2001 any future filings involving this case can be found on the computer.

42

1995

HATHEWAY
Barbara J. Walton

942.

T. Dana Watson

JACQUELINE FRY

vs.

DANIEL A. FRY

Filed September 7, 1995
@ 2:35 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 1-15-96	9.00
Pro.Co. Pd 3/25/96	9.00
Pro Co Pd 9-24-99	13.50

9-1-99 Rec'd from ptf med fee 200
9-24-99 Pd Co 186.50
10-22-99 Rec'd from dft med fee 53.50
10-25-99 Pd Co 53.50

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

Sep 28, 1995 Affidavit of Service, filed. And Now, September 21, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section3301(c) was mailed to the Defendant via Certified Mail, return receipt on Sept. 14, 1995.

2. That the Defendant signed the return card on Sept. 19, 1995, and in accordance with Pa. R.C.P. 412, service of the Complaint was made a sis evidence dby the United States Postal Service Return Receipt (Certified No. Z410908169) attached hereto as Exhibit "A".

I VERIFY that the statements made in thsi 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 falsfication to authorties.

Jan 11, 1996 Affidavit of Consent of Plaintiff, filed.

Jan 11, 1996 Settlement Agreement, filed.

Jan 15,1996 Consent Custody Order of January 10, 1996, filed.

Jan. 15, 1996 Faxed Walton, sent Dft.

Jan 22, 1996 Affidavit of Consent of Defendant, filed.

Mar. 21, 1996 Upon Praecipe of Barbara J. Walton, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

March 27, 1996 AND NOW, this 25 day of March, 1996, 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, JACQUELINE FRY and Defendant, DANIEL FRY, 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 paraties herein dated Jan. 10, 1996, shall be incorporated in this decree and order by reference as fully as though the same were set forth herein, at length. Said agreement shall nto 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:
Anthony J. Vardaro, J.

Sept 1, 1999 Petition to Modify Existing Child Custody Court Order and Notice and Order to Appear and Order and Notice filed.
You, Daniel A. Fry, have been sued in Court regarding the custody of Your child, Katie D. Fry, age 7, born 9/27/91.
You are ordered to appear in person for a Child Mediation Conference at the Crawford County Courthouse in Meadville, PA 16335 before John Spataro, Esq. Child Custody Mediator. The date and time of the child Mediation Conference Mediator. The date and time of 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 of the Child Mediation Conference.
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 Administrtor, Courthouse, Meadville, PA 16335 Phone:(814)333-7598.
Amerians with Disabilities Act of 1990 The Court of Common Pleas of Crawford County is required by law to comply with the Americans with Disabilites Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact the Court Administrators office. All arrangements must be made at least 72 hours prior to any hearing or business before the Court. You must attend the scheduled conference of hearing.

By the Court, Gordon R. Miller, J.

Order and Notice. And Now, this 3 day of Sept 1999 it is ordered and decreed 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 213 Center St Meadville, PA 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 days after the pleading or petition is filed; and by the Defendant or respondent within fifteen days after he or she is served with the pleading or petition.
The Seminar must be completed within 45 days after application. Failure to Attend the Seminar may result in sanctions, including contempt of court a dismissal of the action or a delay in the proceedings unless attendance is waived by Order of Court.
If either party has any questions about this seminar, he/she should consult an attorney or refer to the Crawford County Civil Rule of Court that are available in the Prothonotary's Office and in the Crawford County Law Library or contact the Center for Family Services, Inc.

By the Court
Gordon R. Miller, J.

9/7/99 Faxed Hatheway & Spataro

Sept 2, 1999 Emergency Petption for Special Relief to Preserve Status quo and Order of Cour filed. And Now, to-wit this 1 day of sept 1999 upon considration of the foregoing Emergency Petition for Specila Relief to Preserve Statuq Quo in the above-referenced Custody Matter,

CONTINUED ON PAgE 42-A

Jacqueline Fry
vs
Daniel A. Fry

continued from page 42
of record
AD 1995 - 942

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IT IS hereby Ordered Adjudged and decreed that the minor child, Katie D. Fry shall remain in Crawford County, PA Pennsylvania, and shall not be taken outside of Crawford County, PA until further Order of Court.
The consent Custody Order dated the 10th day of January 1996 shall countinue in full force and effect and both parties thereto are specifically Ordered and Directed to comply therewith until further Order of Court The jurisdictions of this case and the said minor child is and shall continue to be the Court of Common Pleas of Crawford county, PA USA

By the Court
Gordon R. Miller, J.

9/2/99 Fax Walton Watson & Hatheway

Sept. 22, 1999 Order filed. And Now, this 22nd day of Sept 1999 after Mediation in the above referenced matter and upon the reocmmendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:
1. The parties shall share legal and physical custody of teh subject minor child, Katie D. Fry, born Sept 27, 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 teh subject minor child. Health care, school personnel, and other care providers are hereby authoized to release to either party any and all confidential infomration which they may have regarding the subject minor child.
3. Mother shall retain primary physical custody of the child, with the father to have partial custody as follows:
a. Beginning on Saturday, Sept 18, 1999 and continuing every other weekend through Oct of 1999 father shall have the child from Saturday at noon until Sunday at 5 pm.
b. Beginning with the wekend of Friday, Nov 12, 1999 and continuing every other weekend thereafter father shall have the child from Friday at 4:30 pm until Sunday at 5 pm.
4. Holiday, vacation and brithday visitations shall be arranged as follows: The parties are encouraged to agree among themselves as to how best to share time with the child dring the holiday and vacation periods. In the event the parties are unable to reach agreement then the following provisions shall apply:
a. Christmas. The Christmas holiday shall be divided into two segments with the first segment beginning at 6 pm on Christmas eve and ocntinuing until noon on Christmas day and the segment beginning at noon on Christmas Day and continuing until noon the following day. For 1999 and all odd number years hereafter the father shall have teh first segment and the mohter shall have the second segment. For the year 2000 and each even numbered year thereafter the mother shall have the first segment and the father shall have the second segment. In addition, the party not otherwise having the child on Christmas day shall be permitted to visit in the home of teh other parent at a time mutually agreed upon so as to allow both parents to be present when the child opens her gifts on Christmas morning. Mother shall be permitted to have her husband with her in the home of the father on such occasions.
b. Thanksgiving. The Thanksgiving holiday shall be divide into two segments with the first sgment beginning at 4:30 pm on the Wednesday before Thanksgving and continuing until 4:30 pm on Friday and continuing until 5 pm on Sunday. For 1999 and each odd numbered year thereafter, the mother shall have the first segment and the father shall have the second segment. For the year 2000 and each even numbered year thereafter the father shall have teh first semgent and the mother shall have the second segment.
c. Easter and father's Family Reunion. Mother shall have the child for the Easter weekend regardless of where the parties may be with resepect to the every other weekend cycle. In exchange, father shall have the child during the entrie weekend in August wehn his family has their annual family reunion, regardless of where the parties may be with respect to the every other weekend cycle.
d. The other holidays to be observed are Memorial Day, Independddence Day and Labor Day. Holiday visitation shall be between teh hours of 9 am and 5 pm except for Independence Day when the holiday visitation shall be extended to 11 pm so that the child may watch the fireworks. Beginning in the year 2000 the father shall have the child on Memorial Day and Labor Day while mother shall have the child on Independence day. The parties shall thereafter alternate these holiday periods.
e. The child shall spend Father's Day with her father form 9 am to 5 pm and Mother's day with 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. Communnications. The child shall be entitled to reasonable telephone communication with both parents. Each parent shall immediately deliver to the child all letters, cards correspondence gifs toys clothes and other items sent to that child by the other parent. Neiher parent shall withold return, destroy, give away, sell or otherwise dispose of any such items. If either parent plans a vacation or trip out of town with the child for more than three days taht parent must provide the other parent with a general itinerary a phone number where the child can be reached and dates of departure and return.
6. Should it be necessary for either party to cancel or modify the visitations as set out in this order or as previously arranged the party seeking cancellation or modification shall notify the other party as soon as he or seh 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 modificatin be necessary the parties shall attempt at onec to arrange for alternative visits or to make alternative arrangements.
7. The parties shall share responsibility for transprotation with the party recieving the child in the exercise of his or her rights picking up the child at the home of the other. Any person transporting the hcild shall make sure that the seat belts or other restraints are used in accordance with the laws of PA.
8. Each party sahll teach said child to give to the other party that lvoe 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 partis are cuationed that medical research has indicated that tobacco smoke is injurious to the health of growing hcilren. Therefore, neither party shall smoke or permit others to do so in a closed automobile inw hich the child is being transported or int he bedroom of the child.
10. Neither party shall do or say anything to blacken the character of teh other in the child's estimation. Each party sahlltreat 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 curstodial 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 goevern.
12. In the evern to and serious illness or injury of the child at any time, any party then having custody of the said child shall immmediately communicate with the other party by telephone or any other means, informing the other party of the nature of the illness or injury. Each party sahll have the right to visit the child as often as he or she desires, consistent with the proper medical care of the said child. The word "illness" as used herein sahll mean any disability which confines the hcild to bed under the direction of a licensed physicain for a period in excess of 48 hours and injury shall mean any injury that required emergency room care.
13. both mother and fahter shall arrange for the child's regular participation in sporting activities school activities church activities and such other and similiar youth activities which can be reasonably arranged under the circumstances in the best interst and welfare of teh child. The paries shall also regularly communicate in a reasonable manner about mutual concerns pertaining to he child, and to keep the other regularly informed as to the activities and best interest and welfare of the child.

CONTINUED ON PAGE 42 - B

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1995

Jacqueline Fry
vs
Daniel Fry

continued from page 42-A
of record
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!$. Each party may request a review of this order upon any material change in circumstances.
15. The parties are reminded of their responsibility to register for and complete the Seminar for Separating Parents as required by Crawford County Civil Rule L1930 and shall within 30 days of the date of this Order complete the course if they have not already done so or be subject to the sanctions permitted by rule and law including contempt, fines and possible incarceration.
16. Costs and fees of this Mediation which are fixed at $240.00 ($60.00 hr x 4 hrs and the $13.50 Court Order filing fee are divided equally between the parties with a share of each being assessed th him or her as costs in this case.
17. Teh deposit required for teh appointment of the Cuystody Medaitor was made by the mother. The entirety of said amount shall apply to the costs and fees of this case. The father shall, within 30 days of the date of this Order, pay to the mother the sum of $73.25 and to teh Prohonotary of Crawford County the sum of $53.50 as his share of teh costs and fee of this mediation.
18. This order supercedes the order entered on Jan 10, 1996 with respect to Katie.
19. Eitehr party may move the Court for a eharing denovo within 20 days from the date hereof. If neither party so moves, this Order shall be considered permanent.
20. These parties shall take the Seminar in 30 days.

By the Court
Gordon R. Miller, J

9/29/99 Faxed Spataro Ferguson & Hatheway

Oct 11, 1999 Certificate of complyetion of the Seminar for Separating Parents for Jacqueline Fry, filed.

As of April 11, 2001 Any future filings involving this case can be found in the computer.

1995

Barbara J. Walton

943.

Northwestern Legal Serv.
R.Christopher Brode

JOANN and BILLY CASTILE

vs.

DELMAR CASTILE

Filed September 7, 1995
@ 2:35 PM

Tax & entry paid 50.50
User's Fee paid 5.00

COMPLAINT FOR CUSTODY
1 copy atty.

Sep. 18, 1995 Affidavit of Service filed. And Now,September 18, 1995, comes Barbara J. Walton,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 September 14, 1995.

2. That theDefendant signed the return card on September 16, 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. Z070383642) 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

Nov. 15, 1995 ORDER filed. Plaintiffs filed a complaint for custody of Joseph James Castile and Delmar James Castile, Jr. on September 7, 1995 in which they allege that they were the grandparents of the minor children and had been physical custodians of both children since February 1995 when their mother was killed. It was further alleged that the Defendant is the natural father of the minor children and the Plaintiffs in that complaint seek shared legal and primary physical custody of both children. That complaint was served on the Defendant by certified mail, return receipt requested, addressee only on September 16, 1995.

The docket in this case reveals no other activity until this day when the Defendant appeared in Motion Court with his counsel filing a motion for special relief and a motion to discontinue.

Essentially, the Defendant seeks immediate return of the minor children to his custody and requests the Court to "discontinue" this action because the Plaintiffs have no standing.

Addressing the second issue first, we find that the Defendant has not properly raised that issue before the Court and therefore we will not address the merits of his contention [see Kellogg v. Kellogg, 646 A.2d 1251 (1994) for an outline of the proper procedure to challenge standing].

With respect to the motion for special relief, we note that we do not have a lot of information about the Defendant other than apparently in September 1995 he was residing on Spring Street in Meadville and that the Plaintiffs seek primary physical custody of the children in their complaint but do not indicate nor did they indicate in Motion Court that the Defendant should not have any contact with the children despite the fact there are allegations that they have essentially been stopping him from doing so.

Accordingly, we will enter the following Order:

ORDER

AND NOW, November 15, 1995, it is ordered and directed that pending further order of court, the Defendant may take both minor children into his custody each Saturday from 10:00 A.M. until 5:00 P.M. commencing on November 18, 1995.

Also pending further order of court, no party shall remove the children from the Commonwealth of Pennsylvania without the specific agreement of the other party.

Finally, we decline to address the standing issue raised by the Defendant insofar as it is not properly before the Court.

BY THE COURT:
Anthony J. Vardaro, J.

Nov. 15, 1995 Copy to ATtys. Brode and Walton by the Court.

Nov. 15, 1995 Motion for Speical Relief and Motion to Discontinue, filed.

William J. Gregg

944.

Joan Mason

Bernadette M. DeVore

HELEN G. HOLLENBECK

vs.

LAWRENCE R. HOLLENBECK, SR.

Filed September 7, 1995
@ 3:01 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 4/22/99	13.50

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION, ALIMONY PENDENTE LITE AND PERMANENT ALIMONY, COUNSEL FEES AND COSTS
1 copy atty.

Sep. 19, 1995 Affidavit of Service filed. AND NOW, this 19th day ofSeptember, 1995, William J.Gregg,Esquire, being duly swornaccording to law,depose and says that the following facts in support of this Affidavit of Service are true and correct to the best his knowledge, information and belief;

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

2. That a true and correct copy of the Complaint in Divorce andNotice were sent by certified mail to the Defendant, Lawrence R.Hollenbeck, on September 14, 1995.

3. That the Defendant received said certified mail on September 18, 1995. Said Receipt Card Z 727 827 899 is attached hereto, signed by the Defendant and made a part hereof.

September 19,1995 William J.Gregg, Esquire

Jan 5, 1996 Motion To Set Hearing and Order, filed. AND NOW, this 4th day of January, 1996, upon presentation of the Motion to Set Hearing on the request for Alimony Pendente Lite, Counsel Fees, Costs and Expenses, it is hereby entered ordering and directing that Defendant, Lawrence R. Hollenbeck, Sr., to show cause, if any he has, why said request should not be granted. The said Rule to Show Cause is returnable for hearing and/or argument on the 26th day of February, 1996, at 9:00 o'clock A.M. prevailing time, in Courtroom Number 3 in the Crawfor County Courthouse, Meadville, Pennsylvania.
Jan 5, 1995 Faxed J. Mason, given Gregg

Feb. 14, 1996, Affidavit of Consent of plaintiff filed.

Feb 29, 1996 Motion To Continue and Order, filed. AND NOW, this 26th day of February, 1996, upon presentation of the Motion to Continue, and after consideration it is ORDERED, AJUDGED AND DECREED that, the Hearing scheduled for February 26, 1996 at 9:00 A.M. is hereby continued generally. Gordon R. Miller, P.J.
Feb 29, 1996b Faxed Gregg & J. Mason

Dec. 2, 1997 ORDER FILED. And Now, Dec. 1, 1997, the Court has received a qualified Domestic Relations Order dated Nov. 21, 1997 with no petition or motion. Furthermore, we are not entering the Divorce Decree at the same time.

We think this is an improper filing and, therefore, we will not respond to it. The Prothonotary shall return the Qualified Domestic Relations Order to William J. Gregg, Esq. who was the last attorney of record for the Plaintiff.

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

12/2/97 Distributed Gregg & J. Mason

Jan 20, 1998 Motion To Approve Qualified Domestic RElation Order and Order: AND NOW, this 16th day of January, 1998, upon presentation and consideration of the foregoing Motion, said Motion is hereby granted and the Court enters this Qualified Domestic Relations Order pursuant to its authority under the Pennsylvania divorce Code 23 P.S. Section 3101 et seq.

Gordon R. Miller, P.J.

Jan 20, 1998 Faxed Mason & Gregg

June 17, 1998 Appearance of Bernadette M. Devore, atty. for dft. filed.

Oct. 8, 1998 Petition For Enforcement of Award Of Support Obligation and Order filed. AND NOW, this 7th day of October, 1998, upon presentation and consideration of the within Petition, a Rule is granted upon the Defendant to show cause, if any he has, why the relief requested in the Plaintiff's peittion should not be granted.

RETURNABLE, for hearing on the 29th day of October, 1998, at 3:00 o'clock, P.M., CR 3

A copy of this Petition shall be served upon the defendant by certified mail at his last known address and a copy of the Peittion and Order to be served upon Defendant's counsel by regular mail.

FOR THE COURT
Ann A. Walker, C.A.

10-8-98 Faxed Devore & Gregg

Nov. 12, 1998 Motion to Continue and Order filed. And Now, this 9th day of Nov. 1998 upon consideration of Plaintiff's Motion to Continue, It is Hereby Ordered that the Motion is granted and the above-referenced Hearing be rescheduled for the 7th day of December 1998 at 1:15PM in Court Room No. 3

By the Court
Gordon R. Miller, J.

11/12/98 Faxed DeVore & Gregg

Dec. 8, 1998 Order filed. And Now, Dec. 7, 1998 after extensive hearing , the Court takes this complex divorce, support and alimony issue under advisement. The Court requests from counsel for the plaintiff or before Dec. 22, 1998 a brief addressing the following issues:

1. The issue or issues before the Court that must be resolved after this hearing.
2. The position of the party counsel is representing and a brief summary of evidence sustaining that position.
3. A reference and review of any exhibits introduced into evidence sustaining the parties' positions.
4. A proposed or suggested court ruling or decision favoring counsel's client and a brief statement of the reasons therefor.

Once Plaintiff's counsel has submitted said brief opposing counsel shall have until Jan. 7, 1999 the right to file an opposing brief generally confined to the outline set forth above.

By the Court
P. Richard Thoms, S.J.

12/9/98 Dist. Button & Devore

Continued on page 44 - A

1995

S30410

Helen G. Hollenbeck
vs
Lawrence R. Hollenbeck, Sr.

continued from page 44
of record
AD 1995 - 944

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Jan 22, 1999 Order filed. And Now, Jan 18, 1999 after conference with counsel, Court has attempted to narrow the focus of the current dispute and notes that counsel have an opportunity to resolve the issue from the Plaintiff's demand that the sum of $8100 would resolve this divorce issue. The Defendant makes a counter-offer and the Court asks counsel on or before Jan 22, 1999 to advise the undersigned whether the matter has been amicably resolve. The Court advises counsel that because of an upcoming vacation, if the matter is not resolved and required further hearing that said hearing would in all likelihood be sometime after March 8, 1999. The Court also notes that in all probabilit y Attorney Gregg may become a material witness if a hearing is necessary and he should be prepared to have other counsel present to represent his client in the event he is called as a witness.

By the Court
P. Richard Thomas, SJ

1/22/99 Dist. By Court

March 18, 1999 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under 3301(c) of teh DivorcE Code Filed (Pltf)

March 18, 1999 Affidavit of Consent filed (Pltf)

Mar 25, 1999 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Defendant, filed.

Mar 25, 1999 Affidavit of Consent of Defendant, filed.

Apr. 8, 1999 Separation and Proeprty Settlement Agreement filed.

Apr. 8, 1999 Upon praecipe of Defendant Attorney To Transmit Record, this case moved to court.

DIVORCE DECREE FILED

April 27, 1999, 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 3301(c) 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 March 2, 1999, 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 eprsonal property shall be made in accordance with paragraphs 11, 12, 13, 14, 15, 17, 18 and 19 of the aforesaid Separation and Property Settlement Agreement dated March 2, 1999.

3. A copy of the Separation and Property Settlement Agreement of the parties, dated March 2, 1999, 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 26 day of April, 1999.

BY THE COURT:
Gordon R. Miller, J.

June 3, 1999 Modification To Separation and Property Settlement Agreement filed.

1995

Brian J. Lindsay

945.

Paid Sheriff, Robert M. Stevens $29.00, Ck. # 9559

LISA M. SCOWDEN

vs.

CHARLOTTE A. ROBINSON

Filed September 8, 1995
@ 10:09 AM

Tax & entry	Pd. 11/13/95	50.50
User's Fee	Pd.	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd.	29.00

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

Order:

And now, this 8th day of September , 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. She shall not go to Plaintiff's residence or place of work. She shall not call or write the 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 September 15, 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,
Gordon R. Miller, J

Sept. 8, 1995 Sheriff's Return filed. SERVED Charlotte A. Robinson personally on September 8, 1995 at 11:02 AM by handing a copy of the Protection From Abuse to her at her residence, 789½ Garden Street, Meadville, Crawford County, PA.
So answers,s

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

Sep 20, 1995 ORDER filed. AND NOW, September 15, 1995 this matter is heard by the Court formally with respect to the Plaintiff's petition for relief under the Protection from Abuse Act.

After hearing, the Court finds that the Plaintiff has not proven the allegations necessary to fall within the act by a preponderance of the evidence and accordingly, the petition is dismissed, with the Plaintiff to pay the costs that have been paid and the County to pay any additional costs.

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

Sep 20, 1995 Faxed Co Control, WMPD, given Lindsay, mailed Dft.
Sep 28, 1995 mailed to Plf w/bill

46

1995

Barrett & Dratler
Sylvia L.Dratler

946.

Angelo Papa

6-25-97 pd Sheriff #11112 33.00

SHERIL D. LIBRIZZI

vs.

LARRY R. LIBRIZZI

Filed September 8, 1995
@ 11:45 AM

Tax & entry	Pd. 6/25/97	50.50
User's Fee	Pd.	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd.	33.00
Pro Co.	Pd. 6/25/97	9.00

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

ORDER:

And now, this 8th day of September , 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 or the childrenin any way. He shall not go to Plaintiffs residence or place or 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 September 18, 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

Sep 8, 1995 SHERIFF'S RETURN, filed. SERVED Larry R. Librizzi personally on September 8, 1995 at 12:45 PM by handing a copy of the Protection from Abuse to him at his residence, Coventry Townhouses, Apt. #6, Venango Avenue, Cambridge Springs, Crawford County, PA.
So answers, Robert M. Stevens, Sheriff

Sep. 18, 1995 ORDER UNDER PROTECTION FROM ABUSE ACT APPROVING CONSENT AGREEMENT OF PARTIES FILED.

AND NOW, this 18th day of September 1995,upon consideration of the Consent Agreement of the parties hereto attached,the following Protection Order is hereby entered:

1. The Consent Agreement as executed by the parties is hereby approved.
2. The parties are hereby directed to comply with the terms and conditions of the Consent Agreement for the period of time specified therein or unless otherwise ordered by this Court. Defendant is cautioned that he shall presume that he is in violation of this Order if he is at that residence. If the parties should reconcile and Plaintiff wishes to have Defendant at that residence or any residence at which she is staying they shall seek a modification of this Order before the Defendant goes to any residence which is the residence of the Plaintiff.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
4. A copy of this Order shall be delivered to the police department in the jurisdiction where the Plaintiff resides and to Crawford County Control.
5. The Defendant and Plaintiff are reminded 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 months,.
6. This Order shall remain in full force and effect through September 1996 by Order of the Court.

By Gordon R. Miller,J.
9-18-95 Faxed Pa.SPD & Co.Control, mailed Papa, given Dratler

In Error July 17, 1996 Affidavit of Consent of Plaintiff filed.

In Error JOct 31, 1996 Affidavit of Consent of Defendant, filed.

Apr 17, 1998 Qualified Domestic Relations Order Defined Benefit Plan For Lord Corporation Salaried Employees' Pension Plan: AND NOW, this 16 day of April, 1998, it appearing to the Court that:

1. The parties hereto are husband and wife and a divorce action is presently pending in this Court at the above number and term with the Cour tretainingjurisdiction over the other claims raised by the parties;

(FOR COMPLETE ORDER SEE PAPER FILED) Anthony J. Vardaro, J.
Apr 4-17-98 Faxed Barrett

1995

Douglas & Joseph
James F. Douglas

947.

JANICE L. STEWART and
JIMMY G. STEWART

vs.

ALLSTATE INSURANCE COMPANIES

Filed September 8, 1995
@ 12:22 PM

Tax & entry paid	50.50
User's Fee paid	5.00

WRIT OF SUMMONS
Issued Sheriff

Sep 28, 1995 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Summons according to law. The defendants alleged address is 301 Brush Creek Rd., Warrendale, PA 15086.

Robert M. stevens, Sheriff, Cr. Co.

SERVED the within Summons on 9-21-95, at 1:00 p.m., upon Allstate Ins. Co. at above by handing to Frances Edmunds, Recp. a true and correct copy thereof and made known to her the contents therein.

48

1995

Louis P. Vitti &
Assoc., P.C.
Louis P. Vitti

948.

CORESTATES BANK, N.A., as Trustee for PENNSYLVANIA HOUSING FINANCE AGENCY Assignee of NORTHWEST MUTUAL SAVINGS ASSOCIATION

vs.

DAVID A. BEAN and SHEILA A. MILLER

Filed September 8, 1995
@ 12:56 PM

Tax & entry paid	50.50
User's fee paid	5.00
Sheriff's Costs:	50.00
Sheriff's Costs	50.00
Pro.Co. pd 3/4/96	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
2 copies Sheriff

Jan 8, 1996 Complaint REinstated.

Jan 11, 1995 Certification of Mailing, filed. I, Louis P. Vitti, do hereby certify that service of the Complaint was accomplished by regular mail and certified mail on the Defendant(s) David A. Bean and Sheila A. Miller at their last known addresses, on Janualry 10,1996 as per the order of court dated December 22, 1995.

Jan 19, 1996 SHERIFF'S RETURN, filed. posted property of the above defendant, at RD#4 Box 21 Titusville, Pa. on January 18, 1996 at 9:38 AM.
Attempted service by certified mail, to the above defendants at RD#4 Box 21 Titusville, Pa. Came back marked moved left no address.....
so answers, Dale A. Collins, Deputy
Robert M. Stevens, Sheriff

Oct. 17, 1995 Sheriff's Return filed. NOT found as to David A. Bean, RD #4, Box 21, Titusville, PA 1635, house was vacant.
Not Found as to Sheila A. Miller, RD #4, Box 221, Titusville, PA 16354, house was vacant.
So Answers, Robert M. Stevens, Sheriff

Dec. 22, 1995 Petition For Alternate Service and Order filed. AND NOW, this 22nd day of December, 1995, it appearing to the Court that the Sheriff has been frustrated in service of process, it is Ordered, Adjudged and Decreed that service of the Complaint and all subsequent documents upon all Defendants be accomplished by posting the property by the Sheriff in order to effect compliance with Rule 400, et seq. and Rule 3129.1, et seq. and certified mail to defendant's last address, return receipt requested.

BY THE COURT,
Gordon R. Miller, J

Dec. 22, 1995 Faxed Vitti

And Now, Mar. 4, 1996 at 3:27 P.M. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff Corestates Bank, N.A. et al, and against the defendants and damages are assessed in Default of an Answer and the same is liquidated at the sum of Twenty-Eight thousand Five hundred Sixty-two and 84/100 Dollars, plus interest.

B-43; M-151;
Entered 3-4-96
Atty.Vitti
Abstract to Atty. Vitti

Debt	$28,562.84
Int. from 4/1/94 - 2/26/96	2,310.72
(Plus $6.9600 per day after 2/26/96	
Late charges ($36.96,plus $9.24 per month from 9/7/95 - 2/26/96; 6 months)	92.40
Attorney 's fee	1,036.12
Escrow Deficit	4 401.20
(See paper filed)	

Judgment
Barbara H.King, Prothonotary

EX 1996 - 12

1995

Swanson, Bevevino,
Gilford & Stewart
Timothy R. Bevevino

949.

CITIBANK (SOUTH DAKOTA) N.A.

vs.

JOAN D. MASON

Filed September 8, 1995
@ 12:59 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00
Pro pd 12/13/95	9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Sep 19, 1995 SHERIFF'S RETURN, filed. SERVED Joan D. Mason personally on September 18, 1995 at 10:05 AM at the Law Library, Crawford County Courthouse, Meadville, PA 16335
So answers, Shawn D. Ashbaugh, Deputy Sheriff
Robert M. stevens, Sheriff

And Now, Dec., 8, 1995, upon praecipe of plaintiff attorney, at 2:03 p.m., with default notice attached, Judgment is hereby entered in favor of plaintiff and against the defendant for want of an answer, damages assessed in the amount of Seven Thousand Eighty Six and 24/100 dollars.
judgment entered
12/8/95
M - 93

DEbt - $7,086.24
(includes int. and atty. fee)
JUDGMENT
Barbara H. King,
Prothonotary

May 6, 1996 Motion for Sanctions filed.

May 6, 1996 Upon Praecipe of plaintiff attorney, the above case placed on next Argument List.

ON JUNE 1996 ARGUMENT LIST

May 28, 1996 Praecipe to Withdraw Motion for Sanctions filed on behalf of Plaintiff filed.

50

1995

Bromall & Simon
Ernest Simon

950.

GENERAL ACCIDENT INSURANCE CO., as Subrogee of CITY OF ERIE POLICE

vs.

ROBISON HALL, JR.

Filed September 8, 1995
@ 1:03 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	34.00

COMPLAINT IN ARBITRATION
1 copy Sheriff

Sep. 25, 1995 Sheriff's Return filed. Defendant Robison Hall,Jr. was Not Found in Crawford County, PA
He currantly is a prisoner at State Correctional Institution in Huntingdon, PA. Inmate # BI-7914.
So answers,

Robert M. Stevens,Sheriff

1995

Barbara J. Walton

951.

EARL CORP

vs.

ULRIKE A. CORP

Filed September 8, 1995
@ 2:43 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
2 counts paid 10/23/95	30.00
state paid 10/23/95	10.00
Pro Co pd 1-9-96	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Sept. 27, 1995 Affidavit of Service filed. And Now, Sept. 25, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section 3301(c) was mailed to the Defendant via Certified Mail, return receipt on Sept. 14, 1995.

2. That the Defendant signed the return card on Sept. 20, 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. R813886453) 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.

Oct. 23, 1995, Amended Complaint in Divorce, adding custody, and equitable distribution, filed.

Jan. 2, 1996 Affidavit of Consent by Plaintiff filed.

Jan. 2, 1995 Affidavit of Consent of Defendant filed.

Jan. 2, 1996 Marriage Settlement Agreement filed.

Jan 4, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Jan 5, 1996 Consent Custody Agreement and Order, filed. AND NOW, January 4, 1996, Consent Custody Order filed.
Jan. 5, 1996 copy to Walton

Jan. 11, 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 willnot 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. "The Defendant's Affidavit of Consent is not dated."

Either party may file a praecipe to refer the matter back to the Court when the record is is such a state that the parties are entitled to a final decree.

BY THE COURT:
Anthony J.Vardaro, J.

1-12-96 Faxed Walton

Jan. 19, 1996, Notice of Intention to Request Divorce Decree and Amended Praecipe to Transmit the Record filed. (resubmitted to the court)

Jan. 19, 1996, Certificate of Mialing of Above notice filed.

Jan 25, 1996 Divorce Order of January 24, 1996 returning the divorce matter back for additional information.
Jan 25, 1996 Walton (backup)

Feb 1, 1996 Amended Praecipe to Transmit the Record, filed.

Feb 8, 1996 Divorce Order of February 7, 1996: This divorce matter has been referred to the Court for review and decree. The Court has reviewed the record and is rteturning 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 beenfiled 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 8, 1996 Faxed Walton

Feb. 26, 1996 Affidavit of Consent to Divorce by Ulrike A.Corp, Defendant, filed.

FEb. 26, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301 (c) of the Divorce Code by Ulrike A.Corp, Defendant, filed.

Feb. 26, 1996 Affidavit of Consent to Divorce by Earl Corp, Plaintiff, filed.

Feb. 26, 1996 Upon Amended Praecipe of Barbara J. Walton,Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Feb. 29, 1996 AND NOW, this 29 day of February, 1996, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECRED that:

The bonds of marriage between Plaintiff, EARL CORP and Defendant, ULRIKE A. CORP, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony.

Marriage Settlement Agreement dated Dec. 29, 1995, shall be incorporated in this Decree.

By the Court:
Anthony J. Vardaro, J.

952.

KIMBERLY MAE EURY

vs.

TODD STEPHEN EURY

Filed September 8, 1995
@ 4:07 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro.Co. 12-28-95	9.00
Pro Co pd 1-25-96	9.00
Pro Co. pd 3/15/96	5.00

COMPLAINT IN DIVORCE
1 copy Pltf.

Dec. 15, 1995 Affidavit of Non-Military Service, filed.

Dec. 15, 1995 Waiver, Acceptance of Service and Entry of Genral Appearance, filed.

Dec. 15, 1995 Affidavit of Consent by Kimberly M.Eury, Plaintiff, filed.

Dec. 15, 1995 Affidavit of Consent by Todd S.Eury, Defendant, filed.

Dec 27, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Jan. 11, 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: Properly completed 3301(c) consents have not been filed of record. Pa. R.C.P. 1920.42. Both Affidavits of Consent were signed before 90 days had expired from the date the complaint was filed.

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 11, 1996 Order mailed Plaintiff.

Jan 22, 1996 Affidavit of Consent of Plaintiff, filed.

Jan 22, 1996 Affidavit of Consent of Defendant, filed.

Jan 22, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Jan 31, 1996 Order of January 31, 1996 returning the record to the Prothonotary, a final decree will not be entered at this time.
Jan 31, 1996 Plf & Dft (backup)

Feb 6, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301 (C) of the Divorce Code, filed.

Feb 6, 1996 Amended Praecipe to Transmit Record, filed.

FINAL DECREE IN DIVORCE FILED

Feb. 9, 1996, Decree in Divorce filed.

AND NOW, this 8 day of Feb. 1996 the court, having reviewed this case, finds that the marriage between the plaintiff and defendant is irretrievably broken and it is DECREED that the plainitff Kimberly M. Eury is diovrced fromthe bonds of matrimony contracted between herself and the defendant Todd S. Eury.

IT IS FURTHER ORDERED athat the court hereby retains jurisdiction of any other claims raised in this action by the parties 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.

Date: 2/8/96

BY THE COURT,
Anthony J. Vardaro, J.

March 15, 1996 Notice of Election to Retake Mainden Name filed. Kimberly M. Eury to be known as Kimberly M. Rummel.

1995

Northwestern Legal Serv.
R. Christopher Brode

953.

9-19-95 Pd Sheriff #9465 24.00

CHERI L. CLICKETT

vs.

JOSEPH ERIC KASTER

Filed September 11, 1995
@ 12:18 PM

Tax & entry	Pd 9-19-95	50.50
User's Fee	Pd 9-19-95	5.00
Sheriff's Costs	Pd	24.00
Pro Co	Pd 9-19-95	5.00

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

Order:

And now, this 11 day of September , 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 within 100 yards of 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 September 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 COURT,
Anthony J. Vardaro, J

Sep 13, 1995 SHERIFF'S RETURN, filed. SERVED Joseph E. Kaster personally on September 12, 1995 at 6:30 PM at his residence, 517 W. Central Ave., Titusville, Crawford County, PA. So answers, W. Clowes, Titusville Police Dept.
Robert M. Stevens, Sheriff

Sep. 20, 1995 ORDER filed. AND NOW, September 18, 1995 at the time set for hearing on this protection from abuse matter, Plaintiff's counsel appears and indicates that she is unable to appear because of medical and/or psychological problems and asks for a continuance. The Defendnt indicates that he would like to get this matter over with but that he would like to also have counsel.

Based on all of this, the Plaintiff's motion is granted and this matter is continued until September 26, 1995 at 3:30 p.m. inCourtroom No. 2 before the undersigned.

Pending that hearing, the temporary order entered on September 11, 1995 shall remain in full force and effect.

A copy of this order shall be sent to the proper police department and to crawford County Control as well as to the Defendant at 517 W.Central Avenue in Titusville, Pennsylvania insofar as he is currently unrepresented.

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

9-20-95 Faxed TV PD & Co. Control, given Brode,mailed Kaster

Sep. 21, 1995 Motion toVacate Protection From Abuse Order and ORDER filed. AND NOW, this 20th day of September, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of September 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 original Police Dept. and to County Control.

Any provisions of the Protection from Abuse Order of September 11,1995 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.

9-21-95 Faxed TV PD, Co. Control, Atty. Brode & mailed Deft.

954

TERRI J. PARKER

vs.

CHRISTOPHER C. PARKER, SR.

Filed September 11, 1995
@ 2:15 PM

Tax & entry	50.50
User's Fee	5.00
Sheriff's Costs	31.00

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

ORDER:

And now, this 11 day of September , 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 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 September 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 THE COURT,
Anthony J. Vardaro, J

Sept 13, 1995 SHERIFF'S RETURN, filed. SERVED Christopher C. Parker, Sr. personally on September 11, 1995 at 3:20 PM at his place of residence, Shady Avenue, Conneaut Lake, Crawford County, PA. So answers,
Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Sept. 21, 1995 Motion to Continue Protection From Abuse Hearing and ORDER filed. AND NOW, this 20 day of September, 1995, upon consideration of he above, the within Motion is granted and hereby rescheduled for Tuesday, September 26, 1995, at 10:15 a.m. The temporary abuse order of Sept. 11, 1995 shall remain in full force and effect until the hearing of Sept. 26, 1995. The Prothonotary shall serve a copy of this appropriate police agency.
BY THE COURT,
Anthony J. Vardaro, J.

Sept. 21, 1995 Order FAXED Atty. Ferguson.

1995

955.

MARIE BOARDLEY

vs.

ROGER L. KERSTETTER

Filed September 11, 1995
@ 2:53 PM

Tax & entry paid	50.25
User's Fee paid	5.00

APPEAL OF DEFENDANT FROM DECISION OF
DISTRICT JUSTICE WAYNE HANSON

Sept. 11, 1995 Rule entered upon the Plaintiff to file a complaint issued.

Sept. 12, 1995 Proof of Servcie filed.

1995

Ann Hansen Gamble

956.

LISA D. PARKER

vs.

JAMES J. PARKER

Filed September 11, 1995
@ 3:58 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co pd 8-6-98	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Sept. 11, 1995 Affidavit Under Section 3301(d) of Plaintiff filed.

Sep. 19, 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 September 13, 1995,she sent a certified copy of the Complaint in Divorce, an Affidavit Under Section 3301 (d) and Counteraffidavit to the defendant by certified mail, return receipt requested to James L. Parker, Main Street, P.O.Box 304, Hydetown, Pennsylvania 16328, the defendant's last known address. The said receipt being attached hereto.
September 18, 1995 Ann Hansen Gamble

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 9/19/95 . 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

April 24, 1998 OBJECTION TO DISMISSAL FILED (ANN HANSEN GAMBLE)

May 4, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Plaintiff, filed.

May 4, 1998 Affidavit of Consent of Plaintiff, filed.

May 27, 1998 WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A DIVORCE DECREE UNDER SECTION 3301(c) OF THE DIVORCE CODE FILED (JAMES J. PARKER) DEFT

May 27, 1998 AFFIDAVIT OF CONSENT FILED (JAMES J. PARKER DEFT)

Aug 6, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 2, 1998 AND NOW, Sept. 1, 1998, it is ordered and decreed that LISA D. PARKER, Plaintiff, and JAMES J. PARKER, 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

957.

CHARLES F. PETERMAN, SR.

vs.

JOANN F. PETERMAN

filed September 11, 1995
@ 3:58 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
1 Add'l Count pd.	15.00
User pd.	5.00
Pro Co pd 12-30-97	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Sep. 18, 1995 Affidavit of Service filed. And Now, September 18, 1995, comes Barbara J.Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section 3301 (c) was mailed to the Defendant via Certified Mail, return receipt on September 14, 1995.

2. That theDefendant signed the return card on September 16,1995 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.Z410908224) 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

Oct. 4, 1995 Petition for Additional Claims of Alimony Pendente Lite, Alimony, Reasonable Counsel Fees, Costs and Expenses filed.

Aug. 14, 1997 Affidavit of Consent of plaintiff filed.

Oct. 23, 1997 Memorandum of Agreement as To Divorce, Equitable Distribution, Alimony, Alimony Pendente Lite, Court Costs, Counsel Fees and Expenses filed.

Dec 16, 1997 Affidavit of Consent of Defendant, filed.

Dec 16, 1997 Waiver of Notice of intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Dec 30, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Jan. 16, 1998 AND NOW, 16 day of January, 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:

The Bonds of marriage between Plaintiff, CHARLES F. PETERMAN, SR. and Defendant, JOANN F. PETERMAN, 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 Oct. 21, 1997, shall be 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.

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:
Anthony J. Vardaro, J.

58

1995

J. Gregory Moore

958.

Sept. 11, 1995 $150.00 deposited by Plaintiff

NANCY JENKIN

vs.

DEBORAH RYHAL

Filed September 11, 1995
@ 3:58 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Willaim Pineo, mediator

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

Order:

You, Deborah Ryhal, have been sued in Court to obtain custody of Marcia Ryhal,.
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) 333-7498

Dated: 9/13/95 Gordon R. Miller, J.

9/14/95 to Moore and Pineo

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 9/14/1995 . 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, LJA1901E 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 mailed by Court Administrator's Office.

Nov 5, 1998 Letter of Nancy Jenkin, filed.

Nov 5, 1998 Letter of Gordon R. Miller filed.

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

Northwestern Legal Serv.
R. Christopher Brode

959.

JENNIFER PARSONS

vs.

JAY STEIGER

Filed September 11, 1995
@

Tax & entry	50.50
User's Fee	5.00
~~Surcharge~~	~~25.00~~
sheriffs costs	39.00

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

Order:

And now, this 11th day of September , 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 home for any reason. 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 September 20, 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

Sept. 14, 1995, Sheriffs return filed. SERVED Jay Steiger, personally, Sept. 13, 1995 at 11:45 a.m. R. D. #5, Box 446, Meadville, Pa. 16335.
So asnwers, Robert M. Stevens, Sher.

Sep. 25, 1995 ORDER filed. AND NOW, September 20,1995 this matter comes before the Court on a petition for relief under the Protection from Abuse Act filed by the Plaintiff.

The Plaintiff appears represented by counsel and the Defendant appears without counsel. He is advised of his right to counsel 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 harass, threaten or stalk the Plaintiff or any minor child named in the petition.
2. TheDefendant shall not go within 100 yards of the Plaintiff's residence nor shallhe go to her place of employment or contact her where she is currently employed or wherever she is employed in the future.

The Defendant is cautioned that he should not go to the Plaintiff's residence even if he isinvited to that residence, insofar as any police agency will presume that he is in violation of this order if he is at the Plaintiff's residence or within 100 yards of the Plaintiff's residence.

In the event the parties wish for the Defendant to be able to go to the Plaintiff's home in the future,they should seek a modification of this order prior to him doing so.

The Defendant may likewise not go within 100 yards of the Plaintiff's minor child, Kayla Parsons, unless there is further order of Court.

3. Pending any further order of court in this proceeding or in a custody proceeding, the Plaintiff will have sole custody of Kayla Parsons and the Defendant may not visit with thechild or take the child into his temporary physical custody.
4. The Defendant may not telephone the Plaintiff but he may contact her by U.S.Mail so long as the contents of the mail is neither threatening,harassing or in any way abusive toward the Plaintiff or the minor child.
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 thePolice Department in the jurisdiction where the Plaintiff resides and to County Control. In addition, a copy shallbe sent by the Prothonotary to the Defendant by regular mail insofar as he is unrepresented. His address is R.D.#5, Box 446,Meadville,PA.
7. 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.
8. The Defendant shall pay costs in this proceeding inthe amount of $103.50 within 30 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 in Meadville,Pennsylvania.
9. This order shall remain in full force and effect through September 19,1996.

BY ORDER OF THE COURT,
9-26-95 FAxed Pa.SPD &Co. Control, given Brode,mailed Deft. w/Bill

Aug. 19, 1996 Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order and ORDER filed. Legal Proceedings have been brought against you alleging that you have wilfully diobeyed an Order of Court under the Protection From Abuse Act.

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 28th day of August, 1996 at 11:30 o'clock A.M. in courtroom No. 2 of the Crawford County Court House, Meadville, Pennsylvania.
Lincoln S. Zilhaver, D.J.

Continued on Page 489

1995

Watts & Pepicelli
Christopher D. Ferry

960.

Brian J.Lindsay

DOROTHY L. YUNIK

vs.

JAY V. YUNIK

Filed September 11, 1995
@ 3:58 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

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Oct. 9, 1995, Acceptance of Servcie filed. I accept service of the complaint in divorce and notice to defend and claim rights on behalf of dft. and certify that I am authorized to do so.
9//18/95 Brian J. Lindsay

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 10/9/95 . 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

961.

L. KATE MILLER

vs.

MICHAEL A. GIONTI

Filed September 12, 1995
@ 11:01 AM

Tax & entry Pd 9-21-95 50.50
User's Fee Pd 9-21-95 5.00
Sheriff's Costs Pd 34.00
Pro co Pd 9-21-95 5cc

9-21-95 Pd Sheriff 34.00
#9472

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

Order:

And now, this 12th day of September , 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 Plaintiff's home or work place.
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 September 21, 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

Sep 13, 1995 SHERIFF'S RETURN, filed. SERVED Michael A. Gionti personally on September 12, 1995 at 3:00 PM at the Sheriff's Office, Crawford County Courthouse, Meadville, PA 16335
So answers, Shawn E. Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Sept 21, 1995 Motion to Vacate Protection from Abuse Order and Order filed: AND NOW, this 20th day of September 1995, upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of September 12, 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 State Police Meadville and to County Control.

Any provisions of the Protection from Abuse Order of 9-12-95 assessing court costs shall remain in full force and effect without change or modification and the party parties against whom costs were assessed shall remain obligated to pay the costs.

BY ORDER OF THE COURT
Gordon R. Miller, J

Sept 21, 1995 Faxed Pa. State Police, County Control, mailed Plaintiff and defendant.

962.

AMY BEATTY

vs.

TONY CASPERSON

Filed September 12, 1995
@ 11:15 AM

Tax & entry Pd 9-22-95 50.50
User's Fee Pd 9-22-95 5.00
~~Surcharge~~ 25.00

9-22-95
Pd Sheriff #9476 34.00

sheriffs costs Pd 34.00
PRO. CO. Pd 9-22-95 9.00

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

ORDER:

And now, this 12th day of September , 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 may not go to Plaintiff's residence at 518 Baldwin St. Meadville. Also pending further order of court Plaintiff shall have sole custody of children with visitation for defendant to be at Plaintiff's discretion
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 September 21, 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

Sept. 15, 1995, Sheriffs Return filed. SERVED Tony Casperson, personally, on Sept. 14, 1995 at 3:06 PM at place of visitation , Humprey's Cleaners, Water St. Meadville, Pa. 16335.
So answers, Dale A. collins, Ch. Dep.
Robert M. Stevens, Sher.

Sep. 25, 1995 ORDER filed. AND NOW,September 21,1995 this matter comes before theCourt on the Plaintiff's petition for relief under the Protection from Abuse Act. Both parties appear without counsel and the Defendant is advised of his right to counsel, and indicates tht he will proceed without counsel. He admits the allegations of the petition, and accordingly, the following 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 may not go to the Plaintiff's residence at 518 Baldwin Street inMeadville or anyother residence that she resides at during the term of this order. The Defendant is cautioned that he should not go to that residence even if he is invited insofar as any police agency will presume that he isin violation of this order if he is at that residence. In the event the parties both wish for the Defendant tobe able to go to the Plaintiff's residence,they should seek a modification of this order prior to him doing so.
3. Pending further order of Court in this proceeding orin any appropriate custody proceeding brought by either party,the Plaintiff shall have physical custody of theminor children, with the Defendant to have such periods of temporaryphysical custody or visitation as may be afforded at the discretion of 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 to the police departments in the jurisidction where the Plaintiff resides and to Country Control. Additionally, a copy shallbe sent by the Prothonotary by regular mail to the Plaintiff at 518 Baldwin Street in Meadville and to the Defendant at 301 Cussewago Road in Meadville.
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. The Defendant will pay costs in this matter to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse no later than 4:30 p.m. on September 22,1995. Those costs are $98.50.
8. This order shall remain in full force and effect through September 20, 1996.

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

9-26-95 Faxed McPD &Co. Control, mailed Pltf & Deft.

Oct. 4, 1995 Notice of Hearing. To: Defendant Tony Clay Casperson. You are hereby ORDERED to appear for hearing on Date: 10-9-95; Time 3:30 p.m., Place Court Room 1 or 2, filed.

October 12, 1995 ORDER filed. AND NOW, October 9, 1995, after a formal hearing, the Court finds it a fact that the Defendant was subject to a valid court order prohibiting him from going to the Plaintiff's residence and specifically advising him that if he went to her residence it would be presumed that he would be in violation of a court order. he did so at about 4:00 in the morning for no lawful reason. Accordingly, he is held in contempt of court and is ordered as follows:

1. The Defendant shall pay all record court costs.
2. The Defendant shall pay a fine of $100.

CONTINUED ON PAGE 505

1995

Barbara J. Walton

963.

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

SANDRA J. SCHROER

vs.

ROBERT W. SCHROER

Filed September 12, 1995
@ 2:07 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 IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Sep. 18, 1995 Affidavit of Service filed. And Now,September 18, 1995,comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section 3301 (c) was mailed to the Defendant via Certified Mail, return receipt on September 14, 1995.

2. That the Defendant signed the return card on September 16, 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.Z410908223) attached hereto as Exhibit "A".

I VERIFY that the statements made in this Affidvit 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

Oct. 6, 1995, Appearance of R. Charles Thomas, of Thomas, Truax, Spadafore, Walker and Keenan, attys. for dft. filed.

Aug 6, 1996 Affidavit of Consent of Plaintiff, filed.

Aug 6, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(C) of the Divorce Code.

Aug. 23, 1996 Affidavit of Consent on behalf of Defendant filed.

Aug. 23, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code filed.

Sept 11, 1996 Marital Agreement, filed.

Sept 11, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Sept. 18, 1996 AND NOW, Sept. 17, 1996, it is hereby ordered and decreed that SANDRA J. SCHROER, Plaintiff, and ROBERT W. SCHROER, Defendant, are divorced from the bonds of matrimony.

The terms of the marital settlement agreement of Aug. 16, 1996, are incorporated but not merged into this 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.

BY THE COURT:
Anthony J. Vardaro, J.

Apr. 2, 1997 Qualified Domestic Relations Order signed by Judge Anthony J. Vardaro filed.

64

1995

Barbara J. Walton

964.

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

DIANA JONES

vs.

LYNN C. MORTON

Filed September 12, 1995
@ 2:07 PM

Tax & entry paid	50.50
User's Fee paid	5.00
John Fuller, mediator	210.00
ProCo.	9.00

COMPLAINT FOR CUSTODY
1 copy atty.

Sep. 18, 1995 Affidavit of Service filed. And Now,September 18, 1995,comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of theComplaint for Custody was mailed to the Defendant via Certified Mail,return receipt on September 14, 1995.
2. That the Defendant signed the return card on September 15, 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. Z410908220) attached hereto as Exhibit "A".

I VERIFY that the statements made in this Affidavit are true and correct. I understand that false statments herein are made subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

Barbara J. Walton,Esquire

Sep. 21, 1995 Appearance of Shafer, Swick, Bailey, Irwin, Stack & Millin by James R.Irwin, Esquire,Attorney for Defendant Lynn C.Morton, filed.

Sep,. 25, 1995 Amended Complaint for Custody, filed.

Sep. 29,1995 Acceptance of Service, filed. I accept service of the Amended Complaint for Custody on behalf of Lynn C. Morton, on this 26 day of September, 1995. James R. Irwin

10/16/95 Mediation-Costs Pd by dft. #150 do

12-5-95 Pd dept med Refund 36.00 #9603

105.00

Oct. 16,1995 Request for Appointment of Child Custody Mediator and ORDER filed. AND NOW, this 16 day of Ocotber, 1995 it is ordered that all parties in the above captioned case and their counsel shall apear for a mediation conference before the Mediator, John Fuller, at a time to be set by the Mediator in the Crawford County Courthouse, with the child Custody Mediator as Required by Rule 1915.26A et.seq. of the Court of the Common Pleas of Crawford County, Pennsylvania.

It is further ordered and decreed that pending final determination by the Court, the children shall not be removed from the jurisdiction of the Court by either party hereunder, under possible punishment for Contempt of Court.

BY THE COURT:
Anthony J. Vardaro, J.

10-17-95 Faxed to Fuller, Irwin & Walton

Dec. 4, 1995 ORDER filed. AND NOW, December 4, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal custody of Haley Irene Jones 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 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 Haley Irene Jones shall be with her mother, subject to the following conditions:

A. The father shall be entitled to visit and take the child into his custody every other weekend from 4:00 o'clock p.m. on Friday to 4:00 o'clock p.m. on Sunday, beginning December 1, 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 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 aforesaid holidays from 1:00 o'clock p.m. until 7:00 o'clock p.m.

C. Beginning with the Summer of 1996, the child shall be in the custody of the father for a period of two (2) separate one (1) week periods. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visits.

D. Transportation of the child on weekends, holidays and Summer visits shall be provided 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. Neither party shall be under the influence of alcohol when the child is in his or her custody, nor smoke in the presence of the child.

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within twenty (20) 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, 1996.

IV. Cost of the mediation conference will be divided as follows" One-half (1/2) -Defendant, Lynn C. Morton and one-half (1/2)-Crawford County. The Prothonotary of Crawford County is hereby directed to refund a portion of the deposit paid in advance by the Defendant, less the cost of the custody order.

Anthony J. Vardaro, J.

12-5-95 FAXED Irwin, Walton & Fuller.

1995

Kathryn M.Karn

965.

Thomas,Spadafore,
Walker & Keenan
~~Gregory A.Keenan~~
withdrawn

JOANN G. LEWIS

vs.

RONALD D. LEWIS

filed September 12, 1995
@ 2:25 PM

Tax & entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's costs	81.00

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

Order:

And now, this 12th day of Sept. , 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.
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 9 - 22 - 95 , 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

Sept. 21, 1995 Sheriff's Return filed. Served Ronald D. Lewis by Deputizing the Sheriff of Erie County. Defendant was served on Sept. 15, 1995 at 2 PM at his place of employment, Lakeview Forge Co., 1725 Pittsburgh Ave., Erie, Pa.
So answers, Robert M. Stevens, Sheriff

Sep. 25, 1995 SHERIFF'S RETURN, filed. DEPUTY STEVE BRANDON, Sheriff or Deputy Sheriff of ERIE County, Pennsylvania, who being duly sworn according to law, says, the within PETITION FOR PROTECTION FROM Abuse was served upon LEWIS, RONALD D the defendant, at 1400.00 HOURS, on the 15th day of September, 1995 at POE: LAKEVIEW FORGE CO 1725 PITTSBURGH AVE, EIRE, PA 16505, EIRE County, Pennsylvania, by handing to RONALD D. LEWIS a true and attested copy of the PETITION FOR PROTECTION FROM together with ABUSE AND COURT ORDER and at the same time directing His attention to the contents thereof.
So answers,
Robert N. Michel, Sheriff
Stephen R. Brandon, Deputy Sheriff

Sep 28, 1995 ORDER filed. AND NOW, September 22, 1995, the parties appeared in open court each with counsel and agreed to a sresolution of this matter. 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, aabuse, harass, threaten, or stalk the Plaintiff.
2. The Defendant shall not go to the Plaintiff's home. He shall not be within 100 yards of her home.
3. Tfhe Defendant shall have the right to go to the Plaintiff's home on one occasion to pick up his wood stove at a time to be agareed upon by the parties. He shall do that during daylight hours.
4. This order may be enforced without 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 county control of Crawford County and to the Pennsylvania State Police at Meadville.
6. This order shall remain in full force and effect for one year unless modified or terminate by further order of court.
7. The Plaintiff shall not entice the Defendant to vilate this order. If the Plaintiff invites the Defendant to go to her home in violation of this order, the Defendant shall resist.
8. In view of these parties limited income and great expense, the Court costs are waived.
9. The Defendant is reminded this is a order of court and violation of this order is punishable by a fine from $100 to $1,000 and up to a six-month jail sentence.
10. The Defendant has the right to drive on Route 98 to and from work or to and from othe legitimate places provided his plassing along Route 98 near the Plaintiff's home is legitimate and not for the purpose of harassing, annoying, or abusing her.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Sept 28,1995 Faxed Karn, Co Control & Pa. SPD, given Keenan

Apr. 10, 1996 Motion to Withdraw Appearance and ORDER filed. AND NOW, this 10 day of April, 1996 upon consideration of Defense counsel's Motion to Withdraw his representation, and upon finding that the gransting of said Motion will not unreasonably delay any stage of the proceeding and that the Defendant has sreceived the requiste notice of the presentation of the Motion to Withdraw, said Motion is hereby granted and Gregory A.Keenan, Esquire, Attorney for the defendant, is hereby granted leave to withdraw his appearance from this case. BY THE COURT:
Anthony j.Vardaro, J.

4-10-96 Faxed Karn & Keenan

1995

pro se

966.

CORA YVONNE CROCKETT

vs.

CHARLES ROBERT CROCKETT

Filed September 12, 1995
@ 2:39 PM

Indigent Filing

COMPLAINT IN DIVORCE
1 copy Plaintiff

Sept. 12, 1995 Petition To proceed In Forma Pauperis In A Divorce Action Pursuant To Pa. R.C.P. 1920.62 and Order filed. AND NOW, September 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. 1920.62 the Plaintiff is granted leave to proceed in forma pauperis at this time.
The Plaintiff is directed to inform the Prothontary'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

1 copy Pltf.

Oct. 26, 1995, Complaint reinstated (atty)

Nov. 33, 1995, Affidavit of Service filed. I, Cora Y. Crockett, being duly sworn according to law, depose and say that I am the atty. of record, and as such say that I served a true and correct copy of the complaint in divorce cert. by Prothonotary of Crawford County Pa. on the above named defendant by cert. mail addressee only ret. rec. req. dated Oct. 27, 1995 the dft. acknowledged service on Oct. 30, 1995 by accepting delivery on that date as evidenced by the attached return receipt.
Cora Yvonne Crockett.

Feb. 9, 1996, Affidavit of Consent of plaintiff filed.

Feb. 9, 1996, Affidavit of Consent of defendant filed.

Mar. 29, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code, Notice of Intention to Requst Etnry of Divorce Decree by Cora Y. Crockett, Plaintiff, and By Charles R.Crockett, Defendant, and Praecipe for Review Under §201(c) of the Divorce Code by Cora Y. Crockett, Plaintiff to transmit record, Case moved to Court.

Apr. 4, 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 Prothontoary. A final decree will not be entered at this time because:
A proper return or proof of service has not been filed. Must be sworn to in front of proper official or must be proper unsworn verification.
Properly completed 3301(c) consents have not been filed of record. Pa.R.C.P. 1920.42. Not proper form.
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.

4-4-96 Dist. to Pltf.

1995

Barbara J. Walton

967.

CHAD KEAS

vs.

SHANNON KEAS

Filed September 12, 1995
@ 3:26 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 4/3/96	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy atty.

Sept. 19, 1995 Affidavit of Service of plaintiff filed.

Jan. 25, 1996 Affidavit of Consent To Divorce of Plaintiff filed.

Mar. 18, 1996 Plaintiff's Inventory filed.

Mar. 19, 1996 Plaintiff's Income and Expense Statement filed.

Mar. 29, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code by Shannon Keas,Defendant, filed.

Mar.29, 1996 Affidavit of Consent to Divorce by Shannon Keas,Defendant, filed.

Mar. 29, 1996 Upon Praecipe of Barbara J. Walton, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

April 4, 1996 AND NOW, this 3 day of April, 1996, 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, CHAD KEAS, and Defendant, SHANNON KEAS, 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 March 29, 1996, shall be 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.

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:
Anthony J. Vardaro, J.

1995

Barbara J. Walton

968.

KAREN E. ROXBERRY

vs.

HARRY J. ROXBERRY, JR.

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

Filed September 12, 1995
@ 3:26 PM

Sheriff	29.00
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

William Pineo, Mediator

Sep. 18, 1995 Motion to Appoint Custody Mediator and NOTICE AND ORDER TO APPEAR filed. YOU, HARRY J. ROXBERRY, JR., have been sued in Court to obtain shared custody of:

Patricia Roxberry
Megan Roxberry
Charlotte Roxberry

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 AN GET LEGAL HELP.

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

BY THE COURT:
Gordon R. Miller, J.

9-15-95 Rec'd from Plff $150.00 mediation

Pro Se Pd 9-20-95
Pro Co pd 10-2-98

Date: 9/15/95
9-20-95 Copy to Atty.Walton, Pineo & Mailed to Deft.

10-5-95 Pd Plff med Refund 141.00 #9503

Sept. 28, 1995, Motion to Refund Mediation Deposit and order filed. ORDER: AND NOW, this court orders that the Prothonotary's office refund to plaintiffs atty. for plff. the amount of $150.00 which is the unused amount of Plaintiff's mediation deposit.

by the court,
Gordon R. Miller, J.

10/5/95 given Walton.

Sept. 28, 1995 Consent Custody Agreement Filed. STIPULATION AND CONSENT filed. TO THE HONORABLE JUDGE OF SAID COURTS:

AND NOW, this 23 day of September, 1995, come the parties and stipulate and certify to this Honorable court that they have each independently deemed necessary and appropriate under the circumstances, respectively, knowingly and voluntarily, stipulate and consent and desire this Court to enter the attached Order as an Order of Court:

1. The parties desire to amicably set forth their respective rights regarding the minor child.

2. The parties acknowledge that they have been given the opportunity to consult with an attorney of their selection, as they have independently deemed necessary and appropriate under the circumstances.

3. The parties understand that either of them may request a hearing, present testimony and evidence and have this Court determine custody, temporary custody and visitation, but specificallywaive the right to a hearing and certify to this Court that they do not desire a hearing.

4. The parties agree that the Crawford County courts shall have jurisdiction of this matter.

5. The parties stipulate and certify to this Court that they signed this Stipulation and desire the court to enter the attached Order as a permanent Order, knowingly, voluntarily, and of their own free will, without any duress or pressure having been brought to bear upon them.

IN WITNESS WHEREOF, the Plaintiff and Defendant with the intent to be legally bounds, have signed this stipulation and consent the date above first written.

WITNESS: Suzanne Gerard — Karen E. Roxberry, Plaintiff
Suzanne Gerard — Harry J. Roxberry, Jr., Defendant

CONSENT CUSTODY ORDER FILED. AND NOW, THIS @& 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:

1. The parties shall have shared legal custody of the minor children, Patricia Roxberry, Megan Roxberry and Charlotte Roxberry. 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 childre. 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 Plaintiff, Karen E. Roxberry. The Defendant, Harry J. Roxberry, Jr. shall have temporary physical custody of the minor children every other Saturday beginning at 1:00 p.m. until Sunday at 1:00 p.m. He shall also have temporary visitation during the week for one or two days, as the children's schedule may permit, beginning after school until 7:00 p.m. Father will notify Mother at least 24 hours in advance as to the day/s he would like to enjoy this visitation period.

3. Holiday visitation shall be shared between the parties so that each enjoys a substantial period of time with the minor children. The Father shall also enjoy an extended visit with the children over the Christmas holiday vacation and the Easter/Spring Break period. He shall notify the Mother at least one week in advance as to when this extended visit would occur.

4. The Father shall enjoy one week uninterrupted period of visitation during each of the months of June and July. He shall provide Mother with notice of this at least 30 days in advance of the visit.

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.

CONTINUED PAGE ~~199~~ 503

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

969.

CHATHERINE KAE McCUSKEER

vs.

CHARLES BRYON McCUSTER

Filed September 12, 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 2-17-98	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Sep. 18, 1995 Affidavit of Service filed. I,Edward J.Hatheway, Esquire, after being duly sworn according to law, do hereby certify that I did on September 13, 1995, send to Charles Byron McCusker by Certified Mail, Receipt No. Z 070 384 547, Return Receipt Requested, a true and correct copy of the Plaintiffs' Divorce Complaint filed at the above--captioned docket number; and that I did receive a duly-executed return dated September 14, 1995.
September 15, 1995 By: Edward J.Hatheway, Esquire

Dec. 28, 1995 Affidavit of Consent of Plaintiff filed.

June 30, 1997 Affidavit of Consent of Defendant, filed.

Feb 17, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Defendant, filed.

Feb 17, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code for Plaintiff, filed.

Feb 17, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

MArch 17, 1998 AND NOW, March 16, 1998, it is ordered and decreed that CATHERINE KAE MCCUSKER, Plaintiff, and CHARLES BYRON MCCUSKER, Defendant, are divorced form the bonds of matrimony.

The Court retains jurisdiction of any claims raised by the parties to this action for which a final Order has not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

1995

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

970.

DEAN ANDREW GRAHAM

vs.

NICOLE M. GRAHAM

Filed September 12, 1995
@ 3:40 PM

Tax & entry paid	50.50
User's Fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro Co. pd 7-19-96	9.00

COMPLAINT IN DIVORCE
1 copy atty.

Oct. 26, 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 12th day of September, 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 19th day of September, 1995 receive a duly executed return receipt dated September 19, 1995.

March 29, 1996 Affidavit of Consent of plaintiff filed.

April 2, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree on behalf of plaintiff filed.

April 2, 1996 Affidavit of Consent of plaintiff filed.

June 18, 1996, Affidavit of Consent of defendant filed.

July 8, 1996, Defendants Counter-Affidavit Under Section 3301(c) and (d) of the divorce code filed.

July 19, 1996 Upon Praecipe of plaintiff attorney for Review under Section 3301(c) and (d) of the Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

July 31, 1996 AND NOW, July 29, 1996, it is hereby ordered and decreed that DEAN ANDREW GRAHAM, Plaintiff, and NICOLE M. GRAHAM, 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
James R. Irwin

971.
Buchanan Ingersoll
Professional Corp.
Denise W. Ford
and
Theodore H. Watts
Gillotti, Capristo & Beck PC
Chris F. Gillotti
for Seth Rosen, minor

Sept. 13, 1995 $150.00
deposited by Plaintiff

12-20-95 Pd Co 4425 $141.00

12-20-95 Refund from Pltf
med fee 29.57

2-12-96 Refund from Deft
Med Fee 188.57

2-12-96 Pd Co $772 218.14

REGINA ROSEN HAZEN

vs.

DEBRA ROSEN

Filed September 13, 1995
@ 9:59 AM

Tax & entry paid 50.50
User's Fee paid 5.00
Kathleen Nelson, mediator
Rule Pd 12-20-95 9.00

COMPLAINT FOR CUSTODY

copies (atty) & (mediator)

Order:
You, Debra Rosen, have been sued in Court to obtain custody of Seth Ian Rosen.
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) 333-7498
Date: 9/13/95

Gordon R. Miller, J.

Sep. 18, 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 that I served a true and correct copy of the Complaint for Custody certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, return receipt requested, dated September 13, 199. The Defendant acknowledged service on September 16, 1995 by accepting delivery on that date as evidenced by the attached signed return receipt.
Sept. 18, 1995 James R.Irwin, Esquire

Sept. 27, 1995 Appearance of Buchanan Ingersoll Professional Corporation By Denise W. Ford, Esq., attorneys for defendant, filed.

Oct. 5, 1995 Crossclaim for Custody filed.

Oct 5, 1995 Appearance of Gillotti, capristo & Beck, P.C. by Chirs F. Gillotti, Esquisre on behalf of Seth Rosen, filed.

Oct. 18, 1995 Amended Cross Claim for Custody to be Titled COUNTERCLAIM for custody filed.

Nov. 22, 1995 APPEARANCE of Theodore H. Watts, co-counsel for defendant, filed.

Nov. 22, 1995, upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

Nov. 28, 1995 TEMPORARY ORDER filed. AND NOW, November 27, 1995, after Mediation and upon the recommendation of the Child Custody Medaitor, it is Ordered and Decreed as follows:
1. Legal custody of the subject minor child, Seth Ian Rosen, shall be shared by the Mother and Step-mother, the parties to this action, with each party 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 party shall have equal input regarding important decisions affecting the child such as education, religious instruction and medical treatment.
2. Primary physical custody of Seth I. Rosen shall be with his Step-mother.
3. The Mother and Step-mother shall attempt to arrange between themselves for Mother's visitations with the child in Florida during the summer and also during the school holidays of Thanksgiving, Christmas and Easter, and at such other times as may be appropriate. In arranging for said visitations, the parties should seek the input of both the child and the child's treating psychologist, Dr. Albert Scott. In the event the parties are unable to agree on a schedule of visitation for Mother, the following schedule shall apply:
a. The child shall be in the custody of the Mother each year from the Wednesday preceding Thanksgiving at 12:00 noon until the Sunday following Thanksgiving at 6:00 p.m.
b. The child shall be in the custody of the Mother each year from December 24th at 6:00 p.m. until December 28th at 6:00 p.m.
c. The child shall be in the custody of the Mother from 6:00 p.m. on the last day of school preceding Easter Day until 6:00 p.m. of the evening preceding the child's return to school.
d. Beginning with the summer of 1996, the Mother shall be entitled to have the child in her custody in Florida for a maximum of three weeks, which weeks shall not be consecutive. Consideration shall be given to the child's plans for summer camp when arranging the Mother's summer visitation.
4. Each party shall be permitted to telephone the child during thoses times he is in the physical custody of the other party. The child shall be permitted to telephone the noncustodial party at all reasonable times which calls shall not be monitored by the custodial party.
5. Transportation of the child on holidays and summer visits shall be shared between the parties with the party receiving custody of the child to provide transportation.
6. Neither party shall use illegal durgs, alcohol or tobacco products at any time when that party has the care and custody of the subject minor child.
7. Neither party shall say or do anything in an attempt to turn the child 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 child toward both parties.
8. Neither party shall expose the child to any person or situation which may be harmful to the child's health, safety or well being.
9. Each party shall inform the other parent immediately of any illness or injury regarding the child and both parties shall furnish the other with a current address and telephone number.
10. The cost of the mediation conference shall be equally divided between the parties.
The deposit paid in advance by the Plaintiff/Mother shall first be applied to her share of the costs and the remainder refunded to her share of the costs and the remainder refunded

Continued on Page 499

1995

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

972.

Lori A. Maurer

LAWRENCE HENTON, JR.

vs.

LISA TURNBULL

Filed Sept. 13, 1995
@

Tax & entry paid $50.50
state paid 5.00

COMPLAINT FOR PARTIAL CUSTODY

1 copy (atty)

Oct. 31, 1995, Complaint Reinstated. (atty)

Nov. 14, 1995 Acceptance of Service filed. I, R. Christopher Brode, Esquire, Attorney for Defendant in the above-captioned matter, hereby accepts service of the reinstated Complaint for Partial Custody, this 2 day of November, 1995.
R. Christopher Brode, Esquire
ATTORNEY FOR DEFENDANT

Aug 15, 1997 Petition For Special Relief, filed.

Aug. 19, 1997 Order filed. AND NOW, August 15, 1997, the Defendant's Petition for Special Relief is denied in all respects, except that the Court will appoint a Mediator when (a) the appropriate deposit is made and (b) the defendant furnishes the Court Administrator with the standard Mediation Order.
BY THE COURT,
Gordon R. Miller, P.J.
8-26-97 Pltf. & Deft

Sept. 24, 1997 Certificate of Completion of Separating parents Seminar by Lisa Turnbull, Defendant, filed.

Sept. 12, 1997 Petition to Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 by Defendant's Attorney filed.

Sept. 15, 1997 Motion for Appointment of Mediator and for Scheduling a Mediation Conference, Order and Notice and Notice and Order to Appear filed. AND NOW, this 12th day of September, 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 Rule L1930. Applications for the seminar may be obtained at the Center for Family Services, Inc. at 996 S. Main Street, Meadville, PA 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 THE 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 Service, Inc.

BY THE COURT,
Gordon R. Miller, J.
9-15-97 FAXED Keenan, Maurer, Pineo

NOTICE AND ORDER TO APPEAR: You, Lawrence Henton, Jr., have been sued in Court for custody, partial custody or visitation of the child(ren):

You are ORDERED to appear in person at such time and place as will be determined by Mediator William Pineo, 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.

(SEE PAPERS FILED)
Date: 9-12-97
BY THE COURT,
Gordon R. Miller, J.
9-15-97 FAXED Keenan, Maurer, Pineo

Sept. 12, 1997 Petition to Proceed In Forma Pauperis Pursuant to Pa.R.C.P. 240 by Defendant filed.

October 30, 1997 TEMPORARY ORDER FILED. Order: AND NOW, this 29th day of October 1997, 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, Damon M. Henton.

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 eitehr party any and all confidential information which they may have regarding the subject minor child.

3a. The father shall have primary physical custody of the subject minor child. The mother shall have temporary physical custody and visitation every weekend, except for the last full weekend of each month from Friday at 6P.M. through Sunday at 6 P.M. A full weekend is defined as one in which Friday and Saturday occur within the same week. In addition, the mother shall have visitation and temporary physical custody each Summer from June 15th at 6P.M. through August 15th at 6P.M. During this period, the father shall visitation and temporary physical custody on alternate weekends beginning with the first Friday after the mother shall have begun her Summer visitation period, from Friday at 6 P.M. throught Sunday at 6P.M.

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

CONTINUED ON PAGE 72A

LAWRENCE HENTON, JR.
vs
Lisa Turnbull

CONTINUED FROM PAGE 72
ON RECORD OF
A. D. 1995 - 972

****

4. Holiday visitations shall be arranged as follows:

a. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at Noon and ending on Christmas day at 1 P.M., and the second beginning on Christmas Day at 1P.M. and ending on December 26th at 6P.M. For 1997, the mother shall have the first period, and the father, the second and the parties shall thereafter alternate.

b. In even numbered years, the father shall have the child for trick-or-treat night in his Township between the hours of 5P.M. and 8P.M. and the mother shall have care of the child on the child's birghday from 5P.M. until 8P.M. and in even numbered years, the situation shall reverse.

c. The other holidays to be observed are New Year's Day, Easter, Memorial Day, Independence Day, Labor Day and Thanksgiving. Holiday visitations shall be between the hours of 9A.M. and 6P.M., except for Independence Day, when the visitation shall be extedned to 11 P.M. so that the child may watch the fireworks. In even numbered years, the mother shall have custody of the child for New Year's Day, Memorial Day, and Labor Day, and the father for Easter, Independence Day and Thanksgiving. In odd numbered years they shall reverse.

d. The child shall spend Father's Day with his father from 9A.M. to 6 P.M., and Mother's Day with his mother during the same hours.

e. The provisions of this paragraph shall take precedence over the ohter provisions of this Order relating to the custodial or visitation periods.

5. Should it be necessary for either party to cnacel 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 fro 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 exerice 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 Pa.

7. Each party shall teach said child to give to the other party that love and respect which is due a parent from the 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 the same room as the child, 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 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 shall be 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.

13. 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

Nov. 5, 1997 FAXED Atty: Pineo, Keenan & Maurer

Nov. 13, 1997 Motion To Amend Temporary Order and Order filed. AND NOW,this 17th day of November, 1997, upon consideration of the foregoing Motion, IT IS HEREBY ORDERED AND DECREED that Paragraph 12 of the Temporary Order shall be amended as follows:

12. No deposit was made in connectionwith this Mediation. The father therefore shall pay his share of costs to the Prothonotary of Crawford County within thirty (30) days of this date.

BY THE COURT,
Gordon R. Miller, J

11-14-97 Faxed Maurer & Keenan

July 13, 1999 Petition To Modify Custody and Order filed.

You, Lawrence Henton,Jr. , have been sued in Court to obtain Custody of the child(ren): Damon M. Henton.

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.

BY THE COURT,
Anthony J. Vardaro, J

Date: 7/12/99

7/13/99 Faxed Keenan & DeVore

July 13, 1999 Petition to Proceed Informa Pauperis and Order filed. AND NOW,July 7, 1999 upon consideration of the petition filed by the defendant in this action, and supported by an affidavit attached thereto, all being pursuant to Pa.R.C.P. 240, the Defendant is granted leave to proceed in forma pauperis at this time.

The Defendant is directed to finrom 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: Anthony J. Vardaro, J

CONT.

1995

AS OF AUGUST 7, 2000 ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER.

1995

Klett Lieber Rooney
& Schorling
Robert P. Simons
Many Emamzadeh

973.

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

TELMARK, INC.

vs.

DON CARLTON TYLER

Filed Sept. 13, 1995
@ 9:29 a.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	50.00

COMPLAINT IN REPLEVIN

1 copy (atty)

Sept. 13, 1995, Certificate of Service filed. I hereby certify that a true and correct copy of the Complaint in Replevin, Motion for Writ of Seizure and the Motion to Set Hearing Date on Motion for Writ of Seizure was caused to be served on the parties listed below by deposit in the US mail for overnight delivery, postage prepaid, on the 8th day of sept. 1995: Don Carlton Tyler R. D. #1, Conneautville, Pa. 16406.

Many Emamzadeh, Esq.

Sept. 14, 1995, Motion to Set Hearing Date on Motion for Writ of Seizure and Order filed. ORDER: AND NOW, this 14 dayof Sept. 1995, upon consideration of the plaintiff's Motion to Set Hearing Date on Motion for Writ of Seizure and good cause appearing therefor, it is ORDERED AND DECREED that hearing on the Motion for Writ of Seizure shall be held at 1:00 p.m. on Sept. 21, 1995 at C. R. No. 1 or 2, Crawford County Courthouse, Meadville, Pa. 16335.

by the court,
gordon R. Miller, P.J.

9/14/95 faxed to Simons

Sept. 13, 1995, Notice of Hearing for Seizure of Property filed.

Sept. 13, 1995, Motion for Writ of SeiZure filed.
ORDER:

Sep. 19, 1995 Sheriff's Return filed. Served Don Carlton Tyler on September 18, 1995 at 11:00 AM by serving his son in charge of the residence, Doug Tyler, at R.D.#1, Conneautville, Crawford County, PA.

So answers,

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

Oct. 4, 1995 Motion for continuance and Order filed. ORDER. AND NOW,this matter is continued generally to be reset for hearing on the motion of either party.

Dated: 10/3/95

BY THE COURT
Anthony J.Vardaro, J.

10-4-95 Faxed Robert P.Simons & Lindsay

Oct. 27, 1995 Motion to Withdraw Appearance and ORDER filed. AND NOW, this 27th day of October, 1995, upon presentation and consideration of the within Motion Defendant's counsel, Brian J. Lindsay Esquire, is hereby authorized to withdraw his appearance on behalf of the Defendant in the above captioned case.

BY THE COURT
Gordon R.Miller, J.

10-27-95 Faxed to Attys. Simons & Lindsay

pro se

974.

GAIL LYNN PRICE

vs.

MICHAEL PAUL PRICE

Filed Sept. 14, 1995
@ 9:20 a.m.

Indigent filing
Kathleen Nelson, mediator
sheriffs costs 33.00

CUSTODY COMPLAINT

1 copy (plff)
1 copy (sheriff)
1 copy(mediator)

Order:

You, Michael Paul Price , have been sued in Court to obtain custody of Cody, Amanda & Zachery Price.
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) 333-7498

Date: 9/13/95 Gordon R. Miller, J.

Sept. 14, Petition for IFP filed.

AND NOW, Sept. 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 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.

AND NOW, this 13th day of Sept. , 19 95 , 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/defendant 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 plaintiff/defendant.

3. The plaintiff/defendant is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the plaintiff/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 plaintiff/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.

Sept. 15, 1995, Sheriffs Return filed. SERVED michael Paul Price, by deputizing Venango County sheriff. Served Sept. 14, 1995 per phone call from Mellisa in Venango County sheriff's office.
So answers, Robert M. Stevens, Sher.

Sept. 19, 1995 Affidavit of Service filed. Before me the undersigned authority, personally appeared Mark R. Dehner - Deputy Sheriff who being duly sworn according to law, deposes and says that on the 14th day of Sept., 1995 at 11:00 A.M. he served the within Order-Custody Complaint Verification-Notice and Order to Appear-Order upon defendant Michael Paul Price at defendant's place of employment located at Latrobe Steel, Rt. 8, Franklin, PA 16323 and by making known the contents thereof to Michael P. Price, In Person and handing to and leaving with him the certifeid copy of the said Writ received from Sheriff of Crawford Co.

Mark R. Dehner, Deputy Sheriff
Gene Price, Sheriff of Venango Co.

I hereby deputize the Sheriff of Venango County, PA. to serve the within Custody Complaint.
So answers, Robert M. Stevens, Sheriff, Crawford Co.

Record Continued on Page 74 (A)

S30410

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 9/19/1995 . 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, LJA1901E 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 mailed by Court Administrator's Office.

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

Paul T. Grater

975.

JEFFREY HUBERT AND BEVERLY A. HUBERT, HUSBAND AND WIFE

vs.

DOUGLAS E. ARTMAN

Filed Sept. 14, 1995
@ 1:29 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	34.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Sep. 21,1995 Sheriff's Return filed. SERVED Douglas E.Artman, personally, on September 20, 1995 at 8:00 AM, at the Crawford County Jail, Meadville, PA

So answers, Robert J. O'Shea, Deputy
Robert M. Stevens,Sheriff

Dec. 9, 1996 complaint in Civil Action filed.

1995

Stephen H. Hutzelman

976.

FNB CONSUMER DISCOUNT COMPANY

vs.

ARNOLD E. JOHNSON AND LINDA L. JOHNSON

Filed Sept. 14, 1995
@ 1:29 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	41.00
Pro Pd 10/25/95	9.00

COMPLAINT IN CIVIL ACTION

2 copies (sheriff)

Sep 21, 1995 SHERIFF'S RETURN, filed. SERVED Arnold E. Johnson, personally, on September 19, 1995 at 11:46 AM, a the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA.

SERVED Linda L. Johnson, September 19,1995 at 11:47 AM, by handing to Arnold E. Johnson, Authorized Agent, Signed Acceptance of Service Attached.

So answers, Carole L. Stefanucci, Deputy
Robert M. Stevens, Sheriff

And Now, Oct. 25, 1995, at 11:55 a.m., upon praecipe of plaintiff attorney with default notice attached, Judgment is hereby entered in favor of plaintiff and agaisnt the defendant for want of an answer, in the sum of Thirty One Thousand Three Hundred forty Seven and 91/100 Dollars plus costs of record.

Judgment entered
10/25/95
J- 208, 225

Debt - $31,347.91
Int. from Sept 1995 incl - 130.07
Atty. fees included in debt-5,202.97
JUDGMENT
Barbara H. King,
Prothonotary

Oct. 30, 1995, notice of entry of judgm mailed dfts.

EX 1996-6

1995

Robert J. Fall 977.	MELLON BANK, N.A. vs. GERALD L. ENNIS AND JUDY A. ENNIS Filed Sept. 14, 1995 @ 1:29 p.m. Tax & entry paid $50.50 state paid 5.00 Sheriff's Costs: 41.00	COMPLAINT IN CIVIL ACTION 2 copies (sheriff)

Oct. 10, 1995 Sheriff's Return Filed. SERVED Gerald L. Ennis personnally on October 6, 1995 at 3:45 PM at Sheriff's Office, Crawford County Courthouse, Meadville, PA SERVED Judy A. Ennis on October 6, 1995 by serving Authorized Agent, Gerald Ennis at Sheriff's Office, Crawford County, Meadville, PA. Sign Accepttance of service attached.
So answers,
Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

1995

William J. Gregg

978.

~~Nick A. Turco, Jr.~~
withdrawn

NYE'S MARINA SERVICE, INC.

vs.

ALEX J. DeGIDIO

Filed Sept. 14, 1995
@ 1:29 p.m.

Tax & entry paid	$50.25
state paid	5.00
Pro Co pd 1-15-96	15.00
Pro Co Pd 9/24/96	9.00
Pro Co pd 4-16-97	5.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT JUSTICE HUBERT E. VOGAN, 30-3-02

Sept. 14, 1995, Rule entered upon the plaintiff to file complaint issued.

Sep. 20, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Sept 29, 1995 Complaint filed.

Oct. 23, 1995, Answer to Complaint and New Matter filed
3 copies (atty)

Nov 13, 1995 Reply to New Matter, filed.

Jan 12, 1996 Upon praecipe of plaintiff attorney to appoint Arbitrators, the following Arbitrators have been appointed.
Jeffrey Millin, Chr.
John Petruso
Mark Stevens

Jan 29, 1996 Arbitrators Take Qualifying Oath.

Apr 4, 1996 Decision of Arabitrators: And now, the day of , 19 , 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 Plaintiff in amount of $599.58 plus service charge of $40.50 plus costs of 71.50 for a total of $711.58. Jeffrey Millin, Chr.
John D. Petruso
Mark Stevens

Apr 4, 1996 Faxed Gregg & Nick Turco

Apr 8, 1996 Petition to Withdraw as Counsel and Order: Now, the 4 day of April, 1996, after consideration of the foregoing Petition, it is hereby ORDERED, ADJUDGED and DECREED that the Petition is granted and the Petitioner, Nick A. Turco, Jr., Esquire, is granted leave to withdraw as counsel of record for the Defendant in the above captioned matter.
Anthony J. Vardaro, J.

Apr 8, 1996 Faxed Turco & Gregg

Sept. 18, 1996 Praecipe to Enter Final Judgment filed.

EX 1996-50

April 3, 1997, upon praecipe of plaintiff attorney, judgment in the above captioned case is satisfied of record.

1995

Barbara J. Walton

979.

$150.00 mediation fee paid by plff.

DEBRA H. GAUNT

vs.

OSCAR T. GAUNT, SR.

Filed Sept. 14, 1995
@ 2:42 p.m.

Tax & entry paid $50.50
state paid 5.00
John Spataro, mediator

Sheriff's Costs 48.00

COMPLAINT FOR CUSTODY

copies (atty)
(mediator)

Order:

You, Oscar T. Gaunt, Sr. , have been sued in Court to obtain custody of Shannon Fawn Gaunt and Oscar T. Gaunt, Jr. 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) 333-7498

Date: 9/13/95 Gordon R. Miller, J.

Sep. 20, 1995 Affidavit of Service filed. And Now, September 20, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of theComplaint for Custody with a Motion to Appoint a Mediator to the Defendant via Certified Mail, return receipt on September 14, 1995.
2. That the Defendant signed the return card on September 18, 1995, and in accordance with Pa. R.C.P.412,service of the Complaint was made as is evidenced by the United States Posal Service Return Receipt (Certified No. Z410908218) attached hereto as Exhibit "A".

I VERIFY that thestatements 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

Sep 22, 1995 Petion For Special Relief and Order, filed. AND NOW, this 22 day of September, 1995, upon consideration of the enclosed Petition for Special Relief, it is hereby ORDERED, ADJUDGED AND DECREED that primary physical custody of the parties minor children shall be with the Mother until such time as the mediation conference is held. Since the Defendant has not notified Plaintiff this Motions would be presented in Motion Court he may move to recind this Order at anytime prior to Mediation.

By the Court:
Anthony J. Vardaro, J.

Dated: 9-22-95
Sept 22, 1995 Walton (Faxed)
Oct 2, 1995 Faxed Spataro, mailed Dft.

Oct. 4, 1995 Sheriff's Return filed. Served Oscar T. Gaunt, Sr. onOctober 2, 1995 at 11:20 A.M. at his place of residence, Springboro, Crawford County,PA.

So answers,

Shawn E.Ashbaugh,Deputy Sheriff
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 10/4/1995 . 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, LJA1901E 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 October 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 mailed by Court Administrator's office.

RECORD CONTINUED ON PAGE 476.....

80

1995

Pepicelli, Youngs,
and Youngs, PC
Christopher J. Youngs

980.

FIRST NATIONAL BANK
OF PENNSYLVANIA

vs.

LAWRENCE M. MICKLE AND
MARLENE M. MICKLE

Filed Sept. 14, 1995
@ 4:02 p.m.

Tax & entry paid $50.50
state paid 5.00
Sheriff's Costs 44.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (atty)

Sep 21, 1995 SHERIFF'S RETURN, filed. SERVED Marlene M. Mickle, September 20, 1995 at 8:33 AM, by handing to her husband, Lawrence Mickle, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA, signed acceptance of service attched.

SERVED Lawrence M. Mickle, personally, on September 20, 1995 at 8:34 AM, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA.

So answers, Diane Brittain, Deputy
Robert M. Stevens, Sheriff

1995

981.

R. Christopher Brode

KEVIN M. HAMILTON

vs.

CHRIS MORGAN

Filed Sept. 14, 1995
@ 4:02 p.m.

Indigent filing

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT JUSTICE WILLIAM CHISHOLM

Sept. 14, 1995, Rule entered upon the plaintiff to file Complaint issued.

Sept. 14, 1995, Praecipe to Proceed In Forma Pauperis and Affidavit to Proceed in Forma Pauperis filed.

Sep. 18, 1995 Proof of Service of Notice of Appeal and Rule to File complaint, filed.

And Now, Oct. 10, 1995 at 1:12 p.m. upon praecipe of dft. attorney, Judgment of non pros is hereby entered in favor of defendant and against the plaintiff for failure to serve a complaint within 20 days after being ruled so to do.

JUDGMENT OF NON PROS
Barbara H. King,
Prothonotary

Judgment entered - 0/10/95

H - 214

1995

Watts and Pepicelli
Alan L. Pepicelli

982.

WILLIAM C. ALBAUGH AND
CHERYL B. ALBAUGH, HIS WIFE

vs.

DARYL LEE KISER AND
ANTHONY PEREZ, JR.

Filed Sept. 14, 1995
@ 4:03 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs	50.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Sep 21, 1995 SHERIFF'S RETURN, filed. SERVED Daryl Lee Kiser, September 19, 1995 at 2:10 PM, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA, by handing to Harriet Kiser, wife, signed acceptance of service attached.
SERVED Anbthony Perez, Jr., September 21, 1995 at 10:58 AM, by handing to his Attorney Bill Peters, 311 Walnut Street, Meadville, PA, signed acceptance of service attached.
So answers, Shawn E. Ashbaugh, Deputy
Diane Brittain, Deputy
Robert M. Stevens, Sheriff

Sept. 19, 1997 Complaint in Civil Action filed.

Sept. 23, 1997 Notice of Service filed. Alan L. Pepicelli, Esquire, hereby certifies that a certified copy of the Complaint in Civil Action was served upon Defendant, Daryl Lee Kiser, via regular U.S. mail sent to him at 1680 Conneaut Lake Road, Lot #2, Meadville, PA 16335 and upon Defendant, Anthony Perez, Jr.., via regular mail sent to his counsel, William F. Peters, Esquire, at 311 Walnut Street, Meadville, PA 16335, on September 23, 1997.
Reapectfully submitted,
Watts and Pepicelli PC
By Alan L Pepicelli, Attorney for Plaintiffs

1995

983.

KEVIN M. HAMILTON

vs.

JEFFREY B. LOGEMAN

Filed Sept. 14, 1995
@ 4:03 p.m.

Indigent filing

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT JUSTICE WILLIAM CHISHOLM

Sept. 14, 1995, Rule entered upon plaintiff to file complaint issued.

Sept. 15, 1995 Order filed. AND NOW, September 15, 1995 after receipt and review of petitions to proceed informa pauperis filed by the three defendants in these cases. They all three appear to be college students. They appear to have some income from which they could pay court costs. It does not appear, from their affidavits, that they have any significant debts.

Nonetheless we say permit them to file the appeal informa pauperis in order to perfect the appeal. In the event that they are successful then clearly the court costs would be assessed to the plaintiff. If it turns out that they are not successful then they shal be liable for court costs including the costs of filing. Accordingly it is ordered as follwos:

1. Each defendant is permitted to proceed informa pauperis for the purpose of perfecting and filing the appeal.

2. Beyond that the defendants are not granted leave to proceed informa pauperis. In the event of an adverse judgment against them in this case they shall be required to pay all record court costs.

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

Sept. 15, 1995 Copy of Order mailed Jeffrey Logeman.

Sep. 22, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

And Now, Oct. 11, 1995 at 1:13 P.M. upon praecipe of Defendant, judgment of Non Pros is hereby entered against the plaintiff for failure to file complaint,.
H-2141;

Judgment of Non Pros
Barbara H. King,Pro.

1995

984.

KEVIN M.HAMILTON

vs.

JAMES C. MANZELLA

Filed Sept. 14, 1995
@ 4:03 p.m.

Indigent filing

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT JUSTICE WILLIAM CHISHOLM

Sept. 14, 1995, Rule entered upon plaintiff to file complaint issued.

Sept. 15, 1995 ORDER filed. AND NOW, Sept. 15, 1995 after receipt and review of petitions to proceed informa pauperis filed by the three defendants in these three cases. They all three appear to be college students. They appear to have some income from which they could pay court costs. It does not appear, from their affidavits, that they have any significant debts.

Nonetheless we say permit them to file the appeal informa pauperis in order to perfect the appeal. In the event that they are successful then clearly the court costs would be assessed to the plaintiff. If it turns out that they are not successful then they shall be liable for court costs including the costs of filing. Accordingly it is ordered as follows:

1. Each defendant is permitted to proceed informa pauperis for the purpose of perfecting and filing the appeal.

2. Beyond that the defendants are not granted leave to proceed informa pauperis. In the event of an adverse judgment against them in this case they shall be required to pay all record court costs.

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

Sept. 15, 1995 Copy of Order mailed James C. Manzella.

Sept. 22, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

And Now, Oct. 11, 1995 at 1:13 P.M. upon praecipe of Defendant, judgment of Non Pros is hereby entered against the plaintiff for failure to file complaint.

H-214

Judgment of Non Pros
Barbara H. King,Pro.

1995

985.

KEVIN M.HAMILTON

vs.

AARON M. RATH

Filed Sept. 14, 1995
@ 4:03 p.m.

Indigent filing

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT JUSTICE WILLIAM CHISHOLM

Sept.14, 1995, Rule entered upon plaintiff to file complaint issued.

Sept. 15, 1995 ORDER filed. AND NOW, Sept. 15, 1995 after receipt and review of petitions to proceed informa pauperis filed by the three defendants in these three cases. They all three appear to be college students. They appear to have some income from which they could pay court costs. It does not appear, from their affidavits, that they have any significant debts.

Nonetheless we say permit them to file the appeal informa pauperis in order to perfect the appeal. In the event that they are successful then clearly the court costs would be assessed to the plaintiff. If it turns out that they are not successful then they shall be liable for court costs including the costs of filing. Accordingly it is ordered as follows:

1. Each defendant is permitted to proceed informa pauperis for the puspose of perfecting and filing the appeal.

2. Beyond that the defendants are not granted leave to proceed informa pauperis. In the event of an adverse judgment against them in this case they shall be required to pay all record court costs.

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

Sept. 15, 1995 Copy of Order to Aaron Rath.

Sep 22, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

And Now, Oct. 11, 1995 at 1:13 P.M. upon praecipe of Defendant, judgment of Non Pros is hereby entered against the plaintiff for failure to file complaint.
H-214;

Judgment of Non Pros
Barbara H. King,Pro,.

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Victor J. Kinnunen

986.

DOROTHY S. GATES

vs.

MRS. JAMES THOMPSON,
MARIE ELIZABETH CARLSON
a/k/a ELIZABETH CARLSON
a/k/a MARIE E. LINDBLAD
a/k/a MARIE ELIZABETH LINDBLAD
a/k/a ELIZABETH LINDBLAD,
THEIR HEIRS, EXECUTORS,
ADMINISTRATORS, AND ASSIGNS

COMPLAINT IN ACTION TO QUIET TITLE

Filed Sept. 15, 1995
@ 11:53 a.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Costs:	372.39
Pro Co. pd 12/5/95	9.00

Sept. 18, 1995 Motion for Publication and ORDER FOR PUBLICATION filed. AND NOW, to wit, Sept. 15, 1995, upon consideration of the foregoing motion, it appearing that the identity and/or whereabouts of the Defendants, Mrs. James Thompson, Marie Elizabeth Carlson a/k/a Elizabeth Carlson a/k/a Marie E. Lindblad a/k/a Marie Elizabeth Lindblad a/k/a Elizabeth Lindblad, their heirs, executors, administrators, and assigns, is unknown, it is therefore ordered that the Sheriff of Crawford Co. make service upon the Defendants, Mrs. James Thompson, Marie Elizabeth Carlson a/k/a Elizabeth Carlson a/k/a Marie E. Lindblad a/k/a Marie Elizabeth Lindblad a/k/a Elizabeth Lindblad, their heirs, executors, administrators, and assigns, by publication in The Titusville Herald and in the Crawford Co. Legal Journal, one time, the aforesaid legal publication to contain the following notice:

NOTICE

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE 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.

FULLER, KINNUNEN, PETRUSO,
GAMBLE & FABIAN

By:_____
Victor J. Kinnunen
116A W. Spring St.
PO Box 305
Titusville, PA 16354
(814)827-1891

Court Administrator
Crawford County Court House
Meadville, PA 16335
Telephone (814) 724-1151
Ext. 298

Gordon R. Miller, Judge

Sept. 21, 1995 Copy of Order mailed Atty. Kinnunen.

Oct. 23. 1995 Sheriff's Return filed. Published the within Action to Quiet Title once only on October 4, 1995 in the Titusville Herald, Titusville, PA and the Crawford County Legal Journal. Proof of publications attached.
So Answers, Rober M. Stevens, Sheriff

Oct. 30, 1995 Affidavit, Motion for Judgment and Order filed.

AFFIDAVIT: Dorothy S. Gates, being duly sworn according to law, deposes and says that she is Plaintiff in this action, and that a Complaint in Action to Quiet Title, endorsed with the required notice to plead was served on Defendants, Mrs. James Thompson, Marie Elizabeth Carlson a/k/a Elizabeth Carlson a/k/a Marie E. Lindblad a/k/a Marie Elizabeth Lindblad a/k/a Elizabeth Lindblad, thier heirs, executors, administrators, and assigns, by publication once in the Titusville Herald and in the Crawford County Legal Journal; and that Defendants, have not filed an answer thereto although the time in which to do so has expired.
Dorothy S. Gates

ORDER FILED: AND NOW, October 27, 1995, it is decreed that Defendants, Mrs. James Thompson, Marie Elizabeth Carlson a/k/a Elizabeth Carlson a/k/a Marie Elizabeth Lindblad a/k/a Elizabeth Lindblad, their heirs, executors, administrators, and assigns, be, and they are forever barred from asserting any right, lien, title, or interest, in the premises hereinafter described, or in any portion thereof, which is inconsistent with the interest or claim of Plaintiff as set forth in her Complaint:
ALL bearings in this description are based on 1990 property survey for the Titusville Hospital (true meridian).

Beginning at a 3/4" rebar set in the north line of Fletcher Street (40 foot right-of-way), located North eighty-seven degrees fifty-one minutes twenty seconds West (N 87° 51' 20" W) one hundred twelve (112) feet from the west line of North First Street (40 foot right-of-way); thence North eighty-seven degrees fifty-one minutes twenty second West (N 87° 51' 20" W) sixty-eight and zero one-hundredths (68.00) feet to a 3/4" rebar sset in the north line of Fletcher Street; thence North two degrees five minutes fifty second East (N 02° 05' 50" E) along land of J. Pearsal, a distance of one hundred seventy-eight and fifty-seven one-hundredths (178.57) feet to a 3/4" rebar set in the south line of Abbott Street (40°foot right-of-way); thence South eighty-seven degrees fifty-seven minutes zero seconds East (S 87° 57' 00" E) along the south line of Abbott Stree a distance of sixty and zero one-hundredths (60.00) feet to a 3/4" rebar set in the south line of Abbott Street;thence South zero degrees five minutes fifty seconds West (S 00° 05' 50" W), along land of B. Ritchie, a distance of eighty-nine and thirty-three one-hundredths (89.33) feet to a 3/4" rebar set; thence South eighty-seven degrees fifty-four minutes ten seconds East (S 87° 54' 10" E) along land of B. Ritchie, a distance of eight and zero on-hundredths (8.00) feet to a 3/4" rebar set; thence South two degrees five minutes fifty seconds West (S 02° 05' 50"), along land of J. Urbanski, a distance of eighty-nine and thirty-four one-hundredths (89.34) feet to the beginning.

AND IT IS FURTHER DECREED that Defendants, Mrs. James Thompson, Marie Elizabeth Carlson a/k/a Elizabeth Carlson a/k/a Marie E. Lindblad a/k/a/ Marie Elizabeth Lindblad a/k/a Elizabeth Lindblad, their heirs, executors, administrators, and assigns, be, and they are hereby forever barred from impeaching, denying, or in any way attacking Plaintiff's title, from issuing or maintaining any action attacking the same, and from encumbering, mortgaging, or conveying the same or any part thereof;

PROVIDED, HOWEVER, that this Decree shall become final only if Defendants, Mrs. James Thompson, Marie elizabeth Carlson a/k/a Elizabeth Carlson a/k/a Marie E. Lindblad a/k/a Marie Elizabeth Lindblad a/k/a Elizabeth Lindblad, their heirs, executors, administrators, and assigns, fail to take such action as is hereinafter directed within thirty (30) days from the date hereof;

AND, IT IS FURTHER ORDERED AND DECREED that if no Petition to open this judgment or

CONTINUED ON PAGE 509

1995

Robert M. McNair 987.	LEO A. KETTUNEN vs. LINDA M. KETTUNEN Filed Sept. 15, 1995 @ 11:56 a.m. Tax & entry paid $10.50 state paid 5.00 Pro Pd 9/15/95 5.00	CERTIFIED COPY OF DIVORCE DECREE, VISITATION ORDER CERTIFIED FROM THE COURT OF COMMON PLEAS OF ASHTABULA COUNTY, OHIO (Case # 94DR515) (see paper filed for contents of above decree) Sept. 15,1995, NOTICE OF ELECTION TO RETAKE MAIDEN NAME FILED. TO BE KNOWN AS: Linda M. Fries

1995

Barrett & Dratler
Bruce A. Barrett

988.

SCOTT E. PETERSON

vs.

ROBIN A. PETERSON

Filed Sept. 15,1995
@ 1:09 p.m.

Tax & entry paid	$50.50
user fee paid	10.00
state paid	5.00
adm. fee paid	45.00
Pro.Co. pd 2/27/96	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sep. 21,1995 Affidavit of Service filed. I, Bruce A. Barrett, Esquire, being duly sworn, deposes and says that the following facts in support of his Affidvit 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 action.

2. A copy of the Complaint for Divorce and Custody was sent by certified mail to the Defendant, Robin A. Peterson.

3. The certified mail was sent on September 15, 1995 to 235 Walker Drive, Meadville,PA 16335. The Sender's Receipt is attached hereto.

4. The Defendant received said certified mail on or about September 19,1995,Said receipt card number P 279 007 688 is attached hereto and signed by Defendant.

5. The return receipt card was returned after signature to the Office of Bruce A.Barrett, Esq., 965 South Main Street, Meadville, PA 16335.

September 20,1995 Bruce A.Barret,Attorney for Pltf.

FEb. 21,1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under §3301(c) of the Divorce Code by Robin A. Peterson, Defendant, filed.

Feb. 21, 1996 Affidavit of Consent by Robin A.Peterson, Defendant, filed.

Feb. 21, 1996 Affidavit of Consent by Scott E.Peterson, Plaintiff, filed.

FEb. 21, 1996 Upon Praecipe of Bruce A.Barrett, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Feb. 29, 1996 AND NOW, Feb. 29, 1996, it is hereby ordered and decreed that SCOTT E. PETERSON, Plaintiff, and ROBIN A. PETERSON, 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

Edward J.Hatheway
Peters, Lindsay,
Hatheway, Lewis

989.

PATRICIA ANNE WILSON

vs.

CHARLES EDWARD WILSON

Filed Sept. 15, 1995
@ 3:47 p.m.

Tax & entry paid	$50.50
user fee paid	10.00
state paid	5.00
adm. fee paid	45.00
Pro.Co. Pd 11/9/95	5.00

11-14-95 Paid
Ed. Hatheway, Esq.
$4.50, Ck # 9564.

COMPLAINT IN DIVORCE

Sep. 19,1995 Affidavit of Service filed. I,Edward J. Hatheway, Esquire, after being duly sworn according to law, do hereby certify that I did on September 15, 1995, send to Charles Edward Wilson by Certified Mail, Receipt No.Z 070 384 545, Return Receipt Requested, a true and correct copy of the Plaintiff's Divorce Complaint filed at the above-captioned docket number; and that I did receive a duly-executed return dated September 18, 1995.
September 19, 1995 By: Edward J. Hatheway, Esq.

Nov. 8, 1995 Upon Praecipe of Edward J.Hatheway,Esquire, Attorney for Plaintiff, the above-captioned case, is discontinued for the reason that Defendant, Charles Edward Wilson, is now deceased, filed.

1995

Michael J. Visnosky

Michelle Hawk Kelley

990.

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

BEVERLY SHREVE

vs.

BARRY SHREVE

Filed Sept. 18, 1995
@ 9:11 a.m.

Tax & entry	$50.50
state	5.00
Sheriff's Costs	38.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
3 copies (sheriff)
1 copy (Corry SP)

ORDER:

And now, this 18 day of Sept. , 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 plaintiffs residence. The sheriff shall take all firearms of defendant into possession pending further order of court. (see below)
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. PSP - Corry
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 September 25, 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

* it is believed defendant has 3 pistols - 18 Rifles and 1 silencer

Sep. 19, 1995 Sheriff's Return filed. SERVED Barry Shreve, September 18, 1995 at 2:01 PM, by handing to Kelly Johnson, girlfriend, at their residence, R.D.#2, Centerville,PA.
Confiscated all firearms of defendants at his residence, left receipt for same.
So answers, Shawn E.Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Sept. 27, 1995 Appearance of Thomas, Truax, Spadafore, Walker & Keenan by Gregory A. Keenan, Esq., attorney for defendant, filed.

Sep 27, 1995 Motion for Continuance and Order, filed. AND NOW, September 25, 1995, upon motionof the Defendant, the hearing concerning the Plaintiff's protection from abuse petitionscheduled for September 25, 1995 at 3:00 P.M. is continued with a new date and time to be set by the Cfourt Administrator with at least two hours scheduled for this hearing.
The preliminary order entered on September 18, 1995 shall remain in full force and effect until a final order is entered in this case and a copy of this order shall be sent by the Prothonotary to the appropriate police agency and to Crawford County Cfontrol as well as counsel for the parties.
BY THE COURT:
Anthony J. Vardaro, J.
Sept. 21, 1995 Faxed Corry SPD & Co Control, mailed Visnosky & Kelley, given Ct. Adm (by Ct) & Keenan

Oct. 13, 1995 ORDER RESETTING HEARING DATE filed. AND NOW, October 13, 1995, the Court Administrator's Office having been directed by the Court to reschedule the above Protection From Abuse case for a hearing, said hearing is rescheduled for October 19, 1995, at 9:30 A.M., Courtroom No. 1, Crawford County Courthouse, Meadville, PA.
BY THE COURT,
Ann A. Walker
Ct. Administrator
10/13/95: Copies distributed to the following by Ct. Administrator: Michelle Hawk Kelley,ESQ. Gregory A. Keenan, Esq., for Def.

Oct. 20, 1995, **O R D E R filed.** AND NOW, October 19, 1995 after a full, formal hearing, the Court is not satisfied that the evidence presented proves the Defendant has engaged in the conduct alleged in the petition by the fair weight of the evidence, and therefore finds in favor of the Defendant and against the Plaintiff and dismisses this action.
A true and correct copy of this order shall be sent to the Pennsylvania State Police at Corry and to County Control.
Costs shall be paid by Crawford County.
The temporary abuse order of September 18, 1995 is hereby vacated.
Since the weapons were taken pursuant to the temporary PFA order and that order has been vacated, the Pennsylvania State Police or the Sheriff of Crawford County may return the weapons to the Defendant.
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Oct 25, 1995 Faxed Co. Ctrl, Corry PSP, Keenan,

1995

Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc.
Lawrence C. Bolla

991.

MARINE BANK

vs.

LEON H. FINK AND PAULA M. FINK ETC.

Filed Sept. 18, 1995
@ 1:04 p.m.

Pro King paid	$15.00
plff on orig	130.25
Sheriff's Costs	61.00
Pro.Co. pd 11/30/95	9.00
Exemp. of Record pd 11/30/95	10.00

WRIT OF REVIVAL

of

AD 1991 - 164

Writ of Revival indexed against the defendants in favor of the plaintiffs, in the sum of Five Thousand Twenty Seven and 04/100 Dollars plus int. and costs of suit.

Debt---------- $5,027.04

Barbara H. King, Pro

Issued (sheriff)

F - 103

ISSUED AGAINST DEFENDANT LEON H. FINK ONLY

Nov. 13, 1995 Sheriff's Return filed. SERVED Leon H. Fink, October 11, 1995 at 1:45 PM, by handing to Dorothy Fink, his wife, at their residence, RD #2, Box 2218, Union City, PA 16438.

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

And Now, Nov.22, 1995 at 12:05 P.M. upon praecipe of Plaintiff'sAttorney, with notice of intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant, Leon H. Fink, at the sum of Five thousand twenty-seven and 04/100 Dollars, plus interest, plus the costs of this action.

F-103
Entered 11-22-95
Atty.Bolla
SEnt abstract to Leon H.Fink

Debt $5,027.04
Interest
Judgment
Barbara H. King
Prothonotary

1995

Quinn, Buseck, Leemhuis
Toohey & Kroto, Inc.
Lawrence C. Bolla

992.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

vs.

KATHRYN STEPCHUCK AND
JOHN STEPCHUCK

Filed Sept. 18, 1995
@ 1:04 p.m.

Pro King paid	$15.00
plff on orig	91.50
Sheriff's Costs	30.00
Pro.Co. Pd 12/19/95	9.00

WRIT OF REVIVAL

of

AD 1991 - 818

Writ of Revival indexed against the defendants in favor of the plaintiffs, in the sum of One Thousand Two Hundred Twenty Three and 93/100 Dollars plus int. from Aug. 21, 1991 and costs of suit

Debt---------- $1,223.93

Barbara H. King, Pro

Issued (sheriff)

S- 105

AGAINST DEFENDANT KATHRYN STEPCHUCK ONLY

Sep 28, 1995 SHERIFF'S RETURN, filed. SERVED Kathryn Stepchuck, personally, on September 27, 1995 at 10:55 AM, 1018 S. Main Street, Apartment A, Meadville, PA 16335.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

And Now, Dec. 15, 1995 at 2:46 p.m. upon Praecipe of Plaintiff's Attorney, with notice of intention to file default judgment, judgment is hereby entered in favor of the Plaintiff and against the Defendant(s) in the amount of One Thousand two hundred twenty-three and 93/100 Dollars, plus interest from August 21, 1991, plus the costs of this action.

S-105; S-95'
Entered on Dec. 15, 1995
Atty. Bolla

Debt $1,223.93
Int. from August 21, 1991
Judgment
Barbara H.King
Prothonotary

1995

Barbara J. Walton

993.

WILLIAM BOYLAN

vs.

MARGARET D. BOYLAN

Filed Sept. 18, 1995
@ 2:55 p.m.

Tax & entry paid	$50.50
user fee paid	10.00
state paid	10.00
1 count paid	15.00
adm. fee paid	45.00
Pro.Co. Pd 3/5/96	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Sep. 21, 1995 Affidavit of Service filed. And Now,September 21, 1995, comes Barbara J.Walton, and avers as follows:

1. A true and correct copy of theComplaint for Divorce under Section 3301 (c) was mailed to the Defendant via Certified Mail, return receipt on September 19, 1995.

2. That the Defendant signed the return card on September 20, 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.Z410908228) 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

Jan. 10, 1996 Affidavit of Consent of Divorce of Defendant filed.

Jan 22, 1996 Affidavit of Consent of Plaintiff, filed.

Jan. 25, 1996 Waiver Of Notice Of Intention To Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code of Defendant Filed.

Feb. 29, 1996 Upon Praecipe of Barbara J.Walton,Esquire to transmit record, Case moved to Court.

DIVORCE DECREE FILED

March 7, 1996 AND NOW, this 6 day of March, 1996, 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, WILLIAM BOYLAN and Defendant, MARGARET D. BOYLAN, 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 Oct. 17, 1995, shall be incorporated in this decree and order by reference as fully as though teh same were set forth herein, at length. Said 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:
Anthony J. Vardaro, J.

1995

Barbara J. Walton

994.

LINDA L. NORRIS

vs.

RICHARD A. NORRIS

Filed Sept. 18, 1995
@ 2:55 p.m.

Tax & etnry paid	$50.50
user fee paid	10.00
state paid	5.00
adm. fee paid	45.00
Pro.Co. Pd 1/11/96	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sep. 25, 1995 Affidavit of Service filed. And Now, September 25, 1995, comes Barbara J.Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section 3301(c) was mailed to the Defendant via Certified Mail,return receipt on September 19, 1995.

2. That the Defendant signed the return card on September 22, 1995,and in accordance with Pa.R.C.P. 412, service of theComplaint was made as is evidenced bythe United States Postal Service Return Receipt (Certified No.Z410908227) 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,Esquire

Jan. 10, 1996 Affidavit of Consent to Divorce by Richard A.Norris, Defendant, filed.

Jan. 10, 1996 Affidavit of Consent to Divorce by Linda L.Norris,Plaintiff, filed.

Jan. 10, 1995 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:

Pursuant to Pa. R.C.P. 1920.42(d) no notice of intention to request entry of a divorce decree under 3301(c) as required effective Jan. 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.

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 17, 1996 FAXED Atty. Walton, mailed deft.

Jan. 25, 1996 Waiver of Notice of Intention To Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code of Defendant

Jan. 25, 1996 Upon praecipe of Plaintiff Attorney to Retransmit Record this case moved to court.

DIVORCE DECREE FILED

Jan. 29, 1996 AND NOW, this 26 day of January, 1996, upon presentation of the Stipulation and Consent of the parties, attached hereto, and after condideration of same, it is hereby ORDERED, DIRECTED AND DECREED that LINDA L. NORRIS, Plaintiff, and RICHARD A. NORRIS, 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

Ann Hansen Gamble

995.

IN RE:
CHANGE OF NAME OF
NATHANIEL KERR HARRINGTON

Filed Sept. 18,1995
@ 3:24 p.m.

Tax & entry paid $50.50
state paid 5.00
cert copies pd. 10/17/95 2,00

PETITION FOR CHANGE OF NAME

ORDER FOR PUBLICATION:
AND NOW, this 15 day of Sept.1995, upon motion of Ann Hansen Gamble, Esq. atty. for petitioner, it is ordered and decreed that the within petition be heard on the 17th day of Oct. 1995 at 8:45 a.m. in C. R. No. 1 or 2 and that notice of the filing of the within petition and the aforesaid date of hearing be published once in the Crawford County Legal Journal and the Titusville Herald.

BY THE COURT,
Gordon R. Miller, J.

9/20/95 copy to plff. atty.

Oct. 17, 1995, Certificate of Liens from recorders office filed.

Oct. 17, 1995, Cert. of Liens from Prothonotarys office filed

Oct. 17, 1995, Proof of Publications filed.

Oct. 17, 1995, DECREE FOR CHANGE OF NAME filed. And Now, this 17 dayof October 1995, upon hearing of the within petition and upon motion of Ann Hansen Gamble, attorney for the petitioner and upon presentation of proof of publication of notice as required by law together with proof that there are no. judgments or decrees of record or any other matter of like effect against the petitioner and it appearing that there is no legal objection to the granting to the prayer of the petition.

IT IS ORDERED AND DECREED, that the name of the petitioner be and is hereby changed to NATHANIEL KERR McINTOSH.

BY THE COURT,
Gordon R. Miller, J.

Oct. 19, 1995, Proof of Publication filed.

1995

Thomas, Truax, Spadafore Walker and Keenan
R/ Charles Thomas

996.

Knox McLaughlin Gornall & Sennett PC
Wallace J. Knox
for Petersons, Safari Bar & Hailwood Golf Course, dfts.

Wayman, Irvin & McAuley
Warren L. Siegfried
Rodney Williams d/b/a Williams Custom Carpentry

JOHN E. MINNIS AND SHIRLEY W. MINNIS, HIS WIFE

vs.

GLENN E. PETERSON AND GAIL L. PETERSON d/b/a HAILWOOD GOLF COURSE; GLENN E. PETERSON AND GAIL L. PETERSON d/b/a SAFARI BAR; RODNEY WILLIAMS d/b/a WILLIAMS CUSTOM CARPENTRY; AND DANIEL E. SHILLING d/b/a SHILLING BUILDERS,

Filed Sept. 18, 1995
@ 3;25 p.m.

Tax & entry paid	$50.50
state paid	5.00
Sheriff's Cost	95.00

Pre Pd 1-24-97 60 days

JURY TRIAL DEMANDED

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Nov. 6, 1995 Sheriff's Return filed. SERVED Glenn E. Peterson d/b/a Hailwood Golf Course and Safari Bar, personally on September 22, 1995 at 9:34 AM by handing a copy of the Summons to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.

SERVED Gail L. Peterson d/b/a Hailwood Golf Course and Safari Bar, on September 22, 1995 at 9:35 AM by handing a copy of the Summons to Glenn e Peterson, Husband and Authorized Agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA. Signed Acceptance of Service attached.

SERVED Rodney Williams d/b/a/ Williams Custom Carpentry, personally, on September 21, 1995 at 4:08 PM by handing him a copy of the Summons in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.

SERVED Daniel E. Shilling d/b/a Shilling Builders, personally on September 25, 1995, at 3:40 PM by handing a copy of the Summons to him in the Sheriff's Office Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.

So answers, Diane Brittain, Deputy Sheriff
Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 22, 1995, Upon praecipe of attys. for defendants Petersons, Hailwood Golf Course, Safari Bar, rule entered upon the plaintiff to file complaint issued.

Nov. 22, 1995, Appearance of Knox, McLaughlin Gornall and Sennett PC, by Wallace J. Knox, attorneys for defendants Glenn E. Peterson and Gail L. Peterson, d/b/a Hailwood Golf Course, Glenn E. Peterson and GailL. Peterson d/b/a Safari Bar, filed.

Jan 31, 1996 Complaint filed. (3 copies atty)

Feb 22, 1996 Answer of Glenn E. Peterson and Gail L. Peterson d/b/a Hailwood Golf Course; and Glenn E. Peterson and Gail L. Peterson d/b/a Safari Bar to Plaintiffs' Complaint and New Matter, filed.

March 7, 1996 Plaintiffs' Reply to New Matter of Defendants Glenn E. Peterson and Gail E. Peterson d/b/a Hailwood Golf Course and Glenn E. Peterson and Gail E. Peterson d/b/a Safari Bar, filed.

Mar. 21, 1996 Appearance of Wayman, Irvin & McAuley for Warren L. Siegfried for Defendants Rodney Williams d/b/a Williams Custom Carpentry filed.

Apr. 9, 1996 Answer,New Matter and New Matter Pursuant to Pa. R.C.P.2252 (d), filed.

April 17, 1996 Appearance of Winters & Arcovio, P.C. By Robert A. Arcovio, Esq., on behalf of Daniel E. Shilling d/b/a Shilling Builders, defendants, filed.

June 21, 1996 Answer, New Matter and New Matter Pursuant to Pa.R.C.P. 2252(d) filed.

Sept 4, 1996 Petition By Counsel for Daniel E. Shilling, d/b/a/ Shilling Builders, to Withdraw Appearance and Order: AND NOW, to-wit, this 4 day of September, 1996, upon consideration of the foregoing Petition for withdrawal of counsel, it is hereby ORDERED that the appearance of Robert A. Arcovio, Esw. and the law offices of WINTERS & ARCOVIO, P.C., as counsel of record for Defendant , Daniel E. Shilling, d/b/a Shilling Builders, is withdrawn, and that the Prothonotary is instructed to so mark the docket.

IT IS FURTHER ORDERED that all proceedings are stayed for 60 days to give the Defendant the opportunity to retain new counsel. Anthony J. Vardaro, J.
Sept 4, 1996 Faxed Thomas, Knox, Siegfried

Nov 8, 1996 Plaintiff's Reply to New Matter, filed. (2 copies atty)

Dec. 9, 1996, UPon praecipe of plaintiff attorneys, the above ca ptioned case is marked settled and discontinued of record.

1995

997.

RAE ANN DAVIS

vs.

TIMOTHY J. CARNER

Filed Sept. 18, 1995
@ 3:36 p.m.

Tax & entry Pd 9-28-95 $50.50
state Pd 9-28-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd 38.00
Pro Co Pd 9-28-95 90¢
Pro. Co. Pd. 1-12-96 $5.00

9-28-95 Pd Sheriff 38.00 #9484

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 COPY (Plff)
3 copies (sheriff)
1 copy (CLPD)

Order:

And now, this 18th day of September, 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 444 Main St. is awarded to plaintiff. Sefendatn shall not contact plff nor go to her residence or place of work. Custody of children is plff.
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 Sept. 27, 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,

Gordon R. MIller, J.

Sep. 19, 1995 Sheriff's Return filed. SERVED Timothy J.Carner, personally, on September 19, 1995 at 1:35 PM,at place of visitation,P & D Saloon, Conneaut Lake, PA
So answers,
Shawn E.Ashbaugh, Deputy
Dale A.Collins, Chief Deputy
Robert M.Stevens, Sheriff

Sept 29, 1995 ORDER filed. AND NOW, September 27, 1995, the parties appeared in court. Neither party had counsel. They believe they want to live with eachother, provided that they get appropriate counseling to resolve any difficulties they have and provided that the defendant does not physically abuse the plaintiff.

ACCORDINGLY, the parties agree to the following Order:

1. The defendant will not assault, abuse, harass, or threaten the plaintiff.
2. The parties shall decide within the next 20 days what sort of coundeling they need to be able to have a smooth working relationship between each other and, especially, to avoid conflicts that reach the level of physicalor sexual abuse. They shall go to one or more counselors for this purpose and engage in appropriate counseling for these purposes.
3. The plaintiff and defendant may live together and may see each other. This Order does not prohibit that cohabitation or association with each other.
4. Since the parties may beliving together, we make no provisions with respect to custody and visitation.
5. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe that it has beenviolated.
6. A copy of this Order shall be delivered to the Pennsylvania State Police at Meadville, to County Control, and a copy sent to each of the parties at 444 Main Street, Conneaut Lake, Pennsylvania.
7. This Order shall remain in full force and effect for 6 months from this date, unless modified or termintated by further Order of Court.
8. The defendant shall pay record court costs in the amount of $102.50 forthwith.
9. The defendant is reminded that this is an Order of Court and violationof this Order may be punishable by a fine from $100 to $1,000 and a jail sentence up to 6 months.

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

Sept 29, 1995 Faxed PaSPD & Co Control, given (by mail) PLf.
Oct 11, 1995 sent Dft.

Nov. 8, 1995 Motion to Amend or Modify a Protection from Abuse Order and ORDER filed. AND NOW, this 8 day of November, 1995 upon receipt and review of the within motion to amend the Protection from Abuse Order of Sept. 27, 1995, the amendment(s) and modifications(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 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 without change or modification.

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

Nov. 8, 1995 Copy mailed Plff./Defdt.
faxed 11-8-95 MPSP, Co. Control

Jan 15, 1996 Motion To Vacate Protection From Abuse Order and Order of January 12, 1996, granting the Motion.
Jan 15, 1996 Faxed Co. Control, mailed Plf, Dft & CLPD

1995

Thomas, Truax,
Spadafore & Walker
William L. Walker

998.

GERALD ASHOFF, MARY ASHOFF,
AND TODD ASHOFF

vs.

BLOOMFIELD TOWNSHIP,
A PENNSYLVANIA MUNICIPAL
CORPORATION

Filed Sept. 18, 1995
@ 4:26 p.m.

Tax & entry paid	$50.50
State paid	5.00
Sheriff's Costs	33.00

APPEAL OF ASHOFF - RE: AGREEMENT OF BLOOMFIELD TOWNSHIP SUPERVISORS TO ISSUE BUILDING PERMITS

(Certiorari issued to secretary
of Bloomfield Township)

Sep 28, 1995 SHERIFF'S RETURN, filed. SERVED Bloomfield Township, a Pennsylvania Municipal Corporation, on September 26, 1995 AM by handing a copy of Appeal to Sandy Rash, Secretary, and person in charge of the Bloomfield Township Building, Crawford County, PA.

SERVED Mark Adams, Trustee of Ruggles Park, on September 21, 1995 at 3:32 PM at Sheriff's Office, Crawford County Courthouse, Meadville, PA.

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

1995

999.

ROBIN A. FRY

vs.

JUANITA SIMON
NORMAN SIMON

Filed Sept. 19, 1995
@ 10:57 a.m.

Tax & entry Pd 9-20-95 $50.50
state Pd 9-20-95 5.00
Sheriff's Costs Pd 29.00
Pro Co Pd 9-20-95 5.00

9-21-95 Pd Sheriff #9473 29cr

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (plff)
1 copy (PASPD faxed
3 copies (sheriff)

Order:

And now, this 19 day of Sept., , 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:
This order has no effect onwhere plaintff and defendatn reside.

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 9/28/95 , 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,
Anthony J. VArdaro, J.

9. Since Plaintiff is only 17, she must be represented by a guardian ad litem in this case. (Pa. RCP 2027)

Sep. 19, 1995 Sheriff's Return filed. SERVED Juanita Simon, personally, on September 19, 1995 at 1:10 PM, at her place of employment, Andover Industries, Meadville, PA 16335
So answers,
Shawn E.Ashbaugh, Deputy
Dale A. Collins,Chief Deputy
Robert M.Stevens,Sheriff

Sep. 22, 1995 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW, this 21st day of September, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of September 19, 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 September 19, 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.

9-25-95 Faxed Pa.Sp & Co. Control, mailed copy to Pltf & Deft.

1995

Stuart A. Liner
for Com. of Pa.

1000.

IN RE:
CONDEMNATION BY THE COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION OF RIGHT OF WAY FOR STATE ROUTE 0006, SECTION 07M, IN THE BOROUGH OF CAMBRIDGE SPRINGS

Robert D. Voegele
property owner

Filed Sept.19, 1995
@ 1:04 p.m.

Tax & entry paid	$50.50
state paid	5.00

DECLARATION OF TAKING

Sept. 19, 1995, Appearance of Stuart A. Liner, attorney for Commonwealth of Pa. Dept. of Trans, filed.

Oct. 6, 1995, Memorandum to Prothonotary filed.

Oct. 6, 1995, Proof of Service filed.

1995

Mary Ann Kirkpatrick

1001.

MAXENE ANN EMIG CRAFT

vs.

PETER JOE CRAFT

Filed Sept. 19,1995
@ 2:49 p.m.

Tax & entry paid	$50.50
state paid	5.00
State pd	10.00
Adm fee pd	45.00
Pro Co pd 12-27-95	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Sep 25, 1995 AFFIDAVIT OF SERVICE, filed. And Now, September 25th, 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 Maxene Ann Emig Craft, Plaintiff in the above-captioned matter.

2. That on information furnished her by teh Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail, P 535 878 188; postmarked September 21, 1995, to the last known address of the Defendant, Peter Joe Craft, c/o Animal House, 138 Park Ave. Plaza, Meadville, PA 16335.

3. That the Defendant, Peter Joe Craft, on September 22, 1995, personally signed the return receipt card which was affixed to the Complaint in the above-matter and which is attache dhereto.

4. Service of the Complaint against Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Dec 22, 1995 Affidavit of Consent of Plaintiff, filed.

Dec 22, 1995 Affidavit of Consent of Defendant, filed.

Dec. 22, 1995 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

December 29, 1995 And, Now, December 29, 1995, it is ordered and decreed that MAXENE ANN EMIG CRAFT, plaintiff, and PETER JOE CRAFT, 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.

102

1995

Herbert P. Butcher, Jr.

1002.

Pro Se

RUSSELLINE RICE

vs.

DONALD R. RICE, JR.

Filed September 19, 1995
@ 4:25 PM

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co. Pd 9-30-96 9.00

PETITION FOR PROTECTION FROM ABUSE
1 copy atty.

Oct. 11, 1995 Acceptance of Service and Entry of Appearance,Pro Se filed. AND NOW, this 27th day of September, 1995, I,Donald R. Rice,Jr., hereby accept service of a certified true and correct copy of thecomplaint in the above captioned matter.

I further hereby direct and request that the Prothonotary of Crawford County enter my apperance in the above matter,pro se. Donald R. Rice,Jr.

Oct. 19, 1995 Notice To The Court Administrator as and uncontested matter filed.

Oct. 19, 1995 Stipulation and Order filed

Oct. 19, 1995 ORDER filed. AND NOW, this 18 day of October, 1995, upon consideration of the foregoing Stipulation of the parties in the above captioned matter, the Court hereby enters a Consent Order as follows:

1. Without intending to admit the allegations of abuse alleged in the Complaint, the Defendant agrees that he will not, and it is hereby ordered that he will not, abuse, harass, threaten or annoy Plaintiff in any fashion nor procure others to do so on his behalf.

2. The Defendant will not go to the residence of the Plaintiff at RD 1, Box 60A, Centerville, Pennsylvania, except as noted hereafter, without the express written consent of Plaintiff.

3. Plaintiff and Defendant shall set a date and time for Defendant to remove from the residence his clothing and personal effects. Said date and time for removal shall be within ten (10) days of the date of this order. If in the event their is a dispute between the parties as to the property at the residence that constitutes the Defendant's clothing and personal effects, any such property shall remain at the residence and either party may petition the court for appropriate relief.

4. This Order will be effective for a period of nine months from this date.

5. The Defendant is advised that any violation of this Order may subject him to immediate arrest and possible punishment for violation of this Order.

6. The Court makes no Order at this time concerning the legal and physical custody of the minor children of the parties.

7. A copy of the order shall be sent to proper police agency and to County Control.

8. The parties by further agreement shall pay all outstanding costs within 30 days of this Order.

BY THE COURT,
Anthony J. Vardaro, J.

Agreed to by: Donald R. Rice Jr.; Russelline Rice.

1995

THOMAS, TRUAX, SPADAFORE, WALKER AND KEENAN
R. Charles Thomas

1003.

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

12-95 Rec'd from deft 91.00 med fee
91.00

8/26-96 Rec'd from Left. Masters 107.30

11-21-96 Pd Dallas #10362 107.30

12-19-96 Co #10433 91.00

6-6-97 $200.00 deposited by Plff.
8-26-97 Pd Plff refund 39.00 #11237
12-24-97 Pd Co 152.00
76.00

9-23-97 Rec'd from Atty Shafer 76.00

William Pineo, Mediator 152.00
Pro Co Pd-12-24-97 9.00

DEBRA E. ADAMS

VS.

WILLIAM J. ADAMS

Indigent Filing

Filed September 20, 1995 @ 10:16 A.M.

William Pineo, Mediator 182.00
Pro Co 9.00
3-4-96 Rec'd Masters fee 250.00
Pro Co Pd 10-15-96 9.00

COMPLAINT IN DIVORCE
EQUITABLE DISTRIBUTION, ALIMONY PENDENTE LITE,
COUNSEL FEES AND COSTS, PERMANENT ALIMONY, CUSTODY

1 Copy Atty

Sept. 19, 1995 Petition to Proceed In Forma Pauperis and Order filed. AND NOW, this 20th day of September, 1995, upon presentation and consideration of the within Petition and the Court believing, based upon the representation and sworn statements of the Petitioner, that the Petitioner is indigent, the Petitioner is permitted to proceed in forma pauperis in connection within the above captioned action. She is required to continually update the financial status if it changes. Ultimately costs will be payable in this case..

BY THE COURT,
Gordon R. Miller, J

Oct. 2, 1995, Petition for Marriage Counseling filed.

Oct. 2, 1995, Order filed. ORDER: AND NOW, this 2nd day of Oct. 1995 it is hereby ordered and decreed that the parties shall attend three (3) counseling sessions with David Glenn. It is further ordered and decreed that the present divorce proceedings are continued untilsuch time as the above named parties have attended at least three (3) counseling sessions. Further, is ordered and decreed, if the parties have not reconciled within the time periods required by 23 Pa. C. 3301 and 3302 that the above action shall preceed accordingly.

by the court:
Gordon R. Miller, J.

10/2/95 faxed to Irwin and Thomas.

Oct. 10, 1995, Petition for Exclusive Possession of Marital Residence filed.

Oct. 10, 1995, RULE TO SHOW CAUSE filed. AND NOW, this 9 day of Oct. 1995 upon consideration of the within Petition for Exclusivne Possession the Marital Residence, a rule is granted upon respondent toshow cause why the relief requested in said petition should not be granted.

Rule Returnable with hearing thereon onthe 26 day of Oct. 1995, at 2:30 p.m. in C. R. No. 1, 2, or 3 Courthouse, Meadville, pa.

BY THE COURT,
Anthony J. Vardaro, J.

10/10/95 faxed to Irwin and Thomas

Oct. 30, 1995 ORDER filed. AND NOW, October 26, 1995, at the time set for hearing counsel for both parties advise the Court that there is a collateral Petition for Special Relief filed by William Adams. Both counsel suggest the two matters should be heard concurrently and both agree to a continuance.

ACCORDINGLY, the hearing today is continued generally, with the consent of both counsel, and the matter is directed to the Court Administrator to set a date on the within Petition at 1995 - 1003, and a new petition filed by the defendant Adams at the same number and term.

The Court is advised that President Judge Gordon R. Miller heard an abuse petition involving the parties and the Court Administrator should ascertain whether Judge Miller should hear this matter or that another judge should sit on the case.

BY THE COURT,
P. RICHARD THOMAS, S.J

Oct. 30, 1995 Copy placed in Attys. Thomas and Irwin mailbox.

Nov. 6, 1995, Inventory and Appraisement of plaintiff filed.

Nov. 8, 1995, Income and Expense Statement of plaintiff filed.

Nov. 15, 1995 MOTION FOR APPOINTMENT OF CUSTODY MEDIATOR and ORDER filed. AND NOW, this _____ day of November, 1995, upon presentation and consideration of the within Motion, Wm. Pineo, Esquire, is appointed Custody Mediator in the above captioned matter. Plaintiff permitted to proceed in forma pauperis pursuant to Order dated September 19th, 1995.
BY THE COURT,
Gordon R. Miller, J.

11-15-95 FAXED Attys. Pineo, Thomas, Irwin.

Nov 16, 1995 Appearance of Shafer, Swick, Bailey, Irwin, Stack & Millin, by James R. Irwin, Esquire for William J. Adams the Defendant in the above captioned case.

Nov. 22, 1995, Inventory of William J. Adams filed.

Nov. 22, 1995, Income and Expense of William J. Adams filed.

Dec. 4, 1995 ORDER RESETTING HEARING DATE filed. AND NOW, December 1, 1995, the Court Administrator's Office having been directed by the Court to schedule a hearing on Defendant's Petition For Exclusive Possession and Defendant's Petition for Special Relief, said hearing is **set for December 11, 1995, at 1:30 P.M., Courtroom No. 2,** before the honorable P. Richard Thomas, Senior Judge, at the Crawford County Courthouse, Meadville, PA.
BY THE COURT,
Ann A. Walker, Ct. Administrator

12-4-95 Copies dist. by Court.

Dec. 4, 1995 Petition for Special Relief filed.

Continued on page 490

1004.

DEBRA E. ADAMS

vs.

WILLIAM J. ADAMS

Filed September 20, 1995
@ 1:25 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 CSPD

ORDER:

And now, this 20 day of September, 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 until further order of court. The Children shall remain in Defendant's custody except that Plaintiff shallhave Jordan in her custody each weekday from 8 am to 3pm and all children in her custody Friday September 22, 1995 at 5pm until Sunday, Sept. 24, 1995 at 6 pm.
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 September 28, 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

Sep 21, 1995 SHERIFF'S RETURN, filed. SERVED William J. Adams, personally, on September 20, 1995 at 1:40 PM, at his residence, RD #1, Box 413, Saegertown, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Sep 28, 1995 Motion For Continuance and Order, filed. AND NOW, this 27th day of September, 1995 upon presentation and consideration of the within Motion this hearing is rescheduled for the 6th day fo Oct, 1995 at 1:30 o'clock p.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.
The Temporary Order dated September 20, 1995 shall remain in effect until further Order of this Court. BY THE COURT:
Gordon R. Miller, P.J.
Sept. 28, 1995 Faxed Cambridge Sp. PD, C.Control & Irwin mailed Dft.

Oct. 10, 1995, ORDER filed. AND NOW, Oct. 6, 1995 the dft's motion for compulsory non-suit is GRANTED and the matter is dismissed.
Costs to be paid by Crawford County. BY THE COURT,
Gordon R. Miller, P.J.
10/10/95 dist. to Thomas and Irwin.

1995

SHAPIRA, HUTZELMAN.
BERLIN & MAY
Stephen H. Hutzelman

1005

CITY OF MEADVILLE, to the use of PENNSYLVANIA NATIONAL INSURANCE COMPANY

vs.

JOHN EMERY ISALEY

Filed Sept 21, @ 10:35 A.M.

Tax & Entry Paid	50.50
User fee pd	5.00
sheriffs costs	39.00
Pro Co pd 12-5-95	9.00
Cert Pd 8-15-96	2.00

SUMMONS

Issued Sheriff

Oct. 9, 1995, Sheriffs Return filed. SERVED John Emery Isaley on oct. 2, 1995, by handing copy of summons to his authorized agent, Rae Jean Fabian at sheriffs office, Crawford County courthouse, Meadville, Pa. Signed acceptance of Service attached.
So answers, Carole Stefanucci, Dep. Sher.
Robert M. Stevens, sheriff

Oct. 17, 1995 Complaint filed.

Nov 27, 1995 And Now, upon praecipe of plaintiff attorney judgment has been entered in favor of the Plaintiff and agaisnt the Defendant for failure to file an answer within the time prescribed by law and assess the defendant for damages in the amount of Twelve Thousand One Hundred Nine and 88/100, plus costs.
I - 91 Debt: $12, 109.88
JUDGMENT
Barbara H. King, Pro.

Dec. 5, 1995 Notice of entry sent to Dft.

In Error Jan 26, 1996 Affidavit of Service of Defendant's Answer, New Matter and Set-Off, together with Notice to Plead to New Matter and Set-Off, filed.

February 9, 2004 - See Computer for further entries

106

1995

Peters,Lindsay,Lewis &
Hatheway
~~Michael Halliday~~
Edward J. Hatheway

1006

Michael Halliday

DEBRA JOHNSTON

vs.

GEORGE BURGESS

Filed Sept 21, 1995 @ 12:56 P

Tax & Entry Pd 50.25

User fee Pd 5.00

Pro Co. pd 3/13/96 15.00

Pd arb-appeal 6-28-96 220.00

NOTICE OF APPEAL FROM JUDGMENT OF DISTRICT JUSTICE HUBERT E. VOGAN 30-3-02 AND PRAECIPE FOR RULE TO FILE COMPLAINT AND RULE TO FILE

Sep. 25, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint,filed.

Oct 2, 1995 Affidavit of Service filed:AND NOW, this 28th day of September, 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 273 Main St. Greenville, Mercer County, Pennsylvania 16125.

2. That on September 21, 1995, he did forward to the Honorable Hubert E. Vogan, District Justice, a true and correct copy of the Notice of Appeal as filed at the above number and term.

3. That said Notice of Appeal was forwarded to District Justice Vogan by certified mail, return receipt requested at RD#9, Box 763A McMath Road, Meadville, Pa 16335.

4. That attched hereto is the return receipt as executed showing delivery at the district justice Vogan's office on September 25, 1995

Michael Halliday, Esq.

Oct 3, 1995 Complaint, filed. (1 copy atty)

Oct. 9, 1995, Preliminary Objection of defendant filed.

Oct. 16, 1995 Acceptance of Service filed. I,Michael Halliday, Esquire,accept service on behalf of the Defendant, George W.Burgess, of the Plaintiff's Complaint in Civil Law, filed.

Michael Halliday, Esq.for Deft.

Dec 4, 1995 Amended Complaint, filed.

Jan. 24, 1996 Defendant's Answer, New Matter and Set-off filed.

Jan 26, 1996 Affidavit of Service of Defendant's Answer, New Matter and Set-Off, together with Notice to Plead to New Matter and Set-Off,filed.

Feb. 9, 1996, Plaintiff's Reply to Defendants' New Matter and Set-off filed.

March 7, 1996 Upon praecipe of plaintiff attorney for Reference to Arbitrators, the following are hereby appointed.

Jeffrey Millin, Chairman
Mary Ann Kirkpatrick
John Dawson

Mar. 14,1996 Arbitrators take Qualifying Oaths, filed.

May 29, 1996 11:48 A.M. Decision of Arbitrators filed. And now, the 29th day of May, 1996, 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 Plaintiff and against the Defendant in the amount of $3,633.20, plus costs, plus interest at 5% from September 8, 1995.

B-74

Decision of Arbitrators
Barbara H. King
Prothonotary

5-29-96 FAXED Halleday & Hatheway

June 28, 1996 Notice of Appeal from Award of Board of Arbitrators by Michael Halliday, Attorney for Defendant filed.

1995

Murray A. Felder

1007

DAVID STOLL, M.D.

vs.

KURT STOLL

Filed Sept. 21, 1995 @ 1:16 p.m.

Tax & Entry Paid	50.50
User fee pd	5.00
Sheriff's Costs	29.00
Pro.Co. pd 11/17/95	5.00

COMPLAINT IN CIVIL ACTION

1 copy atty.

Oct. 10, 1995Sheriff's Return filed. SERVED Kurt Stoll personally on October 2, 1995 at 9:50A.M. at the Sheriff's Office, Crawford County Courthouse, Meadville,PA 16335.
So answers,

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

Nov. 15, 1995 Upon Praecipe of Murray A.Felder, Esquire, Attorney for Plaintiff, the abovoe-captioned matter is marked settled and discontinued of record.

108

1995

1008

NORMAN J. LABRUZZO, SR.
MARIE J. LABRUZZO

vs.

JOSEPH PAUL LABRUZZO

Filed Sept 21, 1995 @ 2:23 p.m.

Entry Paid 9.00
Satisfaction Pd. 4/22/98 $5.00

AGREEMENT TO REVIVE

Revived from DSB 1991-192

April 22, 1998 This Lien Satisfied.
(see paper filed)

1995

1009.

ROBIN PETERSON

vs.

SCOTT PETERSON

Filed September 21, 1995
@

Tax & entry	50.50
User's Fee	5.00

CUSTODY COMPLAINT
1 copy pltf.

Sept. 21, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 filed.

Sept. 21, 1995 Order filed. AND NOW, September 20, 1995, the planitiff's petition to proceed in forma pauperis is denied as it appears that she receives approximately $900.00 per month in total income.

She is therefore required to pay the costs of filing this suit plus $75.00 before a custody mediator will be appointed. It may well turn out that the defendant as an earning capacity greater than the plaintiff's and the costs will be assessed to the defendant.

We believe that the plaintiff should pay the initial filing fee plus one-half of the deposit for the custody mediator

BY THE COURT,
Gordon R. Miller, 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 9/21/1995 . 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 October 23, 1998 , we will automatically terminate and dismiss your case without further notice to your 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 Co. 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 October 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, to 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: Sept. 22, 1998 Anthony J. Vardaro, J.

Sept. 22, 1998 Copies mailed by Court Administrator's Office.

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.

110

1995

1010

M. Anne Stuart

vs.

Richard H. Willis

Filed 21, 1995 @ 2:50 P.M.

Tax & Entry Paid	10.50
User fee paid	5.00

Petition for Protection from Abuse
Transferred from Trial Court of Massachusetts

1 copy plaintiff

1995

JORDEN AND WHITE
William T. Jorden

1011

EDWARD R. KIGHILINGER

vs.

JOHN EMERY ISALY

Filed Sept 21, 1995 @ 3.26 p.m.

Tax & Entry Paid	50.50
User fee pd	5.00
Pro Co pd 8/26/97	6.00 ✓

SUMMONS

Issued Sheriff

October 10, 1995 WRIT RETURN SERVED John Emery Isaly On October 2, 1995 at 3:00 P.M. by handing copy of Summons to his Authorized Agent, Rae Jean Fabian, at Sheriff's office, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
So Answers,

Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Sheriff's Cost: $39.00

Aug. 21, 1997 Upon praecipe of Plaintiff Attorney for value received and upon payment of costs the above captioned action is hereby settled and discontinued of record.

112

1995

PETERS, LINDSAY, LEWIS & HATHEWAY
William F. Peters

1012

DAVID K. CASBOHM

vs.

CYRELLA M. CASBOHM

Filed Sept 21, 1995 @ 3:42 P.M.

Tax & Entry pd	50.50
User Fee Pd	5.00
State Pd	10.00
Adm. Fee pd	45.00

DIVORCE COMPLAINT

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 9/21/95 . 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

1013	IN RE: Debra Tilford, a Person alleged to be mentally disabled Filed Sept 22, 1995 @ 12:00 p.m.	Petition for Involuntary Treatment via the Criminal Justice System

114

1995

Thomas E. Africa

1014

Petition for Involuntary Treatment

Jeffrey L. Hoover

Filed Sept. 22, 1995 @ 12 p.m.

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976

Sept. 27, 1995 Report of Mental Health Review Officer, Recommendation and ORDER filed. And now, Sept. 27, 1995, upon consideration of the petition filed at the above number and term, and other relevant matter, and after a review of the report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Jeffrey L. Hoover be committed to Waren State Hospital for treatment for a period not to exceed 90 days.

This order shall take effect on Sept. 28, 1995.

BY THE COURT,
Gordon R. Miller,J.

Oct. 5, 1995 Copy to MH/MR, WSH.

Dec 4, 1995 Mental Health Procedures Act of 1976, filed.

Jan 26, 1996 Report of Mental Health Review Officer and Order of January 25, 1996 committing Jeffrey Hoover to Warren State Hospital for 180 days from January 9, 1996.
Jan 26, 1996 sent to Africa, MH/MR, WSH

7-15-96 Mental Health Procedures Act of 1976 filed.

Aug. 7, 1996 Report of Mental Health Review Officer and Order filed. AND NOW, this 7th day of August, 1996, upon consideration of the Petition filed at the above number and term, and after a review of the Report of the Mental Health Review Officer, it is hereby ORDERED and IDRECTED that the said Jeffrey Hoover be committed to the Warren State Hospital for a treatment period not to exceed 180 days form July 9, 1996.

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

Jan. 31, 1997 Mental Health Procedures Act of 1976 filed.

Jan. 31, 1997 Report of Mental Health Review Officer and Order filed. AND NOW, this 29th day of January, 1997, upon consideration of the Petition filed at the above number and term, and after a review of the Report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said Jeffrey Hoover be committed to the Warren State Hospital for a treatment period not to exceed 180 days form January 14, 1997.

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

1995

1015.

MELISSA ANNE BALOG

vs.

ANDREW M. BALOG

Filed September 22, 1995
@ 12:00 PM

Tax & entry Pd 10-13	50.50
User's Fee Pd 10-13	5.00
~~Surcharge~~	~~25.00~~
Sheriff's Costs Pro Co. Pd 10-13	24.00 / 9.00

Oct. 13, 1995
Paid Robert M. Stevens
Sheriff $24.00
ck.# 9517

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

Order:

And now, this 22 day of September , 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 within 100 yards of 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 September 29, 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

Sep. 25, 1995 Sheriff's Return filed. Andrew M. Balog was served the Protection From Abuse by the Corry, Pennsylvania State Police on September 23, 1995 at 12:01 PM.
So answers,
Robert M. Stevens, Sheriff

Oct. 6, 1995 ORDER filed. AND NOW,September 29, 1995, this matter comes before the Court ona Petition forRelief Under the Protection From Abuse Act filed by the plaintiff. 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.

ACCORDINLY, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass, or threaten the plaintiff named in this Petition. He may not go to the plaintiff's residence or her place of employment; and if he comes in contact withthe plaitniff in a public place,he comes in contact with the plaintiff in a public place, he shall make every effort to go the other directionand avoid any contact. Addtitionally, it is noted that the plaintiff is attending college at Edinboro University and the defendant shall not in any way go near her at that place or any other place.
2. Neither party shall do anything to invite a violation of this Order or in any way entice a violationof this Order on the part of the other party. The defendant is cautioned that even if he is invited to theplaitniff's residence at some time in the future, he shall nto go to that residence unless there is a further Order of Court modifying this Order. Specifically,any police agency will presume that he is in violation of this Order if he is at the plaintiff's residence.
3. This Order may be enforced without a Warrant of Arrest byany law enforcement officer having reasonable ground to believe that it has been violated.
4. A copy of this Order shall be delivered to the Pennsylvania State Police,Corry Barracks, and to county Control.
5. The defendant shall have exclusive possession of the home at R.D.#2, UnionCity,Pennsylvania, which home is located intehCanadohta Lake area on Wood Lane, also known as Park Wood Avenue.
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. The defendant shall pay court costs in this matter in the amount of $88.50 within 10 days from the date of this Order to the Prothonotary of Crawford County on the First Floor of the Crawford County Courthouse in Meadville,Pennsyvlania.
8. This Order shall remain in full force and effect through September 28, 1996.

BY THE COURT,
Anthony J.Vardaro,J.

10-6-95 FaxedCorry PSP, Co. Control, Hatheway & Malc

pro se

1016.

Peter C. Acker

LESLIE TAR, M.D.

vs.

ERIE INSURANCE COMPANY

Filed September 22, 1995
@ 12:00 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 DEFENDANT FROM DECISION OF
DISTRICT JUSTICE WILLIAM CHISHOLM

Sep 26, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Oct. 12, 1995, Complaint filed.

Nov. 13, 1995 Preliminary Objections, filed.

Nov 27, 1995 Amended Complaint, filed. (1 copy Plf.)

Dec. 15, 1995 Upon praecipe of Cusick, Madden, Joyce and McKay, attorneys for defendant, appearance withdrawn and Appearance of Peter C. Acker, Esq., on behalf of Defendant, filed.

Jan 13, 1997 Praecipe for Substitution of Appearance: Please withdraw our (Acker, Ekker, Kuster & McConnell) appearance in this matter, 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.

1995

Mason

1017

Thomas Dana Watson

Edward J. Hatheway
Peters, lindsay, Lewis
& Hatheway

$220.00 paid by dft.
for appeal-11/21/96

LLOYD WILLIAMS

vs

MIKE SMITH

Filed Sept 22, 1995 @ 12.25 P.M.

Tax & Entry Paid	50.25
User fee paid	5.00
Arb fee paid 7/10/96	15.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT OF HUBERT E. VOGAN
30-3-02

Sep.25, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Oct. 12, 1995, Complaint filed. 1 copy (atty)

Oct. 12, 1995, Certificate of Service of complaint by mail, on the 12 day of Oct. 1995, by plff. atty. filed.

Jan. 9, 1996 Answer to Complaint and New Matter filed.

Jan 25, 1996 Anser to New Matter of Plaintiff, filed.

Jan 25, 1996 Certificate of Service of Plaintiff's Answer to New Matter, filed.

June 26, 1996 Praecipe to Withdraw Appearance and ORDER filed. AND NOW, to-wit, this 26 day of June, 1996, upon consideration of the foregoing Petition of counsel for Leave to Withdraw Appearance it is hereby ORDERED, ADJUDGED and DECREED that said Petion is granted and that the Petitioner, Thomas Dana Watson, Esquire, hereby be permitted to Withdraw his Appearance of record for the Defendant in the above matter.

BY THE COURT,
Anthony J. Vardaro, J.

July 10, 1996, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed:

Christopher Youngs, Ch.
Louis Stack
Kemp Scales

Aug. 14, 1996 Arbitrators take Qualifying Oath filed.

Oct. 1, 1996 Notice of Arbitrators' Hearing scheduled for Oct. 28, 1996 at 9:00 a.m. in Green Room, Crawford Co. Courthouse, filed.

Oct. 28, 1996, DECISION OF ARBITRATORS filed in which they find: On count 1, for plffs. in amount of $3000.00 - plus $150.00 prejudgment interest and costs. On count II - per local rule L1310B, we have no jurisdiction, and enter no judgment, and make no decision.
Decision entered
10/28/96
S - 213

DECISION OF ARBITRATORS,
Barbara H. King,
Prothonotary

10/28/96 faxed to Mason and Watson.

Nov. 21, 1996, Appearance of Edward J. Hatheway, of Peters, Lindsay, Lewis and Hatheway, attys. for defendant filed.

Nov. 21, 1996, Notice of Appeal from Award of the Board of Arbitrators, by defendant, filed.

118

1995

MACDONALD, ILLIG, JONES & BRITTON
Richard J. Parks

1018

INTEGRA BANK, Successor by Merger to PENNBANK

vs.

ROBERT T. SHREVE, JR. AND JENNIFER A. SHREVE

COMPLAINT IN CIVIL ACTION

2 Copies Sheriff

Filed Sept 22, 1995 @ 1:15 p.m.

Tax & Entry Paid	50.50
User fee Paid	5.00
Sheriff's Costs:	75.46
Pro.Co. Pd 10/31/95	9.00

Oct. 17, 1995, Sheriff's Return filed. SERVED Robert T. Shreve, Jr., P.O. Box 1063, Marco Island, Fl 33969, on September 29, 1995, by certified mail, receipt attached.
SERVED Jennifer A. Shreve, P.O. Box 1063, Marco Island, FL 33969, on September 29, 1995, by certified mail, receipt attached.
POSTED PROPERTY of the above named defendants, 910 N. 1st Street, Titusville, PA 16354, October 5, 1995 at 9:50 AM
So Answers,

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

And Now, Oct. 31, 1995 at 2:36 PM upon praecipe of Plaintiff's attorney, with notice of Intention to File Default judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for failur to file an answer in the above-captioned matter in the amount claimed in the Complaint at the sum of Fifty-Eight thousand One hundred Eighty-Four and 79/100 Dollars, plus interest at the rate of $15.66 per day from October 6,1995, monthly late charges beginning November 1995 of $30.93, plus costs of suit, taxes and insurance premiums advanced by plaintiff and for foreclosure and sale of the morgaged premises.

S-144; S-94;
Entered Oct. 31, 1995
Atty. Parks
11-1-95 Mailed Notice to Defendants

Debt $58,184.79
Int. from 10-6-95 at rate of$15.66 per day
Judgment
Barbara H. King
Prothonotary

EX. 1995 - 80

1995

Stanley J. Reisman	NORMAN E. ROSSEY	DIVORCE DECREE TRANSFERRED FROM CAMERON COUNTY
1019	vs.	Sep. 22, 1995 Notice of Election to Retake Maiden Name of Susan L. Rossey to be known as SUSAN L. KOSTENBAUDER, filed.
	SUSAN L. ROSSEY	
	Filed Sept 22, 1995 @ 2:55 P.M.	
	Tax & Entry Paid 10.50 Userfee pd 5.00 Pro Co Pd 9/22/95 5.00	

120

1995

SHAFER, SWICK, BAILEY, IRWIN
STACK & MILLIN
James R. Irwin

1020

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

11-21-95 Recv'd from Deft mediation deposit $150.00.

2-12-96 Pd deft med fee #9789 45.38

5-15-96 Pd #10019 7562

11-6-96 Rec'd from deft/pltf med fee 37.81

Pd Ck. 12-19-96 #10437 37.81

1-13-97 Rec'd 37.81 from Plf med fee

5-21-97 Pd Ck #11030 37.81

AUTUMN R. FERRINGER

vs.

RANDY L. FERRINGER

Filed Sept 22, 1995 @ 3:36 p.m.

Tax & Entry Paid	95.50
User fee paid	20.00
State pd	10.00
Adm. fee pd	45.00
Pro Co Pd 5-15-96	9.00
Kathleen Nelson, Mediator	151.24

COMPLAINT IN DIVORCE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, EXPERT FEES, COSTS AND EXPENSES AND CHILD CUSTODY

2 copies atty

Oct. 30, 1995 Affidavit of Serviced 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 theComplaint in Divorce certified by the Prothonotary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested, dated September 25, 1995. The Defendant acknowledged service on September 26, 1995 by accepting delivery on that date as evidenced by the attached signed return receipt.
Oct. 23, 1995 James R.Irwin,Esquire

Nov. 8, 1995 Appearance of R. Charles Thomas, of Thomas, Truax, Spadafore, Walker and Keenan, attorneys for defendant filed.

Nov. 9, 1995 Motion for Appointment of Custody Mediator and ORDER filed. AND NOW, this 8th day of November, 1995, upon presentation of the within Motion, Kathleen Nelson, Esquire, is appointed Custody Mediator in the above captioned matter.
BY THE COURT,
Gordon R. Miller, J.
11-13-95 FAXED Attys. Nelson, Thomas, Irwin.

Feb 9, 1996 Custody Order of February 9, 1996,filed. Costs of the mediation conference shall be equally divided between the parents. 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.
Feb. 12, 1996 Faxed Irwin, Thomas & Nelson
Feb. 16, 1996 sent Plf. & Dft. (backup)

Mar. 27, 1996 Affidavit of Consent of Plaintiff filed.

1995

1021.

DUANE F. SMITH

vs.

VIRGINIA M. SMITH

Filed September 25, 1995
@

Tax & entry Pd 10-24-96 50.50
User's Fee Pd 10-24-96 5.00
~~Surcharge~~ 25.00
Pwr Ls Pd 10-24-96 9.00

11/20/95 Rec'd 32.25 from dft. 10-23-96 from pltf 32.25

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
2 copies Atty.

Order:

And now, this 25 day of September , 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 have no contact with the Plaintiff in any manner

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 10-3-95 , 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

Oct. 5, 1995 CONSENT COURT ORDER Filed on behalf of: Duane F. Smith, Plaintiff. Supreme Court ID.#: 15589
CONSENT COURT ORDER: AND NOW October 4, 1995, by written consent the Plaintiff and Defendant in which both parties are represented by counsel, the Court enters the following order:

1. The Defendant, Virginia M. Smith, shall not assault, abuse, harass or threaten the Plaintiff, Duane F. Smith.

2. The Defendant, Virginia M. Smith, shall not go to the Plaintiff's residence or place of work.

3. These provisions are binding on the parties until modified or terminated by further Court Order; however this Order shall terminate automatically after six (6) months from the date hereof if there have been no violations of the Order.

4. This Order may be enforced with 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 Pennsylvania State Police and to County Control.

6. This order shall remain in full force and effect for a period of six (6) months from this date.

7. The Plaintiff and Defendant shall each pay one-half of the record Court costs in the total sum of $64.50 to the Prothonotary no later than November 1, 1995.

8. 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 or more than $1,000 and a jail sentence of up to six (6) months. BY ORDER OF COURT, Anthony J. Vardaro, J.

Faxed 10-5-95 & given Ferguson & Barrett

1995

DEVINE AND KUFTIC
~~David R. Devine~~

1022

HELEN M. STRATION

vs.

LESLIE R. STRATION

Filed Sept 25, 1995 @ 9:50 a.m.

Tax & Entry Paid	50.50
User fee paid	5.00
State paid	10.00
Adm. fee paid	45.00
2 Addt'l Counts pd 2-2-96	30.00
State pd 2-2-96	10.00

DIVORCE COMPLAINT
1 copy atty.

Oct. 12, 1995, Affidavit of Service filed. Before me, the undersigned notary public, personally appeared david R. Devine Esq. atty. for plff, in above case. He deposes and states that he mailed a true and cert. copy of complaint in above case to dft. by cert. mail, ret. rec. req., pursuant to Pa. Rules of Court rule 403. Orig. of ret. rec. is attached to affidavit and made a part of. David R. Devine Esq.

Feb 2, 1996 Counterclaim filed.

Feb. 2, 1996 Counteraffidavit Under Section 3301(d) of the Divorce Code. filed.

Mar 22, 1996 Motion to Amend Divorce Complaint and Order: AND NOW, this 22 day of March, 1996, upon consideration of the attached Motion, it is hereby ordered that the above-captioned divorce case be amended to allow the addition of a second count in divorce for indignities. Anthony J. Vardaro,J.
Mar 22, 1996 Devine

January 9, 1998 COUNTERAFFIDAVIT UNDER SECTION 3301(d) OF THE DIVORCE CODE FILED.

December 19, 1997 NOTICE OF INTENTION TO REQUEST ENTRY OF DIVORCE DECREE FILED.

December 19, 1997 CERTIFICATE OF SERVICE FILED. I certify that a copy of the Plaintiff's Affidavit under Section 3301 (d) of the Divorce Code was served on the Defendant by first class mail on Dec. 19, 1997, as follows:
Mr. Leslie R. Stratton
P.O. Box 148
Cambridge Springs, PA 16403

David R. Devine, Esq.
Atty. for Plaintiff

Nov. 16, 1998 Motion to Withdraw as Counsel and Order filed. Upon motion of Atty David R. Devine and for good cause shown, it is Ordered Adjudged and Decreed that Atty Devine is in compliance with the PA Rules of Civil Procedure and the PA Rules of Professional Conduct and his motion for withdrawal as counsel is hereby Approved.
It is so Ordered.
11/16/98 Anthony J. Vardaro, J.
11-16/98 faxed DeVine

6-1-04 See Computer for further entries.

1995

LEWIS AND STOCKEY
Dominic D. Salvatori

1023

JAMES S. TOLBERT, III, a Minor, and MATTHEW S. TOLBERT, a Minor by and through their father and Natural Guardian, JAMES S. TOLBERT, JR.

vs.

CYNTHIA L. SCHWAB

Filed Sept 25, 1995 @ 11:55 am

Tax & Entry paid	50.50
User fee paid	5.00

PETITION FOR COURT APPROVAL OF COMPROMISE
SETTLEMENT AND DISTRIBUTION OF A MINOR'S CLAIM

1 copy atty

Order:

AND NOW, to-wit, this 22 day of September, 1995, upon consideration of the foregoing Petition for Court Approval of Compromise, Settlement and Distribution of a Minor's Claim, it is hereby ordered, adjudged and Decreed, that the said settlement is approved and distribution is to be made as follows:

1. Cost Reimbursement:
   1. Robert N. Moyers, Medical records $ 50.00
   2. American Manufacturers Mutual First Party benefits file $30.00
   3. Meadville Medical Center, Records $13.00
   TOTAL $93.00
2. B. Counsel Fees
   2. James S. Tolbert, II
   Proceeds of settlement $478.50
3. Matthew S. Tolbert III
   Proceeds of Settlement $828.50

Said sum to be invested by Dominic D. Salvatori, Esquire counsel for the minor Plaintiffs, in Certificates of Deposit solely in the names of the respective minors, at PNC Bank, Conneaut Lake Branch, Conneaut Lake, Pennsylvania, at the highest prevailing rate of interest on the date of deposit, said Certificates of Deposit not to be redeemed prior to the respective minors' eighteenth birthday or upon further order of the Court. Dominic D. Salvatori, Esquire, shall, within thirty days of the date of this Order of Court, file with Court, Proof of Investment.

BY THE COURT
Anthony J. Vadaro

124

1995

DONALD S. MAZZOTTA, PC
Anne T. Prillaman

1024

INTEGRA FINANCIAL CORPORATION

vs.

ROBERT THOMAS SHREVE & FRANCES L. SHREVE

Filed Sept 25, 1995 @ 12:04 p.m.

Tax & Entry Paid	50.50
User Fee paid	5.00
Pro Co pd 11-29-95	9.00

COMPLAINT IN ASSUMPSIT

And Now, November 21, 1995, upon praecipe of plaintiff attorney judgment is hereby entered against the defendants, for failure to file an Answer to Plaintiff's complaint, in the amount of Fourteen Thousand Six Hundred Fifty-three and 96/100 dollars, with interest accruing on TOTAL at athe rate of 6% per annum from date of Judgment together with costs of suit.

Entered 11-21-95 Debt: $14,653.96 plus int & costs
S - 64, 144 JUDGMENT
Barbara H. King, Pro.
11-29-95 Notice of entry of Judgment sent to Dfts.

1995

SPECTER LAW OFFICES, PC
Elaine Specter

1025

Kathryn J. Kisak
~~Quinn, Buseck, Leemhuis~~
Toohey & Kroto, Inc.
John M. Quinn Jr.
for Mead. Med. Center

Brandt, Milnes, Rea & Wise
Henry E. Rea, Jr

~~Jacobson, Maynard,~~
Tuschman & Kalur
Michael J. Hudak
for Cortes

James W. Kraus Esq for Cortes

JOHN FRANCIS McCONNAGHY and
NETTIE W. McCONNAGHY, his wife

vs

CANDIDO CORTES, JR., M.D. and
MEADVILLE MEDICAL CENTER
a corporation

FILED Sept 25, 1995 @ 12:03 p.m.

Tax & Entry paid	50.50
User fee paid	5.00
Sheriff	46.00
Pro Co pd 11-17-98	6.00 ✓

SUMMONS

Issued Attorney

***** (see below)
Oct. 31, 1995, Appearance of Quinn, buseck, Leemhuis, Toohey & Kroto, Inc., by John M. Quinn, attorneys for dft. Meadville Medical Center filed.

Oct. 31, 1995, Upon praecipe of dft. Meadville Medical Cente Rule entered upon the plaintiff to file complaint, issued.
Issued (atty)

Dec. 4, 1995 Complaint filed. (1 copy Atty.)

Jan. 10, 1996 Answer and New Matter With Jury Demand of Defendant, Candido T. Cortes, Jr., M.D. filed.

Jan. 24, 1996 Combined Response and Brief In Opposition To Preliminary Objections of Defendant, Meadville Medical Center filed

* Feb. 5, 1996 NOtice of Service filed. Michael J.Hudak,Attorney forDefendant, CANDIDO CORTES, JR., M.D., hereby certifies that on or about the 1st day of Feb., 1996, the original and one copy of Interrogatories Propounded to Plaintiff by this Defendant and theoriginal and one copy of the First Request for Production of Documents Directed to Plaintiffs by this Defendant were served by regular U. S. Mail, along with a copy of this Notice of Service, upon the following:
John C. Evans, Attorney for Plaintiffs
Specter Law Offices,Koppers Bld.,26th Floor,Pittsburgh, PA15219

Kathryn J.Kisak,Attorney for Defendant. Meadville Medical Center
Quinn Buseck Leemhuis Toohey 7 Kroto, 2222 W.Grandview Blvd., Erie, PA 16506-4508

Oct. 12, 1995 Sheriff's Return Filed.
SERVED Meadville Medical Center, October 9, 1995 at 1:00 PM, by handing to Nancy Blystone, Administrative Secretary, Liberty Street, Meadville, PA
SERVED Candido Cortes, Jr., M.D., October 9, 1995 at 1:20 PM, by handing to Karen Melkearn, Receptionist, at 1559 Conneaut Lake Road, emadville, PA
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

*****(see entries above)

Dec. 27, 1995 Defendant Meadville Medical Center's Preliminary Objections To Plaintiffs Complaint filed.

Dec. 27, 1995 Upon praecipe of Attorney Kisak the above matter is placed on the next available argument list.

Dec. 27, 1995 Certificate of Service of Preliminary Objections filed.

1996 January Argument List

*See entries above For Feb. 5, 1996.

Feb. 27, 1997 MEMORANDUM AND ORDER filed. AND NOW, Feb. 26, 1997, the defendant, Meadville Medical Center's preliminary objection in the nature of a demurrer/motion to strike plaintiffs' claim for punitive damages is sustained. The plaintiffs' claim for punitive damages is stricken.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 27, 1997 Order Mailed Attys. Evans, Hudak and Kisak.

Feb. 27, 1997 ORDER filed. AND NOW, Feb. 26, 1997, after consideration of the plaintiff's request as set forth in a letter to the court of Dec. 3, 1996, with the consent of defense counsel, plaintiffs are granted leave to file an amended complaint in the form enclosed with that Dec. 3, 1996 letter so long as they do so within the next twenty (20) days.
Also, upon agreement of the parties, the Court will be entering an Order disposing of the only remaining preliminary objection of the defendants', that being a demurrer filed by the Meadville Medical Center to the plaintiffs' claim for punitive damages.

BY THE COURT:
Anthony J. Vardaro, J.

Feb. 26, 1997 Order Distributed to all Counsel by Court.

Mar 6, 1997 Amended Complaint, filed.

Mar. 19, 1997 Answer and New Matter with Jury Demand of Defendant, Candido T. Cortes, Jr., M.D. to Plaintiffs' Amended Complaint filed.

Apr. 2, 1997, Answer to Amended Complaint filed.

Apr. 16, 1997, Notice of Servcie of Plaintiffs Interrogatories to dft. Meadville Medical Center and Request ofr Production of Documents filed.

Continued Page 478

MATTLEMEN, GREENBERG, SHMERELSON, WEINROTH & MILLER
Gregory Javardian

1026

Buffalo Road Professionals
Burton L.Fish

MELLON BANK, N.A.

vs.

CAROLYNN M. BAUMGARTNER

Filed Sept. 25, 1995 @ 12:03 p.m.

Tax & Entry paid	50.50
User's fee paid	5.00
Sheriff's Costs:	31.00
Pro Co. pd 4-18-96	5.00

JURY TRIAL OF TWELVE

CIVIL ACTION MORTGAGE FORECLOSURE COMPLAINT

1 copy sheriff

Nov 8, 1995 Preliminary Objections, filed.

Nov 8,1995 Praecipe for Argument List, filed.

ONARGUMENT LIST FOR December 1995

Dec. 15, 1995 Motion To Withdraw Preliminary Objections and Order filed. AND NOW, To Wit This 15th Day of December, 1995, upon consideration of the Defendant's Motion To withdraw Preliminary Objections, it is hereby ORDERED, ADJUDGED AND DECREED that the Preliminary Objections are withdrawn and that the defendant shall file an Answer within twenty days of the date of this Order.
Gordon R. Miller, J

Jan. 22, 1996, Plaintiff's Answer to Defendants' New Matter and Counterclaim, filed.

~~April 17, 1996 Upon praecipe of plaintiff attorney, the above Complaint withdrawn in the above Complaint withdrawn in the above captioned matter without prejudice.~~

Oct 17, 1995 Sheriff's Return Filed. SERVED Carolyn M. Baumgartner, personally, on October 10, 1995 at 9:25 AM, at 282 McClellan Street, Cambridge Springs, PA 61403
So answers, Scott D. Young, Deputy
Robert M. Stevens, Sheriff

Jan. 4, 1996 Answer, New Matter and Counterclaim, filed. (1 copy Atty.)

March 7, 1996 Upon praecipe of plaintiff attorney the above case sent to assigned Judge for determination and MOTION FOR SUMMARY JUDGMENT, filed.

April 17, 1996 Upon Praecipe of plaintiff attorney, the above Complaint withdrawn in the above captioned matter without prejudice.

1995

ROGERS PERFILIO HEIMAN
& SEWINSKY PC Com of Pa.
William Kuhar

1027

Rogers. Perfilio,
Heiman & Sewinsky PC
Herman M. Rodgers

COMMONWEALTH OF PENNSYLVANIA

vs.

GEORGE E. HOOD

Filed Sept 25, 1995 @ 3:05 p.m.

Tax & Entry paid 50.50
User fee Paid 5.00

PETITION FOR APPEAL FROM LICENSE SUSPENSION FROM DEPARTMENT OF TRANSPORTATION

1 copy attorney

ORDER: AND NOW, this 28 dayof Sept. 1995, upon consideration of the within Petition, it is ordered that a supersedeas order be entered with reference tot he suspension of Petitioners driving privileges in Pa. and a hearing be held.

RULE RETURNABLE for hearing and argument on the 22nd day of Dec. 1995 at 9:00 a.m. in C. R. No. 1 or 2 in Court of common pleas of Crawford County, pa.

by the court,
Gordon R. Miller J.
9/28/95 faxed to Rodgers and Com. of Pa.

Oct. 17, 1995, ORDER filed. AND NOW, this 17 day of Oct. 1995, this case is hereby rescheduled for Dec. 19, 1995 at 9:15 a.m. in C. R. No. 2.

For the Court, Ann Walker, Ct. Adm.
10/17/95 dist to Attys. by Ct. Adm.

Dec. 21, 1995 Motion to Continue and Order filed. AND NOW, this 21 day of December, 1995, upon consideration of the within Motion, the above matter is continued to February 1, 1996 at 1:30 o'clock p.m. in Courtroom 1 or 2.

Gordon R. Miller,J.
12-21-95 Faxed Kuhar & Rodgers

Feb 13, 1996 ORDER: AND NOW, Feb. 1, 1996, at the time set for hearign on this license suspension appeal, the Court meets with counsel and is advised that the Commonwealth is in possession of written psychological or medical reports indicating the Defendant is not emotionally or physically able to safely operate a motor vehicle. The Defendant contests this fact and apparently has counseled with a Dr. Cillufo in Edinoro,Pa on one or more ocasionsp and athe Commonwealth is in possession ofa report form said psychologist dated Aug. 9, 1995. Apparently, the Defendant, Hood, had another examination, but the written report from the aforesaid psychologist was not forwarded because his fees had not been paid. Counsel agree the matter should be continued for a period of approximately 60 days and the Court hereby resets hearing on this matter for April 4, 1996 at 10:00 a.m

The Defendant through his counsel agrees that they will either procure a new examination of the Defendant or will pay the feedue the aforesaid psychologist in order that a written report may be produced for the April 4, 1996 hearing. In this regard counsel for the Defendant agarees that he will forwarded a copy of the report intended to be used at the April 4 hearing to counsel for the Commonwealth on or before March 27, 1996.
Feb 14,1996 Rodgers & Kuhar by mail

Mar. 14, 1996 ORDER SETTING HEARING, filed. AND NOW, March 14, 1996, by Order of February 1, 1996, we continued this license suspension appeal in anticipation of an updated psychological report and reset the hearing for April 4, 1996, at 10:00 A.M. We now are in receipt of a request from defendant's counsel to further postpone the April 4th hearing because the consulting psychiatri Dr.Zulovich, is not scheduled to examine the defendant until April 5, 1996. Counsel for the defendant requested a continuance of thirty (30) days and the request is granted.

Hearing is reset for May 2, 1996, at 11:15 A.M., in Courtroom No.1, before President Judge Gordon R.Miller. A copy of the psychiatrist's written report shall be promptly forwarded to Commonwealth's counsel by defense attorney upon receipt thereof.

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

3-14-96 Dist.to Kuhar &Rodgers

May 7, 1996, ORDER: AND NOW, May 3, 1996 the hearing scheduled for May 2, 1996 is continued by consent of parties.

The hearing shall now be held on the 6 day of June 1996 at 8:45 a.m. in C. R. No. 1 of Courthouse, Crawford County.

In the event the parties arrive at a settlement, they shall enter into a Stipulation which shall be singed by counsel as well as George Hood. They shall submit that stipulation, with an agreed upon order to the court for signing prior to the date of the hearing.

by the court,
Gordon R. Miller, P.J.
5/7/96 maile to Rodgers and Kuhar

128

1995

Northwester Legal Service
Gerald Sullivan

1028

CAROLINE ORR

VS.

CECIL WILLIAMS

Filed September 25, 1995 @ 3:06 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 Pltf.
Faxed MCPD

ORDER:

And now, this 22nd day of October , 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 or workplace.
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 October 2, 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

Sep. 26, 1995 Sheriff's Return filed. SERVED Cecil Williams personally on Sseptember 25, 1995 at 3:45 PM at Crawford County Jail, Meadville,PA.
So answers,
Robert M.Stevens, Sheriff

Oct. 10, 1995 ORDER filed. AND NOW, October 2, 1995, after informal discussion,the Defendant advises the Corut while he apparently does not agree with the allegations in the peltition he does not object to the entry of an abuse order against him. Accordingly, the Defendant is prevented from contacting, threatening, annoying, harassing,assaulting, or going to the residence of the Defendant for any purpose or procuring others to do the aforesaid on his behalf.

He is advised that the belongings formerly at the Plaintiff's residence have now been delivered to Lemuel Wyant at 173 Walnut Street, Meadville,Pennsylvania; and he may pick the same up any time he desires.

A firearm in the possession of the plaintiff but belonging to the Defendant has been surrendered to the Meadville City Police Department. The gun will remain in possession of the police department, and the Defendant may not possess a firearm for the period of this order.

This order shall remain inforce and effect for a period of one year. Any police officer having reasonable grounds to believe the conditions of this order have been violated and the Plaintiff is in danger may arrest the Defendant without a warrant and file an immediate petition for contempt of the abuse order.

Apparently, the Plaintiff is in possession of an automobile ('85 Chevrolet) jointly owned by the parties and the Court directs that the vehicle remain in possession of the Plaintiff for her exclusive use. In the event the Defendant is claiming an equity or interest in the car,he may bring an appropriate action to claim said equity but he may not repossess tamper or damage or operate the car for any purpose. Defendant to pay costs in the amount of $118.50 by November 2, 1995.

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

10-17-95 Faxed MCPD & Co.Control.10-17-95 Copies to Sullivan, Deft. (Jail)

1995

HANCOCK LAW OFFICE
David L. Hancock

1029

JAMES W. SHREVE AND LINDA M. SHREVE

vs.

A.L. GLATZEAN, HIS OR HER HEIRS, ASSIGNS AND SUCCESSORS IN TITLE,
AND
FRANK CHASE, HIS HEIRS, ASSIGNS AND SUCCESSORS IN TITLE

AND
MRS. A. PORTER, HER HEIRS, ASSIGNS AND SUCCESSORS IN TITLE

Filed Sept 26, 1995 @ 9:00 am

Tax and entry paid	50.50
User fee paid	5.00
Pro Co pd 1-10-96	9.00

ACTION TO QUIET TITLE

1 copy atty.

Sep 28, 1995 Motion For Substituted Service on Defendants and Order, filed. AND NOW, this 27th day of September,1995, upon review of the Plaintiffs Motion for Substituted Service on Defendants and attachments and Plaintiffs Action to Quiet Title it is hereby ORDERED and DECREED that the Plaintiffs are hereby granted leave to serve the Defendants named in the Action to Quiet Title, whose existance and whereabouts are unknown, by publicatiion of a notice of the commencement of the action once in the Crawford County Legal Journal and once in the Brown-Thompson Newspaper serving the Bloomfield Township, Crawford County area in accordance with Pa. R.C.P. 430. Gordon R. Miller,PJ Sept 28, 1995 Faxed Hancock

Dec. 6, 1995 Motion for the Entry of Judgment and ORDER filed. AND NOW, on this the 4 day of December, 1995 uponconsiderationof the Plaintiff's Motion for the Entry of Judgment and affidavits of publicationattached thereto it is hereby ORDERED and DECREED that the Defendants and their heirs,assigns and successors intitle and all persons generally shall file a responsive pleading to the Plaintiff's Action to Quiet Title with this Court within thirty (30) days from the date of this Order and, in default thereof,upon the praecipe of the Plaintiffs the Prothonotary shall enter finaljudgment against the Defendants and their heirs and successors in title and all persons generally declaring valid and indefeasible the Plaintiff's title as against allright, title interest or claim whatsoever that the Defendants or their heirs, assigns or successors or all other persons generally may have and decreeing that the Defendants or their heirs, assigns and successors and all other persons generally are forever barred from asserting any right, title interest,or claim inor to the subject property inconsistent with the right, title, interest or claim of the Plaintiffs.

Anthony J. Vardaro, J.

12-6-95 Mailed Hancock

Jan 8, 1996 Praecipe for the Entry of Final Judgment, filed. Please enter final judgment agaisnt the captioned Defendants and all persons generally pursuant to this Courts Order and Decree of December 4, 1995 and Crawford County Local Rule L1066 as follows:

1. a) The Plaintiffs title to the hereinafter described real property is declared valid and indefeasible as against all right, title, interest or claim that the Defendants or their heirs, assigns or successors or all other persons generally may have; and

b) The Defendants and their heirs, assigns and successors and all other persons generally are decreed to be forever barred from asserting any right, title, interest or claim in or to the hereinafter described real property inconsistent with the right, title, interest or claim of the Plaintiffs.

2 a) The real property upon which this final judgment is entered is described as follows:

ALL that certain piece or parcel of land situate in Bloomfield Township, Crawford County, Pennaylvania, bounded and described as follows, to-wit:

BEGINNING at a point in the center line of Township Route 791, three hundred seventy five (375) feet, more or less, from the east line of land of Roy Glover, et ux, being three hundred forty-three (343) feet as actually measured from the east side of bridge abutment, marked by an iron stake at road margin;

THENCE east by the center line of Township Route 791, two hundred twenty (220) feet to a point;

THENCE south at substantial right angles to said road by other and remaining land of Edward Wayne Laughery and Julia B. Laughery, his wife, two hundred seven (207) feet to a pont;

THENCE westwardly parallel with the center line of said road two hundred twenty (220) feet to a point marked by an iron stake;

THENCE northwardly parallel with second call herein, two hundred seven (207) feet to the point and place of beginning. Containing one acres of land, more or less.

Being the same land conveyed by Edward Wayne Laughery and Julia B. Laughery, his wife, to Carl L. McClelland and Carol A. McClelland, his wife, dated June 1976, and recorded among Crawford County Records in Deed Book 500, page 167 and subsequently conveyed to Linda M. Shreve and James W. Shreve, her husband by deed dated June 30, 1995 and recorded July 27, 1995 in Crawford County Record Book 274 page 844.

ALL that certain piece or parcel of land situate in Bloomfield Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point in the center of Township Route 791, the southwest corner of land of Dicola;

THENCE west by the center line of Township Route 791, eleven hundred forty-five (1145) feet to a point at the southeast corner of land of Frank McClelland;

THENCE northwardly by land of said McClelland, four hundred (400) feet, more or less, to a point marked by an iron stake;

THENCE eastwardly by other and remaining land of Edward Wayne Laughery and Julia B. Laughery, his wife, ten hundred forty-five (1045) feet, more or less, to an iron stake in the west line of land of Dicola (said north boundary being a straight line following barbed wire fence line and westward extension thereof);

THENCE southwardly by land of said Dicola four hundred (400) feet more or less, to the point and place fo beginning and containing 10.01 acres of land, more or less.

Under and subject to a twenty-five foot right-of-way along the eastern boundary of the land herein described, in favor of Edward Wayne Laughery and Julia B. Laughery, his wife, and their heirs, successors and assigns.

Being the same land conveyed by Edward Wayne Laughery and Julia B. Laughery, his wife, to Dennis L. McClelland and Colleen R. McClelland, his wife, dated Aug. 5, 1981 and recorded among Cr. Co. Records in Deed Book 538 page 262 and subsequently conveyed to Linda M. Shreve and James W. Shreve, her husband by deed dated June 30, 1995 and recorded July 27, 1995 in Crawford County Record Book 274 page 844.

Cont. on Page 427

130

1995

1030

CANDES E. HICKEY

vs.

RICHARD L. CONFERE

Filed Sept 26, 1995
@ 11:50 a.m.

9-28-95 Pd Sheriff 1+ 9+85 39cc

Jdg & Entry Pd 9-28-95 50.50
user Fee Pd 9-28-95 5.00
Misc. Pd 9-28-95 5.00
Sheriff Pd 9-28-95 39.00

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

ORDER:

And now, this 26th day of September , 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. He shall not return to Plaintiff's home. Sole possession of the premises at 990½ Park Ave. is awarded. Defendant shall not contact Plaintiff. He shall return her keys.

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 10.2.95 , 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

Sep. 28, 1995 Sheriff's Return filed. SERVED Richard L. Confere, personally, September 27, 1995 at 1:20 PM, 990½ Park Avenue,Meadville,PA 16335.

So answers,

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

Oct. 2, 1995 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW, this 29th day of September, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of 9-26-95, 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 9-26-95 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, J.

10-2-95 Faxed McPD & Col. Control, mailed to Pltf & Deft.

1995

Thomas, Truax,Spadafore
Walker & Keenan
~~Alan Pepicelli~~
R. Charles Thomas

1031

Watts & Pepicelli
Alan L.Pepicelli

John Parise and Donald L.
Collins d/b/a
FORM TOOL & MOLD

vs.
Paul Kirgin d/b/a O'Sullivan
Enterprises and

O'SULLIVAN ENTERPRISES, INC.

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT
ROBERT J. LEONHART, 30-3-03
RULE TO FILE COMPLAINT AND RULE TO FILE

Filed Sept 26, 1995 @ 2:10p.m.

Tax & Entry Paid	50.25
User Fee paid	5.00
Pro Co pd 11-22-96	6.00

September 29, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Oct. 17, 1995 Complaint filed. (1 copy Atty.)

Nov 18, 1996 Upon praecipe of plaintiff attorney the above captioned action is marked settled and discontinue of record.

1995

1032

WIL-FRAN, INC

vs.

V. CEDRIC BUSH

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT OF DISTRICT 30-3-06

Oct 3, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Filed Sept 26, 1995 @ 4:20 p.m.

Tax & Entry paid	50.25
User fee paid	5.00

1995

Angelo P. Arduini

1033

VALERIE S. BULL

vs.

HARRY J. BULL

Filed Sept 26, 1995 @ 4:16 PM.

Tax & Entry paid	65.50
User fee paid	10.00
State paid	10.00
Adm. fee paid	45.00

COMPLAINT UNDER THE DIVORCE CODE, CUSTODY

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 9/26/95 . 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. 1, 1998 Motion Of Objection To Termination and Order filed. AND NOW, to-wit, this 21 day of April, 1998, upon consideration of the within Motion it is hereby ordered that this case not be terminated or dismissed and further unless the Defendant files an objection to the nondismissal in a timely manner. Anthony J. Vardaro, J

4/22/98 mailed Arduini

September 1, 2004 - See Computer for further entries.

1995

1034

LINDA M. CINCAR

vs.

MILAN P. CINCAR

Filed Sept 27, 1995 @ 11:15 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 Pltf.
Faxed MCPD

ORDER:

And now, this 27th day of Sept. , 19 , 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 home. He shall not 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 10.6.95 , 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

Sep. 28, 1995 Sheriff's Return filed. SERVED Milan Cincar, personally, September 28, 1995 at 8:40 AM, at theSheriff's Office, Room 303, Crawford County Courthouse, Meadville,PA 16335.

So answers,

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

Oct. 9, 1995, Motion to Vacate Protection from Abuse Order filed.

Oct. 10, 1995 ORDER AND NOW, October 6, 1995, both parties appeared in court. The Court explained to the defendant the nature of a PFA action and we believe he understood it, although we are not certain.

The plaintiff does not want to proceed with this case and accordingly, the plaintiff shall go to the Prothonotary's Office forthwith and sign a settlement and discontinuance. At that point, this action is DISCONTINUED and the Temporary Abuse Order of September 27, 1995, is vacated.

A copy of this Order shall be delivered to the Meadville City Police Department and to County Control. A copy shall be sent to the plaintiff at 768 Market Street, Meadville, Pennsylvania; and a copy shall be sent to the defendant at R.D. # 8, Box 138, Meadville, Pennsylvania.

Costs shall be paid by Crawford County.

BY THE COURT,
Gordon R. Miller, President Judge

10-10-95 Dist. to Pltf. & deft.
Faxed MCPD & County Control

1995

Donald Lewis
Mark D. Stevens

1035

William Kuhar

Jonathan E. Luster

vs.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed Sept 27, 1995 @ 3:55 pm

Tax & Entry Paid 50.50
User Fee Paid 5.00

LICENSE SUSPENSION APPEAL

1 copy atty.

NOTICE OF APPEAL, MOTION, PETITION FOR WRIT OF SUPERSEDEAS, AND ORDER filed. ORDER: AND NOW, this 29 day of Sept. 1995, upo motion by thge appellant, a hearing is set on said Appeal for the 22nd day of Dec. 1995, at 10:00 a.m. in C. R. No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

Further, notice of said Appeal and of this order of court are to be given forthwith by Appeallant's atty. to the appropriate representatives of the appellee by forwarding a true and correct copy of same to the appellee by First Class, US 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.

10/2/95 faxed to Lewis and Kuhar.

Oct.17, 1995, ORDER filed. And Now, this 17 dayof Oct. 1995 due to a change in court shcedule this case rescheduled for Dec. 19, 1995 at 10:00 a.m.

For the Court, Ann Walker, Ct. Adm.

10/17/95 dist., by Ct. Adm.

Dec. 19, 1995 Appearance of Mark D. Stevens for Appellant filed.

Dec. 19, 1995 Order filed. AND NOW, to-wit: this 19 day of December, 1995, this appeal from a one-year operating privilege suspension that was imposed upon the appellant pursuant to 75 Pa.C.S. 1543(c)(1) is, upon agreement of the parties, remanded to the Departyment for the purpose of imposing a six-month operating privilege suspension upon the appellant, pursuant to 75 Pa.C.S. 1532(b)(2), for his june 28, 1995 violation of 75 Pa.C.S. 1543(a), in place of the appealed one-year operating privilege suspension that was imposed upon him for that offense. Prior to June 28, 1995, appellant completed service of a one-year operating privilege suspension that was imposed upon him, purusant to 75 Pa.C.S. 1532(b)(3), for a May 30, 1986 violation of 75 Pa.C.S.3731, and a one-year operating privilege suspension that was imposed upon him, pursuant to 75 Pa.C.S. 1543(c)(1), for a July 24, 1989 violation of 75 Pa.C.S. 1543(). Therefore, his operating privilege prior to June 28, 1995, the appellant's operating privilege had not been restored as of that date due to his failure to pay the $25.00 restoration fee required under 75 Pa.C.S. 1960 and to provide the Department with acceptable proof that all vehicles of his were covered by financial responsibility, as required by 75 Pa.C.S. 1783. See Caruso v. Department of Transportation, 125 Pa. Commonwealth Ct. 54, 557 A.2d 54 (1989), appeal denied, ___Pa.___, 575 A.2d 117 (1990). The appellant's June 28, 1995 violation of 75 Pa.C.S. 1543(a) is his second violation of that statute; his first violation of that statute having occurred on July 24, 1989. Therefore, under 75 Pa.C.S. 1532(b)(2), a six-month suspension of the appellant's operating privilege is mandated due to the appellant's conviction for the June 28, 1995 violation.

By the Court:
Anthony J. Vardaro, J

Consented to: Mark A. Stevens
William A. Kuhar
Dec. 19, 1995 Faxed Stevens & Kuhar

1995

Barbara J. Walton

1036

ELIZABETH PISARCHICK

vs.

LEONARD PISARCHICK

Filed Sept 28, 1995 @ 9:47 A.M.

Tax & Entry Paid	65.50
User fee paid	10.00
State Pd	10.00
Adm. fee pd	45.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

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 9/28/95 . 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

Northwestern Legal Serv.
Gerald Sullivan

1037

David P. Troxx

10-13-95
Pd. Robert Stevens
Sheriff $ 41.00
ck # 9516

PATTI A. BURK

VS.

CHARLES V. KNAPP

Filed Sept 28, 1995 @ 11:21 a.m.

Tax & Entry	Pd. 10-12-95	50.50
User's Fee	Pd.	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd.	41.00
	Pro. Pd. 10-12-95	9.00

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

Order:

And now, this 28th day of September , 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 in any way. Defendant shall not dispost or or harm the mare "Jazz". He shall keep said mare and care for it until further order of court. This also applies to all 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 Oct 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

**Plaintiffs personal belongings. Plaintiff shall be entitled to remove her personal belongings on Friday 9-29-95

Oct. 3, 1995 Sheriff's Return filed. SERVED Charles V.Knapp,personally, on September 25, 1995 at 9:40 AM, at the Sheriff's Office,Crawford County Courthouse,Meadville,PA
So answers,

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

Oct. 4, 1995 Motion for Continuance of Protection from Abuse Hearing and ORDER filed. AND NOW, this 4th day of October, 1995, upon consideration of the attached motion,the Court grants the request tocontinue the scheduled hearing to the 12th day of October, at 3:30 P.M. In addition, the temporary Protection from Abuse order dated September 28, 1995 will remain in effect pending further order of the Court. Gordon R.Miller, J.
10-4-95 Dist. to Sullivan, 10-5-95 Mailed to Deft.

Oct. 17, 1995, ORDER filed. AND NOW, October 12, 1995, both parties appeared with counsel and entered into an agreement to resolve this matter. In doing so, the Defendant does not admit that he engaged in the conduct alleged in the petition based upon the agreement of the parties it is ordered as follows:

1. The Defendant shall not assault, abuse, harass, threaten, or stalk the Plaintiff.
2. Sole possession of the premises where the parties lived together at R.D. #1, Titusville shall belong to the Defendant.
3. The Defendant shall not go to the Plaintiff's residence or place of work.
4. The Plaintiff may go to the Defendant's residenence at R.D. #1, Titusville on Saturday, October 21, 1995 at 12:00 noon to pick up her belongings and personal belongings of the child. She shall not take any horse, the title to which is in dispute. In the meantime, the Defendant shall keep the Pliantiff's personal effects and personal effects of her child in good order and shall not damage, destroy, or dispose of those items in any way.
5. In the event that the Plaintiff has suffered any medical bills which are not covered by insurance as a result of the incident of September 27, 1995, the Defendant shall pay those bills within 30 days after the bills are submitted to him. If he insists, the plaintiff shall give him evidence as to why the bills submitted were not covered by insurance.
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 the Pennsylvania State Police Corry Barracks.
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. The Plaintiff shall do nothing to encourage the Defendant to violate this order. If the Plaintiff invites the Defendant to come to her residence, the Defendant should resists because if he is found there a police officer may assume that he has violated this order. In the event that the Plaintiff wants the Defendant to come to her residence, he shall not do so until this order is modified or terminated by an appropriate court order after a motion or petition is filed in accordance with the rules regarding motions and petitions.
9. The Defendant shall pay record court costs in the amount of $105.50 forthwith.
10. The Plaintiff will consent to a withdraw or nol pros of summary harassment charges now pending against the Defendant as a result of the incident of September 27, 1995 provided the Defendant pays for the court costs in that case. That is a case that is apparently being prosecuted by the Pennsylvania State Police and not by the Plaintiff as a private prosecutor.
11. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine of $100 to $1,000 and a jail sentence up to 6 months.

Continue On
PAGE: 502

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1995

Pepicelli,Youngs &
Youngs
Kenton R. O'Neil

1038

M.Dan Mason

ROSSMAN/HENSLEY, INC. d/b/a
WIL-FRAN, INC.

vs.

V. CEDRIC BUSH
AND CRAWFORD COUNTY TOOL
RENTAL

Filed Sept 28, 1995 @ 3:12 P.M.

Tax& Entry paid	50.25
User fee paid	5.00
Sheriff's Costs	50.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT OF
MAGISTERIAL DISTRICT NO 30-3-06 and RULE TO FILE COMPLAINT

Sept 29, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Nov. 9, 1995 Complaint filed.

Dec 5, 1995 SHERIFF'S RETURN, filed. Served Steve Clark, owner of Crawford Co. Tool Rental, personally, on Nov. 29, 1995 at 3:17 PM, at RD4 Box 1028, Conneaut Lake, PA. 16316.
Served V. Cedric Bush personally, on Nov. 16,1995 at 10:45 AM, at 814 Washington St., Meadville, PA 16335
So answers, Shawn E.. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Jan. 17, 1996 Defendant Bush's Answer to Complaint with New Matter Cross Claim AGainst Co-Defendant, Crawford County Tool Rental, filed.

Jan. 18, 1996 Certificate of Service filed. I,M. Dan Mason, Esquire, hereby certify that I served a true and correct copy of the within Defendant Bush's Answer to Complaint with New Matter Cross Claim Against Co-Defendant upon the following counsel, by First Class United States Mail, postage pre-paid, on the 17th day of January, 1996, at the following addresses:

Thomas Dana Watson, Esquire
Conneaut Lake Road
Conneaut Lake, PA 16316

Kenton R. O'Neil, Esquire
363 Chestnut Street
Meadville,PA 16335

BY: M. Dan Mason, Esquire

Jan. 16, 1996 Answer To Complaint and New Matter filed.

139

1995

	HAROLD HIGBY AND NANCY HIGBY	NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT MAGISTERIAL DISTRICT 30-3-03 ROBERT LEONHART
1039	VS.	Oct 5, 1995 Proof of Service of Notice of Appeal and rule to File complaint, filed. Oct 10, 1995 Praecipe to Strike Defendants' Appeal, filed.
Douglas Ferguson	BLOOMFIELD TWP. SEWAGE AUTH.	
	Filed Sept 28, 1995 @ 3:30 PM	
	Tax & Entry paid 50.25 User Fee Paid 5.00	

140

1995

Theodore Ely	IBM MID AMERICAN EMPLOYEES, FEDERAL CREDIT UNION	COMPLAINT 1 copy sheriff
1040	VS.	Oct. 10, 1995 Sheriff's return filed. NOT FOUND, Mary Jo Kinney, 47 Dean Avenue, Meadville, Pa. Has moved to 434 S. Webster, Kokomo, Indiana 46901, c/o D. Carlson. So answers, Shawn E. Ashbaugh, Deputy Robert M. Stevens, Sheriff
	MARY JO KINNEY	
	Filed Sept 29, 1995 @ 11:19 AM	
	Tax & Entry paid 50.50 User Fee paid 5.00 Sheriff's Costs 30.50	

1995

Kemp C. Scales

1041

CHARLES H. JOHNSTON and
MICHELLE LEE JOHNSTON

vs.

HAYES HAWKINS and THE SURVIVING SPOUSE, ANY OF CHARLES L. HAWKINS, their heirs devisees, personal representatives and assigns, and all person claiming any right title or interest

Filed Sept 29, 1995 @ 1:18 p.m.

Tax & Entry Paid	50.50
User fee paid	5.00
Pro pd. 1/23/95	9.00

COMPLAINT IN ACTION TO QUIET TITLE

Oct. 9, 1995, Motion for Leave to Serve by Publication, Affidavit of Diligent Searchand Order of court for Service of Complaint to Quiet Title by Publication filed. AND NOW, this 6 day of Oct. 1995, upon consideration of the motion filed by counsel for the plffs, and in reliance upon the affidavit concerning the status of the dfts. their heirs, devisees, personal representatives and assigns, filed by counsel for the plaintffs, it is hereby ordered that the plaintiffs sahll obtain service of the complaint filed in above action against the dfts, their heirs, devisees, personal representatives and assigns generally, by single publication of the legal notice attached tosaid motion in The Meadville Tribune and the Crawford County Legal Journal, notifying the dfts their heirs and assigns generally, torespond to the complaint to Quiet Title within 20 days from the date of publication or be forever barred from asserting any right, title interest, claim or demand whatsoever in, to or against the land described in said complaint.

By the Court,
Anthony J. Vardaro, J.

10/9/95 faxed to Scales

Dec. 19, 1995 Motion For Judgment filed.

Dec. 19, 1995 Final Decree filed. And Now, this 19 day of December, 1995, upon presentation of the foregoing Motion and due consideration thereof, it is hereby ORDERED and DECREED that the Defendants, HAYES HAWKINS, and THE SURVIVING SPOUSE, IF ANY OF CHARLES L. HAWKINS, their respective heirs, successors, devisees, personal represnetatives and assigns, are forever barred from asserting any right, title, lien or interest inconsistent with the claim of the Plaintiffs, as set forth in the Complaint in this case, in the following descrived property:

ALL that certain pieces or parcels of land situate in Woodcock Township, Crawford County, State of Pennsylvania, bounded and described as follows:

PARCEL 1: BEGINNING at the southwest corner of said lot at the center of the public road leading from Blooming Valley to Woodcock Borough; thence North along center of said road to the line of lots; thence East along line of lots to land formerly of Charles L. VanMarter; thence South along th eland formerly of Charles L. VanMarter to the center of the public road running to township line; thence West along center of said public road to the place of beginning. Containing 10 acres of land, more or less.

PARCEL 2: ON the North by land now or formerly of H. G. Staton, and land now or formerly of John Tedesco, on the East by land now or formerly of the heirs of Leon Tonley and A.K. Smith, on the South by land now or formerly of Alfred VanMarter and a public road, and on the West by land now or formerly of Earl Davis. Containing 68 acres of land, by the same more or less.

or in any way attacking the title of the Plaintiffs in said property, or form issuing or continuing any action attacking the same, or from encumbering, mortgaging or conveying the same or any part thereof, unless the aforesaid Defendants, or their respective heirs, successors, devisees, personal representatives and assigns, take such action as is herein directed within thirty (30) days after the entry of this decree. If is further ORDERED and DECREED that if no Petition to set aside this Decree is presented by the aforesaid Defendants, or their respective heirs, successors, devisees, personal representatives or assigns within thirty (30) days form the entry of this Decree, the same shall be final. If such action is not taken within said thirty-day period, the Prothonotary, on praecipe of the Plaintiffs, shall enter final judgment.

Per Curiam,
Anthony J. Vardaro, J

Jan. 19, 1996, Upon praecipe of plaintiff attorney, FINAL JUDGMENT is hereby entered in the above captioned case, in accordance with order entered Dec. 19, 1995.

judgment entered
1/19/96
H - 83, 33

FINAL JUDGMENT
Barbara H. King,
Prothonotary

142

1995

1042

CANDIDA KRISTA MARKS

vs.

WARREN ASHLEY MARKS

Filed Sept. 29, 1995 @ 3:21 p.m.

Tax & Entry Pd 10-4-95 50.50
User's Fee Pd 10-4-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd 29.00
Pro Co Pd 10-4-95 9.00

10-4-95 Pd Sheriff #9497 29.00

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

ORDER:

And now, this 29 day of September , 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 Plaintiff shall have sole possession of marital home at 752 Whittier Ave. and the defendant may not go to that residence. Also pending further order of court. The Plaintiff shall have sole custody of the minor children and Defendant may visit with theas allowed by 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 October 6, 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 THE COURT,
Anthony J. Vardaro, J

Oct. 3, 1995 Sheriff's Return filed. SERVED Warren A. Marks, personally, on September 29, 1995 at 4:07 PM at 991 Burns Avenue,Meadville,PA 16335
So answers,
Dale A.Collins, Chief Deputy
Scott D. Young, Deputy
Robert M. Stevens, Sheriff

Oct. 6, 1995, Motion to Vacate Protection from Abuse Order and Order filed. ORDER: AND NOW, this 5 day of October, 1995, upon receipt and review of the plaintiff's motion tovacate and terminate the Protection from abuse order of Sept. 29, 1995 said motion is granted and the order is hereby vacated and terminated.

A true and correct copy shall be delivered to Proper police agency and to county control.

Any provisions of the order of Sept. 29, 1995 assessing court costs shall remain in full force and effect without change ormodification adn the party against whom costs were assessed sahll remain obligated to pay the costs. BY ORDER OF THE COURT,
Anthony J. vardaro, J.

10/6/95 faxed to WMPD and county control, maile to plff and dft.

1995

1043

NANCY M. VAN TASSEL

vs.

STEPHEN M. VAN TASSEL

Filed Sept 29, 1995 @ 3:21 P.M.

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 MCPD

Order:

And now, this 29 day of September , 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 808 Stewart Street is awarded to Plaintiff. Defendant shall not contact planitiff in any way. He shall give all house keys 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 10-9-1995 , 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 COURT,
Gordon R. Miller, J

Oct. 3, 1995 Sheriff's Return filed. SERVED Stephen M. VanTassel, personally, on September 29, 1995 at 4:15 PM, at 808 Stewart Street, Meadville,PA
So answers,
Dale A. Collins, Chief Deputy
Scott D.Young,Deputy
Robert M.Stevens,Sheriff

Oct. 5, 1995, ORDER filed. AND NOW, Oct. 4, 1995 it having come to the court's attention that the defendant died on Oct. 2, 1995, this action is dismissed with the county to pay the costs.
by the court,
Anthony J. Vardaro, J.

faxed MCPD, and Co. Control, mailed plff.

144

1995

Douglas W. Ferguson

1044

A. A. ROBBINS, INC

vs.

RUSS HUDSON

Filed Sept 29, 1995 @ 3:21 P.M.

Tax & Entry Paid 50.50
User fee Paid 5.00

STATEMENT OF OBJECTIONS TO MAGISTRATE RULING
PURSUANT TO DISTRICT JUSTICE RULE NO. 1016

1995

1045

M. Dan Mason

DALE D. THOMPSON

vs.

MAGGIE AND MIKE KATORA

Filed Oct. 2, 1995 @ 9:52 a.m.

Tax & Entry paid	50.25
User fee paid	5.00
Pro Co pd 1-2-96	9.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT
WAYNE E. HANSON, 30-3-01 AND RULE TO FILE COMPLAINT

Oct. 11, 1995, Proof of Service filed.

And Now, December 28, 1995, upon praecipe of defendants attorney judgment of Non Pros is hereby entered against the named plaintiff for failure to file a Complaint within twenty days after being ruled so to do.

T - 42 JUDGMENT OF NON PROS
Barbara H. King, Pro.

1995

Quinn, Buseck, Leemhuis,
Toohey & Kroto, Inc.
Lawrence C. Bolla

1046

MARINE BANK

vs.

NORMAN H. ROBERTS AND
BOBBIE JO ROBERTS

Filed Oct. 2, 1995 @ 1:36 p.m.

Entry paid	15.00
Sheriff's Costs:	50.00
Pro Co pd 12/28/95	9.00

WRIT OF REVIVAL FROM
AD 1991-958

Issued Sheriff

Writ of Revival indexed against the defendants in favor of the Plaintiff in the sum of Three Thousand Five Hundred Eighty-three and 73/100 Dollars plus interest from September 27, 1991 and the costs of suit

Debt $3,583.73

Barbara H. King, Pro

Issued 10-2-95
R-24, 124

Oct. 24, 1995, Sheriff's Return filed. SERVED Norman H. roberts on October 17, 1995 at 11:07 AM by serving his Authorized Agent, Bobbie Jo Roberts, at her place of employment, Farley's Uniforms, 814 West Spring St., Titusville, PA. Signed Acceptance of Service attached.

SERVED Bobbie Jo Roberts personally on October 17, 1995 at 11:05 AM at her place of employment, Farley's Uniforms, 814 West Spring St., Titusville, PA.

So Answers,

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

And Now, Dec. 20, 1995 @ 11:45 am upon praecipe of plaintiff's attoreny, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plalintif and against the defendant for want of an answer and the damages are assessed at the sum of Three Thousand Five Hundred Eighty-three and 73/100 plus interest from September 27, 1991 plus the cost of this action.

R-12-24
entered DEc. 20, 1995

Debt $3,583.73
Int. from Sept. 27, 1991
Judgment
Barbara H. King,
Prothonotary

1995

Quinn, Buseck, Leemhuis,
Toohey & Kroto, Inc.
Lawrence C. Bolla

1047

MARINE BANK

vs.

NORMAN H. ROBERTS

Filed Oct 2, 1995 @ 1:36 p.m.

Entry paid	15.00
Sheriff's Costs:	50.00
Pro Co.paid 12/20/95	9.00 ✓

WRIT OF REVIVAL
OF

AD 1991-881

Writ of Revival indexed against the defendant in favor of the Plaintiff in the sum of Seven Thousand Seven Hundred Four and 58/100 Dollars plus interest from September 11, 1991 and the costs of suit

Debt $7,704.58

Issued 10-2-95

Barbara H. King, Pro
R-124

Oct. 20, 1995, Writ of Revival and Sheriff's Return filed. SERVED Norman H. Roberts, October 17, 1995 at 11:06 AM, by handing to Bobbie Jo Roberts, signed letter of acceptance attached 814 W. Spring Street, Titusville, PA. So Answers,
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

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: Amount due - $7,704.58, plus interest from Sept. 11, 1991 plus the costs of this action.

R-124
Judgmt. entered -
12/20/95

Debt $7,704.58
Judgment
Barbara H. King, Pro.

12-20-95 Notice of entry of judgment mailed defendant.

148

1995

1048

SHANNON HANES

vs.

KYLE SNYDER

Filed Oct. 2, 1995 @ 3:23 p.m.

Tax & Entry	Pd 10-11-95	50.50
User's Fee	Pd 10-11-95	5.00
~~Surcharge~~	1	~~25.00~~
Sheriff's Costs	Pd	15.00
Public Pd 10-11-95		5.00

10-11-95 Pd Sheriff #9508 50.00

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

ORDER:

And now, this 2nd day of October , 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 premises & custody of the children is awarded to Plaintiff. He cannot 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 October 10, 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

Oct. 4, 1995 Sheriff's Return filed. Served Kyle Snyder personally on October 2, 1995 at 6:45 PM at his place of residence,R.D.#4, Box 71A, Titusville,Crawford County, PA.

So answers,

Eric Brenner, private citizen
Robert M. Stevens, Sheriff

Oct. 9, 1995, Motion to Vacate Protection form Abuse order and order filed. ORDER: AND NOW, this 6 day of Oct. 1995, upon receipt and review of the plaintiffs motion to vacate and terminate the order of Oct. 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 the Prothonotary to proper police agency and to county control.

Any provisions of the order of Oct,2, 1995 assessing court costs shall remina in full force and effect without change or modification and the party or parties against whomcosts were assessed shall remin obligated to pay the costs.

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

10/ 9/95 faxed to Corry SPD and countycontrol.
10/16/95 copies to plff and dft.

1995

Gerald Sullivan

1049

VHONDA L. MORROE

vs.

JAMES W. MORROE

Filed Oct 2, 1995 @ 3:00 p.m.

Tax & Entry Pd. 10/16/95 50.50
User's Fee Pd. Pd. 5.00
Sheriff's Costs Pd. 60.40
Pro Co. Pd. 10/16/95 9.00
Pro Co pd 5-13-96 5.00

10-16-95 Paid Sheriff $ 60.40 Ck# 9519

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

Order:

And now, this 22nd day of October , 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 premises is awarded to Plaintiff. Custody of the child is awarded to Plaintiff. Defendant shall not contact 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 Oct. 11, 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

Oct 10,1995 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Mercer County, Pennsylvania to serve the within Protection From Abuse according to law. The defendants alleged address is c/o employment: Greenville Metals, Greenville, PA. Robert M. Stevens,
Sheriff, Crawford County

SERVED: James W. Morroe on 10-4-95 at 8:15 AM. William H. Romine, Jr.
Sheriff, Mercer County

Oct 9, 1995 Assignment of Hearing Date, filed. AND NOW, October 5, 1995, the Contempt Hearing in the above captioned case has beenscheduled at the same tinme as the Protection From Abuse hearing already scheduled for October 11, 1995, at 3:30 P.M., Couratroom No. 1 or 2, at the Crawford County Courthouse, Meadville, PA. FOR THE COURT,
Ann A. Walker, Crt. Adm.

Oct 9, 1995 copies dist by Court

Oct. 16, 1995 ORDER filed. AND NOW, October 11, 1995, the parties appeared in court on two matters. The original Temporary Abuse Order and a Contempt Complaint.

The plaintiff had counsel, the defendant did not. The defendant was advised as to the nature of the proceedings and he understood it. The parties agreed to a resolution of this matter, and based upon that agreement, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass, threaten, or stalk the plaintiff.
2. Possession of the marital residence is awarded to the defendant.
3. The defendant will not go to the plaintiff's residence.
4. The plaintiff shall be permitted to return to the marital residence on October 14, 1995, to pick up her personal belongings and a blue VW Rabbit. She shall do that at 12 o'clock Noon. She shall also give the defendant back the keys to his gray VW Rabbit.
5. The parties are the parents of a minor child, who is a junior at Conneaut Valley High School. The mother believes that the child should stay with Pastor Swogger, where he has been placed since the mother has been in a shelter. She does not believe the child should live with the father. The father believes that the child should live where he wants to and he would be happy to have the child live with him so that the child could continue to go to the Conneaut Valley School. We will not decide visitations or custody in this proceeding. The child shall remain with Paster Swogger no longer than 2 weeks from this date. That shall give the parties an opportunity to resolve this matter to their mutual satisfaction, or if it cannot be resolved, that will give the parties an opportunity to seek legal counsel and to bring an appropriate custody action. The parties are advised that in a custody action, the Court must determine what is the best interests and welfare of the child.
6. The plaintiff shall not invite the defendant to violate this Order, and if the plaintiff invites the defendant to her residence, the defendant should not go until this Order is modified. The parties may modify this Order by filing an appropriate motion or petition with the Court and use forms available in the Prothonotary's Office. If the plaintiff invites the defendant to violate this Order and if the defendant violates this Order before it is modified or amended, a Police Officer may assume that the defendant is in violation and arrest him.
7. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground 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. A copy shall be sent by the Prothonotary to the defendant at R.D. #1, Box 218-C, Springboro, Pennsylvania, 16435.
9. This Order shall remain in full force and effect for one (1) year from this date, unless modified or terminated by further Order of the Court.

506
CONTINUED ON PAGE [redacted]

1050.

MARTHA H. WEBER

vs.

MICHAEL B. WEBER

Filed October 3, 1995
@ 11:25 AM

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 MCPD

ORDER:

And now, this 3 day of October , 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 may not go to Plaintiff's residence at 456 Fairmont Av.e, Meadville 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 October 11, 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

Oct.6, 1995 Sheriff's Return filed. SERVED Michael E.Weber personally on October 5, 1995 at 11:50 AM at his residence, 456 Fairmont Avenue,Meadville, Crawford County, PA. Served by Meadville Police Department.

So answers, Robert M. Stevens, Sheriff

Oct. 16, 1995 District Justice Office COMPLAINT FOR INDIRECT CRIMINAL CONTEMPT FOR VIOLATION OF PROTECTION FROM ABUSE ORDER. Hearing 10/20/95 at 9:30 AM Court Room 2 ORDER filed. AND NOW, October 11, 1995 this matter is before the Court for a hearing with regard to the Plaintiff's petition for relief under the Protection from Abuse Act.

The Defendant was swerved on October 5, 1995 but does not appear. Accordingly, we proceed without his presence and enter the following order:

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff named in the petition.
2. The Defendant may not go to the Plaintiff's residence at 456 Fairmont Avenue in Meadville at any time.
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 and to County Control.
5. 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.
6. This order shall remain in full force and effect through October 10, 1996.
7. The County shall pay the costs of this proceeding.

BY THE COURT,
Anthony J. Vardaro

Oct. 16, 1995 Copy to Co. Control; FAXED MCPD

Oct. 23, 1995 AND NOW,October 20, 1995, this matter is before the Court for a complaint for indirect criminal contempt for a violation of a Protection from Abuse Order.

The Defendant appears without counsel, but David Truax, Esquire, Public Defender is present and has had some contact withthis case.

Essentially, the Defendant who is the son of the Plaintiff has apparently not been taking certain medication and is having psychotic episodes. That is apparant in the courtroom, and the Plaintiff just wants the Defendant to receive appropriate mental health treatment.

Accordingly, with the agreement of the Plaintiff, this matter is continued generally with either the Mental Health Center or the Defendant's sister to file a petiton for involuntary commitment of the Defendant for mental health treatment.

Once that occurs and the Mental Health Center is prepared to have the Defendant as their patient with the possibility of transferring him to Warren STate Hospital, it is ordered and directed that the Sheriff of Crawford County may deliver the Defendant to the Meadville Mental Health Center without further order of court; and at that time, this petition for contempt will be dismissed.

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

10-23-95 Copy to Atty. Truax, Faxed to MH 10-24-95 Copy to Pltf.

SEE MD 1986-406

Continued on Page 150 A.

1995

Continuation of Weber vs. Weber at AD 1995 - 1050 (from page 150)

Nov. 3, 1995, ORDER filed. AND NOW, Oct. 31, 1995 our order of Oct. 20, 1995 is amended to allow the defendant to be transported directly from the Crawford countyJail to the WarrenState Hospital by Crawford County Constables.

In all other respects not inconsistent with this order, our order of Oct.20, 1995 shall remain in fullforce and effect.

BY THE COURT,
Anthony J. VArdaro, J.

11/6/95 copy mailed to WSH, copy to Jail, copy mailed to plff.

150 B

1995

1995

John P.Gagliotti

1051

CHARLES GAGLIONE

vs.

FULENA, INC., d/b/a

FULENA PAVERS

Filed October 3, 1995 @ 1:50 p.m.

Tax & Entry Paid	50.25
User fee paid	5.00
Pro Co pd 12-8-95	9.00
Pro Co pd 11-22-95	9.00

Notice of Appeal from District Justice Judgment
of District 30-2-01 and Rule to File Complaint

Oct. 10, 1995 Proof of Service of Notice of Appeal andRule to File Complaint, filed.

Oct. 20, 1995 Complaint filed. (1 copy Atty.)

Nov 14, 1995 Notice of Default, filed.
@ 4:06 P.M.

Nov 30, 1995 Upon praecipe of Plaintiff attorney judgment has been entered and in support thereof, Plaintiff does show:

1. Complaint was filed on Oct. 20,1995 from an appeal by Defendant of a judgment entered by the District Justice.
2. Complaint was serve upon the Defendant on Oct. 20, 1995, by regular mail.
3. On Oct 20, 1995, A Notice for Default Judgment was filed and a copy was sent to Defendant on said date.
4. As of this date, no answer has been filed.

WHEREFORE, Plaintiff requests entry of the default judgment.

F - 181, 181 DEFAULT JUDGMENT
Barbara H. King, Pro.

Judgment entered
11/30/95

1995

GIFFORD, LAY & JOHNSON
James P. Lay, III
Eric B. Rohde

1052

John M Quinn, Jr.
Quinn, Buseck ,Leemhuis Toohey & Kroto, Inc.
for dfts. Durick and Mead. Med. Ctr.

~~J.Douglas Murphy Law Ofcs~~
~~Irving O. Murphy~~
for Defendants James R. Macielak,M.D., Curtis H.Laub, M. D. & Orthopedic Associates of Meadville, P.C.

Gaca Matis & Baum
Bernard R. Rizza for James R. Macielak,M.D., Curtis h. Laub,M.D., Orthopedic Assoc. of Meadville,P.C.,Defts.

JOHN D. WIMER AND MARY WIMER, his wife

vs.

JAMES R. MACIELAK and CURTIS H. LAUB and ORTHOPEDIC ASSOCIATES OF MEADVILLE, PC and THOMAS DURICK and MEADVILLE MEDICAL CENTER

Filed Oct 3, 1995 @ 1:50 p.m.

Tax & Entry Paid	50.50
User fee paid	5.00
Sheriff's Costs:	107.00

TRIAL BY JURY OF TWELVE

SUMMONS IN CIVIL ACTION

Issued Sheriff

***** (see below)

Nov. 1, 1995, Appearance of Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc. by John M. Quinn, Jr., attorney for defendants Thomas Durick, M.D., and Meadville, Medical Center, filed.

Nov. 1, 1995, Upon praecipe of defendants Meadville Medical Center and Thomas Durick M.D., Rule entered upon the plaintiffs to file Complaint issued.

Jan. 26, 1996 Complaint,filed. (See below)

Feb. 15, 1996, Preliminary Objections of defendants Meadville Medical Center and Thomas Durick, filed.

Feb. 15, 1996, Certificate of Service of Above objections and brief filed.

Feb. 15, 1996, Upon praecipe of attorneys for defendants Meadville Medical Center and Thomas durick, above preliminary objections placed on nex argument list.

Oct. 10, 1995 Sheriff's Return FILED. SERVID James R. Macielak on October 6, 1995 at 9:55 AM BY HANDLING COPY OF Summons to Mary K. Smith, Receptionist, at business, 640 Alden St., Crawford Co., Meadville, PA.
SERVED Curtis H. Laub on October 6, 1995 at 9:57 AM by handing copy of Summons to Mary K. Smith, Receptionist, at business, 640 Alden St., Meadville, PA.
SERVED Orthopedic Assoc. of Meadville, PA on October 6, 1995 at 9:56 AM by handin copy of SUMMONS to Mary K. Smith, Receptionist, at 640 Alden St., Meadville, PA.
SERVED Meadville Medical Center on October 6, 1995 at 10:05 AM by serving Nancy Blystone, Administrative Secretary at 751 Liberty St., Meadville, PA.
SERVED Thomas Durick personally on October 6, 1995 at 10:20 AM at 751 Liberty St., Meadville, Crawford County, PA.
So Answers,

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

*****(see entries above)

Nov. 9, 1995 Service of the foregoing Rule is hereby accepted on Nov. 6,1995 by James P. Lay,III, Esquire, Attorney for Plaintiff.

Dec. 6,1995 Appearance of J. Douglas Murphy Law Offices by Irving O. Murphy, Esquire, Attorney for Defendants James R.Macielak, M.D., Curtis H. Laub, M.D., and Orthopedic Associates of Meadville,P. C., filed.

Dec. 6, 1995 Praecipe for a Rule to File a Complaint issued.

Jan. 26, 1996 Complaint filed.

ON ARGUMENT LIST FOR MARCH 1996

Feb. 16, 1996 Defendants' Preliminary Objections To Complaint filed.

Feb. 16, 1996 Upon praecipe of Defendant Attorney the above matter is placed on the next available argument list.

Feb. 20, 1996 Notice of Service Of Interrogatories and Request For Production of Documents filed.

April 17, 1996 Withdrawal of Appearance of Law Offices of J. Douglas Murphy by Irving O. Mursphy, Esq., on behalf of defendants James R. Macielak, M.D, Curtis H. Laub M.D., and Orthopedic Associates of Meadville, P.C., filed.

April 17, 1996 Appearance of Gaca Matis & Baum, by Bernard R. Rizza, Esq., on behalf of James R. Macielak, MD., Curtis H. Laub, M.D., orthopedic Associates of Meadville, P.C., defendants, filed.

June 3, 1996, Notice of Serving Answers to Defendatns Interrogatories to Plaintiff and Requests for Production of documents filed.

July 1, 1996, MEMORANDUM AND ORDER filed. ORDER: AND NOW, July 1, 1996 upon consideration of the preliminary objections of all dfts, the preliminary objections by Meadville Med. Center and Dft. Durick to Subparagraphs 29(a) and 29(h) are sustained and those Subparagraphs are stricken without prejudice tot he plffs. to file an amended complaint making those subparagraphs more specific so long as that is done within 20 days from the date of this order. The preliminary objection of those dfts. to plaintiffs claim for punitive damages is overruled.
The Preliminary objectyion of Dfts. Macielak, Laub and Orthopedic Associates of meadville,, PC with respect to the punitive damage claim is overruled except it is sustained with respect to Dr. Laub. Finally, the prelininary objection of those dfts. in the nature of a motion or order Plaintiff or plead separate causes of action in separate counts is overruled.

by the court,
Anthony J. vardaro, J.
7/1/96 mailed to all counsel.

Cont on Page 152A

1995

John D. Wimer al

vs.

Jame R. Macielak, M.D. al

Record continued from page 152

of record

A.D. 1995 - 1052

****

Sept. 25, 1996 Answer and New Matter Pursuant To Pa. R.C.P. NO. 2252(d) of Defendants James R. Macielak, M.D., Curtis H. Laub, M.D. and Orthopedic Assocaites of Meadville, P.C. To Plaintiffs' Complaint filed.

Sept. 25, 1996 Notice of Service of Interrogarories and Request For Production of Documents Directed To Plaintiffs filed.

Mar. 3, 1997 Notice of Serving Plaintiffs' Interrogatories To Defendants James R. Macielak and Curtis H. Laub (First Set) filed.

Mar. 3, 1997 Notice of Serving Plaintiff's Request For Producitonto Defendants James R. Macielak and Curtis H. Laub (First Set) filed.

Mar. 3, 1997 Notice of Serving Plaintiffs' Interrogatories To Defendants Meadville Medical Center and Thomas Durick (First Set) filed.

Mar. 3, 1997 Notice of Serving Plaintiffs' Request for Production To Defendants Meadville Medical Center and Thomas Durick (First Set) filed.

Mar 14, 1997 Notice of Depositions, filed.

Mar 14, 1997 Notice of Serving Plaintiffs' Supplemental Answers to Defendants' Interrogatories to Plaintiff and Request for Production of Documents, filed.

Mar 14, 1997 Notice of Serving Plaintiffs' Answers to Interrogatories and Request for Production of Documents Directed to Plaintiffs, filed.

Mar, 18, 1997 Notice of rescheduled Depositions file.d

April 21, 1997, Notice of Service of interrogatories filed.

April 21, 1997, Notice of Service of interrogatories filed.

May 12, 1997 Notice of Rescheduled Depositions filed.

May 19, 1997 Notice of Depositions of Drs. Macielak, and Laub filed.

July 16, 1998 Notice of Intent to Serve a Subpoena to Produce Documents, filed.

September 16, 1998 Notice of Deposition filed.

November 20, 1998 Notice of Deposition filed.

Feb. 24, 1999 NOTICE OF Deposition Filed. (Marilyn Boyd)

Mar 29, 1999 Notice of Service of Plaintiff's Interrogatories and Request for Productiion of Documents to Defendant Meadville Medical Center (Second Set), filed.

Mar 29, 1999 Notice of Service of Plaintiff's Request for Production of Documents to Defendant Macielak (Second Set), filed.

Apr. 12, 1999 Motion To Compel Discovery From Defendant Durick filed.

Apr. 12, 1999 Motion To Compel Discovery From Defendant Macielak filed.

Apr. 12, 1999 Upon praecipe of Plaintiff Attorney the above matter is placed on the next available argument list.

1999 MAY ARGUMENT LIST

June 2, 1999 Certificate of Service of Answers and Responses to Plaintiffs' Interrogatories and Request for Produciton (Second Set) Directed to Defendant, Meadville Medical Center filed.

August 23, 1999 Memorandum and Order Filed. Adn Now, August 23, 1999 the Plaintiff's Motion to Compel Discovery is denied.

SEE COMPUTER FOR FUTURE FILINGS AS OF FEBRUARY 10, 2000

152
-8-

1995

1995

Terry Toomey

1053

JERENE MISKA

vs.

RICK MISKA

Filed Oct. 3, 1995 @ 3:39 p.m.

Tax & Entry Paid	50.50
User fee paid	5.00
State Paid	10.00
Adm. Fee paid	45.00
Pro.Co. Pd 3/28/96	9.00

COMPLAINT IN DIVORCE

1 copy atty

Feb. 16, 1996 Affidavit of Consent of Plaintiff filed.

Mar 1, 1996 Affidavit of Consent of Defendant, filed.

Mar 6, 1996 Affidavit of Service, filed. Terry toomey, Esquire, Counsel for the Plaintiff, does hereaby state the following:

1. On October 3, 1995, I caused a true and correct copy of the Complaint in divorce to be mailed by first class mail, postage prepaid, restricted delivery, to the Defendant, Rick Miska, at 490 Crestview Drive, Redsport, Oregon 97647.

2. Attached hereto and incorporated hereby is a Receipt for Certified Mail bearing the serial number Z 410 907 587.

3. The said Rick Miska, Defendant, apparently received a true and correct copy of the Complaint in Divorce as is evidenced by the Domestic Return Receipt. attached hereto and incorporated hereby, bearing the Article Number Z 410 907 587 and bearing what appears to be the signataure of the Defendant dated October 10, 1995.

4. I verify that the statements made in this Affidavit are true and correct. I understand that false statements herein made are subject to the penalties of 18 Pa. C.S.A. Section 4904 relating to unsworn falsification to authorities.

Mar. 27, 1996 Upon Praecipe of Terry Toomey,Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Apr. 3, 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:

Pursuant to Pa. R.C.P.1920.42 (d)1 no notice of intention to request entry of a divorce decree under §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). Wrong notice given as Defendant is not represented by counsel.

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.

4-3-96 Faxed Toomey

Apr 29, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

May 6, 1996 AND NOW, this 2 day of May, 1996, it is hereby Ordered and Decreed that JERENE MISKA, Plaintiff and RICK MISKA, 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

Gerald Sullivan

1054.

John P. Gagliotti

JUDY GORDON

vs.

RODNEY GORDON

Filed October 4, 1995
@ 10:45 AM

Tax & entry Pd 10-17	50.50
User's Fee Pd 10-17	5.00
~~Surcharge P~~	~~25.00~~
Sheriff's Costs	41.00
Pro Co Pd 10-17	9.00
Pro Co pd 2-16-96	5.00

Oct 17, 1995
Pd Sheriff's Costs
$41.00 ck #9522

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

ORDER:

And now, this 4 day of October , 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 marital home and sole custody of minor children pending further order of court. The Plaintiff may allow the defendant to visit children if she wishes.
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. PSP Corry
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 October 12, 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

Oct. 6, 1995 Sheriff's Return filed. Served Rodney Gordon personally on October 4, 1995, ast 11:50 AM at his place of employment, Beckey's Nursery, Spartansburg, Crawford County,PA.
So answers, Dale A. Collins, Chief Deputy Sheriff
Robert M. Stevens,Sheriff

Oct 5,1995 Assignment of Hearing Date and Order, filed. AND NOW, October 5, 1995, the Contempt Hearing in the above captioned matter will be heard at the same time as the Protection From Abuse hearing already scheduled for October 12, 1995, at 3"30 P.M. Courtroom No. 2, at the Crawford County Courthouse, Meadville, PA., instead of October 13th as defendant was advised of at time of arraignment before District Justicie Hertzberger.
FOR THE COURT,
Ann A.Walker, Crt. Adm.

10-5-95 dist by Court

Oct. 17, 1995, ORDER filed. AND NOW, October 12, 1995, at the time fixed for hearing in this matter, counsel for the Defendant move for continuance. Accordingly, this matter is continued until Monday, October 16, 1995 at 2:00 p.m. in Courtroom No. 1 of the Crawford County Courthouse. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
10/17/95 copies to Sullivan, Gagliotti

Oct. 20, 1995, ORDER filed. AND NOW, October 16, 1995, the parties appeared in court on the original PFA and on an alleged contempt of the temporary PFA. The Defendant has been incarcerated for 11 days. The parties both had counsel and they agreed to a resolution of this matter. The Defendant does not admit that he engaged in the conduct alleged in the petition.

Based upon the agreement of the parties it is ordered as follows:

1. The Defendant shall not assault abuse harass threaten or stalk the Plaintiff in any way.
2. The Defendant shall not go to the Plaintiff's residence or to her place of work.
3. The Defendant shall deliver his son's 30/30 rifle to the home of Rita Goodwill no later than 4:00 p.m. on Tuesday October 17, 1995.
4. The Plaintiff shall have exclusive possession of a 1980 Ford Mustang.
5. The Defendant's personal effects are in his truck at Berkey's Garage.
6. Primary physical custody of the parties four minor children, David, Jean, Tiffany, and Teresa shall be with the Plaintiff. The Defendant shall have a right to visit with three of his children to wit: Jean, Tiffany, and Teresa at times to be agreed upon by the parties. Those visitations shall take place at the home of Rita Goodwill in Centerville, Pennsylvania. This order with respect to custody and visitation shall remain in full force and effect until such time as a court of competent jurisdiction enters an order in a custody or visitation case.
7. The Plaintiff shall not invite the Defendant to come to her home or to violate this order in the event that the Plaintiff does invite the Defendant to her home, the Defendant shall not go. Any police officer finding the Defendant at the Plaintiff's home whether or not she consented or not may assume that the Defendant has violated this order. If the parties wish to get together in violation of this order, they shall not do so until the order is modified by an appropriate motion of the Plaintiff.
8. This order may be enforced without a warrant of arrest with any law enforcement officer having reasonable grounds to believe it has been violated.

Continued On Page 507

1995

FULLER, KINNUNEN, PETRUSO, GAMBLE, FABIAN AND Hall
Gary A. Fabian

1055

DAVID D. BURNS

vs.

JANE G. BURNS, a/k/a
JNE G. JOHNSON

Filed Oct 4, 1995 @ 11:54 a.m.

Indigent

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

1 copy atty

Oct 4, 1995 Petition for Leave to Proceed In Forma Pauperis and Order filed: AND NOW, this 3 day of October, 1995, the plaintiff is granted leave to proceed in the above-captioned divorce action in forma pauperis. The Court may in the future allocate costs in this matter.

BY THE COURT,
Anthony J. Vardaro, J

Oct 4, 1995 copy dist to Fabian.

Jan 15, 1996 Affidavit of Plaintiff Under Section 3301(d) of the Divorce Code, filed.

Jan. 17, 1996 Affidavit of Service filed. Gary A. Fabian, Esq., being duly sworn according to law, deposes and says that:

1. He is an attorney authorized to practice law within the Commonwealth of PA.
2. He is the attorney for the plaintiff in the above captioned matter.
3. On Oct. 5, 1995, he had deposited in the U.S. Mail by certifiedmail, return receipt requested, Certified Mail No. Z410 905 917 as evidenced by Certified Mail Receipt No. Z 410 905 917 attached hereto and made a part hereof, a true and correct copy of a Complaint in Divorce addressed to Jane G. Johnson said Complaint in Divorce naming Jane G. Johnson as the defendant in the above-captioned matter.
4. Service was obtained upon the defendant, Jane G. Johnson on Oct. 10, 1995, as evidenced by Return Receipt for Certified Mail No. Z 410 905 917 attached hereto and made a part hereof, said receipt being signed by Jane G. Johnson.

FURTHER, DEPONENT SAYETH NOT.

Gary A. Fabian, Esq.

Feb 6, 1996 AFFIDAVIT OF SERVICE, filed. Gary A. Fabian, Esq., being duly sworn according to law, deposes and says that:

1. He is an attorney authorized to practice law within the Commonwealth of Pennsylvania.
2. He is the attorney for the plaintiff in the above-captioned matter.
3. On January 23, 1996, he had deposited in the United States Mail by certified mail, return receipt requested, Certified Mail No. P 535 893 286 as evidenced by Certified Mail Receipt No. P 535 893 286 attached hereto and made a part hereof, a true and correct copy of a Affidavit under Section 3301 (d) of the Divorce Code addressed to Jane G. Johnson.
4. Service was obtained upon the Defendant, Jane G. Johnson on January 27, 1996, as evidenced by Return Receipt for Cetified Mail No. P 535 893 286 attached hereto and made a part hereof, said receipt being signed by Jane G. Johnson.

Mar.15, 1996 Amended Affidavit Under Section 3301 (d) of the Divorce Code by David D.Burns, Plaintiff, filed.

Apr. 3, 1996 Affidavit of Service filed. Gary A. Fabian, Esq. being duly sworn according to law, deposes and says that:

1. He is an attorney authorized to practice law within the Commonwealth of Pennsylvania.
2. He is the attorney for the plaintiff in the above-captioned matter.
3. On March 19, 1996, he had deposited in the United States Mail by ceertified mail, return receipt requested, Certified Mail No. P 535 893 310 as evidenced by Certified Mail Receipt No. P 535 893 310 attached hereto and made a part hereof, a true and correct copy of a Amended Affidavit under Section 3301 (d) of the Divorce Code addressed to Jane G.Johnson.
4. Service was obtained upon the defendant, Jane G.Johnson on March 23, 1996, as evidenced by Return Receipt for Certified Mail No. P 535 893 310 attached hereto and made a part hereof, said receipt being signed by Jane G.Johnson.

FURTHER DEPONENT SAYETH NOT.
March 29, 1996

Gary A.Fabian, Esquire

May 13, 1996 Affidavit of Service by Gary A. Fabian, Esq., for the Plaintiff filed.

June 24, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

July 2, 1996 AND NOW, July 1, 1996, it is hereby ordered and decreed that DAVID D. BURNS Plaintiff and JANE G. BURNS, a/k/a JANE G. JOHNSON, 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.

156

1995

EDGAR SNYDER & ASSOCIATES, PC
~~John H. Eaton~~ withdrawn
Russell D. Karl

1056

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

BARBARA YATZOR & MIKE YATZOR

vs

TRACEY J. STEELE

Filed Oct 4, 1995 @ 2:00 p.m.

Tax & Entry paid	50.50
User fee paid	5.00
Sheriff's Cost	34.00
Pro Co Paid 8/11/98	6.00 ✓

WRIT OF SUMMONS IN CIVIL ACTION

ISSUED SHERIFF

Oct. 12, 1995 Sheriff's Return Filed.
SERVED Tracey J. Steele, personally, on October 9, 1995 at 11:50 AM, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA
So Answers,

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

Nov. 20, 1995, Appearance of Emil M. Spadafore, Jr., of thomas, Truax, Spadafore Walker & Keenan, attys. for defendant, filed.

Nov. 20, 1995, Upon praecipe of defendant, Rule entered upon the plaintiff to file complaint, issued. (atty)

Dec. 27, 1995 Complaint filed.

Jan. 9,1996 Answer to Complaint, filed.

Feb 1, 1996 Notice of Service of Interrogatories and Request for Production of Documents, filed.

Feb. 9, 1996, Notice of Service of Interrogatories directed to Defendant, filed.

Sept. 3, 1996 Substitution of Counsel Pursuant to Rule 1012 by John H. Easton, Esq., by Russell D. Karl, Esq., of Edgar Snyder & Associates, P.C. for plaintiffs filed.

Sept. 6, 1996 WITHDRAWAL of John H. Eaton, Esq., and APPEARANCE of Russell D. Karl, Esq., for Plaintiffs, filed.

Jan. 14, 1997 Notice of Service of Answers to Interrogatories and Request for Production by Plaintiffs filed.

Jan. 14, 1997 Plaintiff's Answer to Motion for Partial Summary Judgment filed.

Jan. 14 1997 Plaintiff's Supplemental Brief in Opposition to Motion for Partial Summary Judgment filed.

May 16, 1997 Notice of Deposition of Tracey J. Steele filed.

August 3, 1998 PRAECIPE TO SETTLE AND DISCONTINUE FILED. UPON PRAECIPE OF RUSSELL D. KARL ESQ. EDGAR SNYDER AND ASSOCIATES LLC Attorney for Plaintiffs in the above-captioned case ismarked settled and discontinued of record.

1995

THOMAS, TRUAX, SPADAFORE
& WALKER
Emil M. Spadafore

1057

IN THE MATTER OF THE SALE OF A CERTAIN PARCEL OF LAND IN WEST MEAD TOWNSHIP, CRAWFORD COUNTY BELONGING TO THE CRAWFORD CENTRAL SCHOOL DISTRICT

Filed Oct 4, 1995 @ 2:30 p.m.

Tax & Entry Paid	50.50
User fee paid	5.00

PETITION FOR PRIVATE SALE OF UNUSED AND UNNECESSARY SCHOOL LANDS AND BUILDINGS

Order:

AND NOW, this 15th day of September, 1995, upon presentation of the foregoing Petition and upon due consideration thereof, the Court fixes the 27th day of October, 1995 at 8:45 o'clock a.m. in Courtroom 1 or 2 of the Crawford County Courthouse, Meadville, Crawford County, Pennsylvania or as soon thereafter as the attention of the Court may be had as the time and place for hearing on this Petition and the Petitioners are directed and ordered to give public notice of the proposed private sale by publication in the Meadville Tribune and in the Crawford County Legal Journal once a week for three (3) successive weeks before the date fixed for said hearing and sale and by hand bills, one or more of which must be Posted on the property proposed to be sold, and at least five (5) of which must be posted in conspicuous places within the vicinity of the real estate.

BY THE COURT,
Gordon R. Miller, j

Faxed to Spadafore

B

Nov. 1, 1995 ORDER filed. AND NOW, this 31 day of October, 1995, upon presentation of the within motion, the Hearing on the above matter is continued to November 29, 1995, at 8:45 O'clock A.M. in Courtroom 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.
BY THE COUT:
Anthony J. Vardaro, J.

Nov. 29,1995 ORDER filed. AND NOW, this 29 day of November, 1995, before the Court is a Petition for the Private Sale of Unused Land and Buildings in West Mead Township now owned by the Crawford Central School District. This proposesd sale of land involves approximately 20 acres of land more or less, which land was acquired by the school district in 1953.

This matter has been duly advertisied and the property has been posted in five (5) conspicuous places,as well as in one place on the property.

I½pm review of the Petition, it appears that the Crawford Central School District is willing to sell the above-referenced property to the Meadville Area Youth Baseball and Softball, Inc., at a price of $20,300.00, said purchase price to be paid by an initial down payment of $12,800.00 and the remaining balance to be paid in payments of $2,500.00 per year for three (3) years, together with interest at the rate of 7% on the unpaid balance. In addition, the Meadville Area Youth Baseball and Softball, Inc., will be responsible for paying the costs of all legalfees incurred in connection with the Agreement of Sale and the presentation of this Petition for Court Approval.

The specific description of the property tobe sold will consist of the description found at Deed Book 369, at Page 93, which describes a 25 acre, more or less, parcel of land with the exception of that 4 acre parcel of land that was conveyed to Lorrance S. Wasson by Deed dated October 28, 1994.

After hearing,the Court finds that it is fair and equitable to approve this sale and the sale is hereby permitted to the Meadville Area Youth Baseball and Softball, Inc., at a price of $20,300.00as prayed for in the Petition.

By theCourt:
Anthony J.Vardaro, J.

11-29-95 Faxed Spadafore

1995

PEPICELLI, YOUNGS AND YOUNGS
John V. Pepicelli

1058

LISA PEPICELLI YOUNGS

vs.

GEORGE ANDERSON and GEORGE W. DELAMETER a/k/a GEORGE W. DELAMATER, successors and assigns,

Filed Oct 4, 1995 @ 3:30 p.m.

Tax & Entry paid	50.50
User fee paid	5.00
Sheriff's Costs	205.40
Pro Co pd 1-10-96	9.00

COMPLAINT IN QUIET TITLE

1 copy atty

Nov 21, 1995 Affidavit of Service, filed. I, John V. Pepicelli, hereby certify that I am attorney for the above-named Plaintiff; that the Complaint to Quiet Title, with notice to plead, was served upon the Defendants, their heirs, executors and assigns by publication pursuant to this Honorable Court's Order dated October 13, 1995 in the Crawford County Legal Journal and in the Meadville Tribune, one (1) time, on October 25, 1995 by the Crawford County, Pennsylvania Sheriff's Department; that since the Complaint was published, Defendnts, their heirs, successors or assigns have neither entered an appearance nor filed an Answer or responsive pleading of any king; and that the last day to file an Answer or other responsive pleading was November 14, 1995. I understand that the statements made herein are subject to the penalties of 18 Pa. C.S.A. Section 4904 relating to unsworn falsification to authorities.

Oct. 13, 1995 Motion for Service by Publication with Affidavit and ORDER filed. AND NOW, this 13 day of October, 1995, upon consideration of the foregoing Motion and Affidavit, it appearing that the identity and whereabouts of the defendants, George Anderson and George W. Delameter aka George W. Delameter, their heirs and assigns are unknow, following diligent search and inquiry, it is hereby ordered that the Sheriff of Crawford County, Pennsylvania make service upon the defendants, George Anderson and George W. Delameter aka George W. Delameter, their heirs and assigns, by publication in both the Meadville Tribune and the Crawford County Legal Journal, one (1) time. Said publications shall include notices requiring the defendants, their heirs and assigns, to file an Answer to Plaintiff' Complaint within twenty (20) days after date of publication.

BY THE COURT,
Anthony J. Vardaro, J.

1 copy Atty.
1 copy Sheriff

Nov. 13, 1995 Sheriff's Return filed. SERVED by publication once only in the Crawford County Legal Journal on Wednesday, October 25, 1995, as per proof of publication attached.

SERVED by publication once only in the Meadville Tribune on Wednesday, October 25, 1995, as per proof of publication attached.

So answers,
Robert M. Stevens, Sheriff

Dec. 1, 1995 Motion for Judgment and FINAL ORDER AND ORDER OF JUDGMENT ENTRY Filed. AND NOW, this 30th day of November, 1995, it appearing that the Complaint in the above action has been properly served upon all defendants, their heirs, successors and assigns, in accordance with the Rules of Civil Procedure, and that no Answer or other responsive pleding has been filed or Appearance entered by or on behalf of any of the defendants, it is hereby ordered, adjudged and decreed that the above-named defendants, their heirs,. successors and assigns, are hereby and forever barred from asserting any right, lien, title or interest inconsistent with the respective interests of the Plaitniff as set forth in her Complaint in all those certain pieces or parcels of land situate in Vernon Township, Crawford County,Pennsylvania, which said properties (in lieu of specific metes and bounds descriptions thereof) are hereinafter identified as Parcel No. 1 and Parcel No. 2, by reference to the particular ded whereby title to the same was acquired by Bessemer and Lake Erie Railroad Company, predecessor in title to Harry C. Gleason and Anne L.Gleason, his wife, with names of grantors dates and places of record being set forth, is hereby made with the same force and effect as though the same were incorporated herein and at length set forth. under and subject to rights and rights of way and to all legal highways, as follows:

PARCEL NO. 1: That certain parcel of land conveyed by Arthur C.VanHorne and Flroence E. VanHorne, his wife, to the Meadville, Conneaut Lake and Linesville Railroad Company, by Deed Book Vol. 229, Page 492, containing 1.83 acres of land, more or less.

PARCEL NO. 2: That certain parcel of land Conveyed by Robert L. Shaw, unmarried, to the Meadville, Conneaut Lake and Linesville Railroad Company,by Deed, dated July 26, 1922, and recorded in the aforesaid Recorder's Office in Deed Book Vol. 229, page 556, containing 0.76 of an acre, more or less.

PARCELS NO. 3 and 4: ALL that certain piece or parcel of land situate in the Township of Vernon,County of Crawford, and Commonwealth of Pennsylvania, containing a total area of ninety-eight hundredths of one (0.98) acre, more or less, as shown crosshatched on attached partial print of the Bessemer and Lake Erie Railroad Company's Right of Way and Tract Map V8/1, marked Exhibit "A" and made a part of Deed recorded in Deed Book 552, Page 491. Said parcel contains lands having two different sources of title as more particularly set forth in Paragraph 6 of said Complaint and as shown on said Exhibit "A".

Chain of title to said parcel may be found by referring to and as more specifically set forth in Complaint filed inthe office of the Prothonotary of Crawford County at the above number and term.

Defendants, their heirs,successors and assigns, are hereby forever barred from impeaching, levying or in any way attacking the titles of the Plaitniff to the aforesaid parcels of land, from commencing or maintaining any action attacking the same or from encumbering, mortgaging or conveying the same or any part thereof unless the Defendants, their heirs, successors or assigns, shall within thirty (30) days of the date of the entry of this Order file a Petition to open or to strike judgment in this proceeing or bring an action in ejectment against the Plaintiff.

If no Petition to Open or Strike Judgment is filed within thirty (30) days of this Order, then upon Praecipe of the Plaintiff,the Prothonotary is directed to enter final judgment against the Defendants, their heirs, successors and assigns.

BY THE COURT,
Gordon R.Miller, J.

12-1-95 Faxed J.Pepicelli, Esq.

Cont. on Pg. 158A

158 A

1995 TERM

Lisa Pepicelli Youngs
vs.
George Anderson and George W. Delameter aka GEorge W. Delamater, their heirs, successors and assigns

CONTINUED FROM PAGE 158

of Record

A. D. 1995 - 1058

****

Jan 8, 1996, Praecipe For Entry of Final Judgment, filed. Kindly enter final judgment against all of the above-named Defendants, their heirs, successors and assigns, pursuant to Court Order of November 30,1995. I hereby certify that none of the Defendants has filed a Petition to Open or to Strike Judgment.

A - 203
D - 71, 71

JUDGMENT
Barbara H. King, Pro.

Jan. 26, 1996 Motion for Amended Final Order and Order of Entry of Final Judgment and AMENDED FINAL ORDER ANDORDER OF JUDGMENT ENTRY filed. AND NOW, this 25thday of January,1995, it appearing that the Complaint in the above action has been properly served upon all defendants,their heirs,successors and assigns, inaccordance withthe Rules of Civil Procedure, and that no Answer orother responsive pleading has been filed or Appearance entered byor on behalf of anyof the defendants,it is hereby ordered, adjudged and decreed that the above-named defendants, their heirs, successors and assigns, are hereby and forever barred from asserting any right, lien, title or interest inconsistent with the respective interests of the Plaintiff as set forth in her Complaint in all those certain four pieces or parces of land situate in Vernon Township, Crawford County,Pennsylvania, which said properties (in lieu of specific meters and bounds descriptions thereof) are hereinafter identified as Parcels No. 1, 2, 3 and 4 as follows:

PARCEL NO. 1: That certain parcel of land conveyed by Arthur C.VanHorne and Florence E.VanHonre,his wife,to the Meadville, Conneaut Lake and Linesville Railroad Company, by Deed, dated May 29, 1922, and recorded in the Recorder's Office of Crawford County,Pennsylvania, in Deed Book Vol.229, Page 492, containing 1.83 acres of land, more or less.

PARCEL NO. 2: That certain parcel of land conveyed by Robert L. Shaw, unmarried, to the Meadville, Conneaut Lake and Linesville Railroad Company, by Deed,dated July 26, 1922, and recorded in the aforesaid Recorder's Office in Deed Book Vol. 229, page 556, containing 0.76 of an acre, more or less.

PARCELS NO. 3 and 41: ALL that certain piece or parcel of land situate in the Township of Vernon, County of Crawford, and Commonwealth of Pennsylvania,containing a total area of ninety-eight hundredths of one (0.98) acre, more or less, as shown crosshatched on attached partial print of the Bessemer and Lake Erie Railroad Company's Right of Way and Tract Map V8/1, marked Exhibit "A" and made a part of Deed recorded in Deed Book 552,page 491. Said parcel contains lands having two different sources of title as more particularly set forth in Paragraph 6 of said Complaint and as shown on said Exhibit "A".

Chain of title to said parcel may be found by referring to and as more specifically set forth in Complaint filed inthe office of the Prothonotary of Crawford County at the above number and term.

Defendants, their heirs, successors and assigns, are hereby forever barred from impeaching, levying or in any way attacking the titles of the Plaintiff to the aforesaid four parcels of land, from commencing or maintaining any action attacking the same or from encumbering, morgaging or conveying the same or any part thereof unless the Defendants, their heirs,successors or assigns, shall within thirty (30) days of the date of the entryof this Order file a Petition to open or to strike judgment in this proceeding or bring an action in ejectment against the Plaintiff.

If no Petition to Open or Strike Judgment is filed within thirty (30) days of this Order, then upon Praecipe of the Plaintiff,the Prothonotary is directed to enter final judgment against the Defendants, their heirs, successors and assigns.

BY THE COURT,
Anthony J. Vardaro,J.

1-26-96 Faxed John Pepicelli

158 B

1995 TERM

1995

1059	IMHOFF FINE ARTS vs. IMAGINART, IMAGINART, INC., MARK KLAUS, GENE KLAUS, JILL KLAUS, LINDA KLAUS Filed Oct 5, 1995 @ 9:47 A.M. Tax & Entry Paid 50.25 User fee paid 5.00	NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT OF RONALD A. COLE, SR. DISTRICT 30-3-06 and RULE TO FILE COMPLAINT Oct.12, 1995, Proof of Service filed. Oct. 26, 1995 Complaint filed.

160

1995

1060	IMHOFF FINE ARTS vs. IMIGINART AND IMAGINART, INC. MARK KLAUS, GENE KLAUS, JILL KLAUS, LINDA KLAUS Filed Oct 5, 1995 @ 9:47 A.M. Tax & Entry Paid 50.25 User fee paid 5.00	NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT RONALD A. COLE, SR. DISTRICT 30-3-06 AND RULE TO FILE COMPLAINT Oct. 12, 1995, Proof of Service filed. Oct. 26, 1995 complaint filed.

1995

1061

Christine E. Taylor

vs.

Walter C. Carr

Filed Oct 5, 1995 @ 1:22 PM

Tax & Entry	50.50
User 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 MCP

ORDER:

And now, this 5th day of October, 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. He shall not go to Plaintiff's home. He will not contact her in any way. Custody of children is awarded to Plaintiff.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer havisng 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 fuerther order of this Court.

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 October 16, 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 requisred to do so.

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

Oct.6, 1995 Sheriff's Return filed. Served Walter C. Carr Oct. 5, 1995 at 4:20 PM on Walde Court, behind his residence on Garden St., Meadville, PA.

So answers,

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

Oct. 20, 1995 **O R D E R** filed. AND NOW, October 16, 1995, at the time fixed for hearing in this matter, the Plaintiff appeared but the Defendant did not. We are satisfied that the Defendant was served by the Sheriff on October 5, 1995. Therefore, we willl hold this hearing in the Defendant's absence. He had an opportunity to be here.

We find as a fact, that the Plaintiff is entitled to a protection from abuse order and accordingly, it is order as follows:

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

2. The Defendant shall not go to the Plaintiff's residence or place of work.

3. The Defendant shall not contact the Plaintiff directly. If he must contact the Plaintiff, he shall arrange to have others contact her by telephone during daylight hours or by U.S. Mail.

4. The Plaintiff shall not invite the Defendant to violate this order. She shall not invite him to her place and she shall not invite him to communicate with her directly unless she first obtains a modification of this order.

5. The Defendant is advised that even if the Plaintiff does invite him to her place, he should resist and not go because if he is fund there by a police officer, he may be arrested and placed in jail. The only way to change this order is by the Plaintiff filing a petition for modification or termination.

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

7. A copy of this order shall be delivered to the Meadville City Police Department and to County Control. A copy shall also be sent by the Prothonotary to the Defendant in care of Tony Radar 762 Walde Court, Meadville, Pennsylvania or to Greendale Cemetery where the Plaintiff believe he may be working.

8. This order shall remain if full force and effect until October 15, 1996 unless modified or terminated by further order of court.

9. Since the Plaintiff is on Public Assistance and the Defendant has just obtained work, costs shall be paid by the county.

10. The Defendant is reminded that this is and order of court and violation of this order may be punishable by a fine from $100 to $1,000 and a jail sentence up to 6 months.

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

1995

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

1062

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

Christopher L. Shreve

vs.

Pamela S. Shreve

Filed October 5, 1995 @ 3:30 PM

Tax & Entry pd.	50.50
User's Fee pd.	5.00
State pd.	10.00
Adm. Fee pd.	45.00
Pro Co pd 8-22-96	9.00

COMPLAINT IN DIVORCE
1 copy atty

Oct. 10, 1995, Affidavit of Service filed. I,James Irwin, Esq. being duly sworn according to law, depose and say that I am the atty. of record, and as such say I served true and correct copy of Complaint in Divorce certified, on above named dft. by cert. mail, addressee only, ret. rec.req. dated Oct. 5, 1995. Dft. acknowledged service on Oct. 6, 1995 by accepting delivery on that date as evidenced by attached signed ret. rec. James R. Irwin, Esq.

Oct. 31, 1995, Appearance of R. Charles Thomas, of Thomas, Truax, Spadafore, Walker, and Keenan, attorneys for defendant filed.

Apr. 2, 1996 Affidavit of Consent by Christopher L. Shreve,Plaintiff, filed.

Apr. 2, 1996Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code by Christopher L. Shreve, Plaintiff,filed.

June 6, 1996 Affidavit of Consent of defendant, filed.

June 6, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of Divorce Code filed.

Aug 21, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Aug. 26, 1996 ORDER filed. A final decree will not be entered at this time because: The paraties are asking that an agreement be incorporated into the decree yet: The agreement disposes of economic or other issues not raised by the pleadings etc.

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. (SEE PAPERS FILED).

BY ORDER OF COURT
Date: Aug. 26, 1996 Gordon R. Miller, J.

Aug. 26, 1996 Order FAXED Atty. Irwin.

Aug. 29, 1996 Praecipe to Transmit Record by Plaintiff filed.

DIVORCE DECREE FILED

Sept. 6, 1996 AND NOW, this 6 day of September, 1996, it is ordered and decreed that CHRISTOPHER L. SHREVE, plaintiff, and PAMELA S. SHREVE, Defendant, are divorced from the bonds of matrimony.

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

1995

C. Barton Jones

1063

Chester L. Cousins

vs.

Edward T. Searles and
Esther E. Searles

Filed October 6, 1995 @ 2:00 PM

Tax & Entry	pd.	50.50
User's Fee	pd.	5.00
Sheriff's Costs:		41.00
Pro Co	pd	9.00
Pro Co	pd 1-10-96	5.00

COMPLAIANT IN ACTION OF MORTGAGE FORECLOSURE

3 copies Sheriff

Oct. 24, 1995 Sheriff's Return filed. SERVED Edward T. Searles on October 23, 1995 at 11:31 AM by handing copy of Complaint to his Authorized Agent, Esther E. Searles at Sheriff's Office, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
SERVED Esther E. Searles personally on October 23, 1995 at 11:30 AM at the Sheriff's Office, Crawford County Courthouse, Meadville, PA.

So answers, Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Oct. 23, 1995 Amended Certificate of Mailing, filed, I, C. Barton Jones, Esquire,. do hereby certify thaty Two (2) true and correct copies of the Notice to Defend, and Complaint in Action of Mortgage Foreclosure were mailed to the Porhtonotary of Crawford County (This was previously stated as Mercer County) along with the orginial documents for the Prothonotary to be sent to theSheriff's Office for service by the Sheriff's Department on the above Defendants at their last known address, being:
Edward T.Searles and Esther E. Searles
115 Forst Avenue, Jamestown,PA 16134
Date: October 20, 1995 C. Barton Jones, Esquire

Dec. 6, 1995 And Now, upon praecipe of plaintiff attorney judgment has been entered agaisnt Defendants for failure to file within th required time to answer Plaintiff's complaint, which contained a Notice To Defend. Attached is the certification that written notice of intention to fiel the praecipe was mailed to Defendant.
S - 54, 54 JUDGMENT
Barbara H. King, Pro.

Jan 10, 1996 Upon praecipe of plaintiff attorney the above Judgment is marked satisfied of record.

1995

1064

Leslie Tar, M.D.

vs.

Nationwide Insurance Company

Filed Oct. 6, 1995 @ 2:10 PM

Tax & Entry pd 50.25
User's Fee pd. 5.00

JURY TRIAL DEMANDED

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT
WILLIAM D. CHISHOLM, DISTRICT 30-2-01

Oct. 6, 1995 Complaint filed. (2 copies atty)

Oct. 11, 1995, Proof of Service filed.

1995

1065

Brenda J. Haun

vs.

Rickey A. Haun

Filed Oct 6,1995 @ 3:10 PM

Tax & Entry Pd. 10-16-95 50.50
User's Fee Pd. 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd. 43.51
Pro Co. Pd. 9.00

10/16/95 Paid Sheriff # 43,51 Ck # 9520

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

ORDER:

And now, this 6th day of October, 1995, upon review of the petition of Plaintiff, the Court enters thefollowing Temporary Order.

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

2. Special Conditions: Plaintiff shall be permitted to move out today. After that, Defendant shall not contact Plaintiff in any way. He shall not go to her home or worplace. Plaintiff shall have custody of the children. Defendant shall not interfere with Plaintiff as she moves out.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer havisng 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 bya sheriff, constabel, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court.

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

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

Hearing is hereby set for Octobe 16, 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, P.J.

Oct. 10, 1995 Sheriff's Return filed. Served Rickey A.Hawn personally on October 6, 1995 at 3:37 PM at his place of residence, R.D.#2, Box 1514, Flick Rd., Saegertown, Crawford County,PA.
So answers,
Shawn E. Ashbaugh,Deputy Sheriff
Scott D.Young, Deputy Sheriff

Oct. 20, 1995, ORDER filed. AND NOW, October 17, 1995 this matter comes before the Court upon the Plaintiff's petition for relief under the Protection from Abuse Act. The Plaintiff appears with counsel and the Defendant appears without counsel. He is advised of his right to counsel but is here to proceed himself.

After some discussion as to his options, he admits the allegations of the petition.

Accordingly, with the agreement of the parties, and after further discussion, the following order is entered:

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

2. The Plaintiff has moved from the marital residence and does not intend to go back to that residence at this time, and accordingly, physical possession of the residence shall remain with the Defendant with no intention in this order on the Court's part to equitable divide that or any other property, or to indicate to the master or any other trier of fact any intention to do so.

3. Pending any further order of Court in this proceeding or in any appropriate custody proceeding filed by either party, physical custody of the minor child Sarah L. Haun shall be with the Plaintiff, with the Defendant to have visitations each Sunday evening beginning October 22, 1995 from 4:00 p.m. until 8:00 p.m. In the event the Defendant does not wish to exercise or cannot exercise that period of temporary physical custody, he shall notify the Plaintiff at least 24 hours in advance at a telephone number she has supplied to him this day.

The Defendant has also been advised of the Plaintiff's current residence and he may pick up the child at that residence and return the child to that residence for each period of temporary physical custody.

The Defendant may go to that residence for that purpose and that purpose only and shall not appear at that residence at any other time. If he is at that residence at any other time, he is cautioned that he will be in violation of this order because any police agency will presume that if he is at that residence at any other time, he is in violation of this order regardless of whether he was invited to that residence or not.

4. In the event the parties wish for the Defendant to be able to go to the Plaintiff's residence at any time during the term of this order other than for the periods indicated above, they should seek a modificaton of this order prior to him doing so.

5. The Defendant shall not go to the Plaintiff's place of work at Weber Harris Ford or any other place that she works during the term of this order, except that he may go for the sole purpose of taking possesion of an El Camino automobile no later than Thursday, October 19, 1995 at 7:00 p.m. The Plaintiff will place the key to that vehicle in a place where it would normally be place and both parties are aware some time this day so that the Defendant will have access to obtain that vehicle when he goes some time between now and 7:00 p.m. on October 19, 1995.

6. The Plaintiff has supplied a list of items she wishes to remove from the marital home and a copy of that list is attached to this order. The Defendant agrees that the Plaintiff may remove such items beginning at 2:00 p.m. on Saturday, October 21, 1995 and continue as long as it takes thereafter to remove these items. Again, it is not the Court's intention to equitably divide this property and this order is without guidance to the Master or trier of fact in any equitable distribution of the marital property in the future.

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.

CONTINUED ON PAGE 504

1995

John Petruso
Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall
1066

C. Baron Jones

Kenneth F. Wilson

vs.

George Wilson

Filed Oct 6, 1995 @ 3:24 PM

Tax & Entry	pd.	50.25
User's Fee	pd.	5.00
Sheriff's Cost		29.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT
WAYNE E. HANSON, DISTRICT 30-3-01

Oct. 9, 1995, Proof of servcie filed.

Oct. 25, 1995, Complaint filed. 1 copy (atty)

Oct. 30, 1995 Sheriff's Return filed. SERVED George Wilson, personally, October 27, 1995 at 1:05 PM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Jan 30, 1996 Answer and New Matter, filed.

Feb 12, 1996 Preliminary Objections of Plaintiff to New Matter and Counterclaims of Defendant, filed.

Feb. 23, 1996 Answer and Amended New Matter, filed.

April 16, 1996 Plaintiff's Reply to Defendant's Amended New Matter filed.

March 2, 1998 MOTION FOR LEAVE TO WITHDRAW APPEARANCE AND ORDER FILED. AND NOW, March 2, 1998 the motion is granted and counsel is granted leave to withdraw his appearance for Kenneth F. Wilson.
BY THE COURT
ANTHONY J. VARDARO, J.
3/3/98 FAXED PETRUSO & JONES

Jan 30,1998 Service to Kenneth F.Wilson of sixty days to complete discovery, filed.

Jan 30, 1998 Notice to complete discovery, filed.

Jan 30, 1998 Notice of service of Interrogatories filed.

July 20, 1998 MOTION FOR RULE TO COMPEL COMPLIANCE FILED (SEE PAPER FILED AT EQ. 1996-9)

July 30, 1998 RULE FILED. AND Now this 21st day of July 1998 the parties shall appear at a hearing on the Motion for Rule to compel Compliance to interrogatories in Ct Room No. 3, Crawford County Courthouse, Meadville, PA on Monday august 31, 1998 at 1:15 PM whereupon Kenneth F. Wilson shall show cause why he should not be compelled to produce the proofs demanded or suffer sanctions against the proof of said proofs if he does not so comply.
Gorodn R. Miller, J
7/30/98 FAXED JONES & AMRHEIN (SEE PAPER FILED AT 1996-9)

August 6, 1998 ORDER RESETTING HEARING FILED. AND NOW, August 5, 1998 the Court Administrator having been directed to reschedule the above matter from August 31, 1998 due to unavailability of the Court this matter is hereby reset for Thursday Sept. 24, 1998 at 9:15 AM Cr. #3 Crawford County Courthouse.
For the Court, Ann A. Walker, Ct. Admin.
8/6/98 Faxed Jones & Amrhein

September 25, 1998 Order filed. And now, September 24, 1998, these two compined cases are before the Court and the Defendant appears without counsel. The issues are complex and this Court Advises Kenneth Wilson, the son, who claims ownership of the premises that he needs counsel in view of the complexity of the issues and Kenneth's desire to address issues that may not be adequately plead in either of the cases.
Accordingly, this case is continued for a period of 30 days after which either counsel for father George, for son Kenneth or Kenneth on his own behalf may move the Court Administrator to set a further hearing in these two related nonjury cases.
Kenneth Wilson is cautioned by the Court that it will grant no more continuances because he has not retained counsel to represent him in this complex family feud issue.
By order of the Court
P. Richard Thomas
9/25/98 Mailed Jones

Dec. 3, 1998 Memorandum and order setting prehearing conference filed. ORDER: AND NOW, Dec. 3, 1998 a pretrial conference will be held before the undersinged judge on Dec. 21, 1998 at 9:30 a.m. in courtroom to be assigned by ct. Adm. the parties must be present withtheir counsel and Kenneth wilson is urged to employ counsel to represent him at the pretrial conference and at trial.
court and counsel will decide at the pretrial conference whether the cases will be consolidated for trial.
No. further pleadings may be filed before the pretrial conference without leave of court.
by the court,
P. Richard Thomas, S.J.
12/3/98 dist. by ct. to JOnes and Wilson, dft.

December 8, 1998 Motion to Reconvene or Reschedule Hearing on Prior Motion for Sanctions Filed.
Also Eq 1996 - 9 See paper filed at Eq 1998 - 9

CONTINUED ON PAGE 166-A

Kenneth F. Wilson
vs
George F. Wilson

continued from page 166
of record
AD 1995-1066

****

Dec. 22, 1998 Order filed. Adn now, December 21, 1998 in accord with our Order of December 3, 1998, the pretrial conference was held, but it turned out to be almostimpossible to crystalize and narrow the issues, due to the bitterness between the parties.
However, the parties mutually agree that in the action at 1996-9 relating to two tax claim lots now standing in the name of Kenneth, has been amicably resolved and the parties mutually agree that these two lots now standing in Kenneth's name and referred to in the pleadings shall remain in Kenneth's name and any issue pf appropriate title for these lots will not be raised or litigated in the eventual trial of this case.
The parties and their counsel mutually agree that the cases will be consolidated for trial. As far as procedure is concerned, the testimony will first addressthe issue of the residential property now titled in Kenneth's name, but occupied by father George. The parties are directed to have any pretrial discovery completed at least 10 days before trial.
The parties agree that at trial the first issue upon which testimony and exhibits will be taken will involve the dwelling house on the premises where father George is now residing. Upon completion of all testimony on this issue, then testimony relating to the three lot purchase which is in joint name between father and son will be addressed. The third issue to be addressed at trial will be a ten lot purchase of vacant lots now standing in Kenneth's name.
The agreement of counsel for the parties is that these two cases are nonjury trials and will be consolidated for trial
The Trial in this case will commence March 22, 1999 before the undersigned in a courtroom to be assigned. 9AM
The Court advises counsel that it will not delay the start of trial for any request for further discovery.

BY ORDER OF THE COURT
P. Richard Thomas

12/22/98 Dist Jones & Mason
Also Eq. 1996-9

March 23, 1999 Agreement filed.

AND NOW, March 22, 1999, at the time set for hearing on these two cases, the parties and their counsel appear and advise the Court that this troublesome matter has been amicably resolved. I appears, however, that lending institution is not ready to proceed this date, but the parties acknowledge closing will be made within 30 days of this date. Upon closing, the father will remove himself from the dwelling house and the acreage surrounding the dwelling house. The son will pay the father the sum of $5,500 at the time of closing.

The parties mutually agree father may remove his personal possession from the premises, and likewise, the parties mutually agree that son may make two inspections of the premises, the first, the day of closing and the second, within 24 hours of the time father physically removes himself and his belongings from the premises. The parties mutually aagree that George, through his counsel, will notify opposing counsel of the exact date he will remove himself from the premises on a permanent basis in order to accommodate the second visit to the premises by the son noted above.

At closing , the father George wil deliver two quit claim deeds to the defendant or his counsel. The first deed will be for four lots involving the residence here at issue, and the second deed willl be for the balance of some 17 lots involved in both lawsuits in these two cases, being the residence lots, and in addition, the deed will enumerte 13 addistional lots conveyed from father to son, namely,Lots 348,349, 350 and lots 354 through 363, inclusive.

As part of the settlement of these two cases, the son agrees that at the time of closing, or such other time as agreed by both counsel , son will deed to father Lots 233,234 and 235 in the Douthett Allotment.

The parties acknowledge that asffar as the residence premises is concerned , there are taxes and sewer liens against the residential property and the conveyance by father to son is made subject to these existing liens which the son acknowledge he has notice of and the payment of the same will become the son's sole responsibility.

The parties acknowledge that they mutually prepared a list of household items and personal property that may be removed by the father upon his leaving the premises and such property as will remain on the premises for the son's use without further claim thereto by the father. The parties acknowledge there is a dispute involving personal property not on the premises, and the same will be amicably resolved at the time of closing.

If neither party files a petition for reconsideration orfiles further action in this case, the parties mutually agree that these two lawsuits may be considered settled in full within 30 days. Both counsel and parties agree these cases may be considered as settled and discontinued without official Order of Court.

BY THE COURT
P. Richard Thomas

Distributed to Attorney M. Dan Mason, Esq.and
Attorney C. Barton Jones, Esquire

Mar. 29, 1999 Order of Addendum To Agreement filed. AND NOW, March29, 1999, it is hereby further ordered in modification of this Courts Order in the above captioned matter dated March 22, 1999, and both counsels having indicated to this Court their agreement to the terms of this modification, that said March 22, 1999 Order is hereby modified as follows:

1.) That is in particular provided that the quit-claim deed from George F. Wilson to Kenneth F. Wilson for the transfer of the residence subject to the captioned dispute, shall enumerate Lots No. 99, 100, 101 and 102 in the Douthett Ranch Plan of South Shenango Township, Crawford County, Pennsylvania.

2.) The parties are in agreement and it is therefore provided herein that at any point within the Thirty (30) days provided for settlement pursuant to the March22, 1999 Order, that upon occurrence of the anticipated clising and delivery of the deeds and proceeds, appeal rights shall cease and determine, and these cases may be considered as settled and discontinued without further action of the parties or the official order of court. The rights in these captioned lawsuits shall be considered to have been merged in said closing.

BY THE COURT,
P. Richard Thomas, J

May 10, 1999 Motion to show cause filed on behalf of George F. Wilson and Rule to Show Cause filed. And Now this 5th day of May 1999 a proper Motion before this court it is hereby ordered that a hearing is set for 11AM on the 27th day of May of 1999 in Courtroom 3 at which time Kenneth F. Wilson shall show cause why he should not be held in Contempt of this Court for his actions as set in said motion.

P. Richard THomas,J
See paper filed at EQ 1996 - 9

May 14, 1999 Motion for Discontinuance and Order filed. And Now, this 14 day of May 1999 a Proper Motion for Discontinuance before this Court it is hereby Ordered that all parties have received their agreed upon items. Motion of George Wilson to Discontinue these 2 actions Granted.

By the Court
P. Ricahrd Thomas, J.

5/14/99 Faxed D. Mason & Jones Also EQ 1996-9 See paper filed.

1995

Brian J. Lindsay

1067

Charles Wallace Mattocks, Jr.

vs.

Nancy Jo Mattocks

Filed Oct 6, 1995 @ 3:58 PM

Tax & Entry pd.	50.50
User's Fee pd.	10.00
State pd.	10.00
Adm. Fee pd	45.00
1 Addl Count pd	15.00
Pro Co. pd. 5-20-96	9.00

COMPLAINT IN DIVORCE
1 copy atty

Nov. 3, 1995, Affidavit of Service filed. I, Brian Lindsay, after being duly sworn do hereby certify that I am the atty. for plff, and that as such I am authorized to make this verification; that I did on Oct. 6, 1995 send to dft. by cert. mail, ret. rec. req., a true and correct copy of the complaint in divorce filed at above term and no. and that I did on the 10 day of Oct. 1995 receive a duly executed ret. rec. dated Oct.10,1995.
Brian Lindsay, Esq.

Jan. 12, 1995 Affidavit of Consent of Plaintiff filed.

May 7, 1996, Affidavit of Consent of defendant filed.

May 14, 1996 Upon praecipe of plaintiff attorney for Review Under Section 3301(c) and (d) of Divorce Code, this case moved to Court.

May 23, 1996 ORDER filed. This divorce matter has been referred to the Court for review and decree. The Court has review 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/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.

BY THE COURT
May 22, 1996 Gordon R. Miller, J.

May 24, 1996 Waiver of Notice of Intention To Request Entry of a Divorce decree Under Section 3301(c) & (d) Of The Divorce Code of Defendant filed.

June 10, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree filed.

July 24, 1996 Praecipe to Transmit Record filed.
July 24, 1996 Affidavit of Service on behalf of Plaintiff filed.

DIVORCE DECREE FILED

July 31, 1996 STIPULATION and CONSENT DECREE filed. AND NOW, this 30th day of July, 1996, Upon presentation and consideration of the foregoing Stipulation, this Court directs that:

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. (SEE PAPERS FILED).

BY THE COURT
Gordon R. Miller , J.

BY THE COURT
Gordon R. Miller , J.

pro se

Kenneth Osborn

1068

vs.

Ed Dye and
Rose Monsour

Filed Oct 9,1995 @ 1:57 PM

Forma Pauperis
sheriffs costs 46.00

CIVIL ACTION
COMPLAINT

Oct 9, 1995 Petition To Proceed in Forma Pauperis, field. AND NOW, October 6, 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 financcial condition.

BY THE COURT:
Anthony J. Vardaro, J.
Oct 10,1995 sent to Plf.

Oct. 23, 1995, Motion for Court Order Directing Sheriff to Make Service Upon Defendants in the above Captioned Cause of Action and order filed. ORDER: AND NOW, this 25 day of Oct. 1995 upon consideration of the Petitioner/Plaintiffs Motion for order of court directing sheriff to make service upon dfts. in above captioned and ordered:

County is directed to serve the dfts. in this case with the complaint: cause of action, it is decreed That sheriff of Crawford in so far as the plaintiff has already been granted in forma pauperis status on Oct. 6, 1995.

By the court.
Anthony J. vardaro, J.

Oct. 27, 1995, copies to sheriff and plff.

Oct. 27, 1995, 2 copies of complaint to sheriff for service

Oct. 28, 1995 Motion for Order of Court Directing Sheriff to make Service Upon Defendants In the Above Captioned Cause of Action filed. ORDER filed. AND NOW, this 25 Day of October, 1995 upon consideraton of the Petitioner/Plaintiff's Motion For Order of Court Directing Sheriff to Make Service upon Defendants in the above Captioned Case of Action, it is Decreed and Ordered:

That the Sheriff f Crawford County is directed to serve the Defendants in this case with the complaint; insofar as the Plaintiff has already been granted in forma pauperis status on October 6, 1995.

BY THE COURT,
Anthony J. Vardaro, J.

Oct. 27, 1995 Copy mailed Plff.

Nov. 2, 1995, Sheriffs Return filed.SERVED Rose Monsour,personally, Nov. 2, 1995 at 9:35 a.m. at Sheriffs Office, Crawford County Courthouse,Meadville, Pa.

SERVED Edward Dye, Nov. 2, 1995 at 9:36 a.m. by serving Rose Monsour, Authorized Agent, at the sheriffs Cffice, Crawford County Courthouse, Meadville, Pa. Signed acceptance of service attached.

So answers,

Carole Stefanucci, Dep.
Robert M. Stevens, Sher.

Nov 30, 1995 Notice of Intent to File Praecipe for Default, filed.

Dec. 18, 1995, 4:07 p.m., AND NOW upon Praecipe of Kenneth Osborn, plaintiff, with Certificate of Service attached, judgment is hereby entered in favor of Plaintiff and against Defendants for failure to file an answer and damages are assessed as follows:

Award judgment in plaintiffs favor and against the defendants in the amount of $1500.00 for actual costs of repairs;

$700.00 for costs of clean-up; for an aggregate total of $2,200.00 in compensatory damages.

Award a judgment of $200.00 in punitive damages.

Award a judgment in plaintiffs' favor and against the defendants in the amount of $200.00 for para-legal costs.

Award such and other relief deemed appropriate by the Court.

Debt $ 1500.00 plus costs
Judgment
Barbara H. King, Pro.

M-143, D-56
Judgment entered -
12/18/95.

1-02-01 PLEASE SEE COMPUTER FOR FURTHER ENTRIES.

1995

pro se	Patrick Kevin Kelly	LICENSE SUSPENSION APPEAL
1069	vs.	Oct. 9,1995 Notice of Appeal filed. (1 copy Pltf)
Willaim Kuhar	Commonwealth of Pennsylvania Department of Transportation	Nov.2, 1995 ORDER filed. AND NOW, this 2nd day of November, 1995, upon Motion by theAppellant, a hearing is set on said Appeal for the 1st day of February, 1996, at 9:00 o'clockA.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 tobe given forthwith by Appellant to the appropriate representative of 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. 11-2-95 Copy to Plft. & Atty. Kuhar
	Filed Oct 9, 1995 @	
	Tax & Entry pd. 50.50 User's Fee pd. 5.00	Feb 5, 1996 Motion For Continuance and POrder of February 1, 1996, AND NOW, to-wit: upon consideration of the foregoing Motion for Continuance, it is hereby ORDERED that the de novo hearing on this appeal that is currently scheduled for February 1, 1996 at 9:00 a.m. be rescheduled for a time to be set by Court Administrator Feb 5, 1996 Faxed Kuhar, mailed Plf. & given Ct Adm.
		Feb. 16, 1996 ORDER filed. AND NOW, February 14, 1996,the Court Administrator having been directed by the Court to set a new date for hearing in the above case, the same is hereby set for May 2, 1996, at 9:00 A.M. in Courtroom #1 or 2 of the Crawford County Courthouse. FOR THE COURT, Ann A.Walker, Court Administrator 2-20-96 Mailed Pltf, Faxed Kuhar
		April 30, 1996, Motion to Continue and order filed. ORDER: AND NOW, said licence suspension hearing is continued to the 13th day of August 1996 at 9:15 a.m. in Courtroom No. 2. for the court, A. Walker, Ct. Adm/ 4/30/96 faxed to Plff and Kuhar
		Aug. 14, 1996 ORDER filed. AND NOW, August 13 1996, after a hearing with regard to an appeal of a suspension of operating privileges, the Court finds that the suspension was proper, and accordingly, the suspension is affirmed and the appeal is dismissed. BY THE COURT, Anthony J. Vardaro, J. 8-14-96 MAILED Pltf & Kuhar

1995

Douglas W. Ferguson	Janice A. Mailliard	COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS AND EXPENSES
1070	vs.	Nov. 13, 1995 Affidavit of Service filed. I, the undersigned, being duly being duly sworn according to law,depose andsay that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County,Pennsylvania,on the above named Defendant by certified mail, addressee only, return receipt requested,dated October 17, 1995. The Defendant acknowledged Service on October 18, 1995, by accepting delivery on that date as evidenced by the attached signed return receipt. Nov. 7,1995 By: Douglas W.Ferguson, Esq.
	Lynn M. Mailliard	Jan 12, 1996 Affidavit of Consent of Plaintiff, filed.
	Filed Oct 9, 1995 @ 2:11 PM	Feb 7, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301-C of the Divorce Code.
	Tax & Entry pd. 95.50 User's Fee pd 20.00 State pd. 10.00 Adm Fee pd. 45.00 Pro Co pd 2-20-96 9.00	Feb 7, 1996 Affidavit of Consent of Defendant, filed. Feb 15, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. Feb 15, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Feb 22, 1996 Divorce ORDER of Feb 21, 1996. This divorce matter has been referred to the Court for review of 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 ws 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 tot he praecipe to refer or submit; and the parties have not executed and file dwith the Prothonotary a waiver of notice substantially in the form set forth in Rule 1920.72(c).

Rule 1920.42(b) has not bee complied with. Effective Jan. 1, 1996 the 3301(c) Affidavit must be executed 90 days or more after both filing and service of the complaint

The copy of the agareement attached to the decree is not a signed original.

Feb. 28, 1996 Affidavit of consent to Divorce (3301-c) by Janice A.Mailliard, Plaintiff, filed.

Feb. 28, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree under 3301(c) of the Divorce Code by Janice A.Mailliard, Plaintiff, filed.

Feb. 28, 1996 UponPraecipe of Douglas W.Ferguson, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

March 11, 1996 AND NOW, this 6th day of March, 1996, it is ordered and decreed that JANICE A. MAILLIARD, plaintiff, and LYNN M. MAILLIARD, defendant, are divorced from the bonds of matrimony.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED that terms, provisions and conditions of a certain settlement agreement between the parties dated Jan. 22, 1996, 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.

1995

Jorden and White
Harry Faber White, II

1071

Diane K. Vannell

vs.

Harry Vannell, III

Filed Oct 9,1995 @ 3:29 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd.	10.00
Adm Fee pd.	45.00
Pro.Co. Pd 3/5/96	9.00

COMPLAINT IN DIVORCE
UNDER SECTION 3301 (c) OF THE DIVORCE CODE

Oct. 11, 1995, Acceptance of Service filed. On this 9 day of Oct. 1995, I, Defendant in above matter hereby accept service of the Complaint in Div. under Sect. 3301(c) of the Divorce Code and Notice to defend with the full force in effect as if service had been made under the Pa. Rules of civil procedure.
Harry Vannell, III.

Jan. 10, 1996 Affidavit of Consent under Section 3301(c) of the Divorce Code of Plaintiff filed.

Feb 5, 1996 Affidavit of Consent of Defendant, filed.

Mar.1, 1996 Upon Praecipe of Harry Faber White,II,Esquire, Attorney for Plaintiff to transmit record, Case Moved to Court.

DIVORCE DECREE FILED

March 7, 1996 AND NOW, March 6, 1996, it is hereby ordered and decreed that DIANE K. VANNELL, Plaintiff, and HARRY VANNELL, III, 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.

172

1995

1072

LISA M. DONGHIA

VS.

RODERICK J. DONGHIA

Filed Oct 10, 1995 @ 12:03 PM

Tax & Entry Pd 10-17	50.50
User's Fee Pd 10-17	5.00
~~Surcharge~~	~~25.00~~
Sheriff's Costs	29.00
Pro Co 10-17 Pd	9.00

10-17-95
Pd Sheriff's Costs
$29.00 Ck # 9524

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

ORDER:

And now, this 10th day of October, 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 nor go to her residence or place of work. He may go to the Plaintiffs home to pick up his daughter for visitations. He may not go inside the plaintiff's home.

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

4. A copy of this Order shall b edelivered 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 October 117,1995 at 3:30 P.M. in Courtroom 1 or 2 of the Crawfor dCounty 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, P.J.

Oct. 17, 1995 Sheriff's Return filed. SERVED Roderick J. Donghia,personally,on October 13, 1995 at 7:28 AM, at the Sheriff's Office,Room 303, Crawford County Courthouse, Meadville,PA.
So answers,
Carole L.Stefanucci,Deputy
Robert M.Stevens,Sheriff

Oct. 20, 1995, **O R D E R** filed. AND NOW, October 17, 1995, the parties appeared in court. The Defendant did not have an attorney. The Court explained these proceedings to the Defendant and he understood it. The Defendant was willing to have a final order entered against him without the necessity of a hearing. Accordingly, it is ordered as follows:

1. The Defendant shall not abuse, harass, threaten, or stalk the Plaintiff or the minor child.

2. The Defendant shall not go to the Plaintiff's place of work or her residence. He may contact her by telephone or by mail provided that his conduct is not abusive, harassing, or threatening.

3. Primary physical custody of the parties minor daughter shall be with the Plaintiff. However, the Defendant shall have reasonable visitation rights at times and places to be agreed upon by the parties. In the event the parties cannot agree, then either party has the right to bring an appropriate custody or visitation action in a court of competent jurisdiction.

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

5. A copy of this order shall be delivered to the Pennsylvania State Police at Meadville, Linesville Police Department, and County Control and shall be mailed to the parties at their addresses listed on the petition.

6. This order shall remain in full force and effect for one year from this date. That is until October 16, 1996 unless modified or terminated by further order of court.

7. The Defendant shall pay record court costs in the amount of $93.50 by going to the Prothonotary's Office forthwith and making full payment.

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 $1,000 and a jail sentence up to six months.

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

1995

Evans, Portnoy & Quinn
Herbert B. Cohen

1073

LISA MARIE IRWIN

VS.

LEONARD COLLINS

Filed Oct 10, 1995 @ 1:49 PM

Tax & Entry	pd.	50.50
User's Fee	pd	5.00
Sheriff's Costs:		32.00
Pro Co	pd 2-9-96	6.00
Pro.Co.	pd 3/19/96	1.00

PRAECIPE FOR WRIT OF SUMMONS

issued Sheriff

Oct. 24, 1995, Sheriff's Return filed. Not found, as to defendant, Leonard Collins. Moved from address given of R.D. #6, Box 81, Meadville, PA. Left no forward address.
So answers, Robert M. Stevens, Sheriff

Feb 7, 1996 Upon praecipe of plaintiff attorney the within-captioned matter is marked settled and discontinued of record.

Barbara J. Walton

1074

DEBORAH L. GAMBLE

VS.

DENNIS H. GAMBLE

Filed Oct 10, 1995 @ 3:19 PM

Tax & Entry pd	80.50
User's Fee pd.	15.00
State pd	10.00
Adm Fee pd.	45.00
Pro Co 1/11/96	9.00
Pro. Co. Pd 3-5-96	9.00

COMPLAINT IN DIVORCE, CUSTODY AND EQUITABLE DISTRIBUTION
1 copy atty

Oct. 30, 1995 Affidavit of Service filed. And Now, October 30, 1995, comes Barbara J.Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section 3301 (c) was mailed to the Defendant via Certified Mail, return receipt on October 14, 1995.

2. That the Defendant signed the return card on October 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. Z410908215) 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. S 4904, relating to unsworn falsification to authorities.

Barbara J. Walton,Esquire

Dec 8, 1995 Consent Custody Agreement and Order, filed. AND NOW, this 6 day of December, 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 child, Hilary Denise Gamble. 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 minro child.

2. Primary physical custody of the minor child shall be with the Plaintiff, Deborah L. Gamble.

3. The parties have agreed that the Defendant shall enjoy visitation with the minor child each summer for an extended period of time of at least one month in length. The Defendant shall notify the Mother at least one month in advance as to when this period will take place and for what length.

4. The parties shall alternate custody of theminor child during holidays which shall include New Years, Easter, Memorial Day, Fourth of July, Labor Day, thanksgiving, and Christmas. Beginning in 1995 the minor child shall spend Thanksgiving with the Father and alternate therefrom so that holidays spent with the Father in 1995 shall be spent with the Mother in 1996.

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 child's life.

6. The Father shall have the right to telephone the minor child and is encouraged to do so. The parties are encourages to set up a schedule for calls so that the child is available to receive them.

7. Each party shall teach the child 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 child. None of the parties shall expose the minor child to harmful situations or harmful people while having custody of the child.

9. 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.

10. The parties to this action agaree that this Honorable Court shall retain jurisdiction of this matter.

By the Court,
Anthony J. Vardaro, J.

Dec 8, 1995 Faxed Walton, 12-12-95 sent Plf. & Dft.

Jan. 10, 1996 Affidavit of Consent by Dennis H. Gamble, Defendant, filed.

Jan. 10, 1996 Affidavit of Consent by Deborah L. Gamble,Plaintiff, filed.

Jan. 10, 1996 UponPraecipe of Barbara J.Walton,Esquire,Attorney for Plaintiff to transmit record, Case Moved to Court.

Jan. 19, 1996, ORDER filed. This divorce matter has been referred to 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 party who is unrepresented or to counsel of a represented party; etc.

Rule 1920.42(b) has not been complied with. Effective Jan. 1, 1966 the 3301(c) affidavit must be executed 90 days or more after both filing and servcie of the 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 order of court:
Gordon R. Miller, J.

Date: 1/19/96

1/19/96 faxed to Walton.

Feb. 23, 1996 Affidavit of Consent of Plaintiff, filed.

Continued on Page 174A

1995 TERM

Deborah L. Gamble
vs.
Dennis H. Gamble

CONTINUED ON PAGE 174A
of Record
A. D. 1995 - 1074

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Mar 1, 1996 Affidavit of Consent of Defendant, filed.

Mar 1, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Mar. 1, 1996 Amended Praecipe to Transmit the Record, filed.

DIVORCE DECREE FILED

March 7, 1996 AND NOW, this 6th day of March, 1996, 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, DEBORAH L. GAMBLE and Defendant, DENNIS H. GAMBLE, 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 Dec. 1, 1995, shall be 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.

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.

174 B

1995 **TERM**

1995

MASON AND Mason
Joan D. Mason

1075

CINDY L. GEE

VS.

CHARLES C. GEE, SR.

Filed Oct 11, 1995 @ 11:53 AM

Tax & Entry pd.	80.50
User's Fee pd	15.00
State pd.	10.00
Adm Fee pd.	45.00
Pro Co pd 2-16-96	9.00

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION

1 copy atty

Nov.15, 1995 Complaint reinstated.

Dec 12, 1995 Affidavit of Service, filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and beingduly sworn according to law, depose and say that I did on Nov. 15, 1995, mail to the above Defendant, Charles C. Gee,Sr., by certified mail #Z 727 903 630, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Charles C. Gee, Sr., on NOv. 20, 1995, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Feb 13, 1996 Affidavit of Consent of Plaintiff, filed.

Feb. 13,1996 Affidavit of Consent of Defendant, filed.

Feb 13,1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Feb 22, 1996 Divorce ORDER of Feb. 20, 1996. 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 showinga 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).

Rule 1920.42(b) has not been complied with. Effective Jan. 1, 1996 the 3301(c) Affidavit must be executed 90 days or more after both filing and service of the complaint.
Feb. 22, 1996 Faxed J. Mason

Mar. 8, 1996 Upon Praecipe of Joan D.Mason, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Mar 20, 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 tot he praecipe to refer or submit; and the parties have not executed and file dwith the Prothonotary a waiver of notice substantially in the form set forth in Rule 1920.72(c).

Rule 1920.42(b) has not been complied with. Effective Jan. 1, 1996 the 3301(c) Affidavit must be executed 90 days or more after both filing and service of the complaint.

Other THIS IS THE SECOND TIME THE COURT HAS REVIEWED THIS FILE AND THE SECOND TIME THAT WE HAVE REFUSED TO GRANT A DIVORCE FOR THE SAME REASON. THIS IS INEXCUSABLE WHEN THE RULES AND CLEAR AND EASY TO FOLLOW.
Gordon R. Miller, P.J.
Mar 21, 1996 Faxed J. Mason

Apr. 1, 1996 Affidavit of Consnet of Plaintiff filed.

Apr. 1, 1996 Affidavit of Consent of Defendant filed.

Apr 4, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

April 16, 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:

As to a 3301(c) divorce:

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.

April 16, 1996 Order FAXED Atty. J. Mason.

April 18, 1996Defendant's Waiver of Notice of Intention filed.

April 18, 1996 Plaintiff's Waiver of Notice of Intention filed.

April 18, 1996 Upon praecipe of plaintiff attorney the above captioned case resubmitted to Corut for finalization, filed.

DIVORCE DECREE FILED

April 26, 1996 AND NOW, this 23rd day of April, 1996, the court orders and decrees as follows:

Court grants an absolute-divorce from the bonds of matrimony. (SEE PAPERS FILED).

BY THE COURT,
Gordon R. Miller, J.

176

1995

Lawrence C. Bolla

1076

PNC BANK, N.A.

VS.

ROSE M. HAMILTON and
CLAYTON D. HAMILTON

Filed Oct 11, 1995 @ 12:13 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Shriff's Costs:	50.00
Sheriff's Costs	91.96
Pro Pd 5/2/97	9.00
Exemp. paid 5/2/97	10.00
Exemp. paid 5/2/97	10.00

CIVIL ACTION COMPLAINT

2 copies sheriff

Oct. 20, 1995 Sheriff's Return filed. NOT FOUND, as to the within named defendants, Rose Hamilton and Clayton Hamilton, 299 Walker Drive, Meadville, PA. Moved approximately three months ago, per neighbor.
So Answers, Robert M. Stevens, Sheriff

Nov. 2, 1995, Complaint reinstated. (sheriff)

Dec 12, 1995 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of McKean County, Pa. to ser the within Complaint according to law. The defendants are Clayton D. Hamilton and Rose M. Hamilton, alleged address is 508 Biddle St., Kane, PA 16735. Robert M. Stevens, Sheriff Cr. Co.
NOT FOUND The Complaint filed in this suit upon Clayton D. Hamilton and Rose M. Hamilton defendants named within returned "Not Found" as after diligent search and inquiry they were not to be found within my bailwick.
Donald D. Morey, High Sheriff

Mar. 22, 1996 Complaint Reinstated.

Oct. 30, 1996 Complanit Reinstated.

Jan. 8, 1997 Sheriff's REturn filed. Gary E. Wallin deposes and says that on the 24th day of Dec., 1996 at approximately 10:52 AM at 3026 Rt 430, Apt 3. Greenhurst, NY, deponent served the annexed Civil Action Complaint & Notice on Rose M. Hamilton, by delivering to and leaving with said Rose m. Hamilton personally a true copy of said Civil Action Complaint & Notice, thereof.

Gary E. Wallin, Deputy Sheriff
County of Chatauqua, State of N.Y.

April 18, 1997 at 1:28 p.m.
And Now, upon praecipe of plaintiff attorney, with default notice (copy) attached, Judgment is hereby entered in favor of the plaintiff and against the defendants, for want of an answer; damages assessed in the amount of Eight Thousand Eight Hundred Ninety Four and 86/100 dollars, plus interest from Oct. 11, 1995 and all costs of suit.
Judgment entered
4/18/97
H - 142, 32

Debt - $8,894.86

Int. from 10/11/95

JUDGMENT
Barbara H. King,
Prothonotary

May 2, 1997 notice of entry of judgment mailed dfts.

1995

1077	PETITION FOR INVOLUNTARY TREATMENT Wallace A. Robinson Filed Oct 11, 1995 @ 2:06 PM	PETITION FOR INVOLUNTARY TREATMENT Mental Health Procedures Act of 1976 Oct 13, 1995 Certification by the Court For Extended Involuntary Emergency Treatment, filed.

1995

1078

JOANN M. PERRY

VS.

DAVID J.MILOSEK

Filed Oct 12, 1995 @ 9:24 AM

Tax & Entry	50.50
User's Fee	5.00

SHERIFF'S COSTS PAPERS NOT SERVED AS OF 10/16/95

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

ORDER:

And now, this 12 day of Oct., 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.

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 thejurisdiction 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 cosurt 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 October 17, 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.

Defendant shall not contact Plaintiff nor go to her residence.

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

Oct. 13, 1995 Faxed PSP & Co Ctrol.

1995

J. Wesley Rowden

1079

COMMONWEALTH OF PENNSYLVANIA

VS.

Various Alcoholic Beverages
Contraband and Money Seized

Filed Oct 12, 1995 @ 11:44 AM

Tax & Entry Pd. 10/27/95 50.50
User's Fee Pd. 10/27/95 5.00

PETITION FOR FORFEITURE OF MONEY AND
DISPOSITION OF EVIDENCE

Oct 12, 1995 Petition For Final Order, filed.

ORDER: AND NOW, TO-WIT, this 10 day of October, 1995, upon consideration of the foregoing Motion, the Pennsylvania State Police is hereby authorized to dispose of the within identified evidence/contraband and forfeit the within identified money to the Commonwealth of Pennsylvania, as per PA State Police Regulations.

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

Oct 13, 1995 copy to Rowden

1995

Prenatt & Richmond
Mark O. Prenatt

1080

Culbertson, Weiss, Schetroma & Schug, P.C.
E. Max Weiss
for Hayfield Twp.

Bernard W. O'Keefe
for Russell Standard Corporation, Deft.

Marsh,Spaeder,Baur, Spaeder & Schaaf
Francis J. Klemensic
for Donald R. Riggs, Deft.

CHRISTINE A. JONAS and HOWARD JONAS, her husband

VS.

DONALD R. RIGGS, HAYFIELD TOWNSHIP and RUSSELL STANDARD CORPORATION

Filed Oct 12, 1995 @ 1:50 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Sheriff's Costs:		75.00
Pro Pd 12/4/95		#60.00 ✓

PRAECIPE FOR WRIT OF SUMMONS
issued Sheriff

Oct 25, 1995 Appearance of Culbertson, Weiss, Schetroma & Schug, P.C. by E. Max Weiss, Esquire for Hayfield Township, filed.
(1 copy atty)

Oct. 27, 1995 Sheriff's Return filed. SERVED Hayfield Township, October 17, 1995 at 11:30 AM, by handing to Velma Battles, person in charge, Township Building, RD #1, Saegertown, PA 16433.
SERVED Donald R. Riggs, October 18, 1995 at 1:19 PM, by handing to his wife, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA, signed acceptance of service attached.
SERVED Russell Standard Corp., by deputizing Erie County, affidavit of service attached. Served October 20, 1995 at 10:10.
So Answers,

Shawn E. Ashbaugh, Deputy
Scott D. Young, Deputy
Dale A. Collins, Chief Deputy
Robert A. Collins, Sheriff

Nov. 9, 1995 Appearance of Bernard W.O'Keefe, Esquire,Attorney for Russell Standard Corporation, Defendant filed.

Nov. 9, 1995 Rule upon Plaintiffs for Rule to file Complaint issued.

Nov. 29, 1995 Proof of Service of Rule to file Complaint, filed.

Dec. 4, 1995 Civil Complaint filed. (1 copy Atty.)

Dec. 22, 1995 Answer and New Matter filed.

Jan 8, 1996 Reply to New Matter of Defendant Hayfield Township, filed.

Jan 8, 1996 Answer, New Matter and New Matter Pursuant to Rule 2252(d), filed.

Jan. 10, 1996 Reply of Hayfield Township to the Cross-Claim of Russell Standard Corporation filed.

Jan 11, 1996 Request For production of Documents Directed to Plaintiff, filed.

Jan 11, 1996 Notice of Service of Interrogatories Directed to Defendant, Hayfield Township, filed.

Jan 11, 1996 Notice of Service of Interrogatories Directed to Plaintiffs, filed.

Jan 11, 1996 Request For Production of Documents Directed to Defendant, Hayfield Township, filed.

Jan 11, 1996 Notice of Service of Interrogatories Directed to Defendant, Donald R. Riggs, filed.

Jan 11, 1996 Request For Production of Documents Directed to Defendant, Donald R. Riggs, filed.

Jan. 17, 1996 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf By Francis J. Klemensic, Atty., on behalf of defendant, Donald R. Riggs, filed.

Jan 19, 1996 Defendant, Donald R. Riggs', Reply to New Matter of Defendant, Russell Standard Corporation, filed.

Jan. 22, 1996, Reply to New Matter of Defendatn Russell Standard Corp., filed.

Jan. 22, 1996, Reply to New Matter Pursuant to Rule 2252(d) filed.

Jan 25, 1996 Certificate of Service of Answers to Defendant, Russell Standard Corporation's First Set of Interrogatories and Request for Production of Documents, filed.

Feb. 9, 1996, Answer and New MATTER of defendant Donald R. Riggs filed.

Feb 13, 1996 Reply of Hayfield Township to Rigg's Cross Claim, filed.

Feb 23, 1996 Reply to New Matter Pursuant to Rule 2252(d), filed.

Mar. 4, 1996 Reply to New Matter of Defendant, Donald R. Riggs, filed.

Mar. 11, 1996 Notice of Serving Answers To Interrogatories and Requests for Production of Documents filed.

Aug. 18, 1997 Certificate of Servcie of Hayfield Township's Answers to Plaintiffs Interrogatories filed.

Dec 29, 1997 Motion For Leave to Take Oral Deposition by Telephone and Rule To Show Cause: AND NOW, this 24th day of December, 1997, in consideration of the foregoing Motion for Leave to Take the Oral Deposition of Defendant Donald Riggs by Telephone, it is hereby ORDERED, ADJUDGED and DECREED that a Rule is hereby imposed upon the Defendants to Show Cause, if any they have, why the relief requested by teh Plaintiffs should not be granted. A hearing upon said Rule is hereby scheduled for the 5th day of February, 1998, at 3:30 P.M. in Courtroom 2 of the Crawford County Court House, Meadville, Pennsylvania. Anthony J. Vardaro, J.
Dec 29, 1997 Faxed Sundberg, O'Keefe, Weiss and Mailed Prenatt

Continued on Page 180-A

1995 TERM, i

CHRISTINE A. JONAS AND
HOWARD JONAS
VS
DONALD R. RIGGS, HAYFIELD
TOWNSHIP AND RUSSELL STANDARD
CORPORATION

CONTINUED FROM PAGE 180
OF RECORD
AD 1995 - 180
1080

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January 6,1998 RULE TO SHOW CAUSE REGARDING MOTION FOR LEAVE TO TAKE ORAL DEPOSITION BY TELEPHONE AND CERTIFICATE OF SERVICE FILED. I, Mark O. Prenatt, Esq, hereby certify that I served a copy of the Rule to Show Cause regarding the Motion for Leave to Take the Oral Deposition of Defendant Donald Riggs by Telephone in the above captioned case upon the parties listed below by first class United States Mail on December 31st, 1997.

Bernard W. O'Keefe, Esq.
410 Two Chatham Center
Pittsburgh, PA 15219
Attorney for Russell Standard

E. Max Weiss, Esq.
911 Diamond Park
Meadville,PA 16335
Attorney for Hayfield Township

Eugene C. Sundberg, Esq.
Marsh, Spaeder, Baur, Spaeder & Schaf
300 State St., Suite 300
Erie, PA 16507
Attorney fro Donald R. Riggs

Prenatt & Richmond
By: Mark O. Prenatt, Esq.

February 17, 1998 ORDER GRANTING PLAINTIFFS' AMENDED MOTION FOR LEAVE TO TAKE ORAL DEPOSITION BY TELEPHONE FILED.

February 9, 1998 AMENDED MOTION FOR LEAVE TO TAKE ORAL DEPOSITION BY TELEPHONE AND ORDER FILED. AND NOW, this 9th day of February, 1998, Plaintiffs' Amended Motion for Leave to take the Oral Deposition of Defendant Donald Riggs by Telephone is granted, and it is hereby ORDERED that Plaintiffs may take the oral deposition of Donald Riggs at such time as the parties may agree.

BY THE COURT,
Anthony J. Vardaro, J.

2/9/98 FAXED Sundberg & Weiss & O'Keefe Dist. Prenatt

October 22, 1998 Notice of Video Deposition Filed.

Nov. 30, 1998 Upon praecipe of plaintiff attorney, the within suit is settled, discontinued, ended with prejudice and costs paid.

1995

MacDonald, Illig, Jones
& Britton
Richard J. Parks

1081

INTEGRA BANK , successor by merger to PENNBANK

VS.

JAMES W. STEELE and
TRACEY J. STEELE

Filed Oct 12, 1995 @ 2:37 PM

Tax & Entry	pd.	50.50
User's Fee	pd.	5.00
Sheriff's Costs:		50.00
Pro Co	pd 11-22-95	9.00

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Oct. 24, 1995, Sheriff's Return filed. SERVED Tracey J. Steele, personally, on October 19, 1995 at 1:30 PM, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA.

SERVED James W. Steele, personally, on October 20, 1995 at 11:45 AM, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA.

So answers, Diane Brittain, Deputy
Carole Stefanucci, Deputy
Robert M. Stevens, Sheriff

And Now, November 22, 1995, upon praecipe of plaintiff attorney judgment has been entered against the defendants, for failure to file an answer in the above-captioned matter in the amount of Thirty-two Thousand Seven Hundred Forty-four and 59/100, plus interes tat the rate of $7.19 per day from October 31, 1995, monthly late charages beginning November 1995 of $14.58, plus costs of suit, taxes and insurance premiums advanced by Plaintiff and for foreclosure and sale of the mortgaged premises.

S - 95, 165

Debt: $32,744.59 plus int. & costs
JUDGMENT
Barbara H. King, Pro.
Nov 30, 1995 Notice of entry of Judgment sent Dfts.

EX 1995-84

182

1995

Shafer, Swick, Bailey,
Irwin, Stack & Millin
John C. Swick

1082
~~1982~~

DANIEL GRUDOSKI and
DEBBIE GRUDOSKI, his wife

vs.

LEO D. PARKS, individually and
t/d/b/a WHOLESALE SIGN CLUB

Filed Oct 12, 1995 @ 2:43 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	33.00

COMPLAINT
1 copy atty

Dec 12, 1995 SHERIFF'S RETURN, filed. I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Complaint according to law. The defendants alleged name and address are, Leo D. Parks, i/d/b/a Wholesale Sign Club, 100 Chetham Park Dr., Pittsburgh, PA 15220.

SERVED the within Complaitn on Nov. 14, 1995, at 2:00 PM upon Leo D. Parks IDBA Wholesale at above by handing to (NO ANSWER) N.S.M. a true and correct copy thereof and made known to the contents therein.

Sheriff of Allegheny County

1995

Shafer, Swick, Bailey,
Irwin, Stack & Millin
Carles J. Swick

1083

MARQUETTE SAVINGS BANK formerly
MARQUETTE SAVINGS ASSOCIATION

VS.

WILLIAM H. WYANT and
CAROL A. WYANT, his wife

Filed Oct 12, 1995 @ 2:43 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs:	50.00
Pro.Co. pd 12/1/95	5.00

COMPLAINT IN MORTGAGE FORECLOSURE
3 copies atty

Oct. 27, 1995 Sheriff's Return filed. SERVED William H. Wyant, October 25, 1995 at 10:34 AM, by handing to Leslie Wyant, daughter, adult in charge of their residence, RD #1, Townville, PA.

SERVED Carol A. Wyant, October 25, 1995 at 10-:35AM, by handing to Leslie Wyant, daughter, adult in charge of their residence, RD #1, Townville, PA.

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

Nov.28, 1995 Upon Praecipe of Charles J.Swick, Esquire, Attorney for Plaintiff, the above captioned matter is discontinued on record.

pro se

1084

GIRARD HECKATHORNE PROCTOR

VS.

PENNY MARIE PROCTOR

Filed Oct 12, 1995 @ 2:47 PM

Indegent Filing

John Spataro, Mediator

sheriffs costs 81.00

CUSTODY COMPLAINT
1 copy Sheriff
1 copy Plaintiff
1 copy Mediator

ORDER: You Penny Proctor, have been sued in Court to obtain custody of Kayla & Stacy.

You are ORDERED to appear in person at such time and place as will be determined by teh 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 of your arrest.
Date: 10-12-95 Anthony J. Vardaro, J.

ORDER: AND NOW, this 12 day of October, 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 sordered 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 plaitniff is ordered and irected to immediately go to the Sheriff's Office to give the Sheriff writteninstructions on when and where the defendant may be served.

4. The Sheriff of Crawford County is ordered an directed to serve a true and correct copy fo the complaint or petition and order upon the defendant and make anappropriate 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.

Oct 12,1995 PETITION TO PROCEED IN FORMA PAUPERIS PURSUANT TO Pa.R.C.P. 240 and Order, filed. AND NOW, October 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 of rthe Court of any improvement in his/her financial circumstance that would permit him/her to apy 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.

Nov. 6, 1995, Sheriffs Return filed. SERVED Penny M. Proctor by deputizing the Sheriff of Erie County Pa. as per his affidavit of service attached. Served on Oct. 25, 1995 in the Erie County Sheriffs office, Courthouse, 140 W. 6th St. Erie, Pa.
So answers, Robert M. Stevens, Sher.

Dep. Steve Brandon ~~Sher~~ DEP. of Erie County Pa. who being duly sworn according to law, says, the within Custody Complaint was served upon Proctor Penny Marie Dft. at 1345:00 hrs. on the 25 day of Oct. 1995, at Erie County Sheriffs Office 140 W. 6th St. Erie Pa. 16501 Erie County Pa. by handing to Penny Marie Proctor a true and attested copy fo the complaint and at the same time directing her attention to the contents thereof.
So answers, Robert N. Michel, Sher.
Steve Brandon, Dep. Sher.

Dec. 15, 1995 O R D E R filed. AND NOW, this 14 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 parties shall share legal and physical custody of the subject minor children, Kayla M. Proctor, born December 14, 1989 and Stacy L. Proctor, born April 28, 1992.

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 mayhave regarding the subject mijnor children.

3) The father shall retain primary physical custody of the minor children.

3) The father shall retain primary physical custody of the children, subject to the visitations rights of the mother as follows:

a. Beginning on Friday, December 15, 1995, and for every other weekend thereafter, the mother shall have the right to take the children into her care and custody on Friday at 6:00 p.m. until Sunday at 7:00 p.m.

4) Holiday, vacation and birthday visitations shall be arranged as follows:

a. Christmas. For 1995 and each odd numbered year hereafter, the father shall have the right to take the children into his care and custody on Christmas Eve beginning at 4:00 p.m. and continuing until Christmas Day at 12:00 noon. The mother shall have the right to take the children from 12:00 noon on Christmas Day until December 26 at 12:00 noon. Commencing in 1996 and each even numbered year thereafter, the mother shall have the right to take the children into her care and custody on Christmas Eve commencing at 4:00 p.m. and continuing until Christmas Day at 12:00 noon. The father shall the right to take the children from 12:00 noon on Christmas Day and continuing until the mother's next regularly scheduled period of visitation.

b. The other holidays to be observed are: Easter and Thanksgiving. The mother shall have the children from 1:00 p.m. until 6:00 p.m. on Easter and Thanksgiving and the father shall have the children the remainder of the time on those two holiday.

c. Summer visitation shall be as follows: The mother shall have the right to take the children into her care and custody a total of six (6) weeks during the summer school vacation. The parties shall amicably agree upon the six (6) weeks of visitation which mother shall enjoy. In the event the parties are unable to reach agreement, then in that event, mother's visitation will be as follows: June 16 at 9:00 a.m. until June 30 at 5:00 p.m.; July 17 at 9:00 a.m.

CONTINUED ON PAGE 491

1995

Barber & Associates, PC
John J. Barber

1085

MARY C. HRACH

VS.

DALE P. HRACH

Filed Oct 13, 1995 @ 12:04 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
State	pd	10.00
Adm Fee	pd	45.00
Pro Co pd 1-26-96		9.00

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

Jan 26, 1996 Acceptance of Service, filed. Pursuant to Pa.R.C.P. 1920.4(e), I, DALE P. HRACH, Defendant in the above-captioned Divorce Action hereaby acknowledge acceptance of a true and correct copy of the Complaint in Divorce filed in the above-captioned case.
Date: 10-18-1995

Jan 26, 1995 Affidavit of Consent of Defendant, filed.

Jan 26, 1996 Affidavit of Consent of Plaintiff, 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 Barber

Feb. 14, 1996, Waiver of Notice to Request Entry of a divorce decree under sect. 3301(c) of divorce code filed. (Mary C. Hrach)

Feb. 14, 1996, Waiver of Notice to Request Entryof A Divorce Decree under Sect. 3301(c) of Divorce Code filed. (Dale p. Hrach)

May 16, 1996 Upon praecipe of plaintiff attorney for review under Section 3301(c) and 3301(d) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

May 22, 1996 AND NOW, May 22, 1996, it is Ordered, and Decreed that MARY C. HRACH, Plaintiff, and DALE P. HRACH, 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: An original and two copies of the Marital Property Settlement Agreement are attached hereto and incorporated herein.

BY THE COURT:
Anthony J. Vardaro, J.

1995

Jorden and White
~~William t. jorden~~
William T. Jorden

1086

Marshall, Dennehey, Warner, Coleman & Goggin
Paul D.Krepps
Thomas P. Birris for Leveto
~~Kenneth D. Chestek~~
for dfts.

FLORENCE BECK

VS.

CHESTER AND SHARON LEVETO
vs.
MARY STAUDT, Addition Defendant

Filed Oct 13, 1995 @ 4:09 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Sheriff's Costs		41.00
Sheriff's Costs		31.00
Sheriff's Costs		31.00
Pro Co Pd 6/15/99		51.50

#1 CIVIL COMPLAINT
1 copy atty
1 copy sheriff

#2 Nov. 13, 1995 Sheriff's Return filed. SERVED Chester Leveto on November 13, 1995 at 9:01 AM by handing a copy of the Complaint to Sharon Leveto, his Wife, at the residence, R.D. #4, Meadville, Crawford County, PA.

SERVED Sharon Leveto personally on November 13, 1995 at 9:00 AM by handing her a copy of the Complaint at the residence, R.D.#4, Meadville, Crawford, County, PA.

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

3 Dec. 20, 1995 Appearance of Marshall, Dennehey, Warner, Coleman & Goggin by Paul D.Krepps, Esquire, for Chester and Sharon Leveto, Defendants, filed.

4 Dec. 20, 1995 Answer and New Matter filed. (1 copy Atty.)

5 Dec. 21, 1995 Motion For Leave To Join Additional Defendant and Order filed. AND NOW, this 21 day of December, 1995, upon consideration of Defendants, Chester and Sharon Leveto, for Leave of Court to Join Additional Defendant Mary Staudt, is hereby:

ORDERED, ADJUDGED and DECREED that leave to file the Complaint to Join is granted. BY THE COURT,
Anthony J. Vardaro, J

Dec. 21, 1995 dist to Jorden & Krepps

6 Jan. 2, 1995 Verification by Defendants to Answer and New Matter filed.

7 Jan. 18, 1996 Answer to New Matter filed.

8 May 17, 1996 Complaint to Join Additional Defendant filed.

9 June 24, 1996 Sheriff's Return filed. NOT FOUND as to Mary Staudt at address given of R.D.#4 Box 693A, Meadville, PA. We were given a new address of 15587 Cloverdale Drive, Middlefield, OH 44062. Attempted service by Certified Mail, the letter was returned marked "unclaimed."
So answers, Robert M. Stevens, Sheriff

10 July 1, 1996 Defendants Notice of Service of Interrogatories and Request for Production of Documents Directed to Plaintiff filed.

11 Oct. 4, 1996 Notice of Service of Answers To Defendant's Interrogatories Directed To Plaintiff filed.

12 Oct. 9, 1996 Certificate of Service of Defendant's Request For ProductionTo Plaintiff filed.

13 Nov 7, 1996 SHERIFF'S RETURN: Served Mary Staudt personally on Nov 6, 1996 at 12:06 PM at the Sheriff's Office.
So answers, Diane Brittain, Deputy
Robert M. Stevens, Sheriff

14 nov 6, 1996 Complaint reinstated.

15 Dec 3, 1996 Answer of Additional Defendant, Mary Staudt, filed. (1 copy atty)

16 Dec. 13, 1996, Appearance of Marshall, Dennehey, Warner, Coleman and Goggin, by KennethD. Chestek, attys. for defendants filed.

17 Dec 17, 1996 Notice of Intent to Take Default Judgment, filed.

18 Jan. 30, 1997 Notice of Deposition by Plaintiff filed.

19 Feb. 27, 1997 Notice of Service of Interrogatories, filed.

20 June 13, 1997 Notice of Service filed. I hereby certify that I have served upon all persons listed below Defendants Leveto's Answers to Interrogatories in the above-captioned matter this day by regular mail.

William T. Jorden, Esq.
966 South Main Street
Meadville, PA 16335

MARSHALL, DENNEHEY, WARNER COLEMAN AND GOGGIN
BY: Kenneth D. Chestek
Attorney for Defendants, Chester and Sharon Leveto

21 * August 24, 1998 NOTICE OF DEPOSITION FILED (Pltfs)

22 August 26, 1998 Notice of Intent to Complete Discovery Filed (Pltf)

23 * August 19, 1998 NOTICE OF DEPOSITION FILED.

24 Oct 30, 1998 Notice of Deposition (Video) Lawson C. Smart, M. D., filed.

25 Oct 30, 1998 Notice of Service of Request of Production, filed.

26 December 29,1 998 Plaintiff's Notice of Filing Supplemental Answers to Interrogatories #51 Filed.

27 December 29, 1998 Certificate of Readiness Filed.

1999 February Jury Trial List

28 Jan 20, 1999 Request for Admission filed.

Con't on Page 186-A

Florence Beck
vs
Chester & Sharon Leveto
vs
Mary Staudt Addl Defendant

continued from page 186
of record

AD 1995 - 1086

****

32 Jan 28, 1999 Order filed. And Now, January 25, 1999 the rpetrial conference is set for 3 pm on February 3, 1999.
By the Court
Anthony J. Vardaro, J.

1/28/99 Dist. All Counsel

31 Jan 27, 1999 Amended Complaint filed.

30 Jan 27, 1999 Praecipe for Substitution of Trial Counsel filed. Kindly substitute as counsel of record for Defendant Chester & Sharon Leveto in the above captioned case Thomas P. Birris Esq. for Kenneth D. Chestek Esq. of Marshall, Dennehey, Warner, Colemna & Googin

31 Jan 27, 1999 Certificate of Service filed.

33 Feb. 16, 1999 PRETRIAL ORDER filed. AND NOW, Feb. 16, 1999, after a Pretrial Conference with all counsel present, the court enters the following Order:

1. All discovery is completed, the parties are ready for trial and trial will commence during the February, 1999 term of Civil Court as the court schedule permits. It is anticipated that this case will take 3 days to try.

2. DESCRIPTION OF THE CASE. The plaintiff was visiting her daughter, the additional defendant at Ms. Staudt's residence in Sept. of 1994. The additional defendant was a tenant at that residence in Sept. of 1994. The additional defendant was a tenant at that residence which was owned by the original defendants. It is alleged that in entering that residence, apparently a cement block shifted, the plaintiff tore her rotator cuff when she reached for a door handle to hang on to.

3. LEGAL ISSUES. There is one major legal issue in this case. Specifically, the plaintiff maintains that although the general rule is that a landlord out of possession is not responsible for injuries suffered by third parties on the leased premises, this case falls under an exception providing that if a lessor fails to make repairs after having been given notice of any reasonable opportunity to remedy a dangerous condition existing on the leased premises, that lessor can still be liable to a third party injured on the premises. The defendants essentially argues that there is no applicable exception to the general rule in this case.

(SEE PAPERS FILED FOR FURTHER INFORMATION).

BY THE COURT,
Anthony J. Vardaro, J.

Feb. 17, 1999, Exhibits filed.
Feb. 17, 1999 Order distributed to Attys. Wm. Jorden, T. Birris, T. Dana Watson.

32 Feb. 24, 1999 Praecipe for Argument List Filed. Upon Praecipe of Wm. Jorden the above-capitoned case is on the MARCH 1999 Argument List

33 Feb. 24, 1999 Motion for Post Trial Relief Filed.

34 FEb. 24, 1999 Request Pursuant to PaRCP 227.3 Filed

✓ Mar. 2, 1999, Plaintiff's Motion in Limine filed.

35 Mar. 2, 1999, ORDER: And now, Feb. 16, 1999 the plff's motion in Limine to Preclude the dft. from Crossing Examining the plff. on any prior lawsuits is granted with the understanding that the plff. may be cross-examined with regard to prior injuries that were sustained in prior accidents which resulted in those lawsuits as long as those lawsuits themselves are not mentioned.
by the court,
Anthony J. vardaro, J.

2/16/99 copies to attys. by tipstaff

36 Mar. 2, 1999, Original Defendants' Motion in Limine to Preclude the Testimony of Patrick Gool filed.

37 Mar. 2, 1999, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Feb. 16,1999 the original defendants' Motion in Limine to Preclude the Testimony of Patrick Gool is granted.
by the court,
Anthony J. vardaro J.

2/16/99 copies to attys. by tipstaff

38 Mar. 2, 1999 MEMORANDUM AND ORDER filed. ORDER: AND NOW, Feb. 17, 1999 the defendants' motion for a compulsory nonsuit is granted.
BY THE COURT,
Anthony J. vArdaro J.

34 March 9, 1999 Transcript of Portions of Proceedings at the time for a Jury Trial Filed.

40 March 9, 1999 Transcript of Proceedings of the Testimony of Mark Neal Filed.

41 March 10, 1999 Portion of In Chambers Conference At the Time for a Jury Trial Filed.

42 Mar. 15, 1999 Transcript of Proceedings at the time of Motion for nonsuit filed.

43 May 17, 1999, MEMORANDUM AND ORDER FILED. ORDER: AND NOW, May 17, 1999 the defendants' Post Trial Motion requesting that we remove the nonsuit entered in this matter is denied.
by the court,
Anthony J. VArdaro J.

5/17/99 Dist. to all counsel

44 June 15,1999 Notice of Appeal to the Superior Court of PA from the Order entered in this matter on the 17th day of May 1999 FILED.

45 June 21, 1999 The Notice of Appeal is being returned for the following defects Filed: Complete name and address for all counsel and who they represent trial court Judge and Court Reporter . If no testimony was taken it must be so noted.

46 June 24, 1999 Amended Notice of Appeal to Superior Court of PA Filed.

47 July 7, 1999 Order filed And Now, July 6, 1999 the palintiff/appellant is directed to file of record in this Court and serve on the Trial Judge a concise statement of matters complainted 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.

7/7/99 Faxed Watson & Jorden

CONTINUED ON PAGE 186B

186 B

1995

Florence Beck
v
Chester and Sharon Leveto
v
Mary Staudt

continued from page 186-A
of record
AD 1996 - 1086

****

48 July 9, 1999 Notice of Appeal Docketing Superior Court Docket No. Assigned 01067WDA99 Filed

*** 50 July 15, 1999 Opinion filed. The plaintiff has filed a notice of Appeal to the Superior Court and pursuant to our Order has now filed a Concise Statement of Matters Complainted o fOn Appeal.

We have reviewed that statement and we write this Opinion pursuant to Pa.R.A.P. 1925(a).

Essentially, the issues raised by the plaintiff are the same ones which were addressed in our Memorandum and Order of May 17, 199, and accordingly, we respectfully refer the Superior Court to our Memorandum and Order of that date.

BY THE COURT,
Anthony J. Vardaro,J

7/15/99 distributed Jorden, Higgins, Birris & Watson

***

49 July 14, 1999 Concise statement of Matters Complainted of on Appeal filed.

As of December 4, 2000 any filings involving this case can be found in the computer.

1995

Seewald, Swartz & Assoc. Louis B. Swartz	UNITED REFINING CO.	CIVIL ACTION COMPLAINT 1 copy Sheriff
1087	VS.	Oct. 24, 1995, Sheriff's Return filed. SERVED Jeffrey Acker, Sr., personally, on October 19, 1995 at 4:00 PM, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA. So answers, Shawn E. Ashbaugh, Deputy Robert M. Stevens, Sheriff
	JEFFREY A. ACKER, SR.	Jan 22, 1996 Affidavit of Non-Military Service, filed.
	Filed Oct. 16, 1995 @ 1:10 PM	And Now, January 22, 1996, upon praecipe of plaintiff attorney judgment has been entered against Defendant and in favor of Plaintiff in Default of an Answer or a Notice of Intention to Appear, in the sum of One Thousand Eight Hundred Three and 79/100 Dollars.
	Tax & Entry pd 50.50 User's Fee pd 5.00 Sheriff's Costs: 29.00 Pro Co pd 1-25-96 9.00	A - 94 Debt: $1,803.79 JUDGMENT Barbara H. King, Pro.
		1-25-96 Notice of entry of Judgment sent to Dft.

1995

1088

PAULA M. COULTER

VS.

WILLIAM PELC and
VICKIE BUTTERWORTH

Filed Oct ~~18~~ 16, 1995 @ 2:42 PM

Tax & Entry pd. 50.50 (25)
User's Fee pd. 5.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT
Robert J. Leonhart, District 30-3-03

Oct. 19, 1995, Proof of Service filed.

Oct. 30, 2995, Petition to Determine or Set Bond, Petition for Supersedeas and Order filed. AND NOW, October 20, 1995 upon consideration of the foregoing Petition, a hearing is set for October 26, 1995 at 3:30 o'clock p.m. in courtroom 1 or 2.

Pending said hearing, the Defendants' request for a supersedeas is granted and the Plaintiff shall not evict the Defendants nor shall the Plaintiff take possession of the real estate upon which the Defendants reside. Anthony J. Vardaro, J.

Oct. 27, 1995 Memorandum and Order filed. AND NOW, October, 27, 1995, after consideration of the Defendants' petition to determine or set bond and petition for supersedeas, it is ordered and directed that the Prothonotary of Crawford County allow this appeal to proceed pursuant to Pa. R.C.P.J.P. 1008B without the filing of bond required by Rule 1008B and it is further ordered that appeal will act as a supersedeas as if the bond had been filed pursuant to that rule.
BY THE COURT:
Anthony J. Vardaro, J.
Oct. 27, 1995 copy mailed Leonhart.
FAXED 10-27-95 Attys. Barrett, Watson.

Dec. 15, 1995 Transcript of Proceedings Taken at Time of Hearing, filed.

1995

Dickie, McCamey & Chilcote,P.C.
George P. Kachulis

1089

Watts & Pepicelli
Alan L. Pepicelli

MARYLAND CASUALTY COMPANY

VS.

CATHY J. BOWES, Administratrix of the Estate of Gary K. Bowes, a/k/a Gary Keith Bowes, Deceased

Filed Oct. 16, 1995 @ 3:34 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Sheriff's Costs:		29.00
Pro.Co.	pd 2/28/96	30.00
User's Fee	pd 2/28/96	5.00
Pro	pd 5/29/97	6.00

COMPLAINT IN DECLARATORY JUDGMENT
Issued Sheriff

Oct. 25, 1995 Sheriff's Return filed. SERVED Cathy J. Bowes, October 23, 1995 at 3:30 PM, by handing to Alan Pepicelli, Attorney/Authorized Agent, singed acceptance of service attached.
So Answers, Carole Stefanucci, Deputy, Deputy
Robert M. Stevens, Sheriff

Oct. 25, 1995 Preliminary Objections to Plaintiff's Complaint in Declaratory Judgement filed.

Dec. 8, 1995 Stipulation filed.

Dec. 13, 1995 ORDER OF COURT filed. AND NOW, to wit, this 12 day of December, 1995, it is hereby ORDERED, ADJUDGED and DECREED that a hearing shall be held on Defefendant's Preliminary Objections to Plaintiff's Complaint on December 12, 1995, at 3:00 P.M.

In addition, at that same date and time, a hearing in the case of Cathy Bowes, Administratrix of the Estate of Gary K. Bowes, a/k/a Gary Keith Bowes, Deceased v. Maryland Casualty Company, No. EQ.1993-6 will be held on a Rule to Show Cause entered upon the Defendant Respondent, Maryland Casualty Company and on Defendant, Respondent's Preliminary Objections to the Motion to Compel Appointment Arbitrator.

These hearings will be held in Courtroom No. 3, Crawford County Courthouse, Meadville, Pennsylvania.
BY THE COURT:
Anthony J. Vardaro

FAXED 12-14-95 Kachulis, Pepicelli.

Jan. 29, 1996 Memorandum and Order filed. ORDER. AND NOW, January 29, 1996,the petition of Cathy J. Bowes, Administratrix of the Estate of Gary K. Bowes a/k/a Gary Keith Bowes, deceased (1993-6) requesting a court order requiring Maryland Casualty to appoint an arbitrator so that arbitration may proceed to determine whether the policy was in existence from the day of the accident is denied.

Cathy J.Bowes,Administratrix is accorded twenty (20) days to file an Answer in 1995-1089 to Maryland Casualty Company's complaint for declaratory judgment.

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

1-29-96 Faxed A.Pepicelli, mailed Kachulis (Backup) Original filed at Eq. 1993-6.

Feb. 28, 1996 Notice of Appeal to Superior Court of Pennsylvania, filed.

Mar. 6, 1996 Notice of Supreme Court Docketing, Docket #00402PGH96, filed.

June 21, 1996 Answer and New Matter to Complaint in Declaratory Judgment filed.

July 10, 1996, Certificate of Contents of Remanded Record and Notice of Remand filed. (orig. record, Sup. Ct. Cert. Order)

July 10, 1996, Certified from record of the Superior Court of Pa., Pgh, Pa.:
4/3/96 Motion to Dismiss Appeal filed.
ORDER OF COURT: AND NOW, this 28 dayof May 1996, this court having considered the motion to dismiss appeal and all related papers, IT IS HEREBY ORDERED THAT said motion is granted.
Date: May 28, 1996 percuriam,

July 15, 1996 Plaintiff's Reply To New Matter of Defendant filed.

Aug. 2, 1996 Notice of Service of Original Interrogatories and Requests for Production of Documents filed.

May 16, 1997 Petition for Settlement of Underinsured Motorist claims filed. AND NOW,this 16th day of May, 1997, upon consideration of the within Petition for Settlement of Underinsured Motorist Claims in the above-captioned cases, this Court approves the within settlement of $30,000.00, with allocationof settlement proceeds to be as follows:
1. To Watts and Pepicelli PC, as counsel fees (which amount includes costs advanced to date in the aggregate amount of $256.03) $10,000.00
2. To Petitioner, Cathy J. Herr, to be distributed in accordance with the provisions of the Pennsylvania Wrongful Death Act, 42 Pa. C.S. 8301: $20,000.00 as follows:
1. One-half of said balance of proceeds, as surviving spouse, in accordance with Pa. C.S. 2102(3): $10,000.00
b. Twenty-five percent (25%) of the residual balance to Daniel J. Bowes, minor son, in accordance with 20 Pa. C.S. 2103(1) (subject to the provisions regarding payment as are hereinafter more fully set forth) 5,000.00
c. Twenty-five percent (25%) of the residual balance to Matthew R. Bowes, minor son, in accordance with 20 Pa. C.S. 2103(1) (subject to the provisions regarding payment as are hereinafter more fully set forth) 5,000.00
And upon payment of said sums and record costs of suit, Petitioner, Cather J. Herr, is authorized to execute Releases in appropriate form in favor of said parties to be released and/or their insurance carriers.
Proof of Deposit for each of the above-ferenced minor children, Danile J. Bowes and Matthew R. Bowes, shall be filed no later than June 16, 1997.
BY THE CCURT,
Gordon R. Miller, J

May 27, 1997 Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

June 12, 1997 Affidavit/Proof of Deposit by Cathy J. Herr, Petitioner, filed.

1995

Donald E. Lewis

1090

William A.Kuhar,Jr.

JEFFREY E. MOSS

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Filed Oct 16, 1995 @

Tax & Entry pd 50.50
User's Fee pd 5.00

LICENSE SUSPENSION APPEAL

Oct. 16, 1995 Notice of Appeal filed. (2 copies Atty.)

Nov.2,1995 ORDER filed. AND NOW, this 2nd day of November, 1995, upon Motion by the Appellant, a hearing is set on said Appeal for the 1st day of February, 1996, at 9:45 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 as a supersedeas to Appellee's suspension of Appellant's operating privileges.

BY THE COURT:
Gordon R.Miller, J.

Nov.2, 1995 copy (2) place in Atty. Lewis mailbox. 11-3-95 mailed copy toAtty.Kuhar, Jr.

Nov 16, 1995 Affidavit of Service of License Suspension Appeal, filed.

Feb. 9, 1996, ORDER filed. And now, feb. 1, 1996 this matter is before the court for appeal filed by appellant with regard to lic. suspension imposed for refusal to submit to a chemical test.

He appears with counsel and his counsel orally moves to withdraw the appeal and after discussion with the appellant, it appears that that is his intention and accordingly, this appeal is withdrawn and the department may proceed toimpose the suspension.

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

2/9/96 to Kuhar and Stevens.

1995

Michael J. Antkowiak

1091

$150.00 dep. pd by Plf.
12-18-95 Pd Co - 9625 66.23
12-18-95 pd Plff 9628 74.27

DENNIS O. BUNNELL

VS.

JOAN STROUP

Filed Oct 16, 1995 @ 3:56 PM

Tax & Entry pd 50.50
User's Fee pd 5.00
Pro Co Pd 12-19-95 9.00

COMPLAINT IN CUSTODY

Oct. 16, 1995, Complaint for Custody and ORDER filed. You, JOAN STROUP, have been sued in Court to obtain custody, partial custody, and/or visitation rights of MONICA MARIE STROUP, born March 9, 1989.

Kathleen Nelson, Esquire, is appointed Mediator for the purpose of conducting a conference with respect to the issues raied in the Complaint. The Mediator shall conduct such a conference and shall report to the Court as to whether or not the issues raised in the Complaint are capable of resolution by agreement between the parties. The Mediator shall confer with the parties and make every effort to achieve negotiated resolutions of the issues raised in the Complaint. No Testimony will be taken at the mediation conference. The parties should bring with them any relevant expert reports. If no such resolution can be achieved, the Mediator shall so report to the Court. He shall also submit an interim proposed order which shall include a hearing date before the Court.

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:
Anthony J. Vardaro, J.

Oct. 25, 1995 Mailed (2) copies to Atty. Antkowiak.

Dec. 15, 1995 TEMPORARY ORDER filed. AND NOW, December 14, 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, Monica M. Stroup, 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 Monica M. Stroup shall be with her father, subject to the following conditions:

a. The Mother shall be permitted to visit and take the child into her temporary physical custody every other weekend from Friday at 5:00 p.m. until Sunday at 7:00 p.m. The parites agree that Mother's visitation shall take place at the home of Marjorie Stroup, the maternal grandmother, 113 south Brown Street, Titusville, Pennsylvania.

c. Holiday visitations shall be arranged as follows:

i. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning on the Wednesday preceeding 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 1996, the Mother shall have the first visitation period and the Father the second.

ii. Christmas: The parties shall agree between themselves as to how the christmas vacation period shall be divided. In the absence of an agreement, the child shall be in the custody of the 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 the Father from December 26th at 7:00 p.m. thereafter.

3. Transportation of the child on weekends and holidays 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.

6. Neither parent shall expose the child to any person or situation which may be harmful to hte 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, with the Mother's share charged to Crawford Conty as she is unemployed. 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 ten days of the date hereof.

BY THE COURT:
Anthony J. Vardaro, J.

12-15-95 FAXED Antkowiak & Nelson.

March 8, 2004 - See Computer for further entries.

1995

MacDonald, Illig, Jones & Britton
T. Warren Jones

Eric J. Purchase

1092

~~Shapira, Hutzelman, Berlin & May~~
~~Gary J. Shapira~~ Withdrawn

Andrew L. Horvath

Dennis J. Stofko, Attorney for Galfords

RONNIE D. WELLER, and
JOYCE WELLER, his wife

VS.

WILLIAM JOSEPH HOLLABAUGH,
EUGENE W. GALFORD and
LAVERNE GALFORD, his wife

Filed Oct 16, 1995 @ 3:57 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
sheriffs costs		73.00
Pro Co	pd 9/13/99	9.00

PRAECIPE FOR WRIT OF SUMMONS
1 copy Sheriff
1 copy atty

Nov. 3, 1995, Sheriffs Return (writ)SERVED Lavern Galford, personally, Oct. 20, 1995 at 2:34 p.m. at the sheriff's office Crawford County Courthouse, Meadville, Pa.

SERVED Eugene W. GAlford, Oct. 20, 1995, by handing to Laverne Galford, Aughorized agent, at the sheriffs office, Crawford County, Courthouse, Meadville, Pa. signed acceptance of service attached.

SERVED William Joseph Hollabaugh, Oct. 24, 1995 at 3:24 p.m. at the sheriffs office, Crawford County Courthouse, Meadvile, Pa. by handing to Patricia Hollabaugh, Auth. agent, singed acceptance of ser. attached.

So answers, Carole Stefanucci, Dep.
Dale A. collins, Ch. Dep.
Robert M. Stevens, Sher.

Sept. 11, 1996 Notice by Plaintiffs Attorney filed.

Sept. 16, 1996 Entry of Appearance by Dennis J. STofko, Esq., for Defendant filed.

A J U R Y T R I A L D E M A N D E D

Oct 3, 1996 Appearance of Shapira, Hutzelman, Berlin & May by Gary J. Shapira, Esquire, for Defendants.

Oct 9, 1996 Withdrawal of Appearance of Shapira, Hutzelman, Berlin & May by Gary J. Shapira, Esquire for Defendant, filed.

October 15,1996 Answer and New Matter filed

Oct. 25, 1996 Reply To New Matter filed.

Nov. 4, 1996 Affidavit to Answer & New Matter by Defendant Attorney filed.

Nov. 25, 1996, Answer and New Matter of Defendants Eugene W. Galford and Laverne Galford, his wife, filed.

Dec. 6, 1996, Reply to New Matter Under 2252(d) filed.

Apr. 4, 1997 Appearance of Dennis J. Stofko, attorney for dft. Eugene W. Galford and Laverne Galford, filed.

Apr. 7, 1997 Withdrawal of Appearance of Gary J. Shapira, attorney for dfts. Galford, filed.

June 13, 1997 Praecipe for Notice of Completion of Discovery by Plaintiffs filed.

Nov 20, 1998 Certificate of Readiness, filed.

ON TRIAL LIST FOR February 1999

Feb. 5, 1999 Order Setting Nonjry Trial Date filed. AND NOW, THIS %TH DAY OF February, 1999, non jury trial in the above matter is hereby scheduled for Thursday, August 5, 1999 at 9:00 a.m., CR #2, Crawford County Courthouse, Meadville, PA

FOR THE COURT,
Ann A. Walker, C.A.

2-5-99 Faxed Purchase and mailed Stofko

July 30, 1999 Stipulation Filed.

August 9, 1999 Verdict Filed. And Now August 6, 1999 after a nonjury trial, the Court finds that the Defendant, William Joseph Hollabaugh, was negligent and that his negligence was a substantial factor in bringing the about harm to the Plaintiff, Ronnie E. Weller.
The Court further finds that Ronnie E. Weller was contributorily negligent and apportions that negligence 80 percent to the Defendant and 20% to the Plaintiff.
Further, the Court finds stipulated damages for the proeprty damage to the 1992 Lincoln Towncar in the amount of $11432.84 and finds that Ronnie E. Weller is entitled to damages in the amountof $12,500. for his injury. We do not find that a claim for loss of consortium has been proven on behalf of Joyce Weller and we, therefore decline to award damages for loss of consortium.
Accoridngly, the total verdict in favor of the Plaintiffs is $23932.84 reduced by 20 percent so that the final award entered against the Defendant William Joseph Hollabaugh only is $19,146.27 together with record costs and simple interest at the rate of 6% per annum accuring from this date.

By the Court
Anthony J. Vardaro, J.

8/9/99 Dist Purchase & Howard

Aug 11, 1999 Exhibits filed.

August 12, 1999 Order filed And Now, August 5, 1999 the motion for a compulsory nonsuit of WM Joseph Hollabaugh is denied.

By order of the court
Anthony J. Vardaro, J.

8/12/99 Mailed Purchase & Harwath

August 12, 1999 Order filed. and now, Augsut 5, 1999 upon motion for compulsory nonsuit by the Defendants Eugene W. Galford and Laverne Galford his wife, said nonsuit is granted.

By Order of the Court
Anthony J. Vardaro, J.

8/12/99 Mailed Purchase & Horvath

Cont Page 192-A

192-A

1995

S31761

	Ronnie Weller and Joyce Weller vs William Joseph Hollabaugh, Eugene W. Galford and Laverne Galford	continued from page 192 of record Ad 1995-1092

****

Aug 27, 1999 Praecipe and Power of Attorney for Satisfaction and/or TErmination Filed. Upon Praecipe of Eric J. Purchase, Esq. Attorney for Plaintiff in the above captioned matter this suit is marked Settled, Discontinued, Ended without Prejudice and costs paid.

1995

Barbara J. Walton

1092 A

DAKOTA SHANE LaBARR, a minor by JAMES R. LaBARR , his father and natural guardian

VS.

STEPHANIE M. MADISON

Filed Oct. 18, 1995 @ 11:34 AM

Tax & Entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	81.00

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

ORDER: And now, this 18th day of October,1995, upon review of the petition of Plaintiff, the Court enters the following Temporarey Order.

1. The Defendant shall not assault, abuse, harass or threaten the minor Dakota named in the Petition.

2. Special Conditions: Custody of Dakota shall be with James R. LaBarr untill furlther court order. Defendant shall not go to 28 ½ Echnoz Avenue, Meadville, The child shall not be removed from Crawford County.

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 bya 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 Defendlant is reminded that this is an ORDER OF COURT and violation of this Order may be punishable by a fine upt o $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 October 26, 1995, at 1:30 p.m. in Courtroom 1 or 2 of the Crawfor dCounty Courthouse. The Defendnat is advised he may retain 1 Lawyer ot represent him at said hearing is he so desires but he is not required to do so.

BY THE COURT,
Gordon R. Miller

Oct. 24, 1995 Sheriff's Return-Regular filed. Petition for Protection from Abuse and Court Order was served upon Stephanie M. Madison, at 1349:00 hours, on the 18th day of October, 1995 at 420 West 18th Street, Erie, PA 16502, filed.
Oct. 19, 1995

Robert N. Michel,Sheriff
by Melinda M. Howe,Deputy Sheriff

Oct. 26, 1995, Letter dated 10/24/95 from Office of Children and Youth Servcies, Erie, Pa. filed of reocrd.

Oct. 30, 1995 **O R D E R** filed. AND NOW, October 26, 1995, this alleged abuse case comes before the Court regarding a three-year-old child born out of wedlock to the parties. The contention of the father is that he should retain custody of the child because there were bruises on the child's body and the Court views photographs of some red marks on the body. The mother and the babysitter would testify that bruises resulted from self-injury and the child jumping and hitting various parts of his body on furniture. The child apparently is hyperactive and the mother admits frustration in attempting to control his hyperactivity and initially delivered the child to the father alleging that she felt the child should get to know the father, the father should have experience dealing with the child's conduct and hyperactivity and that her surrender of the child to the father was not an intention to surrender permanent custody which was awarded to her by Court Order from South Carolina, dated March 9, 1994.

Both parents profess to be concerned about the welfare of the child and the mother alleges that she has contacted the Sarah Reed Center in Erie and the Hamot Behavioual Health Center in Erie for the purpose of interviews and possible testing of the child to ascertain whether hyperactivity exists and whether a treatment or therapy program would be appropriate.

The Court views this abuse petition as really a custody action, but at this time, we hesitate to require either parent to file a formal custody action, and future Orders of this Court will be under the abuse petition, reserving unto the Court the right to require in essence further custody hearings. The parties are cautioned however, that under the Abuse Act 23 P.C.S.A. 6108(b) Abuse Orders in general and those dealing with custody and visitation of children may not exceed a period of one year, unless the parties mutually agree otherwise.

The current address of the father is 28 1/2 Echnoz Avenue, Meadville, PA, telephone number: (814) 337-0559. The current address of the mother is 420 West 18th Street, Number 2, Erie, PA, telephone number: (814) 452-6402. Within ten (10) days of this date, the mother shall inform the father by phone or in writing of her efforts to schedule appointments at the two aforesaid agencies and the dates scheduled for an appointment, if one has been given. The mother is directed to keep all appointments and keep the father advised of the results of the initial interviews.

Custody of the minor child Dakota is returned to the mother, subject, however, by agreement of the parties to the following weekly visits: The father is accorded weekend visits every week from Friday at 6 p.m. until the following Sunday at Noon. In view of the fact the mother is without transportation, it shall be the obligation of the father to pick up and return the child. It shall be the obligation of the mother to provide the father with essential clothing, toys and other necessities for said weekend visits.

In the event that further hearing is not held before the upcoming Thanksgiving Day and Christmas holiday season, the Court directs that the child shall be in the home of the father on Thanksgiving and returned to the mother the following day, and the child shall be in the home of the mother on Christmas Day, but the father shall have the child either the day before or the day after Christmas to the end that the child will be able to divide these two holidays equally between the parties.

The Court holds in abeyance any ruling on the alleged abuse of the minor child and postpones allocation of costs incurred in this case until further Order.

CONTINUED ON PAGE 508

1923

1995

Gifford,Lay & Johnson James P. Lay, III	MARY ANN FARRELL, Administrator of the Estate of ETHEL B. ANDERSON	PRAECIPE TO ISSUE WRIT OF SUMMONS IN CIVIL ACTION - LAW Issued Sheriff Nov. 3, 1995, Writ Returned. SERVED James R. Macielak, Oct. 20, 1995 at 11:06 a.m. by handing to Robbin Anderson, person in chg., 640 Alden St. Meadville, pa. SERVED Orthopedic Assoc. Oct. 20, 1995 at 11:06 a.m. by handing to Robbin Anderson, person in chg, 640 Alden St. Meadville, Pa. SERVED Meadville Medical Center, Oct. 20, 1995 at 11:30 a.m. by handing to Nancy Blystone, Person in charge, 715 Liberty St. Meadville, Pa. So answers, Shawn E. Ashbaugh, Dep. Robert M. Stevens, Sher.
1093 A	VS.	
Irving O. Murphy Macielak & Orthopedic Quinn,Buseck,Leemhuis, Toohey & Kroto John M.Quinn, Jr. For Meadville Medical Center	JAMES R. MACIELAK and ORTHOPAEDIC ASSOCIATES OF MEADVILLE, P.C. and MEADVILLE MEDICAL CENTER	Nov. 8, 1995 Appearance of Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc. by John M. Quinn, Jr. for Meadville Medical Center,Defendant, filed.
Irving O. Murphy Macielak & Orthopedic Associates of Meadville	Filed Oct 18, 1995 @ 3:33 PM Tax & Entry pd 50.50 User's Fee pd 5.00 sheriffs costs 73.00 Pro.Co.Pd 1/17/96 6.00 Pro.Co. Pd 2/2/96 1.00	Nov. 8, 1995 Rule upon Plaintiff for Rule toFile Complaint issued. Jan. 10, 1996 Appearance of Law offices of J. Douglas Murphy by Irving O. Murphy for James R. Macielak, M.D., and Orthopedic Associates of Meadville, P.C. filed. Jan. 10, 1996 Upon praecipe of Atty. Murphy rule issued upon Plaintiff to file a Complaint issued. Jan.16, 1996 Upon Praecipe of James P. Lay, III, Esquire, Attorney for Plaintiff, the above captioned action is marked discontinued with prejudice to all defendants.

1995

Cecil J. Birt
Fillippi & Nies
Michael J. Nies

1093

Shafer, Swick, Bailey, Irwin, Stack & Millin
James R. Irwin
Wilder, Mahood & Crenney
James E. Mahood

JAMES and THEADORIA PAYNE

VS.

DAVID C. and MARGARET J.D. MOYER

Filed Oct. 16, 1995 @ 2:01 PM

Tax & Entry pd 50.50
User's Fee pd 5.00
William Pineo, Mediator
Pro Co Pd 12-20-95 9.00

$150.00 mediation fee paid 10-16-95 by Plf.

12-18-95 Pd Plf 9624 20.00

12-20-95 Pd Def 9625 121.00

1/2020-95 Refund from defts mediation 92.00

2-12-96 Pd Co 97821 21.00

9-6-96 Refund from defts mediation 150.00

COMPLAINT IN CUSTODY
1 copy mediator
3 copies atty

ORDER: You, David C. and Margaret J.D. Moyer, have been sued in Court to obtain custody of Michael Allen James Payne, Marcus Ryan Payne and Matthew Evans Payne.

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, and Order for custody, partial custody or visitation maybe entered against you or the Court may issue a warrant for your arrest.

Date: 10-16-95 Anthony J. Vardaro, J.

Oct 17, 1995 FAXED sent to Nies

Nov 16, 1995 Appearance of Shafer, Swick, Bailey,Irwin, Stack & Millin by James R. Irwin, Esquire for Defendants.

Filed Dec. 15, 1995 TEMPORARY ORDER filed. AND NOW, this 14 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. Legal and physical custody of the subject minor children, Michael Alan James Payne, Marcus Ryan Payne, and Matthew Evans Payne, is awarded to the Defendants, David C. Moyer and Margaret J.D. Moyer, his wife.

2. The Defendants will share with the Plaintiff's pertinent information regarding the children's progress in school, major events in their lives, and reasonable information regarding their health, on the same basis that parents will ordinarily share such information with grandparent and the Plaintiffs will in turn respect he authority and privacy of the family formed by the Defendants and the subject minor children, in the same way that grandparents would respect the authority of the children over their grandchildren and the privacy of a nuclear family.

3. The Plaintiffs shall have visitation with the subject minor children on the first full weekend of each month from Friday at 6:00 P.M. to Sunday at 6 P.M., except during the months of July and August. A full weekend is defined as one in which Friday and Saturday occur within the same month. The Plaintiffs shall also have the right to temporary physical custody and visitation with the subject minor children for a fourteen (14) day period each Summer, to be taken during the children's vacation from school. The Mediator has noted for the Court that the children have Summer activities. The Defendants shall therefore notify the Plaintiffs by April 30th of each year of the children's schedule and the parties shall work out by May 15th the dates of the Plaintiffs' Summer visitation period. If the parties do not agree, then the Plaintiffs' visitation period shall begin at 6 P.M. of the first Saturday in August and end at 6 P.M. of the second Saturday thereafter.

4. Holiday visitations shall be arranged as follows:

a. Christmas: In odd numbered years, the Plaintiffs shall have visitation and temporary physical custody from Noon of Christmas Eve through 6 P.M. of December 27th and in even numbered years from 6 P.M. of December 28th through 6 P.M. of New Year's Day.

b. Thanksgiving and Easter: In odd numbered years the children shall spend Easter, from 6 P.M. Good Friday through 6 P.M. of Easter Sunday with the Plaintiffs and in even numbered years, Thanksgiving from 6 P.M. of the Wednesday preceding Thanksgiving through 6 P.M. of Thanksgiving Day.

c. The provisions of this paragraphshall take precedence over the provisions of this Order relating to the custodial or visitation periods.

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 parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

6. The parties shall split responsibility for transportation. The party having custody or visitation, as the case may be, shall deliver them to the home or other place reasonably designated by the party receiving the children in the exercise of their visitation or custodial rights. 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 of the parties shall teach said children to give to the other parties that love, respect, and obedience, which is due a guardian from the children under his or her care.

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 to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the same room as the children, in a closed automobile in which the child is being transported, or in the bedroom of the 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. Costs and fees of this Mediation, which are fixed at $242.00, are divided equally between the parties with a share of each being 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 Plaintiffs. The deposit shall first be applied against the Plaintiffs' share of costs and the remainder, if any, shall be remitted to them. The Defendants shall pay their share of costs and fees 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 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.
12-15-95 FAXED Pineo, Nies, Irwin.

Cont. on Pg. 494

194

1995

Jorden and White
Harry Faber White, II

1094

$150.00mediation fee
paid by plf 10-16-95

JAMES McHALE

VS.

SANDRA L. BOOR a.k.a
SANDRA L. BARRETTA a.k.a
SANDRA L. MCHALE a.k.a
SANDRA L. MARTZ a.k.a
SANDRA L. SWONGER

Filed Oct. 16, 1995 @ 2:01

Tax & Entry	pd	50.50
User's Fee	pd	5.00
John Spataro, Mediator		

COMPLAINT FOR CUSTODY
1 copy Mediator
1 copy Atty

ORDER: You, Sandra L. Boor, et al., Defendant, have been sued in Court to OBTAIN custody of the children, Amanda L. McHale and Megan M. McHale.

You are ORDERED to appear in person for a Conference before John Spataro, Esquire, Child Custody Mediatoe.

If you fail to appear as provided by this order, an order for custody may be entered atgainst you or the court may issue a warrant for your arest.

Date: 10-16-95 Anthony J. Vardaro, J.

Oct. 17, 1995 Faxed to Spataro & White

Oct. 25, 1995 Affidavit of Service filed. I, Harry Faber White II, Esquire, attorney for the Plaintiff in the above captioned matter, being duly sworn according to law, deposes and say that I served the **COMPLAINT IN CUSTODY** upon the Defendant, **Sandra L. Boor, et al.** by certified mail, return receipt requested, on October 18, 1995, at the Defendant's address, 1151 Alden Street, Meadville, PA 16335. The Defendant's acceptance of the same is attached hereto. Said Certified Receipt shows that Sam Baretta signed as Agent for Sandra L. Boor. Sam Barretta is Sandra L. Boor's natural father and we have confirmation that said Sandra L. Boor, et al. did receive the Complaint in Custody.

Harry Faber White II, Esquire
Attorney for Plaintiff

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 10/25/1995. 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, LJA1901E 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 mailed by Court Administrator's office.

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

~~Barbara J. Walton~~
(withdrawn)

1095

Peters, Lindsay, Lewis & Hatheway
311 Walnut St.
Meadville, PA. 16335
Brian J. Lindsay, Esq.

Bernadette M. DeVore

$150.00 mediation fee paid by Plf. 10-16-95

12-18-95 Pd Pltf 9630 49.74

12-20-95 Pd Def 9635 91.26

4-15-96 Ref from deft med fee 91.26

5-15-96 Pd Def #10019 91.26

DEAN A. PIATT

VS.

KELLY ANN FRIES

Filed Oct. 16, 1995 @ 1:58 PM

Tax & Entry pd 50.50
User's Fee pd 5.00
Kathleen Nelson, Mediator
Pmt Rec'd Pd 12-20-95 gm

COMPLAINT IN CUSTODY
1 copy atty
1 copy Mediator

ORDER: YOU, KELLY ANN FRIES, have been sued in Court to obtain shared custody of
Breanna Rae Piatt
You are ORDERED to appear in person at such time and place as eill 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: 10-16-95 Anthony J. Vardaro, J.
Oct. 18, 1995 Faxed Nelson & Walton

Oct. 25, 1995 Motion To Withdraw from Appointment as Child Custody Mediator and Order filed. AND NOW, this 25 day of October, 1995, Kathleen R. Nelson, shall be permitted to withdraw as Child Custody Mediator. John Fuller, Esq., is hereby appointed as Mediator. BY THE COURT:
Anthony J. Vardaro, J.
10-25-95 Faxed Attys. Nelson, Fuller, Walton.

Oct. 31, 1995 Affidavit of Service filed. And Now, October 31, 1995, comes Barbara J.Walton, and avers as follows:
1. A true and correct copy of theComplaint for Custody with a Request to Appoint a Mediator was mailed to the Defendant via Certified Mail, return receipt on October 19, 1995.
2. That the Defendant signed the return card on October 30, 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. Z410908212) 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

Nov. 20, 1995 Entry of Appearance by Peters, Lindsay, Lewis & Hatheway by Brian J. Lindsay, Esquire for the Defendant filed.

Dec. 15, 1995 **ORDER** filed. AND NOW, December 14, 1995 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:
I. Legal custody of Breanna Rae Piatt 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 Breanna Rae Piatt shall be with her mother, subject to the following conditions:
A. The father shall be entitled to visit and take the child into his custody the first, second and fourth weekends of each month from 6:00 o'clock p.m. on Friday to 12:00 o'clock noon on Sunday, beginning December 22, 1995. Those weekends shall be deemed to be the weekends when the first, second and fourth Fridays occur each month.
B. The father shall be entitled to have the child in his custody from 5:00 o'clock p.m. to 7:00 o'clock p.m. on Monday and Wednesday evenings, beginning December 18, 1995.
C. Holidays shall be defined as Easter, Thanksgiving and December 24th-12:00 noon to December 26,-12:00 noon, and December 25th-12:00 noon to December 26th - 12:00 noon. Custody of the child shall be shared on Thanksgiving and Easter and in the absence of an agreement to the contrary, the child shall be in the custody of the mother on the aforesaid holidays from 1:00 o'clock p.m. until 7:00 o'clock p.m.
On even numbered years the child shall be in the custody of the mother from 12:00 noon, December 24th to 12:00 noon, December 25th, and in the custody of the father from 12:00 noon, December 25th to 12:00 noon, December 26th.
On odd numbered years the child shall be in the custody of the mother from 12:00 noon, December 25th to 12:00 noon, December 26th, and in the custody of the father from 12:00 noon, December 24th to 12:00 noon, December 25th.
D. Beginning with the Summer of 1996, the child shall be in the custody of the mother for an uninterrupted period of seven (7) days and in the custody of the father for and uninterrupted period of seven (7) days. Each parent shall give the other parent at least thirty (30) days notice of the dates of the Summer visits.
E. Transportation of the child on weekends, holidays and Summer visits shall be equally divided with the parent who is receiving custody providing transportation.
F. 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.
G. 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. Neither parent shall consume alcohol when the child is in their custody.
H. 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 will be divided as follows: One-half (1/2) - mother; one-half - father. The Prothonotary of Crawford County is hereby directed to refund one-half (1/2) of the deposit paid in advance by the Plaintiff, less the cost of the custody order.
Anthony J. Vardaro, J.
12-15-95 FAXED Walton, Lindsay, Fuller.

Continued on Pg. 475

Jan. 10, 1996 Appearance of Bernadette M. Devore for Defendant filed.

May 1, 1996, Motion to Withdraw and Order filed. ORDER: AND NOW, Apr. 30, 1996 the motion to withdraw is granted. Gordon R. Miller, J.
5/1/96 faxed to Walton and Devore.

Dec. 6, 1996 Certificate of Completion for Seminar For Separating Parents for Plaintiff filed.

1096

JAMIE L. BOWEN

VS.

WILLIAM C. HENRY, JR.

Filed Oct. 17, 1995 @ 10:35 AM

Tax & Entry Pd. 10/26/95 50.50
User's Fee Pd. 5.00
Sheriff's Costs: Pd. 24.00
Pro. Co. Pd. 12-11-95 9.00

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

ORDER: And now, this 17th day of October, 1995, uponreview of the petition of Plaintiff, the Court enters the following 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.

2. Special Conditions: Defendant shall not contact Plaintiff in any way. He wont stalk or follw Plaintiff. He won't go to Plaintiff's residence or place or 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, constaabel, police officer or competent adult.

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court.

7. The Defendant is reminded that 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 October 26, 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 COURT,
Gordon R. Miller, P.J.

Oct 17, 1995 Faxed Co. Control & PaSP

Oct. 24, 1995, Sheriff's Return filed. SERVED William C. Henry, Jr., peronally, o October 17, 1995 at 8:14 PM, at the Vernon Township Police Department.
So answers,
J. Rictor, Chief Vernon Township
Robert M. Stevens, Sheriff

Oct. 30, 1995 ORDER filed. AND NOW, October 26, 1995, at the time set for hearing on this Protection From Abuse Petition, the parties appear with counsel and advise the Court the matter is amicably resolved on the following grounds:

1. The defendant agrees, without admitting the allegations in the Petition, that he will not contact the plaintiff, harass her, or annoy or alarm her in any fashion or procure others to do so on his behalf.

2. He agrees to pay her $150, to be applicable to attorney fees incurred, with said payment to be paid forthwith. The defendant likewise agrees that he will pay cost at the Prothonotary's Office in the amount of $88.50 forthwith.

3. In addition, he will agree that he will not follow her in his car on roadways or any other place nor follow her on foot or go to her place of employment for any reason and that he will not make phone calls to her at her place of employment, her residence or any other place.

4. This Order shall remain in force and effect for a period of one year.

5. Any Police Officer having reasonable grounds to believe that the terms and conditions have been violated to the extent that the plaintiff is in immediate danger of injury or death, may apprehend the defendant without a warrant, lodge the defendant in the County Jail and request a contempt hearing immediately before the Court.

BY THE COURT,
P. Richard Thomas, Senior Judge

Oct. 30, 1995 Copy placed in Attys. Lindsay and Irwin mailbox.
FAXED 10-30-95 MPSP, Co. Control

Dec. 13, 1995 ORDER filed. AND NOW, this 13 day of December, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of October 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 proper police agency and to County Control.

Any provisions of the Protection from Abuse Order of October 27, 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 THE COURT
Anthony J. Vardaro, J.

FAXED 12-13-95 PASPD & Co. Control.
mailed 12-18-95 Pltf, deft.

1995

Law Offices of Donald S. Mazzotta, P.C.
Anne T. Prillaman
Donald S. Mazzotta

1097

ORTHOPEDIC ASSOCIATES OF MEADVILLE

VS.

JOAN E. DARRALL

Filed Oct 17, 1995 @ 3:59 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	29.00
Pro Co pd 11-14-95	5.00

CIVIL ACTION COMPLANT
1 copy Sheriff

Oct. 25, 1995 Sheriff's Return filed. SERVED Joan E. Darrall, personally, on October 24, 1995 at 1:30 PM, at the Sheriff's Office, Room 303, Crawford County Courthouse, Meadville, PA.
So Answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

Nov 9, 1995 Upon praecipe of plaintiff attorney the above action is marked settled and discontinued of record.

1995

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

1098

RONNIE L. JONES

VS.

JULIE A. JONES

Filed Oct 17, 1995 @ 4:09 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd.	10.00
Adm Fee pd	45.00
Pro.Co. Pd 2-23-96	9.00

COMPLAINT IN DIVORCE
1 copy atty

Oct. 30, 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 that I served a true and correct copy of the Complaint in Divorce certified by the Prothonotary of Crawford County,Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested,dated October 19,1995. The Defendant acknowledged service on October 21, 1995 by accepting delivery on that date as evidenced by the attached signed return receipt.
Oct.23, 1995 James R.Irwin, Esquire

Feb. 20, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301 (c) of the Divorce Code by Julia A.Jones, Defendant, filed.

Feb. 20, 1996 Affidavit of Consent by Ronnie L.Jones,Plaintiff, filed.

FEb. 20, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code by Ronnie L.Jones,Plaintiff, filed.

Feb. 20, 1996 UponPraecipe of James R.Irwin, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Feb. 29, 1996 AND NOW, this 28th day of February, 1996, it is ordered and decreed that RONNIE L. JONES, Plaintiff, and JULIE A. JONES, Defendant, are divorced from the bonds of matrimony.

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

1995

Berger and Green
William J. Begley

1099

JESSE JUDY, a minor, by his parents and natural guardians, Jennifer Judy and Eric Judy, JENNIFER JUDY and ERIC JUDY, in their own rights, CARMEN HOLMSTROM and HERBERT HOLMSTROM

VS.

ERIC LUZIER and DAVID A. LUZIER

Filed Oct 19, 1995 @ 12:58 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs:	56.00
Pro pd 7/2/98	5.00

PRAECIPE FOR WRIT OF SUMMONS IN CIVIL ACTION
Issued Sheriff

Oct. 30, 1995 Sheriff's Return filed. SERVED David A. Luzier, October 27, 1995 at 10:51 AM, by handing to Eric Luzier, Son, Authorized Agent, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA, signed acceptance of service attached.

SERVED Eric Luzier, personally, October 27, 1995 at 10:52 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville PA.

So answers, Carole Stefanucci, Deputy
Robert M. Stevens, Sheriff

Aug 27, 1997 Petition For Approval and Distribution of Minor's Personal Injury Recovery and Order: AND NOW, this 27 day of August, 1997, upon consideration of the foregoing Petition for Approval of Settlement and Distribution of Minor's Personal Injury Recovery it is hereby ORDERED, ADJUDGED and DECREED as follows:

That Petitioners, Jennifer Judy and Mark Judy, in their own right and as parents and natural guardians of Jesse Judy, a minor, are hereby authorized to compromise and settle the liability claim in the above matter; and the Petitioners are hereby authorized to accept from Travelers Insurance Company the sum of Fifty Thousand ($50,000) DOLLARS in full satisfaction of all claims against the Defendants by reason of the accident of Nov. 4, 1993 resulting in injuries to Minor Plaintiff, Jesse Judy, and upon receipt of the same, will execute and deliver to the Defendants, or their authorized representative, a general release of all claims. Anthony J. Vardaro, J.
(FOR COMPLETE ORDER SEE PAPER FILED)
Aug 27, 1997 Faxed Bennett

Sept. 29, 1997 Proof of Deposit of Minor's Personal Injury Recovery filed.

June 25, 1998 Upon praecipe of plaintiff attorney, the above case is hereby marked settled and discontinued of record.

200

1995

Bruce L. Getsinger 1100	IN RE: NAME CHANGE OF JOSIE KAY BURDICK (a minor) TO JOSIE KAY BALDWIN Filed Oct 19, 1995 @ 12:59 PM Tax & Entry pd 50.50 User's Fee pd 5.00	PETITION IN CHANGE OF NAME Nov. 1, 1995 O R D E R filed. AND NOW, this 31 day of October, 1995, upon consideration of the foregoing Petition for Change of Name, a hearing thereon is hereby scheduled for the 4[illegible] day of December, 1995, at 8:45 A.M., in Courtroom 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania. Unless and until ordered and directed to do otherwise by this Court, Petitioners shall not be required to publish the said change of name for the reasons set forth in the foregoing Petition. BY THE COURT, Anthony J. Vardaro, J. Nov. 2, 1995 Faxed Getsinger Dec. 4, 1995 ORDER filed. AND NOW, this 4 day of December, 1995, upon consideration of the foregoing Petition for Change of Name and upon information of counsel that there are no judgments or decrees of record or any other matter of like character against the minor child, Josie Kay Burdick (born February 14, 1995), and it appearing that there is no lawful objection to the request of the Petitioners, it is hereby ordered and decreed that the name of Josie Kay Burdick is changed to Josie Kay Baldwin. Petitioners shall not be required to publish the said change of name for the reasons set forth in the Petition for Change of Name. BY THE COURT Anthony J. Vardaro, J.

1995

Yochim, Skiba, Moore & Nash
Gary H. Nash

1101

ENTERPRISE RENT-A-CAR COMPANY OF PITTSBURGH

VS.

DAVID LUZIER

Filed Oct 19,1995 @ 12:59 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Sheriff's Costs		29.00
Pro Co. pd. 1/4/96		9.00
Sheriff's Costs		31.00
Pro Sat paid 4/30/96		5.00

COMPLAINT IN CIVIL ACTION
issued sheriff

Oct. 30, 1995 Sheriff's Return filed. SERVED David Luzier, October 30, 1995 at 12:30 PM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So Answers, Diane Brittain, Deputy
Robert M. Stevens, Sheriff

Jan. 2, 1996, 3:13 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 of Judgment	$9,649.34
Interest from July 3, 1995 through Dec. 3, 1995 pursuant to contract (1-½% A.P.R. per month)	$ 868.44
Attorney's Fee	$3,505.93
TOTAL JUDGMENT	$14,023.71

Debt $14,023.71
Judgment
Barbara H. King, Pro.

L-44
Judgment entered - Jan. 2, 1996.

Feb. 23, 1996 Notice of Deposition of David Luzier, filed.

Mar. 29, 1996 Motion For Order To Compel DefendantTo Sit For Deposition and Order filed. AND NOW, to-wit, this 29 day of March, 1996, it is hereby ORDERED, ADJUDGED and DECREED that David Luzier, Defendant, appear for a deposition in Aid of Execution at the Crawford County Court House, Third Floor, Green Room, onFriday, April 19, 1996 at 1:30 p.m.; and, it is further ORDERED that theSheriff of Crawford County serve this Order upon the Defendant, David Luzier, 480 Hartz Avenue, Meadville, PA 16335.

BY THE COURT,
George Levin, S.J.

3-29-96 1 copy atty, 1 Sheriff

Apr. 12, 1996 Sheriff's Return filed. Served David Luzier, personally, on April 11, 1996 at 11:40 AM, at the Sheriff's Office.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

April 29, 1996, Upon praecipe of plaintiff attorney, the above captioned judgment is hereby satisfied of record,

202

1995

pro se

1102

CHRISTINA M. PRATHER

VS.

JEFFERY S. FOSTER

Filed Oct 19, 1995 @ 1:14 PM

Tax & Entry pd 10.50
User's Fee pd 5.00

CERTIFIED ORDER FROM COMMON PLEAS COURT VENANGO COUNTY
CIV No. 1343 - 1995

ORDER: AND NOW, this sixth day of September, 1995, the parties appeared, the Petitioner was represented, the Respondent was pro se.

The parties agreed in open court that the Court could Order as follows:

1. The temporary Order entered in these proceedings on August 31, 1995, is hereby made permanent and shall remain in effect until September 6, 1996.

2. This Order is a no contact Order, and the Respondent shall initiate no contact whatsoever with the Petitioner.

3. Petitioner will have exclusive possession of the premises located at R.D. 5, Stone Springs House Road, Cherrytree Township, Titusville, Pennsylvania.

4. The parties have agareed that the following items of personal property may be picked up by the Respondent's parents, Bernard and Dolores Foster, at a time to be arranged by Mr. and Mrs. Foster with the Petitioner: a love seat; coffee table; and table; the recliner that is tan in color; smaller color television set; rototiller; weight set; gun cabinet; Bill Elliott clock; four (4) stuffed fish; and the clothing and personal effects of the Respondent.

The parties numberous other items which are in dispute. The parties are encouraged to attempt, through intermediaries, to negotiate resolution of possession of those issues, and if they cannot resolve them, then they will have to be resolved by a Petition for Replevin.

5. A copy of this Order shall be serve on the Pennsylvania State Police and the Venango County Jail for central file.

6. This is an Order of Court. Any violation of this Order shall constitute contempt of Court and may be punishable by a fine up to $1000 and a jail sentence of up to six (6) months.

If this Order excludes you from the residence of the abused and you resume residence in that domicile, you may be in indirect criminal contempt and punished as above. Consent of invitation of the abused Petitioner to the resumption of residence shall not invalidate this Order.

17. Costs are hereby awarded to the Plaintiff and assessed against the Defendant. The Prothonotary is to send a statement to the Defendant for costs and in the event the Defendant does not promptly pay, the Prothonotary is to enterjudgment against the Defendant for the costs. In the event the Defendant does not thereafter pay the costs in a timely fashion, the Prothonotary is to report the nonpayment of costs to the Court so that the Court may deal with the matter by contempt proceedings in Compliance Court.

BY THE COURT,
M. William White, P.J. Venango County

Oct 20,1995 PSP, Co Ctrl. Faxed

1995

Edward J. Hatheway

1103

BETTY J. HOLLABAUGH

VS.

BRIAN M. HOLLABAUGH

Filed Oct 19, 1995 @ 3:37 PM

Tax & Entlry	Pd 11/21/95	50.50
User's Fee	Pd 11/21/95	5.00
Adm fee	Pd 11/21/95	45.00
State	Pd 11/21/95	10.00
Pro.Co.	Pd 2/27/96	9.00

COMPLAINT IN DIVORCE
3 copies atty

Oct 19, 1995 Petition to Proceed in Forma Pauperis in Divorce Case and Order, file. And Now, October 23, 1995, denied in that Rule 24D(d)(1)(i) certification not attached.

BY THE COURT,
Anthony J. Vardaro, J.

Oct 24, 1995 Faxed Hatheway

Oct. 30, 1995, Affidavit of Servcie filed. I, Edward J. Hatheway, Esq. after being duly sworn do hereby certify that I did on Oct. 23, 1995 sent to dft. by Cert. mial, rec. No. Z 070 384 469, ret. rec. req., a true and correct copy of plff's divorce complaint filed; and that I did receive a duly executed return dated Oct. 24, 1995. Edward J. Hatheway.

Feb. 9, 1996, Affidavit of Consent of plaintiff filed.

Feb 14, 1995 Affidavit of Consent of Defendant, filed.

Feb. 21, 1996 Waiver of Notice of Intentionto Request Entry of A Divorce Under Section3301(C) of the Divorce Code by Betty J. Hollabaugh, Plaintiff, filed.

Waiver of Notice of Intention to Request Entry of a Divorce Under Section 3301(C) of the Divorce Code by Brian M.Hollabaugh, Defendnat, filed.

Upon Praecipe of Edward J.Hatheway,Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

Feb. 29, 1996 AND NOW, February 29, 1996, it is hereby ordered and decreed that BETTY J. HOLLABAUGH, Plaintiff, and BRIAN M. HOLLABAUGH, 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.

1104

PATRICIA HAMILTON

VS.

GEORGE EDWARDS

Filed Oct 20,1995 @ 11:35 AM

Tax & Entry	50.50
User's Fee	5.00
Sheriff's Costs:	29.00

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

ORDER: And now, this 20 day of October,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 int he Petition.

2. Special Conditions: The Plaintiff shall have physical custody of minor child with visitation to Defendnat as she shall allow.

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

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

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

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

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

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

Hearing is hereby set for October 26, 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 COURT,
Anthony J. Vardaro, J.

Oct. 24, 1995, Sheriff's Return filed. SERVED George Edwards, personally, on October 20, 1995 at 1:39 PM, Moiser Town Road, Meadville, PA.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Nov. 3, 1995, ORDER filed. AND NOW, Oct. 30, 1995, after hearing, and after listening to testimony of the parties and various witnesses, the court finds the plaintiff has not maintained her burden of proof in convincing this court that an assault was committed upon her, and accordingly, the Petition is DISMSSED, and the county is directed to pay costs.
BY THE COURT, P.Richard Thomas, Sen Judge

Nov. 14, 1995Exhibits filed

1995

Kathleen R. Nelson

1105

Barbara J Walton

LISA M. DONGHIA

VS.

RODERICK J. DONGHIA

Filed Oct. 20,1995 @ 1:07 PM

Tax & Entry pd	65.50
User's Fee pd	10.00
State pd	10.00
Adm Fee pd	45.00
Pro Co pd	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
1 copy Atty

Oct. 30, 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 October 23, 1995.
3. The registered mail was sent to Roderick J.Donghia, 559 Penn Street, Linesville,PA. The sender's receipt is attached hereto.
4/ That the Defendant received said registered mail on October 27, 1995. Said Return Receipt card Z 217 928 891 is attached hereto, signed by Roderick J. Donghia and made a part hereof.

October 30, 1995 Kathleen R.Nelson, Esquire

Nov. 6, 1995, Appearance of Barbara J. Walton, attorney for defendant filed.

Feb 8, 1996 Affidavit of Consent of Defendant, filed.

Feb 8, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Mar. 4, 1996 Affidavit of Consent by Lisa M. Donghia,Plaintiff, filed.

Mar. 4, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301 (c) of the Divorce Code by Lisa M. Donghia,Plaintiff, filed.

Mar 6, 1996 Marriage Settlement Agreement, filed.

Mar 12, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

March 18, 1996 AND NOW, this 15 day of March, 1996, the Court orders and decrees as follows:

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 upon the grounds that the marriage is irreetrievably 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.

II. REAL ESTATE:

The parties are owners as Tenants by the Entireties of real property in Sadsbury Township, Crawford Co.,PA. Defendant shall deliver to Plaintiff a Quit-Claim deed conveying to Plaintiff all of his right, title, claim and interest in the premises, which deed shall be in recordable form.

III. PERSONAL PROPERTY:

Each party shall each retain those items of personal property such as jewelry, clothing, furniture, household contents, automobiles, investments, pension, bank accounts and other personal property now in his or her possession.

Plaintiff shall waive any and all right and/or claim to any pension and/or retirement benefits or profit sharing benefits of the Defendant.

Any and all jointly owned bank accounts shall become the exclusive property of the Defendants.

IV. INCORPORATION OF AGREEMENT:

All remaining provisions of a Marital Settlement Agreement dated March 4, 1996, and filed of record with this Court on March 6, 1996, are hereby incorporated into this decree of divorce.

BY THE CORUT:
Anthony J. Vardaro, J.

206

1995

Shafer, Swick Bailey
Irwin, Stack & Millin
John C. Swick

1106

Wayne Hundertmark

MEADVILLE TOYOTA, INC.
DBA PALMIERO TOYOTA

VS.

DAVID L. HALL and
ROBIN HALL

Filed Oct 20, 1995 @ 1:19 PM

Tax & Entry	pd	50.25
User's Fee	pd	5.00
Pro Pd 9/27/96		15.00

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT
of District 30-3-02 and Rule to File Complaint

Oct. 24, 1995, Proof of Service filed.

Nov. 9, 1995 Complaint in Civil Action filed.

Jan. 17, 1996 Answer To Complaint filed.

May 1, 1996, Notice of Intent to Complete Discovery filed.

Sept. 19, 1996, Upon praecipe of plaintiff attorney, for the appointment of arbitrators, the following arbitrators are appointed:
John Brautigam, Ch.
Robert Felton
William Pineo

Oct. 17, 1996, Arbitrators take the qualifying oath.

Feb. 5, 1997 Decision of Arbitrators filed. And now, the 5th day of February, 1997, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find in favor of the Defendants on Counts I, II and III.
John Brautigam, Chairman
Robert Felton
William Pineo
2-5-97 FAXED Swick & Hudertmark

1995

1107

LLOYD ECKERT

VS.

BRENDA ECKERT

Filed Oct 20, 1995 @ 1:44 PM

Tax & Entry	pd 11/9/95	50.50
User's Fee	pd 11/9/95	5.00
Sheriff's Cost	11/9/95	29.00
Surcharge	Pd.	25.00
Pro. Co	Pd.	9.00

11-13-95 Paid Sheriffs costs $29.00 Ck# 9558

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

ORDER: And now, thsi 20th day of October, 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.

2. Special Conditions: Defendant will not contact Plaintiff. She shall not go to Plaintiff's residence or place of work.

3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonaable 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 bya shriff, 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 paymetn or fees and costs will be determined by final court order.

7. The Defendant is reminded that this is an ORDER OF CORUT and violation of this Order may be punishable by a fine up to $1,0000 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 October 27, 1995, at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courlthouse. The Defendant is advised he may retain a lawyer to represent him at said hearing if he so desires but he is not requisred to do so.

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

Oct. 24, 1995, Sheriff's Return filed. SERVED Brenda Eckert, personally, October 20, 1995 at 2:25 PM, at the Mental Health Unit, Grove Street, Meadville, PA 16335.
So answers,
Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Nov. 3, 1995 ORDER filed. AND NOW, October 27, 1995 this matter is before the Court on cross petitions under the Protection from Abuse Act. The Court has seen these parties before and apparently this is an on-going off-again, on-again relationship.

After listening to the testimony in this case, the Court finds that both petitions have merit and it is ordered as follows:

1. Each party shall not assault, abuse, harass or threaten the other party and shall have absolutely no contact with the other party.

2. Neither party may go to the residence of the other party and if a party is at the residence of the other party, the police shall presume that the party at the residence of the other party is in violation of this order. If these parties wish to be modification of this order prior to doing so.

3. Likewise, these parties shall have no contact with each other and if they are together at any time, the police shall presume that the are both in violation of this order and they shall both be subject to arrest.

4. A copy of this order shall be delivered to the Pennsylvania State Police at Corry and to Crawford County Control.

5. Both parties are reminded that this is an order of court and violation of this order may be punishable by a fine of not less than $100 nor more than $1,000 and a jail sentence of up to 6 months.

6. Each party shall pay costs in the amount of $127 each no later than 30 days from the date of entry of this order.

7. This order shall remain in full force and effect through October 26, 1996.

8. Neither party shall contact the other party's employer nor shall either party procure anyone else to contact the other party for any reason.

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

FAXED 11-3-95 Attys. Gamble, Brode.

Nov. 14, 1995 Exhibits filed.

Nov. 14, 1995 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW, this 13 day of November, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of October 21, 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 October 21, 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. The Protection from Abuse Order of October 27, 1995 should have collected $127 plus $5 costs but only collected $127 prior to this order. Therefore the remaining $5.00 shall be paid by the County.
BY ORDER OF COURT
Anthony J. Vardaro, J.

3, 1995 ORDER filed. AND NOW, October 27, 1995 this matter is before the Court on cross petitions under the Protection from Abuse Act. The Court has seen these parties

1995

Meyer, Darragh, Buckler, Bebenek & Eck
Shelly R. Pagac
Bruce D. Campbell
Robert E. Durrant

1108

Willig, Williams & Davidson
Amy L. Rosenberger
William H.Haller

CRAWFORD COUNTY, a municipal corporation

VS.

AFSCME District Council 85, Local Union No. 2643

Filed Oct 23, 1995 @ 1:46 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs:	29.00
Pro Co. pd 4-17-96	30.00
User's Fee pd. 4-17-96	5.00

PETITION TO VACATE CONTRACTUAL ARBITRATION AWARD
Issued Sheriff
1 copy atty.

Oct. 27, 1995 Sheriff's Return filed. SERVED AFSCME Union, by handing to Walter Knapp, Union Steward, October 27, 1995 at 9:15 AM, at Crawford County Jail Anex.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Nov. 15, 1995 Answer and New Matter, filed.

Dec 5, 1995 Answer To New Matter, filed.

Dec. 29, 1995 Upon praecipe of Defendant, AFSCME,attorneys, this case placed on next Argument List.

ON JANUARY 1996 ARGUMENT LIST

Dec. 29, 1995 Appearance of Willig, Williams & Davidson; by Amy L. Rosenberger, Esq., for AFSCME District Council 85, Local No. 2643, filed.

Jan. 25, 1996 Reproduced Record filed.

Mar. 18, 1996 Memorandumand Order filed. AND NOW, March 18, 1996, to Petition to Vacate Contractual Arbitration Award filed by Crawford County is denied and the award of arbitrator Bernard S.Fabian dated September 21, 1995, is confirmed.
BY THE COURT:
Anthony J,.Vardaro, J.
3-18-96 mailed to Campbell, Pagac, Haller & Rosenberger

April 11, 1996 Notice of Appeal filed.

April 11, 1996 Order For Transcript filed.

2-2-96 Copies sent to Brief filed.

Apr 22, 1996 Response in Opposition to Application For Stay Pending Appeal, filed.

Apr 22, 1996 ORDER: AND NOW, April 19,1996, 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 an appeal no later than 14 days after the entry of this order pursuant to Pa. Rule of Appellate Procedure 1925(b). Anthony J. Vardaro, J.
Apr 22, 1996 Faxed Campbell, Pagac & Haller & Rosenberger

April 29, 1996, Notice of Docketing Appeal in Commonwealth Court of Pa. at No. 1001 C.D. 1996, filed.

May 2, 1996, Application for Stay Pending Appeal filed.

May 2, 1996, MEMORANDUM AND ORDER filed. ORDER: AND NOW, May 2, 1996, the petitioner's Application for a Stay Pending Appeal is denied.
BY THE COURT,
Anthony J. Vardaro, J.
5/2/96 mailed to all counsel.

May 6, 1996, Appearance of Meyer, Darragh, Buckler, Bebenek & Eck, by Robert E. Durrant, attorneys for plaintiff filed.

May 6, 1996, Concise Statement of Matters Complained of on Appeal filed. (by plff)

May 20, 1996 OPINION filed. AND NOW, May 13, 1996, this opinion is written pursuant to Pa. Rule of Appellate Procedure 1925(a).
We respectfully direct the Superior Court to our Memorandum and Order of March 18, 1996 and our Memorandum and Order of May 2, 1996, which we believe address all issues raised by the appellant.
BY THE COURT,
Anthony J. Vardaro, J
May 20, 1996 Mailed all counsel.

May 9, 1997 OPINION AND ORDER certified from the records of the Commonwealth Court of Pa. filed. ORDER: AND NOW this 6 day of May 1997, the order of the court of common Pleas of Crawford County, at A.D. 1995 - 1108 dated MAR. 18, 1996 is hereby reversed.
Jim Falherty, Judge

Aug 12, 1997 Notice of Filing Petition For Allouance of Appeal From Commonwealth Court Docket No. 1001 C.D. 96, filed.

Dec. 16,1997 Certificate of Contents fo remanded REcord and Notice of Remand filed.

Dec. 16, 1997 OPINION and ORDER certified from Commonwealth Court filed. ORDER: AND NOW this 6 day of May 1997 the order ofthe court of Common Pleas ofcrawford county dated Mar. 18, is hereby reversed. Jim Falherty, Judge.

Dec. 16, 1997 ORDER filed. And now, May 7,1997 footnote No. 4 ofthe above captioned opinion filed May 6, 1997 has been corrected to read: 42 Pa. C.S. 7301-7362. (certified from Com. CT.)

Continued on Pg. 208A

Dec. 16,1997 Notice of filing Petition for Allowance of Appeal from Commonwealth court filed. ORDER certified from Commonwealth court: And Now, this 13 day of Nov. 1997 the Petition for Allowance of Appeal is denied. PC.

(order certified from Com. Court)

Dec.16,1997 ORDER: NOW, June 19,1997 having considered appellee's application of reargument and appellants answer in opposition, the application is denied. BY THE COURT: James Gardner Colins, PJ

1995

Dec. 8, 1997 Notice of Filing Petition for Allowance of Appeal from Commonwealth Court - Docket No. 1001 CD 96, and Disposition filed. Disposition: DENIED.

1995

C. Barton Jones

1109

Moore & Moore
Thomas S. Moore

ARTHUR F. SCAFF

VS.

DOROTHY M. JONES SCAFF

Filed Oct 23, 1995 @ 1:47 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro Co. pd 6-6-96	9.00
Pro Co pd 5/20/97	5.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE

Feb. 20, 1996 Amended Complaint filed.

May 1, 1996, Affidavit of Consent of plaintiff filed.

May 1, 1996, Affidavit of Consent of defendant filed.

May 2, 1996, Notice of Intention to Request Entry of Divorce Decree filed.

May 24, 1996 Affidavit of Service by Mail filed. I, C. Barton Jones, Esq., being duly sworn according to law, deposes and says that he is the attorney for Plaintiff ARTHUR F. SCAFF, and that I did mail a true and correct copy of the Complaint in Divorce, and Notice to Defend, filed in the above matter, to the Defendant by Certified Mail, Return Receipt Requested, on Oct. 18, 1995. All was signed for by DOROTHY M. JONES, on Oct. 25, 1995, (who is a/k/a DOROTH M. JONES SCAFF, (see attached green card0. And a true and correct copy of the Amended Complaint in Divorce, and Notice to Defend, filed in the above matter, to the Defendant's Attorney, THOMAS MOORE, Esq., 1401 W. Main St., Grove City, PA 16127, on Feb. 15, 1996. The Notice of intention to Request Entry of Divorce Decree was mailed to Defendant's Attorney on April 30, 1996, along with a Counter-Affidavit.

Date: May 21, 1996 C. Barton Jones, Esq.

May 24, 1996 Upon Praecipe of plaintiff attorney for Review Under Section 3301(c) of Divorce Code, this case moved to Court, filed.

June 10, 1996, ORDER filed. This divorce matter has been returned to the prothonotary from the court, because:

The Amended complaint was not served on dft. but only on an attorney who has never appeared for the defendant in this case.

Also Notice of Intention to request entry of divorce decree was also served onthe same attorney.

Either party may file a praecipe to refer matter back to court when record is in such a state that the parties are entitled to final decree. BY THE COURT,

Anthony J. Vardaro, J.

6/10/96 faxed to Jones.

June 13, 1996, Appearance of thomas S. Moore, of Moore and Moore, attorneys for defendant filed.

June 13, 1996, Appearance of defendant in above captioned proceedings, and acknowledgment of receipt of complaint filed. (dated 10/2

June 28, 1996 Affidavit of Service filed. I, C. Barton Jones, Esquire, being duly sworn according to law, deposes and says that I am the attorney for Plaintiff ARTHUR F. SCAFF and that I did mail a true and correct copy of The Notice of Intention to Request Entry of Divorce Decree, and Notice of Intention to Request Entry of Divorce Decree, and Proposed Praecipe to Transmit, in the above matter, by amiling siad papers by First Class U.S. Mail, to the Defendant's Attorney Thomas Moore, at his address being: 1401 West Main Street, Grove City, PA 16127, on June 27, 1996.
Date: June 27, 1996 C. Barton Jones, Esquire

June 28, 1996 Notice of Intention to Request Entry of Divorce Decree to Defendant by C. Barton Jones for Plaintiff.

July 11, 1996 Acceptance of Service filed I, Thomas Morre, Esquire, being duly sworn according to law, deposes and says that I am the attorney for Defendant Dorothy M. Jones Scaff and that I did accept a true and correct copy of the Amended Complaint in Divorce, and Notice to Defendant, an dIntent to Praecipe for Divorce Decree filed in the above matter, this 9th July, 1996.
Date: July 9, 1996 Thomas Moore

August 1, 1996 Praecipe to Transmit,Affidavit of Service Proposed Decree & Order filed.

Aug. 14, 1996, ORDER filed. This matter has been referred to court for review and decree. The court has reviewed the record and is returning the record. A final decree will not be entered at this time because:

When this matter was before the court previously, we entered anorder on June 7, 1996 in which we noted that the amended complaint was not served on dft. but only an atty. who had never appeared for the dft. in this case. An atty. has now appeared for the dft. as of June 13, 1996. and has accepted service of the amended complaint and divorce on July 9, 1996 but that amended complaint filed on Feb. 20, 1996 was never reinstated prior to dft's atty. accepting service of the same.

Either party may file a praecipe to refer the matter back to 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.
8/14/96 faxed to Jones.

Nov. 6, 1996 Affidavit of Consent of Plaintiff filed.

Feb. 25, 1997 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under 3301(c) of Divorce Code of defendant, filed.

Feb. 25, 1997 Affidavit of Consent of Defendant filed.

Cont. on Pg ~~412~~ 492

210

1995

Barbara J. Walton

1110

STEVEN R. HUMPHREYS

VS.

REBECCA HUMPHREYS

Filed Oct 23, 1995 @ 2:14 PM

Tax & Entry	od	80.50
User's Fee	pd	15.00
State	pd	10.00
Adm Fee	pd	45.00
Pro.Co.	pd 4/22/96	9.00

COMPLAINT IN DIVORCE, CUSTODY AND EQUITAABLE DISTRIBUTION
2 copies Atty

Oct. 26, 1995 Affidavit of Service filed. And Now, October 26, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section 3301 (c) was mailed to the Defendant via Certified Mail, return receipt on October 24, 1995.

2. That the Defendant signed the return card on October 25, 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. Z410908211) attached hereto as Exihibit "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.

Nov. 16, 1995 Consent Custody Agreement and CONSENT CUSTODY ORDER filed. AND NOW, this 16 day of November, 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, Ethan Ray Humphreys and Taylor Renea Humphreys. 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. Physical custody of the minor children shall be shared between the parties. The children shall be in the custody of the Father beginning Monday evening until Friday evening. The Mother shall have custody from Friday evening until Monday evening.

3. The parties shall share custody of the minor children during holidays. This shall occur as mutually agreed to by the parties but shall be done so that each party enjoys a substantial amount of time with the children. Visitation for the holidays shall take precedence over other visitation priods.

4. The parties are free to make alternative arrangements respecting the custodial and visitaion 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.

5. The party not having physical custody of the minor children shall have the right to telephone the minor children and is encouraged to do so.

6. Each party shall teach the children to give to the other party that love and respect which is due a parent from the children.

7. 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. None of the parties shall expose the minor children to harmful situations or harmful people while having custody of the children.

8. 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 not to disparage the other party in the children's estimation.

9. The parties to this action agree that this Honorable Court shall retain jurisdiction of this matter.

By The Court:
Gordon R. Miller, J.

Nov. 16, 1995 Copy in Atty. Walton's mailbox; maied defdt.

Nov. 15, 1995 Marriage Settlement Agreement, filed. 2 copy (atty.)

Jan 29, 1996 Affidavit of Consent of Defendant, filed.

Jan 29, 1996 Waiaver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Jan 30, 1996 Affidavit of Consent of Plaintiff, filed.

Apr. 22, 1996 Upon Praecipe of Brabara J.Walton, Esquire, Attorney for Plaintiff to transmit record, Case Moved to Court.

DIVORCE DECREE FILED

April 26, 1996 AND NOW, this 25 day of April, 1996, 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, STEVEN R. HUMPHREYS and Defendant, REBECCA HUMPHREYS, are dissolved because the marriage is irretrievably broken. Plaintiff and Defendant are divorced from the bonds of matrimony. Marriage Settlement is incorporated in decree (SEE PAPERS FILED).

By the Court:
Anthony J. Vardaro, J.

As of January 9, 2003
any filings are now found on the computer.

1995

Barbara J. Walton

1111

~~Fuller, Kinnunen, Petruso, Gamble, Fabian & Hall~~
~~Ann Hansen Gamble~~
(withdrawn)

12-11-95 Rec'd from Plff Med dep $150.00

2-16-96 Pd Plff Refund 9782 $135.00

5-15-96 Pd's #10049 $15.00

7-11-96 Rec'd from Dft med dep $150.00

11-27-96 Pd Plff $30.00 #10381

12-19-96 Pd D #10433 $20.00

PAUL JOY

VS.

LUCINDA JOY

Filed Oct 23, 1995 @ 2:14 PM

Tax & Entry	pd	80.50
User's Fee	pd	15.00
State	pd	10.00
Adm Fee	pd	45.00
		$9.00

Pro Pd 10/29/96

COMPLAIANT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
2 copies Atty

Oct. 25, 1995 Petition for Special Relief and Order filed.
AND NOW, this 25 day of October, 1995, upon presentation of the Petition for Special Relief, it is hereby ordered that neither party shall not remove, dispose, or encumber any real or personal property from the marital residence until a further Order of Court is entered. If the Defendant does not agree to this Order she may ask for Further Hearing of Agreement.
Plaintiff shall serve a copy of this Order upon Defendant at her last know address. BY THE COURT:
Anthony J. Vardaro, J.
Oct. 25, 1995 Order Faxed Atty. Walton.

Oct. 27, 1995 Affidavit of Service filed. And now, October 27, 1995, comes Barbara J. Walton, and avers as follows:
1. A true and correct copy of the Complaint for Divorce under Section 3301 (c) was mailed to the Defendant via Certified Mail, return receipt on October 25, 1995.
2. That the Defendant signed the return card on October 26, 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. Z410908206) attached hereto as Exihibit "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
Attorney for the Plaintiff

Dec. 11, 1995 Motion for Appointment of Custody Mediator and ORDER filed. AND NOW, this 8 day of December, 1995, upon presentation of the within Motion, John Fuller, Esquire, is appointed Custody Mediatior in the above captioned matter. By The Court:
Anthony J. Vardaro, J.

12-11-95 FAXED Fuller, Walton.

Dec. 18, 1995 Motion To Vacate and Order filed. AND NOW, December 15, 1995, after consideration of the within Motion to Vacate, IT IS HEREBY ORDERED AND DECREED AS FOLLOWS, TO-WIT: John Fuller, Esquire is hereby granted leave to withdraw as custody mediator in the above-captioned custody case and John Spataro is hereby appointed as mediator in his place.
Anthony J. Vardaro, J
Dec. 18, 1995 Faxed Walton, Fuller, Spataro & Gamble.

Jan 15, 1995 Motion for Refund of Mediation Deposit filed. $135.00 Refunded to Plaintiff

July 2, 1996, Appearance of fuller, Kinnunen, Petruso, Gamble, Fabian and Hall, by Ann Hansen Gamble, attorneys for defendant filed.

July 11, 1996 Notice and Order to Appear and Order and Notice filed. You, Paul Joy, have been sued in court to (obtain) (modify) custody partial cusotdy or visitation of the child(ren): Andres Joy, date of birth, December 18, 1990, and Alexander Joy, date of birth April 22, 1993.
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 by mail to the address listed on the complaint or petition that has been filed recently. BY TEH COURT:
Gordon R. Miller, J.
AND NOW, this 10th day of July, 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. Application for the seminar may be obtained at the Center for Family Service, Inc. at 996 S. Main Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crawford County Courthouse; or the Corut Administrator at the Crawford County courthouse.
BY THE COURT:
Gordon R. Miller

Aug. 5, 1996 Petition for Exclusive Possession of Marital Residence & for Exclusive Possession of Automobile & Notice and ORDER filed. AND NOW, this 2nd day of August, 1996, hearing on defendant's petition for exclusive possession of the marital residence and exclusive use of the marital vehicles is hereby set for the 26th day of August, 1996, at 2:30 o'clock at PM., in Courtroom #1 or #2 of the Crawford County Courthouse, Meadville, Pennsylvania.
FOR THE COURT,
Ann A. Walker
8-5-96 FAXED Walton & Gamble

Sept. 5, 1996 Motion to Continue and ORDER filed. AND NOW, this 5th day of Sept., 1996, motion to continue to a date certain is hereby granted and the hearing is scheduled for the 2nd day of October, 1996, at 1:30 o'clock, p.m., in courtroom #1 of the Crawford Co. Courthouse Meadville, PA.
FOR THE COURT,
Ann A. walker
Sept. 5, 1996 Order FAXED Attys. Walton and Gamble.

Sept 13, 1996 Certificate of completion of the Seminar for Separating Parents for PAUL C. JOY, filed.

Sept. 23, 1996 Petition for Exclusive Possession of Marital Residence and for Exclusive Possession of Automobile by Plaintiff's Attorney filed.

Sept 26, 1996 Certificate of completion of the Seminar for Separating Parents for LUCINDA J. JOY, filed.

Cont. on Pg. 428

212

1995

1112

BRENDA ECKERT

VS.

LLOYD ECKERT

Filed Oct 23, 1995 @ 3:06 PM

Tax & Entry Pd. 4-11-96 50.50
User Fee Pd. 4-11-96 5.00
Sheriff's Costs: Pd. 46.00
Pro Co. Pd. 4-11-96 9.00

4-15-96 - Pd Sheriff 46.00 #9932

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

ORDER: AND NOW, this 23rd day of October,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.

2. Special Conditions: Defendant shall not contact Plaintiff in any way. He shall not go to her 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.

7. The Defendant is reminded that this is and 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 October 27,1995, at 3:30 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 COURT,
Gordon R. Miller, P.J.

Oct. 27, 1995 Sheriff's Return Filed. SERVED Floyd Eckert, personally, on October 25, 1995 at 10:12 AM, at Firths Maple Products, Spartansburg, PA.

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

Nov. 3, 1995 ORDER filed. AND NOW, October 27, 1995 this matter is before the Court on cross petitions under the Protection from Abuse Act. The Court has seen these parties before and apparently this is an on-going off-again, on-again relationship.

After listening to the testimony in this case, the Court finds that both petitions have merit and it is ordered as follows:

1. Each party shall not assault, abuse, harass or threaten the other party and shall have absolutely no contact with the other party.

2. Neither party may go to the residence of the other party and if a party is at the residence of the other party, the police shall presume that the party at the residence of the other party is in violation of this order. If these parties wish to be able to go to the other's residence, they should seek a modification of this order prior to doing so.

3. Likewise, these parties shall have no contact with each other and if they are together at any time, the police shall presume that they are both in violation of this order and they shall both be subject to arrest.

4. A copy of this order shall be delivered to the Pennsylvania State Police at Corry and to Crawford County Control.

5. Both parties are reminded that this is an order of court and violation of this order may be punishable by a fine of not less than $100 nor more than $1,000 and a jail sentence of up to 6 months.

6. Each party shall pay costs in the amount of $127 each no later than 30 days from the date of entry of this order.

7. This order shall remain in full force and effect through October 26, 1996.

8. Neither party shall contact the other party's employer nor shall either party procure anyone else to contact the other party for any reason.

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

Nov. 3, 1995 Copy placed Atty. Brode mailbox; maied Atty. Gamble.

Mar. 29, 1996 Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order filed.

Mar. 29, 1996 RE: Complaint for Indirect Criminal Contempt for Violation of Protection from Abuse Order. Assignment of Hearing date filed. AND NOW, March 28, 1996, the hearing regarding the complaint for indirect criminal contempt in the above captioned case filed by the plaintiff has been scheduled for Thursday, April 11,1996 at 1:00 p.m. in Courtroom No. 1 or 2, at the Crawford County Courthouse, Meadville, PA.

FOR THE COURT,
Ann A. Walker, Court Administrator

3-29-96 Copies dist. by Court

April 16, 1996 ORDER filed. AND NOW, April 11, 1996, at the time set for hearing on the Plaintiff's complaint for indirect criminal contempt of a violation of a Protection from Abuse Order, the complaint is withdrawn; and therefore, this action is dismissed. The Court noting that the original Protection from Abuse Order remains in effect through Oct. 26, 1996.

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

April 16, 1996 FAXED Corry PSPD, Co. Control; Mailed Attys. Gamble; Distributed to Atty. Brode.

1995

1113

DEBORAH WASSON for
JESSICA WASSON

VS.

DONALD WASSON

Filed Oct 24, 1995 @ 11:06 AM

Tax & Entry	Pd. 10/31/95	50.50
User's Fee	Pd.	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd.	24.00
	Pro. Co. Pd. 10/31/95	9.00

10-31-95 Paid Robert M. Stevens, Sheriff $24.00 Ck. # 9539

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

ORDER: And Now, this 24th day of October, 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.

2. Special Conditions: Defendant shall move out. Sole possession of the residence is awarded to Plaintiff. Defendant shall not go to the home. He shall have no contact with Jessica.

3. This Order may be enforced without a warrant of arest 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 int he 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 of competent adult.

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

7. The Defendant is reminded that this is an ORDER OF COURT and violation of this Order may be unishable 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 Oct 31, 1995, at 3:30 PM in Courtroom 1 ro 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 OR COURT,
Gordon R. Miller, P.J.

Oct. 25, 1995 Sheriff's Return filed.SERVED Donald Wasson,personally, October 24, 1995 at 2:45 PM, Federal Court, Meadville, PA
So answers,
Deborah Wasson, Plaintiff
Robert M.Stevens, Sheriff

Nov. 3, 1995 **O R D E R** filed. AND NOW, October 31, 1995, this matter comes before the Court on the Plaintiff's petition for relief under the Protection from Abuse Act. This proceeding was actually brought in a temporary abuse order entered with Deborah Wasson on behalf of Jessica A. Wasson a minor with Deborah Wasson being her mother and natural guardian. The parties appear both with counsel today and the nature of the order we will enter, is intended not only to protect the original Plaintiff, Jessica but also Deborah Wasson by its very nature. That's done with the agreement of the parties and an order is entered without the 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, harass, threaten, or stalk the Plaintiff.

2. The Plaintiff Deborah Wasson shall have exclusive and sole possession of the marital residence for a period of 6 months from this date except as here and after set forth, it shall be presumed he is in violation of this order. In the event the parties wish for the Defendant to go to the residence on other occasions, they should seek a modification of this order prior to him doing so.

3. The Defendant may go to the marital residence on November 5, 1995 at 2:00 p.m. for the purpose of removing business records and a business computer as well as any other personal belongings. It is noted that by agreement of the parties, the clothing of the Defendant will be provided to him this day.

4. The Defendant may also go to the marital residence to pick up his business equipment at a time to be arranged with the Plaintiff no later than November 30, 1995.

5. The Defendant shall be permitted to go to the marital residence for the purpose of exercising partial custody of one or more of the minor children if that is arranged by agreement of the parties or if there is a court order entered in the future permitting the Defendant to have partial custody from time to time with respect to one or more children.

6. This order may be enforced without 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 Pennsylvania State Police at Meadville Barracks and to Crawford 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 not less than $100 and no more than $1,000 and a jail sentence up to 6 months.

9. The Defendant shall pay costs in the amount of $88.50 to the Prothonotary of Crawford County this day.

10. This order shall remain in full force and effect for a period of 6 months from this date.

11. The Court's reference to Plaintiff in the initial part of this order shall include Deborah Wasson individually and on behalf of Jessica Wasson.

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

Nov. 3, 1995 Copy placed Attys. Irwin & Barrett's mailbox.
FAXED 11-3-95 MPSP, Co. Control.

1995

MacDonald, Illig, JOnes & Britton Richard J. Parks	OWEN HENNING, FRANCIS ZROSTLIK and LYLE FULLER	COMPLAINT IN CIVIL ACTION Issued Sheriff (2 copies)
1114	VS.	Nov. 3, 1995, Sheriffs Return filed. SERVED by Cert. mail, Oct. 27, 1995 George Marshinek, 1455 Lake MartinDrive, Kent, Oh. 44240 signed receipt attached. SERVED by Cert. mail, Oct. 27, 1995 Sylvaia Marsinek, 1455 Lake Martin Drive, Kent Oh 44240 signed receipt attached. so answers Robert M. Stevens, Sher.
Kenton R. O'Neil	GEORGE MAESINEK and SYLVIA M. MARSINEK	Nov 17, 1995 Answer and New Matter, filed. (2 copy atty)
		Nov 30, 1995 Preliminary Objections to Defendants' New Matter filed.
	Filed Oct 24, 1995 @ 11:52 AM	Jan 4, 1996 Certificate of Service, filed. I hereby certify that the within Praecipe to Place on Argumetn List was served upon all counsel of record via United States first-class mail, postage pre-paid on December, 29, 1995.
	Tax & Entry pd 50.50 User's Fee pd 5.00 sheriffs costs 50.00 Pro Co. pd. 3-3-97 6.00	Jan 4, 1996 Praecipe To Place On Argument List, filed.
		ON ARGUMENT LIST FOR February 1996
		Mar 4, 1996 Preliminary Objections to Defendants' New Matter, filed.
		Mar 4, 1996 Praecipe to Place on Argument List, filed.
		ON ARGUMENT LIST FOR April 1996
		May 1, 1996, MEMORANDUM AND ORDER filed. ORDER: AND NOW, April 30, 1996 plaintiffs motion for a more specific pleading is granted. paragraph 20 ofthe new matter is stricken. Defendants shall state with particularity each and every failure to perform or satisfy any contingencies under the sales agreement. Defendants shall have twenty (20) days from the date of this order to file an amended answer and New matter consistent with this Memorandum and Order. by the court, Gordon R. Miller, P.J. 5/1/96 mailed to Parks, Dist. O'Neil
		May 17, 1996 Answer and Amended New Matter, filed.
		June 13, 1996, Reply to Defendants' New Matter filed.
		Feb. 27, 1997 Upon Praecipe of Plaintiffs attorney, the above captioned matter marked settled and discontinued of record.

1995

Thomas, Truax,
Spadafore, Walker
R.Charles Thomas

1115

11-1-95
Pd. Robert M. Stevens, Sheriff
Ck# 9541 $31.00

DONNA G. LUKE

VS.

ARMAND A. ZANGRILLI

Filed Oct 24, 1995 @ 3:21 PM

Tax & Entry	Pd. 11/1/95	50.50
User's Fee	Pd. 11/1/95	5.00
Sheriff's Costs	Pd.	31.00
~~Surcharge~~	Pro. Co. Pd. 11/1/95	~~25.00~~ 9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copy Plaintiff
3 copies Sheriff
Faxed SPD- Meadville

ORDER: And now, this 24th day of October, 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 Plaintiff's children.

2. Special Conditions: Defendant shall not contact Plaintiff in any way. He shall not go to her residence or place of work. In fact he shall not be within 150 feet from her house 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 deppartments in thejurisdictiion 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 temporalry 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 allocatiion of fees and costs.

Hearing is hereby set for Nov 1, 1995, at 3:30 PM, in Courltroom 1 ro 2 of the Crawford County Courthouse. The defendant is avised 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, P.J.

Oct. 27, 1995 Sheriff's Return filed. SERVED Arnold A. Zangrilli,personally, on October 25, 1995 at 11:30 AM, at his place of employment, Auto Forge, Harmonsburg, PA
So answers,
Shawn E. Ashbaugh, Deputy
Scott D.Young, Deputy
Robert M. Stevens, Sheriff

Nov 9, 1995 **O R D E R** filed. AND NOW, November 1, 1995, this matter comes before the Court for hearing on the Plaintiff's petition for relief under the Protection from Abuse Act. The Plaintiff appears represented by counsel and the Defendant appears without counsel. After having been advised of his right to counsel, the Defendant chooses to represent himself and 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 and directed as follows:

1. The Defendant shall not assault, abuse, harass, stalk or threaten the Plaintiff at any time or place.

2. The Defendant shall have possession of the marital home and the Plaintiff may go to that residence on November 5, 1995 between 9:00 a.m. and noon for the purpose of removing her personal property, some dishes, pots and pans, and some collectibles. She may be removing other items but they shall not include furniture items of the nature necessary for the Defendant to continue to reside in the household.

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

4. A copy of this order shall be delivered to the Conneaut Lake Sadsbury Township Police Department and to Crawford County Control.

5. The Defendant is reminded that this is an order of court and violation of this order may be punishable of a fine of not less than $100 and not more than $1,000 and a jail sentence up to 6 months.

6. The Defendant will pay court costs in this matter forthwith in the amount of $95.40.

7. This order shall remain in full force and effect through October 31, 1995.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
Nov. 9, 1995 Copy in Atty. Thomas box; mailed Plff.
FAXED 11-9-95 Con. Lake Sadsbury Twp, Co. Control.

Jan 5, 1996 Petition For Modification of Protection From Abuse Order and Order, filed. AND NOW, THIS $TH DAY OF January, 1996, upon presentation and consideration of the within Petition, a Rule is granted upon the Defendant to show cause, if any, why the Order heretofore entered on November 1, 1995, should not be modified so as to permit the Plaintiff to re-occupy the residence at R.D. #1, Oakmont Drive, Conneaut Lake, Pennsylvania.

Returnable for hearing and/or argumetn on the 19th day of January, 1996, at 3:00 o'clock, p.m.
Jan 5, 1996 Thomas
Jan. 9, 1996 sent Dft.

Jan 25, 1996 PFA Order of January 19,1996 to modify order of November 1, 1995. In light of the fact it appears the Defendant has abandoned the home at RD 1, Oakmont Drive, Conneaut Lake, PA, it is ordred and directed that commencing this day, paragrah 2 of our order of November 1, 1995 is rescinded and istead, the Plaintiff shall have sole possession of that residence and the Defendant may not go to that residence without further order of Court.

The Plaintiff is directed to send a copy of this order by regular mail and by certified mail, returns receipt requested addressee only, to the Defendant at his last known address...
Jan 25, 1996 Faxed Co Control, mailed CLPD & given Thomas
Jan 29, 1996 Faxed Keenan

1995

1116	WILLIAM G. COULTER VS. TAMMY S.M. KEENO Petition Filed Oct 24, 1995 @ 4:33 PM Tax & Entry pd 10-31 50.25 User's Fee pd 10-31 5.00	PETITION FOR IN FORMA PAUPERIS FILED NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT of William D. Chisholm District 30-2-01 Filed Oct 31, 1995 ORDER AND PETITION FOR IN FORMA PAUPERIS, field. ORDER: And now, October 23, 1995, petiton denied. BY THE COURT, Anthony J. Vardaro, J. Oct 25, 1995 mailed copy to T. Keeno Oct 31,1995 Notice of Appeal of Defendant, filed. Oct 31, 1995 Rule entered upon Plaintiff to file complaint issued. Feb. 6, 1996 Proof of Service of Notice ofAppeal and Rule to File Complaint, filed.

1995

Specter Law Offices, PC
John C. Evans

1117

Thomas, Truax, Spadafore
Walker and keenan
R. Charles Thomas

Peter C. Acker
for Addt'l Dft.

STACEY WATTS

VS.

REBECCA ANNE STEUDLER

VS.

JASON ERIC PHELPS, Add'l Deft.

Filed Oct 25, 1995 @ 12:09 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Sheriff's Costs:		29.00
Sheriff's Costs		29.00
Pro Co paid 3/27/98		6.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
1 copy Atty

Nov. 8, 1995 Sheriff's Return filed. SERVED Rebecca Ann Steudler personally on November 3, 1995 at 2:13 PM by handing a copy of the Complaint to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.
So Answers, Robert M. Stevens, Sheriff

Dec. 11, 1995, Appearance of Thomas, Truax, Spadafore, Walker and Keenan, by R. Chas. Thomas, attorney for dft. filed.

Jan. 12, 1996 Answer and New Matter of Defendant, filed.

Jan. 12, 1996 Complaint Joining Additional Defendant, Jason Eric Phelps, filed. (1 copy atty,,1 copy sheriff)

Jan 23, 1996 SHERIFF'S RETURN, filed. Served, Jason E. Philips,on January 19, 1996 at 2:20 PM, at the Crawford County Court House, in the Sheriff's Office.
So answers, Diane Brittain, Deputy
Robert M. stevens, Sheriff

Feb 8, 1996 Appearance of Peter C. Acker, Esquire, for Additional Defendant Jason Eric Phelps, filed.

Feb. 20, 1996 Answer and New Matter filed.

May 1, 1996, Plaintiff's Reply to New Matter filed.

May 1, 1996, Plaintiff's Reply to Complaint Joining Additional Defendant, Jason Eric Phelps, filed.

Sept. 17, 1997 Certificate of Readiness filed.

ON FEBRUARY 1998 TRIAL LIST

Jan 27, 1998 ORDER: AND NOW, January 26, 1998, the pre-trial conference in this case is scheduled for Tuesday, February 3, 1998, at 9:00 a.m. in Courtroom 2. A settlement conference is to follow if counsel adhere to the local rules regarding settlement conference.
Gordon R. Miller, P.J.
Jan 27, 1998 Dist Evans, Thomas & Acker

Mar. 24, 1998 Upon praecipe of Plaintiff Attorney the above captioned matter is marked settled and discontinued of record.

1995

Mark D. Prather

1118

Brian Lindsay withdrawn

JANET HOUT HAMLIN

VS.

DAVID M. QUICKEL

Filed Oct 26, 1995 @ 10:00 AM

Tax & Entry pd 50.50
User's Fee pd 5.00

sheriffs costs 29.00

Pro.Co.pd 12/19/95 15.00
Pro Co Pd 5/29/96 9.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Nov. 6, 1995, Sheriffs Return filed. SERVED David M. Quickel personally on Oct. 30, 1995 at 10:46 a.m. by handing a copy of the complaint to him in the sher. office, third Fl., Crawford County Courthouse, Meadville, Pa.
So answers, Diane Brittain, Dep. Sher.
Robert M. Stevens, Sher.

Nov. 28, 1995 Answer and Counterclaim to Complaint filed.

Dec 12, 1995 Plaintiff's Reply to Counterclaim, filed.

Dec. 15, 1995 Upon Praecipe of Plaintiff Attorney for Appointment of Arbitrators. The following Arbitrators are appointed.
Harry White
Ann Gamble
Andrew Bacallao

Jan. 22, 1996 Arbitrators take qualifying oath filed.

Jan 26, 1996 Notice of Hearing of Arbitrataors, filed.

Jan 31, 1996 Motion to Withdraw Appearance and Order of January 31, 1996, **Brian J. Lindsay** is hereby granted leave to withdraw as Defendant's counsel of record.
Jan 31, 1996 Faxed Lindsay & Prather

Feb 23, 1996 Decision of Arbitrators, filed. And now, the 23rd day of February, 1996, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find; Verdict for the Plaintiff and agaisnt the Defendant on teh original complaint in amount of $2245. plus costs of suit. Verdict on the Counterclaim for the Defendant and against the Plaintiff for $244.
Harry Faber White, Chr.
Ann Gamble
Andrew Bacallao

Feb. 23, 1996 Faxed Prather & Lindsay
mar 5, 1996 sent Dft

May 20, 1996 Judgment on Arbitration Decision filed. AND NOW, May 20, 1996 at 9:26 A.M., upon praecipe of plaintiff attorney, Mark D. Prather, judgment is hereby entered in the above captioned matter in accordance with decision of the Board of Arbitrators entered thereon.
Debt $2,100.50
JUDGMENT
Barbara H. King,
Prothonotary

1995

Watts and Pepicelli PC
Alan L. Pepicelli

1119

CHARLES McDONALD and
SHERRY McDONALD

VS.

LYNN M. HOUSTON-WHITE

Filed Oct 26, 1995 @ 11:09 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
sheriffs costs	29.00
Pro Co Pd 1/7/99	6.00

PRAECIPE FOR ISSUANCE OF WRIT OF SUMMONS IN CIVIL ACTION
Issued Sheriff

Nov. 6, 1995, Writ Returned. SERVED Lynn M. Houston-White personally on Oct. 30, 1995 at 9:30 a.m. by handing a copy of the Summons to her in the sheriffs office, third floor, Courthouse, Meadvile, Crawford County, pa.
So answers Diane Brittain, Dep. sher
Robert M. Stevens, Sher.

Oct. 1, 1997 Complaint in Civil Action filed.

Oct. 20, 1997 Notice of Service filed. Alan L. Pepicelli, Esquire, hereby certifies that a certified copy of the Complaint in Civil Action was served upon Defendant, Lynn M. Houston-White, via Certified Mail No. P 506 106 289, sent to her at 704 Forest Green Dive, Meadville, Pennsylvania 16335, on October 1, 1997, and was received by her on October 14, 1997. The original Receipt for Certified Mail and the return receipt are attached hereto as Exhibit "A". A certified copy of the Complaint in Civil Action was also served upon Defendant, Lynn M. Houston-White, via regular U.S. mail, sent to the same address on October 1, 1997. The Certificate of Mailing is attached hereto as Exhibit "B". A true and correct copy of said Complaint was sent via regular U.S. mail to Allstate Insurance Company, P.O. Box 8126, Erie, Pennsylvania 16505, Attention: Thomas D. Curry, Staff Claim Analyst, as Defendant's insurance carrier. Alan L. Pepicelli

December 29, 1998 Praecipe to Settle and Discontinue Filed. Upon praecipe of Alan L.Pepicelli Attorney for Plaintiff the above-capitoned case is marked settled and discontinued of record.

Thomas E. Africa 1120	BENEFICIAL CONSUMER DISCOUNT CO., d/b/a BENEFICIAL MORTGAGE CO. OF PENNSYLVANIA VS. DELBERT G. VARGASON, and CHRISTINE E. VARGASON Filed Oct 26, 1995 @ 12:34 PM Tax & Entry pd 50.50 User's Fee pd 5.00 Sheriff's Costs: 41.00 Pro Co pd 2-6-96 9.00	COMPLAINT IN MORTGAGE FORECLOSURE 2 copies atty Nov. 8, 1995 Sheriff's REturn Filed. SERVED Delbert G. Vargason personally on November 3, 1995 at 1:04 PM by handing a copy of the Complaint to him in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA. SERVED Christine E. Vargason personally on November 3, 1995 at 1:05 PM by handing a copy of the complaint to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA. So answers, Carole Stefanucci, Deputy Sheriff Robert M. Stevens, Sheriff Jan. 9, 1996 Default Notice filed. Feb 5, 1996 And Now, upon praecipe of plaintiff attorney judgment has been entered against the Defendants, jointly and severally, in the amount of Forty-nine Thousand Six Hundred Fifty and 48/100, plus costs and interest from October 23, 1995 and posssession of the premises as described on Ex. C of the Complaint, fsor failure to plead within the resquired time. V - 34, 44 Debt: $49,650.48 plus costs and interest JUDGMENT Barbara H. King, Pro.

EX1996-9

March 25, 1996 Affidavit pursuant to Rule 3129.1 on behalf of plaintiff, filed.

March 25, 1996 Certification of Service of Notice of Sale to National Fuel Gas Company and Alan R. Shrout, Tax Collector, on behalf of plaintiff, filed.

1995

John F. Spataro	MARK J. PICENTE and REGINA PRUSSAK, individually and as the parents and natural guardians of STEPHEN M. PICENTE minor,	PRAECIPE FOR WRIT OF SUMMONS Issued Atty
1121	vs.	Oct 27, 1995 PETITION FOR APPROVAL OF SETTLEMENT OF A MINOR'S CLAIM and ORDER, filed. AND NOW, to-wit, this 27th day of October, 1995, it appearing to the Court that the Petitioners have consented hereto and all parties have consented hereto, it is hereby ORDERED, ADJUDGED AND DECREED that the Court approves the settlement of $1,000.00 to be paid to the minor child, Stephen M. Picente. Counsel fees totaling $300.00 will be paid by State Farm Insurance Company and will not be deducted from the child's recovery. State Farm shall also pay the court costs and filing fees. Petitioners are directed to take the net proceeds of the child's claim and deposit the monies in a savings account in the name of the minor in banks, building and loan associations or savings and loan associations which are insured by a federal governmental agency. No withdrawal of the monies can abe made from any such account until the minor attains his majority,except as authorized by a prior order of court. Proof of the deposit shall be promptly filed of record. BY THE COURT Gordon R. Miller, P.J. Oct 27, 1995 Faxed Spataro
	CARL G. McCONNELL	
	Filed Oct 26, 1995 @ 1:58 PM	
	Tax & Entry pd 50.50 User's Fee pd 5.00 Pro Co pd 11-20-95 5.00	
		Nov. 20, 1995 Upon praecipe of plaintiff attorney this action is settled and discontinued of record.
		Nov 27, 1995 Praecipe for filing of account verification.

1995

Barbara J. Walton	MARVIN E. NORR and KARLA J. NORR	COMPLAINT FOR CUSTODY
1122	VS.	Oct. 27, 1995 Order filed. AND NOW, this 27th day of October, 1995, upon presentation of the Petition for Special Relief, it is hereby ordered that primary legal and physical custody of Anthony M. Norr shall be with the Plaintiffs. The child shall not be removed from Crawford County. Plaintiff shall serve a copy of this order upon Defendant at her last know address. The Plaintiffs shall follow through with this custody complaint and prosecute that with due speed. By The Court: Gordon R. Miller, J.
	MARESA NORR	Oct. 27, 1995, Copy to Atty. Walton.
	Filed Oct 26, 1995 @ 2:17 PM	Nov. 3, 1995, Sheriffs Return filed. Served Maresa Norr personally on Oct. 27, 1995 at 3:15 p.m. at her residence 427 Walnut St. Crawford County Pa. The child was turned over to Plaintiffs at that time in presence of Dep. Sher. So answers, Shawn E. AShbaugh, Dep. Sher. Robert M. Stevens, Sher.
	Tax & Entry pd 50.50 User's Fee pd 5.00 sheri. costs 34.00	Feb 2, 1996 Petition For Special Relief and and Order of February 2, 1996, upon presentation of the Petition for Special Relief, it is hereby ordered that primary legal and physical custody of Anthony M. Norr shall be with the Defendant, Maresa Norr Feb 2, 1996 given Walton

1995

Thomas Dana Watson

1123

Edward J. Hatheway

JAMES M. HAZEN

VS.

DAVID CHETOKA

Filed Oct 27, 1995 @ 10:04 AM

Tax & Entry pd 10-27-95 50.50
User's Fee pd 10-27-95 5.00
Sheriff's Costs: 42.00
SURCHARGE 1 25.00
COURT ORDER pd 11-21-95 9.00

11-21-95 Recvd. from Defdt. $131.50

11-21-95 Paid atty. Watson $55.50 Refund Ck# 9576.

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
3 copy Sheriff
1 copy Plaintiff
1 copy Atty
FAXED PSP

And now, this 27th day of October, 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 the Plaintiff's wife named in the Petition.

2. Special Conditions: The Defendant shall not go upon the property, or land, or buildings, or residence of the Plaintiff, nor attempt to do so, nor follow the Plaintiff, nor be in the vicinity of Plaintiff's property within 500 feet, nor telephone the Plaintiff.

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

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

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

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment 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 November 1, 1995, at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthouse. The defendant is advised he may retain alawyer 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, P.J.

Oct. 30, 1995 Sheriff's Return filed. SERVED David Chetoka, Ocotber 27, 1995 at 4:50 PM BY handing to Sandra Chetoka, his wife, at their address, RD #2, Hanmore Road, Conneaut Lake, PA. So answers,

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

Nov 2, 1995 ORDER filed. AND NOW, November 1, 1995 after the Plaintiff presented his case in chief and after the Defendnat testified on direct examination, the Court is satisfied by the fair weight of the evidence that the Defendant has engaged in conduct which placed another in reasonable fear of imminent srious bodily injury by firing 10 rounds of a rifle into the air on the Plaintiff's property. By doing this, we are not taking any position with respect to the Plaintiff's own conduct, which may or may not have been improper or illegal conduct. We are simply addressing the case before us and the admissions by this Defendnat.

Accordingly,it is ordred as follows:

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

2. The Defendant shall not go upon the Plaintiff's property. Even if the Defendant is invited on to the Plaintiff's property, he should refuese, because if he goes on the Plaintiff's property, even if he is invited, and the police find him there, they have a right to remove him and place him in custody. The only way this order can be amended or modified is through another court order. It cannot be changed ormodified by the parties.

3. The Defendant shall, within 24 hours from this date, deliver his SK rifle to the Sheriff of Crawford County and the Sheriff of Crawford County shall hold this rifle in safekeeping until further order of Court. The Ssheriff shall not destroy or damage that rifle in any way. This provision is entered pursuant to 24 Pa. C.S.A. 6108-A-7.

4. The Defendnat shall have absolutely no contact with the Plaintiff. That means he shall not call the Plaintiff nor write the Plaintiff. In the event that the Plaitniff happens to call the Defendant, since it is alleged that the Plaintiff has been making unwanted calls to the Defendant's home, the Defendant shall either turn the phone over to someone else or hang up so that there is no doubt about the fact that the Defendant has no contact with the Plaintiff. This may be called as a violation of this order.

5. This order may be enforce without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been volated.

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 effec tfor one year from this date; that is, until October 31, 1996 unless modified or terminated by further order of court.

8. The Defendnat shall pay record court costs in the amount of $131.50 within 30 days from this date. If he fails to make that payment, he may be held in contempt of Court and punished further.

9. 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.

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

NOv 2, 1995 copy given Watson, Hatheway. FAXED PSP

Oct 3, 1997 Petition for Return of Property and Order: AND NOW, this 3 day of October, 1997, after presentaton and consideration of the Defendant's Petition for Return of Property, said petition is hereby granted. The only restriction is that the Defendant can not bring a firearm onto the Plaintiff's residence, or property.

The Crawford County Sheriff's Office is hereby directed to return the Defendnat's SK rifle to the Defendant.

Anthony J. Vardaro,J.

Oct 6, 1997 Faxed Watson & Hatheway and Oct 15, 1997 Dist Sheriff

224

1995

Louis B. Loughren

1124

KNOX, MCLAUGHLIN,
GORNALL & SENNETT, P.C.
James T. Marnen

PHYLLIS J. ANDERSON

VS.

R. CHARLES THOMAS

Filed Oct 27, 1995 @ 12:00 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
sher. costs	34.00
Pro Co pd 8/26/99	7.50

JURY TRIAL DEMANDED

PRAECIPE TO ISSUE WRIT OF SUMMONS
Issued Sheriff

Nov. 6, 1995, Writ returned. SERVED R. Charles Thomas personally on Oct. 31, 1995 at 3:32 p.m. byhanding a copy of the Summons to him in the sheriffs office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, Pa.
So answers, Carole Stefanucci, Dep. Sher.
Robert M. Stevens, Sher.

Jan. 7, 1997 Praecipe for Appearance filed. Please enter by appearance for defendant R. Charles Thomas.
Respectfully Submitted,
James T. Marnen
Knox, McLaughlin, Gornall & Sennett, P.C.

Jan. 7, 1997 Stipulation by Defendant filed.

August 20, 1999 Praecipe to Discontinue filed. Upon Praecipe of Loughren, Loughren & Loughren, P.C. by Louis B. Loughren Esq. Attorney for plaintiff the above captioned action is marked Discontinued.

1995

Neal A. Snaders

1125

Grogan, Graffam, McGinley & Lucchino, PC
Dennis J. Roman

HELEN L. McCRAY

VS.

SCHROECK & ASSOCIATES, P.C. and CHRISTINE FUHRMAN KONZEL, ESQUIRE

Filed Oct 27, 1995 @ 12:00 PM

Tax & Entry pd 50.50
User's Fee pd 5.00

JURY TRIAL DEMANDED

PRAECIPE FOR WRIT OF SUMMONS
Issued Atty

Nov. 27, 1995 Writ Return filed. SERVED the within Summons upon Konzel Christine Fuhrman at 1130:00 Hours, on the 17th day of November, 1995 at Erie Co. Sheriff's Office, 140 West 6th St., Erie, PA 16501 by handing to Christine Fuhrman Konzel a true and attested copy of the Summons and, SERVED the within Summons upon Schroeck & Associates, PC at 1315:00 Hours, on the 17th day of November 1995 at 338 West 6th St., Erie,PA 16507 by handing to Bernie Bright, Accountant a true and attested copy of Summons.

Robert N. Michel, Sheriff, Erie Co., PA.
Ken R. S____, Deputy Sheriff

I hereby deputize the Sheriff of Erie County, PA. to serve the within Writ of Summons.
So answers,

Robert M. Stevens, Sheriff

Jan 8, 1996 Complaint filed.

Jan 17, 1996 Notice of Service of Notice of Deposition of Christine Fuhrman Knozel, filed.

Jan 30, 1996 Appearance of Grogan, Graffam, McGinley & Lucchino, P.C. by Dennis J. Roman, Esquire, on behalf defendants Schroeck & Associates, P.C and Christine Fuhrman Konzel, Esquire.

Feb. 20, 1996 Petition to Transfer Action Pursuant to Pa.R.C.P. 1006 (d) (1), filed.

Feb. 20, 1996 Preliminary Objections Raising Improper Venue and Legal Insufficiency of Complaint, filed.

3-18-96 Plff's Brief in Opposition to Preliminary objections
3-18-96 Plff Brief in Opposition to Petition

Feb. 22, 1996 Upon praecipe of defendants attorney this case placed on next Argument List.

ON MARCH 1996 ARGUMENT LIST

Mar. 11, 1996 Opposition/ Answer To Petition To Transfer Action Pursuant To Pa.R.C.P. 1006. (d)(1) filed.

Mar. 18,1996 Opposition to Preliminary Objections Raising Improper Venue and Legal Insufficiency of Complaint, filed.

Mar. 18, 1996Substitution of Verification filed.

March 29, 1996 MEMORANDUM, OPINION and ORDER filed. AND NOW, this 29th day of March, 1996 it is hereby ORDERED, ADJUDGED and DECREED that said Preliminary Objection is overruled, and venue in this action shall be retained in the Court of Common Pleas of Crawford Co., PA. (SEE PAPERS FILED)

BY THE COURT,
George Levin, S. J.

March 29, 1996 Order distributed to Attys. Sanders, Roman by mail.

Apr 8, 1996 Notice of Service of Notice of Deposition of Christine Fuhrman Konzel, Esquire.

Apr 8, 1996 Notice of Service of Notice of Deposition of George M. Schroeck, Esquire.

April 11, 1996 Upon praecipe of defendants attorney the case placed on next Argument List.

ON MAY 1996 ARGUMENT LIST

June 20, 1996, MEMORANDUM AND ORDER Filed. ORDER: AND NOW, June 19, 1996 plaintiff's preliminary objections are disposed of as follows:

1. Defendatns' demurrers to counts I and II that defendants failed to assert the equitable tolling doctrine are denied.
2. Defendants' demurrers to Counts I and II that defendants failed to assert a claim under the PHRA are granted.

Plaintiff shall have 20 days from the date of this order to file an amended complaint if she is able to do so.

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

6/20/96 mailed to attys. of record.

July 9, 1996, Answer and New Matter filed.

July 1, 1996, Notice of Service of Notice of Depositon ofGeorge M. Schroeck, filed.

July 1, 1996, Notice of Service of Notice of Deposition foChristine Fuhrman Konzel, Esq. filed.

July 26, 1996 Reply To New Matter filed.

Aug. 19, 1996 Notice of Servie of Amended Notice of Deposition fo George M. Schroeck, Esq.filed

Aug. 19, 1996, Notice of Service of Amended Notice of Deposition of Christine Fuhrman Konzel, Esq. filed.

Feb. 26, 1997 Objection to Praecipe Fro Trial on behalf of Defendants, filed.

May 17, 1999 CERTIFICATE OF READINESS filed.

May 17, 1999 Notice of Service of Cert. of Readiness filed.

RECORD CONTINUED ON
PAGE 465.....

William J. Gregg

1126

Mary Ann Kirkpatrick

Deposit of $150.00
pd by Plf. 10-27-95

KAREN ALBERTA MAILLIARD

VS.

JEFFREY JOSEPH MAILLIARD

Filed Oct 27, 1995 @

Tax & Entry pd 50.50
User's Fee pd 5.00
Pro Co pd 2-1-96 9.00
William Pineo, mediator

COMPLAINT FOR CUSTODY

2 copies (atty)
1 copy (mediator)

Order:

You, Jeffrey Joseph Mailliard, have been sued in Court to obtain custody of Larrence Joseph & Jullyan Grace Frances Mailliard. 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) 333-7498

BY THE COURT,

Gordon R. Miller, J.

Dated: 11/2/95

Nov 16, 1995 Affidavit of Service, filed. AND NOW, this 14th day of November, 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 the Complaint for Child Custody was sent by certified mail to the Defendant, Jeffrey Joseph Mailliard, on November 3, 1995.

3. That the Defendant received said certified mail on November 8, 1995. Said Return Receipt Card Z 727 827 939 is attached hereto, signed by Defendant and made a part hereof. (1 copy atty)

Jan 5, 1996 Consent Custody Order of January 4, 1996 and Stipulation, filed.
Jan 5, 1996 Faxed Kirkpatrick & Gregg

1995

1127

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

MBSI

VS.

LINDA MYERS

Filed Oct 27,1995 @ 3:26 PM

Tax & Entry pd	50.25
User's Fee pd	5.00
Pro Co pd 8-7-96	9.00

NOTICE OF APPEAL OF DISTRICT JUSTICE JUDGMENT
of Ron Cole District 30-3-06

Oct 27, 1995 Complaint filed.

Nov. 6, 1995, Proof of Service filed.

Dec 4, 1995 Certificate of Service of Notice of Appeal, filed.

Jan. 23, 1996 Appearance of Thomas, Truax, Spadafore, Walker and Keenan by R. Charles Thomas, Esquire on behalf of defendant, filed.

Jan. 23, 1996 Preliminary Objections on behalf of defendant filed.

March 15, 1996 Upon praecipe of defendant attorney, this case placed on next Argument List.

O N A P R I L 1 9 9 6 A R G U M E N T L I S T

Apr. 8, 1996 Verification - MBSI filed. I verify that the statements made in this Complaint, No. AD 1995 -1127 are true and correct to the best of my knowledge, information and belief. 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.
DATE: 4/3/96 William Davis

April 8, 1996 Upon Praecipe of plaintiff, a Pre-Trial Hearing, or Argument request, filed.

June 4, 1996 Memorandum and ORDER filed. AND NOW, June 3, 1996, it is ordered as follows:
1. Defendant's demurrer is granted.
2. Defendant's motion to strike the complaint for lack of verification is denied.
3. Defendant's motion to strike the complaint for lack of a notice to plead is granted.
4. Defendant's motion to strike the complaint for failure to include an appropriate face sheet is denied.
5. Plaintiff is granted twenty (20) days from this date to file an amended complaint that is in conformity with the Pennsylvania Rules of Civil Procedure and the Crawford County Rules of Court.

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

6-4-96 DISTRIBUTED Thomas. MAILED Pltf.

Aug 5, 1996 Affidavait of Service of Praecipe for Entry of Judgment of Non Pros and Praecipe for Judgment of Non Pros.

Aug 5, 1996, And now, upon praecipe of defendants attorney judgment of Non Pros is hereby entered against the named plaintiff for failure to file a Complaint within twenty days after being ruled so to do.
M - 186 JUDGMENT OF NON PROS
Barbara H. King, Pro.

228

1995

1128

JODELL CHASE FOLTZ

VS.

JEFFREY RAYMOND FOLTZ

Filed Oct 27, 1995 @ 3:44 PM

Tax & Entry Pd 1-24-96 50.50
User's Fee Pd 1-24-96 5.00
Sheriff's Costs Pd 15.00
Proc Pd 1-24-96 90¢

1-24-96 Pd Sheriff 15.00 #9717

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

ORDER: And now, this 27 day of October, 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 may go to the marital home to remove personal effects. The Plaintiff shall have shared custody of the minor child until further order of court.

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

4. A copy of this Order shall be delivered to the police departmetns 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 b epunishable 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 November 2, 1995, at 3:30 p.m., in Courtroom 1 or 2 of the Crawford County Courthosue. 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,
Anthon J. Vardaro, J.

Oct 30, 1995 SHERIFF"S RETURN, filed. SERVED Jeffrey Raymond Foltz, personally, October 28, 1995 at 9:45 AM, at his residence, 902 Main Street, Apt. D, Conneautville, PA
So answers,
Jeanette Wilson, friend of Plaintiff
Robert M. Stevens, Sheriff

Nov. 9, 1995 ORDER filed. AND NOW, November 2, 1995, the parties appeared in court and entered into agreement to settle this matter. 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 nor shall he be within 100 yards of those places.

3. The Defendant shall retain the marital residence.

4. The Defendant shall not contact the Plaintiff's employer.

5. The Defendant shall not go to the child's school or to the child except as here and after provided.

6. Primary physical custody of the child shall be with the Plaintiff. The Defendant shall have a right to visit his daughter, Tarna, as follows:

a. Commencing Friday, November 3, 1995, the father shall take his daughter into his custody every other weekend from 5:00 p.m. on Friday to 4:00 p.m. on Sunday.

b. The father may call the Plaintiff's residence to talk to his daughter on Tuesday and Thursday evenings between 6:00 p.m. and 7:00 p.m. The telephone calls shall last no more than 15 minutes, and the Defendant shall not be abusive, harassing, or threatening.

c. Thanksgiving 1995 from 9:00 a.m. to 2:00 p.m.

d. Christmas Day 1995 from 12:00 noon until 8:00 p.m.

e. Transportation shall be provided by the Defendant. He shall go to the Plaintiff's residence and remain in his truck or vehicle and his daughter shall be sent out to get into the vehicle at the beginning of the visitation and the Defendant shall let the daughter out of the vehicle to go to home at the front of the Plaintiff's home until he is satisfied that the Plaintiff is there to receive the child. Therefore, the Plaintiff shall come to the front door so that the Defendant may see her both at the time of the pick up and delivery.

7. The Defendant may contact the Plaintiff by mail provided the correspondence is not abusive, harassing, or threatening.

8. The Defendant shall not take the child out of Crawford County, Pennsylvania until further order of court.

9. The provisions with respect to custody and visitation herein contained shall remain in full force and effect unless changed and modified by the Court in a custody action.

10. The Plaintiff has the following items of property that are at the Defendant's residence. She may pick them up at a time to be agreed upon. Those items are:

VCR	CD Player	Photo Albums
Record Albums	Her Clothing	Child's Clothing
Child's Toys	Child's Personal Belongings	

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

12. A copy of this order shall be sent to the Defendant at P.O. Box 338, Conneautville, Pennsylvania, to County Control, and to the Pennsylvania State Police of Meadville.

13. This order shall remain in full force and effect for 1 year until November 1, 1996 unless modified or terminated by further order of this Court. The Plaintiff shall do nothing to encourage the Defendant to violate this order. If the Plaintiff invites the Defendant to her home or to her place of employment, the Defendant shall not go until this order is modified. The Defendant runs a risk that if he is at the Plaintiff's residence even by invitation he may be arrested and placed in jail. The parties do not have a right to amend this order. They have a right to approach the Court to amend the order. The order may only be amended by a judge.

Continued On Page 497

1995

William Walker

Fuller, Kinnunen,
Petruso, Gamble,
Fabian & Hall
Stephen E. Hall

1129

IN THE MATTER OF

MARY M. ARTER

Filed Oct 27, 1995 @ 4:26 PM

PETITION FOR INVOLUNTARY INTERVENTION BY
EMERGENCY COURT ORDER

ORDER: AND NOW, October 27,1995, upon consideration of the foregoing petition, it is hereby ordered that Active Aging, Inc. shall provide the following protective services to Mary M. Arter and that such services shall beprovided without her consent: Transportation tohospital without her consent for examination and treatment. Ascertain if treatment or mediation necessary and administer the same. Use of force to remove and transport to Meadville Medical Center and use of restraints to control and examine at physicians discretion. If admission to hospital refused confine at Springs Manor. The State or local police, accompanied by a representative of Active Aging, Inc. are hereby authorized to forcibly enter the premises of the aforesaid older adult to enforce the terms of this order.

The terms of this order shall expire at Oct 21, o'clock 6 PM, 1995. The court heereby sets Oct 31, 1995 at 3:30 PM in Courtroom 1 or 2, as the time and place for a review hearing int he event of need for an additional emergency court order or continued court and protective services involvement or both. The court hereby appoints William Walker, Esquire. to represent the aforesaid older adult in any further proveedings with regard to this matter. BY ORDER OF THE COURT

P. Richard Thomas, S.J.

Oct 27, 1995 (2) copies to Hall.

Nov. 3, 1995 **O R D E R** filed. AND NOW, October 31, 1995, at the time set for hearing in this matter, in the nature of a review hearing to determine whether the above individual needs additional protective services or continued court involvement after informal hearing, it is ordered and directed that this matter shall be continued for a period of 30 days so that the above individual may be medically or psychologically or psychiatrically evaluated to determine what further involvement may be necessary and to further determine whether through an existing power of attorney needs of Mary M. Arter may be met through the efforts of her sister or by any other means that may be less restrictive that the current situation.

Under the circumstances at this time, it would appear that the least restrictive alternative is for the above individual to remain in Springs Manor; and accordingly, it is ordered until further order of court.

In the event this matter cannot be resolved to the satisfaction of the Petitioner or the Respondent within the 30 days, either party may request further hearing.

It is further ordered and directed that Active Aging Inc. may obtain any and all medical records for Mary M. Arter from any health care provider forthwith.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
Nov. 3, 1995 Copy placed Attys. S. Hall & Wm. Walker Mailbox.

230

1995

Law Offices of Donald S. Mazzotta, P.C. Peter kH. thomson Donald S. Mazzotta 1130	CRANE AND TRACTOR, INC. VS. JAMES E. ERNEST PIPELINE CONSTRUCTION COMPANY, INC. Filed Oct 30, 1995 @ 11:58 AM Tax & Entry pd 50.50 User's Fee pd 5.00 sher. costs 38.00	COMPLAINT - CIVIL ACTION Issued Sheriff Nov. 6, 1995, Sheriffs Return filed. NOT FOUND as to James E. Ernest Pipeline Construction Company, Inc. Moved south, address unknown . So answers, Robert M. Stevens, Sher.

1995

1131

ROBIN ANN STEINER

VS.

ROBERT F. REAM

Filed Oct 30, 1995 @ 1:56 PM

Tax & Entry	Pd. 2-6-96	50.50
User's Fee	Pd. 2-6-96	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd.	29.00
Pro Co.	Pd. 2-6-96	9.00
Pro Co	Pd 5-7-96	5.00

2-1-96 Pd sheriff #9751 39.00

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

ORDER: And now, this 30th day of October, 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 teh Plaintiff or any of the minor children named in the Petition.

2. Special Conditions: Defendnat shall not go to Plaintiff's home or place of work. He shall not contact Plaintiff in any way. Custody of the child, Rebecca shall be with Plaintiff.

3. This Order may be enforce dwithout 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 thejurisdiction 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 November 8, 1995, at 3:30 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 COURT,
Gordon R. Miller, P.J.

Nov. 2, 1995 Sheriff's Return filed. SERVED Robert Ream, personally, October 30, 1995 at 2:45 PM, at 1037 South Main Street, Meadville, PA

So answers,

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

Nov. 15, 1995 **O R D E R** filed. AND NOW, November 8, 1995 this matter is before the Court on the Plaintiff's petition for relief under the Protection from Abuse Act. The Plaintiff appears represented by counsel and the Defendant appears without counsel, is advised of his right to counsel, and indicates he will represent himself. 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. Therefore, it is ORDERED and DIRECTED as follows:

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

2. The residence at 956 C Street in Meadville shall be in the sole possession of the Plaintiff and the Defendant may not go within 100 yards of that residence even if he is invited to the residence by the Plaintiff 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 to have the Defendant go to the residence of the Plaintiff in the future, they should seek a modification of this order before he does so.

3. The Defendant shall not go to the Plaintiff's place of employment, nor shall he contact the Plaintiff's employer. Likewise, he shall not go to any place the Plaintiff is receiving any training or education.

4. The Defendant shall not have contact with the Plaintiff's minor sons Jeremy and Jacob but in the event one or both of those boys wishes to visit with the Defendant, such arrangements may be made at the Plaintiff's discretion. The Defendant shall not go to Jeremy and Jacob's school or to any extracurricular activities unless he is specifically invited by teh Plaintiff.

5. Pending any further custody order in this proceeding or in an appropriate custody action, primary physical custody of Rebecca Ream shall be with the Plaintiff and the Defendant shall have temporary physical custody of Rebecca every other Saturday from 2:00 p.m. until 6:00 p.m. commencing on November 11, 1995. During those periods of temporary physical custody, the Defendant shall not remove the child from Crawford County. The Plaintiff shall provide transportation for those periods of temporary physical custody, with the Plaintiff bringing the child to the Defendant's residence and picking her up from that residence.

6. The Defendant shall not procure any third party to contact the Plaintiff in any way on his behalf, but he may call the Plaintiff at work during the work day to discuss visitation issues or other issues with regard to the minor child, but he shall not in any way be harassing or threatening in those telephone conversations.

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 Meadville City Police and to Crawford County control, and a copy shall be sent by regular mail to the unrepresented Defendant at 1037 South Main Street, Apartment 3, Meadville.

9. 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.

10. The Defendant shall pay court costs in this proceeding 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.

11. This order shall remain in full force and effect through November 7, 1996.

BY ORDER OF THE COURT,
Anthony J. Valdaro, J.
Nov. 15, 1995 Copy in Atty. Brode's box; mailed Defdt.
11-15-95 FAXED MPD, Co. Control.

Continued on Pg. 483

232

1995

Thomas Dana Watson

1132

JAMES M. SCANNELL and
CHERYL E. SCANNELL

VS.

CARL FRY and PENNY FRY

Filed Oct 30, 1995 @ 2:25 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Sheriff's Costs		50.00

Lis Pendens Pd 1-16-96 gcr

JURY TRIAL DEMANDED

PRAECIPE FOR WRIT OF SUMMONS
1 copy Atty
Lis Pendens
Dec. 14, 1995 Writ of Summons Reinstated.

Dec 22, 1995 SHERIFF'S RETURN, filed. Served, Carl Fry personally, on December 20, 1995, at 3:03 PM, at the Sheriff's Office, in the Crawford County Court House Meadville, Pa.
Served, Penny Fry, by handing the summons to her husband, Carl Fry on December 20, 1995 at 3:04 PM, at the Sheriff's Office in the Crawford County Court House in Meadville, Pa.
So answers, Diane M. Sparks, Deputy
Robert M. Stevens, Sheriff

Apr. 9, 1997, Complaint filed.

Jan 19, 1998 Answer and New Matter, filed.

Feb. 6, 1998 REPLY TO NEW MATTER ON BEHALF OF PLAINTIFFS FILED.

1995

Kathleen r. Nelson

1133

CARA V. WOZNYJ

VS.

CHRISTOPHER J. WOZNYJ

Filed Oct 30, 1995 @ 2:26 PM

Pro Pd 6/21/96	5.00
Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
1 Ct-Pd 3-29-96	15.00
State Pd 3-29-96	5.00
Pro Lo Pd 3-29-96	
Pro.Co. pd 4/10/96	9.00

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

Dec. 14, 1995 Complaint reinstated.

Jan. 16, 1996 Affidavit of Service filed. Kathleen R. Nelson, Esq., 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 Reinstated Complaint in Divorce and Notice were sent by registered mail to the Defendant, on Dec. 21, 1995.

3. The registered mail was sent to Christopher J. Woznyj, PO Box 1421, Andover, OH 44003. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on Jan. 6, 1996. Said Return Receipt card #Z 217 928 910 is attached hereto, signed by Christopher J. Wiznyj and made a part hereof.

Kathleen R. Nelson, Esq.

Mar. 11, 1996 Consent Custody Order filed. AND NOW, March 11, 1996, it is Ordered and Decreed as follows:

1. Legal and physical cusotdy of the subject minor child, Natasha Woznyj, shall be with the Mother, Cara V. Woznyj, pending further order of court.

2. The Father shall be permitted to visit with the child at such times as may be agreed upon in writing between the Mother and Father.

BY THE COURT:
Gordon R.Miller, J.

3-21-96 FAxed Nelson.

Mar. 28, 1996 Affidvit of Consent by Cara W. Woznyj, Plaintiff, filed.

April 8, 1996 Waiver of Notice of defendant, filed.

April 8, 1996 Affidavit of Consent of Defendant filed.

Apr. 10, 1996 Upon Praecipe of Kathleen R.Nelson, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

April 16, 1996 AND NOW, April 15, 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:
Gordon R. Miller, J.

June 18, 1996 Notice of Election to Retake Prior Name filed.
to be known as: CARA V. WHITESIDE,

As of August 15, 2000 any filings involving this case can be found in the computer.

1134

CRAWFORD COUNTY TAX CLAIM BUREAU - 1995 TAX CLAIM SALE

Filed Oct 30, 1995 @ 2:49 PM
Pro.Co. Pd 1-3-95 9.00

IN THE MATTER OF THE REPORT AND RETUEN OF FREDERIC A. WAGNER, DIRECTOR OF THE CRAWFORD COUNTY TAX CLAIM BUREAU OF THE PUBLIC SALE OF LANDS AND PROPERTIES HELD ON SEPTEMBER 28, 1995 FILED.

Dec. 20, 1995 Upon Praecipe of John F.Spataro, Solicitor for Crawford County, a final decree in accordance with the Court's Order of October 30, 1995, filed.

12-22-95 Copy to Tax Claim Bureau w/bill

Feb. 26, 1996 Petition for Approval of Distribution of Proceeds From 1995 Tax Claim Sale and RULE TO SHOW CAUSE filed. Rule is returnable on the 4th day of April, 1996 in Courtroom 1 or 2, Crawford Co. Courthouse, at 9:00 a.m. (see papers filed).

BY THE COURT
Gordon R. Miller

Feb. 26, 1996 Order FAXED Atty. Spataro.

Apr. 4, 1996 Certificate of Service filed. I, FREDERICK WAGNER, Director of the Crawford County Tax Claim Bureau, do certify that I mailed a true and correct copy of the Petition for Approval of Distribution of Proceeds from 1995 Tax Claim Sale, including all exhibits, along with this Court's Rule to Show Cause on each of the proposed distributees by regular mail, postage prepaid. Attached to this Certificate are all of the certificates of mailing issued by the U. S.Postal Service, along with the envelopes which were returned.
Date: 4/4/96 By: Frederick Wagner, Director

Apr. 4, 1996 DECREE filed. AND NOW, this 4 day of April, 1996, at the time set for the return of the rule to show cause issued in this matter, the Court finds as a fact the following:

1. The petition of the Tax Claim Bureau for Crawford County, seeking approval of the distribution of proceeds from the 1995 Tax Claim Sale is properly before the Court.
2. The Tax Claim Bureau has complied with this Court's rule to show cause order dated February 26, 1996, requiring that a copy of the petition, the rule to show cause order and the proposed distribution be sent to all distributees by first class mail, with proof of mailing to the last residence or place of business of the distributee known to the bureau.
3. Presented for filing is the signed certificate of service, executed by Frederic Wagner, Director of the Tax Claim Bureau.
4. None of the distributees listed on the petition for approval of distribution of proceeds have filed any objections or exceptions to the proposed distribution.
5. None of the distributees listed on the petition for approval of distribution of proceeds have appeared before the Court at the date and time set for the return of the rule to show cause.

Based upon the foregoing, IT IS DECREED BY THIS COURT AS FOLLOWS:

The proposed distribution of the Tax Claim Bureau for Crawford County in connection with the 1995 Tax Sale is hereby confirmed absolutely and the Tax Claim Bureau is directed to make distribution in accordance with its proposed distribution of the remaining funds received by the Tax Claim Bureau from the 1995 Tax Claim Sale.

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

4-4-96Faxed Spataro, dist. Wagner 4-11-96 copy Fred Wagner

1995

Mason and Mason
Joan D. Mason

1135

LLOYD SHUFFSTALL

VS.

BONITA LOUISE SHUFFSTALL

Filed Oct 30,1995 @ 3:19 PM

Tax & Entry pd	65.50
User's Fee pd	10.00
State pd	10.00
Adm Fee pd	45.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
3 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 10/30/95 . 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 and Keenan
R. Charles Thomas

1136

William Gregg

12-6-95 Rec'd from plff 150.00 med. dep.
2-27-96 Pd Pltf Refund 9810 59.38
5-8-96 Rec'd from Dfft 81.62
5-15-96 Rec'd #10019 163.25

11-12-96 Mediation Dep. paid by Dft.$150.00
1-17-97 Pd Dfft #10496 Refund 65.00
2-12-97 Rec'd from Plff 76.00
6-19-97 Pd Co #11102 (76.00) (76.00)

WARREN A. MARKS

VS.

CANDIDA K. MARKS

Filed Oct 31,1995 @ 9:23 AM

Tax & Entry pd	80.50
User's Fee pd	15.00
State pd	10.00
Adm Fee pd	45.00
Kathleen Nelson, Mediator	
Pro Co. Pd 5/15/96 -	90.00
William Pineo, Mediator	90.00
Pro Co Pd 4-14-97	

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY
1 copy atty

ov. 13, 1995 Notice of Appearance filed. Kindly enter my appearance on behalf of CANDIDA A. MARKS, the above named Defendant. Barbara J. Walton, Esquire
Attorney for Defendant

Dec 1, 1995 Petition For Special Relief, filed.

Dec 6, 1995 Motion For Appointment of Custody Mediataor and Order, filed. AND NOW, this f5th day of December, 1995, uponpresentation of the within Motion Kathleen Nelson, Esquisre, is appointed Custody Mediator in the above captioned action.
BY THE COURT,
Anthony J. Vardaro, J.
Dec 7, 1995 Faxed Thomas & Nelson

Dec. 8, 1995 ORDER filed. AND NOW, December 1, 1995, it is ordered as follows:
1. The petition for special relief is denied.
2. The Defendant shall return the children to their natural mother by 5:00 p.m. this date and the parties shall get together todetermine the exact time and manner in which to return from the Defendant will take place.
3. Neither party shall remove these children from Crawford County,Pennsylvania for any purpose until further order of court.
4. Until further order of court primary physical custody shall be with the Defendant. This Court has not made a determination on the facts; and therefore, this determination does not have any bearing on the ultimate outcome of a custody mediation or further proceeding in this case. This is simply to maintain the status quo until the matter can be heard in the deliberative process provided for in Crawford County.
5. The father shall have a right to take his children into his custody and to visit with his children from 5:00 Friday evening until 5:00 Sunday evening commencing with Friday, December 8; Friday, December 15; and Friday, December 22.
6. Hopefully mediation will jhave been concluded by then and further custody and visitations will be decided at the custody mediation hearing. In the event that the custodymediation is not concluded by then, then the father shall have three weekends per month with the weekends to be decided by the parties. Any temporary order entered by the custody mediator shall supersede this order.
BY ORDER OF THE COURT,
Gordon R.Miller,P.J.
12-8-95 Copies to Attys. Thomas & Walton

Feb 22, 1996 Affidavit of Consent of Defendant, filed.

Feb 22, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Feb. 26, 1996 TEMPORARY ORDER filed. AND NOW, Feb. 26, 1996, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows: Legal custody of subject minor children shall be shared by Father and Mother; Primary physical custody shall be with their Mother, subject to conditions. (See Papers Filed).
BY THE COURT:
Gordon R. Miller, J.
Feb. 27, 1996 Order FAXED Attys. Thomas, Walton and Nelson; mailed Plff. and Defdt.

Mar. 5, 1996 Request for a Hearing and ORDER filed. AND NOW, this 20th day of March, 1996, this motion is denied as being moot.
BY THE COURT,
Gordon R.Miller,J.
3-21-96 Faxed Thomas,Walton & Nelson

Mar. 21, 1996 Stipulation for Modification of Custody Order and ORDER filed. AND NOW, this 20th day of March, 1996 it is hereby ordered, adjudged and decreed that the provisions of the attached Stipulation are incorporated into the Order of Court dated February 26, 1996 and shall continue until modified by further Order of this Court. All other provisions of the Order dated February 26, 1996 shall remain in full force and effect.
BY THE COURT,
Gordon R.Miller,J.
3-21-96 Faxed Thomas, Walton & Nelson

Mar. 25, 1996 Waiver of Notice of Intention To Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code of Warren A. Marks filed.

Mar. 25, 1996 Affidavit of Consent of Warren A. Marks filed.

April 29 1996, Motion to Withdraw Claim for Equitable Dist. From Divorce Complaint and order filed. And Now, this 29 day of April 1996 upon presentation and consideration ofthe with in motion, the plff. is authorized and directed to withdraw the claim for Eq. Dist. as set forth in Court II of Complaint in Divorce, especially in view of the fact that the plff. and dft. have resolved the issue of the dist. of marital property, thus court intervention is not required. Accordingly this action may be submitted to the court for disposition.
BY THE COURT,
Anthony J. vardaro, J.

4/29/96 faxed to Thomas, Dist. Walton.

April 29, 1996, Waiver of Notice of Intention to Request entry of divorce cecree Under Sect. 3301(c) of Divorce code filed.

April 29, 1996, Affidavit of consent of plaintiff filed.

April 29, 1996, Affiaavit of Service filed. R. C. Thomas, Esq being duly sworn deposes and says that on Nov. 1, 1995 he sent a true and correct copy of complaint in Divorce, with Notice to Defend, to defendant, at her last known address No. P100 628 168, postage prepaid rest. del., ret. rec. req. and that attached hereto is a duly executed ret. rec. card showing date of delivery as 11/2/95.

Continued on 236a

April 29, 1996, upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

May 14, 1996 AND NOW, May 13, 1996, it is ordered and decreed that WARREN A. MARKS, plaintiff, and CANDIDA K. MARKS, 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.

Nov 12, 1996 Petition to Modify and Orders: **AND NOW**, THIS 18 DAY OF November, 1996, upon consideration of the within Petition, William Pineo, Esquire, the Custody Mediator heretofore appointed in this case, is Ordered and Directed to schedule further Mediation in this case for the purpose of reviewing the Stipulation dated March 18, 1996, and further to address the request of the Defendnat set forth in this Petition. Gordon r. Miller, P.J.
Nov 20, 1996 Faxed Thomas, Gregg, Pineo

NOTICE AND ORDER TO APPEAR: You, **Warren A. Marks**, have been sued in Court to (modify) custody, partial custody and visitation of the children: **Adrianna Marks and Kaitlyn Marks.**

You are ordered to appear in person at such time and place as will be determined by the Mediator, William Pineo, Esq., for a mediation conference. (See papers for complete order.)
Nov 20, 1996 Faxed Thomas, Gregg, Pineo

ORDER AND NOTICE: ABD NOW, this 12th day of Nov. 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. (see paper filed)
Gordon R. Miller, P.J.
Nov 20, 1996 Faxed Thomas, Gregg, Pineo

Jan 16, 1997 Certificate of completion of the Seminar for Separating Parents for Candida K. Marks (Stallard), filed

Jan 16, 1997 Certificate of completion of the Seminar for Separating Parents for Warren A. Marks,filed.

Jan. 16, 1997 Temporary Order filed. AND NOW, this 16th day of January, 1997, after Mediation in the above referenced matter and upon the recommendation 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, Adrianna Marks and Kaitlyn Marks.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. The father shall have the care and custody of the subject minor children each week from Thursday at 7 P.M., and the mother shall have the care and custody of her children each week from Monday at 7 P.M. through the following Thrusday at 7 P.M.

b. The party not having physical custody of subject minor children shall have the right to telephone them at reasonable times and for reasonable lengths of time and such conversations will not be unreasonably monitored by the parent having physical custody.

Costs and fees of this Mediation, which are fixed at $152.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied against the mother's share of costs and the remainder, if any, shall be remitted to her. The father shall pay his share of costs and fees to the Prothonotary of Crawford County within thirty (30) days of the date of this Order.

(SEE FILE FOLDER)
By the Court,
Gordon R. Miller, J.
1-17-97 FAXED Thomas, Gregg & Pineo

236 B

1995

1995

pro se

1137

ROBERT JAMES PRICHARD SR.

VS.

CHRISTINE ANN PRICHARD

Filed Oct 31, 1995 @ 11:12 AM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
State	pd	10.00
Adm Fee	pd	45.00
Pro Co	pd 2-27-96	9.00

COMPLAINT IN DIVORCE
1 copy atty

Nov. 8, 1995 Affidavit of Service filed. Before me, the undersigned authority, personally appeared Robert James Prichard Sr., Plaintiff, who, being duly sworn according to law, deposes and says that on 11/2/1995 he sent by Certified Mail, Retrun Receipt Requested, Restricted Delivery, a true and correct copy of the Complaint in Divorce and Other Relief Under the Divorce Code of 1980 filed in the above-captioned case to the Defendant. Said Complaint was received by Christine Ann Prichard, Defendant, on 11-4-95. The Return Receipt which was signed by the Defendant is hereto attached.
DATE: 11/8/95 Robert J. Prichard Sr.

Feb. 6, 1996 Affidavit of Consentby Christine A. Prichard, Defendant,filed.

Feb. 6, 1996 Affidavit of Consent by Robert J. Prichard,Sr., Plaintiff, filed.

Feb. 27,1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code.

Feb 27, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Feb. 29, 1996 AND NOW, February 29, 1996, it is hereby ordered and decreed that ROBERT JAMES PRICHARD, SR., Plaintiff, and CHRISTINE ANN PRICHARD, 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	RANDALL L. JONES	COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE 2 copies atty
1138	VS.	Nov. 8, 1995 Affidavit of Service filed. AND NOW, this 3rd day of November, 1995, William J. Gregg, Esquire, being duly sworn according to law, deposes and says that the following facts in support of this Affidavit of Serivce are true and correct to the best of his knowledge, information and belief: 1. That the Affiant is the Attorney for the Plaintiff in the above captioned action. 2. That a true and correct copy of the Complaint in Divorce and Notice were sent by certified mail to the Defendant, Susan Marie Jones, on October 31, 1995. 3. That the Defendant received said certified mail on November 2, 1995. Said Return Receipt Card Z 727 827 940 is attached hereto, signed by Defendant's father, John R. O'Day and made a part hereof. William J. Gregg, Esquire Attorney for Plaintiff
	SUSAN MARIE JONES	
	Filed Oct 31, 1995 @ 12:01 PM	Feb. 14, 1996, Affidavit of Consent of plaintiff filed.
	Tax & Entry pd 50.50 User's Fee pd 5.00 State pd 10.00 Adm Fee pd 45.00 Pro Pd 5/8/96 9.00	April 26, 1996, Waiver of Notice of Intention to Request Entry of a Divorce Decree Under 3301(c) of the Divorce Code filed. May 2, 1996, Affidavit of Consent of defendant filed. May 6, 1996, Upon praecipe of plaintiff attorney, to transmit the record, this casemoved to court.

FINAL DIVORCE DECREE

AND NOW, May 8, 1996, it is ordered and decreed that Randall L. Jones, plaintiff, and Susan Marie Jones, 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

John P. Gagliotti

1139

Michael Hallidy

KAREN M. CLAYSON

VS.

ANDREW J. CLAYSON

Filed Oct 31, 1995 @ 1:05 PM

Tax & Entry pd	80.50
User's Fee pd	15.00
State pd	10.00
Adm fee pd	45.00
Pro Co pd 6-9-98	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) AND/OR 3301(d) OF THE DIVORCE CODE, EQUITABLE DISTRIBUTION, CUSTODY
2 copies atty

Dec 2, 1996 Petition For Exclusive Possession of Marital Home and Order: AND NOW, this 27th day of November, upon the Plaintiff's Petition for Exclusive Possession of the marital residence, the Court sets a hearing upon the matter for the leth day of Dec., 1996, at 1:30 P.M. in Courtroom #2.
Ann A. Walker C.A.
Dec 2, 1996 faxed Gagliotti
Dec. 10, 1996 mailed Dft.

Dec. 5, 1996. Motion to continue and order filed. And now, this 5 day of Dec. 1996 upon plff's motion to continue, this matter is reset for the 30 day of dec. 1996 at 1:30 p.m. in C. R. No. 2.
For the court, ann Walker, ct. adm.
12/5/96 faxed to Gagliotti.

Dec. 23, 1996 Motion to Continue by Michael Hallidy, Esq., for Defendant and Order filed. AND NOW, this 23rd day of December, 1996, upon consideration of the within motion, the hearing set for December 30, 1996 at 1:30 p.m. in Courtroom #2 is continued until Wednesday, Feb. 5, 1997, at 11:00 A.M.
FOR THE COURT:
Ann a. Walker, Ct. Admin.
12-23-96 FAXED Haliday & Gagliotti

Jan 14, 1997 Praecipe to Withdraw Petition for Exclusive Possession of REal Estate and Order: AND NOW, January 10, 1997, upon consideration of the foregoing Praecipe to Withdraw Petition, the same is granted. Gordon R. Miller, P.J.
Jan 14, 1997 Faxed Gagliotti & Halliday

May 14, 1997 Petition For Exclusive Possession of Marital Home and ORDER FOR RULE TO SHOW CAUSE filed. AND NOW, this 13th day of May, 1997, upon the Plaintiff's Petition for Exclusive Possession of the Marital Home, the Court enters upon the Defendant/Respondent a Rule to Show Cause why the relief requested should not be granted.
Said rule is returnable before this court on the 15th day of July, 1997 at 1:30 PM in Courtroom No. 2.
BY/FOR THE COURT,
Gordon R. Miller, J.
May 14, 1997 Order FAXED Attys. Gagliotti and Halliday.

July 15, 1997 Order filed. AND NOW, this 15 day of July, 1997, at the time designated for hearing on an Order For Rule To Show Cause why Plaintiff should not be granted exclusive possession of the marital home, Defendant, through a letter form his counsel, has consented to the Plaintiff's Petition for Exclusive Possession, and it is therefore ordered that Plaintiff shallhave exclusive possession of themarital residence located at 14550 Inlet Road, Meadville, PA. 16335
BY THE COURT,
Anthony J. Vardaro, J

7-15-97 Faxed Gagliotti & Halliday

Jan. 30, 1998 AFFIDAVIT OF CONSENT OF KAREN M. CLAYSON FILED.

Jan. 30, 1998 AFFIDAVIT OF CONSENT OF ANDREW J. CLAYSON FILED.

Jan. 30,1998 WAIVER OF NOTICE OF INTENTION TO REQUEST ENIRY OF A DIVORCE DECREE UNDER SEC. 3301(c) of the DIVORCE CODE OF ANDREW J. CLAYSON FILED.

Mar. 18, 1998 Affidavit of Service filed. I, JOhn P. Gagliotti, Esquire, after being duly sworn according to law, do hereby certify that I am the attorney for the above-named Plaintiff, Karen M. Clayson, and that I mailed on November 1, 1995 a true and correct copy of the Complaint in Divorce under Section 3301(c) and/or 3301(d) of the Divorce Code, to Andrew J. Clayson at R.D. #k8 Box 368, Meadville, PA 16335 by U.S. certified mail, return receipt requested; and that on November 4, 1995 he received same as evidenced by the attached signature card.
John P. Gagliotti, Esq.

May 27, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

July 7, 1998 ORDER filed. This divorce matter has been referred to court for review and decree. The court has reviewed record and is returning the record to Prothonotary. A final decree will not be entered at this time because:
Economic and other issues or counts ahve been raised in the pleadings or by petition which are not being disposoed of by stipulation, withdrawal or hearing. To grant a div. decree withou a resolution of those other issues would be tantamount to an improper bifurcation.
Either party may file a praecipe to refer the matter back tothe 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.
7/7/98 dist to Gagliotti and Halliday

July 10, 1998 Motion for Withdrawal of Economic Claims and order filed. ORDER: AND NOW upon plffs request for withdrawal of counts 2 and 3 of the compalint, said request is granted, and counts 2 and 3 are withdrawn.
BY THE COURT,
Anthony J. Vardaro J.
7/10/98 faxed to Gagliotti and Halliday

July 13, 1998 Praecipe to Re-Transmit Record to Court, filed.

See Margin for Decree.

DIVORCE DECREE FILED
Aug. 5, 1998 AND NOW, August 4, 1998, it is ordered and decreed that KAREN M. CLAYSON, Plaintiff and ANDREW J. CLAYSON, Deft., are divorced from the bond 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.
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.

240

1995

1140

HELEN BYLER

VS.

FRED THORNTON, ET AL

Filed Oct 31, 1995 @ 1:06 PM

Tax & Entry	pd.	50.25
User's Fee	pd	5.00
Pro Co.	pd 12-6-95	9.00

NOTICE OF APPEAL OF DISTRICT JUSTICE JUDGMENT
of Ron Cole District 30-3-06
AND RULE TO FILE COMPLAINT

Nov. 3, 1995, Proof of Service filed.

Nov. 29, 1995 And now, Nov. 29, 1995 at 9:30 AM, upon praecipe of defendants attorney, judgment of NON PROS is hereby entered against the named Plaintiff for failure to file a Complaint within twenty days after being ruled so to do.

Judgment entered -11-29-95
B-81

JUDGMENT OF NON PROS
Barbara H. King
Prothonotary

1995

Office of the
District Attorney
Mark D. Waitlevertch

1141

IN RE:
One 1978 Chevrolet Truck,
Registration No. YT32612,
VIN CCL4482129922 and
Contents

Filed Oct 31, 1995 @ 1:35 PM

PETITION FOR FORFEITURE OF SEIZED PROPERTY

Nov. 2, 1995, Notice of Service filed. I hereby certify that on Oct. 24, 1995 I served a true and correct copy of the foregoing Petition for forfeiture of Seized Property, Nice, affidavit and Proposed order, by cert. mail to Kenneth O.Norris, 15013 Sunnyridge Court, Woodbridge, Virginia 22191.
Mark D. Waitlevertch, Esq.

Jan. 19, 1996 Petition For Forfeiture of Seized Property and ORDER filed. AND NOW, this 17th day of January, 1996, the vehicle above mentioned and contents therein, currently being held by the PA. State Police, is hereby forfeited and it is directed to be disposed of by allowing a salvor to remove the same from the PA. State Police, Meadville Barracks impound yard. If any value is determined from the vehicle and contents, it shall become the property of the PA. State Police, Meadville Barracks to be used for enhancement of operations.
BY THE COURT,
Gordon R. Miller, J.
Jan. 22, 1996 Order FAXED D.A. and PASPD.

Feb. 1, 1996Affidavit of Cpl. Kevin W. Forcier's certification regarding Court Order dated Jan. 16, 1996, filed.

pro se

1142

VANESSA JO COURTNEY

VS.

THEODORE LEWIS FUNKHOUSER JR.

Filed Oct 31, 1995

Indegent Filing
Kathleen Nelson, Mediator
Sheriff's Costs $ 94.00

CUSTODY COMPLAINT
1 copy Plaintiff, 1 copy Sheriff, 1 copy Mediator

ORDER: You Theodore Funkhouser, have been sued in Court to obtain custody of Alexander.

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 agaisnt you or the Court may issue a warrant for your arrest.
Date: 10/27/95 Anthony J. Vardaro, J.

ORDER: AND NOW, October 30, 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.

ORDER: AND NOW, this 30 day of October, 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 ordred 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 servie 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.

Nov. 9, 1995 Sheriff's Return filed. SERVED Theodore Lewis Funkhouser, Jr. by deputizing the Sheriff of Erie County, PA, as per his Affidavit of Service attached. Served on November 3, 1995 at his place of custody at Albion State Correctional Facility, 10745 Route 18, Albion, Erie Conty, PA. 16475.

So answers,
Robert M. Stevens, Sheriff

Dec. 28, 1995 Temporary Order filed. AND NOW, December 28, 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 child, Alexander Scott Funkhouser, shall be with the Mother.

2. The Mother is encouraged to facilitate contact between the subject minor child and the Father and shall see that the child received cards, letters and gifts which may be provided to the child from the Father, and shall permit the child to speak to his Father on the telephone as long as said telephone calls are made at the Father's expense and during reasonable hours.

3. 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 an dloving attitude on the part of the child toward both parents.

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 parent within ten days of the date hereof.

BY THE COURT:
Anthony J. Vardaro, J

Dec. 28, 1995 mailed Pltf. & Deft. 12-28-95 faxed Nelson

1995

1143

MARY E. HOWARD

VS.

ANTWOINE BARBER

Filed Oct. 31, 1995 @ 2:05 PM

Indegent Filing

Sheriff's Costs 33.00

COMPLAINT IN DIVORCE
UNDER SECTION 3301 (c) OF THE DIVORCE CODE
1 copy Plaintiff
3 copies Sheriff

ORDER: AND NOW, October 16,1995, the Plaintiff's petition to proceed in forma pauperis in this divorce action is denied at this time insofar as the form she has submitted is not the proper form containing the necessary information required by Pa. R.C.P. 240.

This order is without prejudice to the Plaintiff to file a proper petition. BY THE COURT,
Anthony J. Vardaro,J.

Oct 17, 1995 mailed Plf.

ORDER: AND NOW, November 1, 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 reponsible for doing so upon an improvement of financial condition.

BY THE COURT:
Anthony J. Vardaro, J.

Nov 6, 1995 sent Plf.

Dec. 29, 1995 Sheriff's Return filed. SERVED AND MADE KNOWN TO Antoine Barber defendant by handing a true and attested copy of the within Summons/Complaint, issued in the above captioned matter on Nov. 29, 1995, at 2:10 o'clock, pm, E.S.T at 5646 N. Warnock St., in the County of Philadelphia, State of Pennsylvania, to an adult member of the family of said defendant, with whom said defendant resides, who states that his/her relationship to said defendant is that of brother.

So answers, John D. Green, Sheriff

SERVED Antwoine Barber by deputizing the Sheriff of Philadelphia County, PA, as pe rhis Affidavit of Service attached. Served on November 29, 1995 at 5646 North Warnock Street, Philadelphia, PA.

So answers, Robert M. Stevens, Sheriff

** March 15, 1996 ORDER filed. This divorce matter has been referred back to the Prothonotary with record until all filings are correct according to rules of legal procedure. (SEE PAPERS FILED).

Date: March 15, 1996 BY ORDER OF COURT
Gordon R. Miller, J.

March 19, 1996 Copy mailed plaintiff and defendant.

Mar 15, 1996 Affidavit of Consent of plaintiff filed.

March 15, 1996 Upon praecipe of plaintiff for review Under Section 3301(c) of Divorce Code, this case moved to Court.**(see above ORDER dated 3/15/96).

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 3/15/96 . We are required by the Pennsylvania Supreme Court to dismiss cases in which there has been "unreasonable delay". Your case appears to be inactive. Therefore, unless we hear form you in writing on or before April 24, 1998, we will automatically terminate and dismiss your case without further notice to you or your attorney.

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

I If you object to the case being dismissed, you must put your objections in writing and follow Crawford County Civil Local Rule L206, LJA 1901E and LJA1901F, explaining why there has been a delay in your case and why it is not unreasonable. These written objections must be filed in the Prothonotary's Office on or before April 24, 1998. You must also give or send a copy of any objections you file to the other party or his or her attorney, and certify that you have done so when you file your objections with the Prothonotary.

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

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

By the Court,
Date: 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)

244

1995

Joseph E.Altomare

1144

John S. Kookogey
Kemp c. Scales
for dft. Clear Lake

T&S TIMBERLANDS, INC.

VS.

CLEAR LAEK LUMBER COMPANY, INC. and STELLA T. STEC

Filed Oct 31,1995 @ 2:35 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs"	40.00

COMPLAINT - QUIET TITLE
Issued Sheriff

Nov. 8, 1995 Sheriff's Return filed. SERVED Clear Lake Lumber Company, Inc. on November 3, 1995 at 11:00 AM by handing a copy of the Action to Quiet Title to Mark Brown, Manager at the business, located in Spartansburg, Crawford County, PA. So.answers, Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 20, 1995, Answer of Defendant Clear Lake Lumber, Inc. filed.

Dec 12, 1995 Answer to Counterclaim, filed.

Dec. 12, 1995 Notice Pursuant to Local Rule L302A(2), filed.

Apr. 10, 1996 Defendant's Motion for Sanctions Against Plaintiff for Plaintiff's failure to Answer Defendant's Interrogatories and ORDER filed. AND NOW, this 10 day of April,1996, upon consideration of Defendant Clear Lake's motion for Sanctions Against Plaintiff for Plaintiff's Failure to Answer Defendant Clear Lake's Interrogatories, it is hereby ORDERED that the motion is granted and Plaintiff, T& S Timberlands, Inc., shall answer Defendant Clear Lake's interrogatories within ten (10) days of the date of this order or appropriate sanctions will be imposed upon further application to the Court.

By the Court:
Anthony J.Vardaro, J.

4-10-96 FAxed Scales & Altomare

April 30, 1996 at 3:14 p.m., Motion for Consent Judgment and order filed.
(see back up file for copy of order)
BY THE COURT, Gordon R. Miller, J.

1995

C. Barton Jones

1145

DEBBIE M. WRIGHT

VS.

ELIZA WENTWORTH, ANDREW WENTWORTH; their children ANDREW WENTWORTH, AMANDA WENTWORTH, KATHERINE WENTWORTH, SARA WENTWORTH, PETER WENTWORTH, ELIZA WENTWORTH, SAMSON WENTWORTH, and THOMAS WENTWORTH; and their grandchildren JOSEPH WENTWORTH, JOHN E. WENTWORTH, BRITTAIN WENTWORTH, PETER WENTWORTH, REBECCA WENTWORTH, a/k/a REBECCA HILL, JACOB WENTWORTH, BLANCHE McDILL, ORMOND WENTWORTH, ANNABELLE WENTWORTH, a/k/a ANNA BELLE YOUNG, HOMER WENTWORTH, and ANDREW WENTWORTH, their heirs, representative, succors, and assigns, known or unknown,

Filed Oct 31, 1995 @ 3:08 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Pro Co pd 2/28/96	9.00

COMPLAINT TO QUIET TITLE

Oct 31, 1995 Motion For Service By Publication, filed.

Oct 31, 1995 Affidavit Re Unlocated, Deceased, and Unknown Defendants, filed.

Oct 31, 1995 Order filed. AND NOW, this day of , 1995, upon consideration of the foregoing Motion requesting service by publication, the Plaintiff is hereby granted leave to obtain service of the Complaint filed for the above captioned action in the following manner:

1) By pulication in the Meadville Tribune, a newspaper of general circulation in Mercer County, Pennsylvania, as to all the Defendants whose addresses or whereabouts are unknown as set forth in the Plaintiffs' Affidavit regarding unlocated, deceased, and unknown Defendants, and in the Crawford County Legal Journal.

2) That service by publication be made against ELIZA WENTWORTH, ANDREW WENTWORTH: their children, ANDREW WENTWORHT, AMANDA WENTWORTH, KATHERINE WENTWORTH, SARA WENTWORTH, PETER WENTWORTH, ELIZA WENTWORTH, SAMSON WENTWORTH,and THOMAS WENTWORTH: and their grandchildren, JOSEPH WENTWORTH, JOHN E. WENTWORTH, BRITTAIN WENT WORTH, PETER WENTWORTH, REBECCA WENTWORTH, a/k/a REBECCA HILL, JACOB WENTWORTH, BLANCHE McDILL, ORMOND WENTWORTH, ANNABELLE WENTWORTH, a/k/a ANNABELLE YOUNG, HOMER WENTWORTH, and ANDREW WENTWORTH, their heirs, representative, successors, and assigns,known or unknown, of Defendants in the above-captioned action, as provided by Pennsylvania Rules of Civil Procedure No. 1064(b), which publication shall be substantially in form of the attached Legal Notice.

3) Said Notice to be for all that certain piece or parcelof land situate in Wayne Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit;

BEGINNING at the point where the East line of the Erie Wildlife Refuge Land (formerly Leon Reece) intersects the center line of blacktop public highway, Route No. 173; thence northerly along the East line of said Erie Wildlife Refuge, Two Hundred Sixty-six (266) feet to a point; thence easterly, parallel to blacktop public highway, Route No.173, and along other land now or formerly of Woolstrom One Hundred Twenty-six (126) feet to a pint; thence southeasterly along other land now or formerly of Woolstrom Two Hundred Seventy-five (275) feet, more or less, to a point in the center line of blacktop public highway, Route No.173; thence westerly along the center line of said blacktop public highway, One Hundred Ninety-five (195) feet to the point at the place of beginning. The East and West liens of the above described lot are marked by iron pipes Twenty-five (25) feet distant from the center line of said public highway. Havisng erected thereon a dwelling house.

Number of time of publication: 1 in each publication.

Anthony J. Vardaro, J.

Oct 31,1995 given Jones

Jan. 19, 1996, Affidavit of Service of Complaint filed.

Jan. 19, 1996, Order of Court: AND NOW, this 11 day of Jan. 1996 an affidavit of service of complaint with notice to plead attached thereto having been filed, and there being no appearance or answer by or on behald of dfts. upon motion of C. Barton Jones, this Hon. Court hereby orders and decrees:

1. That he defendants (see above) and their grandchildren (see above) their heirs, representative, successors, and assigns, known or unknown, are hereafter forever barred from asserting any right, lien, title or interest in or to the parcels of land owned by plff. in this action.

2. The plaintiff Debbie M. Wright, is hereby declared the rightful title holder to the whole of that land described in her complaint; and she is herebyrecognixed as in possession of all the undivided right, title, interest and ownership due her as sole owner of that land.

3. theDefendants, their heirs, personal representatives, and assigns have thirty (30) days from this order to bring an action in ejectment or to take exception. If such action is not taken, within 30 days from date of this order, the Prothonotary, on praecipe of plaintiff, shall enter final judgment all in accordance Pa. R.C.P. 1066, et sequ.

by the court,
Anthony J. Vardaro, J.

Jan 19, 1996 Motion For Judgment, filed.

And Now, Feb. 22, 1996 @ 1:15 PM upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiff and against the defendants pursuant to the foregoing Order of Court.

W-53-13-103-153-133-53-163-93-23-143-123-83; H-141

FINAL JUDGMENT
Barbara H. King
Prothonotary

1995

Watts and Pepicelli PC
Christopher D. Ferry

1146

JEFFREY L. OSWALT

VS.

BEVERLY A. OSWALT

Filed Oct 31, 1995 @ 3:23 PM

Tax & Entry pd	65.50
User's Fee pd	10.00
State pd	10.00
Adm Fee pd	45.00
Pro Co pd 11-17-98	9.00

COMPLAINT IN DIVORCE
1 copy atty

Nov. 1, 1995, Acceptance of Servcie filed. I hereby accept service of the complaint in divorce and notice to defend and claim rights.
Date: 10/31/95 Beverly A. Oswalt.

Nov. 16, 1995 Custody Stipulation and Consent filed. ORDER FOR SHARED CUSTODY filed. AND NOW, this 16th day of November, 1995, it is hereby: ordered, adjudged and decreed that Plaintiff, **Jeffrey L. Oswalt,** and Defendant, **Beverly A. Oswalt,** are awarded shared legal and physical custody of their minor children, Jessica L. Oswalt and Colten J. Oswalt; 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 release 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 Plaintiff shall have primary physical custody of the children. The Defendant shall have physical custody of the children on alternate weekends beginning November 18, 1995. Defendant 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. Defendant shall have the right to designate a three week period each summer beginning in 1996 when the children shall reside with her. Plaintiff 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, Defendant shall have an uninterrupted three week period. Defendant shall make her 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 parties: 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 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 phone number of that party.

12. The parties are free to make additional or alternative arrangements with respect to the custodial and visitation periods 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.

FAXED 11-16-95 Atty. Ferry; mailed Defdt.

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 11/16/95. 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,
Date: March 12, 1998 Anthony J. Vardaro, J

Mar 12, 1998 Copies mailed by Court Administrator's Office

CONTINUED ON PAGE 246 - A

246-A

1995

S29052

JEFFREY L. Oswalt
vs
BEVERLY A. OSWALT

Continued from Page 246
of Record
AD 1995 - 1146

****

April 28, 1998 OBJECTIONS TO COURT ORDER OF MARCH 12, 1998 (PLTF) AND ORDER FILED.
AND NOW, APRIL 28, 1998 UPON OBJECTION OF PLAINTIFF THE DIVORCE IS NOT DISMISSED.
BY THE COURT
Anthony J. Vardaro, J.

4/29/98 FAXED FERRY

Septmeber 30, 1998 Waiver of inetntion Entry of Divorce Decree filed. (Deft)

September 30, 1998 Affidavit of Consent Filed (Deft)

Septemer 30, 1998 Waiver of NOtice of Intention to Request Entry of A Divorce Decree under Sec. 3301(c) of the Divorce Code Filed (PLtf)

September 30, 1998 Affidavit of Consent Filed (Pltf)

Oct 27, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Nov. 20, 1998 And now, the 20th day of November, 1998, it is ordered and decreed that JEFFREY L. OSWALT, plaintiff and BEVERLY A. OSWALT, 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

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

1147

Carney & Ruth Law Office
Paul J. Carney, Jr.

CONSTANCE L. ZACK

VS.

INTEGRA BANK NORTH and
FRANK E. HAKEL

Filed Oct 31,1995 @ 3:52 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	50.00

PRAECIPE FOR WRIT OF SUMMONS IN A CIVIL ACTION
Issued Sheriff

Nov 27, 1995 SHERIFF'S RETURN, filed. SERVED Integra Bank North, 201 Chestnut Street, Meadville, PA, on November 16, 1995 at 9:45 AM, by handing to Debbie Hough, Customer Service, Adult in Charge.

SERVED Frank E. Hakel, by deputizing Erie County, affidavit of service attached. Served November 13, 1995.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

RETURN: Robet N. Michel, Sheriff or Deputy Sheriff of ERIE County, Pennsylvania, who being duly sworn according to law, says, the within SUMMONS was served upon HAKEL, FRANK E the defendant, at 1700:00 HOURS, on the 13th day of November, 1995 at 76 SOUTH ST, UNION CITY, PA 16438, ERIE, County, Pennsylvania, by handing to FRANK E HAKEL a true and attested copy of the SUMMONS, and at the same time directing His attention to the contents thereof.
So answrs: Robert N. Michel, Sheriff

Apr 21, 1998 Motion for Entry of Judgment of Non Pros and Order: AND NOW, this 20 day of April , 1998, upon consideration of the within Motion for Entry of Judgment of Non Pros, a RULE is granted upon Plaintiff to show cause why the Motion for Entry of Judgment of Non Pros should not be granted.

RULE RETURNABLE, with hearing thereon, on the 27th day of May, 1998, at 9:15 o'clock in Courtroom 3, Crawford County Courthouse, Meadville, Pennsylvania.
Anthony J. Vardaro, J.
Apr 22, 1998 Faxed Carney, copy to Thomas

May 18, 1998 PRAECIPE TO ENTER THE ABOVE CAPTIONED CASE ON THE ARGUMENT LIST FILED. (PAUL KARNEY, JR ESQ FOR HAKEL)

ON ARGUMENT LIST FOR JUNE 1998

July 16, 1998 Answer to the Motion of Frank E. Hakel for Entry of Judgment of Non Pros, filed.

August 7, 1998 MEMORANDUM AND ORDER FILED. AND NOW, August 5, 1998 the defendant's Motion for A Judgment of Non Pros is denied.
BY THE COURT
Anthony J. Vardaro

1995

Pepicelli, Youngs and Youngs PC
Kenton R. O'Neil

1148

MELIA PANGERC, by her attorney-in-fact FRANCES GIEWONT

vs.

WILLIAM J. PANGERC

Filed Nov 1, 1995 @ 3:33 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs:	29.00

COMPLAINT IN CIVIL ACTION
2 copies atty

Nov. 8, 1995 Sheriff's Return filed. SERVED William J. Pangerc personally on November 8, 1995 at 9:00 AM by handing him a copy of the Complaint in the Sheriff's Office, Third Floor, Crawford County Courthouse, Crawford County, PA.
So answers, Barbara J. Reagle, Deputy Sheriff
Robert M. Stevens, Sheriff

Nov. 14, 1996 Order filed. AND NOW, November 7, 1996 this matter is before the Court in the Orphans' Court Division and it appears that there has been some confusion with regard to an order we entered affecting both of the above numbers and terms of November 9, 1995.

That order essentially stayed proceedings in both the Orphans' Court and the Civil Action, and apparently to some extent it has been interpreted as a stay directed to the Department of Public Welfare so that they may not make a determination or adjudication of any sort with regard to a claim they have made for recovery of certain assets which are being held by William J. Pangerc.

It was not this Court's intention to stay any proceedings conducted by the Department of Welfare and accordingly to the extent our previous order is interpreted as such should not be and the Department of Public Welfare may proceed to make a determination or appropriate adjudication with regard to the matter now before that agency.
BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
11-14-96 DISTRIBUTED by Clerk of Courts

May 24, 1999 Petition and Order filed on behalf of the Defendant. ORDER: AND NOW,this 20th day of May, 1999, upon consideration of the foregoing Petition, it is hereby ordered and decreed that this Petition is denied. There is no basis to grant said petition.
FAXED: May 25, 1999 to Attorney Lisa Youngs, and Atty S. Hall. BY THE COURT, Gordon R. Miller, J.

1995

Kuhn & Kuhn
Daniel J. Kuhn

1149

ROBERT S. BROWN and
VIRGINIA E. BROWN

VS.

CRAWFORD COUNTY TAX CLAIM
BUREAU AND FREDERIC WAGNER

Filed Nov 2, 1995 @ 11:36 AM
Tax & Entry Pd. 11/13/95 $50.00
User fee Pd. 11/13/95 5.00

PETITION TO SET ASIDE TAX SALE

ORDER: AND NOW, THIS 27 day of October, 1995, on consideration of the within Petition, a Rule is hereby entered on the Crawford County Tax Claim Bureau and Frederic Wagner, to show cause why the proposed tax claim sale, Code # 1306-024-70120, of September 29, 1993 covering premises situate in Bloomfield Township, Crawford County, PA and known as Lots 203, 204 and 218 as shown and designated in the plot of Hawthorne Beach, should not be set aside, and the petitioners to retain good title.

Rule returnable for hearing and argument on the 29th day of November, 1995, at 1:00 P.M. in Courtroom 1 or 2, Crawford County, Courthouse, Meadville, PA. All proceedings to stay meanwhile, including further proceedings in connection with the proposed private sale of tax claim land.

The Petitioners shall serve the Tax Claim Bureau and the County Solicitor, John Spataro, Esquire, with the Petiton and Rule.

BY THE COURT:
Anthony J. Vardaro, J.

Nov 2,1995 Faxed Kuhn

Dec. 5, 1995 O R D E R filed. AND NOW, November 29, 1995,

at a hearing properly convened on a petition of Robert S.

Brown and Virginia E. Brown his wife to set aside the tax sale. The only two persons present were Daniel J. Kuhn for the Petitioners and John F. Spataro, Esquire, Solicitor for Crawford County Tax Claim Bureau and Frederic Wagner.

Counsel for the Petitioners made an oral motion to the Court to consider said petition not as a petition to set aside the original tax sale but rather a petition under 72 PS 5860.613, that is a petition for the Court to disapprove a proposed private sale by the Tax Claim Bureau to another private party based upon the price of the proposed sale as not being high enough.

The Respondents as represented by their solicitor consent to the oral motion; and therefore, said motion is granted and this proceeding shall proceed as a petition to disapprove a private sale under 72 PS 5860.613.

Based upon the representation of counsel, the Court has concluded that the petitioners are willing to pay the price plus applicable court costs. Accordingly, it is ordered as follows:

1. This court hereby disapproves the proposed sale by the Crawford County Tax Claim Bureau of the subject property to Steven and Melissa Olowinski for $250.

2. The Court hereby fixes a price below which the property shall not be sold. And that price shall be the amount of costs plus $250. The Treasurer of Crawford County shall notify counsel for the Petitioners and Steven and Melissa Olowinski within 10 days from this date of the amount of the costs so the parties will know the price below which this property shall not be sold well in advance of the proposed sale.

3. The Crawford County Tax Bureau is hereby ordered and directed to conduct an auction style bid of the property between Robert S. Brown and Virginia Brown his wife and Steven Olowinski and Melissa Olowinski, his wife. The sale shall be held within the next 30 days. The date shall be agreed upon between the parties or shall be set by the Crawford County Tax Claim Bureau. In the absence of an agreement, the Crawford County Tax Claim Bureau shall give the Browns and the Olowinskis at least 10 days notice of the date, time, and place of the sale.

4. At the time of the sale, the Crawford County Tax Claim Bureau shall sell the property to the hightest bidder.

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

12-5-95 Wagner, Spataro & Kuhn.

250

1995

Watts and Pepicelli
Christopher D. Ferry

1150.

JAMES L. TAYLOR,JR.

vs.

DINA R. TAYLOR

Filed Nov. 2, 1995
@ 2:37 p.m.

Tax & entry paid	$50.50
user fee paid	5.00
state paid	10.00
adm. fee paid	45.00
Pro Co pd 10-11-96	9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Nov. 8, 1995 Acceptance of Service filed. I accept service of the Complaint in Divorce and Notice to Defend and Claims Rights.
Date: Nov.7, 1995 Dina R.Taylor

Sept. 23, 1996, Affidavit of Consent of defendant filed.

Sept. 23, 1996 Waiver of Notice filed on behalf of Defendant filed.

Oct. 2, 1996 Affidavit of Consent by Plaintiff filed.

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

Oct. 18, 1996, DIVORCE DECREE FILED.

AND NOW, this 18 day of October 1996, it is ordered and decreed that Jmaes L. Taylor, Jr. Plaintiff, and Dina R. Taylor, Defendant are divorced from the 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 ebtered,

by the court;
Anthony J. Vardaro, J.

1995

Shafer, swick, Bailey,
Irwin, STack & Millin
James R. Irwin

1151.

Thomas, Spadafore,
Walker, and Keenan
R. Charles Thomas

DANIEL D. ENGEL

vs.

LAURIE A. ENGEL

Filed Nov. 2, 1995
@ 3:07 p.m.

Tax & entry paid	$50.50
user fee paid	5.00
state paid	10.00
adm. fee paid	45.00
Pro. Co. pd. 9/9/97	9.00

Spadafore, Walker and Keenan, attorneys for defendant

COMPLAINT IN DIVORCE

1 copy (atty)

Nov.8, 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 that I served a true and correct copy of the Complaint in Divorce certified by the Prothontoary of Crawford County, Pennsylvania on the above named Defendant by certified mail, addressee only, return receipt requested,dated November 3, 1995. The Defendant acknowledged service on November 4, 1995 by accepting delivery onthat date as evidenced by the attached signed return receipt.
Nov.7, 1995 James R.Irwin, Esquire

Feb 8, 1996 Affidavit of Consent of Plaintiff, filed.

Feb 8, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

June 10, 1996, Appearance of R. Charles thomas, of Thomas, Spadafore, Walker and Keenan, attorneys for defendant filed.

July 30, 1997 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code by Laurie A. Engel, Plaintiff, filed.

July 30, 1997 Affidavit of Consent by Laurie A. Engel, Plaintiff, filed.

Sept. 9, 1997 Praecipe to Transmit Record filed.

DIVORCE DECREE FILED

Oct. 7, 1997 AND NOW, October 6, 1997, it is ordered and decreed that DANIEL D. ENGEL, plaintiff, and LAURIE A. ENGEL, 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.

252

1995

Rodgers, Perfilio,
Heiman & Sewinsky, PC
Henry E. Sewinsky

1152.

NANCY DEMUTH AND BERNICE GREEN

vs.

WALTER NIWA AND MARY NIWA

Filed Nov. 2, 1995
@ 4:04 p.m.

Tax & entry paid	$50.50
user fee paid	5.00
Sheriff's Costs	50.00
Pro pd 1/23/96	$5.00
Pro.Co. Pd 1/30/96	1.00

SUMMONS IN A CIVIL ACTION

Issued (sheriff)

Nov. 13, 1995 Sheriff's Return filed. SERVED Walter Niwa personally on November 9, 1995 at 2:40 PM by handing him a copy of the Summons in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.

SERVED Mary Niwa personally on November 9, 1995 at 2:41 PM by handing him a copy of the Summons in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, Crawford County, PA.

So answers,
Carole Stefanucci, Deputy Sheriff
Robert M. Stevens, Sheriff

Jan. 20, 1996, Upon praecipe of plaintiff attorney, the above case is marked settled and discontinued of record.

1995

John P. Gagliotti

1153.

TONIA S. WINSOR

vs.

TRACY A. WINSOR

Filed Nov. 3, 1995
@ 1:38 p.m.

Tax & entry paid	$50.50
user fee paid	5.00
state paid	10.00
adm. fee paid	45.00

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 11/3/95 . 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

1154

JENNIFER PUTMAN

VS.

DAVID GEORGE

Filed Nov 3, 1995 @ 3:51 PM

Tax & Entry pd 11-6-95 50.50
User's Fee pd 11-6-95 5.00
Pro Co pd 11-6-95 5.00
Pro Co pd 11-8-95 5.00

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

ORDER: And now, this 3 day of November , 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 be in the sole custody of Plaintiff pending further order of Court. Any visitation for Defendant shall be at Plaintiff's discretion.

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 November 13, 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.

Nov 8, 1995 Motion To Vacate Protection From Abuse Order and Order, filed. AND NOW, this 6th day of November, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of 11-3-95, 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 11-3-95 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.

Nov 14, 1995 Faxed MCPD & Co Ctrl. Sent Plf. & Dft.

1995

1155

LINDA LEE ROBUCK

VS.

JOHN C LESLIE

Filed Nov 3, 1995 @ 3:52 PM

Tax pd 12-96
~~Tax~~ & Entry 50.50
user's Fee pd 1-3-95 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs pd 29.00
Pro Co Pd 1-3-95 9.00

for Deposit 3.25
1-3-95 Pd Sheriff
#9657 29cc

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

ORDER: And now, this 3 day of November , 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 destroy or disburse of or sell any of the Plaintiff's property.

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 November 13, 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.

Nov.8, 1995 Sheriff's Return filed. SERVED John C. Leslie personally on November 6, 1995 at 11:04 AM by handing him a copy of the Protection from Abuse at his residence,1066 County Line Road, Crawford County, PA.

So answers,

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

Nov. 16, 1995 **O R D E R** filed. AND NOW, November 13, 1995 the parties appeared in Court both represented by counsel, and entered into an agreement to resolve this matter. Based upon the 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, nor shall he be within 100 yards of those places.

3. By agreeing to this order, the Defendant does not admit that he engaged in the conduct alleged in the petition.

4. The Defendant shall not contact the Plaintif's employer or her close family members.

5. If the parties come in contact with each other in a public place, the Defendant shall conclude his business in that public place as quickly as possible and shall remove himself from that public place without any incident directed toward the Plaintiff.

6. The Plaintiff shall not invite the Defendant to her place of employment or residence and she shall not encourage him to violate the court order. If the plaintiff does invit the Defendant to her residence or place of employment, he should resist because it will be assumed by a police officer that he has violated the court order, even if she has invited him.

7. The parties have agreed that the Plaintiff may receive the items on a 2 page list. The Plaintiff shall return to the Defendant's residence within the next 2 weeks, upon 24 hours notice, at a time during daylight hours to retrieve the items that she has listed on the list. The list that applies is the list that is attached to this order.

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

9. A copy of this order shall be delivered to the Pennsylvania State Police at Meadville and to County Control.

10. This order shall remain in full force and effect for 6 months from this date.

11. 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.

12. Each party shall pay one half of the court costs. The total court costs are $93.50, so each party shall pay $46.75 within 30 days from the date of this order or suffer contempt of court proceedings. Payment shall be made to the Prothonotary's Office on the first floor of the Crawford County Courthouse.

13. The Defendant shall have absolutely no contact with the Plaintiff, except to pick up the property listed above.

14. The electric bill at the Defendant's residence is in the Plaintiff's name. It shall remain in the Plaintiff's name and the Plaintiff shall not terminate the service so long as the Defendant pays all electric charges when due. If the Defendant misses a payment on the electric charges when due, the Plaintiff shall have a right to terminate the services, because that may affect her credit.

Continued on Page 498

1995

1156

Thomas,Truax, Spadafore & Walker
Gregory Keenan

MRS. DEBORAH J. MALONY

VS.

MR. ROBERT A. MALONY

Filed Nov 6, 1995 @ 10:29 AM

Tax & Entry Pd 11-20-95 50.50
User's Fee Pd 11-20-95 5.00
Sheriff's Costs None
Pro Co Pd 11-20-95 $9.00
Pro.Co. pd 12/5/95 5.00

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

ORDER: And now, this 3RD day of November , 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. **THIS PLAINTIFF SHALL NOT SETTLE AND DISCONTINUE THIS CASE.**

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 November 9, 1995 , at 10:30 AM 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

THIS PLAINTIFF SHALL NOT SETTLE AND DISCONTINUE THIS CASE.

Nov. 9, 1995 Sheriff's Return filed. NOT SERVED as to Defendant Robert Maloney. As per Plaintiff, Defendant is out of town in Milwaukee, Wisconsin, until Fridy, November 10, 1995. The hearing date is scheduled for Thursday, November 9, 1995. Returning unserved. So answers, Robert M. Stevens, Sheriff

Nov. 15, 1995 ORDER filed. AND NOW, November 9, 1995 this matter is before the Court on a petition for relief under the Protection from Abuse Act filed on behalf of the Plaintiff. Both parties appear represented by counsel and they have agreed to the entry of the following order without admission of the allegations of the petition on the part of the Defendant.

1. The Defendant shall not assault, abuse, harass, or threaten the Plaintiff.
2. By agreement of the parties, they shall continue to reside together with the above provision being the only provision in effect with regard to this Protection from Abuse Order.
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 appropriate police department and to Crawford County Control.
5. 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.
6. It is specifically ordered and directed that this order may not be modified nor may it be discontinued and settled by the Plaintiff without a hearing before this Court.
7. The Defendant shall pay court costs in this proceeding in the amount of $64.50 within 30 days of the date of this order.
8. This order shall remain in full force and effect through November 8, 1996.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
Nov. 15, 1995 Copy to Atty. Brode and Keenan.
11-15-95 FAXED MPSP, Co. Control.

Dec. 5, 1995 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW,this 1st day of December, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of November 9, 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 November 9, 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.
12-5-95 Faxed Pa.SPD, City PD & Co. Control. 12-12-95 mailed copy to Plft & Deft.

Dec. 8, 1995 ORDER filed. AND NOW,December 1, 1995, the parties appeared in open court and the Plaintiff indicated that she wished to dismiss this action.

This is the fourth PFA action involving these parties. Each time,the parties have gotten together and withdrawn the actions before a final order was entered except in this case where the final order was entered less than a month ago.

We cannot say that the Plaintiff has abused the system but it appears that she seeks PFA orders then changes her mind, and we cannot let the Court system be used that way. Accordingly, it is ordered as follows:

1. This action is dismissed upon the Plaintiff going to the Prothonotary's Office this date to sign a settlement of discontinuance by a form provided by the Prothonotary.

Continued to Page 256 A

1995

Deborah J. Maloney
vs
Robert A. Maloney

Continued from Page 256
of Record

AD 1995 - 1156

****

2. A copy of this order shall be sent to the Pennsylvania State Police at Meadville and to County Control.

3. The Plaintiff is precluded from bringing any Protection from Abuse Action against the Defendant in any court in Crawford County, Pennsylvania for 12 months from this date.

4. A copy of this order shall be sent to District Justice Wayne Hanson in Linesville.

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

12-8-95 Faxed Keenan,Pa.SPD, Co. Control, mailed Hanson & Pltf, given Keenan

1995

Davis Reilly a professional corporation
Reed J. Davis

1157

CHRYSLER CREDIT CORPORATION

VS.

GENE HILTABIDEL and
LEONARD HILTABIDEL

Filed Nov 6, 1995 @ 12:04 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	45.00
Sheriff's Costs	36.00
Sheriff's Costs	33.00
ProPd 5/9/96	9.00

COMPLAINT IN CIVIL ACTION
Issued Sheriff

Dec 5, 195 Sheriff's Return, filed. Not Found as to Gene Hiltabidel, address is in Erie Co., Pa.
Not Found as to Leonard Hiltabidel, address is in Erie Co., Pa.
So answers, Robert M. Stevens, Sheriff

Dec. 19, 1995 Complaint Reinstated.

Feb 1, 1996 SHERIFF'S RETURN, filed. Not found as to Gene Hiltabidel as per the attached affidavit from Erie County dated Jan. 24, 1996.
Not Found as to Leonard Hiltabidel, as per the attached affidavit from Erie County dated Jan. 24, 1996.
So answers, Robert M. Stevens, Sheriff
RETURN: Robert N. Michel, Sheriff, who being duly sworn according to law, says, that he made a diligent search and inquiry for the within named defendant, to wit: Hiltabidel Leonard and Hiltabidel Gene but was unable to locate them in his balliwick. He therefore returns the Complaint.
So answers, Robert N. Michel, Sheriff

Feb 8, 1996 Complaint reinstated. (Sheriff)

Mar. 8, 1996 Complaint Reinstated.

Mar. 29, 1996 Sheriff's Return filed. SERVED Gene Hiltabidel by deputizing theSheriff of Erie County, PA, as per his Affidavit of Service attached. Served onMarch 25, 1996 at the Erie County Sheriff's Office, 140 West 6th Street, Erie, PA 16501.
So answers, Robert M. Stevens, Sheriff

And Now, May 8, 1996 at 11:08 a.m. upon praecipe of plaintiff attorney, with affidavit of nin 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 defendant Gene Hiltabidel ONLY in the sum of Two Thousand Seven Hundred Fifty Seven and 36/100 Dollars, at rate of 6.00% per annum from April 29, 1996 plus costs.
Judgment entered
5/8/96
H - 71

debt - $2,757,36
Int. from 4/29/96 at 6.00 %
JUDGMENT (against Gene Hiltabidel only)
Barbara H. King,
Prothonotary

May 9, 1996 notice of entry of judgment mailed to dft. G. H.

EX1996-37

258

1995

Mayerson Law Offices
Hy Mayerson
Margaret R. Connors

1158

Stephen J. Magley

PHILIP SCOVIL and
CONSTANCE L. SCOVIL

vs.

FLORENCE STRAWBRIDGE and
STRAWBRIDGE POOLS, INC.

Filed Nov 6, 1995 @ 1:15 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Sheriff's costs		41.00

JURY TRIAL DEMANDED

CIVIL ACTION COMPLAINT
Issued Sheriff
1 copy atty

Nov 6, 1995 Requests To Produce Directed To Defendant Florence Strawbridge and Strawbridge Pools, Inc., filed.

Nov. 28, 1995 Sheriff's Return filed. SERVED Florence Strawbridge, Nov. 20, 1995 at 10:50 AM, at the Sheriff's Office, Crawford Co. Courthouse, Meadville, PA., by handing to Joy Parsons, Authorized Agent, signed acceptance of Service attached.

SERVED Strawbridge Pools, Inc., Nov. 20, 1995 at 10:50 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA., by handing to Joy Parsons, Authorized Agent, signed acceptance of Service attached.

So answers,

Carole L. Stefanucci, Deputy
Robert M. Stevens, Sheriff

Jan 5, 1996 Appearance of Stephen J. Magley, Esquire on behalf of Florence Strawbridge and Strawbridge Pools, Inc. filed.

Mar 4, 1996 Answer and New Matter, filed.

Mar. 19, 1996 Certificate of Service filed. I HEREBY CERTIFY that on this 18th day of March, 1996, a true and correct copy of Plaintiffs' Answer to New Matter of Defendants Florence Strawbridge and Strawbridge Pools, Inc., was mailed to the following:

Stephen J. Magley, Esquire, Sherry, McCrory & Doyle
Suite 400,Two ChathamCenter, 112 Washington Place, Pittsburgh,PA 15219-3504

By: Margaret R.Connors,Esquire

Mar 19, 1996 Plaintiffs' Answer to New Matter of Defendnats Florence Strawbridge and Strawbridge Pools, INc., filed.

1995

1159

DEBORAH SUE EGBERT

VS.

KEESHA C. SAMPSON and
JERIME L. SAMPSON

VS.

Filed Nov 6, 1995 @ 3:11 PM

Indegent Filing
JERIME L. SAMPSON
Kathleen Nelson, Mediator
Sheriff's Costs 33.00

Filed Nov 6, 1995 @ 3:11 PM

CUSTODY COMPLAINT
2 copies Plaintiff
1 copy Sheriff

ORDER: AND NOW, October 31 , 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.

ORDER: You, Keesha & Jerime Sampson , have been sued in Court to obtain custody of Lacey.

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) 333-7498

Date: 10/31/95 Gordon R. Miller, P.J.

AND NOW, THIS 3rd day of November , 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 whrere 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, P.J.

Nov. 8, 1995 sent Plf. .&given Sheriff

Nov 27, 1995 SHERIFF'S RETURN, filed. NOT FOUND as to Jerime L. Sampson, at Hazlett Tree Service, Townville, PA, he is no longer employed there.
So answers, Robert M. Stevens, Sheriff

Dec. 4, 1995 Affidavit of Service filed. Date Served Papers to Keesha C.Sampson was November 12, 1995, at
approximately 10:00 P.M. Debra S.Egbert

Sept. 22, 1998 IMPORTANT NOTICE AND COURT ORDER , filed.

Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 9/14/1995 . 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

RECORD CONTINUED ON PAGE 474.....

1995

Ferguson & Spataro
Douglas W. Ferguson

1160

gregory Keenan

Recv'd. 11-9-95
$150.00 from Pff. mediation.
1-2-96 Pd Pltf Refund 80.00 #9654
2-12-96 Pd Def #9772 61.00
4-11-96 Ref from deft 61.00 med fee
5-15-96 Pd Co #10019 61.00
12-19-97 Rec'd $200.00 from dft med. deposit
2/25/98 Pd deft Refund 25.13
Pd Co 2-27-98 Med. #11702 165.87
3-31-98 Ref from Pltf 165.87 med fee
4-6-98 Pd Co med fee pltf 165.87
11-29-99 Ref from deft med dep 200.00

JOHN DAVID HEILMAN

VS.

JULIE ANN HEILMAN

Filed Nov 8, 1995 @ 9:06 AM

Tax & Entry	pd	80.50
User's Fee	pd	15.00
State	pd	10.00
Adm Fee	pd	45.00
William Pineo, Mediator		122.00
Pro Co Pd 2-12-96		9.00
Pro Pd 5/2/97		$9.00
Pro Co pd 7-18-97		5.00
Pro Co Pd 2-25-98		gain

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, CUSTODY
1 copy atty

Nov 9, 1995 Motion to Appoint Custody Mediator and Order, filed. AND NOW, this 8th day of November,1995, William Pineo, Esquire, is hereby appointed Child Custody Mediator in regard to the above captioned action. A copy of this Order shall be served upon JUIE ANN HEILMAN by regular mail.

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

Nov 9, 1995 Faxed Pineo & Ferguson
Nov. 14,1995 sent Dft.

Nov. 20, 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 November 10, 1995. The Defendant acknowledged service on November 13, 1995, by accepting delivery on that date as evidenced by the attached signed return receipt.
FERGUSON & SPATARO
BY: Douglas W. Ferguson, Esq.
Attorney for Plaintiff

Dec. 20, 1995 Appearance of Thomas, Truax, Spadafore, Walker & Keenan by Gregory A. Keenan for Defendant filed.

Dec. 29, 1995 TEMPORARY ORDER filed. AND NOW, this 28 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 parties shall share legal and physical custody of the subject minor children, Jerad Heilman and Lacey Heilman.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. Until January 2, 1996, the parties shall arrange the physical care of their children as follows: From Monday to Friday of each week the mother shall have the care of her children from 8 A.M. to 3 P.M. and the father from 3 P.M. to 8 .M. of the following day. The mother shall have visitation and temporary physical custody with her children on alternate weekends beginning with the weekend of December 15, 1995, from Friday at 3 P.M. through Sunday at 8 A.M. For the weekend of December 22 and subject to the Christmas custodial and visitation periods set out below, the father shall have visitation and temporary physical custody from Friday at 3 P.M. through Monday at 8 A.M.

Starting with the weekend of December 28th, the mother shall have visitation and physical custody of her children for a two week period beginning on Friday at 6 P.M. and ending two weeks later on Friday at 6 P.M. The father shall have physical custody of the children for the succeeding two weeks from Friday at 6 P.M. through the second Friday following at 6 P.M., and the parties shall thereafter alternate the biweekly custodial periods.

b. The parent not having physical cusotdy shall have the right to telephone the children at reasonable times and for reasonable lengths of time and such conversations shall not be unreasonably monitored by the parent having physical custody.

4. Holiday visitations shall be arranged as follows:

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 5 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 holiday visitation periods, the first beginning at 5 P.M. on the Wednesday preceding Thanksgiving and ending at 2 P.M. Thanksgiving Day, and the second beginning on Thanksgiving Day at 2 P.M. and ending on the Friday following Thanksgiving at 5 P.M. For Thanksgiving 1996, the mother shall have the first period and the father, the second, and the parties shall thereafter alternate.

c. The other holidays to be observed are Easter, Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9 A.M. and 8 P.M., except for Independence Day, when the holiday visitation shall be extended to 11 P.M. so that the children may watch the fireworks. In even numbered years, the mother shall have the care and custody of her children on Easter and Independence Day, and the father on Memorial Day and Labor Day. In odd numbered years, the mother shall have the care and custody of her children on Memorial Day and Labor Day, and the father on Easter and Independence Day.

d. The children shall spend Father's Day with their father from 9 A.M. to 7 P.M., and Mother's Day with their mother during the same hours.

e. The provisions of this paragraph shall take precedence over the other provisions of this Order relating to the custodial or visitation periods.

5. Should it be necessary for either party to cancel or modify the 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 modifications 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 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 from the 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 to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the same room as the children, in a closed automobile in which the child is being transported,

Continued on page 487

1995

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

1161

BEVERLY ALBERT, as Executrix of the ESTATE OF JAMES L. PETERSON, SR.

vs.

THE HARVEST LIFE INSURANCE COMPANY

Filed Nov 8, 1995 @ 10:05 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	43.00
Pro Co. pd 5-15-96	5.00
Pro Co pd 5-20-96	1.00
Pro Co pd 5-16-96	1.00

PRAECIPE FOR WRIT OF SUMMONS
Issued Sheriff

Nov. 21, 1995 SHERIFF'S RETURN, filed. Served Harvest Life Insurance Co. by Certified Mail on November 16, 1995 as per signed receipt attached.
So Answers, Robert M. Stevens, Sheriff

May 8, 1996 PETITION TO COMPROMISE AND FOR DISTRIBUTION PURSUANT TO 20 PA.C.S §3323 and DECREE filed.
AND NOW, this 8th day of May, 1996, upon consideration of the Petition of Beverly Albert, Executrix of the Estate of James L. Peterson, Sr., it is Ordered and Decreed, pursuant to 20 Pa.C.S. §3323, that Petitioner is authorized to compromise the aforementioned claim upon agreement of the parties, and more specifically to distribute such proceeds of claim as follows:

To the law firm of Shafer, Swick, Bailey, Irwin Stack & Millin (for Attorneys' fees and costs)	$3,826.00
Department of Public Welfare (Statement of Claim)	6,559.75
To Beverly Albert, Executrix of the Estate of James L. Peterson, Sr. on behalf of said decedent	4,524.25
Total for distribution	$14,910.00

Upon payment and distribution in accordance with this Order, Petitioner shall be authorized to file an appropriate Petition to Settle and Discontinue this action.

By the Court:
Gordon R. Miller, J.

FAXED 5-9-96 C. Swick, J. Noble (MeyerD B Bye)

May 10, 1996 Upon praecipe of plaintiff attorney the above captioned case marked settled and discontinued of record.

1995

Lewis, Stockey & Bua
Dominic D. Salvatori

1162

MacDonald, Illig, Jones & Britton, LLP
Marcia H. Haller

RUTH S. YEAGER

VS.

RIVERSIDE DIVISION OF PENN TRAFFIC COMPANY, t/d/b/a BILO SUPERMARKETS

Filed Nov 8, 1995 @ 12:22 PM

Tax & Entry pd	50.50
User's Fee Pd	5.00
Sheriff's Costs	29.00
arb. pd 9/10/98	15.00
Pro Co pd 12-2-98	6.00

COMPLAINT IN CIVIL ACTION
Issued Sheriff

Nov. 21, 1995 SHERIFF'S RETURN, filed. Served Bilo Supermarkets on November 16, 1995 at 9:50 by handling a true and attested copy of the within complaint at 144 Center St., Meadville, Crawford Co., Pa., the usual place of business of said defendant, to John Wolfe Head Floor Person.
So Answers, Shawn Ashbaugh, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb 6, 1996 Appearance of MacDonald, Illig, Jones & Britton, LLP by Marcia H. Haller, Esquire, for Defendant, filed.

Mar. 26, 1996 Answer filed.

Apr. 3, 1996 Substitution of Verification filed.

Sept. 26, 1996 Notice of Service of Interrogatories and Request for Production Directed to Bilo Supermarkets by Plaintiff filed.

Dec. 12, 1996 Notice of Intent to Close Discovery filed.

Aug. 14, 1997 Motion to Compel Discovery filed.

Aug. 14, 1997 Upon praecipe of plaintiff attorney, motion placed upon next argt. list.

ON ARGUMENT LIST FOR SEPTEMBER 1997

Sept. 30, 1997 Order filed. AND NOW, September 29, 1997, the Plaintiff's motion to compel discovery came before tehe undersigned judge for argument. Both counsel appeared.
Plaintiff's counsel represents that the Defendant has finally responded to the discovery. Plaintiff's counsel has not had an opportunity to review the responses in detail because they came to an office that he formerly maintained.
It appears that responses have finally been filed. We will dismiss the Plaintiff's motion to compel discovery. If Plaintiff believes that there are still further discovery violations, the Plaintiff may file additional motions either to compel, for sanctions, or some other relief.
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
9-30-97 MAILED Salvatori & Haller

Nov. 26, 1997 Notice to Close Discovery filed.

Apr. 20, 1998 Certificate of Readiness filed.

1998 OCTOBER CIVIL TRIAL LIST

Aug. 24, 1998 Upon praecipe of plaintiff attorney, to transfer to arbitration, the following arbitrators are appointed:
Bruce Barrett, Ch
Douglas Ferguson
Bette-Peterson-Muth

Sept. 16, 1998 Arbitrators take qualifying oath.

Oct. 2, 1998 Notice of arbitrator's Hearing filed.

Nov 20, 1998 Upon praecipe of plaintiff attorney the above captioned case is marked settled and discontinued of record.

1995

1163

MARY M KILBANE

VS.

JOHN P NOVIKS

Filed Nov 8, 1995 @ 1:25 PM

Tax & Entry	50.50
User's Fee	5.00
Sheriff's Costs	15.00

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

ORDER: And now, this 8 day of November , 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 RD 1, Raleigh Lane, Espyville PA., and sole custody of the minor children.

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

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

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

6. This temporary order shall remain in full force and effect until modified or terminated by further order of this Court. Liability for payment 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 November 16, 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.

Nov. 15, 1995 Sheriff's Return filed. SERVICE UNKNOWN. Plaintiff's father was to serve the Protection from Abuse on Defendant John P. Noviks. They were to contact the Sheriff's Office upon service but did not notify us of date or time of service.
So Answers, Robert M. Stevens, Sheriff

Nov. 22, 1995 ORDER filed. AND NOW, November 16, 1995, this matter is set for hearing on the Plaintiff'sPetition for Relief Under the Protection From Abuse Act. Both parties have failed to appear, with hearing set approximately 12 minutes prior to the entry of this Order.

Based on sthat fact, the plaintiff's petiton is DISMISSED and the Temporary Order entered on November 8, 1995, is rescinded.

The plaintiff shall pay costs in this matter in the amount of $79.50 within 10 days of the date of this Order.

A copy of this Order shall be sent by Regular Mail to eachA copy of this Order shall be sent by Regular Mail to each of the parties at their last known address,which is R.D.#1, Raleigh, in Espyville, Pennsylvania.

A copy shall also be sent to the Pennsylvania State Police, Meadville Barracks, and to Crawford County Control.

BY THE COURT,
Anthony J.Vardaro, Judge

Nov. 22, 1995 Copy to Co.Control, mailed Plf, Deft. 11-22-95FAxed MPSP

1995

Ann Hansen Gamble

1164

CHRISTINE L. BOYLE

VS.

LARRY A. BOYLE

Filed Nov 8, 1995 @ 2:05 PM

Tax & Entry pd	95.50
User's Fee pd	20.00
State pd	10.00
Adm Fee pd	45.00

COMPLAINT IN DIVORCE, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS AND EXPENSES, CUSTODY & EQUITABLE DISTRIBUTION
1 copy atty

Nov.22, 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 November 9, 1995, she sent a certified copy of theComplaint in Divorce to the defendant by certified mail, return receipt requested to Larry A.Boyle,609 S.Franklin St., Titusville,PA 16354, the defendant's last knownaddress. The said receipt being attached hereto.
November 21, 1995 Ann Hansen Gamble

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 11/22/95 . 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

William J. Gregg

1165

Mary Ann Kirkpatrick

KAREN ALBERTA MAILLIARD

VS.

JEFFREY JOSEPH MAILLIARD

Filed Nov 8, 1995 @ 2:05 PM

Tax & Entry	pd	65.50
User's Fee	pd	10.00
State	pd	10.00
Adm Fee	pd	45.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE
AND EQUITABLE DISTRIBUTION
1 copy atty

Nov 8, 1995 Petition For Exclusive Possession of Marital Residence, filed.

Nov. 8, 1995 ORDER filed. AND NOW, this 30th day of November, 1995, a hearing is scheduled to hear the issues raised in the foregoing petition for the 3rd day of January, 1996, at 11:00 o'clock A.M. in Courtroom 1 or 2 at the Crawford County Courthouse. Meadville, Pennsylvania.

BY THE COURT,
GordonR. Miller, J.

Dec 11, 1995 AFFIDAVIAT OF SERVICE, filed. AND NOW, this 11 th day of December, 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 athe 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 a true and correct copy of the Petition for Exclusive Possession of Marital Residence were sent by certified mail to the Defendant, Jeffrey Joseph Maillard, on December 4, 1995.

3. That the Defendant received said certified mail on December 7, 1995. Said Return Receipt Card Z 727 827 973 is attached hereto, signed by Defendant and made a part hereof.

Dec. 15, 1995 Appearance of Mary Ann Kirkpatrick, Esq on behalf of defendant, filed.

Jan. 4, 1996 Motion to Withdraw Petition and ORDER filed. AND NOW, this 3rd day of January,1996 upon presenation and consideration of the within Motion, William J. Gregg, Esq., is hereby authorized to withdraw his Petiton for Exclusive Possession of the Marital Residence filed on behalf of the Plaintiff in the above-captioned case.

Gordon R.Miller,J.

1-4-96 Faxed Attys. Gregg & Kirkpatrick

July 9, 1997 Suggestion of Death filed. And, Now, July 8, 1997, comes Mary Ann Kirkpatrick, Esq., attorney for Defendant, and filed this Suggestion of Death alleging that as per the Meadville Tribune obituaries, the Defendant, Jeffrey Joseph Mailliard, died on July 7, 1996, in Crawford County, Pennsylvania.

Respectfully submitted,
Mary Ann Kirkpatrick, Esq.
Attorney for Defendant

MacDonald, Illig, JOnes & Britton
Richard J. Parks

1166

INTEGRA BANK, successor by merger to PENNBANK

VS.

JOHN FARLEY

Filed Nov 8, 1995 @ 2:34 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	50.00
Sheriff's Costs	70.00
Pro Co pd 2-16-96	9.00
Pro.Co. Pd 4/23/96	5.00

COMPLAINT IN CIVIL ACTION
Issued Sheriff

Dec 14, 1995 SHERIFF'S RETURN, filed. Not Found, as to John Farley, made 4 attempts left notes, no response.
So answers, Robert M. Stevens, Sheriff

Dec. 18, 1995 Motion For alternative Service and Order filed. AND NOW, to-wit, this 18 dayof December, 1995, upon consideration of the Motion for Alternative Service Pursuant to Pa.R.C.P. No. 430, filed on behalf of the Plaintiff, it is hereby ORDERED, ADJUDGED and DECREED that service of the Complaint upon the Defendant, John Farley, shall be made by mailing the Complaint by certified mail, return receipt requested, and by regular United States mail, postage prepaid, evidenced by a Certificate of Mailing Form 3817, to his last known address of 213 E. Spruce Street, Titusville, Pennsylvania 16354.
It is FURTHER ORDERED that Plaintiff shall complete service in accordance witht his Order and shall file an affidavit of service with the Office of the Prothonotary pursuant to Pa.R.C.P. No. 405.
It is FURTHER ORDERED that service of the Notice of Sale of Real Property, as required by Pa.R.C.P. No. 3129.2, upon Defendant, John Farley, shall be made by mailing the Notice of Sale by certified mail, return receipt requested, and by regular United States mail, postage prepaid, evidenced by a Certificate of Mailing Form 3817, to his last known address of 213 E. Spruce Street, Titusville, Pennsylvania 16354 and also by posting of the premises located at 213 E. Spruce Street, Titusville, Pennsylvania 16354.
BY THE COURT:
Anthony J. Vardaro, J

Dec. 27, 1995 Complaint Reinstated.

Jan. 25, 1996 Sheriff's Return filed. SERVED by Certificate of Mailing mailed out on December 28, 1995, at Defendant's last known address of 213 E. Spruce Street, Titusville, Crawford County, PA.
POSTED the proerty of John Farley, located at 213 E. Spruce Street, Titusville, Crawford County, PA, on January 11, 1996 at 2:47 PM
ATTEMPTED service by certified Mail to Defendant John Farley at his last known address of 213 E. spruce Street, Titusville, Crwaford County, PA. After three attempts, the letter was returned.
So answers,
Scott D. Young, Deputy Sheriff
Robert M. Stevens, Sheriff

Feb. 1, 1996 Affidavit of Service filed. I, Richard J. Parks, counsel for plaintiff, being duly sworn according to law, certify that service of the Complaint upon the Defendant, John Farley, was completed as per the Order of Court attached hereto and marked Exhibit A. Service was made by mailing the Complaint by certified mail, return receipt requested, to his last known address of 213 E. Spruce St., Titusville, PA. 16354; by regular mail with certificate of mailing, to his last known address of 213 E. Spruce St., Titusville, PA. 16354; and by posting of the most public portion of the mortgaged premises known as 213 E. Spruce St., Titusville, PA. 16354 as per the Return of Service from the Sheriff of Crawford Co. atached hereto and marked Exhibit B.
Richard J. Parks

Feb 13, 1996 And Now, Upon praecipe of plaintiff attorney judgment has been entered against the above named defendant, for failure to file an answer in the above-captioned matter in the amount claimed in the Complaint of Thirty Thousand Six Hundred Nineteen and 07/100, plus interest at the rate of $7.68 per day from November 30,1995, monthly late charges beginning November 1995 at $19.27, plus costs of suit, taxes and insurance premiums advanced by plaintiff and for foreclosure and sale of the mortgaged premises.
F - 94 Debt: $30,619.07 plus interest and costs
JUDGMENT
Barbara H. King, Pro.
Feb. 16, 1996 Notice of entry of Judgment sent to Dft.

EX 1996 - 7

March 11, 1996 Affidavit of Service Pursuant to Rule No. 3129.2 of Notice of Sale, filed.

Apr. 23, 1996 This Judgment Satisfied. (See paper filed.)

1995

William Kuhar, for Com. of Pa Thomas Truax Spadafore Walker & Keenan David P. Truax for defendant 1167	COMMONWEALTH OF PENNSYLVANIA VS. ANDREW CHARLES ALLEN Filed Nov 8, 1995 @ 2:33 PM Tax & Entry Pd. 11/14/95 50.50 User's Fee Pd. 11/14/95 5.00	PETITION FOR APPEAL FROM LICENSE SUSPENSION (1 copy Atty.) Nov. 13, 1995, ORDER setting hearing for 2/1/96 at 10:30 a.m. Feb. 9, 1996, ORDER filed. AND NOW, Feb. 1, 1996, at the time of hearing on the petition for appeal from license suspension, said appeal is dismissed. BY ORDER OF THE COURT, Anthony J. Vardaro, J. 2/9/96 copy to Wm. Kuhar and D. Truax. Feb. 9, 1996, Exhibits filed. (in file)

1995

Bukac and Toomey
Terry toomey

1168

William Gregg

KEVIN TINGLEY

VS.

GEORGE M, BOYLE, t/d/b/a
NEW LIFE COMPANY

Filed Nov 8, 1995 @ 3:52 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Arb. pd. 6/12/96	15.00
~~1996~~ pd 5/13/97	9.00

COMPLAINT IN CIVIL ACTION
1 copy atty

Dec. 1, 1995 Sheriff's Return filed. Served George Boyle, on November 30, 1995 at 8:39 AM, by serving him personally, at the Sheriff's Office, at the Crawford County Courthouse, Meadville, Pa. So answers, Shawn Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Jan. 2, 1996 Answer to Complaint on Behalf of Defendant, filed.

June 3, 1996, Upon praecipe of plaintiff attorney, to appoint a board of arbitrators, the following arbitrators are appointed:
Charles Swick, Ch.
Bruce Smith
~~David TRuax~~ William Walker

Sept. 13, 1996 Arbritrators take Qualifying oath.
9-13-96 FAXED Qualifaction to Swick, Thomas & Gregg.

Oct. 28, 1996, DECISION OF THE ARBITRATORS in which they find: in favor of the plaintiff for $1,000.00 and costs. Painting $200., window $400.00, bathroom cabinet $200.00 and Siding $200.00 total of $1,000.00
Decision of arbitrators
B - 71, N - 186

DECISION OF ARBITRATORS
Barbara H. King,
Prothonotary
10//28/96 faxed to Toomey and Gregg

And Now, May 6, 1997 at 10:38 a.m., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of plaintiff and against the defendant in the amt. of One Thousand Dollars plus costs pursuant tot he Decision of the Bd. of Arb. dated 11/28/96.
Judgment entered
5/6/97
B - 71
N - 186

Debt - $1,000.00

JUDGMENT
Barbara H. King,
Prothonotary

5/13/97 Notice of entry of jdug. to dft.

Revived to: AD 2002 - 188
(For Future entries as of 2/13/2002 - See Computer)

1995

Jorden and White
Harry Faber White, II

1169

DONALD J. BOWER

VS.

SUSAN L. BOWER

Filed Nov 9, 1995 @ 8:55 AM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
State	pd	10.00
Adm Fee	pd	45.00
Pro Co	pd 12-18-96	9.00

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

Nov. 20, 1995 Affidavit of Service filed. I, Harry Faber White II, Esquire, attorney for the Plaintiff in the above captioned matter, being duly sworn according to law, deposes and says that I served the **Complaint in Divorce under section 3301 (C) of the Divorce Code and Notice to Defend** upon the Defendant, Susan L. Bower, by certified mail, restricted delivery, return receipt requested, on November 9, 1995, at the Defendant's address, 379 Center Street, Apt. 5, Meadville, PA 16335. The Defendant's acceptance of the same is attached hereto.
Harry Faber White II, Esquire
Attorney for Plaintiff

Oct. 11, 1996 Affidavit of Consent under Section 3301 (c) of the Divorce Code by Plaintiff filed.

Oct. 11, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under §3301(C) of the Divorce Code by Plaintiff filed.

Dec 18, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Dec 18, 1992 Affidavit of Consent of Defendant, filed.
Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, Dec 18, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Jan. 6, 1997 AND NOW, this 31st day of December, 1996, it is ORDERED and DECREED that DONALD J. BOWER, plaintiff, and SUSAN L. BOWER, defendant, are divorced from the bonds of matrimony.

BY THE COURT:
Gordon R. Miller, J.

Joseph E. Altomare

Egan & Jamiolkowski
Alexander J. Jamiolkowski
for Robert E. White II

1170

BILLIE J. ALLEN, individually and as Administrator of the ESTATE OF JAMIE ROBERT WHITE

VS.

SHAWN MORRIS and
CARL REHRER

Filed Nov 9, 1995 @ 9:40 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Costs PD. 10-3-96	30.00
Users Fee pd. 10-3-96	5.00

✓ COMPLAINT IN CIVIL ACTION

✓ Nov 9, 1995 Motion for Court Approval of Settlement, filed.

✓ Nov 9, 1995 ORDER filed. AND NOW, this 9th day of November, 1995, upon Motionof the parties in the above-captioned action, the arrangements of settlement set forth in the Motion are hereby approved. BY THE COURT:
Gordon R. Miller, P.J.
Nov 9, 1995 given Altomare

✓ May 15, 1996 Petition to Revise Order Previously Entered To Include Necessary Party and RULE TO SHOW CAUSE WHY ORDER SHOULD NOT BE REVISED, AND NOW, this 15 day of May, 1996, upon consideration of the Petition to Revise the Order previously entered by this Court on November 9, 1995, a RULE is hereby entered on Billie J. Allen to show cause why the said order should not be revised to include Petitioner Robert E. White as a 50% beneficiary of all settlement proceeds of the within-captioned wrongful death action. Hearing set for Tues. May 28, 1996, at 2:45 P.M., CR # 1.

By the Court:
P. Richard Thomas, S. J.
May 15, 1996 FAXED Atty. Altomare; Distributed to Atty. Scales.

✓ May 28, 1996 Exhibits filed.

✓ June 7, 1996, Transcript of Proceedings Taken AT Time of Hearing filed.

✓ June 7, 1996 ORDER filed. AND NOW, May 28, 1996 after the formal hearing has been concluded, the parties shall file briefs or memorandums of law on all legal issues that are present in this case by 4:30 p.m. on Friday, June 21, 1996. At that point, the Court will consider the matter ripe for determination.

The parties shall also file proposed findings of fact and conclusions of law.
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
6-7-96 MAILED Scaler & Altomare.

✓ Sept. 26, 1996 Memorandum and Order filed. AND NOW, September 24, 1996 it is ordered as follows:

1. The petition of Robert E. White is granted. Robert E. White is entitled to fifty (50%) percent of the net proceeds of the settlement of the wrongful death action brought by Billie J. Allen, individually and as administrator of the Estate of Jamie Robert White in this action.
2. There shall be deducted from the petitioner's share of the wrongful death proceeds one-half of any expenses incurred by the plaintiff-respondent with respect to the last medical bills and expenses for Jamie Robert White as well as his funeral and burial expenses if incurred by Plaintiff-respondent.
3. There shall be deducted fromthe petitioner's share of the wrongful death proceeds all delinquent support payments that heowed in any support action for the support payments that he owed in any support action for the support of Jamie Robert White together with interest at 6% per annum commencing thirty (30) days after each payment was due.

BY THE COURT
Gordon R. Miller, J

9-26-96 Distributed Scales mailed Altomare

✓ Oct. 3, 1996 Notice of Appeal filed. Notice is hereby given that Plaintiff above-named hereby appeals to the Superior Court of Pennsylvania from the Order entered in this matter on the 24th day of September, 1996. This Order has been entered in the docket as evidenced by the attached copy of the docket entries.

✓ Oct 9, 1996 Notice of Appeal being returned for defects.

✓ Oct. 16, 1996 Amended Notice of Appeal of Plaintiff, filed.

Nov 1, 1996 Notice of Appeal Docketing filed. #01988PGH96

March 10, 1997 Petition for Determination of Division of Proceeds of Wrongful Death Action and for Enforcement of Order Previously Entered and ORDER filed. AND NOW, the 6 day of March, 1997, upon consideration of the Petition for Determination of Division of Proceeds of Wrongful Death Action and for Enforcement of Order Previously Entered, a hearing is set for Thursday, June 5, 1997, at 9:15 A.M. o'clock a.m./p.m., for the purpose of considering the matters set forth in the said Petition. At his hearing plaintiff shall produce copies of all cancelled checks as well as all other supporting documentation showing what expenses she maintains should be paid by petitioner out of his share of the wrongful death proceeds, and what part, if any, of these expenses have been paid by plaintiff.

By the Court:
Gordon R. Miller, J.
March 10, 1997 Order FAXED Attys. Altomare and Scales.

March 12, 1997 Motion To Strike Petition for Determination of Division of Proceeds of Robert E. White, filed.

Mar 11, 1997 ORDER: AND NOW, March 11, 1997, the plaintiff's Motion to Strike the Petition for Determination of Division of Proceeds is denied without prejudice. The plaintiff may raise the same issues she raised in her motion at the time of the hearing on the petition for determination of division of proceeds. We will not strike the petition but we will detemine whether or not the petition should be denied at the hearing. Gordon R. Miller, P.J.
Mar 11, 1997 Faxed Altomare & Scales

Continued Pg 270A

1170	BILLIE J. ALLEN, indiv. & AS THE ADMINISTRATOR OF THE ESTATE OF JAMIE ROBERT WHITE VS. SHAWN MORRIS AND CARL REHRER	CONTINUED FROM PAGE 270 OF RECORD A. D. 1995 - 1170

June 9, 1997 Order filed. AND NOW, June 5, 1997, at the time fixed for hearing in this matter, counsel for Robert E. White did not appear, and accordingly, this matter is continued with the consent of the other parties.

The hearing shall be held on Wednesday, July 2, 1997, at 4:00 p..m. in Courtroom No. 1 of the Crawford County Courthouse.

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

6-9-97 MAILED Scalels & Altomare

June 13, 1997 Motion for Continuance by Petitioner Attorney and Order filed. AND NOW, this 13th day of June, 1996, the hearing on the Petition for Determination of Division of Proceeds and Plaintiff's Motion to Strike said petition will be held on **Tuesday, July 29, 1997, at 11:00 a.m.** in Courtroom No. 1 of the Crawford County Courthouse.

For the Court:
Ann A. Walker Ct. Admin.
6-13-97 FAXED Altomare & Scales

July 31, 1997 Order filed. AND NOW, July 29, 1997, we memorialize the following preambles and enter the following Order:

Jamie Robert Whit died as the result of an automobile accident. His mother was appointed administrator of his estate and she entered into a settlement with the childcare givers at the time the accident occurred for $110,000. It appears that out of the settlement proceeds, DPW was paid on its lien and there were third-party payments of $20,000. There were attorneys fees of $35,461.30. That apparently left $50,000 that was paid into a structured settlement arrangement. The exact terms of the structured settlement arrangement are not known to the Court at his point, but probably could be known by looking at the record. The record is on appeal to the Superior Court and we do not have a complete record available to us.

The natural father of the child claimed that he was entitled to share in the wrongful death proceeds and we agreed by an Order that we entered September 24, 1996. That Order provided that the father was entitled to 50 percent of the net proceeds of the settlement. We also indicated how much would be deducted from those proceeds and left open an issue with respect to other charges and credits.

If the parties need further clarification as to the intent of the Court and the wording of this Order, they may file motions or petitions for clarification. The point is that we have a record which we believe is not complete vis-a-vis the issues that have now been raised in keeping with our Memorandum and Order of September 24, 1996. We believe we have a right to supplement the record even though the matter is on appeal pursuant to Rules of Appellate Procedure, particularly Rule 1701.

A petition for clarification must be filed within the next 30 days.

The hearing is scheduled for **Thursday, November 6, 1997, at 9:30 a.m.**, in Courtroom No. 1 of the Crawford County Courthouse.

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

(SEE PAPERS FILED)

Oct. 10, 1997 Appearance of Egan & Jamiolkowski, by Alexander J. Jamiolkowski, co-counsel ofr Petitioner, Robert E. White, II, filed.

Oct. 21, 1997 Judgment Order filed. ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by this Court that the judgment on the Court of Common Pleas of Crawford County be, and the same is hereby Affirmed.

BY THE COURT:
Eleanor R. Valecko

Dated: September 9, 1997

Oct. 21, 1997 Certificate of Consents of Remanded Record and Notice of Remand under Pennsylvania Rules of Appellate Procedure 2571 and 2572 filed.

November 3, 1997 Motion for Protective Order filed.

November 3, 1997 Response to Motion for Protective Order filed.

Oct. 31, 1997 Notice of Telephone Deposition of Ronald Hill, filed.

Nov. 12, 1997 Order filed. AND NOW, November 3, 1997, counsel for both parties appeared in Motions Court on a Motion by the Plaintiff for Protective Order to stop a proposed deposition of an employee of the Pennsylvania Department of Public Welfare scheduled for this date. Counsel have entered into a stipulation to resolve this date. Counsel have entered into a stipulation to resolve the issue for which the deposition was going to be taken.

Accordingly it is orederd as follows:

1. The parties agree and stipulate that of settlement proceeds $24,538.70 was paid to the Department of Public Welfare less attorney's fees paid to Mr. Altomare in the sum of equal to one third of that amount arriving at a net payment to the Department of Public Welfare.
2. The Motion for Protective Order is denied.
3. The deposition will not be taken.

BY ORDER OF THE COURT
GORDON R. MILLER, P.J.

Nov. 12, 1997, Distributed Attys Altomare, Jamiolkowski & Scales

Dec. 5, 1997 ORDER FILED. AND NOW, Nov. 6, 1997, after the completion of the evidentiary hearing in this matter, all the remains are legal arguments and a decision by the Court. It is ordered as follows:

Oral arguemnts shall take place on Dec. 19, 1997, at a time to be set by the Court Administrator when she prepares the argument list for that date.

The petitioner has already submitted a memorandum of law or a trial brief. If the petitioner desires to present a further brief or memorandum, he must do so no later than 15 days prior to the argument. The respondent's brief shall be filed no less than 5 days before the argument.

The court reporter has just prepared this order as of Dec. 5, 1997.

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

Dec. 5, 1997 ORDER MAILED ATTY J. Aalomare; copy given to Atty Scales.

Dec. 12, 1997 Trans cript of Proceedings Taken at time of Hearing filed.

Nov 6, 1997 EXHIBITS FILED.

Cont on 270B

270
-B-

BILLIE J. ALLEN, et al VS. SHAWN MORRIS, et al CONTINUED FROM PAGE 270A OF A.D. 1995-1170

Jan 22, 1998 ORDER: AND NOW, this 22nd day of January, 1998, Petitioner Robert E. White and Respondent Billie J. Allen having agreed by written Stipulation of settlement filed with the Court to the following disposition of Petitioner's Petition for division of settlement proceeds, and further requesting that the terms of settlement be adopted by this Court and entered as a Court Order, it is hereby,

ORDERED AND DECREED THAT of the remaining $44,500.00 in undisbursed annuity payments due and owing the Respondent by Employer's Life Insurance Company of Wassau in accordance with that certain structured settlemetn agreement by and between Respondent and Nationwide Mutual Fire Company in settlement of the above-captioned wrongful death claim.

a. Petitioner shall be entitled to receive the first $6,000.00 of payments therefrom;
b. Respondent shall receive the next $1,000.00 of disbursements therefrom; and,
c. All remaining payments therefrom shall be divided and equally paid one-half each to Petitioner and Respondent.

Gordon R. Miller, P.J.

Jan 22, 1998 Mailed Scales & Faxed Altomare & Jamiolkowski

Jan 22, 1998 Settlement Stipulation and Motion For Court Order: filed.

1995

Rowley, Wallace, Keck, Karson & St. John
Warren r. Keck III

1171

Bernadette M. DeVore

KEVIN W. FORCIER

VS.

JOAN M. FORCIER

Filed Nov 9, 1995 @ 11:51 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
2 counts paid 5/2/97	30.00
state pd. 5/2/97	10.00
aopc fee paid	5.00
Pro Co pd 12-3-97	9.00
Pro Co	9.00

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

Mar. 19, 1997 Appearance filed. AND NOW, March 19, 1997, enter my appearance on behalf of the above named Defendant. Bernadette M. DeVore, Esq.

April 24, 1997 Answer and counterclaim in divorce filed. (equitable division of property and child custody)

Oct. 14, 1997 Certificate of Completion of seminar for Separating parents of John M. Forcier filed.

Oct. 27, 1997 Certificate of Completion of Seminar (dft) filed.

Oct. 27, 1997 Waiver of Notice of Intention (plff) filed.

Oct. 27, 1997 Affidavit of consent of plaintiff filed.

Oct. 27, 1997 Separation and Property Settlement Agreement filed.

Oct. 29, 1997 Certificate of Completion of Seminar (plff) filed.

Nov. 6, 1997 Affidavit of Consent of dft. filed.

Nov. 6, 1997 Waiver of Notice of Intention (dft) filed.

November 5, 1997 STIPULATION TO ENTRY OF CUSTODY ORDER AND ORDER FILED. ORDER. AND NOW, November 3, 1997, upon presentation and consideration of the Stipulation and Consent of the parties attached hereto, it is ORDERED, DIRECTED AND DECREED that:

1. The parties agree that custody of the said minor children shall be shared legally between the parties, with Mother having primary physical custody of the minor children.

2. Father shall have partial custodial rights as follows:

a) Father shall be entitled to take the children into his custody two days per week, according to his time off from work. Said two day period may or may not be consecutive. Father shall provide Mother with 48 hours notice of his intent to exercise his rights under this paragraph. Father's custodial period shall be from 5p.m. until 8:00 p.m. during the summer and from 5:00 p.m. until 6:00 p.m. during the school year.

b) During the summer months, when the children are not in school, Father shall have the right to take the children into his custody for a period of two (2) weeks, which may or may not be consecutive. In any event, however, they shall not be taken in periods of less than one (1) week. Father shall give mother ten (10) days advance notice of his intent to exercise his custodial privileges under this paragraph.

c) With regard to holidays, the parties agree that Mother shall have all holidays with the children, subject to the following exceptions:

(i) Father shall be entitled to take the children into his custody on the day after Thanksgiving each year from 10:00 AM Friday until 8:00 PM. Friday .

Father shall also have the right to keep the children in his care and custody from 5:00 PM on the Sunday after Thanksgiving until 8:00 PM on the Monday following Thanksgiving for purposes of taking the children hunting on the first day of deer season. Father shall give Mother 48 hours notice of his intention to exercise his custodial privileges under this paragraph.

(ii) Christmas shall be defined as the day the children are dismissed from school until the day before they return to school for the Christmas holiday. In the odd numbered years Father shall have the right to take the children into his custody from 6:00 PM on the day that the children are dismissed until 6:00 PM December 26th. Father shall provide Mother with at least 48 hours notice if he is unable to exercise said holiday visit. Mother shall have the children in her custody for the even numbered years from 6:00 PM on the day that the children are dismissed until 6:00 PM December 26th.

Holiday visitation shall take precedence over regular visitation periods.

d) Father shall have custody on Father's Day, and Mother shall have custody on Motehr's Day.

e) Father shall have the right to take the children into his custody for each child's birthday in alternating years, starting in 1996 with Nicholas adn in 1997 with Kevin. Said periods shall run from 5:00 PM until 8:00 PM.

3. For purposes of exchanging custody, transportation shall be divided equally between the parties as follows: the parties agree that they will meet in the parking lot of the uptown Meadville Mall in the area across from McDonald's on the hill, near the bank building where the outsice "MAC" machine is located.

4. 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 modivication. Should a modification or cancellations be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements

5. In the event of any serious illness or serious injury of any one of the children at any time, any party then having custody of the said child shall immediately communicate with the other party by telephone or any other means, informing the other party of the nature of the 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 the 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 period in excess of 48 hours. The term "serious injury" means any injury that requires the child to the child to seek the care of a physician or through a hospital emergency room or other emergency care facility.

6. Each party shall teach the children to give to the other that love and respect which is due a parent from his or her children. Neither party shall do or say anything to blacken the character of the other. 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.

7. Each party shall advise the other of any changes with respect to the address and phone of that party.

8. Neither party shall use illegal drugs, be under the influence of alcohol, or engage in any illegal criminal activity at any time when said party has the care and custody of the subject minor children. The parties are cautioned that recent medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in a closed automobile in which the children are being transported or in the bedroom of the children.

9. The parties are free to make additional 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 my mutual consent only, in the absence of which this Order shall govern.

BY THE COURT:
ANTHONY J. VARDARO, J.

November 6, 1997 FAXED Atty. DeVore, W. Keck,III

Record Continued on Page 485....

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1995

Rowley, Wallace, Keck
Karson & St. John
Warren r. Keck III

1172

BONITA L. SHUFFSTALL

VS.

LLOYD H. SHUFFSTALL

Filed Nov 9, 1995

Tax & Entry	pd	50.50
User's Fee	pd	5.00
State	pd	10.00
Adm Fee	pd	45.00

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE

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 11/9/95 . 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. 21, 1998 Motion Objecting To Dismissal of Case filed.

AS OF MAY 10, 2000 - ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

1995

Rene Heilman Johnson

1173

THOMAS F. PRATZ

VS.

MICHELLE M. PRATZ

Filed Nov 9, 1995 @ 12:59 PM

Tax & Entry	pd	80.50
User's Fee	pd	15.00
State	pd	10.00
Adm Fee	pd	45.00
Sheriff's Costs:		34.00
Pro Co	pd 4-11-96	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(a)(6) OF THE DIVORCE CODE
CUSTODY, EQUITABLE DISTRIBUTION
Issued Sheriff

Dec. 7, 1995 Sheriff's Return filed. Served Michell Pratz, on November 30, 1995 at 2:07 PM, personally, at Perkins Restaurant on the Conneaut Lake Rd., Meadville, Pa.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. STevens, Sheriff

Jan 19, 1996 Notice of presentation of Motion to Court Administrator, filed.

Jan 19, 1996 Petition to Establish Stipulation and Agareement as an Order of Custody and Order of January 19, 1996 approving Petition, filed.
Jan 19, 1996 dist to Johnson

Apr 4, 1996 Affidavit of Consent of Plaintiff, filed.

Apr 4, 1996 Affidavit of Consent of Defendant, filed.

Apr 4, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Plaintiff)

Apr 4, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Apr 4, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 22, 1996 AND NOW, April 16, 1996, it is ordered and decreed that THOMAS F. PRATZ, plaintiff, and MICHELLE M. PRATZ, 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.

April 22, 1996 ORDER filed. NOW, this 15th day of April, 1996, upon review of Plaintiff's Petition and the attached Stipulation and Agreement duly executed by the parties, it is
ORDERED AND ADJUDGED that the terms of the Stipulation and Agreement are entered as an Order of Court and incorporated into the Divorce Decree in this matter.

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

April 22, 1996 PETITION TO ESTABLISH STIPULATION AND AGREEMENT AS AN ORDER OF CUSTODY filed. AND NOW, this 15th day of April, 1996, by agreement of the parties, the Plaintiff, Thomas F. Pratz, and the Defendant, Michelle M. Pratz, are hereby awarded shared legal and physical custody of their minor children, Ellora S. and Connor S. Pratz, in accordance with the terms of the attached Stipulation.

BY THE COURT:
Gordon R. Miller, J.

274

1995

Northwestern Legal Serv.
R. Chrisopher Brode

1174

LISA McCRAY

VS.

DEAN McCRAY

Filed Nov 9, 1995 @ 12:59 PM

11-27-95
Pd Sheriff
#1584 29.00

Tax & Entry Pd 11-27-95 50.00
User's Fee Pd 11-27-95 5.00

Sheriff's Costs Pd 29.00
Pro Co Pd 11-27-95 5.00

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

ORDER: And now, this 9 day of November , 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 marital home pending further order of court. The Plaintiff shall have sole custody of the minor children pending further order of court. Marital home shall include house, real estate and shed on property.

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 violationof 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 November 16, 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.

Nov. 13, 1995 Sheriff's Return filed. SERVED Dean McCray personally on November 8, 1995 at 3:40 PM by handing him a copy of the Protection from Abuse at his residenct, R. D.#5, Box 875B, Meadville, Crawford County, PA.

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

Nov. 27, 1995 ORDER filed. AND NOW, November 16,1995,this matter is before the Court for a hearing on the Plaintiff's Petition for Relief under the Protectionfrom Abuse Act.

The plaintiff appears withcounsel and the defendant does not appear, but we received a call in chambers which has been verified that the defendant was in an automobile accident and is currently at the time of this hearing, in the Emergency Room of the Tistusville Hospital.

Based on that, this matter is CONTINUED until November 27, 1995, at 3:30 p.m., in Courtroom No. 1 or 2 of the Crawford County Courthouse.

The Order entered as a Temporary Abuse Orderof November 9, 1995,shall remain in full force and effect pending that hearing or other further Order of Court.

The plaintiff is unsure of the defendant's address at this time, but since heis at the Titusville Hospital and maybe a patient there, theProthonotary is DIRECTED to send his copy of the Order to him in care of the Titusville Hospital.

Finally, counsel for the plaintiff notes to the Court that the plaintiff has a bruise on her left cheek,which will apparently at the time of the hearing in this matter be testified tobytheplaintiff as having been caused bythe defendant. Counsel and the plaintiff are concerned that by November 27,1995 that bruise will no longer be visible and we note for the record for whichever judge hears this case onNovember 27, 1995,that we have looked at the plaintiff's cheek from a distance of about three feet this day and there does appear to be a bruise on her left cheeck which is visible.

A copy of this Order shall be ssent by the Prothonotary to the appropriate police agency and to Crawford County Control.

BY THE COURT,
Anthony J.Vardaro,Judge

11-27-95 Copy Brode, Faxed Pa.SPD &Co. Control

Nov. 30, 1995 Motion To Vacate Protection From Abuse Order filed.

Nov. 30, 1995 Order filed. AND NOW, this 28th day of November, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of November 9, 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 Countrol.

Any provisions of the Protection from Abuse Order of November 9, 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.

11-30-95 FAXED Brode, PASPD, Co. Control, mailed deft.

1995

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

1175

MARQUETTE SAVINGS BANK formerly MARQUETTE SAVINGS ASSOCIATION

VS.

CHARLES D. HUSSING and CYNTHIA L. HUSSING

Filed Nov 9, 1995 @ 12:59 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's costs	41.00
Pro Co pd 1-4-96	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
Issued Sheriff

Nov. 28, 1995 Sheriff's Return filed. SERVED Cynthia L. Hussing, personally, Nov. 21, 1995 at 9:25 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA.

SERVED Charles D. Hussing, Nov. 21, 1995 at 9:26 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA., by handing to Cynthia Hussing, Authorized Agent, Signed Acceptance of Service Attached.

So answers,

Carole L. Stefanucci, Deputy
Robert M. Stevens, Sheriff

And Now, January 3, 1995, upon praecipe of plaintiff attorney judgment has been entered against the Defendants, in the sum of Twelve Thousand Nine Hundred Ninety-seven and 38/100 Dollars, foreclosure of the mortgage, possession of the premises, with costs plus interest from October 1, 1995 at the rate of 9.5% for failure to file a pleading within twenty days of service of the complaint.

H - 33, 33

Debt: $12,997.38, plus interest & costs
JUDGMENT
Barbara H. King, Pro.

EX 1996 - 1

1995

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

1176

GREENVILLE SAVINGS BANK
formerly GREENVILLE SAVINGS AND LOAN ASSOCIATION

VS.

MICHAEL B. KRIBBS and
BARBARA J. KRIBBS

Filed Nov 9, 1995 @ 12:59 PM

Tax & Entry pd	50.50
User's fee pd	5.00
Sheriff's costs	41.00
Pro.Co. pd 1/10/96	9.00

COMPLAINT IN MORTGAGE FORECLOSURE
Issued Sheriff

Nov. 28, 1995 Sheriff's Return filed. SERVED Michael B. Kribbs, personally, Nov. 17, 1995 at 2:36 PM, at the Sheriff's Office, Crawford Co. Courthouse, Meadville, PA.

SERVED Barbara J. Kribbs, Nov. 17, 1995 at 2:37 PM, by handing to Michael B. Kribbs, Husband, at the Sheriff's Office, Crawford Co. Courthouse, Meadville, PA., signed acceptance of service attached.

So ansers,

Diane Brittain, Deputy
Robert M. Stevens, Sheriff

And Now, Jan. 5, 1996 Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the plaintiff and against the Defendants for failure to file a pleading within twenty days of service of the complaint and the same is liquidated at the sum of Thirty Two thousand Eight hundred Ninety-two and 65/100 Dollars, with costs plus interest.

K-114; K-24;
Entered 1-5-96
Charles J. Swick, Esq.
Notice to Defts.mailed
1-10-96

Debt $32,892.65
Int. from Oct.31, 1995 at 8.75%
Judgment
Barbara H. King
Prothonotary

EX 1996-4

1995

Peters, Lindsay,
Lewis & Hatheway
William f. Peters

1177

CRAIG AR. JOHNSTON

VS.

IDA M. JOHNSTON

Filed Nov 9, 1995 @ 3:55 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
State	pd	10.00
Adm Fee	pd	45.00
Pro Co.	pd 10/31/96	9.00

COMPLAINT IN DIVORCE
1 COPY ATTY

Nov. 29, 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 Plaintiff, Craig R. Johnston, and that as such I am authorized to make this verification; that I did on the 13th day of November, 1995, send to the above named Defendant, Ida M. Johnston, 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 20th day of November, 1995, receive a duly executed return receipt dated November 16, 1995.
William F. Peters, Esquire
Attorney for Plaintiff

May 10, 1996 Plaintiff's Affidavit of Consent filed.

May 10, 1996 Defendant's Affidavit of Consent filed.

Oct. 22, 1996, Acceptance of Service filed. I, Ida m. Johnston the above named dft, do hereby state that on or about the 16th day1995 I received a true and correct copy of the divorce complaint I also hereby state that I received same as of Nov. 16, 1996.
10/16/96 Ida M. Johnston.

Oct. 22, 1996, Waiver of Notice of Intention to Request Entry of Divorce (plff) filed.

October 24, 1996 Upon Praecipe of plaintiff attorney for Review under Section 3301(c) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

Nov. 8, 1996 AND NOW, November 8, 1996, it is ordered and decreed that CRAIG R. JOHNSTON, plaintiff, and IDA M. JOHNSTON, 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, J.

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

1178

PATRICIA I. KISER

vs.

RANDY D. KISER

Filed Nov 13,1995 @ 10:30 AM

Tax & Entry	pd	65.50
User's Fee	pd	10.00
State	pd	10.00
Adm Fee	pd	45.00
Master Fee 11-9-96		250.00
Pro Pd 1/8/98		9.00
Pro Co	pd 1-30-98	5.00

11-20-97 Refd Master Fee from Deft 50°

Paid Lorraine Dallas $50.00 Ck 14522

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy atty

April 18, 1996 MEMORANDUM AND ORDER filed. We heard this matter involving alimony pendente lite and support March 8, 1996, and by agreement of the parties, the support action was discontinued to the end that an alimony pendente lite order would be entered by the Court in this matter.

We directed the parties to forward to the Court copies of their 1995 W-2 Forms and copies of pay stubs to the date of the hearing to the end that the Court would have some basis for entry of an alimony pendente lite order.

To this date, this Court has not received the requested evidence noted aforesaid and we are uncertain as to the present status of this case.

ACCORDINGLY, within ten (10) days of the filing of this Order, the Court directs the parties to file the aforesaid information with the Court in order that we have some basis upon which to enter an alimony pendente lite order.

BY THE COURT:
P. Richard Thomas, J.

April 18, 1996 Distributed Atty. Thomas and Irwin.

May 6, 1996 Aliminy Pendente Lite MEMORANDUM AND ORDER filed. ORDER: AND NOW, May 3, 1996 on the info submitted tot he court, the court hereby awards alimony pendente lite to the plff. wife in the amount of $200 per month commencing Mar. 8, 1996. Payment due for the month of Mar. shall be $154 and 200 each and every month thereafter. The Mar. payment shall be paid within five (5) days of the filing of this order, the April payment shall be made on or before May 17, 1996, and the May payment on or before May 31, 1996. Monthly payments for June and every month thereafter shall be paid on or before the 15 day of each month.

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

5/6/96 dist. to Thomas and Irwin.

May 10, 1996 SUPPLEMENTAL ORDER filed. AND NOW, May 8, 1996, counsel for defendant requests the Court to set a time limitation on the alimony pendente lite Order entered May 3, 1996. After consultation with counsel for Plaintiff, the Court directs that alimony pendente payments shall run through the month of September 1996 and will only be extended beyond said date upon a showing of good cause upon petition and after hearing.

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

DISTRIBUTED 5-10-96 Thomas & Irwin

May 28, 1996 Waiver of Notice Of Intention To Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code of defendant filed.

May 28, 1996 Affidavit of Consent of Defendant filed.

June 28, 1996 Petition to Adjudicate Defendant in Contempt and for Imposition of Sanctions and ORDER filed. AND NOW, this 28 day of June, 1996, upon presentation and consideration of the within Petition, a Rule is granted upon the Defendant to show cause, if any he has, why the relief requested in the aforesaid Petition should not be granted.

Returnable and for hearing on the 30th day of July, 1996 at 1:30 o.clock P.M. in Court Room No. 1 of the Crawford County Court House, Meadville, Pennsylvania.

A copy of this Petition and Order shall be served upon the Defendant by Certified Mail and upon his counsel, James R. Irwin, Esquire, by regular mail.

Defendant is warned that if he fails to appear at the time scheduled for hearing without cause the hearing may be held in his absence which may result in the Defendant being adjudicated in contempt of Court and appropriate sanctions imposed upon him.

BY THE COURT,
Gordon R. Miller, J.
6-28-96 FAXED Irwin. DISTRIBUTED Thomas

June 28, 1996 Affidavit of Consent by Plaintiff filed.

Aug. 1, 1996 Order filed. AND NOW, July 30, 1996 at a contempt hearing, the Court is satisfied that there was a valid Court Order obligating the defendant to make alimony payments in the amount of $154 for March and $200 per month for the months of April through September, 1996. The defendant apparently paid his first check of $377 late. The next check was for $377, but was marked "Balance in Full," and was dated July 19, 1996. He apparently wrote a check for $200 after that, but it was postdated to some time in August, but it was delivered on July 29, 1996.

Plaintiff's counsel would not permit her to cash the $377 check because of the memorandum on the check. We agree with that. That could amount to an accord and satisfaction.

THEREFORE, the defendant's payments have all been late and he is in contempt of court for having paid late.

At this hearing, the defendant has written a new check for $200 to take the place of the check that was delivered on July 29 and to place a current date on it rather than a postedated date. If that check is good, and if the check for $377 is good, then the defendant will be up to date through July 1996, although late.

ACCORDINGLY, it is ORDERED as follows:

1. The defendant is held in contempt of court for late payment in the manner aforesaid. As punishment, he shall pay R. Charles Thoman $150 to cover Mr. Thomas's expenses in this matter. Said amount shall be paid to Mr. Thomas no later August 31,1996.

2. The defendant shall make all future payments on or before the 15th day of each month when they are due. If he complies with the alimony Order and this Order, the contempt proceedings will be dissolved without any further action on the part of any party. If he fails to comply with the alimony Order, and is held in ocntempt of court a second time, the Court has a right to punish him by fining him up to $1,000 or confining him up to 6 months, or both.

3. The plaintiff may cash the check for $377, which is marked "Balance in Full" without fear that it is an accord and satisfaction. That is not a balance in full and by her cashing the check, she is not accepting it as payment in full.

BY THE COURT,
Gordon R. Miller, PJ

8-1-96 DISTRIBUTED Thomas. 8-6-96 MAILED Deft.

Continued Pg. 278-A

Patricia I. Kiser

vs.

Randy D. Kiser

Record continued from page 278

of record

A.D. 1995 - 1178

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*** Sept. 18, 1996 Order filed. AND September 17, 1996, the defendant's Motion for the Appointment of a Master in Divorce is denied for the following reasons:

1. The defendant has filed this motion pro se and is represented by counsel of record. All motions or petitions on behalf of this defendant must be filed by counsel until counsel has properly withdrawn his appearance and representation of record.
2. The file does not contain a proper return of service.
3. There is a claim for equitable distribution and each party must file inventory as required by the Rule 1920.33. That has not been done.
4. The vital statistics report as rrequired by Pa.R.C.P. 1920.46 has not been filed.
5. The motion for the appointment of a master in Divorce is not completed. There are a great number of blanks that have not been filled in at all.

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

9-18-96 Faxed Thomas & Irwin

*** Sept. 9, 1996 Motion For Appointment of Master in Divorce filed.

Nov. 6, 1996 Motion for Leave to Withdraw Appearance by James R. Irwin and Order filed. AND NOW, this 4th day of November, 1996, the Motion for Leave to Withdraw Appearance in the above captioned custody action is granted.
Gordon R. Miller, J.
11-7-96 FAXED Irwin & Thomas

Nov. 19, 1996, Inventory of Patricia I. Kiser filed.

Nov. 19, 1996, Income and Expense Statement of plaintiff filed.

Nov. 26, 1996 Petition for Special Relief by Plaintiff and Order filed. AND NOW, this 25th day of November, 1996, upon presentation and consideration of the foregoing Petition, a Rule is granted upon the Defendant to show cause, if any he has, why the relief requested in the aforesaid Petition should not be granted.

RULE RETURNABLE for hearing and/or argument on the 31st day of December, 1996, at 10:30 O'clock A.M. in Courtroom No. 2, Crawford County Courthouse, Meadville, Pennsylvania.

A copy of this Petition and Order shall be served upon the Defendant by Certified Mail and also by regular mail.
BY THE COURT:
Gordon R. Miller, J.

Jan. 30, 1997 Inventory of Randy D. Kiser, Defendant filed.

Aug 7, 1997 Request for Master's Hearing, filed.

Aug 7, 1997 Income and Expense Statement of Defendant, filed.

Aug 7, 1997 Motion For Appointment of Master Hearing and Order: AND NOW, August 8, 1997, David Pickens Esquire is appointed Master in respect to the following claims: Divorce, Equitable Distribution, Counsel Fees & Expenses.

If not filed already the parties are ordered to file their prehearing statements within twenty (20) days from this date.
Gordon R. Miller, P.J.
Aug 11, 1997 mailed Dft and Faxed Thomas & Pickens

Sept. 10, 1997 Notice of Scheduled Pre-Hearing Conference filed.

Sept. 12, 1997 Notice of Scheduled Master's Hearing filed.

Sept. 12, 1997, Summary of Pre-Hearing Conference and Scheduling order filed. (master,s hearing 12/4/97)

Dec 15, 1997 Notice of filing of masters report filed.

Dec. 15, 1997 Transcript of Master's Hearing filed.

Dec. 15, 1997 Master's Report and Recoommendation filed.

Jan. 8, 1998 Upon praecipe of defendant, this case moved to court.

DIVORCE DECREE FILED

January 22, 1998 AND NOW, January 21, 1998, it is Ordered, adjudged and decreed as follows:

1. The parties hereto are divorced from the bonds of matrimony.
2. The parties property and debt will be distributed in accordance with the terms, conditions and provisions of the attached transcription of their settlement agreement and the same is incorporated herein as if set forth in full. To the extent not provided for in the agreement, claims for alimony, alimony pendente lite, counsel fees, and costs not provided for in the agreement are waived.
3. The parties will execute any and all documents necessary to effectuate this agreement and otherwise cooperate in accordance with the terms of the agreement.
4. The master's fee is covered by the deposit previously paid by Husband. Husband's deposit for stenographic fees shall be refunded to him. Wife is directed to pay $53.50 to the Prothonotary forthwith to cover remaining stenographic fees.
5. The prothonotary is directed to pay the reporter's fee of $103.50, once the $53.50 is received from Wife, to Lorraine Dallas, 820 Ravine St., Meadville, PA 16335.
6. 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 economci claims remain pending.
7. A certified copy of this decree may be provided to either party only after payment of all costs due hereunder, including master's fees, reporter's fees and fees otherwise due the Prothonotary.

BY THE COURT:
Anthony J. Vardaro, J.

Jan 30, 1998 Notice of Intention to Retake Prior Name: **Patricia I. Kiser** To Be Known As: **Patricia I. Ervin.**

June 12, 1998 Master's Hearing Court Reporter Bill filed.

1995

Joseph F. Kulwicki, III

1179

Culbertson, Weiss,
Schetroma & Schug PC
E. Max Weiss
for Dft P.J. Belden

SANDRA L. BELDEN

VS.

PERRY J. BELDEN and
MICHELLE G. ALLEN

Filed Nov 13, 1995 @ 11:40 AM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Pro.Co.	pd 12/11/95	6.00
Sheriff's Costs		34.00
Pro pd.	4/16/97	6.00
pro pd	4/16/97	1.00

PRAECIPE FOR WRIT OF SUMMONS
Issued Atty

Dec. 11, 1995 Upon Praecipe of Joseph F. Kulwicki, III, Esquire Attorney for Plaintiff this case is marked settled and discontinued as to Michelle G.Allen, Only, filed.

Dec 12, 1995 Appearance of Culbertson, Weiss, Schetroma and Schug, P.C. by E. Max Weiss, Esquire, for Defendant Perry J. Belden.

Dec 14, 1995 SHERIFF'S RETURN, filed. Served Perry J. Belden, personally, on Nov 22, 1995 at 11:15 AM, at the Sheriff's Office, Crawford County Court House Meadville, PA.
So answers, Barbara J. Reagle, Deputy
Robert M. Stevens, Sheriff

April 2, 1997, UPon praecipe of plaintiff attorney, the above captioned case is hereby settled and discontinued against Perry J. Belden, of record.

280

1995

Barbara J. Walton

1180

SHAWNEE L. PITTS

VS.

MICHAEL A PITTS

Filed Nov 13, 1995 @ 2:20 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro Pd 5/2/96	9.00

COMPLAINT IN DIVORCE
1 copy atty

Nov 21, 1995 Affidavit of Service, filed. And Now, November 21, 1995 comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section 3301 (c) was mailed to the Defendant via Certified Mail, return receipt on November 17, 1995.

2. That the Defendant signed the return card on November 20, 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. Z410908196) 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. Section 4904, relating to unsworn falsification to authorities.

March 6, 1996 Affidavit of Consent of plaintiff filed.

March 6, 1996 Waiver of Notice of Intention to Request Entry of Divorce decree Under Section 3301(c) of the Divorce Code,filed.

April 25, 1996, Affidavit of Consent to Divorce filed.

April 25, 1996, upon praecipe to plaintiff attorney, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

May 7, 1996 AND NOW, this 2nd day of May, 1996, 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 SHAWNEE L. PITTS, Plaintiff, and MICHAEL A. PITTS, 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

George A. Miller

1181

AMERICAN EXPRESS TRAVEL RELATED SERVICES COMPANY, INC., a New York Corp.

VS.

MICHAEL KALUSTIAN

Filed Nov 13, 1995 @ 11:50 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	29.00
Pro Co pd 1-2-96	9.00

COMPLAINT IN CIVIL ACTION
Issued Sheriff

Nov 27, 1995 SHERIFF'S RETURN, filed. SERVED Michael Kalustian,personally, on November 16, 1995 at 11:00 AM, at his residence, 391 Edgewood Drive, Meadville, PA
So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

And Now, December 28, 1995, upon praecipe of plaintiff attorney judgment has been entered against the Defendant in the amount of Eleven Thousand Two Hundred Fifty and oo/100 Dollars, plus costs and interest from 12/26/95, the Defendant having failed to file an Answer to the Complaint
K - 111 Debt: $11,250.00 plus costs and interest
JUDGMENT
Barbara H. King, Pro.
Jan 2, 1996 Notice of entry of Judgment sent Dft.

1995

Richard T. Ruth	IN RE: APPEAL OF HEATREX, INC.	ASSESSMENT APPEAL 1 copy atty
1182	VS.	Nov 27, 1995 Affidavit of Service of a copy of the Assessment Appeal to Fred Wagner, Patricia Smith and Solicitor, filed. Nov. 29,1995 Certificate of Mailing Assessment Appeal to Richard T. Ruth, Esq., William Shelvey,Crawford Central School District; Judy Mona, Secretary, West Mead Township, filed.
	CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS	Nov. 29, 1995 Asnwer to Assessment Appeal filed.
	Filed Nov. 13, 1995 @ 11:50 AM Tax & Entry pd 50.50 User's fee pd 5.00	July 10, 1996 Stipulation and consent Order and ORDER filed. AND NOW, this 9 day of July, 1996, upon consideration of the within Stipulation, the same is hereby entered as an Order of this court. The Chief Assor Joseph J. Galbo, III, is directed to make the appropriated adjustments to the assessment records and take whatever further action is required in order to effectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessitate. BY THE COURT: Anthony J. Vardaro, J. 7-10-96 DISTRIBUTED Johnson & Ruth.

1995

Richard T. Ruth

1183

John Spataro
Karen Johnson
solicitor

IN RE: APPEAL OF KEYSTONE HONING, INC.

VS.

CRAWFORD COUNTY BOARD OF ASSESSMENT APPEAL

Filed Nov 13, 1995 @ 11:51 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Pro	Pd 5-6-97	5.00

ASSESSMENT APPEAL
1 copy atty

Nov 27, 1995 Affidavit of Service of a copy of the Assessment Appeal to Fred Wagner, J.D. Waychoff and Solicitor, filed.

Nov. 29, 1995 Certificate of Mailing of Assessment Appeal to Richard T. Ruth,Esq., Titusville Area School District,City of Titusville filed.

Nov. 29, 1995 Answer to Assessment Appeal filed.

Feb. 4, 1997 Acceptance of Service filed. I hereby accept a true and correct copy of the Action of Declaratory Injunctive and Monetary Judgment filed in the above matter. I have authority to accept service.
Date: 1/30/97 Karen S. Johnson

Feb. 3, 1997 Action for Declaratory Injunctive and Monetary Judgment, filed.

Feb. 21, 1997 Preliminary Objections by Defendant filed.

Mar 6, 1997 Praecipe for Argument List, filed.

ON ARGUMENT LIST FOR April 1997

May 23, 1997, STIPULATION AND CONSENT ORDER filed.

ORDER: AND NOW, this 22 day of May 1997 upon consideration of the with Stip. and Order the same is hereby entered as an order of this court. The Ch. Assessor, Joseph J. Galbo, III is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this order. All taxing bodies are directed to make any refunds tothe taxpayer that this valuation maynecessitate. This suit is settled, discontinued and ended with prejudice and costs paid. by the court,
Gordon R. Miller, J.
5/27/97 mailed to Ruth, Dist. to Johnson and faxed to Spataro - copy to Assessor Galbo

1995

1184

R. Christopher Borde

PENN LAKE VILLAGE
PAUL R. KURT

VS.

DAN KOCHES
HEIDI KOCHES (MCWILLIAMS)

Filed Nov 13, 1995 @ 4:00 PM

Tax & Entry	50.25
User's Fee	5.00

NOTICE OF APPEAL OF DISTRICT JUSTICE JUDGMENT
of Hubert E. Vogan District 30-3-02

Nov 13, 1995 Praecipe to Proceed In Forma Pauperis, filed.

Nov. 15, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

And Now, Dec. 6, 1995 at 1:00 PM upon Praecipe of R. Christopher Brode,Esq.,Attorney for Defendant, judgment of Non Pros is hereby entered against the plaintiff for failure to file complaint.
P-183;K-134;

Judgment of Non Pros
Barbara H.King
Prothonotary

1995

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

1185

SEARS, ROEBUCK AND COMPANY
800 Millcreek Mall
Erie, Pennsylvania

VS.

RICK RICHARDS and
SHARON RICHARDS

Filed Nov 14,1995 @ 11:45 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's costs	41.00
Pro.Co. pd 1/10/96	9.00
Pro Co pd 10-15-97	6.00

COMPLAINT IN CIVIL ACTION
Issued Sheriff

Nov. 28, 1995 Sheriff's Return filed. SERVED Richard L. Richards, personally, November 27, 1995 at 9:59 AM, at the Sheriff's Office, Crawford Co., Courthouse, Meadville, PA.
SERVED Sharon Richard, November 27, 1995 at 10:00 AM, at the Sheriff's Office, by handing to Richard L. Richards, Authorized Agent, signed acceptance of service attached.
So answers,

Carole L. Stefanucci, Deputy
Robert M. Stevens, Sheriff

And Now, Jan. 5, 1996 upon praecipe of Plaintiff's Attorney, with notice of Intention to file Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the Defendants for want of an answer and the same is liquidated at the sum of Three Thousand three hundred forty-one and 12/100 Dollars, plus interst at the rate of 1.50% per month from September,1995,and costs of the action.
R-144; R-154;
Entered on 1-5-96
Kenneth G.Vasil, Esq.

Debt $3,341.12
Int. from Sept. 1995 at 1.50% per mo.
Judgment
Barbara H. King
Prothonotary

Oct 2, 1997 Upon praecipe of plaintiff attorney the above matter is marked satisfied of record.

1995

John P. Gagliotti

1186

BRIAN M. HIGHLANDER

VS.

DEBRA D. HIGHLANDER

Filed Nov 14, 1995 @ 12:37 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro.Co. pd 3/27/96	9.00

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

Mar 6, 1996 Affidavit of Consent of Defendant, filed.

Mar 6, 1996 Affidavit of Consent of Plaintiff, filed.

Mar 6, 1996 Notice of Intention to Request Entry of Divorce Decree, filed.

Mar. 25, 1996 Upon Praecipe of John P.Gagliotti,Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Apr 3, 1996 Order of March 29, 1996: This divorde 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)1 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). Wrong notice sent as Defendant is not represented by counsel.

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. Anthony J. Vardaro, J.
Apr 3, 1996 Faxed Gagliotti

Apr. 17, 1996 Upon Praecipe of John P. Gagliotti, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court, and Notice of Intention to Request Entry of Divorce Decree filed.

April 25, 1996, ORDER filed. This divorce matter has been referred to court - court is returning the matter to the Prothonotary. A final decree will not be entered because:

Pursuant to Pa. R.C.P. 1920.42(d)1 no notice of intention to req. entry of divorce decree under 3301(c) as required effective Jan. 1, 1996 has been filed and there has not been a waiver of that notice pursuant to Pa. R.C.P 1920.42(e). Wrong notice sent as dft. is not represented by counse.

Either party may file a praecipe to refer the matter back to court when the record in is such a state that the parties are entitled to a final decree. BY THE COURT,

Anthony J. Vardaro, J.

4/24/96 faxed to Gagliotti.

May 7, 1996, Upon praecipe of plaintiff attorney, to refer matter to the court, with waiver of Notice of Intention attached, this case resubmitted tot he court.

DIVORCE DECREE FILED

May 14, 1996 AND NOW, May 13, 1996, it is hereby ordered and decreed that BRIAN M. HIGHLANDER, Plaintiff, and DEBRA D. HIGHLANDER, 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
Edward J. Hatheway

1187

Thomas Dana Watson

DAVID CHETOKA

VS.

JAMES HAZEN

Filed Nov 14, 1995

Tax & Entry pd	50.50
User's Fee pd	5.00
Pro Co	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

Nov.14, 1995 Petition for Protection From Abuse and Notice to Defend filed.

Nov. 30, 1995 Temporary Abuse Order filed. And Now, this 28th day of November, 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 .

2. Special conditions: The defendant shall not contact the plaintiff in any way. The defendant shall not go to the plaintiff's 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 departme 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 December 5, 1995, at 3:30 p.m., inCourtroom 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.

11-30-95 Faxed Hatheway, Pa.SPD & Co.Control. 12-1-95 mailed copy to Deft.

Dec. 8, 1995 ORDER filed. AND NOW, December 5, 1995, this abuse matter is before the Court and the Court finds it is a collateral proceeding to an abuse action at 1995 - 1123, in which the defendant James Hazen in this case, was the plaintiff in a similar abuse case.

After informal input from the parties and counsel, the Court finds justice does not require a relitigation of the proceeding at 1995 - 1123, to the end that we meet the request of the son-in-law plaintiff that guns be removed from the possession and residence of his father-in-law James Hazen.

James Hazen's counsel advises that the guns in question have now been turned over to a son who lives at another residence. The Court notes that there apparently is animosity between the father and his daughter Sandy Chetoka, and that the families do not get along at this time.

The Court declines to hold a hearing on this matter in view of the fact that James Hazen has advised the Court that he has turned any firearms in his possession over to his son who live sat another residence.

ACCORDINGLY, James Hazen agarees that he will not call the residence of his son-in-law and daugahter for any purpose and agrees he will not go to their home unless specifically invited to do so.

Mr. Hazen is advised that if he makes threats or uses the telephone in violation of this agareement, that criminal harassment charges could be filed against him. He assures the Court that he has no desire to contact his daughter and son-in-law nor threaten them in any fashion.

ACCORDINGLY, the Petition in this case is DISMISSED without hearing and the Court DIRECTS the County to pay the costs in this case.

The Court advises both parties that they should not in any fashion attempt to annoy, harass or threaten each other; and in the event this occurs, the Court recommends that criminal charges be filed instead of a civil abuse petition.

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

Dec 8, 1995 Faxed PaSPD, Co Control, given Watson & Hatheway

1995

Elissa M. Stuttler

1188

ROSEANN N. McCANDLESS

VS.

MICHAEL K. McCANDLESS

Filed Nov 14, 1995 @ 3:51 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro Pd 5/22/98	9.00

COMPLAINT IN DIVORCE
2 copies atty

February 13, 1998 AFFIDAVIT OF CONSENT OF PLAINTIFF FILED.

February 13, 1998 WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF DIVORCE DECREE UNDER § 3301(c) OF THE DIVORCE CODE FILED. (PLTF)

February 13, 1998 WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A DIVORCE DECREE UNDER §3301(c) OF THE DIVORCE CODE FILED. (Deft)

February 13, 1998 AFFIDAVIT OF CONSENT FILED. (DEFT)

February 13, 1998 AFFIDAVIT OF SERVICE FILED. I, Mary E. Stewart, secretary to Elissa M. Stuttler, Esq. attorney for Plaintiff, Roseann N. McCandless, do depose and say that on October 6, 1995, I mailed by certified mail to the Defendant, Michael K. McCandless, a certified copy of the Complaint in Divorce filed in the above-captioned case with the Court of Common Pleas of Crawford County Pennsylvania. The return receipt was signed by the Defendant on October 7, 1995, and is attached hereto as Exhibit A.
Mary E. Stewart

May 22, 1998 Upon praecipe of plaintiff atty, to transmit the record, this case moved tocourt.

DIVORCE DECREE FILED

June 25, 1998 AND NOW, June 23, 1998, it is ordered and decreed that ROSEANN N. MCCANDLESS, Plaintiff and MICHAEL K. MCCANDLESS, Defendant, are divorced from the bond 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.

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, P.J.

1995

Thomas, Truax,
Spadafore & Walker
William L. Walker

1189

NORTH AND SOUTH SHENANGO
JOINT MUNICIPAL AUTHORITY

VS.

HOWARD MOORE and
GERALDINE T. MOORE

Filed Nov. 14, 1995 @ 4:05 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Sheriff's Costs		52.00
Pros Office	Pd.	9.00

COMPLAINT IN CIVIL ACTION
Issued Sheriff

Dec. 19, 1995 Sheriff's Return filed. Served, Howard and Geraldine Moore, by certified mail on 11-16-95, as per signed receipt attached.
So answers, Robert M. Stevens, Sheriff

Jan. 17, 1996 Motion to Amend Complaint and ORDER filed. (see papers filed).
BY THE COURT:
Anthony J. Vardaro, J.
Jan. 17, 1996 FAXED Atty. Walker, mailed deft.

March 13, 1996 Certificate of Service filed. I certify that a true and correct copy of the Amended Complaint and Court Order was attempted to be served upon Howard and Geraldine T. Moore by certified mail but was unclaimed by them. The Complaint and Court Order was then served, consistent with the Court's Order, upon Defendants at their address of 10330 Bernard, Cleveland, OH 44111, by U.S first class mail, postage prepaid.
William L. Walker, Esq.

May 10, 1996 PRAECIPE FOR DEFAULT JUDGMENT filed.

(SEE COMPUTER OR PAPERS FILED FOR INFORMATION)

1995

Thomas, Truax,
Spadafore & Walker
William L. Walker

1190

NORTH AND SOUTH SHENANGO
JOINT MUNICIPAL AUTHORITY

VS.

ROCCO MARTINO and
DIANE MARTINO

Filed Nov 14, 1995 @ 4:05 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Sheriff's Costs		95.25
Pro Co. pd 3/12/96		9.00
Pro.Co. pd 4/10/96 (Exemp. of Record)		10.00
Pro Co pd 2-24-98		5.00

COMPLAINT IN CIVIL ACTION
Issued Sheriff

Dec. 29, 1995 Sheriff's Return filed. SERVED the wtihin Complaint on 11/24, 1995, at 2:05 P.M., upon Rocco Martino at above by handing to Mrs. Martino, wife a true and correct copy thereof and made known to the contents therein.
So answers, Eugene Coon, Sheriff
I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Complaint according to law.
Robert M. Stevens, Sheriff
SERVED the within Complaint on 11-24, 1995, at 2:05 P.M., upon Diane Martino at above by handing to her a true and correct copy thereof and made known to the contents therein.
So answers Eugene Coon, Sheriff
I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the wtihin Complaint according to law.
Robert M. Stevens,
SERVED both Defendants, Rocco Martino and Diane Martino, by deputizing the Sheriff of Allegheny County, PA, as per his Affidavits of Servce attached. Served on November 24, 1995 at 150 Universal Road, Pittsburgh, PA 15235.
So answers, Robert M. Stevens, Sheriff

Jan. 17, 1996 Motion To Amend Complaint and ORDER filed. (see papers filed).
BY THE COURT:
Anthony J. Vardaro, J.

Jan. 17, 1996 FAXED Atty. Walker, mailed deft.

Jan. 22, 1996 Certificate Of Service filed. I certify that a true and correct copy of the Amended Complaint was served upon Defendants, Rocco Martino and Diane Martino, at their addess of 150 Universal Rd., Pgh., PA 15235, by certified mail, return receipt attached hereto.
Respectfully Submitted:
William L. Walker, Esq.

March 6, 1996, 3:16 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:

Judgment Amount $1,193.56
together with interest.

M-144,44
Judgment entered -
3/6/96.

Debt $ 1,193.56
Judgment
Barbara H. King, Pro.

E4/1997-91

Feb 20, 1998 This Judgment satisfied (see paper filed).

1995

Barbara J. Walton

1191

Plf. pd $150.00 deposit

12-18-95 Pd Plff 141.00
9431

SUE A. KNIGHT

VS.

SHELLE FARLEY

Filed Nov 15, 1995 @ 10:50 AM

Tax & Entry pd 50.00
User's Fee pd 5.00
John Fuller, Mediator 900
Pro Bo Pd 12-19-95

COMPLAINT FOR VISITATION/TEMPORARY CUSTODY
REQUEST FOR MEDIATION
2 copies atty

ORDER: You, SHELLE FARLEY , have been sued in Court to obtain custody of STEPHANIE LYNN AND SARAH ANN FARLEy.

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) 333-7498

Date: November 14, 1995 Gordon R. Miller, P.J.
Nov 15, 1995 Faxed Fuller Walton

Nov 21, 1995 Affidavit of Service, filed. And Now, November 20, 1995, comes Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Custody with a Request to Appoint a Custody Mediator, was mailed to the Defendant via Certified Mail, return receipt on November 17, 1995.

2. That the Defendant signed the return card on November 18, 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. Z410908195) attached hereto as Exhibit "A".

I VERFIY that the statements made is 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.

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

I. Legal custody of Stephanie Lynn Farley and Sarah Ann Farley shall be with the mother, the defendant herein.

II. Physical custody of Stephanie Lynn Farley and Sarah Ann Farley shall be with their mother, subject to the following conditions:

A. The grandmother, Sue A. Knight, shall be entitled to visit the children every other Saturday from 10:00 o'clock a.m. to 3:00 o'clock p.m. at the home of the mother, beginning December 23, 1995.

B. Neither mother nor grandmother shall say or do anything in an attempt to turn the children against either parent or grandmother, 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 and grandmother.

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

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. This order is entered without prejudice to the right of either party to request a further mediation conference at anytime after June 15, 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 the custody order.

Anthony J. Vardaro, J.

12-15-95 FAXED Walton, Brode-Fuller.

1995

pro se	DONALD JAMES STALLARD	COMPLAINT IN DIVORCE UNDER SECTION 3301(c) 1 copy Plaintiff
1192	VS.	Nov 16, 1995 Appearance, Conssent, and Waiver and SERVICE, filed. ADMISSION. I have received a copy of the Complaint which was filed in this cause and I have read and understand it and admit all of the allegations contained in it. Nov 16, 1995 Declaration under the Uniform Child Custody Jurisdiction Act, filed.
pro se	CHRISTINE WALLS STALLARD	Feb. 20, 1996 Affidavit of Consent by Christine W.Stallard,Defendant, filed. Feb. 20, 1996 Affidavit of Consent by Donald J.Stallard,Plaintiff, filed.
	Filed Nov. 15, 1995 @ 1:40 PM Tax & Entry pd 50.50 User's Fee pd 5.00 State pd 10.00 Adm Fee pd 45.00 Pro.Co. pd 2/20/96 9.00	Feb.20, 1996 Waiverof Notice of Intentionto Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code by Donald J.Stallard, Plaintiff, filed. Feb. 20, 1996 Upon Praecipe of Donald James Stallard, Plaintiff to transmit record,Case Moved to Court. Feb 29, 1996 Order of February 26, 1996. 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 ofrm set forth in Rule 1920.72(c). Feb 29, 1996 mailed Plf

Apr 4, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

Apr 4, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 11, 1996 AND NOW, April 10, 1996, it is ordered and decreed that DONALD JAMES STALLARD, plaintiff, and CHRISTINE WALLS STALLARD, 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

Rosen, Rosen & Bloom
Bruce t. Rosen

1193

Mary Ann Kirkpatrick

Plf. pd $150.00 Dep.

4-29-96 Pd Co #9772 141.00

3-28-96 Rec'd from deft - med fee 99.00

5-15-96 Pd Co #10019 99.00

RICHARD A. MOTTER

VS.

KIMBERLY S. MOTTER

Filed Nov 15, 1995 @ 1:42 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
John Spataro, Mediator	240.00
Pro Co Pd 2-12-96	9.00

COMPLAINT FOR CUSTODY
1 copy atty

ORDER: You, KIMBERLY S. MOTTER have been sued in Court to obtain custody, partial custody,or visitation reigahts of Ashley Lynn Motter and Scott Allen Motter.

John Spataro, Esquire, is appointed Mediator for the purpose of conducting a conference with respect to the issues raised in the Complaint. The Mediator shall conduct sucah a conference and shall report to the Court as to whether or not the issues raised in the Complaint are capable of resolution by agreement between the parties. The Mediator shall confer with the parties and make evry effort to achieve negotiated resolutions of the issues raised in the Complaint. No testimony will be taken at the mediation conference. The parties should bring with them any relevant expert reports. If no such resolution can be achieved, the Mediataor shall so report to the Court. He shall also submit an interim proposed Order which shall include a hearing date before the Court.

You are ordered to appear for the mediation conference whtich has been fixed for, to be set by Mediator.

If you fail to appear as provided in this Order or to bring the child or children, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.

YOU SHOULD TAKE THIS 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, Court House, Meadville, PA 16335,
(814) 336-1151, ext. 298 BY THE COURT,
Date: November 14, 1995 Gordon R. Miller, P.J.
Nov 15, 1995 Faxed Spataro & Rosen

Nov. 29, 1995 **APPEARANCE** filed. AND NOW, November 28, 1995, comes Mary Ann Kirkpatrick, Esq. and appears on behalf of the Defendant in the above case.
By: Mary Ann Kirkpatrick, Esq.
Attorney for Defendant

Jan 25, 1996 Custody Order of January 19,1996, filed. Costs and fees of this Mediation which are fixed at $240.00 (60.00 x 4 hrs.) and the $9.00 Court Order filing fee are to be paid as follows:

a) The father has paid the $150.00 deposit for the appointment of the child custody mediator. The entirety of said amount shall be applied toward the mediation fees and costs.

b) The balance of $99.00 shall be paid by the mother to the Prothonotary of Crawford County and payable within thirty (30) days of the date of this Order.

Jan 26, 1996 Faxed Spataro, Bruce Rosen & Kirkpatrick
Jan 31, 1996 copy to Plf & Dft

Feb 20, 1996 Motion To Request De Novo Hearing and Order: AND NOW , this 16 day of February, 1996, upon entry of MOTION TO REQUEST DE NOVO HEARING, hearing in the above captioned matter shall be convened on March 25, 1996 at 9:15 A.M. in Crawford County Court House, Meadville, Pa. in Courtroom 1 or 2.
Feb 20, 1996 Faxed Rosen
Feb. 23, 1996 Faxed Kirkpatrick & Spataro

Mar. 14,1996 Proof ofService filed. I certify that the attached Notice to Produce was served on the attorney of record for the Plaintiff in the above case, Bruce Rosen, Esq., by first class mail on March 12, 1996.
DATE: 3-12-96 Mary Ann Kirkpatrick,Esq.

Mar. 25, 1996 Motion to Cancel Hearing and ORDER OF COURT filed. AND NOW, this 25 day of March, 1996,it is hereby ORDERED AND DECREED that hearing in this matter scheduled for March 25, 1996 at 9:15 a.m. be cancelled.
Anthony J. Vardaro,Judge
3-26-96 Faxed Bruce Rosen & M.Kirkpatrick

July 16, 1996 Stipulation/Order filed. Now, this 16th day of July, 1996, pursuant to STIPULATION of parties hereto, it is ORDERED AND DECREED as follows:

1. The parties shall share the physical and legal custody ofthe parties' minor children, to-wit: ASHLEY LYNN MOTTER, born September 20, 1984 and SCOTT ALLEN MOTTER, born January 4, 1988, as follows:

A. on an alternating weekly basis commencing Sunday, March 24, 1996, at 7:00 o'cloc p.m. the subject children shall primarily reside with Plaintiff/father; Plaintiff/father shall deliver the children into the primary custody of Defendant/mother on the following Sunday at 7:00 o'clock p.m. and the parties shall continue to alternate said primary custody of said children on a week to week basis thereafter.

B. Plaintiff/father and Defendant/mother shall share all legal holidays ina manner mutually agreeable to them.

2. Each party shall keep the other informed of the children's progress in school, any medical problems, or of special events in children's lives.

3. In the event that the parties are unable to agree on periods of partial custody or shall desire to make substantial changes to their agreement, either party shall be permitted to petition this Honorable Court or court of jurisdiction for amendment thereto. Gordon R. Miller, J

July 16, 1996 Faxed Kirkpatrick & Rosen

1194	KYLE R. SNYDER VS. SHANNAN D. HANES Filed Nov 15, 1995 @ 1:45 PM Tax & Entry 50.50 User's Fee 5.00	CUSTODY COMPLAINT ORDER: AND NOW, November 14, 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 is denied. He has $1500.00 in cash. BY THE COURT: Gordon R. Miller, P.J. Nov. 15,1995 mailed Plf.

1995

Ann Hansen Gamble

1195

Wayne H.Hundertmark

SHANNON HANES

VS.

KYLE SNYDER

Filed Nov 15, 1995 @ 1:50 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Pro Co Pd 12-96	9.00
John Spataro, Mediator	240.00

Plf paid deposit $150.00

2-12-96 Pd # 9772 141 02

COMPLAINT FOR CUSTODY
2 copies atty

ORDER: You, KYLE SNYDER , have been sued in Court to obtain custody of DUSTIN AND VINCENT SNYDER

You are ORDERED to appear in person at such time and place as will be determined by the Mediator JOHN F. SPATARO, 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
(814) 333-7498

Date: Nov. 14, 1995 Gordon R. Miller, P.J.

AND NOW, thls 14th day of November, 1995, JOHN SPATARO, ESQ. is hereby appointed Custody Mediator and is hereby directed to hold such Custody Mediation Conferences as he/she deems appropriate and to make recommendation thereafter to this Court.

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

Nov 15, 1995 Faxed Gamble & Spataro

Dec. 20, 1995 Appearance of Wayne H.Hundertmark, Esquire for Kyle Snyder, Defendant and Acceptance of Service, filed. AND NOW, this 11th day of December, 1995, I hereby accept service of a copy of the Complaint for Custody filed in the above captioned matter on behalf of the defendant, as proper service hereof.

By Wayne H. Hundertmark, Esq.

Jan 4, 1996 Custody Order of January 2, 1996, filed. Costs and fees of this Mediation, which are fixed at $240.00 ($60.00/hr. x 4 hrs.) and the $9.00 Court Order filing fee are to be divided as follows:

a. The mother has paid the $150.00 deposit for the appointment of the child custody mediator. The entirety of said amount shall be applied to the costs and fees of these proceedings.

b. The father shall within thirty (30) days of the date of this Order, pay to the Prothonotary of Crawford County the sum of $99.00.

Jan 4, 1996 Faxed Hundertmark, Spataro & Gamble
Jan. 9, 1996 sent Plf. & Dft.

Oct. 11, 1996 Petition To Suspend Order for Custody and Order filed. AND NOW, this 11 day of October, 1996, the order of court of January 22, 1996, in the above captioned matter is hereby suspended and themother shall retain primary physical custody of the children until further order of court. Hearing in the above matter is not set for the 25 day of October, 1996, at 11 o'clock a.m., in courtroom #2, of the crwaford County Courthouse, Meadville, Pennsylvania.

The parties may arrange periods of physical custody between them as they find appropriate but the plaintiff mother shall not be required to deliver the chidlren to the father as set forth in the previousl order.

Anthony J. Vardaro, J

10-11-96 Faxed Hundertmark, Gamble & Spataro

Nov. 7, 1996 Order filed. AND NOW, October 25, 1996, this matter comes before the Court on a Petition to Suspend an Order for Custody filed on behalf of the Plaintiff. The plaintiff appears with counsel and the defendant does not appear nor does his counsel. Apparently, his attorney, although still of record, indicated to the plaintiff's counsel that he would not be attending this hearing.

With the agreement and recommendation of the plaintiff, rather than totally suspending the order for custody, we will modify the order of January 2, 1996, which is the existing custody Order in this matter, to the following extent:

1. Sub-paragraph 3(a) is amended to indicate that the periods of temporary physical custody for the weekends indicated will begin at 8 a.m. on Saturday, rather Noon on Friday.
2. The temporary physical custody on Mondays indicated in Sub-paragraph 3(b) will no longer be in effect.
3. The Order will be generally modified so that if the defendant has not arraived for a visit by a time period one hour before when the visit was to begin, it shall be presumed that he is not intending to exercise that visit or period of temporary physical custody.
4. Finally, the Order shall be modified to indicate that the plaintiff has sole legal custody rather than shared custody between the parties.
5. In all other respects, the Order of January 2, 1996 shall remain in full force and effect and if the defendant disagrees with any of the modifications we have made this day, he may request further hearing within 30 days form this date or he shall forfeit his opportunity to do so without prejudice to either party to seek modifications of this Order in the future if it is appropriate.

BY THE COURT,
Anthony J. Vardaro, J

11-7-96 mailed Gamble & Hundertmark

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

296

1995

Christopher Ferry

1196

Edward J. Hatheway

RACHAEL BETTS

VS.

MICHAEL J. GREENE

Filed Nov. 15, 1995 @ 3:05 PM

Tax & Entry Pd 11-28-95 50.50
User's Fee Pd 11-28-95 5.00
Pro Co Pd 11-28-95 5

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

ORDER: And now, this 15 day of November ,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, xxxx

1995

pro se

1197

John P.Gagliotti

KENNETH OSBORN

VS.

MR. PAUL WRIGHT, MRS. PAUL WRIGHT, MR. MASON THOMAS, etal

Filed Nov. 15, 1995 @ 3:15 PM

Tax & Entry	50.50
User's Fee	5.00
Sheriff's Costs	53.00

12-15-95 Sheriff & Plaintiff.

— CIVIL COMPLAINT

✓ ORDER: AND NOW, November 14, 1995, the plaintiff's motion for order of court directing Sheriff to make service on defendants and the plaintiff's petition to proceed informa pauperis pursuant to Pa.R.C.P. 240 are both denied as the Plaintiff has not filed the affidavit that is required by Pa.R.C.P. 240.

All papers shall be returned to the plaintiff by the Prothonotary. BY THE COURT
Gordon R. Miller, P.J.
Nov. 16, 1995 copy sent Plf.

✓ Dec. 15, 1995 ORDER filed. AND NOW, December 13, 1995, upon consideration of the Plaintiff's motion for order of court directing Sheriff to make service upon Defendants in the above captioned action, it is ordered and directed that the Sheriff shall make such service at no cost to the Plaintiff upon instructions from the Plaintiff as to what he wants served upon the Defendants and further instruction as to where the Defendants are likely to be found for service. BY THE COURT:
Anthony J. Vardaro, J.

✓ Dec. 15, 1995 MOTION FOR ORDER OF COURT DIRECTING SHERIFF TO MAKE SERVICE UPON DEFENDANTS IN THE ABOVE CAPTIONED CAUSE OF ACTION THERE filed.

✓ Dec. 15, 1995 Civil complaint by Kenneth Osborn, Plaintiff, Pro-Se filed.

✓ Dec. 15, 1995 Forma Pauperis Petition and ORDER filed. AND NOW, December 6, 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.

✓ Dec. 27, 1995 Sheriff's Return filed. SERVED Mrs. Paul Wright (Carolyn), personally on December 22, 1995 at 8:41 AM by handing a copy of the Complaint to her in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA.
SERVED Mr. Paul Wright onDecember 22, 1995 at 8:40 AM by handing a copy of the Complaint to Carolyn E. Wright, Wife and Authorized agent, in the Sheriff's Office, Third Floor, Crawford County Courthouse, Meadville, PA. Signed Acceptance of Service attached.
NOT FOUND as to defendant Mr. Mason Thomas at address of 1055 Scofield Road, Hadley, PA. Address is located in Mercer County, PA.
So answers,
Diane Brittain, Deputy
Robert M. Stevens, Sheriff

✓ Jan. 15, 1996 Preliminary Objections of Defendant Paul Wright, filed.

✓ Jan. 15, 1996 Upon Praecipe of John P.Gagliotti, Esquire, the above matter is placed on the next available argument list.

ON FEBRUARY, 1996 ARGUMENT LIST

✓ Feb 5, 1996 Order Regarding Disposition of Preliminary Objections Without Oral Argument, filed. AND NOW, February 1, 1996, defendant Paul Wright having filed on January 15, 1996 a praecipe to place his Preliminary Objections on the next available argument list, together with the required brief in support thereof, the Court has determined it will make disposition of the preliminary objections on a time schedule consistent with the February 1996 argument list, but will dos o without hearing oral argument. The plaintiff shall file and serve any brief in opposition on or before February 26, 1996.
Feab 5, 1996 dist by court

✓ Feb 12, 1996 REquest For Reinstatement of Complaint, filed.

✓ March 6, 1996 ORDER filed. AND NOW, March 6, 1996, upon receipt and review of the defendant's "Motion for Order of Court Directing Sheriff to Make Service Upon Defendants in the Above Captioned Casue of Action There To" said motion is denied.

The defendant's motion is hard to understand. By its express language it appears that the defendant is asking for the service of subpoenas. There are no subpoenas attached to the motion. There is no date, time and place at which the persons subpoenaed must appear and the Court is unable to determine the nature of the proceeding at which they are to appear.

For these reasons the motion is denied.

BY THE COURT
Gordon R. Miller, P.J.
March 7, 1996 Order FAXED Atty. Gagliotti; mailed Osborn.

RECORD CONTINUED ON PAGE 511.....

1198

CHERYL REESE

VS.

SHAWN DENMAN

Filed Nov. 16, 1995 @ 10:55 AM

Tax & Entry Pd 12-8-95 50.50
User's Fee Pd 12-8-95 5.00
~~Surcharge~~ 25.00
Sheriff's Costs Pd 29.00
Pro Co Pd 12-8-95 9.00
Pro Co. pd. 4-8-96 $5.00

12-11-95 pd Sheriff #9619 $40.00

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

ORDER: And now, this 16thday of November , 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. 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 November 21, 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, P.J.

ORDER: And now, this day of , upon review of the petition of Pla

Nov. 20, 1995Sheriff's Return filed. SERVED Shawn Denman,personally, November 16, 1995at 3:45 PM, at his residence, 508 Limber Road, Meadville,PA 16335.

So answers,

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

Nov.17, 1995 Reassignment of Hearing Date. November 17, 1995: Hearing in the above captioned matter heretofore set for November 21,1995, is hereby reset for November 29, 1995, at 9:00 A.M.in Courtroom 3. The Temporary Order shall remain in full force and effect until hearing before the Court is held.

FOR THE COURT,
Ann A.Walker,Court Administrator

11-17-95 copuies mailed by theCt. Adm.

Dec. 6, 1995 O R D E R filed. AND NOW, November 29, 1995, at the time for hearing on this abuse matter, the parties, acting through their counsel, advise the Court that the matter has been amicably resolved as follows:

1. The defendant shall not abuse, threaten to abuse, harass, stalk, contact, or annoy in any fashion the plaintiff or her two children.

2. He may not go to the residence of the plaintiff or any residence she occupies in the future for any purpose or be within 50 yards of said residence.

3. The parties mutually agree that the defendant shall have sole occupancy and possession of his residence at Limber Road, and the plaintiff makes no claim to the same and she will return the keys for the residence to the defendant. The parties specifically agree that on Saturday, December 2, 1995, the plaintiff will go to the residence of the defendant between the hours of 9 a.m. and 3 p.m. and remove any personal items and clothing from the residence without interference or objection from the defendant.

4. The defendant is directed and agrees not to contact the plaintiff or her children in any fashion, threaten, annoy, abuse them or procure others to do so on his behalf.

5. This Order is entered by agreement of the parties, and does not constitute and admission by the defendant of the allegations in the Abuse Petition.

6. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable grounds to believe that the Order has been violated to the extent that it endangers the welfare and safety of the plaintiff or any of her children.

7. A copy of this Order shall be delivered by the Prothonotary to County Control and the Meadville City Police Department and a copy shall be mailed to the defendant's attorney. The defendant is reminded that this is an Order of Court and violation of this Order can be punishable by a fine not to exceed $1,000 and a jail term not to exceed 6 months.

8. The parties mutually agree that the plaintiff will attempt to be relieved of any responsibility from the landlord for the rent or damages to the property.

9. The defendant is directed to pay costs in this case in the amount of $93.50 on or before December 15, 1995, at 4:30 o'clock p.m. by paying the same to the Prothonotary's Office.

10. This Order shall remain in force and effect for a period of one (1) year.

BY THE COURT,
P. Richard Thomas, S.J.
12-6-95 FAXED Co. control, MCPD, given Brode & Keenan.

April 8, 1996 Motion To Vacate Protection From Abuse Order and ORDER filed. AND NOW, this 8th day of April, 1996, motion granted. (SEE PAPERS FILED).

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

April 9, 1996 Order FAXED MCPD and Co. Control.

1995

Dallas W. Hartman, P.C.
Richard R. Morelli

1199

Marsh Spaeder Baur Spaeder & Schaaf
Eugene C. Sundberg,Jr.

JOHN W. ROYAL, JR. and DAWN K. ROYAL

VS.

JOAN D. MASON

Filed Nov 16, 1995 @ 1:32 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's costs	34.00

PRAECIPE FOR WRIT OF SUMMONS

Nov. 28, 1995 Sheriff's Return filed. SERVED Joan D. Mason, November 17, 1995 at 10:55, 623 N. Main St., Meadville, PA., by handing to Dawna Bartan, Secretary, Adult in Charge, signed acceptance of service attached.

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

Oct. 29, 1997 Complaint filed.

Nov. 10, 1997 Appearance of Marsh Spaeder Baur Spaeder & Schaaf, by Eugene C. Sundberg, Jr. on behalf of Defendant, filed.

Dec. 5, 1997 PETITION FOR STAY OF PROCEEDINGS ON BEHALF OF Joan D. Mason DFFT. FILED.

Dec. 5, 1997, ORDER FILED. AND NOW, to-wit, this 4th day of Dec. 1997, upon consideration of the foregoing Petition for Stay Proceedings, it is hereby ORDERED, ADJUDGED AND DECREED THAT:

1. The legal malpractice action filed by and on behalf of the plaintiffs, John W. Royal, Jr. and Dawn K. Royal, husband and wife against the defendant, Joan D. Mason, is hereby stayed pending final dispensation of the underlying workers' compensation case currently pending before the Commonwealth of Pa:

2. The parties to the legal malpractice action, John W. Royal, Jr. and Dawn K. Royal, husband and wife, and Joan D. Mason, shall not suffer any prejudice with respect to any rights, defenses obligations and duties as far as the legal malpractice action is concerned as a result of the entry of the stay proceeding;

3. Notice of the entry of this Order shall be provided to all parties by counsel for the petitioner Joan D. Mason; and

4. Upon final dispensation of the underlying workers' compensation claim, counsel for the plaintiffs, John W. Royal, Jr., and Dawn K. Royal, husband and wife, or counsel for the defendant, Joan D. Mason, may file a Petition for Removal of the stay whereupon the underlying legal malpractice claim shall proceed accordingly, if appropriate.

BY THE COURT
Anthony J. Vardaro

1 copy to atty.

AS OF SEPTEMBER 25, 2000 ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON THE COMPUTER

300

1995

Robert J. Felton

1200

BONNIE J. CLINGERMAN

VS.

WILLIAM F. CLINGERMAN

Filed Nov 16, 1995 @ 1:35 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro Co pd 3-19-97	9.00
Pro pd 5/13/97	5.00

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

Dec. 11, 1995, Affidavit of Servcie filed. I, Robert J. Felton, Esq. do hereby certify that as atty. for plff in above case, I served a cert. copy fo the divorce complaint in this matter on Nov. 21, 1995 by sending dft. the same by cert. mail No. P 375 952 601, ret. rec. req. as reflected in the copy of receipt for mailing and the ret. rec. attached hereto. Robert J. felton, Esq.

Mar 13, 1997 Affidavit of Consent of Plaintiff, filed.

Mar 13, 1997 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Plaintiff)

Mar 13, 1997 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code, filed. (Defendant)

Mar 13, 1997 Affidavit of Consent of Defendant, filed.

Mar 13, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

(***SEE BELOW)

DIVORCE DECREE FILED

April 18, 1997 AND NOW, April 17, 1997, it is hereby ordered and decreed that BONNIE J. CLINGERMAN, Plaintiff, and WILLIAM F. CLINGERMAN, 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.

*** April 8, 1997 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:

A proper return or proof of service has not been filed.

Either party may file a praecipe to refer the matter back to the Court when the record is in such a state that the paraties are entitled to a final decree.

BY THE COURT,
Anthony J. Vardaro, J.

April 8, 1997 Order Mailed Atty. Felton.

May 12, 1997 Election to Resume Maiden name filed.
TO BE KNOWN AS: BONNIE J. DAILEY.

1995

Louis P. Vitti & Assoc.
Louis P. Vitti

1201

Bukac and Toomey
Terry Toomey

FEDERAL NATIONAL MORTGAGE ASSOCIATION, Assignee of HOUSING MORTGAGE CORPORATION

VS.

ARTHUR Q. MOORE and CLARITA MOORE

COMPLAINT IN MORTGAGE FORECLOSURE
1 copy atty
Issued Sheriff

Dec 8, 1995 SHERIFF'S RETURN, filed. SERVED Arthur Q. Moore, personally, Dec. 4, 1995 at 9:21 AM, at 1509 Conneaut Lake Rd., Lake Road Motel, Room 3, Meadville, PA.
Not Found as to Claria Moore,at RD #1, Box 6 Meadville, PA,she is divorced and address is unknown.
So answers Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Jan. 23, 1996, 11:10 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 Defendants in the amount of Twenty nine thousand two hundred sixteen and 50/100 dollars ($29,216.50), together with interest and costs.

Debt $29,216.50
Judgment
Barbara H. King, Pro.

M-14
Judgment entered - 1/23/96.

Filed Nov 16, 1995 @ 1:45 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	50.00
Pro Co. pd 1-26-96	9.00
Sheriff's Costs	40.00
Pro Cs Pd 6-5-96	9.00

Jan. 26, 1996 Notice of entry of judgment mailed defendant.

Jan 25, 1996 Answer of Defendant, Arthur Q. Moore, to Complaint in Mortgage Foreclosure, filed.

Apr. 10, 1996 PetitionForalternate Service and Order filed. AND NOW, this 10 day of April, 1996, it appearing to the Court that the Sheriff has been frustrated in service of process, it is Ordered, Adjudged and Decreed that service of the Complaint and all subsequent documents upon Clarita Moore be accomplished 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

Apr. 10, 1996 Faxed Vitti and Swick and Toomey

Apr 16, 1996 Complaint reinstated.

Apr 25, 1996 SHERIFF'S RETURN: Posted property of the above defendant at the corner of Linn road and 285 Espyville, Pa on April 25, 1996 at 10:30 AM.
So answers, Dale A. Collins, Chief Deputy
Robert M. Stevens, Sheriff

June 5, 1996, 10:10 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, Clarita Moore, only for failure to file an answer and damages are assessed as follows: Principal balance due, $29,216.50, together with interest and costs.

Debt $29,216.50
Judgment
Barbara H. King, Pro.

M-34
Judgment entered - 6/5/96

EXECUTION NO. 1996-24

1995

1202

JEAN A MOYER

VS.

Robert
~~ROBERT~~ W. BAKER

Filed Nov 17, 1995 @ 11:45 AM

Tax & Entry Pd. 11/21/95 50.50
User's Fee Pd. 5.00
Pro. Pd. 11/21/95 5.00

PROTECTION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copy Plaintiff
3 copies Sheriff
Faxed - Vernon Twp PD

ORDER: And now, this 17th day of November, 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.~~xxanyxofxthexminorxchildrenxnamedx inxthexPetitionxx~~

2. Special Conditions: Defendant shall move out. He wont't contact Plaintiff. He will not go to her 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 November 27, 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, P.J.

Nov. 28, 1995 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW, this 27th day of November, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of November 17, 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 department and to County Control.

Any provisions of the Protection from Abuse Order of November 17, 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.

11-28-95 Faxed VErnonPD 7Co.Control, Mailed Pltf &Deft.

1995

1203

BOROUGH OF SPRINGBORO
P.O. Box 33
Springboro, Pa. 16435

vs.

DONALD HEPLER
DOROTHY HEPLER

AGREEMENT TO REVIVE

of

A.D. 1995 - 1203

The undersigned hereby agree(s) that the judgment entered on November 12, 1985 to The Court of Common Pleas of Crawford County, DSB 1985 - 757 be revived and the lien continued and authorize(s) the prothonotary to enter and index a judgment of revival in the amount of $7000.00 plus costs.

Debt: $7000.00
Date: Nov. 12, 1995
H - 41, 41

JUDGMENT
Barbara H. King, Pro.

Filed Nov 17, 1995 @ 1:15 PM

Pro Co pd 9.00
plf on orig 23.50

304

1995

Ann Hansen Gamble

1204

LINDA A. ECKONEN

VS.

RUSTY G. ECKONEN

Filed Nov 17, 1995 @ 1:16 PM

Tax & Entry	pd	65.50
User's Fee	pd	10.00
State	pd	10.00
Adm Fee	pd	45.00
Pro pd 5/7/97		9.00
Pro pd 5/7/97		5.00
Pro pd 5/7/97		5.00

4-5-99 Ref from plff med. fee 3.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty

Dec 5, 1995 Acceptance of Service, filed. AND NOW, this 30th day of November, 1995, I hereby accept service of a certified copy of the Complaitn in Divorce together with Notice to Defendant, and Availability of Counseling, and Waiver or rights Under Soldiers and Sailors Relief Act in regard to the above cpationed matter.

Dec 5, 1995 Waiver of Rights Under Soldiers & Sailors Relief Act, filed.

Dec. 7, 1995 Stipulation and ORDER filed. AND NOW, this 6 day of December, 1995, the parties hereto having stipulated and agreed, it is hereby ordered and decreed as follows:

1. The legal and physical custody of the child, Xavier T.J. Eckonen, date of birth, December 18, 1993, is and shall be joint and shared. The primary physical custody of the child shall be with the father, defendant herin, Rusty G. Ecknonen.

2. The mother plaintiff, Linda A. Eckonen, herein shall be entitled to periods of physical custody of the said child as the parties hereto may find agreeable. In the event that the parties are unable to reach an agreement, the following minimum schedule of visitation shall be in effect and either party may at anytime petition the court to modify this order as neither of the parties hereto are sure at this point in time what will be in the best interest of the child.

a. The mother shall be entitled to take the child, Xavier T.J. Ecknonen into her physical custody for seven (7) days out of each month provided that she give the father not less than three (3) days notice of the days which she shall elect. The mother may assign her right to visit with the said child to her parents and a request by the parents of the mother is the same as a request by the mother for a visit with the said child such period of partial custody is and shall be deemed to be a period of partial custody of the said child.

b. The mother shall be entitled to take the child into her custody on Thanksgiving at 3:00 o'clock in the afternoon and retain him in her custody until Friday following Thanksgiving, at 7:00 o'clock p.m.

c. For the holiday of Christmas the mother shall be entitled to take the child into her custody at noon of Christmas Day and retain the child in her custody until December 30th, at 7:00 o'clock p.m.

d. For the holiday of Easter the mother shall be entitled to take the child into her custody until 7:00 o'clock p.m.

e. For the holidays of Memorial Day, Fourth of July, and Labor Day, the mother and father shall alternate the said holidays with the mother being entitled to the holiday of Memorial Day and Labor Day for the year of 1996, and the father being entitled to the holiday of the Fourth of July, with the parties alternating there. The said holidays shall extend from the evening before the holiday at 7:00 o'clock p.m. until 7:00 o'clock p.m. of the day of the holiday except for the holiday of the Fourth of July when the holiday shall begin at 9:00 o'clock on the morning of the 5th. The parties shall alternate this distribution of summer holidays from year to year.

f. The mother shall be entitled to the holiday of Mother's Day and the father shall be entitled to the holiday of Father's Day.

g. The mother shall further be entitled to have the child in her primary physical custody for one (1) month during each summer on thirty (30) days notice to the father of the one (1) month which she shall elect. The father shall likewise be entitled to a uninterrupted period of physical cusotdy not exceeding two (2) weeks during the summer for the purpose of making a trip with the said child.

3. Each parent shall allow the child to have the love and respect that the child naturally has for his parents and other family members.

4. Neither shall blacken the character of the other parent or allow other to do so while the child is in his or her physical custody.

5. Neither parent shall take the child into any situation which might prove deleterious to his health, safety or morals.

6. Each parent shall be entitled to full information from any third party provider of service to the said child including but not limited to educational, medical, dental, optometrical, and psychological services.

7. The parents are encouraged to communicate with one another regarding this child; they may make whatever changes they may wish in the arrangements for sharing the physical custody of the child. In no event however shall this be used a means of harassment of the other. Each parent shall be entitled to one telephone call per day with the said minor child when the child is in the physical custody of the other. **Anthony J. Vardaro, J.**

12-7-95 mailed Gamble.

CONTINUATION OF RECORD
May 27, 1997 Notice of Election to Retake Maiden (or Prior) name filed.
TO BE KNOWN AS:
LINDA A. VAN EPPS

Cont. to 304-A.

Oct. 4, 1996 Affidavit of Consent of Plaintiff filed.

May 7, 1997 Affidavit of Consent of dft. filed.

May 7, 1997 Waiver of Notice of intention to request entry of div. decree (dft) filed.

May 7, 1997, Waiver of notice of intention to request entry of div. decree (plff) filed.

May 7, 1997 Upon praecipe of plff. attorney, to transmit the record, this case moved to ct.

DIVORCE DECREE FILED

May 23, 1997 AND NOW, May 22, 1997, it is hereby ordered and decreed that LINDA A. ECKONEN, Plaintiff, and RUSTY G. ECKONEN, 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.

Continued on margin.....

S30410

Linda A. Eckonen
VS.
Rusty G. Eckonen

CONTINUED FROM PAGE 304
OF RECORD
A.D. 1995 - 1204

****

April 5, 1999 Petition to Modify Custody and Order filed.
ORDER AND NOTICE:

AND NOW, this 7th day of April, 1999, it is ordered and decreed that the parents in this matter shall satisfactorly complete the Seminar for Separating parents in accordance with Crawford County Civil Rule L1930. Application for the seminar may be obtained at the Center for Family Service, 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.

Applicsation for attendance at he seminar must be made by the plaintiff or petitioner within fifteen (15) days after after the pleading or petitioner is filed; and by the defendant or respondent within fifteen (15) days after he or she is serverdf with the pleading or petitioner.

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 THE 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 the Center for Family Services, inc.

BY THE COURT,
Anthony J. Vardaro, Judge

April 5, 1999 Notice and Order to Appear filed.

You, Rusty G. Eckonen, have been sued in Court to obrtain custody, of the child: Xavier T.J. Eckonen, date of birth, December 18, 1993.

You are ordered to appear in person at such time and place as will be determined by Mediator John Spartaro, 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 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.

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 disable 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,
Anthony J. Vardaro, J.

Faxed to Attorney Ann Hansen Gamble, Esquire on April 5, 1999.

1995

Bruce L. Smith

1205

JAMES R. ROMANISZYN

VS.

AUDREY-MAE ROMANISZYN

Filed Nov 17, 1995 @ 1:20 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro.Co. pd 3/8/96	9.00

COMPLAINT IN DIVORCE
UNDER SECTION 3301(C) OF THE DIVORCE CODE
1 copy atty

Nov 27, 1995 Affidavit of Service, filed. BRUCE L. SMITH, an Attorney at Law, being duly sworn according to law, deposes and says that on the 20th day of November, 1995, he served the Complaint and Notice to Defend and Claim Rights in the above-captioned matter on the above-named Defendant by mailing a tarue and correct copy of said Complaint and Notice to Defend and Claim Rights to the Defendant at her residence at 108 E. Hemlock Street, Titusville,Pennsylvania, 16354, and that the Complaint and accompanying Notice to Defend and Claim Rights wre received by the Defendant on November 21, 1995, as evidenced by Return Receipt No. P 375 951 319 attached hereto, all pursuant to Pennsylvania Rule of Civil Procedure No. 412.

Mar.7, 1996 Affidavit of Consent by Audrey-Mae Romaniszyn, Defendant, filed.

Mar. 7, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under 3301(c) of the Divorce Code by Audrey-Mae Romaniszyn, Defendant,filed.

Mar. 7, 1996 Affidavit of Consent by James R.Romaniszy, Plaintiff, filed.

Mar.7, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under 3301 (c) of the Divorce Code by James R. Romaniszyn, Plaintiff filed.

Mar. 7, 1996 Upon Praecipe of Bruce L. Smith, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

March 11, 1996 AND NOW, March 8, 1996, it is hereby ordered and decreed that JAMES R. ROMANISZYN, Plaintiff, and AUDREY-MAE ROMANISZYN, 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

William J. Begley	JESSICA L. ETHERIDGE	PRAECIPE FOR WRIT OF SUMMONS IN CIVIL ACTION Issued Sheriff Dec 8, 1995 SHERIFF'S RETURN, filed. SERVED Cathy Hathaway, personally, Dec. 5, 1995 at 3:40 PM, at the Sheriff's Office, Crawford County Courthouse, Meadville, Pa. So answers, Diane Brittain, Deputy Sfheriff Robert M. Stevens, Sheriff Feb. 15, 1996, Upon praecipe of plaintiff attorney, the above captioned case is hereby settled and discontinued of record.
1206	VS.	
	CATHY HATHWAY	
	Filed Nov. 17, 1995 @ 1:25 PM	
	Tax & Entry pd 50.50 User's Fee pd 5.00 Sheriff's Costs 50.00 Pro Pd. 2/16/96 6.00	

1995

Kemp c. Scales

1207

COCHRANTON AREA SPORTSMEN'S CLUB, INC.

VS.

KENNETH SHOFFSTALL, WILLIAM. H. FRANKLIN, a/k/a W.H. FRANKLIN, a/k/a WILLIAM W. M. FRANKLIN, THE SURVIVING SPOUSE, IF ANY, OF WILLIAM H. FRANKLIN, and THE SURVIVING SPOUSE, IF ANY, OF RACHEL H. FRANKLIN, their heirs, devisees, personal representatives and assigns, and all persons claiming any right, title or interest,

Filed Nov. 20, 1995 @ 10:40 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Pro Co pd 2-23-96	9.00

COMPLAINT - ACTION TO QUIET TITLE

Dec 6, 1995 Motion For Leave to Serve Complaint by Publication and Order, filed. And Now, this 4 day of December, 1995, upon consideration of the Motion filed by counsel for the Plaintiff, and in reliance upon the Affidavit concerning the status of the Defendants, their heirs, devisees, personal representatives and assigns, filed by counsel for the Plaintiff, it is hereby ordered that the Plaintiff shall obtain Service of the Complaint to Quiet Title filed in the above-captioned action agaisnt the Defendants, their heirs, devisees, personal representatives and assigns generally, by single publication of the Legal Notice attached to said Motion in The Meadville Tribune and The Crawford County Legal Journal, notifying the Defendants, their heirs and assigns generally, to respond to the Complaint to Quiet Title within twenty (20) days from the date of said publication, or be forever barred from asserting any right, title, interest, claim or demand whatsoever in, to or against the land described in said Complaint.

By the Court,
Anthony J. Vardaro, J.
Dec 6, 1995 Faxed Scales

Jan. 16, 1996 AFFIDAVIT OF SERVICE, file. Before me, a Notary Public, appeared Kemp C. Scales, Esq., who, after being duly sworn according to law, deposes and says:

1. that he is counsel for the Plaintiff in the above-captioned case, and as such makes this affidavit on behalf of said Plaintiff,

2. that on December 4, 1995, this Court entered an Order in said case directing that service of teh Complaint be made on the Defendants, Kenneth Shoffstall, William H. Franklin, a/k/a W.H. Franklin, a/k/a William W.M. Franklin, the surviving spouse, if any, of William H. Franklin, and the surviving spouse, if any of Rachel H. Franklin, their respective heirs, successors, devisees, personal representatives and assigns, by single publication in The Meadville Tribune and The Crawford County Legal Journal;

3. that service was made by publication in The Meadville Tribuen on December 14, 1995, and in The Crawford County Legal Journal on December 20, 1995, in accordance with said Order, as appears by the proofs of publication attached hereto;

4. that all fees and expenses in connection with the publication of same have been paid in full by your Affiant on behalf of the Plaintiff, and

5. that more than twenty (20) days have elapsed from the date of the last publication of said notice and that neither the said Defendants nor their respective heirs, successors, devisees, personal representatives or assigns have appeared or filed an Answer to said Complaint.

Jan 16, 1996 Motion For Judgment, filed.

And now, January 16, 1996, 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.

F -
S - 105

FINAL JUDGMENT
Barbara H. King, Pro.

Jan 16, 1996 Final Decree of January, 15, 1996, filed.
Jan 17, 1996 Faxed to Scales

Feb 20, 1996 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.

F - 144, 174
S - 105

FINAL JUDGMENT
Barbara H. King, Pro.

308

1995

The Prather Law Firm
Mark D. Prather

1208

JOHN W. McCRACKEN

VS.

DENNIS YOUNG, t/d/b/a
YOUNG'S CERAMIC TILE

Filed Nov 20, 1995 @ 10:55 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs:	29.00
Pro Co pd 3/8/96	5.00

COMPLAINT IN CIVIL ACTION
1 copy Sheeriff

Dec. 1, 1995 Sheriff's Return filed. Served Dennis Young on November 28, 1995 at 10:20 AM, by serving him personally, at the Sheriff's Office at the Court House in Meadville, Pa.
So Answers, Carole Stefanucci, Deputy
Robert M. Stevens, Sheriff

Mar. 8, 1996 Upon praecipe of Plaintiff and Defendant Attorney the entitled action is marked settle and discontinued of record.

1995

1209

Watts and Pepicelli, PC
Christopher D. Ferry, Esquire.

KATHY M. TAYLOR

VS.

SAMUEL F. FULLER, SR.

Filed Nov 20, 1995 @ 11:28 AM

Tax & Entry	pd 1-11-96	50.50
User's Fee	pd 1-11-96	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	pd 1-11-96	29.00
Pro. Co.	Pd. 1-11-96	9.00

1-11-96 Pd Sheriffs # 9678 29.00

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

ORDER: And now, this 20thday of November , 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: Defendants shall not contact Plaintiff in any way. He shall not go to her 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 November 28, 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, P.J.

Nov. 20,1995 Sheriff's Return filed. SERVED Samuel E.Fuller,Sr.,November 20, 1995 at 11:30 AM, at the Prothonotary Office, Crawford County Courthouses, Meadville, PA.
So answers, Robert M.Stevens, Sheriff

Nov. 28, 1995 Praecipe to Enter Appearance by Samuel F. Fuller, Sr. for the Defendant filed.

Nov. 30, ~~1995~~ O R D E R filed. **AND NOW, November 28, 1995,** the parties both appeared in court with counsel and entered into an agreement to resolve this case, as well as a companion case at 1995 - 1211, brought by Samuel F. Fuller against Kathy M. Fuller.

In settling this matter, Samuel F. Fuller, Sr. does not admit that he engaged in the conduct alleged in the Petition.

Based upon the agreement of the parties, it is ORDERED as follows:

1. The defendant Samuel F. Fuller, Sr. agrees to settle and discontinue the action he commenced at 1995 - 1211, and he is ORDERED to do so this date by going to the Prothonotary's Office and signing a Settlement and Discontinuance of record.

2. The Defendant shall not assault, abuse, harass or threaten the plaintiff nor shall he procure others to do so on his behalf.

3. The defendant shall not contact the plaintiff directly. He shall not go to her residence or place of employment nor shall be within 100 yards of those places. He shall have no contact with the plaintiff's children.

4. In the event that the parties appear in the same public place, the defendant shall complete whatever business brings him to that public place as quickly as possible and shall leave that vicinity as quickly as possible . While he remains in that public place, he shall not have any contact with the plaintiff or her children. That includes verbal contact and oral statements.

5. This Order may be enforced without a Warrant of Arrest by any law enforcement officier having reasonable ground to believe that it has been violated.

6. A copy of this Order shall be delivered to the Pennsylvania State Police at Meadville and to County Control.

7. This Order shall reamin in full force and effect until November 27, 1995, unless modified or terminated by further Order of Court.

8. The Plaintiff shall do nothing to cause the defendant to violate this Order. She shall not invite him to her residence or place of work and she shall not invite him to have any contact with her until this Order is either modified or terminated. The defendant is advised that even if the plaintiff invites him to her residence or invites him to have contact with her, he shall absolutely resist because if he is found in violation of this Order, even if the plaintiff has invited him to do so, he may be punished.

9. The defendant shall pay record court costs in this case in the amount of $93.50 by January 15, 1996. Payment shall be made to the Prothonotary on the First Floor of the Crawford County Courthouse.

10. The defendant 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.
11-30-95 FAXED PASPD & Co. Control. Given Ferry & Brode.

310

1995

MacDonald, Illig,
Jones & Britton
John J. Mehler

1210

AMERICAN INDUSTRIAL
CONTAINER CORPORATION

VS.

BOARD OF ASSESSMENT APPEALS
OF CRAWFORD COUNTY

Filed Nov 20, 1995 @ 1:25 PM

Tax & Entry pd 50.50
User's Fee pd 5.00

NOTICE OF APPEAL OF ASSESSMENT
1 copy atty

Dec 12, 1995 Answer of Assessment Appeal, filed.

Dec 12, 1995 Certificate of Mailing of Answer to Assessment Appeal, filed.

April 5, 2002 See Computer for future entries.

1995

1211

Watts and Pepicelli, PC
Christopher D. Ferry,Esq.

SAMUEL F. FULLER

VS.

KATHY M. TAYLOR

Filed Nov 20, 1995 @ 2:00 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
1 copy Plaintiff
3 copies Sheriff
Faxed PSP

ORDER: And now, this 20thday of NOvember , 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: She will move out. She will not contact Plaintiff in any way. She shall not go to Plaintiff's home 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 November 28, 1995, at 3:30 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,
Gordon R. Miller, P.J.

Nov.27, 1995 Sheriff;s Return filed. SERVED Kathy M.Taylor, November 20, 1995 at 3:05 PM, at theGreenhouse, Meadville,PA
So answers,
Diane Brittain, Deputy
Robert M.Stevens,Sheriff

Nov. 28, 1995 Appearance of Watts and Pepicelli PC, by Christopher d. Ferry, Esq., for Plaintiff filed.

Nov. 30, 1995 O R D E R filed. AND NOW, November 28, 1995, the parties appeared in open court and agreed to a settlement of this matter. In doing so, the plaintiff has agreed to withdraw this action. He is ORDERED and DIRECTED to go to the Prothonotary's Office forthwith to sign a Settlement and Discontinuance of record.

In view of the fact that the plaintiff is paying the record court costs at 1995 - 1209, the record court costs in this action shall be absorbed by Crawford County.

This action is DISMISSED.

A copy of this Order shall be transmitted to the Pennsylvania State Police at Meadville and County Control.

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

11-30-95 FAXED Terry, Brode, PASPD, & Co. Control.

Nov. 30, 1995 Motion ro Vacate Protection from Abuse Order and ORDER filed. Now, November 29, 1995 an order is not necessary and the court entered an and dismissing this action on November 28, 1995.

Gordon R. Miller, J.

1995

Goodrich & Goodrich, P.C.
William F. goodrich

1212

Thomas, Truax, Spadafore, Walker and Keenan
R. Charles Thomas
for dft.

Dunlavey, Ward & Pagliari
Robert C. Ward
Stanley Waitkus

FRANCES LOUISE SORG

VS.

ROWLAND M. PLOWMAN
vs
STANLEY J.WAITKUS, Add'l Def.

Filed Nov 20, 1995 @ 2:07 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	38.00
Sheriff's Costs	38.00
Pro Co pd 8/6/96	6.00

PRAECIPE OF ISSUANCE OF WRIT OF SUMMONS IN CIVIL ACTION
Issued Sheriff

Dec 12, 1995 SHERIFF'S RETURN, filed. Served Rowland M. Plowman, by deputizing the Sheriff of Venango County, as per his affidavit of service. Served R. Plowman at Rocky Ridage Apts., Crestview Rd., Franklin, Pa. place of residence on Nov. 27, 1995 at 1:37 PM.
So answers, Robert M. Stevens, Sheriff

Feb 13, 1996 Plaintiff's Complaint in Civil Action, filed.

Feb 23, 1996 Certificat of Service of Defendant Rowland M. Plowman, filed. I, WILLIAM F. GOODRICH, ESQ., hereby certify tha ta true and correct copy of the Complaint in Civil Action filed in the above captioned matter was served upon Defendnat, Rowland Plowman, 9 Crestview Drive, Apartment 404, Venango, PA 16323 by certified mail on Feb. 13, 1996 as is evidence dby teh United States Postal Service Return Receipt (Certificate No. P 572 197 445) attached hereto.

Mar 5, 1996 Appearance of Thomas, Truax, Spadafore, Walker and Keenan by R. Charles Thomas, Esquire, for Rowland M. Plowman, filed.

Mar. 15, 1996 Writ issued to join an additional defendant, STANLEY J. WAITKUS, filed. (Issued Sheriff)

April 16, 1996 Answer and New Matter filed.

Apr 17, 1996 Notice of Service of Interrogatories adn Request for Production of Documents Directed to the Defendant, filed.

Apr. 23, 1996 Sheriff's Return filed. SERVED STanley J. Waitkus by deputizing the Sheriff of Westmoreland County, PA, as per his Affidvit of Service attached. Served on March 28, 1996 at 518 Walnut Street, Vandergrift, PA.
So answers, Robert M. Stevens, Sheriff

April 25, 1996, Reply of Plaintiff to New Matter filed.

May 9, 1996, Complaint Against Additional Defendant Stanley J. Waitkus filed. 3 copies (atty)

May 9, 1996 Appearance of Dunlavey, Ward & Pagliari by Robert C. Ward, Esq. for Stanley Waitkus, Additional Defendant filed.

May 10, 1996 Notice of Service of Interrogatories and Requests for Production of Documents filed.

May 10, 1996 Notice of Service of Interrogatories and Requests for Production of Documents filed.

May 16, 1996 Notice of Service for Answers to Interrogatories and Requests for Production were served upon Robert C. Ward, Esq., filed.

May 16, 1996 Notice of Service that Answers to Requests for Production and Interrogatories filed.

June 3, 1996, Notice of Service of Plaintiff's Answers to Interrogatories of Additional defendant filed.

July 2, 1996, Notice of Service of Interrogatories to Plff. & Requests for Production, filed.
July 3, 1996 Verification and Affidavit In support of the Motion to Disqualify Counsel For Defendant Rowland M. Plowman, filed.

July 1, 1996 Motion to disqualify Counsel for Defendant Rowland M. Plowman and ORDER filed. AND NOW, to wit, this 1st day of July, 1996, it is hereby Ordered, Adjudged and Decreed that a hearing and argument is set for August 6, 1996 at 1:30 in Court Room 2. Affidavit or verification must be filed within 5 days.
BY THE COURT
Gordon R. Miller, J.

7-1-96 FAXED Ward, Thomas, Goodrich.

Aug. 1, 1996 Upon praecipe of Plaintiff Attorney the above matter is marked settled and discontinued of record.

1995

Northwestern Legal Serv.
Gerald Sullivan

1213

Mar. 12, 1998 Deposited
$175.00 Cash Bond
in General Acct.
3-27-98 Pd Sheriff 58.00
3-27-98 Pd deft 52.150

ELIZABETH JANE BOYDA

VS.

RALPH EUGENE HUNTER

Filed Nov 20, 1995 @ 3:50 PM

Tax & Entry Pd 3-27-98 50.50 ✓
User's Fee Pd 3-27-98 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd 29.00
Sheriff's costs Pd 29.00
Pro Se Pd 3-27-98 9.00 ✓

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

ORDER: And now, this 20 day of November , 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 within 100 feet of Plaintiff's residence. The Plaintiff shall have sole custody of the minor children pending further order of court. The Defendnat shall turn over to the Sheriff all guns he *

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 November 29, 1995 at 3:30 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,
Anthony J. Vardaro, J.

*owns or that are in his possession.

Nov. 27, 1995 Sheriff's Return filed. SERVED Ralph Eugene Hunter, November 21, 1995 at 9:45 AM, at 109 Asbury Manor East, Meadville,PA

So answers,

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

Dec. 6, 1995 O R D E R filed. AND NOW, November 29, 1995 this matter is before the Court on a petition for relief under the protection from abuse act filed by the Plaintiff. The Plaintiff appears represented by counsel and the Defendant appears without counsel, is advised of his right to counsel, and indicates he will proceed without an attorney. He does indicate and both parties indicate that 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, threaten to assault, harass, abuse, or stalk, or threaten to abuse the Plaintiff or any minor child named in the petition, nor shall he procure anyone else to do so.

2. The Defendant shall not go to the Plaintiff's residence. 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 assume that he is in violation of this order if he is at the Plaintiff's residence. In the future, 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 prior to him doing so.

3. Pending any further order of court, temporary physical custody of the minor children shall be with the Plaintiff, with the Defendant to have such visitation or periods of temporary physical custody as may be agreed upon by the parties from time to time. This order is without prejudice to either party to file an appropriate custody action.

4. A copy of this order shall be delivered to the appropriate police agency or agencies and to Crawford County Control.

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 sent by regular mail to the unrepresented Defendant at 119 Cemetery Road, Harmonsburg, PA.

7. 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.

8. This order shall remain in full force and effect through November 28, 1996.

9. The Defendant shall pay court costs in this proceeding in the amount of $93.50 to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse no later than 10 days from the date of this order.

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

12-6-95 FAXED Co. Control, MCPD; mailed deft-given Sullivan.

Continued on page 432

1995

Barrett & Dratler
Bruce A. Barrett

1214

T Dana Watson

2-12-97 Rec'd from Plff 250 add'l mailed up.

3-21-97 Rec'd from Plff add'l mailing fee 50¢

JEAN ANNE BROWN

VS.

THEODORE ROBERT BROWN

Filed Nov 20, 1995 @ 3:58 PM

Tax & Entry	pd	50.50
User's Fee	pd	15.00
2 Add'l Counts	pd	30.00
Adm Fee	pd	45.00
[illegible]	pd	10.00
Pro Pd. 5/20/97		9,00

COMPLAINT UNDER SECTION 3301(C) OF THE DIVORCE CODE
ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEE AND COSTS
EQUITABLE DIVISION OF MARITAL PROPERTY
1 copy atty

Nov. 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. The 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, Theodore Robert Brown.

3. The certified mail was sent on November 21, 1995 to R.D. #2, Box 41, Conneautville, PA. 16406. The Sender's Receipt is attached hereto.

4. The Defendant received said certified mail on or about November 24, 1995. Said receipt card number P 535 892 671 is attached hereto and signed by Defendant.

5. The return receipt card was returned after signature to the office of Bruce A. Barrett, Esq., 965 South Main Street, Meadville, PA 16335.

Bruce A. Barrett
Attorney for the Plaintiff

May 3, 1996, Petition for Additional Remedies Petition for Exclusive Possession of Marital Residence and order filed. ORDER: AND NOW, May 3, 1996 upon consideration of the plaintiffs Petition for Additional remedies, a hearing is set for the 20 day of May 1996 at 1:30 p.m. in C. R. NO. 3.

Gordon R. Miller, J.

5/3/96 faxed to Barrett

May 23, 1996 Motion to Continue filed. AND NOW, May 20, 1996, the Plaintiff by her attorney, Bruce A. Barrett, hereby moves the court to generally continue the hearing, currently scheduled for May 20, 1996, at 1:30 p.m., in Courtroom No. 3, the hearing may be reset upon Motion of either party. The Defendant's attorney, T. Dana Watson, Esquire, agrees to this Motion.
Bruce A. Barrett
Attorney for Plaintiff
The above Motion allowed. Gordon R. Miller, J.

5-23-96 FAXED Watson & Barrett

Oct. 21, 1996, Inventory of Jean Anne Brown filed.

Oct. 30, 1996 Income and Expense Statement by Plaintiff filed.

FEb. 12, 1997 Motion for Appointment of Master in Divorce by Plaintiff and Order filed. AND NOW, this 12 day of February, 1997, David Pickens, Esquire is appointed Master in respect to the following claims:

Divorce
Equitable Distribution
Counsel Fees
Costs and Expenses

If not filed already the parties are order to file their prehearing statements within twenty (20) days from this date.
Defendant will file his Inventory and Expense Statement within 30 days from today.
Anthony J. Vardaro, J.
2-18-97 FAXED Watson, Barrett & Pickens

Feb. 20, 1997 Notice of Scheduled Pre-Hearing Conference filed.

March 10, 1997 Motion to Amend Divorce Complaint and Order filed. AND NOW, this 10 day of March, 1997, upon consideration of the foregoing Motion, the Motion is granted.

Anthony J. Vardaro, J.

March 10, 1997 Order FAXED Attys. Watson and Barrett.

Mar 14, 1997 Amended Complaint in Divorce, filed.

Mar. 21, 1997 Affidavit of Consent by Plaintiff filed.

Mar. 20, 1997 Summary of Pre-Hearing Conference and Scheduling Order filed.

Mar. 20, 1997 Notice of Scheduled Master's Hearing filed.

April 23, 1997, Affidavit of Consent of defendant filed.

May 8, 1997 Waiver of Notice of Intention to request entry of divorce decree (dft) filed.

May 8, 1997, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

June 4, 1997 ORDER filed. AND NOW, June 3, 1997, this Court entered a divorce decree and order on May 23, 1997 incorporating by reference thereto a Marriage Settlement Agreement of Apri 7, 1997. It appears that the date of April 7, 1997 was incorrect. Instead it appears tha the agreement was dated April 23, 1997. To that extent the divorce decree and order is amended to make reference to, and incorporate, the Marital Settlement Agreement of April 23, 1997.

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

DECREE AND ORDER FILED

June 4, 1997 AND NOW, May 23, 1997, it is ordered and decreed that JEAN ANNE BROWN, plaintiff and THEODORE ROBERT BROWN, 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 7, 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.

1995

Barrett & Dratler
Bruce A. Barrett

1215

B.F.G. SUPPLY COMPANY

VS.

HOWARD M. SIMMERMAN, JUDY R. SIMMERMAN, Individually and d/b/a SIMMERMAN'S FARM and GREENHOUSES

COMPLAINT IN CIVIL ACTION
2 copies Sheriff

Dec. 7, 1995 Sheriff's Return filed. Served, Howard M. Simmerman t/d/b/a/Simmerman Farm & Greenhouse, personally, on November 28, 1995 at 4:09 PM at the Sheriff's Office, at the Crawford County Court House, Meadville, Pa. 16335.

Served, Judy R. Simmerman, t/d/b/a Simmerman Farm & Greenhouse, by handing to Howard Simmerman, Authorized agent, signed acceptance of service attached.

So answers, Diane Brittain, Deputy
Robert Stevens, Sheriff

Jan. 10, 1996 Upon Praecipe of Bruce A. Barrett, Esquire, Attorney for Plaintiff the above-captioned action is marked discontinued of record.

Filed Nov 20,1995 @ 3:58 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00
Sheriff's costs:		41.00
Pro.Co. pd 1/11/96		5.00

316

1995

Peters, Lindsay, Lewis
& Hatheway
William F. Peters

1216

JOHN R. KALTENBAUGH

VS.

TERRI A. KALTENBAUGH

Filed Nov. 21,1995 @ 9:35 AM

COMPLAINT IN DIVORCE
1 copy atty

Nov 21, 1995 Acceptance of Service, filed. I, Terri A. Kaltenbaugh, the above named Defendant, hereby personally accept service of a certified copy of the Divorce Complaint in the above-captioned action.

Feb. 23, 1996 Affidavit of Consent and Waiver of Notice of Intention to Request Entry of a Divorce Under Section 3301(c) of the Divorce Code by John R.Kaltenbaugh,Plaintiff, filed.

Feb.23, 1996 Affidavit of Consent and Waiver of Notice of Intention to Request Entry of a Divorce Under Section 3301(C) of the Divorce Code by Terri A. Kaltenbaugh,Defendant, filed.

Sept. 18, 1996, Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro Pd 9/27/96	9.00

DIVORCE DECREE FILED

Oct. 2, 1996 AND NOW, Sept. 30, 1996, it is ordered and decreed that JOHN R. KALTENBAUGH, plaintiff, and TERRI A. KALTENBAUGH, defendant, are divorced from the bonds of matrimony.

The Court retains jurisdiction of any daims 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,
Jess S. Jiuliante, S. J.

1995

Lewis, Stockey & Bua
Dominic D. Salvatori

1217

Knox McLaughlin
Gornal & Sennett PC
James T. Marnen
for Dygert dfts.

Culbertson,Weiss,
Schetroma and Schug
Alan R. Shaddinger
for Greenwood Twp.

~~Elderkin,Martin,Kelly~~
~~& Messina~~ (withdrawn)
~~Ronald L. Slater, for~~
~~John M. and Debra A.Hall~~

Knox McLaughlin
Gornall & Sennett PC
James T. Marnen
for dft. Capehart

Thomas, Spadafore, Walker,
& Keenan, L.L.P.
Emil M. Spadafore, Jr.
for Add'l Dft C. McConnell

James G. Arner for
Deft's John M. Hall and
Debra A. Hall

EVELYN G. McCONNELL and
CARL G. McCONNELL, each
individually and as husband
and wife

VS.

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORATION,
TOWNSHIP OF GREENWOOD,
PENNSYLVANIA, a Local Agency,
CONSOLIDATED RAIL CORPORATION,
(Successor in interest to the
ERIE RAILROAD COMPANY), BRUCE
H. DYGERT and MARGARET DYGERT,
his wife, and DAVID D.
CAPEHART, an individual
Carl G. McConnell, Add'l Dft.

Filed Nov 21,1995 @ 11:01 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	135.00
Sheriff's costs	33.00
Pro Co pd 2-4-97	9.00
Pro Co pd 6-26-97	9.00
Pro. Co. pd. 7-29-97	9.00
Pro Co fd appeal) 12-24-98	30.00
user fee pd 12-24-98	6.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION
5 copies atty

Dec. 8, 1995, Appearance of Knox McLaughlin Gornall & Sennett PC by James T. Marnen, attorneys for defendants Bruce H. Dygert and Margaret Dygert, filed.

Jan. 2, 1996 Answer to Complaint in Civil Action filed.

Jan. 8, 1996 Complaint reinstated as to the Defendant, CONSOLIDATED RAIL CORPORATION, only.

Feb. 28, 1996 Appearance of Culbertson, Weiss, Schetroma and Schug by Alan R. Shaddinger, Esq., on behalf of Greenwood Township, filed.

Mar 6, 1996 RETURN: I hereby deputize the Sheriff of Allegheny County, Pennsylvania to serve the within Complaint according to law. The defendants Consolidated Rail Corporation alleged address is Conrail Building, 425 Holiday Drive, Pittsburgh, PA 15220. Robert M. Stevens, Sheriff, Crawford County
SERVED the within Complaint on 1/29/96 at 1:30 PM, upon Consolidated Rail at above by handing to D.E. Winkler a true and correct copy thereof and made known to him the contents therein. Jerry E. Hanlon, Sr.

Mar. 20, 1996 SHERIFF'S RETURN: Served, Pa. Dept. of Transportation, by handing to Peggy Barnes, Clerk Typist, the complaint on December 7, 1995 at 2:10 PM at Conneaut Lake, Road, Meadville, Pa.
Served, Greenwood Township, by handing to Dave Shields, Worker, the Complaint on December 18, 1995 at 10:55 AM, at RD#1 Atlantic, Pa.
Served, David A. Capehart, personally, on the Sheriff's Office on November 30, 1995 at 3:40 PM
Served, Bruce H. Dygert, by handing to Margaret Dygert, authorized agent signed acceptance of service attache d, on Nov. 30, 1995 at 10:46 in the Sheriff's Office.
Served, Margaret Dygert, personally on Nov. 30,1995 at 10:45 AM at the Sheriff's Office.
So answers, Scott D. Young, Deputy
Diane Brittain, Deputy
Shawn E. Ashbaugh, Deputy
Carol Stefanucci, Deputy
Robert M. Stevens, Sheriff

May 22, 1996 Praecipe to Reinstate Complaint filed.

May 28, 1996 Praecipe for Appearance by William A. Dopierala by Deputy Attorney General filed. Please enter my appearance in the above-referenced case on behalf of defendant, Commonwealth of Pennsylvania, Department of Transportation. The Commonwealth of Pennsylvania, Department of Transportation hereby demands a trial by a jury of twelve. Thomas W. Corbett, Jr.
Deputy Attorney General

June 24, 1996 Sheriff's Return filed. SERVED Department of Transportation, Attorney-General, by deputizing the Sheriff of Allegheny County, PA, as per his Affidavit of Service attached. Served on June 11, 1996 at tort Litigation Unit, 4th Floor, Manor complex, 564 Forbes Avenue, Pittsburgh, PA 15219.
So Answers, Robert M. Stevens, Sheriff

Aug. 9, 1996 ORDER OF COURT filed. And Now, this 9th day of August, 1996, upon consideration of the foregoing Motion to Consolidate filed on behalf of Defendant, Greenwood Township, it is hereby Ordered, Adjudged and Decreed as follows:
1. That the civil actions at No. AD 1995-1217 and AD No. 1996-22 be and hereby are consolidated for purposes of pleading, discovery, trial and all other purposes;
2. That all pleadings, motions, discovery or other matter to be filed with the Court in these consolidated actions, shall be filed at AD No. 1995-1217;
3. That each Defendant and Additional Defendant in both actions shall file its Answers or other responsive pleading under the caption of the consolidated case; and
4. That without pleading, each Defendant and Additional Defendant in both actions shall have a claim for indemnification and contribution from all other Defendants and Additional Defendants in both actions based upon the allegations set forth in all other pleadings filed in both actions, and that without pleading, those claims for indemnification and contribution shall be deemed denied.

By the Court:
Gordon R. Miller, J.
Aug. 9, 1996 Order FAXED or mailed all Counsel and Halls Rendulic and Capehart.

Aug. 20, 1996 Appearance of Elderkin, Martin, Kelly & Messina by Ronald L. Slater, Esq., on behalf of Add'l. Defts, John M. Hall and Debra A. Hall, filed.

Sept. 16, 1996 Reply to New Matter of John J. Jacobs and Susan M. Jacobs on behalf of Plaintiffs filed.

JURY TRIAL DEMANDED

Sept. 16, 1996 Reply to New Matter of Raymomd L. Erickson filed on behalf of Plaintiffs filed.

Sept. 19, 1996 Answer and New Matter filed.

Sept. 23, 1996, Appearance of Knox McLaughlin Gornall & Sennett PC, by James T. Marnen, attys. for dft. David D. Capehart, filed.

Oct. 1, 1996 Answer and New Matter of Greenwood Township to Complaint of Plaintiffs McConnell filed.

Consolidated with
A.D. 1996-22

Continued on page 479

1995

Lewis, Stockey & Bua
Dominic d. Salvatori

1218

ETHAN B. HALPERIN, a minor, by and through DONNELL DeROSS, his parent and natural guardian, and DONNELL DeROSS in his own right,

VS.

JEREMY SCHULTZ, an individual, and HELEN SHAULIS, an individual,

JURY TRIAL DEMANDED

PRAECIPE FOR WRIT OF SUMMONS
Issued Sheriff
2 copies atty

Dec 8, 1995 SHERIFF' S RETURN, filed. NOT FOUND as to Jeremy Schultz, at RD #2, Box 656, Conneaut Lake, PA, unknown at address given.

SERVED Helen Shaulis, personally, Nov. 29, 1995 at 2:37 PM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA.

So answers, Diane M. Sparks, Deputy
Robert M. Stevens, Sheriff

May 22, 1998 MOTION TO WITHDRAW APPEARANCE AND ORDER OF COURT. AND NOW, this 22 day of May 1998 upon consideration of the foregoing Motion FOR LEAVE TO WITHDRAW APPEARANCE, it is hereby ORDERED, ADJUDGED AND DECREED, THAT Dominic D. Salvator, ESQ. is granted leave to withdraw his appearance.

Anthony J. Vardaro, J.

5/22/98 FAXED GREGG & SALVATORI

Filed Nov 21, 1995 @ 11:06 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	50.00

1995

Lewis, Stockey & Bua
Dominic D. Salvatori

1219

MacDonald, Illig,
Jones & Britton
Marcia H. Haller

SHIRLEY LOUISE INGMIRE

VS.

RIVERSIDE DIVISION OF PENN TRAFFIC COMPANY, t/d/b/a BILO SUPERMARKETS

COMPLAINT IN CIVIL ACTION
2 copies atty

Dec. 1, 1995 Sheriff's Return filed. Served Ed Wrask, Assistant Manager, person in charge at the time, at Bilo Supermarket, on November 28, 1995 at 3:45 PM.
So answers, Shawn Ashbaugh, Deputy
Robert M. STevens, Sheriff

July 30, 1996 Appearance of MacDonald, Illig, Jones & Britton, LLP by Marcia H. Haller for Defendants filed.

Aug. 8, 1996 Answer by Defendant filed.

Sept. 23, 1996, Request for Production of Documents Directed to Bilo filed.

Sept. 23, 1996, Notice of Service of Interrogatories and Request for Production Directed to Bilo Supermarkets filed.

Filed Nov 21, 1995 @ 11:11 AM

Tax & Entry pd 50.50
User's Fee pd 5.00
Sheriff's Costs: 29.00

Pro Co Paid 2-24-98 6.00

Dec. 12, 1996, Notice of Service of Discovery Responses filed.

Dec. 12, 1996, Notice of Intent to Close Discovery filed.

Feb 6, 1997 Stipulation to Extend Discovery, filed.

May 27, 1997 Notice of Deposition of Dave Zastick filed.
Aug 14, 1997 Motion to Compel Discovery, filed.
Aug 14, 1997 Praecipe for Argument, filed.

ON ARGUMENT LIST FOR September 1997

Aug. 21, 1997 Certificate of Readiness filed.

ON OCTOBER 1997 CIVIL TRIAL LIST

Sept. 15, 1997 Notice of Videotape Deposition of Philip A. Frndak, D.O., filed.

Sept. 30, 1997 ORDER filed. AND NOW, Sept. 29, 1997, after oral argument on the Plaintiff's motion to compel discovery, it appears there are three categories of discovery requests, to wit:
Names and addresses of employees working on the date of the fall;
Information on the floor covering, and products and services used to maintain the floor;
Prior complaints of slippery floors.
Plaintiff's motion to compel discovery is denied as being moot. (SEE PAPERS FILED).
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Sept. 30, 1997 Order Mailed Attys. Salvatori and Haller.

Sept. 30, 1997 ORDER filed. AND NOW, Sept. 29, 1997, a pretrial conference in this case will be held on Tuesday, Oct. 7, 1997, at 11;00 a.m. in Courtroom No. 1.
BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Sept. 30, 1997 Mailed to Attys. Salvatori and Haller.

Oct 9, 1997 Order: AND NOW, Oct 8, 1997, after a pre-trial conference with all counsel present the Court enters the following order:
1. All discovery is completed, all parties are ready for trial and the trial shall commence on a date and time to be determined by the Court Administrator. This case is scheduled for the second week of the October 1997 term of civil jury trials. The trial will begin on Octobr 20, 1997 at 9:00 a.m. Jury selection will take place at a time to be determined shortly.
(FOR COMPLETE ORDER SEE PAPER FILED) Gordon R. Miller, P.J.
Oct 9, 1997 Mailed Haller & Salvatori

Oct. 10, 1997 Motion For Continuance and Order filed. AND NOW, this 9 day of October, 1997, IT IS ORDERED that the tiral of this case is continued and the matter will be listed for trial the next available trial time. Anthony J. Vardaro, J
10-10-97 Faxed Haller & Salvatori

Jan 27, 1998 ORDER: AND NOW, January 26, 1998, the pre-trial conference in this case is scheduled for Monday, February 2, 1998, at 11:00 a.m. in Courtroom 1. Gordon R. Miller, P.J.
Jan 27, 1998 Mailed Haller & Salvatori

Feb. 3, 1998 SUPPLEMENTAL PRE-TRIAL ORDER FILED. AND NOW, FEB. 3, 1998, after a supplemental pre-trial conference with all counsel present the Court enters the following order:
1. The pretrial order of Oct. 8, 1997 applied to that time is continued in all respects except as hereinafter modified.
2. Jury selection will occur on Monday, Feb. 9, 1998 in Ct. Room No. 1 at approximately 10:00 o'clock AM.
3. The trial will commence on Wed, Feb. 11, 1998 at 9:00 o'clock AM.
See papaer filed
By The Court
Gordon R. Miller, P.J.
2/4/98 DISTRIBUTED SALVATTOR, HALLER & BUTTON

Feb. 19, 1998 Upon Praecipe of Dominic D. Salvatori, Esq. the above captioned Matter is hereby marked settled and discontinued of record.

320

1995

Swanson, Bevevino,
Gilford and Stewart, PC
Timothy r. Bevevino
Melvyn S. Mantz

1220

FIRST DEPOSIT NATIONAL BANK

VS.

ANDREW W. LEE

Filed Nov 21, 1995 @ 11:45 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs:	29.00
Pro Co. pd 1/16/96	5.00

COMPLAINT IN CIVIL ACTION
Issued Sheriff
1 copy atty

Dec. 1, 1995 Sheriff's Return filed. Served Andrew Lee, Personally, on November 28, 1995 at 1:30 PM, at the Sheriff's office, Crawford County Courthouse, Meadville, Pa.
So answers, Diane M. Sparks, Deputy
Robert M. STevens, Sheriff

Jan. 16, 1996 Upon Praecipe of plaintiff attorney, the above captioned case marked discontinued of record.

1995

Gregory a. Keenan

1221

COMMONWEALTH OF PENNSYLVANIA
EX REL, JAMAL DEREK STRICKLAND

VS.

JACK BRICKNER, WARDEN,
CRAWFORD COUNTY JAIL

Filed Nov 21, 1995 @ 3:15 PM

Tax & Entry	50.50
User's Fee	5.00

PETITION FOR WRIT OF HABEAS CORPUS
2 copies atty

AND NOW, NOvember 21, 1995, upon consideration of the within Petition and upon motion of Gregory A. Keenan, Esquire, Assistant Public Defender, attorney for Relator, it is directed that a Writ of Habeas Corpus be issued forthwith and that a hearing be held on November 28, 1995, at 10:00 A.M. in CR# 1, at the Crawford County Courthouse, Meadville, PA, and that the Crawford County Prothonotary be directed to serve Jack Brickner, Warden of the Crawfor dCounty Jail, 360 Center Street, Meadville, PA, with the said Writ or a true and correct copy thereof.

Notice of said hearing shall be given forthwieth to the Office of the District Attorney of Crawford County, Pennsylvania, by counsel for the Relator.

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

Mar. 20, 1996 Memorandum and Order filed. AND NOW, March 19, 1996, it is ordered as follows:

1. The defendant's petitionfor writ of habeas corpus is granted and bond is reduced to $1.00 nominal bond pursuant to Pa. R. crim.P. 1100(e) since the defendant has been incarcerated for more than 180 days on these charges.
2. This order does not affect any parole detainer since the issue of the parole detainer is not before us.
3. The Court hereby reconsiders its order of November 6, 1995 and schedules a hearing to receive evidence and hear oral arguments with respect to reconsideration. Reconsideration is limited to whether or not the Commonwealth has a lawful basis to support the arrest of this defendant independent of the arrest warrant which we have previously found to not have been supported by adequate probable cause. Said hearing is hereby scheduled for the 10th day of April, 1996 at 8:45 o'clock a.m. in Courtroom No. 1 of the Crawford County Courthouse. Legal principles advocated by counsel shall be supported by appropriate citations of authority.
4. The defendant's request to dismiss these proceedings is denied as the defendant is not entitled to that remedy under these circumstances.

BY THE COURT,
Gordon R. Miller, J

Mar. 20, 1996 Petition To Schedule Hearing on Relator's Petition For Writ of Habeas Corpus and Motion To Vacate Order of Court of February 5, 1996 Continuing Generally Commonwealth's Motion To Reconsider The Order of The Court of November 6, 1995 Granting Suppression filed.

April 11, 1996 ORDER filed. AND NOW, April 11, 1996, it is ordered as follows:

1. The Court cannot reconsider its Order of Nov. 6, 1995 and therefore said order remains in full force and effect. If this case is not already on the Master Trial List the Court Administrator shall place this case on the Criminal Trial List in a chronological position based upon the original court arraignment date of July 21, 1995. (SEE PAPERS FILED).

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

Northwestern Legal Serv.

Gerald Sullivan

1222

ROSE A ROBSON

VS.

JOHN J. ROBSON

Filed Nov 21, 1995 @ 3:50 PM

Tax & Entlry Pd 2-28-96 50.50
User's Fee Pd 2-28-96 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd 33.00
Prothy Pd 2-28-96 9.00

2-28-96 Pd Sheriff
2-28-96 #9813 33.00

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

And now, this 21 day of November , 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 ordr of court the Plaintiff shall have sole possession of residence at Lot 18 Crystal Lake Mobile Home Park and sole custody of the minor child.

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 November 20, 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.

Nov.22, 1995 Sheriff's Return filed. Served John J.Robson, onNovember 22, 1995 at 9:21 AM at POBox 114,Hartstown,PA.

So answers,

Dale Collins,Deputy Sheriff
Robert M.Stevens,Sheriff

Dec.8, 1995 ORDER filed. AND NOW, November 30, 1995 this matter comes before the Court on Plaintiff's petition for relief under the Protection from Abuse Act. The Plaintiff appears with counsel and the Defendant appears without counsel and after some discussions, agrees to proceed without counsel,withan order being entered by agreement without admission of the allegations of the petition.

Accordingly, it is ORDERED as follows:

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 sole possession of the marital home at Lot 18, Crystal Lake Mobile Home Park, immediately.

3. The Defendant shall not go to the ressidence of the Plaintiff, wherever that may be, at any time. The Defendant is cautioned that even if he is invited to the Plaintiff's residence by the Plaintiff, he should not go to her residence because any law enforcement officer called to the residence will presume that he is in violation of this order by being at that residence. If in the future the parties wish for the Defendant to go to the Plaintiff's residence, they should seek a modification of this order prior to him doing so.

4. Pending any order entered in this proceeding or in any appropriate custody proceeding,primary custody of the minor child shall be the Plaintiff. The Defendant will have an opportunity to take the child into his custody or in the alternative to visit with the child at the home of Maria Shreffler on December 3, 1995 between the hours of noon and 6:00 p.m. and then on December 16, 1995 between the hours of noon and 6:00 p.m., and every other Saturday during the same hours thereafter.

The Defendnat shall go to the home of Ms. Shreffler and she shall have an opportunity to observe him to determine whether he is intoxicated or has been drinking alcoholic beverages. If she determines that he has been drinking, the visits shall take place at her home between noon and 6:00 p.m. If she is satisfied that he is not under the influence of alcoholic beverages, the Defendant may take the child from Ms. Shreffler's home unescorted and unsupervised between the hours of noon and 6:00 p.m. with the child to be returned to the Shreffler residence at 6:00 p.m.

The determination as to whether the Defendant has been drinking alcoholic beverages shall solely be Ms. Shreffler's and her determination will be final. She should be reasonable in making that determination and in the event the Defendant believes that she is not being reasonable, his recourse shall be to file a petition with this Court so that we may have further hearing.

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 Meadville at to County Control. Additional, a copy shall be sent by regular mail to the unrepresented Defendant at P.O.Box 114, Hartstown,PA.

7. 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.

8. The Defendant shall pay court costs in this proceeding in the amount of $97.50 within 60 days of the date of this order. Those costs shall be paid to the Prothonotary on the first floor of the Crawford County Courthouse.

Continued to Page 322 A

1995

Rose A. Robson
vs
John J. Robson

Continued from Page 322
of Record
AD 1995 - 1222

****

9. This order shall remain in full force and effect through November 29, 1996.

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

12-8-95 Faxed Pa.SPD & Co. Control, given Sullivan, copy to Deft. w/bill

1995

Brian J. Lindsay

1223

ALICE D. LAMONT

VS.

MICHAEL JOSEPH LAMONT

Filed Nov 21, 1995 @ 3:52 PM

Tax & Entry	pd	50.50
User's Fee	pd	20.00
State	pd	10.00
3 Addt'l Counts	pd	45.00
Adm Fee	pd	45.00

COMPLAINT IN DIVORCE, CUSTODY/VISITATION, EQUITABLE DISTRIBUTION, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEE COSTS & EXPENSES
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 11/21/95 . 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. 7, 1998 Affidavit of Service filed. I, Brian Lindsay, do hereby cert. that I am the atty. and that I am authorized; that I did on the 12 day of Dec. 1995 send to dft. correct copy of Complaint in Divorce filed Nov. 21, 1995; that I did received ret. rec. dated 12/13/95.
4/7/98 Brian J. Lindsay

Apr. 14, 1998 Objection To Termination/Dismissal filed.

Apr. 20, 1998 Order filed. AND NOW,April 17, 1998, the plaintiff's Objection To Termination/ Dismissal is sustained unless the defendant files a response to the objection on or before April 24, 1998, in which case the Prothonotary will refer the matter to the Court pursuant to rule LJA 1901 H.

BY THE COURT,
Anthony J. Vardaro, J

4/20/98 Faxed Lindsay

May 26, 1998 PLAINTIFF'S INCOME AND EXPENSES STATEMENT FILED (ALICE LAMONT)

May 26,1998 PLAINTIFF'S INVENTORY AND APPRAISEMENT FILED (ALICE D. LAMONT)

May 28, 1998 Memorandum and Order: AND NOW, this 28th day of May, 1998, the divorce action at the above term and number is hereby reinstated without prejudice to the parties, as if the order of May 4, 1998 had not been entereed. The Prothonotary shall file the original of this order at the term and number of this divorce action, and shall also file a copy of this order at the term and number where the original of our May 4, 1998 order was recorded and filed.

Gordon R. Miller, P.J.

(THIS WAS A COPY OF THE ORIGINAL ORDER)

June 4, 1998 MEMORANDUM AND ORDER REINSTATING DIVORCE ACTION AND ORDER FILED. AND NOW this 28 day of May 1998 the divorce action at the above term and number is hereby reinstated without prejudice to the parties, as if the order of May 4, 1998 had not been entered. The Prothonotary shall file the original of htis order at the term and number of this divorce action, and shall also file a copy of this order at the term and number where the original of our May 4, 1998 order was recorded and filed.
6/4/98 DIST BY COURT

August 10, 1998 AFFIDAVIT UNDER SECTION 3301(d) OF THE DIVORCE CODE FILED. (ALICE D LAMONT)

September 4, 1998 Affidavit of Service filed. I, Brian J. Lindsay, Esq. 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 1st day of September 1998 sent to the above named Defendant by Restricted Delivery Mail, Articl Number P 309 226 535, return receipt requested, a true and correct copy of Plaintiff's Affidavit under Sec 3301(d) of the Divorce Code, filed on Augsut 10, 1998 at the above term and number, a Notice of Intention to Request Etnry of Divorce Decree and a Counter-Affidavit under Sec. 3301 (d) of the Divorce Code and that I did receive a duly executed return receipt dated Sept. 2, 1998.
Date 9/3/98 Brian J. Lindsay, Esq.

Margaret M.Eglinton
Guardian Ad Litem

Northwestern Legal Serv.
Gerald Sullivan

1224

Thomas, Truax &
Spadafore & Walker
Gregory A.Keenan

JENNIFER SUTTER

VS.

CANDACE LYTLE

Filed Nov 21, 1995 @ 4:15 PM

10-24-96 Pd Sheriff
10300 29.00

Tax & Entry Pd 10-24-96 50.50
User's Fee Pd 10-24-96 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd 29.00
Pro Co Pd 10-24-96 9.00

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

And now, this 21 day of November , 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: Margaret Eglinton is approved by the Court as a Guardian Ad Litem for the sole purpose of proceeding with this action on behalf of the minor 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 December 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.

Nov.22, 1995 Sheriff's Return filed. Served Candace Lytle, on November 22, 1995 at 9:00AM, at R.D.#4,Box 706, Meadville,PA 16335
So answers,
Dale A. Collins, Deputy Sheriff
Robert M.Stevens,Sheriff

Nov. 28, 1995 Appearance of Guardian Ad Litem filed.

Dec 7, 1995 ORDER filed. AND NOW, December 1, 1995 at the time this mother and daughter abuse case is before the Court, the parties and their counsel advise the Court the matter has been amicably resolved without admission or without adjudication of the mother having committed an act of abuse in accordance with the following terms:

1. The Defendant is directed to refrain from abusing, threatening to abuse, or harassing the Plaintiff.

2. Custody of the minor child Austin Coulter shall be with the Plaintiff. Visitation between the minor child Austin Coulter and the Defendant shall be based upon the mutual agreement of the parties.

3. The Plafintiff shall be entitled to return to the Defendant's residence located at R.D. 4, Box 706, Meadville, for the purpose of retrieving her personal effects and those of the minor child Austin Coulter, including the child's furniture.

4. This order shall remain in full force and effect for 1 year.

5. Costs in this case in the amount of $93.50 shall be paid by the Defendant within 30 days.

6. The Defendant shall contact the local Social Security office by Wednesday, December 6, 1995 and remove herself as payee for the Plaintiff's Social Security Benefits.

7. For the purposes of the Plaintiff's school attendance, the Defendant acknowledges that he Plaintiff is no longer under her care and supervision.

8. When the Plaintiff returns to the residence to secure her possessions, she shall first ascertain by telephone call the presence of the Defendant mother in the household.

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

10. 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.

11. A copy of this order shall be delivered to the Pennsylvania State Police, Meadville Barracks, and to County Control.

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

Dec 8,m 1995 Faxed PaSPD, Co Control, mailed Eglinton, given Ferry & Sullivan
Dec. 14, 1995 sent Dft. w/bill

1995

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

1225

Watts and Pepicelli, PC
Christopher D. Ferry

TAMERA A. BELL

VS.

DONNA BECK

Filed Nov 21, 1995 @ 4:20 PM

Tax & Entry pd	50.25
User's Fee pd	5.00
Pro Co paid 6/30/97	6.00
Pro pd 7/13/98	6.00

NOTICE OF APPEAL OF DISTRICT JUSTICE JUDGMENT
OF William D. Chisholm DISTRICT 30-2-01

Nov. 28, 1995 Notice of Appeal filed.

Dec. 18, 1995 Complaint filed.

Feb 9, 1996 Answer, filed.

June 27, 1997 Upon praecipe of Plaintiff Attorney the above entitled action is marked settled and discontinued of record.

July 7, 1998 Upon praecipe of plaintiff attorney, the above captioned case is hereby settled and discontinued of record.

326

1995

1226

MATTHEW J. GALLEK

VS.

JULIE OPLINGER

Filed Nov 22, 1995 @ 11:10 AM

Tax & Entry Pd.11-21-95 50.50
User's Fee Pd 12-21-95 5.00
~~Surcharge 25.00~~
Sheriff's Costs Pd 12-21-95 29.00
Prothy pd 12-21-95 9.00

12-28-95 pd Sheriff #9641 29.00

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

And now, this 22 day of November , 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 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 December 4, 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.

Nov. 27, 1995 Sheriff's Return filed. SERVED Julie Oplinger,November 27, 1995 at 11:23 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville,PA

So answers,

Diane M. Sparks,Deputy
Robert M.Stevens, Sheriff

Dec. 8, 1995 ORDER FILED. AND NOW, December 4, 1995 this matter comes before the Court for a hearing on the Plaintiff's Petition for relief under the Protection from Abuse Act.

Both parties appear without counsel and the Defendant is advised of her right to counsel and indicates she will represent herself.

The parties have reached an informal out-of-court agreement which they intend to abide by, which agreement includes that this petition will be withdrawn by the Plaintiff.

He does indicate he wishes to withdraw this petition and it is so ordered with the parties to split the court costs in the amount of a total of $93.50 equally. Both parties shall pay their share of the court costs 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 be provided to the Meadville City Police Department and to County Control, and a copy shall be sent by regular mail to each of the unrepresented parties, the Plaintiff at 289 Loomis Street in Meadville, and the Defendant at Box 348, Allegheny College,Meadville.

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

12-8-95 Faxed McPD & Co. Control. 12-13-95 copy mailed to Pltf & Deft. w/bills

1995

Shafer, Swick, Bailey,
Irwin, Stack & Millin
Louis J. Stack

1227

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

WICKES LUMBER COMPANY

VS.

MARK J. ESCHWEILER t/d/b/a
ESCHWEILER'S BACKHOE

Filed Nov. 22, 1995 @ 11:20 AM

Tax & Entry pd 50.50
User's Fee pd. 5.00
Sheriff's Costs 29.00
Satisfaction pd. 10/29/96 5.00

COMPLAINT IN CIVIL ACTION
Issued Sheriff

Dec. 7, 1995 Sheriff's Return filed. Served, Mark J. Eschweiler on December 1, 1995 personally, at 10:30 AM, at the Sheriff's Office at the Crawford County Court House, in Meadville, Pa.
So answers, Diane M. Sparks, Deputy
Robert M. Stevens, Sheriff

Jan. 10, 1996 Answer and Counterclaim filed.

Jan 31, 1996 Answer and New Matter to the Counterclaim, filed.

June 6, 1996 Notice of Intent to Complete Discovery on behalf of plaintiff, filed.

Aug. 12, 1996 Plaintiff's Certificate of Readiness filed.

Oct. 29, 1996 Praecipe Settle and Discontinue with Prejudice by Plaintiff filed. AND NOW, this 29th day of October, 1996, comes the Plaintiff by its attorney, Louis J. Stack, Esquire, and the Defendant by its attorney, Edward J. Hatheway, Esquire, and request that the Complaint and Counterclaim be marked settled and discontinued with prejudice.

1995

1228

BRENDA L. TARACZKOZY

VS.

JAMES G.B. TARACZKOZY

Filed Nov 22, 1995 @ 11:40 AM

June 22, 1998 Received $53.00 from dft.
June 26, 1998 Paid Robert M. Stevens sheriff's costs $53.00
CK 12069

Tax & Entry	PdC-22-98	50.50 ✓
User's Fee	PdC-22-98	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs		24.00
Sheriff's Costs		29.00
ProCo.	PdC-22-98	9.00 ✓

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copy Plaintiff
3 copies Sheriff
Faxed - PSP Meadville
Sent Con. Lake/Sadsbury Twp.

And now, this 22 day of November , 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 give to the Plaintiff when served keys to a running vehicle so that Plaintiff may have this vehicle. The Plaintiff will pick these keys up at Sheriff's Office. The Defendant shall not distroy or in any way render property of the parties inoperable *

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. PSP Meadville Conneaut Lake/Sadsbury

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 November 30, 1995 , at 11:30 am 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.

* or sell property or give it away. The Plaintiff shall have sole custody of children pending further order of court.

Nov. 27, 1995 Sheriff's Return filed. SERVED James G.B. Taraczkozy, November 23, 1995, 639 Adamsville Road, Jamestown, PA, byState Police.
So answers, Robert M.Stevens,Sheriff

Dec 7, 1995 ORDER, filed. AND NOW, Dec. 4, 1995, the Defendant having requested the hearing in the above matter heretofore set for Nov. 30,1995 be rescheduled due to the fact that he will be out of town because of his employment on said date, the same is reset for Dec. 11, 1995, at 11:15 A.M., Courtroom No. 2, Crawford County Courthouse, Meadville, PA

The Defendant has agreed that the Temporary Order will remain in full force and effect until the lhearing on the above date.

FOR THE COURT:
Ann A. Walker, C.A.

Dec 7, 1995 copies dist by Ct.

Dec. 19, 1995 ORDER filed. AND NOW, December 11, 1995, at the time set for hearing on this matter, the plaintiff appears with counsel, but the defendant fails to appear, and although there is no proof of service in the file, the Court believes the defendant received the original petition, which was mailed to him on or about DEc.6, 1995, with the Court noting that a letter from the defendant appears in the file requesting a continuance of the original hearing because of the unavailability of the defendant.

We are further advised by the plaintiff and her counsel that the parties have consulted to the end that a Consent Order be entered in this case.

The Court enters the following Order:

1. The plaintiff, temporarily living with the defendant's parents, will move back into the marital residence at 639 Adamsville RD., Jamestown, Crawford Co., PA., on Dec. 12, 1995.

2. The defendant is ORDERED and DIRECTED to refrain from abusing, harassing, threatening, or assaulting the plaintiff or the 3 minor children in any manner.

3. Physical possession of the marital residence at 639 Adamsville Road is awarded to the plaintiff and the defendant is excluded from taking possession except for periods of time the parties subsequently agree on, when the defendant may have temporary custody or visitation with the children.

4. The defendant shall not go to the plaintiff's place of employment or call her at her place of employment except in dire emergency involving the children or go to the Adamsville Road residence except for visitations as the parties have mutually agreed upon.

5. Temporary custody of the 3 minor children is awarded to the plaintiff, without prejudice to the right of either party to file a separate custody or visitation action.

6. The defendant father is entitled to have supervised visitations with his 3 children at the Adamsville Road residence at dates and times and under conditions mutually agreed upon by both parties.

7. The defendant is required to pay the monthly mortgage payments in the amount of $300 per month and pay all utility bills for the marital residence promptly upon receipt of utility bills sent by the plaintiff to the defendant.

8. This Order shall remain in force and effect for a period of one year and any Police Officer having reasonable grounds to believe that the terms and conditions hereof have been violated to the extent that there is an immediate danger to plaintiff or the minor children, may apprehend the defendant without procuring a warrant therefor, lodge the defendant in the County Jail and ask for an immediate contempt hearing.

(Continued in Margin)

9. The defendant is DIRECTED to pay the costs in this case in the amount of $88.50 on or before Dec. 29, 1995.

BY THE COURT,
P. Richard Thomas,
Senior Judge

Dec. 19, 1995 Order FAXED PASPD, Co. Control, given Atty. Sullivan.

Continued on page 328a

328
A

Brenda L. Taraczkozy

vs.

James G. B. Taraczkozy

Record continued from page 328

of record

A.D. 1995 - 1228

****

Feb. 7, 1997 Petition For Contempt and Orders filed. Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for the payment of costs.

If you wish to defendant against the claim set forthin the following pages, you may but are not required to file in writing with the court your defeses or objections.

Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on Fri. April 11, 1997, at 1:30 PM in Courtroom 1; Crawford County Court
House, Meadville, Pennsylvania 16335.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have wilfully failed to comply with its order for payment of costs, you may be found to be in contempt of court and committed to jail, fined or both.

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

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

BY THE COURT,
Anthony J. Vardaro, J

AND NOW, this 6th day of February, 1997, the within Petition having been presented and duly consiered, the prayer of the Petitionis granted and a Rule is issued on said Plaintiff/Defendant to show cause, if any she/he has, why she/he should not be held in contempt of this court.

Said Rule returnable and to be heard on the 11th day of April, 1997 at 1:30 o'clock P.M. in Courtroom 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.

The Plaintiff/Defendant shall be present.

The Prothonotary is directed to mail a certified copy of the Petition, Rule and order to the Palintiff/Defendant by certified mail. If Service cannot be made by certified mail, the Sheriff of Crawford County shall forthwith serve or have served a copy of the Petition, Rule and Order upon the Plaintiff/Defendant.

BY THE COURT,
Anthony J. Vardaro, J

2/10/97 Distributed Dft.

Apr. 22, 1997 ORDER filed. and now, Apr. 11, 1997 this matter comes before the court on a petition for contempt filed by Pro. for dft's failure to pay court costs. The dft. does not appear and he has been served by reg. mial and cert. mial with the reg. mial not being returned tothe Pro but the cert. mial being returned unclaimed.

Accordingly the ct. adm. is directed to reschedule this amtter for a later date and the Pro is directed to serve the dft. personally through the sheriff with a notice of that hearing and acopy of the orig. Pet. for Contempt.

BY ORDER OF THE CORUT,
AnthonyJ. vardaro, J.

4/27/97 dist. to plff. atty and ct. adm.

Apr. 23, 1997 ORDER RE- SETTING HEARING filed. And now, April 23, 1997 having been directed bythe court to reset the hearing from Apr. 11, 1997 due to dft's failure to appear, this matter is hereby reset for Mon. July 14, 1997 at 9:00 am. in C. R. No. 2, Courthouse. By Judge Vardaro's order of Apr. 11, 1997 the Pro is directed to arrange for ser. of the dft. personally by sheriff with notice of the new hearing date as well as a copy of the orig. Pet. for Cont.

FOR THE COURT,
Ann Walker, Ct. Adm.

4/28/97 dist. to sheriff for service

July 1, 1997 SHERIFF'S RETURN: Served James G.B. Taraczkozy by handing the order to Brenda Taraczkozy signed accept. of service attached, this was served in the Sheriff's Office, on June 30, 1997 at 12:55 PM.

So answers,

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

July 15, 1997 ORDER: AND NOW, July 14, 1997, at the time set for a hearing on the contempt petition filed by the Prothonotary, the Defendnat does not appear. His wife accepted service on his behalf on June 30, 1997 in the Sheriff's office.

Accordingly, the Prothonotary is DIRECTED to issue a bench warrant for the apprehension and detention of the Defendant. He shall be bondable by posting bond in the amount of $175.00. Anthony J. Vardaro, J.

July 15, 1997 Distributed Ct Adm, Sheriff & Jail
July 23, 1997 Sent Dft

June 22, 1998 Writ returned no costs, so answers,

Robert M. Stevens, sheriff

328
~B~

1995

1229

GRETA BROOKS

VS.

JAMES L. BROOKS

Filed Nov. 22, 1995 @ 12:10 PM

Tax & Entry	50.50
User's Fee	5.00
Surcharge	25.00
Sheriff's Costs	33.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copy Plaintiff
3 copies Sheriff
Faxed - PSP Meadville
Plf. served copy to Ashtabula CPD

ORDER: And now, this 22 day of Mpve,ber , ;005 , 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 December 4, 1995 , at 11:30 am 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.

Nov. 27, 1995 Sheriff's Return filed. Served James L.Brooks,on November 22, 1995 at 2:10 PM, at Rt 285 Box 72A Espyville,Pa.
So answers,
Dale Collins,Deputy Sheriff
Robert M.Stevens, Sheriff

Dec. 4, 1995 Motion To Continue and ORDER filed. AND NOW, this 30th day of November, 1995, upon consideration of Defendant's Motion to Continue currently scheduled for December 4, 1995, at 11:30 a.m., this matter is hereby continued and rescheduled for Dec. 6, 1995, at 3:00 p.m.

BY THE COURT,
Anthony J. Vardaro, Judge
Dec. 4, 1995 Order FAXED Attys. Jones and Keenan.

Dec. 18, 1995 O R D E R filed. AND NOW, December 6, 1995, after hearing, the Court is not satisfied by the fair weight of the evidence that the allegations of the petition have been sustained. Accordingly, The Court declines to entertain an abuse order in this case. The County is directed to pay the costs.

BY ORDER OF THE COURT,
P. Richard Thomas, S.J.
12-18-95 FAXED PASPD & Co. control, mailed Jones, given Keenan.

330

1995

Edgar Snyder & Assoc. Todd Berkey	RANDY LEE KARNS and SUSAN KARNS	JURY TRIAL DEMANDED PRAECIPE TO ISSUE A WRIT OF SUMMONS IN CIVIL ACTION Issued Sheriff Dec. 7, 1995 Sheriff's Return filed. Served, James Henry, on December 1, 1995, personally, at the Sheriff's Office, Crawford County Courthouse, Meadville, Pa. on 10:23 AM. So Answers, Diane M. Sparks, Deputy Robert M. Stevens, Sheriff April 18, 1996 Upon Praecipe of plaintiff attorney the above case marked sttled and discontinued.
1230	VS.	
	JAMES HENRY	
	Filed Nov. 22, 1995 @ 12:30 PM Tax & Entry pd 50.50 User's Fee pd 5.00 Sheriff's Costs: 34.00 Pro Co. pd 4-18-96 6.00	

1995

Lawremce C. Bolla

1231

PNC BANK, N.A.

VS.

DOUGLAS E. NICKERSON AND
ROBIN E. NICKERSON

COMPLAINT IN CIVIL ACTION
Issued Sheriff

Dec. 4, 1995 Upon Praecipe of Lawrence C. Bolla, Esquire, Attorney for Plaintiff, the above-captioned matter is marked settled and discontinued, without prejudice, filed.

Dec. 5, 1995 Sheriff's Return filed.
Served Douglas E. Nickerson,personally, on November 29, 1995 at 2:36 PM, at the Sheriff's Office, Crawford County Court House, Meadville,PA 16335
Served Douglas E.Nickerson, Authorized agent, signed accept. of Service on November 29, 1995 at 2:35 PM, at the Sheriff's Office, Crawford County Court House, Meadville,PA 16335
So answers, Barbara J. Reagle, Deputy
Robert M. Stevens, Sheriff

Filed Nov. 22, 1995 @ 12:40 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Pro.Co. Pd 12/7/95	5.00
Sheriff's Costs	41.00

1995

Shafer, Swick, Bailey, Irwin, Stack & Millin
John C. Swick

1232

WEK PLASTICS

VS.

WAYNE-DALTON CORP., et al.

Filed Nov 22, 1995 @ 2:48 PM

Tax & Entry	50.50
User's Fee	5.00

DEFENDANT WAYNE-DALTON CORP'S PETITION TO GRANT THE ISSUANCE OF A SUBPOENA DUCES TECUM

AND NOW, this 22 day of November, 1995, the Court, having reviewed Defendant Wayne Dalton Corp's Petition to Grant the Issuance of a Subpoena Duces Tecum, and having reviewed the Order Granting Commission to Take Records Depositions of Foltz Construction, L. Donald Foltz General Contracting and Froess Building Systems issued by Judge Paul H. Mitrovich of the Court of Common Pleas of Lake County, Ohio, hereby grants the issuance of a Subpoena Duces Tecum pursuant to the Pennsylvania Rules of Civil Procedure of Foltz Construction and L. Donald Foltz General Contracting, both entities believed to have a business address of R.D. #3, Box 276A, Conneautville, Crawford County, Pennsylvania 16406.

The Court additionally hereby Orders that the Subpoena direct and order the receiving party to appear at 9:00 a.m. on November 30, 1995, at the law offices of Shafer, Swick, Bailey, Irwin, Stack & Millin,located at 360 Chestnut Street, Meadville, Pennsylvania 16335, with all the documents requested in said Subpoena. By the Court:

Anthony J. Vardaro, J.

Nov 22, 1995 Faxed J. Swick

1995

Swensen,Perer, Johnson & McCANDLESS
David A. Schroeder
~~Miller & Nusbaum~~
Alan H. Nusbaum

1233

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

THOMAS P. TRICE

VS.

LEROY JOHNSON

Field Nov. 22, 1995 @ 3:00 PM

Tax & Entry pd 50.00
User's Fee pd 5.00

JURY TRIAL DEMANDED

COMPLAINT IN CIVIL ACTION

Jan 11, 1996 Affidavit For Service, filed. Alan Nasbaum, being first duly sworn deposes and states that:

1. He sent Certified mail, return receipt requested, a copy of the attached Complaint.
2. That he received back the green card confirming service with a date of delivery of 1/2/96 (see attached).
3. A copy of said Complaint and all documents sent to your office are additionally being sent to Gary Granke, adjuster for defendant's insurance carrier.

It is thus requested that the court await an answer and then set subsequent steps as per its discretion.

Jan. 11, 1996 Preliminary Objections on behalf of defendant, filed.

Apr. 3, 1996 Appearance of Swensen, Perer, Johnson and McCandless by David A. Schroeder, Esqurie for the Plaintiff, Thomas P. Trice, filed.

Apr. 3, 1996 Notice of Amended Complaint in Civil Action, filed.

April 29, 1996, Certificate of Service of Defendants First set of Interrogatories and Request for Production of Documents filed.

June 7, 1996, Answer to Amended Complaint filed.

Oct. 24, 1996 Notice of Service Answers To Defendant's Interrogatories and Responses to Requests For Production of Documents filed.

Jan. 2, 1996 Notice of Deposition of Leroy Johnson, Defendant, filed.

Apr. 14, 1997 Notice of Rescheduled Deposition by Plaintiff's Attorney filed.

May 16, 1997 Notice of Service of Interrogatories and Requests for Production of Documents field.

Dec. 4, 1997 NOTICE TO COMPLETE DISCOVERY AND CERTIFICATE OF SERVICE FILED FOR PLTF.

July 27, 1999 Certificate of Service Filed. (Deft)

1995

Barbara J. Walton	EDWARD LYNN GAMBLE	COMPLAINT IN DIVORCE Issued Atty
1234	VS.	Dec.1,1995 Affidavit of Service filed. And Now, December 1, 1995, cmes Carole Walker,secretary to Barbara J.Walton,and avers as follows: 1. A true and correct copy of thecomplaint for Divorce under Section 3301 (c) was mailed to the Defendant via Certified Mail, return receipt on November 28, 1995. 2. That the Defendant signed the return card on November 30, 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.Z410908172) 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, Secretary to Barbara J.Walton,Esquire
	BARBARA JEAN GAMBLE	June 7, 1996, Affidavit of Consent of plaintiff filed. June 14, 1996 Waiver of Notice of Intention to Request Entry of divorce Decree under Section 3301(c) of the Divorce Code by Plaintiff filed. September 11, 1998 Affidavit of Consent to Divorce filed (Deft) September 11, 1998 Waiver of Notice of Intention to Request Entry of Divorce Decree under Section 3301(c) of the Divorce Code Filed. (Deft)
	Filed Nov. 22, 1995 @ 3:40 PM	
tax & Entry pd	50.50	
User's Fee pd	5.00	
State pd	10.00	
Adm Fee pd	45.00	
Pro Co pd 9/15/98	9.00	

Sept. 15, 1998 Upon praecipe of Plaintiff Attorney To Transmit The Record, this case moved to court.

DIVORCE DECREE FILED

Oct. 16, 1998 AND NOW, Oct. 13, 1998, it is hereby ordered and decreed that EDWARD LYNN GAMBLE, Plaintiff, and BARBARA JEAN GAMBLE, 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.

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.

1995

Law Offices of
Donald S. Mazzotta,PC
Anne t. Prillaman
Donald S. Mazzotta

1235

GREENWOOD TRUST

VS.

JOAN MASON

Filed Nov. 27, 1995 @ 2:20 PM

Tax & Entry pd	50.00
User's Fee pd	5.00
Sheriff's costs	29.00
Pro Co pd 1-12-96	9.00

COMPLAINT - CIVIL ACTION
1 copy Sheriff

Nov. 28, 1995 Sheriff's Return filed. SERVED Joan Mason, personally, November 27, 1995 at 3:56 , at the Sheriff's Office, Crawford Co. Courthouse, Meadville, PA.
So answers,

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

And now, Jan 11, 1996, upon praecipe of plaintiff attorney judgment has been entered against the defendant for failure to file an Answer to Plaintiff's complaint, in the sum of Seven Thousand Sixty and 16/100 Dollars. With interest accruing at the rate of 18.000 pr annum from the date of Judgment together with costs of suit.

M - 93 Debt: $7,060.16 plus interest and costs

JUDGMENT

Barbara H. King, Pro.

1-12-96 Notice of entry of Judgment sent to Dft.

1995

Watts and Pepicelli PC
Alan L. Pepicelli

1236

TWILA JEAN PALMER, Admistratrix of the Estate of JAMES RICHARD PALMER, SR., Deceased

VS.

THE MARLIN FIREARMS COMPANY, INC., a Corporation; MARLIN FIREARMS CO., a corporation; and KMART Corporation, a corporation,

Filed Nov 27, 1995 @ 3:31 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	153.00

PRAECIPE FOR ISSUANCE OF WRIT OF SUMMONS
IN CIVIL ACTION
Issued Sheriff

Jan 16, 1996 SHERIFF'S RETURN, filed. SERVED Marlin Firearms Company by Certified Mail at its last known address of 100 Kenna Drive, P.O. Box 248, North Haven, CT 06473-0903. Served on December 4, 1995, as per signed return receipt attached.

SERVED KMART Corporation on November 29, 1995 at 2:17 PM by handing a copy of the Summons to Tim Marciniak, Manager at KMART, located 1125 Conneaut Lake Road, Meadville, Crawford County, PA.

SERVED KMART Corporation by Certified Mail at its last known address of 3100 W. Big Beaver, Troy, MI 48084. Served on December 1, 1995 as per signed return receipt attached.

SERVED KMART Corporation by deputizing the Sheriff of Philadelphia County, PA, as per his Affidavit of Service attached. Served on December 13, 1995 as per Affidavit of Service attached.

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

RETURN: SERVED AND MADE KNOWN TO K-Mart Corp, Defendant Company by handing a true and attested copy of the within Summons/Complaint, issued in teh above captioned matter on Dec.13,1995 at 11:00 AM at 1635 Market St., in the County of Philadelphia, Pa to Ct Corp - Rita Spear, agent or person for the time being in charge of defendant's office.

So Answers, John D. Green, Sheriff
Brian Truber, Deputy Sheriff

November 3, 1997, Petition for Settlement of Wrongful Death/ Survival Claims and Order filed. ORDER AND NOW, this 3rd day of November, 1997, upon consideration of the within Petition for Settlement or Wrongful Death and Survival claims in the above-captioned case, this Court approves the within settlement of $200,000. with allocation of settlement proceeds to be as follows:

1. $175,000. to your Petitioner 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 Action proceeds: $50,000.00

b. To Watts and Pepicelli PC, as reimbursement for costs advanced to date: $ 2,189.53

c. To Petitioner, Twila Jean Palmer, under the Wrongful Death Action, to be distributed in accordance with the provisions of the Pennsylvania Wrongful Death Act, 42 PA. C.S. 8301: $122,810.47

2. $25,000. to the Estate of James Richard Palmer, Sr Deceased, under the Survival Action. And upon payment of said sums and record costs of suit, Petitioner, Twila Jean Palmer, is authorized to execute a Release in appropriate form in favor of said parties to be released.

BY THE COURT
Gordon R. Miller, J.

Distributed Nov. 3, 1997 Pepicelli

1995

~~Elderkin, Martin, Kelly & Messina~~
~~William J. Kelly, Jr.~~

1237

TIMOTHY J. MILLER

VS.

BRIAN J. LINDSAY

Filed Nov 28, 1995 @ 10:11 AM

Tax & Entry pd 50.00
User's Fee pd 5.00

PRAECIPE FOR THE ISSUANCE OF A WRIT OF SUMMONS
Issued Atty

Dec. 18, 1995 Acceptance of Service filed.

Sept. 16, 1996 Motion to Wihdrawal by Elderkin, Martin, Kelly & Messina by and through William J. Kelly, Jr., and ORDER filed. CAME ON TO BE HEARD, this 16 day of September, 1996, Plaintiff's counsel's Motion to Withdrawal as counsel-of-record, and the Court after considering such Motion is of the opinion that it is well taken and should be granted. It is therefore ORDERED, ADJUDGED and DECREED that effective as of the date of the signing of this Order that the law firm of ELDERKIN, MARTIN, KELLY & MASSINA is withdrawn as counsel-of-record for Timothy Miller.
Anthony J. Vardaro, J.
9-16-96 FAXED Wm. Kelly & DISTRIBUTED Lindsay

Barbara J. Walton

1238

TAMMY BAKUS

VS.

JASON S. BAKUS

Filed Nov 28, 1995 @ 11:20 AM

COMPLAINT IN DIVORCE, CUSTODY, EQUITABLE DISTRIBUTION
1 copy atty

Dec. 1, 1995 Affidavit of Service filed. And Now, December 1, 1995, comes Carole Walker, secretary to Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section 3301 (c) was mailed to Defendant via Certified Mail, return receipt on November 28, 1995.

2. That the Defendant signed the return card on November 30, 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. Z410908173) attached hereto as EXhibit "A".

I VERIFY that the statemtns made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penaltiies of 18 Pa. C.S. s 49094, relating to unsworn falsification to authorities.

Carole Walker, secretary to Barbara J. Walton, ESq.

8-13-97 Refd from dept. med fee 200 cr

10-10-97 pd dept med Refund #1335 9 cr

12-24-97 Ld Cl med fee 182.00

Tax & Entry	pd	50.50
User's Fee	pd	25.00
State	pd	10.00
2 Add'l Counts	pd	30.00
Adm Fee	pd	45.00
Pro. Co. pd 4/1/96		9.00
		182.00

William Pineo, Mediator Pro Co Pd 12/24/96 9.00 Pro Co Pd 12/24/97 9.00

Jan. 5, 1996 Marriage Settlement Agreement, filed.

Jan. 9, 1996 Consent Custody Order dated January 9, 1996 filed. (see papers filed)

By the Court:
Gordon R. Miller, J.

Jan. 9, 1996 Copy distributed to Atty. Walton.

Mar. 6, 1996 Affidavit of Consent to Divorce by Tammy Bakus, Plaintiff filed.

Mar.6, 1996 Affidavit of Consent to Divorce by Jason S. Bakus, Defendant, filed.

Mar. 6, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301 (c) of the Divorce Code by Jason S. Bakus, Defendant, filed.

Mar. 27, 1996 Upon Praecipe of Barbara J.Walton, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

April 4, 1996 AND NOW, this 3 day of April, 1996, 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 TAMMY BAKUS and Defendant, JASON S. BAKUS, 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 Agreemetn between the parties herein dated Jan. 2, 1996, shall be incorporated in this decree and order by reference as fully as though the same were set forth herin, at length. Said 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:
Anthony J. Vardaro, J.

Aug 12, 1997 Certificate of completion of the Seminar for Separating Parents for Jason S. Bakus, filed.

Aug 13, 1997 Petition To Modify Custody, filed.

Aug 15, 1997 ORDER: AND NOW, this 14 day of August, 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 Separating 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, J.
Aug 15, 1997 Faxed Walton, Pineo & Kirkpatrick

Aug 15, 1997 ORDER: You, Tammy Irwin have been sued in Court to obtain custody, partial custody or visitation of: Alexander S. Bakus, age 2, born February 2, 1995.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator William Pineo, Esq., 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: Anthony J. Vardaro, J.
Aug 15, 1997 Faxed Walton, Pineo & Kirkpatrick

Aug. 28, 1997 Proof of Service filed. I, Mary Ann Kirkpatrick, certify that the Petition to Modify Custody was filed on Aug. 13, 1997, served on plff. atty. on Aug. 13, 1997, by placing same in Atty. Walton's box at Prothonotary's office in Courthouse, Meadville, Pa. Mary Ann Kirkpatrick.

Sept. 24, 1997 Certificate of Completion of Separating Parents Seminar by Tammy (Bakus) Irwin filed.

Cont to 338A

TAMMY BAKUS vs JASON S. BAKUS con't from page 338

TEMPORARY ORDER FILED

And now, this 7th day of October, 1997, 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, Alexander S Bakus.

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.

3a. The mother shall have primary physical custody of the subject minor child. The father shall have temporary custody and visitation for each weekend, except for the last full weekend of each month, from Saturday at 5:30 P.M. through Monady at 5:30 P.M. A full weekend is defined as one in which Saturday and Sunday fall within the same month. The father shall also have the right of visitation and temporary physical custody every Thursday from 5:30 P.M. until 8:30 P.M.

b. The father shall also have the right to designate one 2 week period and one 1 week period, not to be taken consecutively, in which he will have temporary physical custody of his child. The mother may likewise designate one 2 week period and one 1 week period, not to be taken consecutively, in which no visitation need be accoreded the father. The parties shall make their designations by May 15th of each years.

c. The parent not having physical custody shall have the right to telephone the child at reasonable times and fro reasonable lengths of tiem and such conversations will not be unreasonably monitores by the parent having physical custody.

4. Holiday visitations shall be arranged as follows:

a. Christmas: There shall be two Christmas holiday visitation periods, the first beginning on Christmas Eve at Noon and ending on Christmas Day at Noon, and the second beginning on Christmas Day at Noon and ending on December 26th at Noon. In odd numbered years, the mother shall have the first period, and the father, the second and in even numbered years, the father shall have the first period, and the mother, the second. The father shall have visitation and temporary physical custody each year from December 26th at Noon until December 31st at Noon.

b. Thanksgiving: Their shall be two Thanksgiving visitation period's, the first beginning on the Wednesday preceding Thanksgiving at 5:30 P.M. and ending on the Friday following Thanksgiving at 5:30P.M. In odd numbered years, the father shall have the first period, and the mother, the second, and in even numbered years, the mother shall have the first period, and teh father, the second.

c. Easter: There shall be two Easter visitation periods, the first beginning on Holy Saturday at 5:30 P.M. and ending on Easter Sunday at 1 P.M. and the second beginning on Easter Sunday at 8P.M. In odd numbered years, the father shall have the first period, and the mother, the second and in even numbered years, the mother shall have the first period, and the father, the second.

d. The other holidays will be Memorial Day, Independence Day, and Labor Day. Holiday visitations shall be between the hours of 9A.M. and 8P.M., except for Independence Day, when the holiday visitation shall be extended to 11P.M. so that the child may watch the fireworks. The father shall have visitation and temporary physical custody for Memorial Day, 1998, and the parties shall thereafter alternate the holiday periods.

e. The child shall spend Father's Day with his father and Mothers's day with his mother during the hours of 9A.M. and 8 P.M.

f. The provisions of this paragraph shall take precedence over the other provisions of this Order relating to the custodial or visitation periods.

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

6. 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 be necessary, the parties shall attempt at once to arrange for alternative visits or to make alternative arrangements.

7. The parties shall split responsibility for transportation with the party receiving the 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.

8. Each party shall teach said child to give to the other party that love and respect which is due a parent from the 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 medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the same room as the child, 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 and other members of the parties' household shall take care to do or say nothing which would confuse the identity of the parent in the child's mind and to this end, parties and stepparents are directed to confer and select a title of courtesy for the stepparent which will not confuse his or her role with that parent in the mind of the child.

12. This Order is conditioned upon the continuation of the present living circumstances of each of the parties. Should that change either by marriage, divorce, change of residence, or change of location, the party whose circumstances are changing shall notify the other party thirty (30) days in advance of the intended change.

13. Costs and fees of this Mediation which are fixed at $182.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

14. The deposit required for the appointment of the Custody Mediator was made by the father. The deposit shall first be applied against all costs accrued in this case and the remainder, if any, shall be remitted to him. The parties shall settle up with each other and with the Prothonotary of Crawford County such that each shall have paid one-half of the accrued costs in this case within thirty (30) days of the date of this Order.

15. Either party may move the Court for a hearing de novo within 10 days from the date hereof. If neither party so moves, this Order shall be considered permanent.

BY THE COURT Anthony J. Vardaro Judge

10-10-97 Faxed: Irwin, Pineo & Kirkpatrick

338B

1995

1995

Hollinshead, Mendelson Bresnahan & Nixon PC
William P. Bresnahan
Dwight D. Ferguson

1239

THE FIRST NATIONAL BANK OF PENNSYLVANIA, OWNED BY PNC NATIONAL BANK ASSOCIATIION IN AFFILIATION WITH PNC REALTY HOLDING CORP PROPERTY MANAGEMENT GROUP

VS.

CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed Nov 28, 1995 @ 11:50 AM

Tax & Entry pd 50.50
User's Fee pd 5.00

PETITION FOR ALLOWANCE OF APPEAL FROM ACTION OF THE CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS
1 copy atty

Dec. 22, 1995 Answer To Assessment Appeal filed.

Dec. 22, 1995 Certificate of Mailing of Answer To Assessment Appeal filed.

July 24, 1996 Stipulation and Consent Order filed. AND NOW, this 23rd day of July, 1996, upon consideration of the within Stipulation, the same is hereby entered as an Order of this court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this Order. All taxing bodies are directed to make nay refurnds to the taxpayer that this valuation may necessitate.

BY THE COURT,
Gordon R. Miller, J

724-96 mailed Bresnahan distributed Johnson

340

1995

Hollinshead, Mendelson, Bresnhan & Nixon PC
William P. Bresnahan
Dwight D. Ferguson

1240

Karen S. Johnson

THE FIRST NATIONAL BANK OF PENNSYLVANIA, OWNED BY PNC NATIONAL BANK ASSOCIATION IN AFFILIATION WITH PNC REALTY HOLDING CORP PROPERTY MANAGEMENT GROUP

VS.

CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed Nov 28, 1995 @ 11:52 AM

Tax & Entry	pd	50.50
User's Fee	pd	5.00

PETITION FOR ALLOWANCE OF APPEAL FROM ACTION OF THE CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS
1 copy atty

Dec. 22, 1995 Certificate of Mailing of Answer to Assessment Appeal filed.

Dec. 22, 1995 Answer to Assessment Appeal filed.

July 24, 1996 Stipulation and Consent Order filed. AND NOW, this 23rd day of July, 1996, upon consideration of the within Stipulation, the same is hereby entered as an Order of this court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer tha this valuation may necessitate. BY THE COURT:
Gordon R. Miler, J
7-24-96 mailed Bresnahan and distributed Johnson

1995

Hollinshead, Mendelson, Bresnahan & Nixon, PC
William P. Bresnahan
Dwight D. Ferguson

1241

Karen S. Johnson

DAVID D. KIRKPATRICK, SUZANNE HENRY and ROBERT L. KIRKPATRICK Owners and PNC BANK, Lessee

VS.

CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS

Filed Nov 28, 1995 @ 11:53 AM

Tax & Entry pd 50.00
User's Fee pd 5.00

PETITION FOR ALLOWANCE OF APPEAL FROM ACTION OF THE CRAWFORD COUNTY BOARD OF ASSESSMENT APPEALS
1 copy atty

Dec. 22, 1995 Certificate of Mailing of Answer To Assessment Appeal filed.

Dec. 22, 1995 Answer To Assessment Appeal filed.

July 24, 1996 Stipulation and Consent Order filed. AND NOW, this 23rd day of July, 1996, upon considerationof the wtihin Stipulation, the same is hereby entered as an Order of this Court, The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropratiate adjustments to the assessment records and take whatever further action is required in order to effectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessiate.

BY THE COURT:
Gordon R. Miller, J

7-24-96 mailed Bresnahan distributed Johnson

342

1995

Jorden and White
Harry Faber White, II

1242

Thomas, Spadafore,
Walker & Keenan
R. Charles Thomas

JUANITA B. SEAWOOD

VS.

JOANNE MARIE KRIDEL

Filed Nov 28, 1995 @ 1:10 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	34.00
Pro Co pd 5/29/97	6.00

PRAECIPE TO ISSUE WRIT OF SUMMONS
Issued Sheriff

Dec. 18, 1995 Sheriff's Return filed. Served, Joanne M. Kridel, onDecember 14, 1995 at 9:30 AM, personally, at 312 Randolph St. Meadville,Pa. 16335
So answers,

Dale Collins, Deputy
Robert M.Stevens, Sheriff

May 29, 1996 Appearance of Thomas, Spadafore, Walker and Keenan by R. Charles Thomas for Defendant filed.

May 27, 1997 Upon praecipe of pliantiff attorney, for value received and upon payment of costs, the above captioned action is hereby settled and discontinued of record.

1995

Theodore H. Watts

1243

IN RE: APPEAL OF
CHRISTINE B. LANG

VS.

FROM DECISION OF BOARD OF
ASSESSMENT APPEAL

Filed Nov 28, 1995 @ 4:05 PM

Tax & Entry pd 50.50
User's Fee pd 5.00

TAX ASSESSMENT APPEAL
1 copy atty

Dec. 19, 1995 Answer to Assessment Appeal filed.

Dec. 19, 1995 Certificate of Mailing of Answer To Assessment Appeal filed.

September 11, 1998 Stipulation and Consent Order and Order Filed. And now, this 11th day of Septmeber 1998 upon consideration of the within Stipulation, the same is hereby entered as an Order of this court. The Chief Assessor, Joseph J. Galbo, III is directed to make the appropriate adjustments to the assessemnt records and take whatever further action is required in Order to effectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessitate.

By the Court
Gordon R. miller

9/14/98 FAXED WATTS Given Johnson & Galbo

344

1995

Ferguson & Spataro
John F. Spataro

1244

LEONARDS AUTO SERVICE

VS.

WILLIAM McCARTHY

Filed Nov 30, 1995

Tax & Entry pd	50.25
User's Fee pd	5.00
Pro Co pd 3-27-96	9.00
Satisfaction pd: 8/20/96	5.00

NOTICE OF APPEAL OF DISTRICT JUSTICE JUDGMENT
of GEORGE W. HERZBERGER, III 30-3-04

Dec. 11, 1995, Proof of Service filed.

Dec. 21, 1995 Complaint filed.

Mar. 25, 1996 Affidavit of Service filed. I, JOhn F. Spataro, Esq., the undersigned, being duly sworn according to law, depose and say that I served a true and correct copy of theComplaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the Defendant by certified mail, return receipt requested, dated January 9, 1996. The Defendant acknowledged service on January 22, 1996, by accepting delivery on that date as evidenced by the attached, signed return receipt.
John F. Spataro

Mar 25, 1996, And Now, upon praecipe of plaintiff attorney judgment has been entered in favor of Plaintiff, and against the Defendant, for his failure to pleas to the complaint in this action within thr required time. Judgment entered in the amount of One Thousand Seven Hundred Eight and 23/100 plus costs.
C - 185 Debt: $1,708.23 plus costs
M - 174 JUDGMENT
Barbara H. King, Pro.

Aug. 15, 1996 Praecipe to Settle and Discontinue the Matter Between the parties as articulated in A.D. 1995-1244 by Plaintiff.

1995

Darryl L.Kadunce

1245

Burns, White & Hickton
John G.Wall for
Defendant, Titusville
Area Hospital

Davies,McFarland &
Carroll
Lynn E.Bell for
William Fritz, MD,
Defendant

PATRICIA A. WOLFE and
ROBERT J. WOLFE

VS.

TITUSVILLE AREA HOSPITAL,
WILLIAM FRITZ, M.D. and
GEORGE COLLINS, M.D.

Filed Nov. 30, 1995

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	75.00
Sheriff's Costs	57.40
Pro Co. pd 4-17-96	5.00
Pro Co. pd 12-31-97	5.00

JURY TRIAL DEMANDED

PRAECIPE FOR WRIT OF SUMMONS IN CIVIL ACTION
Issued Sheriff

Dec 8, 1995 SHERIFF'S RETURN, filed. SERVED Titusville Area Hospital, 406 West Oak Street., Titusville, PA, Dec. 5, 1995 at 3:05 PM, by handing to Anthony Nasralla, Administrator.
SERVED William Fritz, M.D., N/W Orthopaedic Center, 125 W. Walnut Street, Titusville, PA 16354, Dec. 5, 1995 at 3:15 PM, by handing to Ann Schneider, Receptionists.
NOT FOUND as to George Collins, NW Orthopedic Center, 125 West Walnut Street, Titusville, PA.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. stevens, Sheriff

Dec. 15, 1995 Appearance of Burns, White & Hickton by John G. Wall, Esquire, Attorney for Defendant, Titusville Area Hospital, filed.

Dec. 15, 1995 Praecipe for A Rule to File a Complaint issued.

Dec. 15, 1995 Notice of Service of Defendant's First Set of Interrogatories and Request for Production of Documents Directed to Plaintiffs, filed.

Dec. 29, 1995 Complaint Reinstated.

Jan. 2, 1996 Affidavit of Service of Rule to File Complaint filed by Defendant filed.

JURY TRIAL DEMANDED

Jan. 3, 1996 Praecipe for Rule for complaint filed.
Jan. 3, 1996 Praecipe for Appearance filed.

Jan. 25, 1996 Writ Return filed. Before me the undersigned authority, personally appeared Mark R. Dehner, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 5th day of January, 1996, at 4:06 P.M. he served the within Summons filed at AD 1995 - 1245 Term 1995, Crawford County, Pennsylvania, upon defendant George Collins, M.D. at his place of employment located at 373 Circle Street, Franklin, PA 16323 and by making known the contents thereof to Bonnie Crisman, Agent in charge, office manager and handing to and leaving with her the certified copy of the said Writ received from Crawford County Sheriff.
Mark R. Dehner - Deputy Sheriff
Gene Price, Sheriff
SERVED George Collins, M.D., by deputizing the Sheriff of Venango County, PA, as per his affidavit of Service attached. Served on January 5, 1996 at 4;06 PM at 373 Circle Street, Franklin, PA 16323.
So answers, Robert M. Stevens, Sheriff

Jan. 31, 1996 Acceptance of Service of Rule to File Complaint on behalf of William Fritz,M.D. filed.

Feb. 9, 1996 Complaint in Civil Action filed.

Feb. 21,1996 NOtice of Service of Interrogatories and Request for Production of Documents, filed.

Mar. 4, 1996 Answer of William Fritz, M. D., one of the Defendants, filed.

Mar 6, 1996 Answer and New Matter Pursuant to Rule 1030 and 2252(d) of the Pa.R.C.P., filed.

Mar. 27, 1996 Reply To New Matter Pursuant To Rule 2252(d) of Titusville Area Hospital filed.

April 8, 1996 Notice of Answer to Interrogatories Being Completed by Plaintiffs filed.

April 8, 1996 Stipulation For Dismissal of Defendant Collins and Amendment of Caption of Case filed.

April 8, 1996 Upon Praecipe of Defendant attorney, Donald W. Bebenek, Esq., the above-caption matter as to the defendant George Collins, PA. discontinued of record, filed.(SEE PAPERS FILED)...

April 8, 1996 ORDER OF COURT filed. AND NOW, to-wit, this 4 day of April, 1996, it is hereby ORDERED, ADJUDGED and DECREED that George Collins, PA. (incorrectly identified as George Collins, M.D.) is hereby dismissed with prejudice as a party defendant(SEE PAPERS FILED).
BY THE COURT:
Anthony J. Vardaro, J.
April 15, 1996 FAXED Attys. Kadunce, Bebenek, Wall.; April 16, 1996 Mailed Atty. Bell.

May 16, 1997 Notice of Depositon of William Fritz, M.D. filed.

Dec. 22, 1997 Stipulation for Voluntary Discontinuance by Darryl Kadunce, Esq., on behalf of Titusville Area Hospital, only, filed.

July 16, 1998 Reply toAmended Answer/New Matter, filed.

July 30, 1998 Amended Answer, on behalf of Wm Fritz MD, one of dfts. filed.

Nov. 18, 1998 Motion to Compel Answers to Interrogatories filed.

Nov. 18, 1998 ORDER OF COURT FILED. AND NOW, this 18 day of Nov. 1998 upon consideration of Deft. Wm. Fritz, MD Motion to Compel Answers to Interrogatories it is hereby Ordered, Adjudges and Decreed that Plaintiffs shall provide full and complete responses to deft. Wm. Fritz's Interrogatories 1 through 3 and taht Plaintiffs shall provide an expert report indicating the

CONTINUED ON PAGE 471

1995

Peters, Lindsay, Lewis & Hatheway
Edward J. Hatheway

1246

Thomas Dana Watson

ERNEST J. SNYDER

VS.

SHERRI A. SNYDER

Filed Nov 30, 1995 @ 12:08 PM

Tax & Entry	Pd 1-31-96	50.50
User's Fee	Pd 1-31-96	5.00
Sheriffs Costs:	Rcd	29.00
Pro Co	Pd 1-31-96	9.00
Pro Co	Pd 1-31-96	5.00

1-31-96 Pd Sheriff #9728 2gs

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

And now, this 30 day of November , 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 marital home at 607 Forest Green, Meadville pending further order of court. The Plaintiff shall also have sole custody of Ernest, Tyler and Kasandra Snyder 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 December 7, 1995 , at3:30 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 COURT,
Anthony J. Vardaro

Dec. 5, 1995 Sheriff's Return filed. Served, Sherri A. Snyder, on November 30, 1995, at 1:59PM, personally, at 308 Walker Drive, Meadville, Pa. 16335.
So answers
Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Dec. 6, 1995 Contempt For Violation of Protection From Abuse Order filed.

Dec. 6, 1995 Petition for Indirect Contempt of a Temporary Protection FromAbuse Court Order 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 claims 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 file in writing with the court, your defenses orobjections,you must appear in person in court on the 7 day of Decedmber, 1995, 3:30 p.m. in Courtroom No. 1 or 2 of theCrawford 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,you may be found in contempt of court and committed to jail, fined or both.

BY THE COURT:
Anthony J. Vardaro,J.

12-6-95 Faxed Atty. Hatheway, Mailed Copy to Deft.

Dec. 11, 1995 O R D E R filed. AND NOW, December 7, 1995, the parties appeared in court with counsel on two matters, to-wit: The original Temporary PFA Petition that was filed on November 30, 1995; as well as the Complaint for Indirect Criminal Contempt that was filed by the plaintiff on December 6, 1995.

There apparently is also a Complaint for Criminal Contempt that has been filed in the District Justice's Office which may or may not have made its way to the Courthouse. The parties have entered into an agreement to resolve this matter. The defendant has been incarcerated in the Crawford County Jail since December 4, 1995.

ACCORDINGLY, based upon the agreement of the parties, it is ORDERED as follows:

1. The defendant shall not assault, abuse, harass, or threaten the plaintiff.

2. The defendant shall not directly contact the plaintiff nor shall she go to his residence or place of work. She may contact him through third parties and she may contact him in writing, provided the writing is not abusive, harassing, or threatening.

3. Primary physical custody of the four children, with the visitations to the agreed upon by the parties at times and places to be agreed upon between the parties. The parties apparently will communicate with each other with respect to the children through a third party. It appears that these parties do no have telephones. They are ordered to agree on a third party within 24 hours from this moment so that they will know who they are supposed to be talking to.

4. Nothing in this Order shall prevent the plaintiff from writing or calling the defendant, and if the plaintiff calls the defendant, that shall not be considered a violation by the defendant of this Order, unless she is abusive, harassing, or threatening on the telephone.

5. The plaintiff shall have sole possession of the marital residence at 607 Forest Green. This Order regarding custody and visitation is binding, but may be superseded by an Order entered on custody and visitation by a court of competent jurisdiction.

CONTINUED ON PAGE 493

6. The defendant is ordered and directed to go to the Mental Health Center at the Meadville Medical Center within 15 days from this date and to arrange for an appointment for an evaluation. She shall take a copy of this Order with her. Once the evaluation is completed, she shall participate in any further mental health counseling, treatment and therapy, including, but not limited to, anger management services, that the Mental Health Center believes she should

1995

Watts and Pepicelli PC Alan L. Pepicelli	ANASTACIA HODSON and JAMES H. HODSON, II	PRAECIPE FOR ISSUANCE OF WRIT OF SUMMONS IN CIVIL ACTION Issued Sheriff Dec. 18, 1995 Sheriff's Return filed. Served, Michael Abbey Donley,personally, on December 12, 1995 at 4:11 PM at the Sheriff's Office Crawford County Court House in Meadville, Pa. 16335 So answers, Carole Stefanucci Robert M.Stevens,Sheriff Dec. 8, 1997 Upon praecipe of plaintiff attorney, the abve captioned case is marked settled and discontinued of record.
1247	VS.	
	MICHAEL ABBEY DONLEY	
	Filed Nov 30, 1995 @ 12:20 PM	
	Tax & Entry pd 50.50 User's Fee pd 5.00 Sheriff's Costs 34.00 Pro pd 12/17/97 6.00	

348

1995

Watts and Pepicelli
Alan L. Pepicelli

1248

ANASTACIA HODSON

VS.

JAMES H. HODSON, II

Filed Nov 30, 1995 @ 12:20 PM

Tasx & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	34.00
Pro co pd 12/17/97	6.00

PRAECIPE FOR ISSUANCE OF WRIT OF SUMMONS IN CIVIL ACTION
Issued Sheriff

Dec 11, 1995 SHERIFF'S RETURN, filed. Served, James H.Hudson, II, on December 6, 1995 at 3:15 PM, personally at the Sheriff's Dept., Crawford County Court House, Meadville, Pa. 16335
So answers, Diane M. Sparks, Deputy
Robert M. Stevens, Sheriff

Dec. 8, 1997 Upon praecipe of plantiff attorney, the above captioned case is marked settled and discontinued of record.

1995

Barbara J. Walton

1249

EMERSON CHRISTIE

VS.

GERTRUDE CHRISTIE

Filed Nov 30, 1995 @ 3:30 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pd 1-14-97	9.00

COMPLAINT IN DIVORCE
1 copy atty

Dec. 11, 1995, Affidavit of Service filed. And Now, Dec. 11, 1995 comes Carole Walker sec. and avers:

1. A true and correct copy fo the complaint in divorce under Sect. 3301(c) waS MAILED TO DFT. by cert. amil ret. rec. on Dec. 5, 1995.

2. That the dft signed the return card on Dec. 7, 1995 and in accordance with Pa. R.C.P. 412, service of the complaint was made as is evidenced byt he US Postal Service Ret. REc. No. Z410908200 attched hereto as exhibit "A".

Carole Walker,

Dec. 20, 1996 Affidavit of Consent by Defendant filed.

Dec. 20, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the PA Divorce Code filed.

Jan 3, 1997 Affidavit of Consent of Plaintiff, filed.

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

DIVORCE DECREE FILED

Jan. 20, 1997 AND NOW, Jan. 20, 1997, it is ordered and decreed that EMERSON CHRISTIE, plaintiff, and GERTRUDE CHRISTIE, 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

Watts and Pepicelli, PC
Christopher D. Ferry

1250

BRIAN D. KRISE

VS.

MELENA M. KRISE

Filed Nov. 30, 1995 @ 3:40 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro Co. pd 5-8-96	9.00

COMPLAINT UNDER SECTION 3301(c) or 3301(d)

OF THE DIVORCE CODE

1 copy atty

May 1, 1996 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 for the attorney of record for Brian D. Krise, Plaintiff in the above captioned matter.

2. That on information furnished her by Plaintiff, she caused a certified copy of a Complaint in Divorce to be forwarded by certified mail, Article Number P 535 878 341, postmarked Dec. 4, 1995, to the last known address of the Defendant.

3. That the Defendant, Melena M. Krise, 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 against Defendant is therefore effected in accordance with the PA. Rules of Civil Procedure.

Kimberly A. Keas

May 1, 1996 Plaintiffs Waiver of Notice of Intention filed.

May 1, 1996 Defendant's Waiver of Notice of Intention filed.

May 1, 1996 Plaintiff's Affidavit of Consent filed.

May 1, 1996 Defendant's Affidavit of Consent filed.

May 1, 1996 Upon Praecipe of plaintiff attorney for Review under Section 3301(d) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

And Now, May 8, 1996, it is ordered and decreed that Brian D. Krise, plaintiff, and Melena M. Krise, dft., 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
Brian J. Lindsay

1251

GLENN M. REEDY

VS.

(LORI)
LAURIE REEDY

Filed Nov 30, 1995 @ 4:00 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro Co. pd 7-19-96	9.00
Pro Co pd 9/25/96	5.00

COMPLAINT IN DIVORCE
1 copy atty

Dec 8, 1995 Affidavit of Service, filed. I, Barian 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 tha tas such I am authorized to make this verification; that I did on the 5th day of December, 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 tha tI did on the 7th day of Juen, 1995 receive a duly executed return receipt dated December 6, 1995.

Apr. 3, 1996 Affidavit of Consent by Glenn M. Reedy, Plaintiff, filed.

May 10, 1996 Motion To Amend Complaint and ORDER filed. AND NOW, this 9th day of May, 1996, this Court hereby orders and directs that the original Complaint filed at 12/4/1995, shall be amended by the attached Complaint which changes the name of the Plaintiff from Laurie Reedy to Lori Reedy, and the date of marriage from Aug. 3, 1992, to Aug. 3, 1991. Said change in the name of the Plaintiff and date of marriage being necessary because of the inadvertent incorrect last name and inadvertent incorrect date of marriage indicated on the pleadings.

BY THE COURT
Gordon R. Miller, J.

May 10, 1996 Order FAXED Atty. Lindsay.

July 17, 1996, Waiver of Notice of Intention to Request Entry of Divorce Decree (dft.) filed

July 17, 1996, Afficavit of Consent of dft. filed.

July 19, 1996 Upon praecipe of plaintiff attorney for review under Section 3301(c) and (d) of Divorce Code, this case moved to Court.

DIVORCE DECREE FILED

July 31, 1996 AND NOW, July 29, 1996, it is hereby ordered and decreed that GLENN M. REEDY, Plaintiff, and LORI REEDY, 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. 19, 1996 Notice of ElectionTo Retake Maiden Name filed. Lori L. Reedy TO BE KNOWN AS: Lori L. Godwin

352

1995

Barrett & Dratler
Bruce A. Barrett

1252

Bernadette M,. De Vore

ERIC S. HENRY

VS.

ANGELA G. HENRY

Filed Nov 30,1995 @ 4:00 PM

Tax & Entry pd	50.50
User's Fee pd	10.00
State pd	10.00
Adm Fee pd	45.00
1 Add'l Count	15.00
Pro Co pd 12-16-96	9.00

COMPLAINT IN DIVORCE
1 copy atty

Dec. 6, 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 tothe best of his knowledge, information and belief.

1. The Affiant is the Attorney for the Plaintiff in the above captioned action.

2. A copy of a Divorce Complaint containing Custody was sent by certified mail to the Defendant, Angela G.Henry.

3. The certified mail was sent on November 30, 1995, to Main Street, Townville, PA 16360. The Sender's Receipt is attached hereto.

4. The Defendant received said certified mail on or about December 1, 1995, Said receipt card number P 535 892 552 is attached hereto and signed by Defendant.

5. The return receipt card was returned after signature to the office of Bruce A.Barrett,Esq., 965 South Main Street, Meadville,PA 16335.

December 5th, 1995 Bruce A. Barrett, Atty.for Pltf.

Jan 31,1996 Appearance of Bernadette M. DeVore, Esquire for Defendant, filed.

Nov. 25, 1996, Affidavit of Consent of plaintiff filed.

Dec. 9, 1996, Affidavit of consent of defendant filed.

Dec. 9, 1996, Waiver of Notice of Intention to request entry of Divorce Decree filed.

Dec 10, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Dec. 18, 1996 AND NOW, December 18, 1996, it is hereby ordered and decreed that ERIC S. HENRY, Plaintiff, and ANGELA G. HENRY, 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.

4/2/02 for future filings see com-puter entries

1995

Thomas J. Ruth

1253

Watts and Pepicelli PC
Chrisopher D. Ferry, Esq.

MATTHEW RICEY

VS.

DAWN RICEY

Filed Dec 1, 1995 @ 10:14 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
3 Add'l Counts pd	45.00
Pro Se Pd 12-16-95	9.00
Pro. Co. Pd. 7/24/97	9.00

1-20-97 Refund from Pltf $150 - med fee 150~

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF MARITAL PROPERTY, SPECIAL RELIEF, CUSTODY
1 copy atty

Dec. 6, 1995 Agreement for Custody and ORDER filed. AND NOW, this 5 day of December, 1995 upon consideration of the foregoing agreement for Custody, it is hereby ORDERED and DECREED as follows:

1. The parties shall have shared custody of the children, to-wit: **Melissa Ann Ricey - date of birth: May 7, 1993 and Natasha Lynn Ricey - date of birth: September 17, 1995** with the Plaintiff/Father having primary residential custody.

2. Defendant, Dawn Ricey, shall have physical custody rights as set forth in the foregoing Agreement for Custody.

3. Each party shall keep the other advised of his or her current residential address and telephone number. Each party shall be entitled to speak to the children by telephone at reasonable times and intervals when the children are in the custody of the other party.

4. Each party shall endeavor to give at least twenty-four (24) hours prior notice to the other in the event it will not be possible to exercise any of the rights herein identified.

5. Each party shall be responsible for one-half (1/2) of unpaid medical bills not covered by insurance.

6. Jurisdiction of the children and this matter shall remain with the Court of Common Pleas of Crawford, Pennsylvania unless or until the jrisdiction would change under the Uniform Child Custody Jurisdiction Act. Any policy agency within the boundary of the County of Crawford including the Pennsylvania State Police and the Office of the Sheriff of Crawford County, are hereby instructed and required to enforce this Order of Court. Plaintiff shall pay $9 costs within 30 days.

IT IS SO ORDERED.
Anthony J. Vardaro, J.
12-6-95 Copies dest. to Ruth.

Nov. 6, 1996 Praecipe for Entry of Appearance by Watts and Pepicelli, PC by Christopher D. Ferry, Esq. for Defendant filed. Please enter my appearance for Dawn N. Ricey, Defendant, in the above-captioned matter.
Date: ---11-6-96
Watts and Pepicelli PC
By Christopher D. Ferry
Attorney for Defendant
Certificate of Service by Defendant Attorney filed.

Jan. 17, 1997 You, Dawn Ricey, have been sued in court to obtain custody, partial custody or visitiation of the children: Melissa Ann Ricey and Natasha Lynn Ricey.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson, Esq., for a mediation 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.

I fyou 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 Adminsitrator
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 withthe 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 1/16/97
Gordon R. Miller, J

AND NOW, this 16th day of January, 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 Rule L1930. Applications for the seminar may be obrtained at the Center for Family Services, Inc. at 996 S. Main Street, Meadville, Pennsylvania 16335; the Prothonotary at the Crwaford 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 fafter he or she is served with the pleading or petition.

THE SEMINAR MUST BE COMPLETED WITHIN FORTY - FIVE (45) DAYS AFTER APPLICAITON 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

1/20/97 faxed Ferry, Ruth & Kuftic

Record Continued on Page 484

Egan and Jamiolkowski
Alexander J. Jamiolkoiwski

1254

Marsh, Spaeder, Baur,
Spaeder & Schaaf
Francis J. Klemensic
Thomas T.Lent for
Defendant

KELLY M. YOUNG

VS.

JAMES L. KRISTOBAK, D.M.D.

Filed Dec 1, 1995 @ 11:16 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	41.00

COMPLAINT IN CIVIL ACTION
1 copy atty

Dec 12, 1995 SHERIFF'S RETURN, filed. Served, James L. Kristobak, D.M.D., on Dec. 7, 1995, at 10:58 AM, by handing a copy of the Complaint to Yvoune Sawatsk, Office Clerk, at The Professional Bldg. W. Main St., Titusville, Pa.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Dec. 19, 1995 Interrogatories To Plaintiff filed.

Dec. 19, 1995 Appearance of Marsh, Spaeder, Baur, Spaeder, & Schaaf by Francis J. Klemencis for Defendant filed.

Dec. 19, 1995 Defendant's Preliminary Objections filed.

Dec. 19, 1995 Upon praecipe of Defendant's Attorney the above matter is placed on the next available argument list.

Jan. 17, 1996 CORRECTION OF Argument time filed. AND NOW, Jan. 15, 1996, the Court Administrator having made an error on the published Argument List for Jan. 1996, said schedule is hereby corrected to show that argument in the above case is set for Thursday, Feb. 8, 1996, at 1:30 p.m. in Courtroom #1 (instead of 1:00 p.m. in Courtroom #1 on the same date).
FOR THE COURT,
Ann A. Walker, Court Administrator
Jan. 18, 1996 FAXED Atty. Klemensic; mailed A. Jamiolkowski.

Feb 2, 1996 Response to Defendant's Preliminary Objections, filed.

FEb. 14, 1996 MEMORANDUM AND ORDER filed. ORDER. AND NOW,February 12, 1996 the defendant's preliminary objections are granted in part and denied inpart as hereinafter provided:
1. Paragraphs 6(a), (b), (f), (g), (h) and (i) are hereby stricken as not being sufficiently specific.
2. Paragraphs 6(c), (d) and (e) are not stricken.
3. Plaintiffs shall have twenty (20) days from the date of this order to file an amended complaint to plead the various acts of negligence more specifically in keeping with the attached memorandum.
BY THE COURT
Gordon R. Miller, P. J.
2-14-96 Dist. to Lent & Jamiolkowski (Backup)

March 5, 1996 Amended Complaint in Civil Action, filed.

Mar 6, 1996 Defendant's Preliminary Objections to Plaintiff's Amended Complaint, filed.

Mar 6, 1996 Praecipe for Argument List, filed.

ON ARGUMENT LIST FOR APRIL 1996

April 26, 1996, Plaintiff's Response to Defendants Preliminary Objections to Plaintiffs Amended Complaint filed.

May 1, 1996, MEMORANDUM AND ORDER filed. ORDER: AND NOW, April 30, 1996, plaintiff's motion to strike and /or motion for more specific pleading concerning paragraphs 6(a), (b), (f), and (g) of plaintiff's Amended Complaint is denied in part and granted in part as hereinafter provided:
1. Plaintiff's motions concerning paragraphs 6(a) are denied.
2. Plaintiff's motions concerning paragraph 6(b) are denied.
3. Plaintiff's motions concerning paragraph 6(f) are denied.
4. Plaintiff's motion to strike paragraph 6(g) is granted.
Defendant shall file an answer within 30 days of this date.
by the court,
Gordon R. Miller, P.J.
5/1/96 mailed to Keemensic, Jamiolkowski.

May 22, 1996 Answer and New Matter on behalf of Defendant filed.

July 25, 1996 Praecipe for Argument LIst filed.

July 25, 1996 Brief in Support of Motion to Compel filed.

July 25, 1996 Motion to Compel Discovery filed.

Aug. 6, 1996 Praecipe to Withdraw and Entry of Appearance filed.

Aug. 26, 1996 ORDER filed. AND NOW, to-wit, this 26th day of August, 1996, it is hereby ORDERED, ADJUDGED and DECREED, that the within Motion to Compel is granted and that plaintiff is ordered to provide full and complete answers to Interrogatories and the requested medical authorization within twenty (20) days from the date of this Order or suffer such sanctions as this Court may deem appropriate.
BY THE COURT:
Gordon R. Miller, J.
8-26-96 FAXED Klemensic & Jameolkowski

Sept. 11, 1996 Plaintiff's Answers to Interrogatories filed.

Mar 6, 1997 Reply to New Matter, filed.

July 16, 1997 Notice of Service of Answers to First Set of Interrogatories Directed to Defendant, James L. Kristobak, D.M.D. filed.

S29052

Kelly M. Young
vs
James L. Kristobak, DMD

continued from page 354
of record
AD 1995-1254

****

May 15 1998 MOTION TO COMPEL EXPERT REPORTS AND ORDER FILED. AND NOW, to-wit, this 14 day of May 1998 it is hereby ORDERED, ADJUDGED AND DECREED that plaintiff shall produce her expert reports to the defendant within 45 days of the date of this Order. The Defendant shall then produce his expert reports to the plaintiff within 45 days after receipt of plaintiff's expert reports.

BY THE COURT
GORDON R. MILLER, J.

Faxed Klamensic & Mailed Jamiolkowski

July 12, 1999 Certificate of Readiness filed.

1999 OCTOBER TRIAL LIST

September 30, 1999 Order filed. And Now, Sept 27, 1999 upon agreement of both counsel, in that it appears that the court schedule will not accommodate this case this term and if it does it will be uncertain when,and counsel for the Plaintiff wishing to have a more solid schedule this case is continued to Feb. 2000 Term of Civil Court so that it may be better scheduled at that time.

By the Court
Anthony J. Vardaro, J.

9.30/99 Dist Klemensic & Jamiolkoiwski

AS OF JAN 18, 2000, ANY FILINGS INVOLVING THIS CASE MAY BE FOUND ON THE COMPUTER.

1995

Kathleen R. Nelson

1255

MARY M. TALBOT

VS.

LEO F. TALBOT, JR.

Filed Dec 1, 1995 @ 1:41 PM

Tax & Entry pd 50.50
User's Fee pd 10.00
State pd 10.00
Adm Fee pd 45.00
1 Add'l Count 15.00
1 count paid 10/2/97 15.00
state pd. 10/2/97 5.00
Pro pd 3/27/98 9.00

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

Dec 13, 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 Affidavait 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 Dec. 7, 1995.
3. The registered mail was sent to Leo f. Talbot, Jr., RD 2 Box 109, Cochranton, PA. The sender'½s receipt is attached hereto.
4. That the Defendant received said registered mail on Dec. 9,1995. Said Return Receipt card #Z 217 928 907 is attached hereto, signed by Leo F. Talbot, Jr., and made a part hereof.'

Sept. 18, 1997 Petition for Additional Remedies filed. (Alimony Alimony Pendente Lite)

Sept. 18, 1997 Affidavit of Consent of plaintiff field.

Sept. 18, 1997 Waiver of Notice of Intention to Request Entry of div. decree (plff) filed.

Oct. 21, 1997 Petition For Additional Remedies Reinstated.

Jan. 28, 1998 PRAECIPE TO REINSTATE PETITION FOR ADDITIONAL REMEDIES FILED.

March 5, 1998 AFFIDAVIT OF CONSENT ON BEHALF OF LEO F. TALBOT, JR. DEFT. FILED.

March 5, 1998 WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A DIVORCE DECREE UNDER S3301(c) of THE DIVORCE CODE FILED. (Deft.)

March 5, 1998 MARRIAGE SETTLEMENT AGREEMENT FILED.

February 18, 1998 AFFIDAVIT OF SERVICE FILED. Kathleen R. Nelson, Esq, 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 oft he Petition for Additional remedies was sent by registered mail to the Defendant.
3. The registered mail was sent to Leo F. Talbot Jr. RD2, Box 109 Cochratnon, PA 16314. A copy of the snedor's receipt is attached hereto.
4. That the Defendant received said registered mail on Feb. 11, 1998. Said return receipt card Z 217 981 164 is attached hereto, signed by Leo F. Talbot, Jr. and made a part hereof.

KATHLEEN R. NELSON, ESQ. ATTY FOR PLAINTIFF

Mar. 19, 1998, Upon praecipe of plaintiff attorney to transmit the record, this case is moved to court.

DIVORCE DECREE FILED

April 15, 1998 AND NOW, this 7 day of April, 1998, the Court Orders and Decrees as follows:

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 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 evidncing that each consents to the divorce, pursuant to 3301(c) of the Divorce Code.

II. The terms of the Marital Settlement Agreement dated Feb. 25, 1998, and filed of record with this Court on March 5, 1998, are hereby incorporated into this Divorce Decree.

III. 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

Paula C. Consenza, A.D.A.
~~Bruce A. Barrett~~ xxxxxxxxxxxxxxxxxx

1256

Bruce A. Barrett

COMMONWEALTH OF PENNSYLVANIA

VS.

KELLY A. SLAGLE

Filed Dec 1, 1995 @

Tax & Entry 50.50
User's Fee 5.00

Sefelle 4 OR 95-1257 for Witness fee

APPLICATION TO LOWER COURT FOR LEAVE TO APPEAL IN FORMA PAUPERIS

AND NOW, November 13, 1995 upon consideration of the foregoing application and pursuant to Pennsylvania Rule of Civil Procedure Rule 240, the foregoing application is hereby granted and approved.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Dec. 5, 1995 Faxed to Barrett

Petition For Writ of Habeas Corpus and Order, filed. AND NWO, November 13, 1995 upon consideration of the Petition in the above noted matter, and upon motion of Bruce A. Barrett, Esquire, Attorney for Relator, it is hereby ordered that a Writ of Habeas Corpus be issued forthwith, together with a true and correct copy of the within Petition.

It is further ordered that hearig and argument on the above matter shall be held on January 31, 1996, at 1:30 P.M., in Courtroom No.1, 2 or 3 at the Courthouse, Meadville, Pennsylvania.

A tarue and correct copy of the within Petition and Order shall be served forthwith upon the Office of the District Attorney for Crawfore County. BY THE COUART,
Gordon R. Miller, P.J.
Dec. 5, 1995 Faxed to Barrett

Feb 9,1996 ORDER: AND NOW, January 31, 1996 at the time set for hearing on borth petitions for writs of habeas corpus, the Commonwealth moves for a continuance insofar as the arresting officer, who would be the witness in this case, was apparently confused and believed that there would be no further hearings until March of 1996.

The Court Administrator is directed to reschedule this matter as soon as possible for 1½ hours.
Feb 9, 1996 Cosenza & Barrett & Ct. Adm.

Feb. 27, 1996 ORDER filed. AND NOW, Feb. 26, 1996, the Court Administrator having been directed by the Court to set a new date for hearing in the above cases, the same is hereby set for Feb. 29, 1996, at 1:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse.

FOR THE COURT,
Ann A. Walker, Court Administrator
Feb. 26, 1996 Order distributed by Court.

March 8, 1996 ORDER filed. AND NOW, March 7, 1996 Petition for a writ of habeas corpus filed by each of the Petitioners is granted and the charge against Christina M. Manross in the Criminal Division of the Court at No. 1995-1061 is dismissed and the like charge filed against Kelly A. Slagle at No. 1995-1064 is dismissed and both of those parties are forthwith discharged in those actions.

BY THE COURT:
Anthony J. Vardaro, J.
March 8, 1996 Order distributed by Court.

In error

Feb 18, 1998 AFFIDAVIT OF SERVICE FILED. Kathleen R. Nelson, Esq., 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 Petition for Additional Remedies was sent by registered mail to the Defendant.
3. The registered mail was sent to Leo F. Talbot, Jr. RD 2 Box 109 Cochranton, PA 16314. A copy of the sender's receipt is attached hereto.
4. That the Defendant received said registered mail on Feb. 11, 1998. Said Return Receipt card Z217 981 164 is attached hereto, signed by Leo F. Talbot, Jr. and made a part hereof.

KATHLEEN R. NELSON, ESQ. ATTY FOR PLAINTIFF

1995

Paula C. Cosenza, A.D.A.
~~Bruce A. Barrett~~

1257

Bruce A. Barrett

COMMONWEALTH OF PENNSYLVANIA

VS.

CHRISTINA M. MANROSS

Filed Dec 1, 1995

Tax & Entry 50.50
User's Fee 5.00
Fee for Witness Fee

APPLICATION TO LOWER COURT FOR LEAVE TO APPEAL IN FORMA PAUPERIS

AND NOW, November 13, 1995, upon consideration of the foregoing application and pursuant to Pennsylvania Rule of Civil Procedure Rule 240, the foregoing application is hereby granted and approved. BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
Dec. 5, 1995 Faxed Barrett

Petition For Writ of Habeas Corpus and Order, filed. AND NOW, November 13, 1995, upon consideration of the Petition in the above noted matter, and upon motion of Bruce A. Barrett, Esquire, Attorney for Relator, it is hereby ordered that a Writ of Habeas Corpus be issued forthwith, together with a true and correct copy of the within Petition.

It is further ordered that hearing and argument on the above matter shall be held on January 31, 1996, at 1:30 P.M., in Courtroom 1, 2 or 3 at the Courthouse, Meadville, Pennsylvania.

A true and correct copy of the within Petition and Order shall be served forthwith upon the Office of the District Attorney for Crawford County. BY THE COURT,
Gordon R. Miller, P.J.
Dec. 5, 1995 Faxed Barrett

FEab 9,1996 ORDER: AND NOW, January 31, 1996 at the tiem set for hearing on both petitions for wirits of habeas corpus, the Commonwealth moves for a continuance.

The Court Administrator is directed to reschedule this matter as soon as possible for 1½ hours.
Feb 9, 1996 Cosenza & Barrett & Ct. Adm.

Feb. 27, 1996 ORDER filed. AND NOW, Feb. 26, 1996, the Court Administrator having been directed by the Court to set a new date for hearing in the above cases, the same is hereby set for Feb. 29, 1996, at 1:30 P.M., in Courtroom 1 or 2 of the Crawford County Courthouse.

FOR THE COURT,
Ann A. Walker, Court Administrator
Feb. 26, 1996 Order distributed by Court.

Mar. 8, 1996 ORDER filed. AND NOW, March7, 1996 Petition for writ of habeas corpus filed byeach of the Petitioners is granted and the charge against Christina M. Manross in the Criminal Division of the Court at No. 1995-1061 is dismissed and the like charge filed against Kelly A. Slagle at No. 1994-1064 is dismissed and both of those parties are forthwith discharged in those actions.

BY THE COURT:
Anthony J.Vardaro,J.
3-8-96 Dist. by Court

358

1995

Lawrence G. Rinhold	THE JOHN DEERE COMPANY	COMPLAINT - ACTION IN REPLEVIN-CONTRACT
1258	VS.	Dec 22, 1995 SHERIFF'S RETURN, filed. Served, Millington Adkins, by handing the complaint to Angela Williams, soon to be his wife, at RD#3 Box 64-AA Linesville, Pa., on December 20, 1995 at 9:30 AM So answers, Shawn Ashbaugh, Deputy Robert M. Stevens, Sheriff
	MILLINGTON ADKINS	And Now, January 29,1996, judgment has been entered in favor of the plaintiff and against the defendant for failure to file an answer to the plaintiff's complaint, in the sum of Nine Thousand Eight Hundred Forty and 50/100 Dollars. A - 113 Debt: 9,840.50 JUDGMENT Barbara H. King, Pro. Jan. 31, 1996 Notice of entry of judgment sent Dft.
	Filed Dec 1, 1995 @ 1:50 PM	
	Tax & Entry pd 50.50 User's Fee pd 5.00 Sheriff's Costs 35.00 Pro Co pd 1-31-96 9.00	EX 1996-5

1995

Culbertson, Weiss, Schetroma & Schug, PC Glenn A. Thompson	KEASEN OIL COMPANY, INC.	COMPLAINT IN CIVIL ACTION
1259	VS.	Jan. 18, 1996 Complaint reinstated filed. Jan 29, 1996 SHERIFF'S RETURN, filed. Served Paul Kennedy, personally, on January 23, 1996 at 2:00 PM, at the Saegertown Beverage in Saegertown, PA. Served, Paul Kennedy (P.K.T. Brokerage Inc., d/b/a Kennedy Trucking), personally, at the Saegertown Beverage, Pa. on January 23, 1996 at 2:01 PM. Served, Rebecca, personally, on January 23, 1996 at 2:02 PM, at the Saegertown Beverage, In Saegertown, PA. So answers, Shawn E. Ashbaugh, Deputy Robert M. Stevens, Sheriff
	PAUL J. KENNEDY, REBECCA A. KENNEDY, and P.K.T. BROKERAGE, INC., d/b/a KENNEDY TRUCKING	Mar.25, 1996 Upon Praecipe of Glenn A.W.Thompson, Esquire, Attorney for Plaintiff, the above action marked settled and discontinued of record.
	Filed Dec 1, 1995 @ 1:50 pm Tax & Entry pd 50.50 User's Fee pd 5.00 Sheriff's Costs 53.00 Pro.Co. pd 3/26/96 5.00	

1260

RELL NEELY

VS.

JOE ARNETT

Filed Dec 4, 1995 @ 9:00 am

Tax & Entry Pd 1-29-96 50.50
User's Fee Pd 1-29-96 5.00
Sheriff's Costs" Pd 29.00
Pro Cu Pd-1-29-96 9.00

1-31-96 Pd Sheriff # 9729 29.00

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

ORDER: And now, this 4 day of December ,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 within 100 yards of 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 December 13, 1995 , at 3:30 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,
Anthony J. Vardaro, J.

Dec. 7, 1995 Sheriff's Return filed. SERVED Joe Arnett, personally, December 6, 1995 at 9:06 AM, at 541 Arch Street, Meadville, PA.
So answers,
Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Dec. 19, 1995 ORDER filed. AND NOW, December 13, 1995, at the time set for a final hearing with regard to the Plaintiff's Petition for Relief Under the Protection From Abuse Act, the defendant appears without counsel and the plaintiff does not appear. Hearing was set for 3:30 p.m., and it is now 3:51 p.m., and accordingly, since the plaintiff has not appeared, his Petition is DISMISSED, with the plaintiff to pay costs in the amount of $93.50 within 30 days of the date of this Order.

A copy of this Order shall be provided to the appropriate police agency and to Crawford County Control.

BY THE COURT,
Anthony J. Vardaro, j.

DEc. 19, 1995 Order FAXED PASPD, Co. Control, mailed defdt.

1995

1261

WENDY SUE PETERSON

VS.

WILLIAM EDWARD SLAGLE, II

Filed Dec 4, 1995 @ 9:01am

Indegent Filing
John Spartaro, Mediator 240.00 Date: Dec. 1, 1995 Anthony J. Vardaro, J.

CUSTODY COMPLAINT
1 copy Plaintiff
1 copy Mediator
1 copy Sheriff

ORDER: You, William Slagle, II , have been sued in Court to obtain custody of William Slagle, III.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator John Spartaro 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) 333-7498

AND NOW, this 4 day of December , 1995 , the Court having appointed a custody mediator in this action for custody, and/or paratial custody and/or visitation of a minor child or children it is ordered and directed as follows:

1. The plaintiff/defendant 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 complaitn 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 plaintiff/defendant.

3. The plaintiff/defendant is ordered and directed to immediately go to the Sheriff's office to give the Sheriff written instructions on when and where the plaintiff/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 to serve a true and correct copy of the complaint or petition and order upon the plaintiff/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.

Dec 4, 1995 Petition to Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 and Order, filed.

ORDER: AND NOW, December 4, 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.

Jan. 25, 1996 Complaint Reinstated

Jan 29, 1996 SHERIFF'S RETURN, filed. SERVED William Edward Slagle, II, by deputizing the Sheriff of Erie County, PA. Per telephone call on January 29, 1996, Defendant was served on January 26, 1996 at 6:20 PM. Affidavit of Service forthcoming.
So answers, Robert M. Stevens, Sheriff

Feb 13, 1996 RETURN: Deputy Steve Brandon, of Erie County, Pennsylvania, who being duly sworn according to law, says, the within NOTICE, ORDER, COMPLAINT was served upon SLAGLE WILLIAM E II the defendant, at 1040:00 HOURS, on the 8th day of February 1996 at 17855 BUFFALO RD, CORRY, PA 16407, ERIE, County, Pennsylvania by handing to WILLIAM E. SLAGLE, II a true and attested copy of the NOTICE,ORDER, COMPLAINT and at the same time directing His attention tot he contents thereof. So answers, Robert N. Michel, Sheriff
Steve Brandon, Deputy Sheriff

Mar 15, 1996 Custody Order of March 14, 1996. Costs and fees of this Mediation, which are fixed at $240.00 ($60.00/hr. x 4 hrs.) and the $9.00 Court Order filing fee are to be paid by Crawford County for the reason that the father is unemployed and the mother has qualified to proceed in forma pauperis. Gordon R. Miller, P.J.
Mar. 18, 1996 Faxed Spataro, sent Plf. & Dft.

362

1995

Ira Weiss

1262

CITY OF MEADVILLE

VS.

BOARD OF ASSESSMENT APPEALS
OF CRAWFORD COUNTY

Filed Dec 4, 1995 @ 9:02 am

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	46.00

PETITION FOR APPEAL FROM THE DECISION OF THE
BOARD OF ASSESSMENT APPEALS
2 copies atty

Dec 11, 1995 SHERIFF'S RETURN, filed. Served, Board of Assessment of appeals, on December 6, 1995, at 2:05 PM, by handing the petition to Ida Sheriff,Clerk, at 903 Diamond Park, Meadville, Pa.

Served, Crawford Community Center on December 6, 1995, at 2:15 PM, by handing the petition to Joel Oertly, manager, at 1034 Park Ave., Meadville, Pa.

So answers, Dale Collins, Deputy
Robert M. Stevens, Sheriff

Dec 28, 1995 Certificate of Mailing, filed.

Dec 28, 1995 Answer to Assessment Appeal, filed.

1995

~~Mary Ann Kirkpatrick~~ (withdrawn)
Pepicelli, Youngs
and Youngs, PC
~~Christopher J. Youngs~~ withdrawn

1263

$150.00 deposit made by Plaintiff 12-4-95

W. REED SMATHERS

VS.

DONNA IRIS SAPUTO

Filed Dec 4, 1995 @ 9.03 am

Tax & Entry pd 50.50
User's Fee pd 5.00
Kathleen Nelson, Mediator

COMPLAINT FOR CUSTODY

ORDER: You, DONNA IRIS SAPUTO , have been sued in Court to obtain custody of Natosha Lynn Smathers.

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) 333-7498

Date: Dec 1, 1995 Anthony J. Vardaro, J.

Dec. 20, 1995 Proof of Service filed. I hereby certify that a copy of Complaint for Custody was served upon the Defendant, DONNA IRIS SAPUTO, by mailing the same to her at R.D. #9, Mercer Pike, Meadville, Pennsylvania 16335, by Certified Mail, Addressee Only, Return Receipt Requested, Number P228 802 891. Said Complaint was received on December 6, 1995, signed receipt attached hereto as Exhibit "A". Christopher J. Youngs

Jan. 10, 1996 Appearance of Mary Ann Kirkpatrick for Plaintiff filed.

May 13, 1996 Praecipe for Withdrawl of Appearance of Christopher J. Youngs, Esq. for Plaintiff filed.

May 16, 1996 Motion to Reschedule Hearing De Novo and ORDER filed. And, Now, May 16, 1996, custody de novo hearing in the above matter scheduled for June 13, 1996 at 9;15 a.m. is now rescheduled for Monday, July 8, 1996, at 1:15 o'clock P.M. in Courtroom 1, 2 or 3 of the Crawford Co. Courthouse, Meadville, PA 16335.

For the Court,
Ann A. Walker, Court Administrator

May 16, 1996 Order FAXED Attys. Kirkpatrick and Irwin.

July 18, 1996 Motion to Cancel Hearing and Enter Consent Custody Order and Order filed. And, Now, this 8th day of July, 1996, upon the agreement of the parties

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Natosha Lynn Smathers, born September 9, 1996.
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.

(FOR REMAINDER OF ORDER, PLEASE SEE FILE FOLDER)
Gordon R. Miller, J.

July 19, 1996 Order filed. AND NOW, July 15, 1996, the Court has approved a consent custody order even though the mediation costs have not been paid in full.

The parties are ordered and directed to pay their respective shares of the mediation costs and all other court costs, if any, within thirty (30) days from the date of this order or else face contempt of court proceedings.

The Prothonotary shall create a tickler of this order and tobring appropriate contempt of court proceedings on the 31 st day if the costs are not paid.

BY THE COURT,
Gordon R. Miller, J

7-19-96 Distributed to Irwin & Kirkpatrick

Oct. 16, 1996, Motion for Leave to Withdraw Appearance and order filed. And now, Oct.14, 1996 the Motion for leave to withdraw appearance is granted.

Anthony J. Vardaro, J.
10/16/96 faxed to Irwin and Kirkpatrick.

Oct 18, 1999 ENTRIES NOW FOUND IN THE COMPUTER FOR FURTHER DOCKET ENTRIES SEE COMPUTER UNDER 19 95 31263 ad 1995 1263 also AD 1995-1301

1995

Peters, Lindsay,
Lewis & Hatheway
Brian J. Lindsay

1264

KELLY MULIDORO (Kelly Jo Manuel)

VS.

LIONEL TRIMMER

Filed Dec 4, 1995 @ 9:04am

Tax & Entry Pd 50.50
User's Fee Pd 5.00
John Fuller, Mediator 150.00
Pro Cld 9-19-96

4-8-96 Rec'd from pltf med fee 150.00

8-30-96 Pd pltf # 16204 141.00

COMPLAINT FOR CHILD CUSTODY
1 copy atty

Apr 4, 1996 Motion For Appointment of a Child Custody Mediator and Order:

You, Lionel Trimmer, Dft. , have been sued in Court to obtain custody of Kelsey Lynn Trimmer.

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.

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

Date: Anthony J. Vardaro, J.
Apr 8, 1996 Faxed Fuller & Lindsay

Apr 4, 1996 Motion For Amended Complaint; Amended Complaint For Child Custody and Order: AND NOW, this 4 day of April, 1996, this Court hereby orders and directs that the original Complaint filed at 12/4/11995, shall be replaced by the attached Amended Complaint which changes the name of the Plaintiff from Kelly Mulidoro to Kelly Jo Manuel, said change in the name of the Plaintiff being necessary because of the inadvertent incorrect last name indicated on the pleadings.

Anthony J. Vardaro, J.
Apr 8, 1996 Faxed Fuller & Lindsay

Aug 27, 1996 Affidavit of Service: 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 26th day of April, 1996 send to the above named Defendant by Certified Mail, return receipt Requested, a copy of the Ammended Complaint in Custody filed at the above term and number; and that I did receive a duly executed return receipt dated May 2, 1996.

Aug. 29, 1996 ORDER filed. AND NOW, August 27, 1996 after mediation conference before John Fuller, Esquire, IT IS ORDERED AND DECREED AS FOLLOWS, TO-WIT:

I. Legal Custody of Kelsey Lynn Trimmer shall be with her mother, the plaintiff herein.

II. Physical custody of Kelsey Lynn Trimmer shall be with her mother, subject to the following conditions:

A. The father shall be entitled to visit the child when he is in Crawford County provided:

1. That he give the mother at least seven (7) days notice of any intended visit.
2. That the visits take place in mother's home with mother in the house.
3. The the father not remove the child from mother's home.
4. That the visits not exceed three (3) hours in one day.
5. That visits cannot take place on more than two (2) successive days.

B. 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.

C. 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.

(FOR REMAINDER OF ORDER PLEASE SEE FILE FOLDER)

Anthony J. Vardaro, J.
8-30-96 FAXED Lindsay.
9-5-96 MAILED Deft.

1995

Barrett & Dratler
Bruce A. Barrett

1265

Terry Toomey

HELENA M. RUSSELL

VS.

WILLIAM A. RUSSELL

Filed Dec 4, 1995 @ 9.05am

Tax & Entry	pd	50.50
User's Fee	pd	10.00
State	pd	10.00
1 Add'l Count	pd	15.00
Adm Fee	pd	45.00
Pro pd 1/19/98		9.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty

Dec. 13, 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. The Affiant is the Attorney for the Plaintiff in the above captioned action.
2. A copy of a Divorce Complaint containing Custody was sent by certified mail to the Defendant,William A. Russell.
3. The certified mail was sent on December 4, 1995,to R.D.#9,Box 518, Meadville, Pennsylvania. The Sender's Receipt is attached hereto.
4. The Defendant received said certified mail on or about December 12, 1995, Said Receipt card number P 535 892 680 is attached hereto and signed by Defendant.
5. The return receipt card was returned after signature to th4e office of Bruce A.Barrett, Esq., 965 South Main Street, Meadville, PA 16335.

December 13, 1995 Bruce A.Barret, Attorney for Plaintiff

Jan. 22, 1996 Appearance of Terry Toomey on behalf of defendant, filed.

Aug. 28, 1997 Affidavit of Consent of defendant filed.

Aug. 28, 1997 Waiver of notice of Intention to Request Entry of Divorce Decree (dft) filed.

Sept. 15, 1997 Affidavit of Consent of plff. filed.

Sept. 15, 1997 Waiver of Notice of Intention to request div. dec. (plff) filed.

Dec. 1, 1997 Certification of Completion of Seminar filed. (dft)

Dec 23, 1997 Certificate of completion of the Seminar for Separating Parents for Helena M. Russell, filed.

Jan. 8, 1998 Upon praecipe of plaintiff attorney, to transmit record, this case moved to court.

DIVORCE DECREE FILED

January 20, 1998, AND NOW, Jan. 20, 1998, it is ordered and decreed that HELENA M. RUSSELL, plaintiff, and WILLIAM A. RUSSELL, 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.

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, P.J.

1266

DEBRA A. MILLER

VS.

DAVID M. NALEPA

Filed Dec 4, 1995 @ 9:06 am

Tax & Entry	Pd 12-21	50.50
User's Fee	Pd 12-21	5.00
~~Surcharge~~		~~25.00~~
Sheriff's costs		62.29
Pro Co	Pd 12-21	5.00

12-28-95 Pd Sheriff #9645 62.29

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

And now, this 4th day of December , 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 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 December 11, 1995 , at 10:00 AM 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.

Dec. 13, 1995 ORDER filed. AND NOW,December 11, 1995, the Plaintiff in this matter contacts the Court stating that she is unable to come to the hearing scheduled this day due to car trouble and that she and the Defendant were using the same transportation to attend the hearing. Accordingly, this matter is continued until December 20, 1995, at 11:00 A.M. in Courtroom No. 3, Crawford County Courthouse.

The terms and conditions of the temporary protection from abuse order shall remain in full force and effect until said hearing.

It is the Court's understanding that the Plaintiff is contemplating discontinuance of this action and if that is done so prior to December 20, 1995 the December 20th hearing shall be automatically cancelled.

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

12-13-95 Faxed Pa. SPD &Co. Control, mailed, Pltf & Deft.

Dec. 14, 1995 Mercer County Sheriff's Return filed.

Dec. 21, 1995 Motion To Vacate Protection From Abuse Order and Order filed. AND NOW, this 21 day of December, 1995 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of December 4, 1995, said mtoion 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 December 4, 1995 assessing court costs shall remainin 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

Dec. 22, 1995 Faxed Co. Control & PSP

Dec. 28, 1995 ORDER filed. AND NOW, December 20, 1995, at the time this abuse case is set for hearing, neither party appears, nor have they notified the Court of their unavailability of their intentions in regard to appropriate disposition of this Petition.

The Court notes that on December 11, 1995, a hearing was previously continued to this date at the request of the plaintiff. The Court assumes the plaintiff is abandoning her Petition.

There are costs due in this case in the amount of $126.79, and the Prothonotary is DIRECTED to send a bill for the same to the plaintiff at her address, RD # 3, Box 23, Cochranton, PA., forthwith and the Court DIRECTS that the plaintiff pay costs in this case on or before February 1, 1996. to the Prothonotary's Office, Courthouse, Meadville, Pennsylvania.

BY THE COURT,
P. Richard Thomas, Senior Judge

Dec. 28, 1995 Order FAXED Cochranton PD and Co. Control.

Dec. 28, 1995 Motion for Withdrawal of Counts and ORDER filed. AND NOW, this 28 day of December, 1995, the herein Motion is granted.

BY THE COURT:
Anthony J. Vardaro, J.

Dec. 28, 1995 Order FAXED Attys. Spataro and Nelson.

1995

1267

LaVAUGHN E. SHUBBUCK

VS.

JOSEPH R. SHUBBUCK

Filed Dec 4, 1995 9:07 am

Indegent Filing
William Pineo, Mediator 212.00
Sheriff's Costs 29.00
Pro Co 9.00

CUSTODY COMPLAINT
1 copy plaintiff
1 copy Sheriff
1 copy Mediator

ORDER: You, Joseph Shubbuck , have been sued in Court to obtain custody of Brittany & Daniel.

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) 333-7498

Date: Dec 1, 1995 Anthony J. Vardaro, J.

AND NOW, this 4 day of December , 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 Prothonotary is sordered 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 plaintiff/defendant.

3. The plaintiff/defendant is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the plaintiff/defendant may be serve.

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 plaitniff/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.

Dec 4, 1995 Petition to Proceed In Forma Pauperis Pursuant to Pa. R.C.P. 240 and order.

ORDER: AND NOW, December 4 , 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 Plaintiffis 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.

Dec. 18, 1995 Sheriff's Return filed. Served, Joseph R. Shubback,personally, on December 13, 1995 at the Sheriff's Office, at the Crawford County Court HOuse, in Meadville,Pa.
So answers,
Dale A. Collins, Deputy
Robert M.Stevens, Sheriff

March 8, 1996 Custody Order of March 7, 1996, filed. Costs and fees of this Mediation, which are fixed at $212.00, are asscssed to Crawford County. The Mediator notes for the Court that the father is proceeding in foma pauperis in that both parties are without funds to pay for the costs in this case. Each party shall therefore be allowed to proceed in forma pauperis.

Gordon R. Miller, P.J.

Mar. 12, 1996 Faxed Pineo, sent Plf. & Dft.

Mar. 12, 1996 Plaintiff's Exceptions to Child Custody Mediator's Recommended Court Order and Request for DeNovo Custody Hearing and ORDER filed. AND NOW, this 18th day of March, 1996, upon presentation of the Plaitniff's Request for a De Novo Custody Hearing:
Hearing is scheduled for Thurs., April 11, 1996, at 9:15 A.M., Courtroom #2.

FOR THE COURT:
Ann A.Walker, Court Administrator

3-19-96 Faxed Hatheway, 3-20-96 mailed Deft.

April 16, 1996 ORDER filed. AND NOW, April 11, 1996, at the time set for De Novo Hearing in this matter, the parties indicate that they have reached an agreement.
March 7, 1996 Temporary Order has some changes. (SEE PAPERS FILED).

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

April 16, 1996 Order Mailed Plff.; Distributed Atty. Hatheway.

Continued on page 468

1995

Barbara Walton

1268

DANIELLE ANN STANONIS

VS.

CRAIG HOGAN FOX

Filed Dec 4, 1995 9:07 am

Indegent Filing
William Pineo, Mediator 92.00
Sheriff's Costs 29.00

CUSTODY COMPLAINT

PETITIONTO PROCEED IN FORMA PAUPERIS PURSUANT TO Pa. R.C.P. 240

1 copy plaintiff
1 copy Sheriff
1 copy mediator

AND NOW, December 4, , 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.

You, Craig Fox , have been sued in Court to obtain custody of China Silver.

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) 333-7498

Date: Dec. 1, 1995 Anthony J. Vardaro, J.

AND NOW, this 4 day of December , 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 sordered and directed as follows:

1. The plaintiff is allowed to proceed without payment of court costs reservign to the Court the right to impose costs at a later time.

2. The Prothonotary is ordred 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 number 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.

Dec. 8, 1995, Emergency Petition for Special RElief and Order filed. ORDER: AND NOW, this 8 day of Dec. 1995, upon consideration fo the en losed Petition for Special Relief, it is hereby ORDERED, ADJUDGED AND DECREED that the minor child China Fox shall be returned to the mother immediately, and that a Custody mediator be appointed in regard to matter.

dated: 12/8/95 By the Court,
Anthony J. Vardaro, J.

12/8/95 faxed to Walton and Pineo.

Dec. 20, 1995 Sheriff's Return filed. Served, Craig H. Fox, by certified mail on 12-12-95 sent to 1448 Vanvoorhis Road Morgantown, WV 26595 as per signed returned receipt attached.
So answers, Robert M. Stevens, Sheriff

Feb 5, 1996 Custody Order of February 2, 1996. The Mediator notes for the Court that the mother had proceeded in forma pauperis and is still unable to pay any costs and fees of this proceeding. Accordingly, all costs and fees are assessed to Crawford County and the mother is permitted to proceeed in forma pauperis.

Feb 5, 1996 Faxed Walton
Feb 8, 1996 Faxed Pineo, sent Plf & Dft

Continued on page 368

1995

Danielle Stanonis
vs.
Craig Hogan Fox

Record continued from page 368
of record
A.D. 1995 - 1268

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Aug. 7, 1996 Petition for Special Relief and Order filed. AND NOW, this 7th day of August, 1996, the petition is denied.
Gordon R. Miller, J
8-7-96 Distributed Walton

Aug. 7, 1996 Petition To Modify Custody filed.

Aug. 7, 1996 Consent Custody Agreement and Order filed. AND NOW, this 7th day of August, 1996, upon representation of the Stipulation and Consent of the parties, attached hereto and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

1. Richard and Jamie Fox shall have primary physical and shared legal custody of the subject minor child, China Fox, born August 13, 1992. Both parents and grandparents are entitled to full access to medical record, educational records and other important documents. Further, the parties shall consult with each other when making important decisions affecting the children's health, education and religious instruction.

2. The child will stay inthe primary physical custody of her grandparented, Richard and Jamie Fox, and will visit with her mother, Danielle Stanonis, four times a year, by arrangement of the parties, with her father, Craig Hogan Fox, as mutually agreed between himself and his parents

3 Should it be necessary for any party to cancel or modfiy 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 they know of the necessity which impels the cancellation or modification Said modifications or cancellations shall not be proposed except for good reason. Should a cancellation or modification be necessary, the parties shall attempt at once to arrange for alternate visits or make altrnative arrangements.

4. 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.

5. Any person transportingthe child shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

6. No party shall use illegal drugs or be under the influence of alcohol at any time wich said party has the care and custody of the subject minor child. Neither parjty 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. Neither party shall expose the minor child to harmful situations or harmful people while having custody of the child.

7. Neither party shall do ro say anything toblacken the character of the other in the child's estimation. Each party shall treat the other in a polite and respectful manner when 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 parties to dhis action agree that this hOnroable Court retain jurisdiction of this matter

Gordon R. Miller, J

8-7-96 Distributed Walton

FEb. 12, 1999 Petition to Proceed In Forma Pauperis Pursuant to Pa.R.C.P. 240 and Order filed. And Now, Feb. 11, 1999 upon consideration of the petition filed by the Plaintiff in this action, and supported by an affidavit attached theret0 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 Corut if 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, J.

2/17/99 Dist. Pltf Nelson Sheriff

FEb. 12, 1999 Petition for Modification of a Partial Custody or Visition Order and Crder and Notice; Order and Notice and Order to Appear filed. And Now, this 11 day of FEb. 1999 it is ordered and decreed that the parents in this matter shall satisfactorily complete the Seminar for Separating Paretns 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 Prothonoatry 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 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 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 Co 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

2/17/99 Dist. Nelson Pltf & Sheriff

Notice and Order to Appear. You, Craig H. Fox have been sued in Court to modify custody, partial custody or visitation of the childre China Fox.

You are ordered to appear in person at such time and place as will be determined by Mediator Kathleen Nelson, 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 Crder, an Order for custody partial cusody of visitation may be entered against you or the Corut may issue a warrent for your arrest

(See Paper filed) By the Court Anthony J. Vardaro, j.

And not, this 11 day of Feb. 1999 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 follwos:

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 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.

The Sheriff of Crawford County is ordered and direct to serve a true and correct copy of the complaint of petition and order 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.

5. The Sheriff of Crawford county is also ordered and directed to serve the following documents upon the defendant and makeappropriate return of service: a copy of order directing attendance at the mandatory seminar for separating parents; a copy of mandatory seminar program brochure; and a copy of the application for seminar registration. The Sheriff

CONTINUED ON PAGE 368-A

Danielle A. Stanonis
vs
Craig H. Fox

continued from page 368-A
of record
AD 1995 - 1258

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shall indicate the costs of service which said cost shall be paid by Crawford County and which said cost may be taxed as records costs and imposed as costs by the Court.

By the Court; Anthony J. Vardaro, J.

2/17/99 Dist. Nelson, Sheriff & Pltf.

March 30, 1999 Temporary Order filed.

ORDER: AND NOW, March 25, 1999, after Mediation and upon the recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:

1. Legal custody of the subject minor child, China Silver Fox, 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. Physical custody of China Silver Fox shall be with the mother subject to the following:
   a. Father shall be entitled to 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. beginning on April 1, 1999.
3. Beginning with the summer of 1999, father shall be entitled to take the child into his temporary physical custody for fourteen days during each of the months of June, July and August. Father shall provide the mother with a thirty-day written advance notice of those weeks he wishes to select for each of the summer months.
4. Holidays:
   i. Thanksgiving: The Thanksgiving holiday shall be observed between the hours of 6:00 pm on the evening of the child's last day of school prior to the Thanksgiving holiday and 6:00 pm on the Monday following Thanksgiving. In odd years, the father shall have the entire thanksgiving holiday visitation period and in even years, the mother shall have the entire Thanksgiving holiday visitation period.
   ii. Christmas: There shall be two Christmwa holiday visitation periods, the first beginning at 6:00 pm. on the evening of the child's last day of school prior to the Christmas holiday and ending on December 27th at 6:00 pm and the second beginning on December 27th at 6:00 pm and ending at 6:00 pm on the evening preceding the child's return to school. In odd years, the mother shall have the first period and the father the second and the parents shall thereafter alternate.
   iii. The child shall always be in the custody of her mother on Mother's Day and in the custody of her father on Father Day. If the holiday falls on the other parent's scheduled weekend, the parents shall agree between themselves as to how the Mother's Day and Father's Day visitation shall be accommodated.
   iv. The holiday visitation periods shall take precedence over all other visitation periods.
5. Transportion of the child for all visits shall be shared between the parents, with the parent receiving custody to provide transportation. The proper child resraints i,e, car seat and/or seat belts, shall be worn at all times during the transporting of the child for said visits.
6. Neither parent shall expose the child to any person or situationb, which may be harmful to the health, safety or well being to the child.
7. 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 prents.
8. Each parent shall inform the other parent immediately of any serious illness or injury regarding the child and both parents shall furnish the other with a current address and telephone number. If the child sustains a minor injury or illness, it is sufficient that the parent notify tjhe other parent of same when there is an exchange of custody of the child.
9. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor children. This Order is not intended to preclude either parent from taking the child to restaurant which serves alcoholic beverages so long aseneither parent shall consume alcoholic beverages in that establishment when the child is with the parent.
10. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the child and may modify the herein custody arrangements if such modifications are by mutual consent and in writing and signed by signed by both parents only; otherwise, the provisions contained herein shall govern and this order shall be followed completely as it is written.
11. The Plaintiff/mother is hereby ordered to register for and complete, the Seminar for Separating Parents as required by Crawford county Civil rule L1930 within sixty days from this Order, or in the alternative, receive a waiver from this Court regarding their attendance at the Seminar for Separating parents, or shall be subject to the sanctions permitted by rule and law including contempt,fines and possible incarceration.
12. the Defendant/father is hereby Ordered to register for, and complete, the Seminar for Separating Parents as required by Crawford county Civil Rule L1930 within sixty days from this Order, or in the alternative, receive a waiver from this Court regarding their attendance at the Seminar for Separating Parents, or shall be subject to the sanctions permitted by rule and law including contempt,fines and possible incarceration.
13. The cost of the mediation conference shall be divided equally between the parents with the mother's share to be borne by Crawford County as she was granted leave to proceed in forma pauperis by this Court's Order dated February 11, 1999.
14. This Order is a temporary Order but shall become a permanent Order unless either parent files a request for a Hearing DeNovo within twenty days of the date thereof.

BY THE COURT,
Gordon R. Miller, J.

On April 13, 1999:
Copies Sent to Danille Stanonis, Plaintiff
Craig Hogan Fox, Defendant/father
Richard and Janie Fox, Parental Grandparents

March 16, 1999 Sherriff returned (no insstruction).

1995

1269

LISA KAY HINKLE

VS.

TIM LeROY RENNINGER

Filed Dec 5, 1995

2-22-96 Rcd Sheriff's Office dept 29.00

2-22-96 Pd Sheriff 17987 29.00

Tax & Entry	Pd 2-22-96	50.50
User's Fee	2-22-96	5.00
Sheriff's Costs	Pd Pro Se Pd 2-22-96	29.00
		9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copy Plaintiff
3 copies Sheriff
Faxed - PaSPD Corry

ORDER: And now, this 5thday of December , 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. Plaintiff shall have sole possession of her home. Defendant shall not contact Plaintiff. He shall not go to her 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 December 15, 1995, at 3:00 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,
Gordon R. Miller, P.J.

Dec. 7, 1995 Sheriff's Return filed. SERVED Tim Leroy Renninger, December 5, 1995 at 1:35 PM at the Crawford County Jail Annex, Saegertown, PA.
So answers,
Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Dec. 20, 1995 ORDER filed. AND NOW, December 15, 1995, this matter is before the Court upon the Plaintiff's Petition for Relief under the Protection from Abuse Act. Both parties appear unrepresented by counsel; and after the Defendant is advised of his right to counsel, he indicates he has talked to his attorney and will be proceeding without him.

The parties agree to the entry of an order without admission of the allegations of the petition onthe part of the Defendant.

Accordingly, it is ordered as follows:

1. The Defendant shall not assault, abuse, harass, stalk, or threaten the Plaintiff at any time or any place.

2. The Plaintiff will have sole possession of the residence at P.O.Box 564,Hydetown, Pennsylvania and the Defendant may not go to that residence. The Defendant should not go to that residence ven if he is invited to that residence because any police agency will presume that he is in violation of this order if he does so. If the Defendant and Plaintiff both wish for him to go to that residence,they should seek a modification of this order prior to him doing so.

3. The Plaintiff has provided certain clothing and belongings of the Defendant to his father,but there are other items which the Defendant would like back. The Plaintiff has already made contact with the Defendant's sister to come to the Plaintiff's residence to obtain various items and those arrangements shall be completed so that those items are provided to the Defendant's sister. Once the Defendant is no longer incarcerated and has had an opportunity to go through his belongings if he believes there is something that he does not have back from the Plaintiff,he may complete a list of any such items and contact shall be made by his sister to the Plaintiff to see if matters can be worked out with regard to obtaining those items. If it cannnot be worked out, the parties will have to proceed through other legal resources other than this proceeding.

4. The Plaintiff currently has any guns that belong to the Defendant and not withstanding any provision of this those guns shall remain with the Plaintiff until further order of court either in this proceeding or in any other appropriate proceeding. She may not dispose of those guns or sell them or otherwise destroy them.

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. Additionally, a copy of this order shall be provided by regular mail to the Plaintiff at P.O.Box 564, Hydetown,Pennsylvania and to the Defendant at R.D.#4, Centerville, 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 not less than $100 and nor more than $1,000 and a jail sentence of up to 6 months.

8. The Defendant shall pay costs in this proceeding in the amount of $93.50 within 60 days of the date of this order.

9. This order shall remain in full force and effect through December 14, 1996.

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

12-20-95 Faxed CorrySPD & Co. Control, mailed pltf. 12-21-95 Mailed deft. w/bill

Northwestern Legal Serv.
R. Christopher Brode

1270

John Paul Gagliotti

ANGELA H. CARRARA

VS.

HAROLD L. MOYER

Filed Dec 5, 1995

Tax & Entry	50.50
User's Fee	5.00
Sheriff's Costs"	29.00
Sheriff's Costs	$60.00
Pro Co	9.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT
1 copy Plaintiff
3 copies Sheriff
Faxed - PaSPD Corry

And now, this 5th day of December ,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. Defendant shall not go to Plaintiffs home or 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 December 15, 1995 , at 3:30 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 COURT,
Gordon R. Miller, P.J.

Dec. 7, 1995 Sheriff's REturn filed. SERVED Harold L. Moyer, December 5, 1995 at 1:55 PM, in Saegertown, PA. So Answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

Dec. 20, 1995 ORDER filed. AND NOW, December 15, 1995, this matter is before the Court on a Petition for Relief under the Protection from Abuse Act. The Plaintiff appears represented by counsel, and the Defendant appears without counsel. He is advised of his right to counsel and indicates that he will proceed without counsel. The parties have reached an agreement without admission of the allegations of the petition on the part of the Defendant.

Accordingly, it is ordered and directed as follows:

1. The Defendant shall not assault, abuse,harass, stalk or threaten the Plaintiff or her minor child.
2. The Defendant shall not go within 100 yards of the Plaintiff's residence or her place of employment nor shall he contact her employer in any manner.
3. The Defendnat will have absolutely no contact with the Plaintiff in person, by phone, by mail,or any other means nor shall he procure anyone else to do so and likewise he shallnot have any contact by anymeans with her minor child. If the parties are in a public place and the Defendant realizes the Plaintiff is in such a place with him,he shall immediately make arrangements to leave that place; and while he is there, he shall have no contact with the Plaintiff nor shall he in any way threaten or harass her.
4. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this order shall be delivered to the Pennsylvania State Police Meadville Barracks and to crawford County Control. A copy shall also be sent by regular mail to the Defendant at 163 Bee Hill Road, Saegertown, Pennsylvania.
6. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fineof not less than $100 and no more than $1,000 and a jail ssentence up to 6 months.
7. The Defendant shall presume that he is not allowed to go to the Plaintiff's residence; and even if at some point she invites him to her residence, he should not go to her residence unless he seeks a modification of this order in advance since any police agency will presume that he is in violation of this order if he is within 100 yards of her residence or at her residence.
8. This order shall remain in full force and effect until December 14, 1996.
9. The Defendant shall pay costs in this proceeding in the amount of $93.50 within 30 days of the date of this order.
10. The Plaintiff shall have exclusive possession of the residence at R.D.#5, Box 526, Meadville, Pennsylvania

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

12-20-95 Faxed Co. Control, Pa. SPD & Given Brode, 12-21-95 Copy to Deft. w/bill

Mar. 15, 1996 Indirect Criminal Contempt for Violation of Protectionfrom Abuse Order filed. Hearing set for March 15, 1996 at 3:30 P.M.
3-15-96 Faxed Brode

Continued to Page 370 A

1995

Angela H.Carrara
vs
Harold L. Moyer

Continued from Page 369
of Record
AD 1995 - 1270

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Mar.25, 1996 ORDER filed. AND NOW, March 15, 1996 this matter comes before the Court on a complaint for indirect criminal contempt for a violation of a Protection fromAbuse Order filed by a Pennsylvania State Trooper withrespect to an incident alleged to have occurred on March 5, 1996.

The record does not disclose that the Defendant was ever arrested or arrainged in this matter and accordingly,he is not incarcerated and has not posted bond.

The District Justice apparently sent a notice to the Defendant by Certified Mail, return receipt requested, indicating that this hearing would be held at this date and time. The District Justice's Office indicates that they never have received back an indication that that certified mail was received.

Accordingly, this hearing is continued until March 26, 1996 at 3:30 p.m. before the undersigned in Courtroom No. 2 of the Crawford County Courthouse.

The Prothonotary of Crawford County is directed to arrange for the Sheriff to personally serve notice of that hearing through this order by personal service upon the Defendant.

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

3-25-96 Faxed Co.Control, & MCPD, mailed Brode &Deft, Deft. read order in presence of Ct. Adm.

Mar. 28, 1996 ORDER filed. AND NOW, March 26, 1996, this matter is again before the Court on the Plaintiff's Complaint for Indirect Criminal Contempt for a violation of a Protection from Abuse Order filed by a Pennsylvania State Trooper withrespec to an incident alleged to have occurred on March 5, 1996.

The plaintiff and the Trooper are again present in court and the defendant is not present. He is aware of this hearing and has called the courthouse apparently yesterday indicating that he was aware of the hearing, but did not want to appear or wanted a continuance toget his witnesses available and to have an attorney, and he again called the Courthouse at 3:10 p.m. this day prior to this 3:30 hearing to indicate his car would not start and he would not be here.

For some reason not clear to the Court, when this originally filed, former District Justice Hubert E. Vogan did not arraign the defendant, and accordingly, he did not have personal knowledge of the original hearing since the District Justice sent notice by Certified Mail, Return Receipt Requested and by regular mail.

We are convinced atthis point that this defendant should have been appropriately arraigned and does not apparently appear or intend to appear before this Court voluntarily.

ACCORDINGLY, it is ORDERED and DIRECTED that a warrant is issued for the arrest of the defendant so that he may be brought before this Court if in session, or if not, before District Justice who is on call for the purpose of arraigning him with respect to the indirect criminal contempt Complaint filed by the Pennsylvania State Police in this matter on March 5, 1996.

When he is arraigned, the Local Rules of Court with regard to indirect criminal contempt violations shall be followed by the Court or by a District Justice if he is arraigned before a District Justice.

BY THE COURT,
Anthony J.Vardaro,Judge

3-29-96 Faxed Co.Control, Pa.SPD, given Sheriff w/Warrant, 4-2-96 copy Mailed to Pltf.

April 4, 1996 Bench Warrant Returned, filed.

April 15, 1996 RE: Complaint For Indirect Criminal Contempt for Violation of Protection From Abuse Order Assignment of Hearing Date filed. AND NOW, April 15, 1996, hearing regarding the complaint for indirect criminal contempt in the above captioned case filed by the plaintiff has been scheduled for Thursday, April 18, 1996, at 2:00 p.m. in Courtroom No. 1 or 2, at the Crawford Co. Courthouse, Meadville, PA.

FOR THE COURT,
Ann A. Walker, Ct. Administrator

April 15, 1996 Order mailed Plaintiff, PSP and Sheriff; Distributed to Deft. at Jail.

Apr 22, 1996 PFA CONTEMPT ORDER: AND NOW, April 18, 1996, this matter comes before the Court for a hearign on the Plaintiff's Complaint for Indirect Criminal Contempt for violation of a Protection From Abuse Order.

The defendant appears represented by counsel and admits the violation. He has been incarcerated since April 2,1996, with a period of that time spent at the Mental Health Unit.

He is adjudicated in contempt and he is sentenced to undergo imprisonment in the Crawford County Jail for a minimum term of one and one-half (1 1/2) months and a maximum term of 6 months, to be computed from April 2, 1996. He is granted Work Release Privileges at the discretion of the Work Release Coordinator.

Upon his good conduct in the Crawford County Jail, he shall be paroled automatically ath the expiration of his minimum Sentence to serve the balance of his maximum term on parole and subject to the conditiions and requirements of Crawford County Local Rule C1405. Upon his release from the Crawford County Jail, he shall reprot to the Adult Probation Department.

If the defendant gets on Work Release, he shall begin paying toward the outstanding costs of $153.50. If he doe not get on Work Release, those costs shall be due in full within 30 days of the date of his parole.

In addition, the defendant shall pay a fine of $100 for his contempt. Anthony J. Vardaro, J.

Apr 22, 1996 Faxed Gagliotti, Jail, Co Control, PSP. Mailed Plf. Dist. Adult Prob. & Work Release

May 21, 1996 Probation/Parole General Rules and Regulations filed.

July 25, 1996 Motion to Amend or Modify a Protection from Abuse Order and ORDER filed. AND NOW, this 16 day of July, 1996, upon receipt and review of the within motion to amend the Protection from Abuse Order of 12/15/95, 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, Meadville 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.

7-26-96 FAXED PaSPD & Co. Control.

370
B

1995

1995

Kemp C. Scales	DONALD R. KERR and JEAN L. KERR	PRAECIPE FOR WRIT OF SUMMONS Issued Sheriff & atty
1271	vs.	Dec. 14, 1995 SHERIFF'S RETURN filed. Served Lomak Petroleum, on Dec. 8, 1995, at 9:26 AM, by serving the summons Sharon Dhanenes, secretary, at RD#6 Box 53, Meadville, PA. So answers, Shawn Ashbaugh, Deputy Robert M. Stevens, Sheriff
	MARK RESOURCES CORPORATION, LOMAK PETROLEUM, INC., LOMAK OPERATING COMPANY, and LOMAK RESOURCES COMPANY	
	Filed Dec 5, 1995 Fee & Entry Pd 50.50 User Fee Pd 5.00 Sheriff's Costs 60.00	

372

1995

Stephen A. Tetuan

1272.

J.C.G. Partnership,
Petitioner

vs.

Crawford County Board Of
Assessment Appeals,
Respondent

Filed December 5, 1995
at 1:56 PM

Tax and entry paid $50.50
User's fee paid 5.00

ASSESSMENT APPEAL PETITION

1 copy atty

Dec 12, 1995 Answer to Assessment Appeal, filed.

Dec. 12, 1995 Certificate of Mailing of Answer to Assessment Appeal, filed.

July 31, 1996 Stipulation and Consent Order filed. AND NOW,this 30th day ofJuly, 1996, upon consideration of the within Stipulation the same is hereby entered as an Order of this court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this Order, all taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessitate.

BY THE COURT,
Gordon R. MIller, J

7-31-96 FAxed Tetuan distributed Johnson

1995

MacDonald,Illig,Jones
& Britton
John J. Mehler

1273.

Karen S. Johnson

David L. Leveto and
Susan B. Leveto,
Appellant

vs.

Board Of Assessment
Appeals Of Crawford County,
Appellee

Filed December 5, 1995
at 1:56 PM

Tax and entry paid $50.50
User's fee paid 5.00

NOTICE OF APPEAL OF ASSESSMENT

1 copy attorney

Dec. 21, 1995 Certificate of Mailing filed. I, Karen S. Johnson, Esquire, certify under penalty of perjury that I mailed a true and correct copy of the Answer to Assessment Appeal to the parties at the addresses listed below on December 21, 1995:
John J. Mehler, Esquire
100 State Street, Suite 700
Erie, PA 16507-1498

Russell L. Schetroma, Solicitor
City of Meadville
984 Water Street
Meadville, PA 16335

William Shelvey
Crawford Central School
District
R.R. #9 Box 462
Meadville, PA 16335

Date: December 21, 1995

Karen S. Johnson

Dec. 21, 1995 Answer to Assessment Appeal filed.

Sept. 26, 1996 Stipulation and Consent Order and ORDER filed. AND NOW, this 25th day of Sept., 1996, upon consideration of the within Stipulation, the same is hereby entered as an Order of this court. The Chief Assessor, Joseph J. Galbo, III, is directed to make the appropriate adjustments to the assessment records and take whatever further action is required in order to effectuate this Order. All taxing bodies are directed to make any refunds to the taxpayer that this valuation may necessitate
BY THE COURT:
Gordon R. Miller, J.
9-26-96 FAXED Mehler & DISTRUBUTED Johnson

Barbara J. Walton

1274.

Debra L. Proper

vs.

Anthony W. Proper

Filed December 5, 1995
at 2:40 PM

Tax and entry paid	$50.50
1 Add's Count paid	15.00
User fee paid	5.00
State paid	10.00
Adm. Fee paid	45.00
Pro. Co. Pd 5-7-96	9.00
Pro Pd 4/8/96	9.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy attorney

Dec. 8, 1995, Affidavit of Servcie filed. Now, Dec. 7, 1995, comes Carole R. Walker, Sec. to Barbara J. Walton,a nd avers:
1. A true and correct copy fo the compalint for divorce under Sect. 3301(c) was mailed to the dft. via cert. mail, ret. rec. on Dec. 5, 1995.
2. That the dft. signed the ret. card on Dec. 6, 1995, and in accordance with Pa. R.C.P. 412, service of the compalint was made as is evidenced by the US Postal Ser. Ret. REc. No. Z410908174, attached hereto as Exhibit "A". Carole R. Walker, Sec.

Apr.4, 1996 Affidavit of Consent to Divorce by Debra L.Proper, Plaintiff, filed.

Apr. 4, 1996 Affidavit of Consent to Divorce by Anthony W.Proper, Defendant, filed.

Apr. 4, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code by Anthony W. Proper, Defendant, filed.

Apr. 8, 1996 Stipulation and Consent Custody Order filed.
Consent Custody Order . AND NOW, this 4 day of April,1996, upon presentation of the Stipulation andConsent of the parties, attached hereto and after consideration of same, it is hereby ORDERED, DIRECTED, AND DECREED that:
1. Legal custody of the minor child shall be shared between the Mother and the Father. 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 education, medical treatment and religious instruction of the subject child.
10. The parties to this action agree that this Honorable Court shall retain jurisdiction of this matter.
By the Court:
Anthony J.Vardaro, J.
4-8-96 Distributed Walton 4-11-96 (Backup)

May 3, 1996, Upon praecipe of plaintiff attorney, totransmit the record - this case moved to court.

FINAL DIVORCE DECREE

AND NOW, MAY 8, 1996 it is ordered and decreed that Debra L. Proper, plaintiff, and Anthony W. Proper, defendant, are divorced from the 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,
Gordon R. Miller, P.J.

1995

Barbara J. Walton	Linda D. Piatt	COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION
		1 copy attorney
1275.	vs.	Dec 13, 1995 Affidavit of Service, filed. And Now, Dec. 13, 1995, comes Carole Walker, secretary to Barbara J. Walton, and avers as follows: 1. A true and correct copy of the Complaint for Divorce under Section 3301(c) was mailed to the Defendant via Certified Mail, return receipt on Dec. 5, 1995. 2. That the Defendant signed the return card on Dec. 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 Z410908178) 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. Section 4904, relating to unsworn falsification to authorities.
	Henry W. Piatt	
	Filed December 5, 1995 at 2:40 PM	
	Tax and entry paid $50.50	
	1 Add's count paid 15.00	
	User's fee paid 10.00	
	State paid 10.00	
	Adm. Fee paid 45.00	
	Pro.Co. pd 4/3/96 9.00	

Feb. 23, 1996 Separation Agreement, filed.

Feb. 23, 1996 Addendum to Separation Agreement, filed.

Mar 12, 1996 Affidavit of Consent of Plaintiff, filed.

Mar. 29, 1996 Affidavit of Consent to Divorce by Henry W.Piatt, Defendant, filed.

Mar. 29, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301 (c) of the Divorce Code by HenryW.Piatt,Defendant, filed.

Mar. 29, 1996 Upon Praecipe of Barbara J.Walton, Esquire,Attorney for Plaintiff to transmit record, Case moved to Court.

DIVORCE DECREE FILED

April 4, 1996 AND NOW, this 3 day of April, 1996, 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, LINDA D. PIATT and Defendant, HENRY W. PIATT, 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 Separation Agreement dated Aug. 13, 1995 and the Addendum to Separation Agreement between the parties herein dated Feb. 17, 1996, shall be 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.

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:
Anthony J. Vardaro, J.

1276.

Wendy K. Chase

vs.

Harold N. Steele

Filed December 5, 1995
at 3:30 AM

Tax and entry	50.50
User's fee	5.00
Sheriff's costs	$29.00

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy Plaintiff
3 copies Sheriff
Faxed MCPD

ORDER:

And now, this 5th day of December ,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 manner. He shall not go to plaintiffs home. He shall not be within 100 y rds of the First District School. Custody of the 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 December 15, , 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.

Dec. 7, 1995 Sheriff's Return filed. SERVED Harold N. Steele, December 6, 1995 at 10:35 AM, AT THE Sheriff's Office, Crawford County Courthouse, Meadville, PA.
So answers, Carole Stefanucci, Deputy
Robert M. Stevens, Sheriff

Dec. 21, 1995 Order filed. AND NOW, December 15, 1995 at the time fixed for hearing in this matter, the Plaintiff appeared with counsel. The Defendant appeared without counsel, but with his brother Michael Steele with him, to assist him, since the Defendant may be somewhat mentally disabled. These proceedings were explanied to the Defendant and the Defendant agreed to the entry of a consent order but in doing so, he does not admit that he engaged in any abuse of the Plaintiff or her children. Therefore, this order is entered without admission, based upon the agreement of the parties. It is ordered as follows:

1. The Defendant shall not assault, abuse, harass or threaten the Plaintiff or the minor children.
2. The Defendant shall not contact the Planitiff in any manner; that is, he shall not call her and he shall not go to her place of residence. In fact, he shall not be within 100 yards of her place of residence.
3. Custody of the minor children is awarded to the Plaintiff and there are not provisions for visitation set forth herein. Those matters must be taken up in another forum, such as a custody proceeding or a dependency proceeding.
4. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
5. A copy of this order shall be delivered to the Meadville City Police Department and to County Control. A copy shall be sent to the Defendant at 301 Park Place, Meadville, PA.
6. This order shall remain in full force and effect for one year form this date; this is, until December 14, 1996, unless modified or terminated by further order of Court.
7. Both parties have limited income, and therefore, costs will be paid by Crawford County.
8. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fineof not less than $100 nor more than $1,000 and a jail sentence of up to 6 months.
9. The Defendant shall not go to the school where the children are attending for any purpose whatso ever.
10. It appears that these children have been decreed to be dependent children, and are under the care and custody of Crwaford County Children & Youth Services.

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

Dec. 21, 1995 Faxed MCPD, Co. Control, mailed dft., given Sullivan

April 26, 1996, Indirect Criminal Contempt for Violation of Protections From Abuse Order filed.

April 26, 1996, ASSIGNMENT OF HEARING DATE: And Now, April 26, 1996, hearing regarding the complaint for indirect criminal contempt has been scheduled for Mon, May 6, 1996 in C. R. No. 1 or 2, Courthouse, Meadville, Pa. FOR THE COURT, Ann A Walker, Ct. Adm. 4/26/96, Dist. by court.

1995

May 8, 1996, ORDER filed. And now May 6, 1996 after a full, formal hearing, the court is not convinced by the weight of the evidence that the dft. has violated the PFA order of Dec. 15, 1995 and accordingly, shall find in favor ofthe dft. and dismisses the complaint for indirect criminal contempt.

A copy of this order shall be sent tot he Meadville city Police Dept. and to county control.

The defendant is reminded that he is subject to a Protection from Abuse order of Dec. 15, 1995 and that he should follow that order in all respects or the court may, after hearing, hold him in contempt and fine him from $100 to $1,000 and sentence him to confinement up tosix months.

We also advise him that if he is found in contempt of court, we will incarcerate him as we have always incarcerated persons who have been found in contempt. BY ORDER OF THE COURT,

Gordon Rm Miller, J.

5/8/96 faxed to MCPD and Co. control, dist. to Sullivan and Gagliotti

376 B

1995

1995

1277.

Clifford E. Holler, Sr.

vs.

Kathleen J. Holler

Filed December 6, 1995
at 2:40 PM

Tax & Entry	pd 1-4-96	50.50
User's Fee	pd 1-4-96	5.00
State	pd 1-4-96	10.00
Adm Fee	1-4-96	45.00
Pro Co	pd 10-3-96	9.00

AFFIDAVIT AND MOTION FOR ORDER TO COMMENCE AND PROSECUTE PROCEEDINGS IN FORMA PAUPERIS (DIVORCE)

December 6, 1995 ORDER filed. AND NOW, December 5, 1995, the plaintiff's affidavit and motion to proceed informa pauperis is denied. The plaintiff has not complied with Rule 240 of the Pennsylvania Rules of Civil Procedure.

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

Dec. 6, 1995 Copy mailed Plaintiff.

Sept. 6, 1996 Affidavit of Consent by Plaintiff filed.

Oct 3, 1996 Certificate of Service: I hereby certify that a true and correct copy of the attached Complaint in Divorce was mailed by certified mail, restricted delivery on this 2nd day of May, 1996. Clifford E. Holler, Sr.

Oct 3, 1996 Certificate of Service of Notice to Defend and Claim Right and a copy of the complaint in Divorce.

Oct 3, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Oct. 11, 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:

The Plaintiff has never filed a complaint in this case.

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.
10-11-96 MAILED Pltf. & Deft.

Nov. 8, 1996 Complaint in Divorce filed.

Nov 13, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Nov. 21, 1996, ORDER filed. This divorce matter has been referred to court for review and decree. The courthas reviewed the record and is returning it to Prothonotary. A final decree will not be entered at this time, because:

Now the plaintiff has filed a complaint , but he has done nothing further thanthat to comply with the divorce code.

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 finaldecree.

BY THE COURT:
Anthony J. VArdaro, J.

11/25/96 mailed to plff.

1995

1278

Culbertson, Weiss, Schetroma & Schug
E. Max Weiss

CLAYTON E. SCHULZE, PATRICIA E. SCHULZE, d/b/a HOBO CONSTRUCTION COMPANY

VS.

DEVORE CONSTRUCTION, INC.

Filed Dec 8, 1995 @ 10:39 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	29.00
Pro Co pd 4-28-98	5.00

COMPLAINT IN CIVIL ACTION
1 copy Plaintiff

Dec. 18, 1995 Sheriff's Return filed. Served, Devore Construction on December 14, 1995, at 9:25 AM, at Morgan Village Road, Meadville,Pa. byhanding the complaint to Diane Cortney, Controller.
So answers, Dale Collins, Deputy
Robert M. Stevens, Sheriff

Dec. 27, 1995 Answer and New Matter filed.

Jan. 9, 1996 REPLY. Regarding New Matter, 18-58, filed.

Feb. 5, 1996 New Matter and Request for Production of Documents filed.

Mar. 4, 1996 Answers to Request for Production ofDocuments, filed.

March 8, 1996 Notice of Deposition on behalf of defendant, filed.

May 10, 1996 Certificate of Service of Defendant's Answers to Plaintiffs' Second Request for Production of Documents filed.

May 21, 1996 Certificate of Service of Supplemental Answers to Plaintiffs' Second Request for Production of Documents filed.

June 20, 1996 Certificate of Service filed.

Nov. 19, 1996, Certificate of Readiness filed.

ON TRIAL LIST FOR FEBRUARY 1997

Dec. 31, 1997 Order filed. AND NOW, December 27, 1996, a rule to show cause is hereby issued and directed to the Defendants in both cases to show cause is hereby issued and directed to the Defendants in both cases to show cause if any they have why these motions should not be granted.

Said rule is returnable for argument at the January 1997 Argument Court date with the time to be set by the Court Administrator.

The parties shall strictly follow the Crawford County Local Rules with respect to briefing and the moving party's brief must be filed 15 days prior to the argument and the responding party's brief must be filed at least 5 days prior to the argument.

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

ALSO SEE A. D. 1996 - 31

Jan. 8, 1997 Motion to Strike Certificate of Readiness and to Strike Case from February

Jan. 8, 1997 Motion to Strike Certificate of Readiness and to Strike Case from February Trial List and Order filed. And Now, this 8th day of January, 1997, upon consideration of the within Motion, it is hereby ordered as follows:

1. Plaintiffs' Certificate of Readiness is stricken.
2. The above captioned case is stricken from the February, 1997 Trial List.

By The Court:
Gordon r. Miller, J.

Jan 27, 1997 Motion For Summary Judgment, filed.

Feb. 3, 1997 Order filed. AND NOW, January 31, 1997 a decision on whether or not to consolidate these cases is deferred until the March Argument Court where a motion for summary judgment, recently filed, will also be heard.

The Court prefers to resolve all of these matters at one time.

BY THE COURT
Gordon R. Miller, P.J.
2-3-97 MAILED Pltf. & DISTRIBUTED DeVore

Mar. 3, 1997 Certificate of Service of Answers of DeVore Construction , Inc. to Plaintiff's Interrogatories and Request for Produciton of Documents (Third Set) filed.

March 17, 1997 New Matter filed.

Apr. 30, 1997 ORDER filed. Adn Now, Apr. 30, 1997 the plff's motion to consolidate these two actions is denied as now being moot because the court has entered summary judgment in favor of the dft. adn agaist the plaintiffs at one of the cases to-wit: Schulze vs. Rumball at 1996 - 31.

by the court,
Gordon R. Miller, P.J.

4/30/97 Dist to Stevens and Weiss, mailed to plff.

Oct 8, 1997 Introduction of NEW Matter (Certificate of Liability Inssurance), filed.

Oct. 14, 1997 Certificate of Readiness and Witness List filed.

Oct. 14, 1997 Praecipe of Plaintiff to List the above matter for Trial by Jury on the next available list.

Nov. 7, 1997 Upon Praecipe of Defendant attorney the above case placed on the next available Argument List, filed.

ON DECEMBER 1996 ARGUMENT LIST

CONTINUED ON PAGE 378 - A

CLAYTON E. SCHULZE, PATRICIA E. SCHULZE d/b/a HOBO CONSTRUCTION Company
vs
DEVORE CONSTRUCTION, INC.

CONTINUED FROM PAGE 378
OF RECORD
AD 1995 - 1278

****

January 12, 1998 MEMORANDUM AND ORDER FILED. AND NOW, January 12, 1998 Defendant's motion for summary judgment is denied.

BY THE COURT
GORDON R. MILLER, P.J.

1/12/98 DISTRIBUTED SCHULZE & WEISS

Jan. 29, 1998 MOTION TO CONTINUE TRIAL AND ORDER FILED. AND NOW, this 23rd day of Jan, 1998, upon consideration of the foregoing Motion and on the representation that Clayton Schulze consents the same, it is hereby ordered that this case is stricken from the February Civil Trial Term and is hereby placed on the April Trial Term with Defendant waiving objection to the lack of a notice to complete discovery certificate of readiness. However vacations scheduled by trial counsel during regularly set trial terms are not grounds for continuance in Crawford County, especially since trial terms are scheduled so far in advance.

BY THE COURT
GORDON R. MILLER

1/30/98 FAXED WEISS 2/5/98 Mailed Schulze

March 30, 1998 Request for Settlement Conference of defendant, filed.

April 1, 1998 ORDER filed. AND NOW, March 30, 1998, the pre-trial conference and settlement conference, if the parties comply with the local rules, shall be held on Monday, April 6, 1998 at 10:00 a.m. in Courtroom No. 2.

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

April 1, 1998 Distributed to Attys. Schulze and Weiss.

Apr. 6, 1998 New Matter of plff. filed.

Apr. 9, 1998 Order filed. AND NOW Apr. 6, 1998 at the time set for a settlement conference in this matter, after negotiations between the parties, they have both agreed, on the record, to settle this matter for $13,500.

A release with regard to this matter will be prepared bycounsel forthe dft. and a check will be tendered to the plff in the amount of $13,500. once the release is signed.

The parties intend to get together today to complete this matter and they should make every effort to do that and in no event shall this matter not be resolved within seven (7) days from this date.

The court recognizing the settlement, will, by this ordr, remove this matter from the trial list pending a discontinuance of record which wil be filed by plff once the release has been signed and the check tendered.

4/9/98 dist. to plff. and Weiss.

Apr 9, 1998 Upon praecipe of Plaintiff the above case is marked settled and discontinued of record.

1995

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

1279

M. Dana Mason

MARTHA J. KOGER

VS.

MICHAEL KATORA, et al

Filed Dec 8, 1995 @ 11:04 AM

Tax & Entry pd 50.25
User's Fee pd 5.00

NOTICE OF APPEAL OF DISTRICT JUSTICE JUDGMENT
of WAYNE E. HANSON District 30-3-01

Dec.13, 1995 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Jan. 2, 1996 Complaint filed.

Jan 19, 1996 Response to Civil Complaint, filed.

Jan. 19, 1996, Certificate of Service of Complaint served on Atty. Mason on Jan. 3, 1996, filed.

1995

Phillip L.Clark

1280

Ferguson & Spataro
Douglas W.Ferguson

CHRISTOPHER C. PARKER, SR.

VS.

TERRI J. PARKER

Filed Dec 8, 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
1 copy Plaintiff
3 copies Sheriff
Faxed - Pa SPD

And now, this 8 day of December , 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 have physical custody of the minor child this weekend. Hervisitation and temporary physical custody shall resume Thursday, December 14, 1995.

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 December 18, 1995 , at 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.

Dec. 12, 1995 Sheriff's Return filed. Served, Terri J. Parker, on December 8, 1995 at 3:15 PM, served her personally at the Sheriff's Office in the Crawford County Court House,Meadville,Pa. 16335

So answers,

Carole Stefanucci,Deputy
Robert M. Stevens,Sheriff

Dec.20, 1995 ORDER filed. AND NOW, December 18, 1995, at the close of a formalhearing on the record, the Court grants the Defendant's Motion for a Compulsory Nonsuit. While we accedpt all of the plaintiff's testimony and we analyze it and all reasonable inferences therefrom and in light most favorable to him,we are not satisfied that there was evidence there was bodily injury caused or attempted serious bodily injury caused or attempted or a course of conduct that would place a person in reasonable fear of bodily injury, and therefore, it is ORDERED:

1. The Defendant's Motion for Compulsory Nonsuit is GRANTED.
2. This action is dismissed.
3. Cost shall be paid by Crawford County.
4. Acopy of this Order shall be delivered to Crawford County Control and to the Pennsylvania State Police at Meadville.
5. The defendant's oral motion for attorney's fees and oral motion to restgore the weekend visitation that was taken by the Temporary Order of December 8, 1995 are both denied for reasons the Court has indicated to counsel at the time of the hearing.

BY THE COURT,
Gordon R.Miller, President Judge

12-20-95 Faxed Pa.SPD &Co. Control, 12-20-95 Clark & Ferguson

1995

Dale, Woodard,
Montgomery, Greenfield
& Pemrick
James M. Greenfield

1281

ALICE M. HEALD

VS.

JAMES L. HEALD

Filed Dec 8, 1995 @ 1:28 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00

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

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 12/8/95 . 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)

382

1995

Edgar Synyer & Assoc. Todd Berkey	CHARLES E, SMITH, Executor of the Estate of DOROTHY L. SMITH, Deceased.	JURY TRIAL DEMANDED COMPLAINT IN CIVIL ACTION 1 copy Sheriff
1282	VS.	Jan 8, 1996 Petition For Approval To Settle The Wrongful Death and Survival Actions of The Estate of Dorothy L. Smith, Deceased and Order of January 5, 1996, filed. Jan 8, 1996 mailed Berkey March 12, 1996 SHERIFF'S RETURN: Returning unserved. Per attorney's instructions to hold on serving the paper on December 13, 1996, we have not completed service and have not heard from Attorney Berkey. Therefore, Complaint being returned unserved. So answers, Robert M. Stevens, Sheriff
	MARCIA CARMEN HINKLE	
	Filed Dec 8, 1995 @ 1:41 PM	
	Tax & Entry pd 50.50 User's Fee pd 5.00 Sheriff's Costs 27.00	

1995

Mason and Mason
M. Dan Mason

1283

IN RE: VEHICLE REGISTRATION SUSPENSION MICHAEL E. KATORA, III

Filed Dec 8, 1995 @ 2:59 PM

Tax & Entry	pd	50.50
User's Fee	pd	5.00

PETITION FOR APPEAL FROM SUSPENSION OF VEHICLE REGISTRATION PRIVILEGES
1 copy atty

ORDER: AND NOW, this 11 day of December, 1995, upon consideration of the within Petition for Appeal from Suspension of Vehicle Registration Privileges, a hearing is scheduled for the 1st day of February, 1996, at 11:15 AM in courtroom No 1 or 2 of the Crawford County Courthouse. This order shall act as a supersedeas and stay the Department's action pending of final decision by the Court.

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

Dec 11, 1995 Faxed Mason

Feb 1, 1996 ORDER: AND NOW, to-wit: this 1 day of February, 1996, in light of the documentation attached hereto as Exhibit "A:, which shows that, as of September 10, 1995 - the effective date of cancellation of a Continental Casualty Company automobile insurance policy that was assigned Policy No. US602830436 and provided liability coverage on a Chrysler LeBaron convertible owned by the appellant and assigned Vehicle Identification Number 1C3EU4536RF247025, a Valley Forge Insurance Company automobile insurance policy which is assigned Policy No. P000039241150 and provided liability coverage on that same motor vehicle went into effect, this matter is, upon agreement of the parties, remanded to the Department for the prupose of rescinding the appealed three-month suspension of the appellant's registration of the subject vehicle, pursuant to 75 Pa. C.S. Section 1786(d), and updating its records to show that there was no lapse in financial responsibility on the subject vehicle on September 10, 1995.

Feb 1, 1996 Faxed Mason & Kuhar

384

1995

Ann Hansen Gamble

1284

CATHY A. SMITH

VS.

RUSSELL L. SMITH

Filed Dec 11, 1995 @ 2:30 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro Co pd 3-13-96	9.00

COMPLAINT IN DIVORCE
1 copy atty

Affidavit Under Section 3301(d) of Divorce Code, filed.

Jan. 16, 1996 Complaint Reissued, filed.

Jan 29, 1995 Return of Service, filed. Marjorie R. Geer, being duly sworn according to law, deposes and says:
That she is a duly qualified Constable in and for Crawford County,Pennsylvania, and the she served a Certified copy of the Complaint in Divorce and an Affidavit under Section 3301(d) of the Divorce Code, in the above entitled matter, upon the Defendant, Russell L. Smith, at his place of visitation, 828 West Oak Street, Titusville, Pennsylvania 16354, on or about 2:00 p.m., on January 19, 1996.
Said service was made by reading same to him and making the contents thereof known to him and by handing him the Certified copy of the Complaitn in divorce and the Affidavit under Section 3301(d) of the Divorce Code.

March 8, 1996 Praecipe to Transmit Record, Plaintiff & Defendant's Waivers, Defendant's Counter-affidavit, Vital Records Form, filed.

Mar. 18, 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:
There isno showing that the proper notice required by 1920.42 (d)(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. Notice cannot be waived for 3301(d) divorce. (See 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.
BY THE COURT:
Anthony J.Vardaro,J.

3-18-96 Faxed Gamble

May 6, 1996, Notice of intention to Request Entry of Divorce Decree filed.

May 6, 1996, Defendant's Counter-Affidavit Under Sect. 3301(d) of theDivorce Code filed.

May 6, 1996, Upon praecipe of plaintiff attorney, to transmit the record, this case is resubmitted to the court.

DIVORCE DECREE FILED

May 14, 1996 AND NOW, May 13, 1996, it is hereby ordered and decreed that CATHY A. SMITH, Plaintiff, and RUSSELL L. SMITH, Defendant, are divorced from the bonds of matrimony.
The Court retains jurisdiction of any claims raised by the parties to this action for which a final order has not yet been entered.
BY THE COURT:
Anthony J. Vardaro, J.

1995

Apple and Apple, P.C.
James R. Apple
Charles F. Bennett
James S. Alter
Joel E. Hausman
Marylouise Wagner

1285

NATIONBANK, N.A.

VS.

MICHAEL HOVIS a/k/a
MICHAEL J. HOVIS

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec. 18, 1995 Sheriff's Return filed. Served, Michael J. Hovis,personally, on December 14, 1995 at 11:26 AM at the sheriffs Office, at the Crawford County Court House in Meadville, PA
So answers, Diane Brittain,Deputy
Robert M.Stevens, Sheriff

And Now, January 22, 1996, upon praecipe of plaintiff attorney judgment has been entered against the above-named Defendant(s) in Default of an Answer, in the amount of Nine Thousand One Hundred Thirty and 26/100 Dollars.
H - 116 Debt: $9,130.26
JUDGMENT
Barbara H. King, Pro.
1-24-96 Notice of entry of Judgment sent to Dft.

Filed Dec 11, 1995 @ 2:30 PM

EX 1998-63

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	31.00
Pro Co pd 1-24-96	9.00

1995

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

1286

Douglas and Joseph
Joseph M. Joseph

ALLAN HART & SONS

VS.

JEFFREY A. COLSON and
MARCIA A. COLSON

Filed Dec 11, 1995 @ 3:54 PM

Tax & Entry pd 50.25
User's Fee pd 5.00

NOTICE OF APPEAL OF DISTRICT JUSTICE JUDGMENT
of GEORGE W. HERZBERGER, III District 30-3-04

Dec. 15,1995 Proof of Service of Notice of Appeal and Rule to File Complaint, filed.

Feb 8, 1996 Motion For Extension of Time to File Complaint and Order: And Now, this 30 day of January, 1996, upon consideration of the within Motion a Rule is hereby entered upon the Defendant to show cause, if any, why the requested relief should not be granted.

A hearing is hereby set for the 15th day of February, 1996, at 1:00 o'clock P.M. in Courtroom 1 or 2 of the Crawford County Courthouse located at Meadville Pennsylvania.
Feb 8, 1996 Faxed Spadafore

Feb. 14, 1996 Complaint, filed.

April 8, 1996 Defendant's Preliminary Objections filed.

April 8, 1996 Appearance of Douglas and Joseph by Joseph M. Joseph, Esq., on behalf of defendants, filed.

March 21, 1997 Upon Praecipe of plaintiff attorney, the case placed on next Argument List.

ON APRIL 1997 ARGUMENT LIST

Apr. 11, 1997 Cert. of Service of Brief in Support of Preliminary Objections filed. (by dfts)

April 24, 1997 Motion to Remove Case From Argument List and order filed. ORDER: AND NOW, this 23 day of April upon consideration of plaintiff's motion said motion is hereby granted. This case may be resubmitted for argument upon praecipe of either party.

By the Court,
Anthony J. Vardaro, J.

AS OF JULY 26, 2000 ANY FILINGS INVOLVING THIS CASE MAY NOW BE FOUND ON TTHE COMPUTER.

1995

Quinn, Buseck,
Leemhuis, Toohey
& Kroto, INc.
Lawrence C. bolla

1287

SAINT VINCENT HEALTH CENTER

VS.

GEORGE D. BLADWIN, JR.

Filed Dec. 12, 1995 @ 10:00 AM

Pro Co. pd	15.00
Sheriff's Costs	34.00
Pro Co. pd 1/26/96	9.00

PRAECIPE FOR WRIT OF REVIVAL

Dec. 18, 1995 Sheriff's Return filed. Served, George D. Baldwin, Jr. on December 14, 1995 at 11:25 PM, by serving Laura M. Baldwin Authorized Agent, signed Acceptence of Service at the Sheriff's Office in Meadville,PA.
So answers, Carole Stefanucci, Deputy
Robert M.Stevens,Sheriff

Jan. 24, 1996, 10:45 AM, AND NOW upon Praecipe of plaintiff attorney, with copy of Notice of Intention to file default judgment attached, judgment is hereby entered in favor of Plaintiff and against Defendant for failure to file an answer and damages are assessed as follows: Principal balance due, Three thousand three hundred twenty-two and 46/100 Dollars, plus interest from March 17, 1988 plus costs of this action.

B-71
Judgment entered -
Jan. 24, 1996

Debt $3,322.46
Judgment
Barbara H. King,Pro.

Jan. 26, 1996 Notice of entry of judgment mailed defendant.

Revived to AD 1999-1135

388

1995

Barrett & Dratler
Bruce A. Barrett

1288

Marshall, Dennehey, Warner
Coleman & Goggin
THOMAS P. BIRRIS, ESQ.

Patrick M. Carey, Esq.

KATHY S. ADAMS

VS.

CLINTON LeROY BLOOD

Filed Dec 12, 1995 @ 12:15 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	34.00
Sheriff's Costs	31.00

PRAECIPE FOR WRIT OF SUMMONS
Issued Sheriff

Dec 22, 1995 sheriff'S RETURN, filed. Served, Clinton L. Blood, personally, on December 20, 1995 at 9:20 AM, at the Sheriff's Office at the Crawford County Court House, in Meadville, Pa.
So answers, Dale A. Collins, Deputy
Robert M. Stevens, Sheriff

Dec. 11, 1997 Complaint filed. 1 copy (atty)

Jan. 13, 1998 Complaint reinstated.

Jan 21, 1998 SHERIFF'S RETURN: Served Clinton Blood, personally on January 21, 1998 at 9:32 AM in the Sheriff's Office.
So answers, Barbara J. Reagle, Deputy
Robert M. Stevens, Sheriff

Jan 29, 1998 PRAECIPE FOR APPEARANCE ON BEHALF OF DEFT. FILED. Kindly enter my appearance on behalf of the Defendant, Clinton Blood in the aobve-captioned matter.
MARSHALL, DENNEHEY, WARNER, COLEMAN, AND GOGGIN
Thomas P. Birris, Esq.

Feb. 23, 1998 CERTIFICATE OF SERVICE FILED.

Feb. 23, 1998 REPLY TO NEW MATTER ON BEHALF OF PLTF. FILED.

Febraury 17, 1998 DEFENDANT'S ANSWER AND NEW MATTER TO PLAINTIFF'S COMPLAINT FILED.

Aug 20, 1999 Praecipe for Substitution of Appearance filed. Patrick m. Carey, Esq. substitute counsel of record for defendant Clinton Blood for Thomas P. Birris Esq.

As of August 11,2000 any filings involving this case can be found in the computer.

1995

Shafer, Swick, Bailey, Irwin, Stack & Millin
James r. Irwin

1289

Marsh, Spaeder, Baur, Spaeder & Schaaf
Eugene C. Sundberg, Jr.
for Charles J. Cole

AMY A. OVERMAN

VS.

CHARLES J COLE ~~and SHAWN P. WITHERUP~~ (disc.)

Filed Dec 12, 1995 @ 2:10 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs Propaid 12/3/97	50.00 6.00

JURY TRIAL DEMANDED

PRAECIPE FOR WRIT OF SUMMONS
Issued Sheriff

Jan 4, 1996 SHERIFF'S RETURN, filed. SERVED Charles Cole, personally, December 19, 1995 at 9:48 AM, at the Sheriff's Office, Crawford County Courthouse, Meadville, PA

SERVED Shawn P. Witherup, by Deputizing Sheriff of VEnango County. Served December 22, 1995 at 11:40 AM, per affidavit attached.

So answrs, Diane M. Sparks, Deputy
Robert M. Stevens, Sheriff

SERVICE: Before me the undersigned authority, personally appeared Terry L. Schultz on 22nd of Dec, 1995 at 11:40 AM he was served the within Summons - 2 Sets of Interrogatories at No. AD 1995-1289, Crawford County, PA. upon defendant Shawn P. Witherup at defendant's place of visitation located at Venango County Sheriff's Office, Courthouse, Franklin, PA 16323 and by making known the contents thereof to Shawn P. Witherup, in person and handing to and leaving with him the certified copy of the said Writ received from Sheriff of Crawford County. Terry Schultz, Deputy Sheriff
Gene Price, Sheriff of Venango County

Apr. 10, 1996 Marsh, Spaeder, Baur, Spaeder & Schaaf by Eugene C. Sundberg, Jr., Esq. for defendant Charles J. Cole filed.

June 4, 1996 Notice of Serving Answers to Interrogatories, filed.

Mar 5, 1997 Complaint filed.

Apr. 7, 1997 Answer and New Matter filed. (on behalf of dft. C. Cole)

Apr. 11, 1997, Reply to New Matter filed. (on behalf of Amy Overman)

JURY TRIAL DEMANDED

June 2, 1997 Notice to Intent to Complete Discover by Plaintiff filed.

June 20, 1997 Discontinuance As to Less than All Defendants filed. Plaintiff voluntarily disc ontinues with prejudice, as against dft. Shawn P. Witherup only. NOT discontinued agaisnt dft. Charles J. Cole.

Aug. 5, 1997 Certificate of Readiness for Placement on Civil Jury Trial List by Plaintiff filed.

Oct 2, 1997 OSRDER: AND NOW, September 29, 1997, at the time set for the call of the civil trial list, a pretrial conference is set in this matter for October 7, 1997, at 10:00 a.m. in Courtroom No. 2 before the undersigned. Anthony J. Vardaro, J.
Oct 2, 1997 Dist Irwin & Sundberg

Nov. 20, 1997 Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1995

Barbara J. Walton

1290

CAROLINE ORR

VS.

WALTER ORR, JR.

Filed Dec 12, 1995 @ 3:25 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
State pd	10.00
Adm Fee pd	45.00
Pro.Co. pd 3/27/96	9.00

COMPLAINT IN DIVORCE
1 copy atty

Dec. 19, 1995 Affidavit of Service filed. And Now, December 19, 1995, comes Carole Walker, secretary to Barbara J. Walton, and avers as follows:

1. A true and correct copy of the Complaint for Divorce under Section 3301(c) was mailed to the Defendant via Certified Mail, return receipt on December 15, 1995.

2. That the Defendant signed the return card on December 18, 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. Z410908162) 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

Mar. 21, 1996 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code by Walter Orr,Jr. Defendant, filed.

Mar. 21, 1996 Affidavit of Consent to Divorce by Walter Orr,Jr., Defendant, filed.

Mar. 26, 1996 Upon Praecipe of Barbara J.Walton, Esquire, Attorney for Plaintiff to transmit record, Case moved to Court.

Mar. 26, 1996 Affidavit of Consent to Divorce by Caroline Orr, Plaintiff, filed.

DIVORCE DECREE FILED

March 28, 1996 AND NOW, this 28 day of March, 1996, 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 CAROLINE ORR, Plaintiff, and WALTER ORR, JR., Defendant, 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 not yet been entered.

BY THE COURT:
Anthony J. Vardaro, J.

1995

Watts & Pepicelli, PC
Christopher D. Ferry

1291

PHILLIP J. PATTON

VS.

MARY J. PATTON

Filed Dec 12, 1995 @ 3:45 PM

Tax & Entry	pd	50.50
User's Fee	pd	15.00
State	pd	10.00
Adm Fee	pd	45.00
2 Addt'l Counts	pd	30.00
Pro's Fee	Pro to Pd 6-4-96	9.00
Pro Co	pd 6-24-96	9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION AND CUSTODY
1 copy atty

Jan. 18, 1996 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 for the attorney of record for Phillip J. Patton,Plaintiff in the above captioned matter.

2. That on information furnished hyer by Plaintiff, she caused a certified copy of a Complaint in Divorce, Equitable Distribution and Cuistody to be forwarded by certified mail, P 535 878 340, postmarked December 27, 1995, to the last known address of the Defendant, Mary J. Patton, 195 Fifth Street, Conneaut Lake, PA 16316.

3. That the Defendant, Mary J. Patton, on December 30, 1995, personally signed the return receipt card whichwas affixed to the complaint in the above matter and said card is attached hereto.

4. Service of the complaint against Defendant is therefore effected in accordance with the Pennsylvania Rules of Civil Procedure.

Jan. 18, 1996 Kimberly A. Keas

May 23, 1996 Affidavit of Consent of Plaintiff, filed.

May 23, 1996 Agreement filed.

May 24, 1996 Custody Stipulation and Consent and ORDER for Shared Custody filed. AND NOW, this 24 day of May, 1996, it is hereby ordered, adjudged and decreed that Plaintiff, Phillip J. Patton, and Defendant, Mary J. Patton, are awarded shared legal and physical custody of their minor children, Daniel R. Patton and Kristina N. Patton, and it 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 life of the children.

3. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the children.

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 child. The Plaintiff shall have physical custody of the child on alternate weekends beginning April 19, 1996. Plaintiff shall pick up the child at 7:00 PM on each alternate Friday and return the child 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 shall reside 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 the children obtaining school age, thereafter, Plaintiff shall have an uninterrupted three week period. Plaintiff shall make his designation by May 31st of each year.

(Please see file for rest of Custody Order)

BY THE COURT
Gordon R. Miller, J.

June 5, 1996 Affidavit of Consent of defendant, filed.

June 18, 1996, Waiver of Notice of Intentionto Request Entry of a Divorce Decree filed.

June 21, 1996, Waiver of Notice of Intention to Request Entry of A Divorce Decree Under 3301(c) of the divorce code filed.

June 24, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

July 11, 1996 AND NOW, July 11, 1996, it is ordered and decreed that PHILLIP J. PATTON, plaintiff, and MARY J. PATTON, defendant, are divorced from the bonds of matrimony.

An agreement entered into between the parties on May 16, 1996, is incorporated in 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.

BY THE COURT:
Anthony j. Vardaro, J.

1995

Jorden and White
William t. Jorden

1292

Robert C. Ward

BARBARA and JEROME MINIK

VS.

WALTER BISH and LILLY BISH

Filed Dec 12, 1995 @ 4:20 PM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	51.00
Pro co. pd 1/25/96	6.00

PRAECIPE TO ISSUE WRIT OF SUMMONS
1 copy Sheriff

Jan. 4, 1995 SHERIFF'S RETURN, filed. Served, Walter Bish, on December 22,1995 at 10:02 AM, by handing the summons to Lilly Bish, Authorized Agent, acceptance of Service attached at the Sheriff's Office in the Crawford County Court House in Meadville, Pa. 16335

Served Lilly Bish, personally on December 22, 1995 at 10:03 AM, at the Sheriff's Office at the Crawford County Court House in Meadville, Pa. 16335

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

Jan. 17, 1996 Appearance of Robert C. Ward, Esquire on behalf of defendants, filed.

Jan. 17, 1996 Rule to File Complaint filed.

Jan. 22, 1996 Upon praecipe of plaintiffs attorney, the above case marked settled and discontinued of record.

Jan. 23, 1996 Notice of Service of Interrogatories and Request for Production of Documents served upon Wm. T. Jorden, Esq., filed.

1995

John M. Dawson District Attorney 1293	COMMONWEALTH OF PENNSYLVANIA COUNTY OF CRAWFORD	MOTION RE: APPOINTMENT OF ASSISTANT DISTRICT ATTORNEY Oath in Oath Box ORDER: AND NOW, December 13, 1995, the within Motion is allowed. BY ORDER OF THE COURT, Anthony J. Vardaro, J. Dec. 28, 1995 Transcipt of Proceedings of Swearing in Ceremony of Francis J. Schultz filed.

394

1995

Peters, Lindsay,
Lewis & Hatheway
Edward J. Hatheway

1294

Michael Halliday

PAT & PET'S MOBILE HOMES SALES, INC.

VS.

RICHARD POLANEK and
LISA POLANEK

Filed Dec 13, 1995 @ 10:25 AM

Tax & Entry pd	50.25
User's Fee pd	5.00
Pro Co. pd 4-17-96	15.00

MOTION OF APPEAL OF DISTRICT JUSTICE JUDGMENT
of HUBERT E. VOGAN District 30-3-02

Dec. 18, 1995 Proof of Service filed.

Jan 2, 1996 Complaint filed.

Jan. 19, 1996, I, Michael HaLLIDAY, Esq. do hereby accept service ofthe plaintiffs civil complaint on the defendants behalf.

Feb 14, 1996 Answer, New Matter and Counterclaim to Civil Complalint, filed.
(1 copy atty)

Feb. 26, 1996 Plaintiff's Reply to Defendant's New Matter and Answer to Counterclaim filed.

April 12, 1996 Upon Praecipe of plaintiff attorney for Reference to Arbitrators, the following are hereby appointed:

Mark Prather, Chairman
John E. Nagurney
~~Sylvia Dratler~~ Karen Johnson

June 26, 1996 Arbitrators take qualifying oath filed.

Oct 8, 1997 Motion to Strike Arbitration Praecipe and Order: AND NOW, this 8th dayof October, 1997, upon considerationof the within Motion, it is hereby Ordered and decreed that the Arbitration proceedings in the above captioned matter be stricken.
Gordon R. Miller, P.J.
Oct 8, 1997 Faxed Hatheway & Halliday

Nov. 18, 1997 Notice of Intent to Complete Discovery filed.

Jan. 8, 1999 Defendants' Motion For Sanctions Against Plaintiffs For Plaintiffs Failure To Answer Defendants' Interrogatories To Plaintiff and Order filed. AND NOW, this 8th day of January, 1999,upon consideration of the within Motion, it is hereby ORDERED and DECREED that sanctions are imposed uponthe Plaintiff for failure to answer Interrogatories and:
1. That the Defendant shall forthwith make answers to all Interrogatories and no later than ten (10) days.
2. That on failure to make answer to Interrogatories, additional sanctions shall be imposed, including payment of attorney fees.
BY THE COURT,
Gordon R. Miller, J

1-8-99 Faxed Halliday & Hatheway

Jan 18, 1999 Certificate of SErvice Filed. I, Edward J. Hatheway, Esq. Atty for Pltf, Pat & Pete's Mobile Homes Sales, Inc., do hereby certify that I served the Plaintiff's Answers to Defendants' Interrogatories and Responses to Request for Production of Documents upon Michael Halliday, Esq Attoreny for the Defendant, Richard Polanek and Lisa Polanes, on Jan 15, 1999 via first-class mail.
Peters, Lindsay Lewis & hatheway
Edward J. Hatheway, Esq. Atty for Pltf.

Mar 23, 1999 Praecipe For Trial List, filed.

Mar 23, 1999 Certificate of Readiness, filed.

ON TRIAL LIST FOR October 1999

FOR FUTURE FILINGS AS OF MARCH 27, 2000 SEE COMPUTER.

1995

1295	COMMONWEALTH OF PENNSYLVANIA VS. ONE (1) CHERRY MASTER VIDEO SLOT MACHINE, TWO (2) FRUIT BONUS VIDEO SLOT MACHINES and CASH SEIZED.	PETITION FOR FORFEITURE OF MONEY AND DESTRUCTIONOF EVIDENCE ORDER: AND NOW, TO-WIT, this 8 day of December, 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 and dispose fo the within identified monies to the Crawford County District Attorney's Office. BY ORDER OF THE COURT Anthony J. Vardaro, J. Dec 13, 1995 Faxed D.A. Dec. 19, 1995 Petition for Final Order, filed.

Filed Dec 13, 1995 @ 10:46 AM

Tax & Entry Pd -12-28-95 50.50
User's Fee Pd 12-28-95 5.00

396

1995

Shafer, Swick, Bailey, Irwin, Stack & Millin Louis J. Stack	MERCER COUNTY STATE BANK	COMPLAINT IN CIVIL ACTION 1 copy Sheriff
1296	VS.	Jan 23, 1996 SHERIFF'S RETURN, filed. Not served as to Harry Corban, left note on 1-11-96. So answers, Shawn Ashbaugh, Deputy Robert M. Stevens, Sheriff
	HARRY EDWARD CORBAN	
	Filed Dec 13, 1995 @ 1:31 PM	
	Tax & Entry pd 50.50 User's Fee pd 5.00 Sheriff's Costs 38.00	

1995

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

1297

Karen S.Johnson

BFC HARDWOODS,INC.

VS.

BOARD OF ASSESSMENT APPEALS
OF CRAWFORD COUNTY

Filed Dec 14, 1995 @ 10:00 AM

Tax & Entry pd	50.50
User's Fee pd	5.00
Sheriff's Costs	29.00
ProCopd 6-1-99	46.50
User's fee pd 6-1-99	5.00

PETITION FOR APPEAL FROM THE DECISION OF THE
BOARD OF ASSESSMENT APPEALS
1 copy Sheriff

Dec. 19, 1995 Sheriff's Return filed. Served, the Board of Assessment of Appeals of Craw. County, on Dec. 18, 1995 at 2:15 PM by serving Ida Sheriff, Clerk, at 903 Diamond Park, Meadville, PA
So answers, Dale Collins, Deputy
Robert M. Stevens, Sheriff

Jan. 5, 1996 Answer to Assessment Appeal filed.

Jan.5, 1996 Certificate of Mailing filed.

June 16, 1997 Motion to Allow Discovery through Requests for Admissions and Order filed. AND NOW, this 16 day of June, 1997 upon consideration of the Plaintiff s Uncontested Motion requesting this Court to allow discovery by way of Request for Admissions, it is hereby ordered and decreed that discovery procedures set forth in Pa.R.C.P. 4014 shall be allowed in the above-captioned matter, and the Plaintiff and Defendant shall be entitled to promulgate discovery pursuant to, and may be compelled to comply with the requirements of Pa.R.C.P. 4014 to aid this Court in the efficient adjudication of the above-captioned matter.
By the Court:
Anthony J. Vardaro, J.
6-16-97 FAXED Johnson & Hotchkiss

Apr 22, 1998 Motion For Consolidation (AD 1995-1297 and AD 1998-187) and Order: NOW this 21st day of April, 1998, upon consideration of Plaintiff's Motion to Consolidate, this matter is specially set for hearing or argument at 1:15 p.m. the 27th day of May, 1998, in Court Room 1 or 2. Ann A. Walker, C.A.
Apr 22, 1998 Faxed Watts, Hotchkiss & Johnson

May 29,1 998 ORDER FILED. AND NOW, MAY 27, 1998, at the time set for hearing and argument on a motion to consolidate the above two cases for trial purposes, the Court is advised by counsel for both parties that there is no objection to consolidation and accordingly, the Court directs that these two cases be consolidated for a non-jury trial before one of the Crawford County judges.
The Court and counsel agree that an advantageous time for eharing on the merits would be during the month of September. Additionally, the undersigned, whether he is the trial judge or not, believes a view of the premises is essential to making a final decision in this case.
At this time, counsel for BFC Hardwoods indicates he would have two witnesses for trial and counsel for the Board of Assessment Appeals indicates there will be one witness testifying on their behalf.
Neither counsel has objection to a veiw of the premises by the trial judge, but counsel are advised that the view should take place after some court testimony setting the background and covering the technical details of the kiln operations, rather than addressing the same in any detail at the view.
Teh Court Administrator is advised that counsel believe a full day will be required for testimony and view.
The Court directs and counsel agrees that a pretrial narrative from each side would be appropriate and accordingly on or before Sept. 1, 1998 each counsel will file a brief narrative, a statement of their position in this matter, appropriate statutory references, and any appropriate or analogous cases. (ALSO ad 1998 - 187)
BY THE COURT
P. RICHARD THOMAS, SJ
Dist counsel

September 3, 1998 Request for Pretrial Conference and Order filed. To the response of counsel for the Appellant, Pre-Trial conference in the above-captioned matter is set to be heard the 1st day of October 1998 at 9 AM in Courtroom No. 3 at the Crawford county Court House, Meadville PA
P. Richard Thomas, J.
9/3/98 Faxed K. Johnson & D. Hotchkiss (See papaers filed at AD 1998-187)

Oct. 8, 1998 Order filed. AND NOW, October 1, 1998, at the time scheduled for further hearing on this Assessment Appeal, Court and counsel meet and mutually determine that a pretrial view of the premieses by counsel and the Court will expedite the ultimate hearing to be scheduled in this case.
Accordingly, on agreement of consel, they will meet withthe Court at 9:00 a.m. in the Court's Chambers October 27, 1998, and counsel will provide transportation for the Court, counsel, and Chief Assessor to visit the premise on that date.
Counsel agree that a knowledgable representative form theh ardwoods company accompany the visit for the purpose of answering the Court and counsel's questions converning the buildings and the kilns to be viwed that date.
Upon return from the view, counsel and the Court will attempt to narrow the focus of the case, delineate the necessary witnesses to be called, and agree upon a furture hearing date.
BY ORDER OF THE COURT,
P. Richard Thomas, S.J.
10-8-98 districted Hotchkiss, Johnson, Galbe (See paper filed at AD 1998-187)

December 21, 1998 Memorandum and Order filed. And now, December 18, 1998 after hearing we find as a matter of law and fact that the 5 drying kilns comprising 2 separate units affixed to the ground at the location of BFC Hardwoods, Inc. property in Bloomfield Township, Crawford Co, are sujbect to assessmetn and real estate tax liability.
This Court is advised that any dispute over assessed value of the parcels here at issue or the manner of establishing such value has been resolved by stipulation of counsel filed with this records in these cases By The Court
12/21/98 Dist. Hotchkiss & Johnson P. Richard Thomas, SJ

Continued on Page 469

1995

Pro se

1298.

Baginski & Bashline
James R. Zeis

LESLIE TAR, M. D.

vs.

LIBERTY MUTUAL

Filed Dec. 14, 1995
at 11:55 AM

Tax and entry paid	$50.25
User's fee paid	5.00
Pro Pd 5/23/97	15.00
Pro pd 12/3/97	5.00

JURY TRIAL DEMANDED

NOTICE OF APPEAL FROM DISTRICT JUSTICE JUDGMENT

William D. Chisholm, District 30-2-01

Dec. 19, 1995 Proof of Service Of Notice Of Appeal and Rule to file Complaint filed.

Jan. 4, 1996 Complaint filed. (1 copy Pltf)

Jan. 23, 1996 Preliminary Objections of Defendant filed.

Jan. 23, 1996 Upon praecipe of Defendant Attorney the above matter is placed on the next available argument list.

June 7, 1996, MEMORANDUM AND ORDER filed. ORDER: AND NOW, June 7, 1996, upon consideration of the defendant's Preliminary Objections, the demurrer to the complaint in general is denied but the demurrer to count two is sustained.

Additionally, Paragraphs 4, 5, and 10 as well as Exhibit A and any claim for attorney's fees whether in Paragraph 21 or otherwise, are stricken.

The Plaintiff is granted 20 days from the date of this order to file an amended complaint except that amended complaint may not include the allegations contained in Paragraphs 4 and 5, nor may it include any claim for attorney's fees so long as the plaintiff is proceeding pro se.

by the court,
Anthony J. VArdaro, J.

6/7/96 mailed to plff and Zies.

June 25, 1996 Amended Pleading filed on behalf of Plaintiff filed.

JURY TRIAL DEMANDED

July18, 1996, Answer and New Matter filed.

Sept. 9, 1996 Answers To New Matters on behalf of plaintiff, filed.

May 23, 1997, UPon praecipe of plaintiff, for reference to arbitrators, the following arbitrators are appointed: Curtis Blystone, Ch.
Keith Button
~~William Gregg~~ Mark D. Stevens

July 22, 1997 Arbitrators take Qualifying Oath.

Aug. 21, 1997 Decision of the Arbitrators filed in which they find: in favor of plaintiff and against the defendant on Plaintiff's Amended complaint in the amount of $1,615.00, together with interest thereon from 6/30/94 at the rate of 12% per annum.

Decision entered
8/21/97
L - 184

DECISION OF ARBITRATORS
Barbara H.King,
Prothonotary

8/21/97 faxed to Zeis and Tar

Nov. 14, 1997 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

1299.

SAINT VINCENT HEALTH CENTER

VS.

CHOYCE A. STOSSMEISTER
a/k/a CHOYCE A. JOHNSON
a/k/a CHOYCE A. PETERSON

Filed Dec. 14, 1995
at 11:58 AM

Tax and entry paid	$15.00	J - 201
Sheriff's Costs	43.00	P - 208
Pro Co pd 3-21-96	9.00	S - 35

PRAECIPE FOR WRIT OF REVIVAL

OF

DSB 1992 - 43

(Issued Sheriff)

Jan 19, 1996 SHERIFF'S RETURN, filed. Not Found, as to the above defendant, Choyce A. Stossmeister, a/k/a Choyce A. Johnson a/k/a Choyce A. Peterson, at 88880 Cochranton Rd Cochranton, Pa. Left Note on 12-27-95 and 1-12-96.
So answers, Dale A. Collins, Deputy
Robert M. Stevens, Sheriff

And Now, March 20, 1996, upon praecipe of plaintiff attorney judgment has been entered in favor of the Plaintiff and against the Defendant(s) in the above-captioned matter in the amount of Five Thousand Five Hundred Eighty-three and 54/100, plus interest from September 18, 1987, plus costs.
Debt: $5,583.54 plus interest & costs
JOYMENT
Barbara H. King, Pro.
March 21, 1996 Notice of entry of Judgment sent to Dfts.

Revived to AD 1999 - 920

400

1995

Thomas Dana Watson	NORMA FLYNN	WRIT OF SUMMONS (Issued Sheriff)	
1300.	VS.	July 23, 1996 Sheriff's Return filed. Sserved, Ronald Veverka, on December 27, 1995 at 3:36 PM, personally, at the sheriff's office in the Crwaford County Court House in Meadville, PA. Served, Renew Home Improvements by handing the summons to Ronald Veverka, owner, signed accp. of Service onDecember 27, 1995 at 3:37 PM, at the Crawford County Court House in Meadville, PA. So answers, Diane Brittain, Deputy Robert M. Stevens, Sheriff	
	RONALD VEVERKA RENEW HOME IMPROVEMENTS		
	Filed Dec. 14, 1995 at 2:20 PM		
	Tax and entry paid $50.50 User's fee paid 5.00		

1995

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

1301.

~~Mary Ann Kirkpatrick~~
(withdrawn)

6-18-96 Refund from dept
medfee 115.49

9-12-96 Refd #10343 $15.49

DONNA IRIS SAPUTO

VS.

WILLIAMS REED SMATHERS

Filed Dec. 14, 1995 @ 2:25 pm

Indigent Filing

Kathleen Nelson, Mediator

CUSTODY COMPLAINT

1 copy plaintiff
1 copy Sheriff
1 copy Mediator

Order:

You, W. Reed Smathers, have been sued in Court to obtain custody of Natosha Lynn. 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) 333-7498

AND NOW, this 13th day of December, 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/defendant 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 plaintiff/defendant.

3. The plaintiff/defendant is ordered and directed to immediately go to the Sheriff's Office to give the Sheriff written instructions on when and where the plaintiff/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 plaintiff/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.

AND NOW, December 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 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.

Dec. 22, 1995 Sheriff's Return filed. Served, William R. Smathers, personally on December 20, 1995 at 6:33 PM at R.D. #3, Saegertown, PA.
So answers,
Scott D. Young, Deputy
Robert M. Stevens, Sheriff

Jan. 10, 1996 Appearance of Mary Ann Kirkpatrick for Defendant filed.

Jan 17, 1996 Appearance of Shafer, Swick, Bailey, Irwin, Stack & Millin by James R. Irwin, Esquire on behalf of Donna I. Saputo the Plaintiff, filed.

March 21, 1996 TEMPORARY ORDER filed. AND NOW, March 21, 1996 after Mediation and upon the recommendation of the Child Custody Mediator; legal custody of child to be shared by parents. Primary physical custody to be with mother. Cost of mediation to be equally divided with Mother's share charged to Crawford Co.; This Order to become permanent after twenty days of date of Order unless exceptions are filed. (SEE PAPERS FILED)

BY THE COURT:
Gordon R. Miller, J.

March 21, 1996 Order FAXED Attys. Krwin, Kirkpatrick & Nelson; mailed pltf., deft.

Continued to Page 429

1995

Bruce L. Smith 1302.	PETER J. KELLY and JOANN I. KELLY vs. MILLVILLE MUTUAL INSURANCE COMPANY Filed December 15, 1995 @ Tax & entry paid 50.50 User's Fee paid 5.00 Sheriff's Costs 38.00 Pro pd 5/29/97 6.00	WRIT OF SUMMONS Issued Sheriff Jan 17, 1996 SHERIFF'S RETURN, filed. Served, Millville Mutal Insurance by Deputizing The sheriff of Columbia County, as per Affidavit of Service attached. Served on 12-22-1995. So answers, Robert M. Stevens, Sheriff May 28, 1997, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled, discontinued and ended upon payment of costs, if any.

1995

Northwestern Legal Services
Gerald Sullivan

1303.

1-2-95 Pd Sheriff #9655 39.00

DOREEN M. BAILEY

vs.

RONALD D. SHREFFLER, SR.

Filed December 18, 1995
@ 11:40 AM

Tax & entry	Pd 1-2-96	50.50
User's Fee	Pd 1-2-96	5.00
~~Surcharge~~		25.00
Sheriff's Costs		29.00
Pro Co	Pd 1-2-96	9.00
Pro Co	Pd 1-2-96	5.00

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

Order:

And now, this 18th day of December , 1995 , upon review of the petition of Plaintiff, theCourt 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 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 Peittion 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 December 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,

Dec. 20, 1995 Sheriff's Return filed. Served Ronald D. Shaffler, Sr. on December 18, 1995 at 12:35 PM, personally, at RD#4 752-A Brown Hill Rd., Meadville,Pa.
So answers,
Dale A. Collins, Deputy
Robert M. Stevens, Sheriff

Jan. 4, 1996 Motion to Vacate Protection from Abuse and ORDER filed. AND NOW, this 2nd day of January, 1996 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of December 18, 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 December 18, 1995 assessing court costs shall remain in full forcxe and erffect 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.

1-4-96 Faxed McPD & Co. Control. 1-8-96 copies to Pltf & Deft.

Jan. 10, 1996 Order dated December 27, 1995 filed. All costs paid
BY ORDER OF THE COURT,
Gordon R. Miller, P. J.

1-10-96 Faxed Co. Control, Pa. SPD, mailed deft, given Sullivan

404

1995

1304.

Edward J.Hatheway

1-10-96 Pd Sheriff #9673 36.00

TIMOTHY J. CASTILE

vs.

JENEFERE McCARTNEY

Filed December 18, 1995

Tax & entry Pd 1-10-96 50.50
User's Fee Pd 1-10-96 5.00
~~Surcharge~~ ~~25.00~~
Sheriff's Costs Pd 36.00
Pro Co Pd 1-10-96 5.00

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

Order:

And now, this 18 day of December , 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 of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police department in the jurisdiction where the Plaintiff resides and to County Control. PSP Meadville
5. Service of a copy of the Peittion 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 December 28, 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

Dec. 19, 1995 Sheriff's Return filed.Served Jenefere McCartney personally, on December 19, 1995 at 11:20 AM at the Conneaut Lake High School, Conneaut Lake,PA.
So answers,
Dale Collins, Deputy
Robert M. Stevens,Sheriff

Jan 4, 1996 Motion to Continue December 28, 1995 Protection From Abuse Hearing and for Extension of December 18, 1995 Temporary Protection From Abuse Court Order and Order. AND NOW, this 3rd day of January, 1996, upon presentation and consideration of the Defendant's Motion to Continue December 28, 1995 Protection From Abuse Hearing and to Extend December 18, 1995 Temporalry Protection From Abuse Court Order:

Said Motion is granted, and the hearing is continued to January 11, 1996 at 3:30 P.M. in Courtroom 1 or 2. The temporary order shall remain in effect until the hearing is held. Counsel for defendant shall serve a copy of this order on the plaintiff forthwith.
Jan 4, 1996 Faxed Hatheway, mailed Plf.

Jan. 10, 1996 Motion to Vacate Protection From Abuse Order and ORDER filed. AND NOW, this 10th day of January, 1996 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of December 28, 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 December 28, 1995 assessing court costs shall remain in full force and effect without change or modidfication 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.

1-10-96 Faxed Pa. SPD, Co. Control, Hatheway, 1-11-96 mailed copy to Pltf.

1995

Watts and Pepicelli PC
Christopher D. Ferry

1305.

Edward J. Hatheway

SHAMROCK S. ROSSEY

vs.

SARAH L. WEED

Filed December 18, 1995

Indigent Filing

Kathleen R. Nelson, Mediator

CUSTODY COMPLAINT
1 copy Sheriff
1 copy Mediator
1 copy Plaintiff

You, Sarah Weed, have been sued in Court to obtain custody of Katrina.
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 AFFOND 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: 12/15/95 Anthony J. Vardaro, J

AND NOW, this 15 day of December, 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 w hich 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

Dec. 18, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, December 14, 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 financical 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 1, 1996 SHERIFF'S RETURN, filed. Served, Sarah L. Week, by Deputizing the Sheriff of Erie County, as per Affidavit of Service Attached. Served on January 10, 1996.
So answers, Robert M. Stevens, Sheriff
RETURN: Deputy Melinda Howe of Erie County, Pennsylvania, who being duly sworn according to law, says, the within Notice and Order was served upon Weed Sarah L the defendant, at 1035:00 hours, on the 10th day of January 1996 at 322½ North Main St, Union City, PA 16438, Erie County, Pennsylvania, by handing to Sarah L Week a true and attested copy of the Notice and Order and at the same time directing her attention to the contents thereof.
Robert N. Michel, Sheriff
Melinda M. Howe, Deputy Sheriff

April 11, 1996 TEMPORARY ORDER filed. AND NOW, April 10, 1996, after Mediation and upon recommendation of the Child Custody Mediator, it is Ordered and Decreed as follows:
1. Legal and physical custody of the subject minor child, Katrina Weed, shall be with her Mother, Sarah L. Weed, the Defendant herein.
2. The cost of the mediation conference shall be borne by Crawford co.
3. This Order is a Temporary Order but shall become a Permanent Order unless exceptions thereto are filed by either parent within twenty (20) days of the date hereof.
BY THE COURT:
April 11, 1996 Order FAXED Atty. Hatheway:(mailed Plaintiff, faxed Atty. Nelson - 4-16-96).

Apr 22, 1996 Appearance of Watts and Pepicelli PC by Christopher D. Ferry, Esquire on behlf of Shamrock S. Rossey, Plaintiff, filed.

Apr 22, 1996 Request for Hearing, filed.

406

1995

Mary Ann Kirkpatrick

1306.

Ann H. Gamble

1-23-96 Pd Sheriff
17710 29.00

JAYLENE K. MORRELL

vs.

CHARLES R. MORRELL

Filed December 18, 1995
@ 2:35 PM

Tax & entry	Pd 1-23-96	50.50
User's Fee	Pd 1-23-96	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd	29.00
Pro Co	Pd 1-23-96	5.00

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

Order:

And now, this 18 day of December , 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 destroy or disconnect any phone or phone service
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe it has been violated.
4. A copy of this Order shall be delivered to the police department in the jurisdiction where the Plaintiff resides and to County Control.
5. Service of a copy of the Peittion 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 December 27, 1995 , at 11;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

Dec.20, 1995 Sheriff's Return filed. Served, Charles Morell, personally, on December 18, 1995, at 3:23 PM, at the Morrell Farms, Franklin Pike and Harvey Road, Meadville,Pa.
So answsers, Dale A.Collins, Deputy
Robert M. Stevens, Sheriff

Jan 4, 1996 Order filed. AND NOW, December 27, 1995, at the time fixed for hearing in two companion PFA proceedings, Jaylene K. Morrell appeared asking for a continuance in the case brought against her by her husband, Charles sR. Morrell which is the case of Charles R. Morrell vs. Jaylene K. Morrell at 1995-1317 because she was just served by the process about an hour and fifteen minutes prior to this hearing. Said motion was not opposed by Charles R. Morrell, and accordingly, it is ordered as follows:

1. The hearing in these cases is continued and shall be held on Wednesday, January 3, 1996 at 3:30 p.m. in Courtroom No. 1.
2. The prior orders entered in these cases shall remain in full force and effect until further order of court.
3. A copy of this order shall be delivered to the Pa. State Police at Meadville and to County Control.

Jan 4, 1996 Faxed PaSPD & Co Control, mailed Gamble
Jan 9, 1996 sent Plf

Jan 5, 1996 Motion to Continue and Order, filed. AND NOW, this 4th day of January, 1996, the above motion to continue is hereby granted and hearing is rescheduled for January 17, 1996 at 9:00 o'clock A.M.
Jan 5, 1996 Faxed Gamble
Jan 9, 1996 sent Plf.
Original filed at AD 1995 - 1317

Jan 18, 1996 Stipulation and Order, filed. AND NOW, this 17 day of January, 1996, the parties hereto having stipulated and agreed, the above captioned matters are hereaby settled and discontinued. Each Plaintiff to pay costs in their case.
Jan 18, 1996 Kirkpatrick & Gamble

1995

Watts & Pepicelli
Alan L. Pepicelli

1307.

Shafer, Swick, Bailey, Irwin, Stack & Millin
Jeffrey K. Millin
Charles M. Simonian

SUSAN J. DEARBORN and CONRAD L. DEARBORN, her husband

vs.

BRIAN DEBELLO, CANDY LEE MELLO and CHARLES M. SIMONIAN

Filed December 18, 1995
@ 3:40 p.m.

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	96.00
Pro paid 12/4/97	6.00

WRIT OF SUMMONS
Issued Sheriff

Jan 19, 1996 SHERIFF'S RETURN, filed. Not Found, as to Brian Debello, as per the attached affidavit from Erie County Sheriff's Office, Moved left no address

Served Charles M. Simonian, by deputizing the Sheriff of Erei County, as per affidavit of service attached. Served on 12-29-95 at the Sheriff's Office

served, Candy Mello, by deputizing the Sheriff of Erie County as per affidavit of service attached. Served on 12-29-95
So answers, Robert M. Stevens, Sheriff

RETURN: Deputy Jim Carson of Erie County, Pa. served a Summons to Mello Candy Lee at 1335:00 Hours, on 12-29-95 at 2219 Plum St., Erie, Pa. 16502 by handing to Candy Lee Mello a true and correct copy of the Summons.
So answers, Robert N. Michel, Sheriff

RETURN: Deputy Roger Gunesch of Erie Co, Pa. served a Summons to Simonian Charles M at 1345:00 Hours, on 12-29-95 at Erie Co Sheriff's Office 140 West 6th St., Erie, Pa. 16501 by handing to Charles M. Slimonian a true and corect copy of the Summons.
So answers, Robert N. Michel, Sheriff

Mar. 8, 1996 Appearance of Shafer, Swick, Bailey, Irwin, Stack & Millin by Jeffrey K. Millin for Charels M. Simonian filed.

Mar 12, 1996 WRit reissued. (Reissued atty)

May 1, 1996, UPon praecipe of defendant Charles M. Simonian, Rule entered upon the plaintiff to file a Complaint, issued. Issued (atty)

May 6, 1996 Writ Reissued.

Dec. 4, 1997 Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1995

William A.Kuhar

1308.

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

COMMONWEALTH OF PENNSYLVANIA

vs.

JOEL K. MEADER and TAMMY S. MEADER

Filed December 19, 1995
@ 12:27 PM

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION FOR APPEAL FROM ORDER OF DEPARTMENT OF TRANSPORTATION SUSPENDING VEHICLE REGISTRATION PRIVILEGE
1 copy atty.

Order of January 19, 1996 setting hearing for April 2, 1996 at 8:45 AM.
Jan 19, 1996 given Walker

Apr.9,1996 Memorandum and Order filed. ORDER. AND NOW, Apr. 2, 1996, after hearing, the Court hereby finds in favor of the Defendants,Joel K. Meader and Tammy S. Meader. The Court finds their registration privilege should not have been canceled by Erie Insurance Exhcange and that they did not knowingly and intentionally operate the vehicle without insurance at the time in question.

We direct the Commonwealth of Pennsylvania Department of Transportation to rescind the three-month suspension imposed by notice dated December 5, 1995.

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

4-9-96 FAxed Walker & Kuhar

April 22, 1996 Exhibits filed.

1995

Thomas Dana Watson	JAMES M. HAZEN and MARGARET HAZEN, his wife	WRIT OF SUMMONS issued Sheriff
1309.	vs.	
	SANDRA CHETOKA DAVID CHETOKA	
	Filed December 19, 1995 @ 1:30 P.M.	
	Tax & entry paid 50.50 User's Fee paid 5.00	

410

1995

1310.

Watts and Pepicelli
Christopher D.Ferry

1 copy docket page

KENNETH OSBORN

vs.

BRIAN MILLER

Filed December 19, 1995

Indigent Filing

VERIFIED COMPLAINT IN ASSUMPSIT FOR TRESPASS
1 copy Sheriff

Dec. 19, 1995 Motion For Leave To File and Proceed In Forma Pauperis filed.

Dec. 19, 1995 Petition To Proceed In Forma Pauperis Pursuant To Pa. R.C.P. 240 and Order filed. AND NOW, December 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. 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

Dec. 19, 1995 Motion For Order of The Court Directing Sheriff To Make Service Upon Defendants In the above captioned cause of action filed.

Dec. 19, 1995 Order filed. AND NOW, December 18, 1995 upon consideration of the Plaintiff's motion for order of court directing Sheriff to make service upon Defendant in the above captioned action, it is ordered and directed that the Sheriff shall make such service at no cost to the Plaintiff upon instructions from the Plaintiff as to what he wants served upon the Defendant and further instruction as to where the Defendant is likely to be found for service.

BY THE COURT:
Anthony J. Vardaro

Jan 4, 1996 SHERIFF'S RETURN, filed. Served, Brian Miller, personally on Dec. 28, 1995 at 10:10 AM, at the Sheriff's office in the Crawford County Court House Meadville, PA.
So answers, Barbara J. Reagle, Deputy
Robert M. Stevens, Sheriff

Jan. 18, 1996 Appearance of Watts and Pepicelli by Christopher D.Ferry,Esquire for Brian Miller, Defendant, filed.

Jan. 18, 1996 Defendant's Preliminary Objections to Plaintiff's Complaint in Civil Action filed.

Nov 25, 1996 Upon praecipe of plaintiff for appointment of Arbitrators, the following Arbitrators have been appointed. Victor Kinnunen, Chr.
Joan Mason
Glenn Thompson

Feb 5, 1997 Amended Compaintand Joinder, filed.

Feb. 22, 1999, Motion to Compel filed.

Feb. 22, 1999, ORDER filed. And Now, Feb. 19, 1999, the plff's motion to compel the disposition of the prelimary objections is denied. The method for advancing an issue to argt. court is set forth in Craw. County Civil Rule L306. The plff. had not complied with that rule.
by the court,
Gordon R. Miller, P.J.
2/22/99 faxed to Ferry, dist. toOsborn.

May 13, 1999 Motion to File Amended Complanit filed.

May 13, 1999 Order filed. And Now, May 10, 1999 upon receipt and review of plaintiff's "amended complaint and joinder" In view of the fact that the plaintiff is incarcerated we will not hold an oral argument in this matter. The defendant shall file a written response to the rule to show cause and then this Court will determine how it will proceed after it has reviewed the response.
Since the plaintiff's amended complaint and joinder was not filed as of course within 20 days after service of a copy of the preliminary objections which the defendant filed on Jan 18, 1996 the plaintiff is not permitted to automatically file an amended complaint (Pa.R.C.P. 1028(c)(1).
Said answer to the rule to show cause shall be filed by the defendant within 20 days from this date and a true and correct copy served upon the plaintiff by amiling the same to him at Box 1000, Houtzdale, PA 16698.

By the Court
Gordon R. Miller, PJ

5/13/99 Faxed Ferry mailed Pltf

AS OF MAY 4, 2000, ANY FILINGS INVOLVING THIS CASE MAY BE FOUND ON THE COMPUTER.

1995

Luciana & Bruzzese
Michael J. Bruzzese

1311.

McDonald Group
James D.McDonald, Jr.

THE MESSER CORPORATION, INC., and SCOTT MESSER

vs.

HAEMER TOOL & DIE, INC.

Filed December 20, 1995
@ 11:55 AM

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	29.00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Dec 22, 1995 SHERIFF'S RETURN, filed. Served, Mark Haemer, personally, on December 20,1995 at 4:00 PM, at Haemer Tool and Die at RD#1 Saegertown, Pa. 16433
So answers, Scott Young, Deputy
Robert M. stevens, Sheriff

Jan.9, 1996 Notice of Service of Interrogatories (First Set), filed.

Jan. 9,1996 Notice of Service of Requests for Production of Documents (First Set), filed.

Jan. 9, 1996 Answer to Complaint and New Matter, filed.

Jan 31, 1996 Notice of Service of Plaintiffs' First Requests For Production of Documents Directed to Defendant, filed.

Jan 31, 1996 Notice of Service of Plaintiffs' First Set of Interrogatories Directed to Defendant, filed.

Jan 31, 1996 Plaintiffs' Reply to Defendant's New Matter.

Mar. 28,1996 Notice of Service of Defendant;s Answers to Plaintiffs' First Set of Interrogatories Directed to Defendant filed.

Mar. 28, 1996 Notice of Service of Defendant's Responses and Objections to Plaintiffs' First Request for Production of Documents Directed to Defendant, filed.

Feb. 18, 1998 Motion For Judgment of Non Pros on behalf of defendant, filed.

Feb. 23, 1998 Upon Praecipe of defendant attorney, this case placed on next Argument List.

O N M A R C H 1 9 9 8 A R G U M E N T L I S T

May 13, 1998 MEMORANDUM AND ORDER FILED. AND NOW, May 13, 1998 the defendant's Motion for A Judgment of Non Pros is denied based on the attached Memorandum without prejudice to the defendant to file a similar motion in the future if it believes it can establish actual prejudcie.

BY THE COURT
ANTHONY J. VARDARO

5/13/98 MAILED BRUZGESE & MCDONALD

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1995 1311 AD 1995 1311

412

1995

Peters, Lindsay,
Lewis & Hatheway
William F. Peters

1312.

RONALD E. MCMULLEN, JR.,

vs.

PATRICIA LYNN MCMULLEN

Filed December 20, 1995

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 Pltf.

Dec. 21, 1995 Acceptance of Service filed. I, Patricia Lynn McMullen, the above named Defendant, hereby personally accept service of the Divorce Complaint in the above-captioned action.
Patricia Lynn McMullen

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 12/21/95 . 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

Lee S. Acquista	DOUGLAS PFEFFER	COMPLAINT IN CIVIL ACTION 2 copies Sheriff
1313.	vs.	Mar 6, 1996 Answer Containing New Matter, filed.
	RONALD HART, individually and d/b/a HART"S MACHINERY	
	Filed December 21, 1995 @ 12:00 PM	
	Tax & entry paid 50.50 User's Fee paid 5.00	

1995

Robert W. Feeman

1314.

AGWAY INC.

vs.

WALTER F. HELLER, d/b/a
HELLER CONSTRUCTION COMPANY

Filed December 21, 1995

Tax & entry paid	15.00
Costs on Orig.	120.12
Pro Co	36.00
Pro Co pd 2-7-96	9.00

WRIT OF REVIVAL
OF RECORD
DSB 1991 - 162

Writ of Revival of Judgment entered to No. 1991-162 and indexed in th the Judgment Index against the defendant Walter F. Heller, d/b/a Heller Construction Company in the amount of Four Thousand Eight Hundred Ninety-nine and 91/100 with interest from March 26, 1986 plus costs.
H-171-181 Debt $4,899.91
Int. from March 26, 1986 Barbara H. King, Pro

Jan 4, 1995 SHERIFF'S RETURN, filed. Served, Walter Heller d/b/a Heller Construction Co., by handing the summons, to him personally, at Rt 18 Conneaut Lake, Pa. on December 27, 1995 at 2:48 PM.
So answers, Dale A. Collins, Deputy
Robert M. Stevens, Sheriff

Feb 5, 1996 Please enter judgment against Defendant WALTER F. HELLER, d/b/a HELLER CONSTRUCTION COMPANY, in the above-captioned revival action for failure to plead to the Writ of Revival within the required twenty-day period from date of service, said servide being on December 27, 1995. In the amount of Four Thousand Eight Hundred Ninety-nine and 91/100, with interes tform March 26, 1986 and costs.
H - 171, 181 Debt: $4,899.51 plus int. and costs
JUDGMENT
Barbara H. King, Pro.
Feb. 7, 1996 Notice of entry of judgment sent to Dfts.

1995

1315.

Robert S. Bailey

RONALD GALLE

vs.

P & R WATER, INC.

Filed December 21, 1995

Tax & entry paid 50.25
User's Fee paid 5.00

APPEAL OF DEFENDANT FROM DECISION OF DISTRICT JUSTICE WILLIAM CHISHOLM

Dec. 21, 1995 Rule entered upon the Plaintiff file a complaint issued.

Dec. 27, 1995 Proof of Service filed.

1995

Edward J. Hatheway

1316.

Brian J. Lindsay

1-9-96 - Pd Sheriff # 9667 29.00

JENNIFER SCHREFFLER

vs.

GIBB SCHREFFLER

filed December 21, 1995
@ 2:40 PM

Tax & entry	Pd 1-8-96	50.50
User's Fee	Pd 1-8-96	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	Pd	29.00
Pro Co	Pd 1-8-96	9.00
Pro Co	Pd 1-8-96	5.00

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

And now, this 21st day of December, 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. Plaintiff shall have sole possession of 34 Wadsworth Ave. Defendant shall not contact Plaintiff or the children in any way. he shall not go to her residence.
3. This Order may be enforced without a warrant of arrest by any law enforcement officer having reasonable ground to believe i 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 tempoary order shall remain in full force and effect until modififed 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 Jan. 2, 1996, 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.

9. Custody of the children is awarded to Plaintiff.

by order of court,
Gordon R. Miller, J

Dec. 27, 1995 Sheriff's Return filed. SERVED Gibb Schreffler personally on December 21, 1995 at 3:00 PM by handing a copy of the Protection from Abuse to him at the residence, 347 Wadsworth Avenue, Meadville, Crawford County, PA.
So answers,

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

Jan. 9, 1996 Motion To Vacate Protection From Abuse Order and ORDER filed. AND NOW, this 9th day of January, 1996 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of Dec. 21, 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 Dec. 21, 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. 9, 1996 FAXED MCPD and Co. Control; mailed plf. and defdt.

Jan 15, 1996 PFA Order of January 2, 1996, filed. The defendant shall pay court costs in the amount of $93.50 no later than 4:30 p.m. on January 12, 1996. Those costs shall be paid to the Prothonotary's office on the First Floor of the Crawford County Courthouse.
Jan 15, 1996 Faxed MCPD & Co Control
Jan 16, 1996 Faxed Hatheway & Lindsay

1995

Ann Hansen Gamble

1317.

Mary Ann Kirkpatrick

CHARLES R. MORRELL

vs.

JAYLENE MORRELL

Filed December 21, 1995
@

Tax & entry	Pd 1-23-96	50.50
User's Fee	Pd 1-23-96	5.00
~~Surcharge~~		25.00
Sheriff's Costs	Pd	34.00
Pro Co	Pd 1-23-96	5.00

1-23-96 Pd sheriff 34.00 #9709 1-23-96

Petition For Relief Under Protection From Abuse Act
1 copy atty.
1 copy Sheriff
Faxed PSP

Dec. 21, 1995 Order filed. AND NOW, December 21, 1995, upon consideration of the Plaintiff's Petition for Relief Under the Protection Abuse Act and the Court noting that apparently due to the fact that the plaintiff is on crutches he is not available for the Court to interview, we will not grant a temporary abuse order in this matter but we will schedule a hearing for December 27, 1995, at 11:30 A.M., in Courtroom No. 1 or 2 of the Crawford County Courthouse.

BY THE COURT,
Anthony J. Vardaro, J

Dec. 27, 1995 Sheriff's Return filed. SERVED Jaylene Morrell, December 27, 1995 at 9:07 AM, by handing to Amy Morrell, Adult in Charge of there residence, RD #6, Freyermuth Road, Meadville, PA
So answers,

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

Jan.4, 1996 ORDER filed. AND NOW,December 27, 1995, at the timer fixed for hearing in two companion PFA proceedings, Jaylene K. Morrell appeared asking for a continuance in ther caser brought against her by her husband, Charles R. Morrell which is the case of Charles R. Morrell vs. Jaylene K. Morrell at 1995 - 1317 because she was just served by the process about an hour and fifteen minutes prior to this hearing. Said motion was not opposed by Charles R.Morrell, and accordingly, it is ordered as follows:

1. The hearing in these cases is continued and shallber herld on Wednesday, January 3, 1996 at 3:30 p.m. in Courtroom No. 1.
2. The prior orders entered in these cases shall remain in full force and effect until further order of court.
3. A copy of this order shall be delivered to the Pennsylvania State Police at Meadville and to County Control.

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

1-4-96 Faxed Pa.SPD, Co.Control, mailed Gamble & Pltf.

Jan. 5, 1996 Motion to Continue and ORDER filed. AND NOW, this 4th day of January, 1996, ther above motion to continue is hereby granted. And hearing is rescheduled for January 17, 1996 at 9:00 o'clock a.m.

Gordon R. Miller

1-5-96 Faxed Gamble, 1-9-96 Copy to Jaylene Morrell

Jan 18, 1996 Stipulation and Order, filed. AND NOW, this 17 day of January, 1996, the parties hereto having stipulated and agreed, the above captioned matters are hereby settled and discontinued. Each Plaintiff to pay costs in their case.
Jan 18, 1996 Faxed Kirkpatrick & Gamble

418

1995

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

1318.

Watts and Pepicelli
Christopher D. Ferry

MICHAEL CLINTON MITCHELL

vs.

CAROLYN LEE MITCHELL

Filed December 22, 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
William Pineo, Mediator	
JPro Co pd 9-12-96	9.00

1-26-96 $150.00 deposit for med. pd by Plf.

8-12-96 Pd Plff med Refund #10169 50.00

9-19-96 Pd Def #10243 91.00

COMPLAINT IN DIVORCE, CUSTODY
1 copy atty.

Jan 26, 1996 Affidavit of Service of Motion For Appointment of Custody Mediator, filed.

Jan 26, 1996 Motion For Appointment of Custody Mediator and Order of January 26, 1996, appointing **William Pineo**, Custody Mediator.

Feb 2, 1996 Appearance of Watts and Pepicelli PC by Christopher D. Ferry, Esquire for Defendant Carolyn Lee Mitchell,filed.

Apr. 15, 1996 Affidavit of Consent by Michael Clinton Mitchell, Plaintiff filed.

May 29, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code filed.

June 28, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree by Defendant filed.

June 28, 1996 Affidavit of Consent by Defendant filed.

Aug. 9, 1996 TEMPORARY ORDER filed. AND NOW, this 6th day of August, 1996, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT: Father to have primary physical custody of child; mother granded visitation. Costs and fees are fixed at $182.00 divided equally between the parties. Mother is indigent and her share is assessed to Crawford County. Deposit shall first be applied against the father's share of costs and the remainder, if any, shall be remitted to him. Either party may file 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.

Aug. 12, 1996 Order FAXED Attys. Ferry, Thomas and Pineo.

Sept 9, 1996 Affidavit of Service of Complaint in Divorce: R. CHARLES THOMAS, Esquire, being duly sworn according to law, deposes and says that on December 22, 1995, he sent a true and correct copy of the Complaint in Divorce, properly endorsed with the Notice To Defend, filed in the above action to the Defendant, Carolyn Lee Mitchell, at Defendant's last known address of c/o Kevin Bunting, R.D.#2, Box 249, Spartansburg, Pa. 16434, by Certified Mail No. P100 628 172, postage prepaid, restricted delivery, return receipt requested and that attached hereto is a duly executed return receipt card showing date of delivery as 12/26/95.

Sept 9, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Sept. 9, 1996 Request for a Hearing by Defendant and ORDER filed. AND NOW, this 9th day of September, 1996, a hearing de novo in the above caption matter is hereby set for the 6th day of November, 1996 at 2:30 o'clock p.m. in Courtroom No 2, of the Crawford County Courthouse, Meadville, Pennsylvania.

FOR THE COURT
Ann A. Walker, Ct. Admin.

DIVORCE DECREE FILED

Sept. 18, 1996 AND NOW Sept. 17, 1996, it is hereby ordered and decreed that MICHAEL CLINTON MITCHELL, Plaintiff, and CAROLYN LEE 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.

BY THE COURT:
Anthony J. Vardaro, J.

Nov. 7, 1996 Custody Stipulation and Consent and ORDER filed. AND NOW, this 6th day of November, 1996,

IT IS HEREBY ORDERED AND DECREED THAT:

1. The parties shall share legal and physical custody of the subject minor child, Michelle Ashley Mitchell.

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.

3a. The father shall have primary physical custody of the subject minor child. The mother shall have temporary physical custody and visitation each weekend, except for the first full weekend of each month from Friday at 5 p.m. through Sunday 5 p.m. A full weekend is defined as one in which Saturday and Sunday occur within the same month. Each party shall have the right to designate a two week period each Summer during which no visitation need be accorded to the other party.

(FOR ENTIRE ORDER SEE FILE FOLDER)

BY THE COURT,
Anthony J. Vardaro, J.
11-7-96 FAXED R. C. Thomas, C. Ferry

1995

Fuller,Kinnunen,Petruso
Gamble, Fabian & Hall
Gary A.Fabian

1319.

Lawrence A. D'Ambrosio
Peters, Lindsay, Lewis
& Hatheway
Donald E. Lewis, Esq.
Mark D. Stevens, Esq.
for Michael Angelo Vega,
Defendant

A.A. ROBBINS, INC.

vs.

MICHAEL ANGELO VEGA, MARTA TOBIAS and MICHAEL ANGELO'S

Filed December 22, 1995

Tax & entry paid 50.50
User's Fee paid 5.00
Pro Co Pd 12-29-95 50.50
user fee pd 12-29-95 5.00

STATEMENT OF OBJECTION
2 copies atty.

Jan 2, 1996 Certificate of Service by Peters, Lindsay, Lewis & Hatheway by Donald E. Lewis, Esq., and Mark D. Stevens, Esq., for the Defendant filed.

Dec 29, 1995 Petition to Open and Set Aside Judgment and Rule to Show Cause, filed. This Rule is Returnable for Hearing and Argument on February 8, 1996 in Courtroom No 2 of the Crawford County Courthouse, Meadville, Pennsylvania at 1:30 o'clock p.m.
Jan 5, 1996 Faxed D'Ambrosio, given Lewis
Jan 9, 1996 sent to Plf

Jan. 10, 1996 Certificate of Service of Rule to Show Cause filed.

Feb.6, 1996 Answer to Petiton to Open and Set Aside Judgment with New Matter, filed.

Feb.6, 1996 Certificate of Service by Gary A. Fabian, Esquire, Attorney forA.A.Robbins, Inc., filed.

Feb. 14, 1996 ORDER filed. AND NOW,February 8, 1996 this matter is before the Court as a result of a Rule to Show Cause entered setting this date for hearing and argument. This is withregard to the Defendant's Petition to Open Judgment and after some discussion with counsel, it is agreed that this is not the approp5riate petition tobe filed under the factual circumstances related by the Defendants' counsel and accordingly, by agreement of the parties, this action is DISMISSED without prejudice to the Defendant to file an appropriate action that they may stillbe entitled to file at this time.

While we are dismissing the petition to open judgment,we note that the first filing in this case was on December 21, 1995 inthe nature of a statementof objection purportedly pursuant to Pennsylvania District Justice Rule 1016 with regard to a hearing as a result of a levy.

From a review of that statement ofobjection, it does not really seem toaddress the issues that one would expect toaddress pursuant to Rule 1016y, and accordingly, while we will not dismiss the statement of objection,the Defendant is afforded 10 days from this date to file an amended statement of objection that raises issues that would be proper for the Court to hear pursuant to Rule 1016. That amended statement of objection shall also be filed not only with the Prothonotary but also with the District Justice within 10 days of this date.

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

2-14-96 Stevens & Fabian (Backup)

FEb. 14, 1996 Appearance of Peters, Lindsay, Lewis & Hatheway by Mark D. Stevens,Esquire for Micahel Angelo VEga,Defendant, filed.

1995

Culbertson, Weiss, Schetroma & Schug, PC
Dearald W. Shuffstall

1320.

Culbertson, Weiss, Schetroma & Schug
Dearald W. Shuffstall
for Petitioners Rose

IN THE MATTER OF: PROPOSED PRIVATE SALE OF TAX CLAIM LAND TO LEAH DINGFELDER

Filed December 22, 1995

Tax & entry paid 50.50
User's Fee paid 5.00

PETITION TO DISAPPROVE A PROPOSED PRIVATE SALE OF TAX CLAIM LAND TO LEAH DINGFELDER
1 copy atty.

Order:
And Now, this 22 day of December, A.D., 1995, upon consideration of the foregoing Petition, a Rule is hereby issued upon the parties to show cause, if any therebe, why the Court should not disapprove the proposed private sale of real estate within the Township of Bloomfield assessed to John W. Swisshelm and Marie J. Swisshelm by the Crawford County Tax Claim Bureau to Leah Dingfelder for the price of $750.00 for the reason that Petitioners are interested in purchasing the subject property for the higher price of $800.00. Returnable for hearing the 19th day of January, A.D., 1995, at 1:00 p.m., in Court Room No. 1 at the Crawford County Courthouse, Meadville, Pennsylvania. At least 10 days notice shall be given to all interested parties and return of service filed of record.

By The Court:
Gordon R. Miller, J

Jan. 9, 1996 Affidavit of Mailing filed. Dearald W.Shuffstall, II, Esquire, being duly sworn according to law, deposes and says that he is the attorney for the Petitioners,that on January 8, 1996,he directed Notice to parties in interest, at their last known addresses as set for therein, by Certified Mail, of the hearing scheduled for January 19, 1995 at 1:00 p.m. by Order of the Court of Common Pleas of Crawford County dated December 22, 1995; that attached to said Notice was a true and correct copy of the said Order; that a copy of the Notice mailed to parties in interest is attached hereto; and that the foregoing is true and correct.
January 9, 1996 Dearald W.Shuffstall,II, Esq.

Jan. 19, 1996, Motion of Ivan G. Rose and Grace M. Rose to Reschedule Hearing filed.

Jan. 19, 1996, ORDER filed. and Now, hearing resc heduled for the 14th day of Feb. 1996 at 1:00 p.m. Rm. 1 or 2 of Courthouse, Meadville, At least 10 days notice shall be given to allinterested parties and return of service filed of record. by the court,
Anthony J. Vardaro, J.
1/19/96 faxed to Moore, Spataro and Shuffstall.

Feb 14, 1996 Affidavit of Mailing of Notice of hearing to parties in interest. (Atty. Shuffstall)

Feb 20, 1996 ORDER: AND NOW, February 14,1996 at athe time set for hearing with regard tot he petition to disapprove a proposed private sale of tax claim land, the petitioner appears with counsel and Leah Dingfelder does not appear, although she has beenduly served, and counsel for the petitioner indicates that he spoke to her with regard to appearing and was unsure whether she would appear or not.
After consideration of the petition, the Court disapproves the proposed private sale of tax claim land to Leah Dingfelder and sets a minimum bid of $1800 for the property.
Insofar as there are no other bidders, the County Tax Claim Bureau is directed to issue an appropriate deed to Ivan G. Rose and Grace M. Rose upon payment of $800.
Feb 20, 1996 Faxed Spataro, given Shuffstall (BU)

1995

Elderkin, Martin,
Kelly & Messina
Kenneth G. Vasil

1321.

BURTON B. WARNSHUIS, RICHARD B. WARNSHUIS, and MARK A. WARNSHUIS, individually and d/b/a WARNSHUIS FARM PARTNERSHIP and WARNSHUIS DAIRY FARM, PARTNERSHIP

vs.

TURNER"S MILL, INC.

Filed December 27, 1995

Tax & entry paid	50.50
User's Fee paid	5.00
Sheriff's Costs	38.00

WRIT OF SUMMONS
Issued Sheriff

Jan 4, 1996 SHERIFF'S RETURN, filed. SERVED Turner's Mill, Inc., December 29, 1995 at 11:09 AM,. by handing to Charles Rynd, Sales Manager, at 225 Railroad Street, Cambridge Springs, PA 16403.
So answers, Shawn E. Ashbaugh, Deputy
Robert M. Stevens, Sheriff

422

1995

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

1322.

Herbert P. Butcher, Jr.

DONALD R. RICE, JR.

vs.

RUSSELLINE RICE

Filed December 27, 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
Pro Co pd 8-5-96	9.00

COMPLAINT IN DIVORCE UNDER SECTION 3301(c) or 3301(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION
1 copy atty.

Jan. 9, 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, return receipt requested, dated January 2, 1996. The Defendant acknowledged service on January 5, 1996 by accepting delivery on that date as evidenced by the attached signed return receipt.
January 9, 1996 James R.Irwin, Esquire

March 29, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code, filed.

March 29, 1996 Affidavit of Consent of plaintiff filed.

April 2, 1996 Appearance of Herbert P. Butcher, Jr., Esquire on behalf of defendant, filed.

April 2, 1996 Affidavit of Consent of defendant filed.

April 10, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of Divorce Code, of defendant, filed.

April 10, 1996 Defendant's Affidavit of Consent filed.

June 17, 1996, Motion to Withdraw count of Equitable Property distribution from divorce complaint filed.

June 17, 1996, ORDER: AND NOW, this 17 day of June 1996 upon presentation and consideration of the within motion, Count 2 is hereby withdrawn from divorce complaint.
Anthony J. Vardaro, J.
6/17/96 faxed to Butcher and Irwin.

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

Aug. 7, 1996 Order filed. AND NOW, August 7, 1996, the court has reviewed the record and will not grant a divorce at this stime because the costs ona Protection From Abuse action at 1995-1002 have not been paid. When these costs are paid, either party may file a praecipe to return the record to the Court.
BY THE COURT,
Gordon R. Miller, J

8-7-96 Distributed Irwin& Butcher

Nov. 6, 1996 Praecipe to Transmit Record by Plaintiff filed.

Nov. 18, 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:
As to a 3301(c) divorce; Rule 1920.42(b) has not been complied with. Effective January 1, 1996 the 3301(c) Affidavit must be executed 90 days or more after both filing and service of the complaint.
Either party may file a praecipe to refer the matter back to the Court when the record is in such as state that the parties are entitled to a final decree.
BY ORDER OF COURT,
Gordon R. Miller, J

Date: 11-14-96
11-18-96 Faxed Butcher & Irwin

January 13, 1998 AFFIDAVIT OF CONSENT FILED (DEFT.)

Jan 23, 1998 Affidavit of Consent of Plaintiff, filed.

Nov 12, 1998 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Nov. 25, 1998 AND NOW, this 24 day of November, 1998, it is ordered and decreed that DONALD R. RICE, JR., Plaintiff, and RUSSELLINE RICE, Defendant, are divorced from the bonds of matrimony.
BY ORDER OF THE COURT
Anthony J. Vardaro, J.

1995

Harrington, Schweers, Dattilo & McClelland
Timothy J. Schweers

1323.

Gaca Matis & Baum
Giles J. Gaca

CRAIG N. MALONEY

vs.

THOMAS M. WATSON, M.D., P.C.

Filed December 27, 1995
@ 1:54 PM

Tax & entry paid	50.50
User's Fee paid	5.00
Pro Co pd 10-11-96	6,00

COMPLAINT IN CIVIL ACTION
1 copy Sheriff

Jan. 16, 1996 Appearance of Gaca Matis & Baum by Giles J. Gaca, Esq., on behalf of Defendant, filed.

Mar. 18, 1996 Acceptance of Service filed. I do hereby accept service of a true and correct copy of Plaintiff's AMENDED COMPLAINT on behalf of Thomas M.Watson,M. D. Defendant herein, this 13th day of March, 1996.

By: Gile J. Gaca, Atty. for Defendants

June 24, 1996, Answer to Amended Complaint filed.

June 24, 1996, Defendants Response to Request for Production of Documents field.

Aug. 23, 1996 Certificate of Readiness by Plaintiff filed.

1996 October TRIAL LIST

Oct 9, 1996 Upon praecipe of plaintiff's attorney the within-captioned matter is marked settled and discontinued of record.

1995

Roeder & Rothschild
Tamera Ochs Rothschild

1324.

Flaherty & Getsinger
Bruce L. Getsinger

KATHY J. LOCKE

vs.

RANDY LOCKE

Filed December 27, 1995

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 7-31-96	9.00
Pro Co. pd 8/2/96	5.00

3-21-96 Refunded Overpayment to Rothschild 20.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF MARITAL PROPERTY ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, EXPERT FEES, COSTS AND EXPENSES
1 copy atty.

Jan. 8, 1996 Affidavit of Return of Service by Mail, filed. On December 29, 1995, I mailed a certified copy of the Divorce Complaint in the above catpioned matter by Certified Mail No. Z 071 557 367 Restricted Delivery to the Defendant, Randy Locke. Defendant signed a return receipt upon delivery January 3, 1996, the receipt of whichis attached hereto and marked "Exhibit A".
I make these statements pursuant to 18 Pa.C.S. Sec. 4904 relating to unsworn falsification to authorities and understand that false statements may subject me to criminal penalties under that statute.
Date: January 5, 1996 Tamera Ochs Rothschild,Esq.

Jan. 11, 1996 Appearance of Bruce L. Getsinger, Esq., on behalf of Defendant, filed.

Jul 17, 1996 Affidavit of Consent of Defendant filed.

July 29, 1996 Affidavit of Consent of Plaintiff, filed.

July 29, 1996 Waiver of Notice if Intention to Request Entry of a Divorce Under Section 3301(c) of the Divorce Code, filed.

July 29, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Aug. 2, 1996 AND NOW, this 2nd day of August, 1996, after review of the above-captioned case, and upon consideration of the pleadings and other documents filed therein, it is
ORDERED, ADJUDGED AND DECREED that:
1. The Plaintiff, KATHY J. LOCKE, and Defendant, RANDY LOCKE, are hereby divorced from the bonds of matrimony on the grounds of irretrievably breakdown of their marriage.
2. The parties have submitted herewith their settlement agreement voluntarily entered June 19, 1996, a copy of which is attached hereto, and said settlement agreement is hereby approved, adopted, confirmed and made a part of this Decree with the same force and effect as though fully set forth herein.
3. The effect of said agreement between the parties shall not be modified or amended except as provided therein and in accordance with 23 Pa. C.S.A. 3105.
4. This Decree constitutes a final Order as to all matters and claims pending in this action, and the Court retains jurisdiction of the parties and the subject matter for purposes of enforcement.

Gordon R. Miller, Judge

Aug. 2, 1996 Notice of Resumption to Retake Maiden Name filed. Kathy J. Locke to be known as Kathy J. Russell.

Aug. 9, 1996 Stipulation and Motion for Entry of Qualified Domestic Relations Order - Horn Textile, Inc. Profit Sharing Plan filed.

Aug. 9, 1996 Qualified Domestic Relations Order filed. AND NOW, this 9th day of August, 1996, it appearing to the Court that:
1. Defendant--Participant, Randy Locke's, interest in the Horn Textile, Inc. Profit Sharing Plan in the amount of $15,852.25, plus any future accumulated interest thereto shall be irrevocably assigned to Plaintiff--Alternative Payee, Kathy J. Locke, as herein provided by a Qualified Domestic Relations Order;
2. The last know name and mailing address of Participant, Randy Locke, is 22507 Shamburg Road, Pleasantville, Pennsylvania 16341.
3. Defendant--Participant, Randy Locke, has the Social Security No. of 173-44-8798;
4. The last know name and mailing address of Plaintiff--Alternate Payee, Kathy J. Locke, is 21233 Wiley Road, Titusville, Pennsylvania 16354;
5. Plaintiff--alternate Payee, Kathy J. Locke, has the Social Securtiy No. of 163-60-5895;
FOR REMAINDER OF ORDER, PLEASE REFER TO FILE FOLDER.

BY THE COURT:
Gordon R.Miller, J.

8-9-96 MAILED Rothchild. FAXED Getsinger

1995

1325.

IN THE MATTER OF THE FEBRUARY, 1996 CIVIL TRIAL TERM

Filed December 27, 1995

VENIRE ORDER

AND NOW, December 18, the Jury Commissisoners are directed to summon a panel of 110 jurors for the February, 1996, civil term of Court, said panel to serve from February 12, 1995 through February 23, 1996.

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

Feb. 26, 1996 Sheriff's Return filed. I do hereby make return that I have summoned the 110 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 February 12, 1996.
so answers, Robert M. Stevens, Sheriff

426

1995

R. Christopher Brode

1326.

Mark Stevens

CYNTHIA JIMENEZ

vs.

HECTOR R. JIMENEZ

Filed December 27, 1995

Tax & entry	pd 2-2-96	50.50
User's Fee	pd 2-2-96	5.00
~~Surcharge~~		~~25.00~~
Sheriff's Costs	p	29.00
Pro Co	pd 2-2-96	9.00

2-2-96 rec'd 29.00 Sheriff's costs

2-2-96 Paid $29.00 Sheriff costs Ck # 9744

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

Order:

And Now, this 27th day of December, 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 children named in the Petition.

2.Special Conditions: Defendant shall move out. Sole possession of RD 6 Box 856 Lamont Drive is awarded to Plaintiff. Defendant shall not contact Plaintiff. He shall not go to her residence or place of work. Custody of the 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 January 5, 1996, 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

Dec. 29, 1995 Sheriff's Return filed. Served Hector Jimenez, personally, on December 28, 1995 at 8:40 AM, at the Sheriff's Office at the Crawford County Court House in Meadville, PA.
So answers,
Dale A. Collins, Deputy
Robert M. Stevens, Sheriff

Jan 9, 1996 Order of January 5, 1996 setting hearing for January 17, 1996 at 3:30 o'clock p.m., filed.
Jan 9, 1996 Faxed PaSPD, Co Control, given Borde, mailed Dft.

Jan. 26, 1996 Hearing Under Protection from Abuse Act ORDER datedJanuary 17, 1996 and filed Jan. 26, 1996 filed.

The defendant will pay costs in this case in the amount of $93.50 to the Prothonotary's Office of Crawford County on or before February 9,1996, at 4:30 p.m.

BY THE COURT,
P.Richard Thomas, SEnior Judge

1-26-96 Faxed Pa.SPD & Co. Control, given Brode & Stevens 1-31-96 copy to Deft. w/bill (Backup)

June 13, 1996 RE: Complaint For Indirect Criminal Contempt For Violation of Protection From Abuse Order - Re-Assignment of Hearing Date filed. AND NOW, June 13, 1996, hearing regarding the complaint for indirect criminal contempt in the above captioned case filed by the Plaintiff is hereby scheduled for Wednesday, June 19, 1996, at 4:00 p.m. in Courtroom No. 1 or 2, at the Crawford Co. Courthouse, Meadville, PA.

FOR THE COURT,
Ann A. Walker, Court Administrator

June 13, 1996 Order Distributed by Court.

June 25, 1996 ORDER filed. AND NOW, June 19, 1996, this matter comes before the Court on a complaint for Indirect Criminal Contempt for the violation of a Protection from Abuse Order.

Both parties are represented by counsel and after some discussions, it is agreed that the Complaint for Indirect Criminal Contempt will be withdrawn; but there will be a modification of the Order of January 17, 1996 entered by Senior Judge P. Richard Thomas.

Accordingly, that Order shall remain in effect for a period of 6 months beyone January 17, 1997 and shall contain of all of the conditions set forth in that Order as well as the following terms and conditions:

1. The Defendant shall not go to the Plaintiff's place of employment at any time.

The Defendant shall return to the Meadville Mental Health Center and shall make arrangements to go from that facility into an inpatient drug and alcohol treatment program through Act 152 or otherwise at no expense to Crawford County.

In the event that cannot be arranged, this matter shall be scheduled for further hearing insofar as it is the Court's intention that the Defendant not leave the Mental Health Unit unless he goes directly to an inpatient drug and alcohol treatment program of at least 28 days duration.

(FOR REMAINDER OF ORDER, PLEASE SEE FILE)

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

6-25-96 FAXED Co. Control, MCPD & Brode. DISTRIBUTED 2 copies, Truax.

FRONT

1995

James W. Shreve and
Lisa M. Shreve
vs.
A.L. Glatzean, et al

CONTINUED FROM PAGE 129
of Record
A. D. 1995 - 1029

****

EXCEPTING AND RESERVING from the foregoing ALL that certain piece or parcel of land situate in Bloomfield Township, Crawford County, Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point in the center line of Township Route 791 at the northwest corner of other land described in Crawford County Deed Book 500 page 167;

THENCE southwardly by land of grantees, two hundred seven (207) feet, more or less, to the southwest corner of land of grantees herein;

THENCE westwardly by the straight line extension of the south line of other land of grantees, one hundred ten (110) feet, more or less, in a point marked by an iron stake;

THENCE southwardly, substantially perpendicular to the center line of Township Route 791, one hundred thirty-eight (138) feet, more or less, to a point marked by an iron stake;

THENCE westwardly, by other and remaining land of grantors herein, two hundred sixty (260) feet, more or less, to a point marked by an iron stake near the east line of a private land;

THENCE northwardly by other and remaining land of grantors herein, three hundred forty-five (345) feet, more or less, to a point in the center of a small stream and the center line of Township Route 791;:

THENCE eastwardly by teh center line of Township Route 791, three hundred seventy (370) feet, more or less, to the point and place of beginning, and containing two and one-half (2 1/2) acres of land, more or less.

Being the same land conveyed by Edward Wayne Laughery and Julia B. Laughery, his wife, to Carl L. McClelland and Carol A. McClelland, his wife, dated April 2, 1984, and recorded among Crawford County Records in Deed Book 333, page 160.

C - 66
G - 11
P - 14

FINAL JUDGMENT
Barbara H. King
Prothonotary

Paul Joy
vs.
Lucinda Joy

CONTINUED FROM PAGE 211
of Record
A.D. 1995 - 1111

****

Oct 10, 1996 Defendant's Motion in Limine - Preclusion of Witness by Reason of Privilege of Confidentially, file.

Oct 10, 1996 Memorandum and Order: AND NOW, Oct 10, 1996, we dispose of plaintiff's and defendant's petitions for Exclusive Possession of Marital Residence and for Exclusive Possession of Automobile as follows:

1. Plaintiff's petition for Exclusive Possession of Marital Residence, said redidence is located at 23831 Warren County Line Road, Spartansburg, Pa., is granted.
2. Defendant's petition for Exclusive Possession of Marital Residence, said residence, said residence is located at 23831 Warren County Line Road, Spartansburg, Pa., is denied.
3. Plaintiff's petition for Exclusive Possession of Automobile, said automobile is the one that is jointly owned by both parties, is granted.
4. Plaintiff's petition for Exclusive Possession of Automobile, said automobile is the one that is jointly owned by both parties, is denied.
5. The parties two children through marriage, Andrew Joy and Alexander Joy, shall remain in the marital residenc epending the hearing before the Custody Mediator scheduled later this month.
6. This court is no way wishes to give the impression by this decision that either party is more or less fit to be the primary custodian or caretaker of the children. Jess Juiliante, S.J.

Oct 11, 1996 Faxed Walton & Gamble

Oct 11, 1996 ORDER: AND NOW, Oct 11, 1996, the following orders are added to our Order of October 10, 1996.

1. Pursuant to our grant of exclusive possession of marital residence to plaintiff, Paul Joy, the exclusive possession shall take effect immediately and defendant, Lucinda Joy, shall move out of the residence as soon as reasonably possible.
2. Pursuant to our grant of exclusive possession of the jointly owned automobile to defendant, exclusive possession shall take effect immediately. If defendant is not already in exclusive possession of the automobile, the parties shall effectuate delivery of the automobile to defendant as soon as reasonably possible. Jess Juiliante, S.J.

Oct 11, 1996 Dist Walton & Mailed Gamble

Oct. 28, 1996, Defendant's Consent , and withdrawal of Ann Hansen Gamble, attorney for defendant, filed.

Oct. 29, 1996, Upon praecipe of plaintiff attorney, to transmit the record, with Waiver of Notice of Intention to Request Divorce Decree, Affidavit of Consent, Stipulation and consent to Separation Agreement attached, this case is moved to court.

DIVORCE DECREE FILED

Nov. 12, 1996 AND NOW, this 8 day of November, 1996, it is ordered and decreed that PAUL JOY, Plaintiff, and LUCINDA JOY, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement Agreement dated Oct. 25th, 1996, is incorporated but not merged herein and shall be fully enforceable under the provisions of the Divorce Code.

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

Nov. 26, 1996, Motion for refund of custody mediator deposit and order filed. ORDER: AND NOW, this 25 day of Nov. 1996 the prothonotary is directed to pay to atty. John f. Spataro, the sum of $120.00. the bal. of $30.00 shall be returned tothe plaintiff.
by the court,
Gordon R. Miller, J.

11/27/96 faxed to Walton, Gamble, and Spataro.

1995

Donna R.Saputo
vs
W.Reed Smathers

Continued from Page 401
of Record
AD 1995 - 1301

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Mar. 28, 1996 Request for a Hearing de novo, filed.

May 9, 1996, ORDER filed. and Now, this 9 day of May 1996 upon receipt andconsideration of request (plffs) for hearing de novo of custody issues raised in above action, a hearing is hereby set for the 13 day of June 1996 at 9:15 am in courtroom of Crawford County Courthouse, Meadville, Pa,.

for the court, A. Walker, Ct. Adm.

5/9/96 faxed to Kirkpatrick, C.Youngs, Irwin and Nelson

May 16, 1996 Motion to Reschedule Hearing De Novo and ORDER filed. And, Now, May 16, 1996, custody de novo hearing in the above matter scheduled for June 13, 1996 at 9:15 a.m. is now rescheduled for Monday, July 8, 1996, at 1:15 o'clock p.m. in Courtroom 1, 2 or 3 of the Crawford Co. Courthouse, Meadville, PA 16335.

For the Court,
Ann A. Walker, Court Administrator

may 16, 1996 Order FAXED Attys. Kirkpatrick and Irwin.

July 19, 1996 Order filed. AND NOW, July 15, 1996, theCourt has approved a consent custody order even though the mediation costs have not been paid in full.

The parties are ordered and directed to pay their respective shares of the mediation costs and all other court costs, if any, within thirty (30) days from the date of this order or else face contempt of court proceedings.

The Prothonotary shall create a tickler of this order and to bring appropriate ocntempt of court proceedings on the 31st day if the costs are not paid.

BY THE COURT,
Gordon R. Miller, J

7-19-96 Distributed to Irwin & Kirkpatrick

Oct. 16, 1996, Motion for Leave to Withdraw Appearance and order filed. ORDER: AND NOW, Oct.14, 1996, the motion for leave to withdraw appearance is granted. (see paper filed at AD 1995 - 1263)

Anthony J. Vardaro, J.

10/16/96 faxed to Irwin and Kirkpatrick.

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1995-1301 @ AD 1995 1301

1995

1995

1995

Elizabeth J. Boyda

vs.

Ralph E. Hunter

Record continued from page 313

of record

A.D. 1995 - 1213

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Feb. 7, 1997 Petition For Contempt and Orders filed. Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for the payment of costs.
If you wish to defendant against the claim set forthin the following pages, you may but are not required to file in writing with the court your defeses or objections.
Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on Fri. April 11, 1997, at 1:30 PM in Courtroom 1; Crawford County Court
House, Meadville, Pennsylvania 16335.
IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.
If the court finds that you have wilfully failed to comply with its order for payment of costs, you may be found to be in contempt of court and committed to jail, fined or both.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORDONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

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

BY THE COURT,
Anthony J. Vardaro, J

AND NOW, this 6th day of February, 1997, the within Petition having been presented and duly consiered, the prayer of the Petitionis granted and a Rule is issued on said Plaintiff/Defendant to show cause, if any she/he has, why she/he should not be held in contempt of this court.
Said Rule returnable and to be heard on the 11th day of April, 1997 at 1:30 o'clock P.M. in Courtroom 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.
The Plaintiff/Defendant shall be present.
The Prothonotary is directed to mail a certified copy of the Petition, Rule and order to the Palintiff/Defendant by certified mail. If Service cannot be made by certified mail, the Sheriff of Crawford County shall forthwith serve or have served a copy of the Petition, Rule and Order upon the Plaintiff/Defendant.

BY THE COURT,
Anthony J. Vardaro, J

2/10/97 Distributed Dft.

Apr. 22, 1997 ORDER filed. And Now,Apr. 11, 1997 this matter comes before the court on a petito for contempt filed by Prothonotary. the dft. does not appear and we are advised that he was served. Cert. mail signed by someone other that the dft. on 2/11/97.
Therefore, the ct. adm. is directed to reschedule this amtter for a later dage and the Pro is ordered and directed to serve the dft. by per. ser. through the sheriff with notice of hearing date together with a copy of the orig. Petiton for Contempt.

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

4/22/97 dist. to Ct/. Adm, sher.

Apr. 23, 1997 ORDER RE-SETTING HEARING filed. And now, Apr. 23, 1997 this matter is hereby reset forMon, July 14, 1997 at 9:00 am. in C. R No. 2, Courthouse, Crawford County. By Judge Vardaro's order of Apr. 11, 1997 the Pro isdirected to arrange for ser. of thedft. personally by sheriff with notice of the new hearing date as well as a copy of the orig. petition.

For the court, Ct. Adm, Ann a. Walker.

4/28/97 dist. to Sheriff for ser.

May 9, 1997 Sheriffs Return filed. Served Ralph Hunter personally on May 9, 1997 at 11:04 am at 109 Asbury Manor, Meadville, Pa.
So answers, Shawn E. Ashbaugh, Dep.
Robert M. Stevens, Sher.

July 15, 1997 ORDER: AND NOW, July 14, 1997, at the time set for a hearing on the contempt petition filed by the Prothonotary, the Defendant does not appear, having been personally served on May 9, 1996 by the Sheriff.
Accordingly, the Prothonotary is DIRECTED to issue a bench warrant for the apprehension and detention of the Defendant. He shall be bondable by posting bond in the amount of $175.00. Anthony J. Vardaro, J.
July 15, 1997 Distributed Sheriff, Ct. Adm & Jail
July 22, 1997 sent Dft.
(FOR COMPLETE ORDER SEE PAPER FILED)

March 9, 1998 ORDER SETTING HEARING filed. AND NOW, March 9, 1998, having been advised by the Prothonotary that the Defendant is incarcerated on a warrant issued by their office and having been directed by the Court, (Order of July 14, 1997, Honorable Anthony J. Vardaro) to schedule the above for contempt hearing, the same is set for Thursday, March 26, 1998, at 3:45 p.m., CR # 2, Crawford Co. Courthouse. The Defendant has posted bond in this matter with the Office of the Prothonotary.

FOR THE COURT,
Ann A. Walker, Ct. ADm.

March 9, 1998 Order FAXED C.C.C.F.

March 9, 1998 Bench Warrant Returned, filed.

March 27, 1998 ORDER FILED. AND NOW,March 26, 1998 the Defendant appears before the Court as a result of being arrested on a bench warrant issued pursuant to our order of July 14, 1998 for failure to appear.
He has posted cash bond in the amount of $175.00 with the Prothonotary to secure his appearance at this hearing, and the outstanding costs due at this time are $122.50.
The Prohtonotary is Directed to take the sum of $122.50 from that bond and return the balance to the Defendant.
He may pick that up personally at the Prothonotary's Office on March 27, 1998 or thereafter or arrange for the Prothonotary to mail that amount to him.

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

3/27/98 PASP CO CONTROL FAXED Copy given to Deft. Copy mailed Pltf.

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HELEN L. MCCRAY

VS.

SCHROECK & ASSOCIATES, P.C.

RECORD CONTINUED FROM PAGE 225

OF

AD 1995 - 1125

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June 23, 1999 Motion For Protective Order and ORDER OF COURT filed. AND NOW, this 23rd day of June, 1999, having received the Plaintiff's Motion for Protective Order, it is hereby ORDERED, ADJUDGED, and DECREED, that this motion shall be disposed of in argument court in July 1999 at a time and court room to be set by the Court Administrator. The moving party has already filed a Brief. The responsibleparty shall file a Brief and serve the same on counsel for Plaintiff no less than 5 days prior to Argument.

BY THE COURT,
Gordon R. Miller, J.

June 23, 1999 FAXED Atty. Roman; mailed Atty. Sanders.

ON JULY 1999 ARGUMENT LIST

Aug 31, 1999 Memorandum and Order filed. And Now, August 31, 1999 Plaintiff's Motion for Protective Order is granted. The Defendants are prohibited from taking the deposition of Plaintiff's counsel, Neal A. Sanders, Esq.

By the Court
Gordon R. Miller, PJ

Sept 27, 1999 Motion for Continuance and Order of Court Filed. And Now, this 27 day of September 1999 upon cosideration of the foregoing Motion for Continuance filed on behalf of the attorney-defendants, it is hereby Ordered that teh Motion is granted and that the above action is continued from the October 1999 trial term to the Feb. 2000 trial term or the next available trial list.

By the Court
Anthony J. Vardaro, J.

9/27/99 Fax Roman & Sanders

Sept. 27, 1999 MOTION FOR CONTINUANCE and ORDER OF COURT filed. AND NOW, this 27 dayof September, 1999, upon consideration of the foregoing Motion for Continuance filed on behalf of the attorney-defendants, it is hereby ORDERED that the Motion is granted and that the above action is continued from the October 1999 trial term to the February 2000 trial term or the next available trial list.

BY THE COURT:
Anthony J. Vardaro, J.

Sept. 27, 1999 FAXED Attys. Roman and Sanders.

(SEE COMPUTER OR PAPERS FILED FOR MORE INFORMATION)

1995

1995

Lavaughn E. Shubbuck

vs.

Joseph R. Shubbuck

Record continued from page 367

of record

A.D. 1995 - 1267

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Nov. 14, 1997 Order filed. AND NOW, November 13, 1997, the plaintiff has filed a petition to modify an existing child custody order together with a Stipulation Agreement and Consent Cusotdy order.

We will not sign the Consent Custody order becuase there is no evidence that the parties have attended the Seminar for Separating Parents as required by Crawford County Civil Rule L1930.

BY THE COURT,
Gordon R. Miller, J

11-14-97 Faxed Hatheway

Nov. 26, 1997 ORDER FILED. AND NOW, this 24th day of Nov. 24, 1997, after presentation and consideration of the Plaintiff's Petition to Modify Existing Child Custody Court Order which said petition is consented to by the Defendant, Joseph R. Shubbuck, said petition is hereby granted.

Paragraph twelve (12) of the March 7, 1996 Child Custody Court Order is hereby modified as follows:

"The parties permitted to take the minor children outside of Crawford County. Each parent no longer needs the permission from the other parent in order to do so.

Both parents have attended the mandatory seminar but in the divorce action 1996-374 instead of custody action.

BY THE COURT
P. Richard Thomas, J

12/1/97 Faxed Hathaway 12/4/97 copy to Dft.

1995

BFC Hardwoods, Inc.
vs
Board of Assessment Appeals
of Crawford County

Continued from page 397
of record

AD 1995 - 1297

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January 4, 1999 Exhibits Filed.

X Dec. 30, 1998 Appellant's Motion for post Trial Relief per Pa. R.C.P. 227.1 filed. filed at AD1998-187

X Dec. 30, 1998 ORDER filed. Upon consideration of the foregoing Motion, it is ordered and directed that this court. hereby exercises its discretion and authority to receive and entertain Appellants post-trial motion, for the purpose of affirming, modifying or changing the decision or decree filed Dec. 21, 1998 based on the reasoning of the court announced in Appeal of Borough of Churchill, 525 Pa. 80 , 575 A.2d 550 (1990).
This matter shall be heard when placed on argt. list by either counsel, per local rules.
Dec. 30, 1998
BY THE COURT,
Gordon R. Miller, J.

12/30/98 faxed to Johnson and Hotchkiss (see above 2 papers filed. at AD 1998 - 187)

X April 26, 1999 Order filed. Now this 26th day of April 1999 upon cosnideration of Plaintiff's Motion for Post trial relief taking exceptions to the Order entered by this Court on Dec 18, 1998 and filed Dec 21, 1998 we enter the following order:
(See Paper filed at AD 1998-187)
The Court notes this is a consent order presented to the Court and terminates this case.
By the Court
P. Richard Thomas, SJ

+ May 6, 1999 Motion of the Plaintiff to Modify Order Entered April 26, 1999 and Order Modifying the Court Order Dated April 26, 1999 Filed. And Now, this 6 day of May 1999 upon Stipulation of counsel for both parties, the Order entered by this Corut on April 26, 1999 is hereby amended and modified by striking therefrom the ahdn-written addendum appearing at teh end of said Order, stating as follows:The Court notes this is a consent order presented to the Court and terminates this case."
This Order is entered for the purpose of permitting the Order dated Apr 26, 1999 as modified by this Order, tostand as a final, appealable Order.
By the Court
P. Richard Thomas, J

5/6/99 Faxed Hotchkiss & Johnson (See paper filed at AD 1998-~~485~~ 187)

X May 21, 1999 Plaintiff's Motion To Correct Formal Errors in Papers and Order filed. AND NOW, this 26 day of May, 1999, upon consideration of the foregoing Mtoion on behalf of Plaintiff to correct formal errors in papers relating to thismatter, it is hereby ordered and directed as follows:
1. Prothonotary shall accept for filing and shall enter in the case file in these proceedings at A.D. 1995 - 1297, the following documents which were previously entered in proceedings at A.D. 1998 - 187, as follows:
a. Appellant's Motion for Post-Trial Relief filed December 30, 1998
B. Court Order dated December 30, 1998
2. As to the items referred to herein, before photostatic copies of original documents entered of record at A.D. 1998-187, which are appended hereto, shall be accepted and filed with the same effect as original documents.
3. Appellant's Proposed Findings of Fact, which appear in the case file in the action at 1995-1297, having been filed NOvember 5, 1998, shall be enteredon the docket in this action, A.D. 1995 - 1297; and
4. To the extent that a notice of appeal shall have been filed in this matter, this Order shall be entered pursuant to Pa. R..A.P. 1701(b)(1), authorizing action by the trial court to correct formal errors in papers relating to the matter under appeal.
BY THE COURT,
Anthony J. Vardaro, J

5/26/99 Faxed Johnson & Hotchkiss

X May 26, 1999 Notice of Appeal of Plaintiffs from order entered on April 26, 1999 and modified by order entered May 6, 1999 to the Commonwealth Court of Pennsylvania filed.

X June 9, 1999 Notice of Docketing Appeal Docket No: 1379C.D.1999 filed.

X June 23, 1999 Transcript of Proceedings at time of Assessment Appeal Filed (Also AD 1998 - 187)

AS OF JAN 21, 2000, ANY FILINGS INVOLVING THIS CASE MAY BE FOUND ON THE COMPUTER.

1995

1995

Patricia A. Wolfe and
Robert J. Wolfe
vs
Titusville Area Hospital,
William Fritz, M.D.

Continued from page 345
of record
AD 1995 - 1245

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BASIS for the allegations of negligence against this Defendant within 60 days of the date of this Order. Any expert whose identity and opinion are not disclosed in accordance with this order shall be precluded form testifying at trial.

Anthony J. Vardaro, J.

11/18/98 faxed NOrd, Wall and Mailed Kandance

Jan 19, 1999 Notice of Answers to Expert Interrogatories Being Completed by Plaintiffs filed.

1995

1995

DAVID JAMES SIMMONS

VS.

AMANDA F. ALEXANDER

RECORD CONTINUED FROM PAGE 36

OF

AD 1995 - 936

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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.

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, to 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 mailed by Court Administrator's Office.

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

Kelly PiATT Steider

vs.

Dean Piatt

Record continued from page 195

of

No. AD 1995 - 1095

Dec. 9, 1996, Certification of Completion of Seminar, of ~~plaintiff~~ defendant, filed.

Dec. 12, 1996, Certification of Completion of Seminar, of plaintiff, filed.

Dec 19, 1996 Consent Custody Order and Order: AND NOW, December 18, 1996, upon presentation and consideration of the foregoing, and the parties hereto having executed same, the foregoing Agreement is entered as an Order of this Court.
Anthony J. Vardaro, J.
Dec 19, 1996 Faxed DeVore

1995

DEBRA H. GAUNT

VS.

OSCAR T. GAUNT, SR.

RECORD CONTINUED FROM PAGE 79

OF

AD 1995 - 979

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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.

1995

1025	JOHN FRANCIS MCCONNAGHY and NETTIE W. MCCONNAGHY VS. CANDIDO CORTES, JR, M.D. and MEADVILLE MEDICAL CENTER	CONTINUED FROM PAGE 125 OF RECORD A. D. 1995 - 1025

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Aug. 29, 1997 Motion for Admission of Mark L. Schumacher, Esquire, Pro Hac Vice and Order filed. AND NOW, to wit, this 28 day of August, 1997, upon consideration of the within Motion for Admission of Mark L. Schumacher, Esquire, Pro Hac Vice, filed on behalf of Defendant Candido Cortes, Jr., M.D., it is hereby ORDERED and DECREED that Mark L. Schumacher is admitted Pro Hac Vice and that he may serve as counsel for Defendant Candido Cortes, Jr., M.D.

BY THE COURT:
Anthony J. Vardaro, J.
9-5-97 FAXED Shannon, Quinn, Hudah

Sept. 11, 1997 Notice of Service of Answers to Plaintiffs' Interrogatories to Defendant Candido Cortes, Jr., M.D. and Request for Production of Documents filed.

Oct. 24, 1997 Notice of Intent to Serve a Subpoena to Produce Docements, filed.

Nov. 5, 1997 Reply to New Matter filed.

Nov. 5, 1997 Plaintiff's Notice of Service of Plaintiffs' Second Set of Interrogatories, filed.

Dec. 8, 1997 Notice of Intent to Serve a Subpoena to Produce Documents filed.

Dec. 16, 1997 Notice of Service of Answers to Plaintiffs Second Set of Interrogatories directed to Dft. Candido Cortes, Jr. MD filed.

Feb. 17, 1998 WITHDRAWAL OF APPEARANCE FILED. WHEREAS, WILLIAM HAUSHALTER, ESQ. AND/OR ARTHUR BLOOM, ESQ. AND MARGOLIS EDELSTEIN HAVE ENTERED their Appearance on behalf of Defendant, Candido Cortes, Jr. MD kindly withdraw the appearance pro hac vice of MARK L. SCHUMACHER, ESQ.

RESPECTFULLY SUBMITTED
Mark L. Schumacher, Esq.

March 6, 1998 Notice of Intention To File a Certificate of Readiness, filed.

March 11, 1998 NOTICE OF CHANGE OF FIRM NAME ON BEHALF OF PLTFS FILED. Please be advised that the name of Specter Law Offices, P.C. has been changed to SPECTER SPECTER EVANS & MANOGUE, P.C. The address and telephone numbers of the firm remain the same.
SPECTER SPECTER EVANS & MANOGUE, P.C.
John C. Evans (Attys for Plaintiffs)

March 23, 1998 PETITION FOR STAT AND REQUEST FOR REMOVAL FROM TRIAL LIST FILED.

March 23, 1998 ORDER OF COURT FILED. AND NWO, to with, this 20th day of March 1998 upon the motion of the Petitioner, Candido Cortes, Jr. MD and the P.I.E. Mutual Insurance Company, after a review of the Petition and the Petition being found to be factual as stated, it is hereby ORDERED, ADJUDGED AND DECREED That all proceedings in this case including discovery, motions practice, and trial are hereby stayed until after May 19, 1998. It is further adjudicated and decreed that this matter is hereby removed from the April Trial List and shall be placed on the next available trial list after May 19, 1998 pursuant to order of this Court.

BY THE COURT
Gordon R. Miller

3/25/98 FAXED KISIK & EVANS MAILED BLAIS

May 28, 1998 NOTICE OF INTENTION TOO FILE A CERTIFICATE OF READINESS FILED (PLTF ATTY JOHN C. EVANS)

August 6, 1998 PRAECIPE FOR ENTRY OF APPEARANCE FILED. APPEARANCE OF JAMES W. KRAUS, ESQ. ATTORNEY FOR Defendant Candido Cortes, Jr. MD in the above referenced case.
DATED August 4, 1998

JAMES W. KRAUS, ESQ.

Sept. 3, 1998 Plaintiffs' Reply to New Matter to Defendatn Candido Cortes, Jr., M.D. filed.
(JURY TRIAL DEMANDED)

September 28, 1998 Amended Answer and New Matter filed.

Nov 9, 1998 Upon praecipe of plaintiff attorney this case is marked settled and discontinued of record.

1995

1217	EVELYN G. McCONNELL et al VS. COMMONWEALTH OF PA., DEPT. OF TRANSPORTAION, TOWNSHIP OF GREENWOOD, PA ET AL	CONTINUED FROM PAGE 317 OF RECORD A. D. 1995 - 1217 (CONSOLIDATED WITH A.D.1996-22)

Oct. 2, 1996 Notice of Service of Interrogatories and Request for Production of Documents filed.

Oct. 24, 1996 Complaint to Join John M. Hall and Deborah A. Hall as Additional Defendants filed.

Oct. 31, 1998 Answer and New Matter of John M. Hall and Debra A. Hall To Complaint to Join filed.

Nov. 15, 1996 Consolidated Rail Copr Reply To Twonship of Greenwood's New Matter Under Rule 2252(d) filed.

Nov. 18, 1996, Reply to New Matter Pursuant to Pa.R. C. P. 2252(d) of additional defendants John M. Hall and Debra A. Hall filed.

Nov. 21, 1996, Consolidated Rail Corporation Reply to John M. Hall and Debra A. Hall's New Matter Under Rule 2252(d) filed.

Nov. 25, 1996, Motion for Summary Judgment filed.

Nov. 25, 1996, Upon praecipe of counsel for dfts. Dygerts, and Capehart, Motion above placed on next argt. list.

ON ARGUMENT LIST FOR DECEMBER 1996

Dec. 2, 1996 Answer to Complaint in Civil Action by Defendant David D. Capehart filed.

Dec. 5, 1996 Order filed. AND NOW, this 5th day of December, 1996, 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 (January 27, 1997), at a specific time to be scheduled by the Court Administrator after the close of the January argument list. Briefs and/or supplemental briefs shall be filed according to local rules.

FOR THE COURT,
Ann A. Walker, Ct. Admin.

12-5-96 DISTRIBUTED by Court

Jan 27, 1997 Consent: Additional Defendant, Carl G. McConnell, by his undersigned duly authorized representative, hereby consents to the voluntary discontinuance of this action by Plaintiffs, evelyn G. McConnell and Carl G. McConnell, as it relates to Defendants, Bruce H. Dygert and Margaret Dygert.

Jan. 27, 1997 Order filed. AND NOW, this 27 day of January, 1997, it is hereby ordered that summary judgment is entered in favor of defendants Bruce H. Dygert and Marjorie K. Dygert, and defendant David D. Capehart, on all claims asserted by plaintiffs and any claims arising therefrom in favor of any other party to this action. It appears that this is without objection by any party at any time of oral argument. Anthony J. Vardaro, J.
Jan. 27, 1997 FAXED All Counsel

Jan. 30, 1997 Appearance by Kenneth G. Vasil, Esquire on behalf of Ronald J. Rendulic, Defendant filed. Please enter my appearance in the above captioned actions on behalf of Defendant Ronald J. Rendulic.
Respectfully submitted,
Elderkin, Martin, Kelly & Messina
By Kenneth G. Vasil, Esquire

Jan 30, 1997 Praecipe for Entry of Judgment, filed.

And Now, January 30, 1997, judgment is entered in favor of defendants, Bruce H. Dygert and Marjorie K. Dygert, and David D. Capehart, and against plaintiffs,Evelyn G. McConnell and Carl G. McConnell, and all other parties to this action, on the Court's Order of January 27, 1997 granting those defendants' Motion for Summary Judgment.
C - 182, 183
E - 144
G - 184
H - 41
J - 96, 156
M - 91
R - 143

JUDGMENT
Barbara H. King
Prothonotary

Feb 4, 1997 Sent notice of entry of Judgment to Dfts.

Feb 12, 1997 Certificate of Service of Defendant's Motion for Summary Judgment and Brief, fifled.

Feb 12, 1997 Motion For Summary Judgment, filed.

Aprl 1, 1997 Upon praecipe of dft. Raymond Erickson, Motion for Summary Judgment placed on next Argt. List.

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Apr. 9, 1997 Answer and New Matter and New Matter Under Rule 2252(d) filed. (on behald of Consolidated Rail Corp.)

Apr. 15, 1997, Motion for Summary Judgment, on behalf of dfts. Jacobs, filed. JURY TRIAL DEMANDED.

April 15, 1997, Reply of Plaintiff to New Matter contained in the Answer filed by Consolidated Rail Corporation, filed

Apr. 18, 1997 Defendant Erickson's Reply To Defendant Consolidated Rail Corp.'s New Matter and New Matter Under 2252(d) filed.

Apr. 18, 1997 Certificate of Service of Defendant Erickson's Reply to Defendant Consolidated Rail Corp's., New Matter and New Matter Under 2252(d) filed.

Continued on Pg. 480

May 5, 1997, Upon praecipe of Jacobs (dfts), for argument list, this case placed on next argument list.

ON ARGUMENT LIST FOR JUNE 1997

May 5, 1997 Certificate of Servcie of Praecipe for Argument List filed.

May 27, 1997 Upon praecipe of Elderkin, Martin, Kelly & Messina, by Ronald L. Slater, atty. for Hall Add'l dfts, appearance withdrawn.

May 23, 1997 Praecipe for Appearance by James G. Arner, Esq., for Defendant's John M. Hall and Debra A. Hall, filed.

June 4, 1997 Reply to New Matter Under 2252(d) of Defendant Consolidated Rail Corporation by Commonwealth of Pennsylvania, Pennsylvania Department of Transportation filed.

June 5, 1997 Memorandum and Order filed. AND NOW, June 5, 1997, after due consideration of this matter, it is set forth in the Memorandum attached to this Order, Summary Judgment is entered in favor of Raymond L. Erickson.
BY THE COURT:
Anthony J. Vardaro, J.
6-5-97 FAXED Spadafore & Shaddinger & MAILED remainder of counsel

And Now, June 13, 1997 upon praecipe of attorneys for Raymond L. Erickson, defendant, with certificate of service attached, Judgment is hereby entered in favor of dft. Raymond L. Erickson and against Plaintiffs Evelyn G. McConnell, and Carl G. McConnell, based on the June 5, 1997 order of Hon. AnthonyJ. Vardaro, J.
Judgment entered - 6/13/97
M - 53, 33
Judgment
Barbara H. King,
Prothonotary

6/26/97 notice of entry of judgment to all parties.

June 30, 1997 Notice to Complete Discovery, filed.

July 2, 1997 Memorandum and Order filed. AND NOW, July 2, 1997, after due consideration of this matter as is set forth in the Memorandum attached to this Order, summary judgment is entered in favor of the defendants' John J. Jacobs and Susan M. Jacobs, his wife.
BY THE COURT,
Anthony J. Vardaro, J.

7-2-97 DISTRIBUTED All Counsel

July 2, 1997 Consent filed. The undersigned hereby consents to the relief requested in Plaintiffs' foregoing Motion for Dismissal as to Less than All Defendants, and consents to the entry of the proposed Order of Court attached to said Motion.
Emil M. Spadafore, Jr., Esq.
Counsel for Carl G. McConnell, Additional Defendant

July 14, 1997 Reply to New Matter of Defendant Consolidated Rail Corporation by Plaintiffs filed.

July 14, 1997 Motion to Strike Defendant, Greenwood Township's Notice To complete Discovery Pursuant to Local Rule L302A(2) by Plaintiffs filed.

July 14, 1997 Praecipe for Argument filed.

AUGUST 1997 ARGUMENT LIST

July 23, 1997 ~~Upon~~ Praecipe of Defendants, John J. Jacobs and Susan M. Jacobs, judgment entered in favor of John J. Jacobs and Susan M. Jacobs and against Plaintiffs, filed.

July 23, 1997 Notice of Entry of Judgment, filed.

July 23, 1997 Certificate of Service of Defendants' Praecipe to Enter Judgment, filed.

July 24, 1997 Plaintiff's Motion to Dismiss as to Less than All Defendants and Order filed. AND NOW, to-wit: this 23rd day of July. 1997, in consideration of the foregoing Motion for Dismissal as to Less than ALL Defendants, along with the Consents attached thereto, it is hereby ORDERED, ADJUDGED and DECREED that any and all claims against **Ronald J. Rendulic** which were raised or filed, or which were deemed to be raised or filed, in the civil actions docketed at No. A.D. 1995-1217 and No. A.D. 1996-22 be, and hereby are, DISMISSED, with prejudice. The Prothonotary is directed to notate such dismissal on the docket in both actions. It is further ORDERED, ADJUDGED and DECREED that the Plaintiffs be, and hereby are, GRANTED leave to discontinue the action filed at No. A.D. 1996-22 as to **Ronald J. Rendulic**, with prejudice. Plaintiffs are hereby directed to forthwith file at No. A.D. 1996-22 a Praecipe for Discontinuance, with prejudice, as to Ronald J. Rendulic.
By the Court,
Gordon R. Miller, J.

Aug. 7, 1997 Notice of Service of Interrogatories and Request for Production of Documents Directed to Consolidated Rail Corporation by Plaintiffs filed.

Aug. 28, 1997 ORDER filed. And Now, Aug. 27, 1997 upon consideration of the Plaintiff's Motion to Strike Defendant Greenwood Township's Notice to complete Discovery, said motion to granted.
It is ordered and directed that this matter be listed for the Feb. 1998 Term of civil court and that discovery be completed on or before Dec. 31, 1997 without prejudice to any party to request an extension of that discovery deadline and a possible continuance of this matter to the April 1998 term of court if reasonable efforts are made to attempt to complete discovery by Dec. 31, 1997 and that deadline cannot be met.
by the court,
Anthony J. Vardaro, J.
8/28/97 mailed or dist. to all counsel of record.

Sept. 29, 1997 Notice of Deposition of Greenwood Twp Employee, David Shields filed.

Sept. 29, 1997 Notice of deposition of Greenwood Twp Supervisor, Cecil Stevenson with Request for Production Pursuant to Pa. RCP 4007(d) filed.

Sept. 29, 1997 Notice of deposition of greenwood Twp Supervisor Robert Shelatz with request for Production Pursuant to Pa. RCP 4007(d) filed.

Sept. 29, 1997 Notice of Deposition of Debra Hall filed.

Sept. 29, 1997 Notice of Deposition of John Hall filed.

(Continued on Pg. 481)

Sept. 29, 1997 Notice of deposition of David L. Beuchat filed.

Sept. 29, 1997 Notice of Deposition of Ronald O. Bernard filed.

Sept. 29, 1997 Notice of Deposition of Richard A. Hart filed.

Sept. 29, 1997 Notice of deposition of Greenwood Twp. Employee Berk Bossard, filed.

Sept. 29, 1997 Notice of Deposition of Greenwood Twp Employee Larry Dygert filed.

Sept. 29, 1997 Notice of Deposition fo Pa. State Police Trooper, Brian Mason, filed.

Nov. 12, 1997 Motion for Extension of Discovery Deadline and Order of court filed. Order: It is hereby ordered adjudged, and decreed that Plaintiffs' Motion for ext. of Discovery Deadline be granted. The discovery deadline is extended to Feb. 1998 Trial in the instant matter be continued to the April 1998 trial Term.

BY THE COURT,
Gordon R. Miller, J.

11/13/97 copy to all counsel of record.

Nov. 24, 1997 Reply to additional dft. John M. Hall and Debra A. Hall's Motion for Summary Judgment filed.

Nov. 24, 1997 Notice of Deposition of Pa. State Police Trooper, brian Mason, filed.

Nov. 24, 1997 Notice of Deposition of greenwood Twp Employee Larry dygert filed.

Nov. 24, 1997 Notice of Deposition of Greenwood Twp Employee david Shields filed.

Nov. 24, 1997 Notice of Deposition of Greenwood Twp. Employee Berk Bossard filed.

Nov. 24, 1997 Notice of Deposition of Greenwood Twp Supervisor Cecil Stevenson with rEq. for Production Pus. to Pa. RCP 4007(d) filed.

Nov. 24, Notice of Deposition of Greenwood Twp Supervisor robert Shelatz with Req. for Prod. Pus. to Pa. RCP 4007(d) filed.

Nov. 24, 1997 Notice of Deposition of ronald O. Barnard filed.

Nov. 24, 1997 Notice of Deposition of Richard a. Hart filed.

Nov. 24, 1997 notice of deposition of David Beuchat filed.

Nov. 24, 1997 Notice of deposition of John Hall filed.

Nov. 24, 1997 Notice of deposition of Debra Hall filed.

Jan. 9, 1998 Motion to compel Responses to discovery Requests and order filed. ORDER: It is hereby ORDERED, ADJUDGED AND DECREED that p laintiffs' to compel responses to discovery Requests is granted. Dft. conrail shall provide full and complete answers to Plffs Interrogatories and responses to plaintiffs request for Productions no later than Jan. 14, 1998 or suffer further appropriate sanctions upon application to the court. BY THE COURT,
P. Richard thomas, SJ

1/9/98 faxed to all counsel.

Jan 19, 1998 Certificate of Service of Cecil Stevenson's Responses to Requests for Production of Documents, filed.

Jan 22, 1998 Certificate of Service of Defendant Halls' Request for Production of Documents Directed to Defendant Conrail, filed.

Jan. 30, 1998 NOTICE OF DEPOSITION OF DELBERT GRANT FILED.

Jan. 30, 1998 NOTICE OF DEPOSITION OF GORDY SCHAEFER FILED.

Jan. 30, 1998 NOTICE OF DEPOSITION OF RONALD O. BARNARD FILED.

Jan. 30, 1998 NOTICE OF DEPOSITION OF NOTICE OF DEPOSITION OF STATE TROOPER BRIAN MASON FILED.

Feb. 27, 1998 Motion for Summary Judgment of Defendant, Greenwood Township, filed.

Feb. 27, 1998 Upon Praecipe of attorney, Greenwood Twp. attorney, this case placed on next Argument List.

O N M A R C H 1 9 9 8 A R G U M E N T L I S T

March 10, 1998 ORDER Re: Motion for Summary Judgment of Defendant Greenwood Township filed. AND NOW, this 6th day of March, 1998, 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 (April 27, 1998), at a specific time to be scheduled by the Court Administrator after the clsoe of the April argument list. Briefs and/or supplemental briefs shall be filed according to local rules.

FOR THE COURT,
Ann A. Walker, Court Administrator

March 10, 1998 Distributed to all counsel involved.

March 6, 1998 MOTION FOR EXTENSION OF TIME/CONTINUANCE AND ORDER FILED: Upon consideration of the foregoing Motion, It is hereby ORDERED, ADJUDGED AND DECREED that the discovery deadline herein is extended to August 31, 1998 and the case continued to the October 1998 trial term. No further extensions/continuances will be granted.

BY THE COURT
ANTHONY J. VARDARO, J.

3/6/98
3/11/98 FAXED SALVATORI & GREGG

March 19, 1998 REQUEST FOR PRODUCTION OF DOCUMENTS DIRECTED TO COMMONWEALTH OF PA, DEPARTMENT OF TRANSPORTATION FILED.

March 19, 1998 Supplemantal REQUEST FOR PRODUCTION OF DOCUMENTS DIRECTED TO CONSOLIDATED RAILROAD CORP. FILED.

ALSO SEE AD 1996-22

CONTINUED ON PAGE 482

EVELYN G. MCCONNELL & CARL G. Mcconnell
vs
COMM OF PA, DEPT OF TRANS.
TWP. OF GREENWOOD, PA
CONSOLIDATED RAIL CORP
BRUCE H. DYGERT & MARGARET DYGERT
AND DAVID D CAPEHART

CONTINUED FROM PAGE 481

of record

AD 1995 - 1217

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May 18, 1998 NOTICE OF DEPOSITION OF JOHN RONDINELLI FILED (ALSO AD 1996-22)

May 21, 1998 NOTICE OF SERVICE OF ANSWERS TO SUPPLEMENTAL REQUEST FOR PRODUCTION OF DOCUMENTS FILED.

June 24, 1998 MEMORANDUM AND ORDER and order filed. ORDER: AND NOW, June 19, 1998 the dft. greenwood Township's Motion for Summary Judgment is granted.

FOR THE COURT,
Anthony J. Vardaro J.

6/24/98 dist. to Salvatore and Shaddinger.

June 29, 1998 Motion for SummaryJudgment (from Com. of Pa) filed.

June 29, 1998 Upon praecipe of dft. Com. of Pa., above motion placed on next argt. list.

ON ARGUMENT LIST FOR AUGUST 1998

July 15, 1998 Motion for Summary Judgment of Additional Defendants John M. and Deborah A. Hall, filed.

July 15, 1998 Praecipe for Argument, filed.

ON ARGUMENT LIST FOR August 1998

Aug. 20, 1998 Consent of William A. Sopierala, Esq., to dismissal of additional defendants, John M. Hall and Debra A. Hall, from this case, filed.

Aug. 20, 1998 Consent of Dominic D. Salvatori, Esq., to dismissal of additional defendants, John M. Hall and Debra A. Hall, from this case, filed.

Aug. 25, 1998 Response to Additional defendants John M. Hall and Debra A. Hall's Motion for Summary Judgment, on behalf of Consolidated Rail Corporation, filed.

Aug. 27, 1998 Response to Additional Defendants John M. Hall and Debra Hall's Motion For Summary Judgment and Defendant Conrail's Response to Said Motion on behalf of plaintiffs, filed.

Aug. 27, 1998 Notice of Videotaped Deposition of Scott Bedwell, M.D., filed.

Sept. 1, 1998 ORDER filed. AND NOW, August 31, 1998, insofar as this matter has come before the Court on a Motion For Summary Judgment filed on behalf of the Commonwealth of PA., Dept. Transportation, and on behalf of John M. Hall and Debra A. Hall, his wife, and insofar as the plaintiffs have consented to summary judgment being granted with respect to those parties, summary judgment is so granted.

In doing so, we do not make a determination on the issue as to whether vegetation growth was in any way responsible for causing the accident in this matter. That issue will apparently be raised by the only remaining original defendant, Consolidated Rail Corporation, successor and interest to the Erie Railroad Co. and a Motion For Summary Judgment, and we will deal with it at that time.

BY THE COURT,
Anthony J. Vardaro, J.

Sept. 1, 1998 MAILED Attys. Salvatori, Wm. Dopierala, Johnston, Arner; DISTRIBUTED Attys. Button, Spadafore.

Sept. 14, 1998 Upon Praecipe of defendant, Consolidated Rail Corporation, Attorney, this case placed on next Argument List.

ON OCTOBER 1998 ARGUMENT LIST

Sept. 14, 1998 Motion For Summary Judgment on behalf of Defendant, Consolidated Rail Corporation, filed.

Sept. 21, 1998 ORDER CONTINUING TRIAL filed. AND NOW, Sept. 21, 1998, it has been brought to the attention of the Court that the above case should have been included on the Oct. 1998 Civil Trial List pursuant to our order of March 6, 1998 extending discovery to Aug. 31, 1998, and setting this case for trial in October with no further extensions or continuances. Apparently, the Prothonotary overlooked this order, and did not include this case on the Oct. trial list she prepared.

In the meantime, however, and as we anticipated in our order of Aug. 31, 1998, the remaining defendant in this case on or about Sept. 11, 1998 filed and served a Motion for Summary Judgment. Given that the plaintiffs have 30 days to respond to that motion pursuant to Pa. R.C.P. 1035.3, and that said Motion for Summary Judgment therefore cannot be argued and considered prior to the Oct. 1998 Civil Trial term, we now remove this case from the Oct. 1998 Civil Trial List, and direct the Prothonotary to list this matter for trial during the Feb. 1999 Civil Trial Term. This order shall not operate to further extend the Aug. 31, 1998 discovery deadline in this case. Argument on the defendant's Motion for Summary Judgment shall be scheduled before the undersigned as part of argument court on Oct. 26, 1998, at a time to be set by the Court Administrator. The parties shall file briefs according to the local rules.

BY THE COURT,
Anthony J. Vardaro, Judge

Sept. 21, 1998 Copies sent to all counsel by Ct. Admin. Office.

December 16, 1998 Memorandum and Order filed. Adn Now, Dec. 16, 1998 the Motion for Summary Judgment of the defendant Consolidated Rail Croporation is granted.

By theCourt
Anthony J. Vardaro, J.

12/16/98 Distributed Salvatori, Button Gregg Johnston and Spadafore

RECORD CONTINUED ON PAGE 482 -a-.....

S30410

Dec. 30, 1998 ORDER filed. AND NOW, December 30, 1998, the Plaintiffs/Appellants are 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.

Dec. 31, 1998 Order Distributed to Attys. Salvatori, Johnston and Spadafore.

Dec. 24, 1999, Plaintiffs' Notice of Appeal to the Superior Court filed. (was returned)

Jan. 6, 1999, Plaintiffs' Amended nOtice of Appeal to Superior court filed.

Jan 14, 1999 Statement of Matters Complained of on Appeal Pursuant to Pa.R.A.P. 1925(b) FILED.

Jan. 13, 1999 Superior Court of PA Official Docket Docket #00076WDA99 Filed.

Jan. 22, 1999 Opinion filed. On December 16, 1998, we entered an Order granting Summary Judgment in favor of the last remaining original defendant, Consolidated Rail Corporation. The plaintiffs filed a Notice of Appeal to the Superior Court and on December 30, 1998, we directed them to file of record and serve upon us a Concise Statement of Matters Complained of on Appeal pursuant to Pa. R.A.P. 1925(b).

They have done so and we now write this opinion as required by Pa.R.A.P. 1925(a).

Essentially, after reviwing the Concise Statement on Matters Complained Of On Appeal, we respectfully direct the Superior Court to our Memorandumof December 16, 1998, with regard to most of the issues raised by the plaintiffs.

The only issue we need to expand upon is the plaintiffs' indication that we disregarded the reports and opinions of their expert Michael P. Massie, which they alleged that Mr. Massie had indicated that thenegligence of Conrail was the direct and approximate result of the accident.

Apparently, the plaintiffs are arguing that the admissions made by the husband-plaitiff were premised on the presumption that the train was moving. They apparently argue that a question of fact remains for the jury as to whether the train should have been stopped and the crissing flagged as set forth by their railroad safety expert's report.

We believe that the plaintiffs have either unintentionally distorted the experts report or inadvertently misread the report. The report merely indicates that in certain circumstances it may be negligent for the train to not stop and for the corssing to then not be flassed. Most importantly, however, this statement is made only within the context of situations where signt distances are compromised. The report does not state as the plaintiffs' appear to imply, that a railroad has a dulty to stop and flas where approaching road conditons are snow covered. The plaintiff clearly stated that he saw the train and could have stopped in time if the raods had not been icy. Any issue or evidence regarding the failure to provide an adequate sight distance or in the alternative a flas man by the plaintiff's own testimony was superfluous. In the absence of a common law duty to provide a flag man, the only issue which a jury could pass on is whether under the circumstnaces of the case, "the railroad compnay exercised reasonable care and prudence in what they did and whether such neglect caused the injry complained of." Cummnigs v. Pennsylvania Railroad Company, 301 Pa. 39, 151 A.590 (1930)(obstruction of view/failure to warn case). The failure to provide a flas man to warn the plaintiff of the oncomining train did not by plaintiff-husband's own admission cause the crossing accident and therefore, this was not a proper matter for a jury to pass on.

BY ORDER OF COURT,
Anthony J. Vardaro, J

AS OF JANUARY 27, 2000, ANY FILINGS INVOLVING THIS CASE MAY BE FOUND ON THE COMPUTER.

1995

Robin A. Steiner

vs.

Robert F. Ream

Record continued from page 231

of

AD 1995 - 1131

May 8, 1996, Motion to Vacate Protection from Abuse order and order filed. ORDER: AND NOW, this 7 day of May 1996, upon receipt and review of the plffs motion to vacate and terminate of 10/30/95 said motion is granted and order is hereby vacated and terminated.

A true and correct copy shall be delivered to orig. police and to county control.

Any provisions ofthe order of 10/30/95 assessing court costs shall remain in effect. (all costs paid)

by order of court

Gordon R. Miller, J.

May 8, 1996 , faxed to MCPD and co. control.

484

1995

Matthew Ricey
VS.
Dawn Ricey

RECORD CONTINUED FROM PAGE 353
OF
AD 1995 - 1253

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Jan. 24, 1997 Petition To Modify Custody NOTICE AND ORDER TO APPEAR filed. You, Dawn Ricey, have been sued in court to obtain custody, partial custody or visitation of the child(ren): Melissa Ann Ricey and Natasha Lynn Ricey.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator, Kathleen Nelson, Esq., for a mediation 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.

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) 333-7498

AMERICANS WITH DISABILITIES ACT of 1990

The Court of Common Pleas of Crawford Co. 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, pelase 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 1-24-97

BY THE COURT
Gordon R. Miller, J.

ORDER AND NOTICE

AND NOW, this 24th day of January , 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 Rule L1930. Applications for the seminar may be obtained at the Center for Family Services, Inc., at 996 South Main St., Meadville, PA 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 Co. 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.

Jan. 27, 1997 Order FAXED Attys. Kuftic, Ferry and Nelson, and Ruth.

Jan. 29, 1997 Waiver of Notice of Intention To Request Entry of A Divorce Decree Under Section 3301(c) of the Divorce Code of Defendant filed.

Jan. 29, 1997 Affidavit of Consent of Defendant filed.

Feb 3, 1997 Certificate of completion of the Seminar for Separating Parents for Matthew P. Ricey, filed.

Feb. 3, 1997 Affidavit of Service filed. Before me, the undersigned Notary Public, personally appeared Dennis G. Kuftic, Esquire, attorney for Plaintiff, Matthew Ricey, in the above-captioned case. The affiant deposes and states that he mailed a true and certified copy of a Petition to Modify Custody in the above-captioned case to Defendant at 7 Cherry Street, Union City, PA 16438, by certified mail. The original of the return receipt is attached to this Affidavit and made a part hereof.

Dennis G. Kuftic

Feb. 23, 1997 Certificate of Completion of separating parents seminar by Defendant filed.

April 23, 1997 Agreement for Custody filed. ORDER OF COURT: AND NOW, this 28 day of Apr., 1997, upon consideration of the foregoing Agreement for custody, it is hereby ordered and decreed as follows:

1. The parties shall have shared custody of the children, to-wit: Melissa Ann Ricey, date of birth May 7, 1993, and Natasha Lynn Ricey, date of birth sept. 17, 1994. The parties shall have physical custody rights as set forth in the foregoing agreement of custody.

2. All parties agree to keep the other advised of their curretn residential address and tele. no. All parties shall be entitled to speak to the children by telephone at reasonable times and intervals when the children are in the custody of the other party.

3. Each party shall endeavor to give at least 24 hrs. prior notice tothe other in the event that it will not be possible to exercise any of the rights herein identified.

4. Each party shall be responsible for 1/2 of unpaid medical bills not covered by insurance.

5. Jurisdiction of the children and this amtter shall remain with the Court of Common Pleas of crawford county,Pa. unless or until the jurisdiction would change under the Un. Child Cust. Juris. Act. Any police agency within the boundary of the county of Crawford, incl. the Pa. State Police and fthe Office ofthe sher. of Crawford County, are hereby instructed and required to enforce this order of court.

IT IS SO ORDERED.

Anthony J. Vardaro, J.

4/29/97 faxed to Kuftic, Ferry (mailed)

Continued Pg 484 A

1253	MATTHEW RICEY VS. DAWN RICEY	CONTINUED FROM PAGE 484 OF RECORD A. D. 1995 - 1253

July 21, 1997 Affidavit of Service of Complaint Under Section 3301(c) of the Divorce Code by Plaintiff Attorney filed. I, Thomas J. Ruth, attorney for the Plaintiff, Matthew Ricey, hereby certify that a true and attested copy of the Complaint in Divorce in the above-captioned action, was served upon the Defendant, Dawn Ricey, by Restricted Delivery, Return Receipt Requested, Article No. Z 797 584 213 on December 22, 1995. The return receipt is attached hereto and marked as Exhibit "A". Thomas J. Ruth, Esquire.

July 21, 1997 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code by Plaintiff, Matthew Ricey, filed.

July 21, 1997 Affidavit of Consent by Matthew Ricey, Plaintiff, filed.

July 21, 1997 Praecipe to Transmit Record, this file sent to Court for review.

July 28, 1997 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 not 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.

X As to a 3301(c) divorce:

x Rule 1920.42(b) has not been complied with. Effective January 1, 1996 the 3301(c) Affidavit must be executed 90 days or more after both filing and service of the 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 ORDER OF COURT
Gordon R. Miller, J. Date: 7-28-97
7-28-97 FAXED Kuftic, Ruth, Ferry

July 27, 1998 Affidavit of consent of plff. filed.

July 27, 1998 Waiver of Notice of Intention of plff. filed.

July 27, 1998 Affidavit of consent of dft. filed.

July 27, 1998 Waiver of Notice of Intention of dft. filed.

Septmeber 28, 1998 Motion to Withdraw Ancillary Claims and Order Filed. And nwo, this 28 day of September 1998 it is hereby Ordered Adjudged and Decreed that Count II and Count III of Plaintiff's Complaint in Divorce are withdrawn.

By the Court
Anthony J. Vardaro, J.
FAxed DeSantis & Ruth

Oct. 5,1998 Upon praecipe of Plaintiff Attorney, to Transmit Record, this case moved to court.

DIVORCE DECREE FILED

Oct. 16, 1998 AND NOW, Oct. 15, 1998, it is ordered and decreed that MATTHEW RICEY plaintiff, and DAWN RICEY, defendant, are divorced from the bond 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.

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, P.J.

484
B

19 95

1995

Kevin W. Forcier

vs.

Joan M. Forcier

RECORD CONTINUED FROM PAGE 271

OF

AD 1995 - 1171

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Nov. 5, 1997 Plaintiff's Seminar for Separating Parents Certificate filed.

Nov 17, 1997 Affidavit of Service: I, Warren R. Keck III, Esquire, 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 14th day of November, 1995 cause to be sent to the above named Defendant, by Certified Mail, Addressee Only, Return Receipt Requested, a true and correct copy of the Complaitn in Divorce filed at the above term and number; and that I received a duly executed return receipt dated Nov 15, 1995, which is attached hereto and made a part hereof.

Nov 20, 1997 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

December 10, 1997 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 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 3301(c) of the Divorce Code of PA.

This Ordr shall be effective as of this 9 day of December, 1997. (SEE PAPERS FILED)

BY THE COURT:

Anthony J. Vardaro, J.

JOHN DAVID HEILMAN
vs
Julie Ann Heilman(now Williams)

CONTINUED FROM PAGE 488
of Record
AD 1995 - 1160

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AND LOVING attitude on the part of the children toward both parents.
6. Neither parent shall smoke cigarettes or permit others to do so in the same room as the children, in an automobile in which the children are being transported or in the children's bedroom.
7. Each parent shall inform the other parent immediately of any serious illness or injury regarding the children and both parents shall furnish the other with a current address and telephone number. If the children sustain a minor injury or illness, it is sufficient that the parent notify the other parent of same when there is an exchange of custody of the children.
8. Neither parent shall use illegal drugs or alcohol at any time when that parent has the care and custody of the subject minor children.
9. The parents shall communicate directly with each other and shall not use the children as messengers to carry communications between them, whether they are verbal or written. There shall be no unpleasant exchanges of any nature or at any time, between the parents, when the children may witness or overhear same. In addition, the parents shall instruct his/her spouse/significant other of the content of this paragraph. The parents will then be responsible for similar unpleasant conduct exhibited by the parent's spouse/significant other, in front fo the children.
10. The parents are encouraged to make additional or alternative arrangements regarding physical custody of the children and may modify the herein custody arrangements if such modifications are by mutual consent and in writing and signed by both parents only; otherwise, the provisions contained herein shall govern and this order shall be followed completely as it is written.
11. Any parent enrolling a child in any form of activity, i.e. sports, dance, scouting, etc., shall promptly notify the other parent of said enrollment and shall provide the other parent with a copy of the child's schedule of games, practices recitals, etc.
12. The cost of the mediation conference shall be divided equally between the parents. The deposit paid in advance by the Mother shall first be applied to her share of the costs and the remainder refunded to her, less the costs of the Court's Order.
13. This Order is a temporary Order but shall become a permanent Order unless either parent files a request for a Hearing DeNovo within twenty days of the date hereof.

BY THE COURT
Anthony J. Vardaro

2/30/98 FAXED NELSON LINDSAY & KEENAN

May 14, 1998 PETITION FOR CONTEMPT AND ORDER FILED. AND NOW, this 11th day of May 1998 a Rule is issued upon the Respondent Julie Ann Williams to show cause why Plaintiff's Petiton For Contempt should not be granted and sanctions imposed on Respondent.
Said Rule is Returnable on the 1st Day of June 1998 at 8:45AM in CT ROOM NO. 2, at the Crawford County Courthouse, Meadville, PA.

BY THE COURT
GORDON R. MILLER, J.

5/14/98 KEENAN & LINDSAY FAXED

June 3, 1998 MOTION TO WITHDRAW PETITION AND ORDER FILED. AND NOW, upon consideration of the Motion to Withdraw the Petition for Contempt filed by John David Heilman, the same is hereby granted.

BY THE COURT
ANTHONY J. Vardaro, J.

6/1/98
Faxed Lindsay & Ferry

Nov 29, 1999 For further entries see computor 1995-31160 AD 1995 1160

1160.

JOHN DAVID HEILMAN
Plaintiff
VS.
JULIE ANN HEILMAN,
Defendant

CONTINUED FROM PAGE 260

of RECORD

A. D. 1995 - 1160

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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 esitmation.

10. 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 $122.00, are divided equally between the parties with a share of each being 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 within thirty (30) days of the date of this Order.

13. 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 shal be considered permanent.

By the Court,
Anthony J. Vardaro, J.

Jan 2, 1996 Faxed Pineo Keenan & Ferguaon
Jan 3, 1996 sent Plf. & Dft

Jan 17, 1996 Request For De Novo Custody Hearing and Order, filed. AND NOW, upon consideration of Defendant's Motion to schedule the above captioned action for a De Novo Custody Hearing, said Motion is hereby granted and a De Novo Custody Hearing is hereby scheduled for the 29th day of January, 1996 at 1:30 P.M.
Jan 17, 1996 Faxed Ferguson & Keenan
Jan 18, 1996 Faxed Pineo

Jan 26, 1996 Motion to Continue De Novo Custody Hearing and Order, filed. AND NOW, upon consideration of Defendant's Motion to Continue generally the De Novo Custody Hearing currently scheduled for January 29,1996, upon finding that counsel for the Plaintiff does not oppose said Motion, said Motion is hereaby granted and this matter will be continued generally, with either party being entitled to seek rescheduling of the De Novo Custody Hearing should not become necessary.
Jan 26, 1996 Faxed Keenan & Ferguson
Jan 31, 1996 Faxed Pineo

Feb. 21, 1996 Affidavit of Consent by John David Heilman,Plaintiff, filed.

Apr. 17, 1996 Petition for Special Relief and ORDER filed. AND NOW, this 17 day of April, 1996, upon consideration of the instant Petition for Special Relief, the Court sets this matter for hearing on May 8, 1996 at 3:30 p.m. in Ct.Rm. 2 of the Crawford County Courthouse.

BY THE COURT:
Anthony J.Vardaro, J.

4-17-96 Faxed Irwin & Keenan

May 7, 1996, Petition for Contempt - NOTICE AND ORDER - Legal proceedings have been brought against you alleging you have willfully disobeyed and order of court for custody.

Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on the 28th day of May 1996 at 2:00 pm in courtroom No. 1 or 2, Courthouse, Meadville, Pa. (see paper filed for rest of order)

BY THE COURT,
Gordon R. Miller, J.

ORDER: AND NOW, this 6 day of May 1996 ti is herebyordered, adjudged and decreed that a Rule to Show Cause is hereby entered upon dft. to show cause why she should not be held in contempt of court.

Said rule is returnable on the 28 day of May 1996 in C. R. No. 1 or 2 Courthouse Meadville, Pa. at 2:00 p.m.

For the court, A. Walker, Ct. Adm.
5/7/96 faxed to Keenan and Irwin

May 7, 1996, Motion to Set De Novo Custody Hearing and order filed. ORDER: AND NOW, this 6 day of May a de novo custody hearing is hereby scheduled for the 27 day of June 1996 at 1:00 a.m. in C. R. No. 2 of Courthouse, Meadville, Pa.

For the court, A. Walker, Ct. Adm.
5/7/96 faxed to Keenan and Irwin.

May 7, 1996 Motion to Withdraw Petition for Contempt and ORDER filed. AND NOW, this 7th day of May, 1996, upon presentation and consideration of the within Motion, Plaintiff's Petition for Contempt is hereby withdrawn.
Gordon R. Miller, J.

FAXED 5-8-96 Keenan & Irwin

May 7, 1996 Motion to Withdraw Petition for Special Relief and ORDER filed. AND NOW, this 7th day of May, 1996, upon presentation and consideration of the within Motion, Defendant's Petition for Special Relief is hereby withdrawn.

BY THE COURT:
Gordon R. Miller, J.

FAXED 5-8-96 Keenan & Irwin

July 1, 1996 ORDER filed. AND NOW, June 27, 1996, this mater comes before the Court for a De Novo Custody Hearing with both parties represented by counsel. Apparently, after extensive negotiations, the parties have reached an agreement which will modify the order entered on December 28, 1995 as a result of mediation to some extent and which will adopt that order in other ways.

Accordingly, the following order is entered with the consent of the parties:

1. The parties shall share legal custody of the minor children Jerad Heilman and Lacey Heilman and primary physical custody of both children will be with the Plaintiff father.

2. Paragraph No. 2 as contained in the December 28, 1995 Temporary Order is adopted and included as part of this Order.

3. Primary phisical custody of both children will be with the father with the mother to have temporary physical cutody of both children during the summer months as follows:

a. Both children shall be with mother from 8:30 a.m. until 3:00 p.m. each Monday thorugh Friday of each week during the summer months. For the purposes of this Order, the summer months are defined as beginning on the first day after the last day of school and ending on the day just before the first day of the beginning of the new school year.

(FOR COMPLETE ORDER PLEASE SEE FILE FOLDER)

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
7-1-96 DISTRIBUTED Irwin & Keenan & Pineo

RECORD CONTINUED ON PAGE 488.....

July 16, 1996, Affidavit of consent of defendant filed.

Aug. 13, 1996 Affidavit of Consent of plaintiff filed.

Aug. 13, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree under Section 3301(c) of the Divorce Code of plaintiff, filed.

Feb. 27, 1997 Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(C) of Divorce Code of Defendant, filed.

May 2, 1997 Upon praecipe of plaintiff attorney, to transmit the record, this case moved to court.

DIVORCE DECREE FILED

May 16, 1997 AND NOW, this 16 day of May, 1997, it is ordered and decreed that JOHN DAVID HEILMAN, Plaintiff, and JULIE ANN HEILMAN, Defendant, are divorced from the bonds of matrimony.

It is further ordered that the parties' Separation and Property Settlement Agreement dated March 10, 1997, 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 18, 1997 Notice of ElectionTo Retake Maiden Name filed. Julie A. Heilman TO BE KNOWN AS: Julie A. Williams

July 28, 1997 Motion to Withdraw Appearance by Shafer, Swick, Bailey, Irwin, Stack & Millin by James R. Irwin, Esq., and Order filed. AND NOW, this 28th day of July, 1997, upon presentation and consideration of the within Motion, foregoing motion, James R. Irwin, Esquire, is hereby authorized to withdraw his appearance on behalf of the Plaintiff in the abovecaptioned case.

Gordon R. Miller, J.

7-28-97 FAXED Keenan & Irwin

Dec. 19, 1997 Petition for Modification of a Custody Order, NOTICE AND ORDER TO APPEAR filed.

You, John David Heilman, have been sued in Court to obtain custody, partial custody or visitation of the child: Jerad Heilman and Lacey Heilman.

You are ORDERED to appear in person at such time and place as will be determined by the Mediator Kathleen Nelson, Esq., for a Mediation 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, and Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest. (SEE PAPERS FILED).

BY THE COURT:
Anthony J. Vardaro, J.

Date: 12/17/97

Dec. 22, 1997 Order FAXED Attys. Keenan and Nelson.

ORDER AND NOTICE filed. AND NOW, this 18 day of Dec., 1997, it is ORDERED and DECREED that the parents in this matter shall satisfactorily complete the Seminar for Separating Parents in accordance with Crawford Co. 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 Co. Court House; or the Court Administrator at the Crawford Co. Court House. (SEE PAPERS FILED)

BY THE COURT:
Anthony J. Vardaro, J.

Dec. 22, 1997 Order FAXED Attys. Keenan and Nelson.

Jan. 16, 1998 Certification of Completion of Seminar (dft) filed.

Jan. 28, 1998 CERTIFICATION OF SEPARATING PARENT SEMINAR OF JOHN HEILMAN DEFT. FILED.

Jan. 30, 1998 ENTRY OF APPEARANCE FILED. AND NOW, this 29th day of Jan 1998 enter my appearance on behalf of the above named Plaintiff, John David Heilman.

BRIAN J. LINDSAY, ESQ.

FEb. 18, 1998 TEMPORARY ORDER FILED. AND NOW, Feb. 17, 1998 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, Jerod David Heiman and lacey Ann Heilman, 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 Jerod David Heilman and Lacey Ann Heilman shall be with their Father, subject to the following conditions:
   a. The Mother shall be entitled to visit and take the children into her temporary physical custody during the first, second and fourth weekends of each month from Friday at 6:00PMthrough sunday at 6:00 PM.
   b. Beginning with the summer of 1998 the mother shall be entitled to have the children in her temporary physical custody from June 15 through Agu 15 each year. During the Mother's summer custodial period, the Fther shall be entitle d to visit and take the children into his physical custody every other weekend, from Friday at 6PM through Sunday at 6PM
   c. In the absence of an agreement between the parents to do otherwise the following holiday schedule shall be observed:
   i. Easter: The Easter holiday shall be observed from between the hours of 9:00 am and 6:00 pm In odd years the children shall be in the custody of the father in even years the children shall be in the custody of the Mother.
   ii. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning on Wednesday preceding Thanksgiving at6:00 PM and ending on the Saturday following Thanksgiving at 6:00 PM and the second beginning on the Saturday following Thanksgiving at 6:00 PM and ending on the Monday following Thanksgiving at 6:00 PM In 1998, the Mother shall have the first visitation period and the Father the second and the parents shall thereafter alternate.
   iv. Independence Day and Labor Day: The children shall spend Independence Day with their Father each year between the hours of 9:00 and 6:00 pm.
   v. Memorial day: The Memorial Day holiday shall be observed between the hours of 9:00 AM and 6:00 PM. In 1998 and even years thereafter, the children shall be in the custody of their father and in odd years, the children shall be in the custody of their Mother.
   vi. The children shall spend Mother's day with their Mother from 9:00 AM throuth 6:00 PM and Father's Day with their father during the same hours.
   vii. The holiday visitation periods shall take precedence over all other visitation periods.
3, 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. The proper child restraints i.e. car seat seal belts shall be worn at all times during the transporting of the children for said visits.
4. 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.
5. Neither parent shall say or do anything in an attempt to turn the children against the other parent, nor shall do either parent permit others to do so but rather each parent shall do everything in their power to promote a favorable

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959.

JENNIFER PARSONS
VS.
JAY STEIGER

CONTINUED FROM PAGE 59
OF RECORD
A. D. 1995 - 959

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Aug. 20, 1996 Assignment of Hearing date filed. AND NOW, August 20, 1996, regarding the complaint for indirect criminal contempt filed in the above captioned case, hearing is scheduled for **Wednesday, August 28, 1996, at 11:30 a.m., Courtroom #2,** at the Crawford County Courthouse, Meadville, PA.

FOR THE COURT,
Ann A. Walker, Ct. Admin

8-20-96 DISTRIBUTED by Court.

Aug. 30, 1996 ORDER filed. AND NOW, August 28, 1996, this matter comes before the Court on a complaint for indirect criminal contempt for violation of a Protection from Abuse Order. The Defendant appears with counsel and admits the allegations of the complaint.

Accordingly, he is adjudicated in contempt and for this, he is placed on probation for a period of 6 months subject to the following conditions:

1. He shall comply with the rules, regulations, and conditions set forth in Crawford County Local Rule C1405.
2. He shall pay outstanding court costs in this case in the amount of $103.50 on or before August 30, 1996 to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse.
3. For his involvement in this offense, he shall pay a fine of $100 in such installments that may be established by the Adult Probation Department.
4. He shall immediately make arrangements to attend an inpatient drug and alcohol treatment program of 28 days duration or if funding is available but for a lesser program for whatever period of time may be designated all at no expense to Crawford County. If there are not funds available for an inpatient drug and alcohol treatment program, then the Defendant shall participate in an outpatient drug and alcohol treatment and go to such counseling as may be prescribed and not discontinue the same without the permission of the counselors and the Adult Probation Department.
5. The Defendant shall pay an Offender Supervision Fee of $15 for each month or portion of a month that he is supervised on probation except during any period of time he is in an inpatient drug and alcohol treatment program.

BY ORDER OF THE COURT,
Anthony J. Vardaro, J.
8-30-96 FAXED Hall, Pa.SPD & Co. Control

July 9, 1997 TERMINATION ORDER: AND NOW, March 4, 1997, the Probation/Parole Department of Crawford County certifies that the above named Defendant has satisfactorily completed his parole and court jurisdiction under the aabove term and number is terminated. Robert R. Stein, Probation/Parole Officer - approved 3-6-97

Debra A. Adams
vs.
William J. Adams

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of record
A.D. 1995 - 1003

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Dec. 19, 1995 Order filed. AND NOW, December 11, 1995, the matter is before the Court on a Petition for Special Relief filed by the defendant husband, essentially requesting return of a 1994 Aerostar vehicle and the ancillary complaints regarding removal of personal property by the plaintiff wife from the former marital home. A collateral matter arises by virtue of the fact that in the divorce action, David Glenn was appointed counsel, but apparently after consulatation, ascertained the parties had previously counseled with one Ron Miller of Edinboro and advised the parties that if counseling were to continue, it would best be conducted by the previous counselor Miller.

ACCORDINGLY, we hereby rescind the former Order appointing David Glenn as counselor in this divorce action and substitute therefor the name of Ron Miller as counselor.

Apparently, a session was scheduled with Miller that both attended and another session is scheduled for December 16, 1995, and December 21, 1995. While both parties seem to be of the opinion that counseling would be beneficial, the Court believes that at least marital and financial issues could be presented by the counseling sessions and that both parties would benefit by input from the counselor.

ACCORDINGLY, we direct the parties to attend said session with the counselor in order that the requirement for counseling in Section 3302(e) of the Divorce Code be complied with.

After informal input from the parties and their counsel, the Court believes that an exchange of vehicles would be appropriate at this time.

ACCORDINGLY, the parties and their counsel mutually agree that the present 1994 Aerostar van in possession of the wife and the owners card thereto will be surrendered to the husband. Likewise, the husband will surrender to the wife the 1979 Ford truck and the owners card thereto. This exchange by agreement of the parties will take place after a 2 p.m. Mediation Conference scheduled for December 12, 1995.

The Court grants the Petition for Exclusive Possession of the Marital Residence filed by the defendant husband, but directs that the exclusive possession does not preclude the wife from coming to the marital residence for the purpose of picking up or returning the children to the custody of the father.

There are allegations the wife has removed personal property from the marital residence and thewife agrees that she will not remove any further personal property from the residence without the express consent of the husband or in accordance with a final divorce decree. Additionally, the husband agrees that if there are personal effects, family heirlooms or family pictures reposing in the former marital residence, he will not destroy or damage said pictures in any fashion.

The parties mutually agree that after the exchange of the aforesaid vehicles, neither party will permit others to operate the same except in dire emergency. Both parties agree they shall be responsible for maintaining the respective vehicles and keep them properly insured.

The parties mutually agree that at the time of the exchange of vehicles, the appropriate owners and registration cards and certificates of insurance and the insurance cards issued in connection therewith likewise be exchanged.

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

Dec. 19, 1995 Dist. to Thomas & Irwin

Dec 20, 1995 TEMPORARY ORDER, filed. AND NOW, this 19 day of December, 1995, after Mediation in the above referenced matter and upon the recommendatons 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, Melissa Sue Adams, Christopher James Adams, and Jordan Tyler Adams.

2. The parties shall share with each other any and all information which each may have regarding the health, education, and major events in the life of the subject minor children. Health care, school personnel, and other care providers are hereby authorized to release to either party any and all confidential information which they may have regarding the subject minor children.

3a. The father shall have primary physical custody of the subject minor children. The mother shall have temporary physical custody and visitation the first three full weekends of each month from Friday at 6 P.M. through Sunday 6 P.M. In additional, she shall have temporaryphysical custody and visitation for a period of two continuous weeks each Summer during the children's Summer vacation from school. She shall give the children notice by May 31st of each year of the period she wishes to select. The father shall have the right to designate a two week period during the children's vacation from school during which no visitation need be accorded to the mother. After the mother shall have notified him of the two week period she wishes to select, the father shall within one week designate the two week period he wishes to select.

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 shall not be unreasonably monitored by the parent having physical custody.

4. Holiday visitations shall be arranged as follows:

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 5 P.M. For Christmas, 1995, the mother shall have the first period, and the father, the second, and the parties shall thereafter alternate. In addition the mother shall have visitation and temporary physical custody durign the children's Christmas vacation from school from December 26th at 5 P.M. through December 30th at 5 P.M.

b. Thanksgiving: There shall be two Thanksgiving holiday visitation periods, the first beginning at 5 P.M. on the Wednesday preceding Thanksgiving and ending at 2 P.M. Thanksgiving Day, and the second beginning on Thanksgivign Day at 2 P.M. and ending on the Friday following Thanksgiving at 5 P.M. For Thanksgiving 1996, the father shall have the first period and the mother, the second, and the parties shall thereafter alternate.

c. The other holidays to be observed ae Easter, Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9 A.M. and 8 P.M., except for Independence Day, when the holiday visitation shall be extended to 11 P.M. so that the children may watch the firewoeks. In even numbered years, the mother shall have visitation and temporary physical custody of her children on Easter and Independence Day, and in odd numbered years, on Memorial Day and Labor Day.

d. The children shall spend Father's Day with their father from 9 A.M. to 7 P.M., and Mother's Day with their maother during the same hours.

e. The provisions of this paragraph shall take precedence over the others provisions of this Order relating to the custodial or visitation periods.

5. Neither party shall expose the children to the company of persons of the opposite sex to whom they are not related by blood or marriage between the hours of 8 P.M. and 8 A.M. Should the mother's present living situation preclude adherence to this paragraph, she shall return the children to their father's residence during those hours, and pick them up the next day.

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Debra A. Adams
vs.
William J. Adams

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6. Should it be necessary for teither 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 parties shall attempt at once to arrang efor alternative visits or to make alternative arrangements.

7. The parties shall split responsibility for transportation with the party receiving the children in the exercise of his or her rights picking up the children at the home of the other. Any person transporting the children shall make sure that the seat belts or other restraints are used in accordance with the laws of Pennsylvania.

8. Each party shall teach said children to give to the other party that love and respect which is due a parent from the his or her children.

9. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that medical research has indicated that tobacco smoke is injurious to the health of growing children. Therefore, neither party shall smoke tobacco or permit others to do so in the same room as the children, in a closed automobile in which the child is being transported, or in the bedroom of the 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 the other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

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

12. The Mediator advises the Court that the living situation of the mother, and possibly the father, may change considerably in the next few months depending upon, among other things, whether the mother secures employment and the outcome of the various claims associated with the parties' divorce.

13. Costs and fees of this Mediation, which are fixed at $182.00, are divided with the Defendant to pay his share plus costs of order and the County to pay Plaintiffs' share.

14. The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied against the mother's share of costs and the remainder, if any, shall be rmitted to her. The father shall pay his share of costs and fees to the Prothonotary of Crawford County within thirty (30) days of the date of this Order.

15. 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.

Dec 27, 1995 Faxed Pineo, Thomas, Irwin
Dec 29, 1995 sent Plf. & Dft.

Jan 23, 1996 Motion To Set Hearing On Plaintiff's Request For Alimony Pendente Lite, Counsel Fees & Casts **and ORDER:** AND NOW, this 23 day of January, 1996, upon presentation of the within Motion, a hearign is scheduled for the 2nd day of April, 1996 at 1:30 o'clock P.M. in Court Room No 1 of the Crawford County Court House, Meadville, Pennsylvania.
Jan 23, 1996 Faxed Thomas & Irwin
Jan 26, 1996 Faxed Pineo

Jan 23, 1996 Motion To Set Hearing on Plaintiff's Request For Alimony Pendente Lite, Counsel Fees & Costs **and ORDER:** AND NOW, THIS @# DAY OF January, 1996, upon presentation and consideration of the within Motion, a hearing in this matter is set for the 31st day of January, 1996 at 2:30 o'clock P.M. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.
Jan 23, 1996 Faxed Thomas & Irwin
Jan 26, 1996 Faxed Pineo

Jan 31, 1995 Affidavit of Consent of Plaintiff, filed.

Feb 1, 1996 Affidavit of Consent of Defendant, filed.

Feb. 9, 1996, Petition for Contempt Under Pa. Rule of Civil Procedure 1915.12 filed.

Feb. 9, 1996, ORDER filed. AND NOW, this 9 day of Feb. 1966 it is hereby ORDERED, ADJUDGED AND DECREED that a Rule to Show cause is hereby entered upon respondentto show cause why she should not be held in contempt of court. Said Rule returnable on the 5 day of March 1966 in C. R. 1 or 2 Courthouse, Meadville, Pa. at 4:00 p.m.

by the court,
Gordon R. Miller, J.

2/9/96 faxed to Thomas and Irwin.

Feb 16, 1996 Order on Hearing on Alimony Pendente Lite, Counsel fees and costs filed.

Feb 20, 1996 Distributed to R. C. Thomas & James Irwin. (backup)

Feb 16, 1996 Supplement Order filed.

Feb 20, 1996 Distributed to Thomas and Irwin (backup)

March 1, 1996 Motion To Appoint Mast in Divorce and Order: AND NOW, March 8, 1996, DAVID W. PICKENS, Esquire is appointed Master in respect to the following claims: Divorce, Alimony Pendente Lite, Alimony, Equitable Distribution, Counsel Fees, Csots and Expenses.

Deposit required: Plaintiff -0- Defendant $250.00

If not filed already, the parties are ordered to file their pretrial statements within thirty (30) days from this date.

Gordon R. Miller, P.J.

Mar 12, 1996 Faxed Thomas, Irwin, Pickens

Mar. 14, 1996 Motion to Withdraw Petition for Contempt and ORDER filed. AND NOW,this 12 day of March, 1996, upon consideration of Defendant's request to withdraw his Petition for Contempt, said Petition is hereby withdrawn.

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

3-14-96 Faxed Irwin & Thomas

Mar. 28, 1996 Notice of Schedule Pre-Hearing Conference filed.

Continued to Page 490 B

Debra E.Adams
vs
William J.Adams

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Apr. 9,1996 ORDER filed. AND NOW, April 2, 1996, at the time set for hearing de novo, the Court is advised that counsel and the parties believe they have worked out a satisfactory mutual custody order containing elements involving schooling, support, and other matters concerning the best interest of the children. However, in attempting to dictate an order many factors effecting each party were addressed and in spite of the best efforts of the parties, counsel, and the Court, a consent custody order could not be finalized at this date. Accordingly, the Court directs counsel and the parties to attempt to reduce to writing a consent order for presentation to the Court within the next 30 days. If the matter is not resovled by a consent order on or before May 3rd, 1996 either party may petition the Court for a hearing de novo on the custody issue.

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

4-9-96 Faxed Thomas & Irwin

May 10, 1996 Summary of Pre-Hearing Conference filed.

May 17, 1996 Notice of Scheduled Master's Hearing, set for Thursday, August 1 and Friday, August 2, 1996 at 9:30 a.m. in the Green Room of the Crawford County Courthouse.

Aug. 5, 1996 Waivers of Intention to praecipe divorce filed on behalf of both parties filed.

Aug. 7, 1996 Motion for De Novo Hearing and ORDER filed. AND NOW, this 7th day of August, 1996, upon presentation and consideration of the within Motion, a de novo hearing is scheduled in this case for the 4th day of September 1996 at 1:15 o'clock P.M. in Court Room No. 3 of the Crawford County court House, Meadville, Pennsylvania.
FOR THE COURT,
Ann A. Walker

8-7-96 FAXED IRwin & Thomas

Aug. 9, 1996 Master's Report and Recommendation filed.

Aug. 9, 1996 Notice of Filing Master's Report filed.

Aug. 9, 1996 Master's Hearing transcript filed.

Aug. 29, 1996 Motion for Continuance and ORDER filed. AND NOW, this 28 day of August, 1996, upon presentation and consideration of the within Motion this hearing is rescheduled for the 8th day of October, 1996 at 9:15 AM O'clock in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.
BY THE COURT:
Anthony J. Vardaro, J.
8-30-96 FAXED Thomas & Irwin

Sept. 30, 1996 Transcript of Master's Hearing filed.

Oct. 10, 1996 Custody Order filed.

Oct. 11, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under 3301(C) of the Divorce Code filed.

Oct 15, 1996 Affidavit of Service of Complaint in Divorce: R. CHARLES THOMAS, Esq., being duly sworn according to law, deposes and says that on Sept. 20, 1995 he mailed a true and corect copy of the Complaint in Divorce filed in the above captioned action to the Defendant, William J. Adams, by Certified Mail, Restricted Delivery, Return Receipt Requested, at his last known address of RD 1, Box 413, Saegertown, Pa. 16433, Return Receipt No P 100 628 160; that attached hereto is the return receipt card showing date of delivery as Sept. 21, 1995.

Oct 15, 1996 Upon praecipe of plaintiff attorney to transmit record, case moved to Court.

Oct. 11, 1996 Waiver of Notice of Intention to Request Entry of a Divorce Decree Under Section 3301(c) of the Divorce Code filed.

Oct. 18, 1996 FINAL DIVORCE DECREE filed.
DIVORCE DECREE: AND NOW October 18, 1996, it is Ordered, adjudged and decreed as follows:
1. The parties hereto are divorced from the bonds of matrimony.
2. The parties property and debt will be distributed in accordance with the erms, conditions and provision of the attached transcription of their settlement agreement and the same is incorporated and merged herein as if set forth in full.
3. The parties will execute any and all documents necessarytoeffectuate this agreement in accordance with the terms of the agreement.
4. The master's fee is covered by the deposit previously paid by Husband. Husband is directed to pay the Reporter's fee $107.30, ~~to the Prothonotary, forthwith.~~ according to Lorraine Dallas, 820
5. The prothonotary is directed to pay the reporter's fee of $107.30, once received, to Lorraine Dallas, 820 Ravine St., Meadville, Pa. 16335.
6. A certified copy of this decree may be provided to either party only after payment of all costs due hereunder, including master's fees, reporter's fees and fees otherwise due the Prothonotary.

BY THE COURT, Anthony J. Vardaro, J.

June 6, 1997 Petition to Modify, Notice and Order to Appear, and Order and Notice filed. You, WILLIAM J. ADAMS, Defendant, have been sued in court to obtain custody, partial custody or visitation of the children: Melissa Sue Adams, Christopher James Adams and Jorday Tyler Adams.
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.
(SEE PAPERS FILED)
BY THE COURT:
Anthony J. Vardaro, J. Date: 6/5/97
ORDER AND NOTICE: AND NOW, June 5, 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 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.
6-6-97 FAXED Pineo & DeVore

July 22, 1997 Certificate of completion of the Seminar for Separating Parents for William Adams, filed.

Cont. on Pg. 496

1995

1084	FIRARD HECKATHORNE PROCTOR VS. PENNY MARIE PROCTOR	CONTINUED FROM PAGE 184 of RECORD A. D. 1995 - 1084

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UNTIL July 31 at 5:00 p.m. and August 10 at 9:00 a.m. until August 24 at 5:00 p.m.

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 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) 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 restraints are used in accordance with the laws of Pennsylvania. The party having custody of the children shall give notice to the other party of those occasions when they intend to take the children out of state, providing to the other party the name, address and when possible, the telephone number of where they will be with the children.

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. Therefor, 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) 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 are to be paid by Crawford County for the reason that neither parent is employed and therefore neither has the financial resources to pay for the costs of mediation.

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,
Anthony J. Vardaro, J.

12-15-95 FAXED Spataro.

Mar 4, 1997 Certificate of completion of the Seminar for Separating Parents for Girard H. Proctor, filed.

1995

1109	ARTHUR F. SCAFF VS. DOROTHY M. JONES SCAFF	CONTINUED FROM PAGE 209 OF RECORD A. D. 1995 - 1109

Mar. 18, 1997 Affidavit of Consent by 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.

Mar. 18, 1997 Praecipe to Transmit Record filed.

April 14, 1997 **DIVORCE DECREE FILED.**

AND NOW, THIS $ DAY OF April, on the ground of irretrievably breakdown, in the above case having been duly approved, the court, by virtue of the authority vested in it by law, decrees that ARTHUR F. SCAFF and DOROTHY M. JONES SCAFF are hereby divorced form the bounds of matirmony, and all the duties, rights, and claims accorded to either of the said parties at any time heretofore, in pursuance of said marriage, shall henceforth cease and determine, and the said parties shall severally be at liberty to marry against as if they never had been married.

BY THE COURT,
Anthony J. Vardaro, J

May 13, 1997, ELECTION TO RESUME MAIDEN NAME FILED.
To be known as: Dorothy M. Jones

1246.	ERNEST J. SNYDER VS. SHERRI A. SNYDER	CONTINUED FROM PAGE 346 of RECORD A. D. 1995 - 1246

have. The cost of this shall not be paid by Crawford County. If the defendant is capable of paying for these services on her own, she should. If she is not capable of doing that, then hopefully she will be able to obtain some sort assistance or relief. If that is not available to her and she cannot afford mental health counseling, treatment and therapy, then she may file a petition with the Court to be excused from this responsibility for financial reasons. The petition shall contain facts under oath that are relevant to the issue of her financial ability to pay for mental health counseling, treatment and therapy.

7. The Court suggests, but does not order, the parties engage in marriage counseling. That apparently is the desire of the defendant, but not the desire of the plaintiff. This Order does not force them to do that, but simply encourages them to do that.

8. The defendant shall be released from incarceration at 12 o'clock Noon on Friday, December 8, 1995.

9. If the defendant receives Food Stamps for the children for the month of December, she shall turn over the Food Stamps for the children to the plaintiff. They shall be turned over to the plaintiff at the time of the next visitation or within 7 days after she receives the Food Stamps, whichever occurs first.

10. If the plaintiff has the damaged automobile repaired or intends to improve it, the defendant shall pay at least $100 per month to apply on the repairs of the damaged vehicle. The damage that she is responsible for shall be the damage that she caused as a result of the most recent incident where she used another car to ram the car the plaintiff now has. We recognize this car may be jointly owned property by the parties.

11. This Order may be enforced without a Warrant of Arrest by any law enforcement officer having reasonable ground to believe it has been violated.

12. A copy of this Order shall be delivered to the Pennsylvania State Police at Meadville and to County Control.

13. This Order shall remain in full force and effect for one year, unless modified or terminated by further Order of Court.

14. The defendant shall pay record court costs in the amount of $93.50 within 30 days from this date.

15. The plaintiff shall not invite the defendant to violate this Order. If the plaintiff invites the defendant to come down to his home or to do anything that's in violation of this Order, the defendant shall resist because if the defendant is found in violation of this Order, whether or not the plaintiff invited her, the police and the court may still consider that to be a violation of the Order. Only courts can change this Order. The parties cannot. The parties can as to change the Order by filing an appropriate motion or petition.

16. The defendant 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.

17. The contempt proceedings are dismissed effective at noon on December 8, 1995.

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

12-11-95 FAXED PASPD & Co. Control.
Dec. 14, 1995 Sent Dft w/bill

Jan 31, 1996 Motion To Vacate Protection From Abuse Order and Order granting said Motion, filed.
Jan. 31, 1996 Faxed MCPD, Hatheway, Watson & Co Control

Oct. 24, 1996 ORDER filed. AND NOW, Oct. 23, 1996, the Court is not satisfied by the weight of the evidence heard that the children were sexually abused by the grandparents or other members of their household. Court finds that primary custody of these children should remain with David and Margaret Moyer but visitations between the grandparents, James and Theordoria Payne is granted. Parties to meet and within 10 days on or before Nov. 6, 1996 present to the Court a mutually satisfactory partial custody and visitations schedule agreed to by the parties to this litigation.

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

1995

James and Theadoria Payne
vs.
David C. and Margaret J.D. Moyer

CONTINUED FROM PAGE 193
of Record
A. D. 1995 - 1093

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Jan 5, 1995 Request For Hearing De Novo and Order, filed. AND NOW, this 4th day of January, 1996, upon request of the Defendants, a hearing is scheduled in the above captioned matter for the 5th day of March, 1996 at 9:00 o'clock a.m. in Courtroom No 2 of the Crawford County Courthouse, Meadville, Pennsylvania.
Jan 5, 1996 Faxed Michael Nies, Irwin
Jan 10, 1996 Faxed Pineo

Feb 26, 1996 Motion To Withdraw Request For Hearing De Novo and Order, filed. AND NOW, this 22 day of February 1996, upon presentation and consideration of the within Mation, Defendant's Request for Hearing De Novo is hereby withdrawn.
Feb. 26, 1996 Faxed Irwin & Nies
Feb. 29, 1996 Faxed Pineo

Sept 6, 1996 Petition For Emergency Relief, filed.

Sept 6, 1996 ORDER: AND NOW, this 6 day of September, 1996, in consideration of the foregoing Petition for Emergency Relief, an emergency hearing on this matter is set for the 25 day of September, 1996, at 9:15 A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.
Pending further order of Court tempory physical custody with plaintiff/respondent is suspended.
Anthony J. Vardaro, J.
Sept 6, 1996 Faxed Pineo, Irwin & Nies

Sept 6, 1996 Petition To Modify Custody; Order for parents to attend Seminar for Separating Parents and Order for James & Theadoria Payne to appear in person at such time and place as will be determined by the Mediator William Pineo, Esq. for a mediation conference.
Anthony J. Vardaro, J.
Sept 6, 1996 Distributed Pineo & Irwin & Faxed Nies

Sept. 25, 1996 Order filed. AND NOW, September 25, 1996, at the time schedule for hearing on this contested issue of grandparents visitation with three (3) minor children, the matter is discussed informally by Court and counsel. The issues involve allegations that the children have reported sexual misconduct toward them by grandparents and uncle and this fact will be vigorously disputed. The Court visualizes from the list of witnesses recited by both counsel that this contested matter will occopy considerable time. Accordingly, we decline the suggestionof counsel for the Petitioners that we interview the children this date, and we continue this hearing until October 21, 1996. commencing at 9:30 a.m. This Court has allocated October 21, 22, and 23 until Noon for completion of this case.
BY ORDER OF THE COURT,
P. Richard Thomas, S.J.

9-25-96 copies distributed by Ct. ADm.

Sept. 26, 1996 Certificate of completed Seminar for Separating Parents of David C. Moyer filed.

Oct. 24, 1996 ORDER filed. AND NOW, Oct. 23, 1996, after three days of hearing and listening etc. this Court is not satisfied by the weight of the evidence heard that the children were sexually abused by the grandparents or other members of their household. Court finds primary custody of children should remain with David and Margaret Moyer but visitations with grandparents, James and Theordoria Payne. (SEE PAPERS FILED).
BY ORDER OF THE COURT
P. Richard Thomas, J.
Nov.1, 1996 Order FAXED Attys. J. Irwin and M. Nies.

Oct. 24, 1996 Certificate of completed Seminar for Separating Parents of Theodora Payne filed.

Oct. 24, 1996 Certificate of completed Seminar for Separating Parents of Faith Moyer filed.

Oct. 24, 1996 Certificate of completed Seminar for Separating Parents of Margaret Moyer filed.

Oct. 25, 1996 Certificate of completed Seminar for Separating Parents of David C. Moyer filed.

Oct. 25, 1996 Certificate of completed Seminar for Separating Parents of James Payne filed.

Nov 7, 1996 Transcript, filed.

Nov 7, 1996 Transcript, filed.

Nov 13, 1996 Transcript filed.

Nov. 15, 1996 Transcript of Proceedings at the time of Hearing filed.

Nov. 22, 1996, Petition for Reconsideration and order filed. ORDER: AND NOW, this 22 day of Nov. 1996 upon consideration of Petition a hearing on this matter is scheduled for the 16th day of Dec. 1996 at 1:30 p.m. in C. R. No. 3 of Courthouse, Meadville, Pa.
BY THE COURT,
Gordon R. Miller, j.
11/25/96 faxed to Irwin and Nies

In Error ~~Dec. 9, 1996, Certification of completion of seminar, of Faith Moyer, filed.~~

Dec. 9, 1996 Motion For Continuance and Order filed. AND NOW, this 9 day of December, 1996, upon consideration of Respondent's Mtoion For Continuance, it is hereby ORDERED, ADJUDGED and DECREED that said Motion is GRANTED and the Reconsideration Hearing that had been scheduled for December 16, 1996 is continued until January 8, 1997 at 1 p.m. in Courtroom No. 3 of the Crawford County Courthouse, Meadville, Pennsylvania.
BY THE COURT:
Anthony J. Vardaro, J
12-9-96 Faxed Nies & Irwin

Jan. 28, 1997 Order filed. AND NOW, January 8, 1997 further testimony in this case is continued until January 21, 1997 commencing with the in camera testimony of the three children at 9:00 a.m., and continuing thereafter until all testimony is completed.
BY ORDER OF THE COURT,
P. Richard Thomas, S.J.
1-28-97 distributed Irwin, mailed Nies

Continued on page 494

1995

James and Theodoria Payne

vs.

David C. Moyer and Margaret J.D. Moyer

Record continued from page 494

of record

A.D. 1995 - 1093

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Jan. 29, 1997 Order filed. AND NOW, January 22, 1997, after extensive rehearing in this case, this Court is satisfied that the allegations of abuse of the children allegedly perpetrated by grandparents andother Payne family members after the first visit have not been sustained by the evidence presented. The primary physical and legal custody of the children will remain with the defendants David D. Moyer and Margaret J. D. Moyer, with visits tothe grandparents' household as established herein:

1. This Court believes that it is in the best interest of the children that they renew a relationship with their maternal grandparents and the ancillary faimly in Coraopolis, Pennsylvania.

2. For the months of February, March, April and May, 1997, the parties will arrange a one-day "reacquaintance" visit so that the children may be in the home and under the control of the grandparents on a Saturday or Sunday between the hours of 9 a.m. and 8 p.m. on said say, or such other hours as the parties mutually agree. Unless the Paynes and the Moyers agree otherwise, this Court directs that said visits shall be on the second Saturday of each of the aforesaid months.

3. For these first four monthly visits, the Moyers shall be responsible for transporting the chidlren to the grandparents and returning them to their home.

4. For the four monthly "reacquaintance" visits in February, March, April and May, 1997, the Court directs that said visits be supervised to the end that the Allegheny County Children and Youth Services shall designate a responsible person to be present in the home when said visits take place and will accompany the children if grandparents' visitation plans take them outside the grandparents' home. If a cost is imposed by Allegheny County Children and Youth Services for the aforesaid supervised visits, the same will be paid by Mr. Moyer, who is the estate guardian of the chidlren from the children's assets under his control.

5. Commencing with the month of June, 1997, and each and every month thereafter, the Payne grandparents shall be entitled to one weekend visit per month commencing Friday, evening at 6 p.m. and ending Sunday evening at approximately 6 p.m. If the parties cannot agree on which weekend each month would be appropriate for the visits, the Court directs that is shall be the third weekend of each of said months.

6. For the monthly weekend visits, it shall be the responsibility of the Paynes to pick the chidlren up at the Days Inn in Meadville and it shall be the responsibility of the Moyers to return them to the Paynes in Coraopolis to Meadville.

7. Regarding the holidays of Thanksgiving, Christmas, Easter and July the 4th, the Court directs that arrangements be made for a one-day visit between 9 a.m. and the 8 p.m., withthe grandparents eithre the day before or the day after the aforesaid holiday.

7(a). The aforesaid one-day requried "holiday visit" before or after the named holiday will not be applicable to the Easter Holiday in 1997 only.

7(b). On the four one-day holiday visits, the delivery and return of the children shall be the responsibility of the Moyers.

8. In addition to the aforesaid visit, onthe first Sunday of each month commencing withthe month of February, 1997, the Moyers shall arrange a telephone call of reasonable length between the children adn the grandparents between the hours of 7 p.m and 8 p.m.

9. It shall be the rresponsibility of the Moyers to notify the grandparents of any serious illnesses of the children, any hospitalizations, or any broekn bones. Additionally, the Moyers shall forward copies of the children's report cards to the grandparents.

This Order supersedes our previous Custody Order of October 23, 1996.

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

Mar. 18, 1997 Transcript of Proceedings at time of Hearing for Reconsideration, Volume II of II filed.

Mar. 26, 1997 Exhibits filed.

June 18, 1997 Transc ript of Proceedings Taken at Time of Hearing filed.

Aug 13, 1997 Appearance of Wilder, Mahood & Crenney by James E. Mahood, esquire on behalf of Defendants, filed.

Aug 13, 1997 Petition to Terminate Visitationand Order: AND NOW, this 13 day of August, 1997, upon consideration of the foregoing Petition to Terminate Visitation, it is hereby:

ORDERED and DECREED that pending further order of Court, visitation otherwise provided for under this Court's order of January 22, 1997 between Theodoria Payne and ancillary family and the minor children, Michael Allen James Payne, Marcus Ryan Payne and Matthew Evans Payne be and Hereby is terminated.

IT IS FURTHER ORDERED that a hearing on Petitioner's request for the permanent termination of visitation between Theodoria Payne and ancillary family and the above named minor children shall be held on the 26th day of August, 1997 at 11:00 A.M. in Court Room 3, Crawford County Courthouse, Meadville, Pennsylvania. Anthony J. Vardaro, J.
Aug 14, 1997 Faxed Nies, Malhood, Irwin
Aug 19, 1997 Faxed Pineo

Aug 27, 1997 ORDER: AND NOW, Aug 26, 1997, at the time the Moyers' petition for termination of visitation is before the Court, new counsel for each side appears and the position of each party is related to the Court and the matter discussed extensively.

This court believes before it can act on the Petition for termination, a further hearing must be held, . . . Hearing is continued until Sept 18, 1997 at 9:30 AM before the undersigned. P. Richard Thomas, S.J.
(FOR COMPLETE ORDER SEE PAPER FILED)
Aug 27, 1997 Faxed Birt & Mahood
Sept 11, 1997 Faxed Pineo

Oct. 3, 1997 Exhibits filed.

Aug. 26, 1997 Praecipe for Appearance by Cecil J. Birt for Theodoria Payne, Plaintiff, filed.

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~B~

1995

JAMES & THEODORIA PAYNE
vs
David C. Moyer & Margaret J.D. Moyer

Record continued form Page 494A
of Record AD 1995-1093

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November 5, 1997, Order filed. AND NOW, September 18, 1997, after full review hearing, the Court finds as follows:

The Children's anxiety about visitations with grandmother is real and whether this is based on fact, fiction, or selfish desire cannot be ascertained by the Court. We must be guided by the best interest of the children. The Children are obviously greatly stressed over the visits with the grandmother whether the sexual abuse is fact or fiction is really not the true issue in this case. For whatever reasons, the children do not wish visits with grandmother. Forcing these visits has failed to instill in the children a desire to visit the grandmother and the ancillary family members. Whether or not these sexual abuses are real or imaged, these abuses have so impacted the minds of these children that they are now mentally and emotionally incapable of carrying out a loving, compassionate relationship with their grandmother whether the allegations are true or not. This Court concludes from the totality of the evidence that it is not in the children's best interest to continue visits with the grandmother. As a note, regardless of where the truth lies, this Court believes and finds that the present and future best interest of these children will best be served by terminating the visits and oral contact with grandmother and other collateral family members.

Accordingly, we hereby rule and decide that primary physical custody of the minor children will remain with the Moyer family and no physical visits or oral contact with the grandmother will be ordered unless it is done at the discretion of the Moyers. This Order shall not preclude however the grandmother from sending occational letters or notes to the children and it shall be the obligation of the Moyers to read the contents to the children.

In an ancillary proceeding for adoption at number O.C. 1996-236, this Court suspended further action on the adoption petition pending further Order in this case, this restriction is now lifted and the adoption may proceed in due course.

A copy of this order shall be fired with the adoption proceedings in the Orphan's Court and a copy sent to counsel in the adoption proceeding.

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

Nov. 6, 1997 Faxed Pineo, Birt & Mahood

FOR FUTURE ENTRIES AS OF FEBRUARY 6, 2001 SEE COMPUTER.

902. PATRICIA H. BROWN VS. DAVID E. BROWN — CONTINUED FROM PAGE 2 of RECORD A. D. 1995 - 902

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her option, amy visit father one evening each week from 4:00 o'clock p.m. to 8:00 o'clock p.m.

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 aforesaid holidays from 1:00 o'clock p.m. until 7:00 o'clock p.m.

C. Beginning with the Summer of 1996, the child shall be in the custody of the father for a period of four (4) weeks which weeks need not be consecutive. The father shall give the mother at least thirty (30) days notice of the dates of the Summer visits.

D. Transportation of the child on weekends, holidays and Summer visits shall be equally divided with the parent who receives custody providing 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 exposes the child to any person or situation which may be harmful to the child's health or well being. Father shall not consume alcohol while the child is in his custody.

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

III. This order is a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within twenty (20) days of the date hereof.

IV. Cost of the mediation conference will be divided as follows: One-half - father; One-half - Crawford County. The Prothonotary of Crawford County is hereby directed to refund the deposit paid in advance by the Defendant.

Gordon R. Miller
Judge

FAXED 11-29-95 Kirkpatrick, Fuller & Moore.

Oct. 4, 1996 Proof of Service filed. I, Mary Ann Kirkpatrick, Esq., certify that I served 1 original and 1 copy of the Interrogatories to the Plaintiff on J. Gregory Moore, Esq., attorney of record for Plaintiff, by first class mail on October 3, 1996.

May 30, 1997 Motion for Sanctions for Failure to Answer Interrogatories and Order filed. And, Now, May 30, 1997, upon presentation of Defendant's Motion for Sanctions it is hereby ordered that the above interrogatories be answered by June 27, 1997.

By the Court,
Anthony J. Vardaro, J.

5-30-97 FAXED Moore & Kirkpatrick

June 27, 1997 Plaintiff's Answers to Interrogatories to the Plaintiff filed.

Aug. 21, 1997 Income and Expense Statement of Defendant filed.

Aug. 21, 1997 Inventory of Defendant filed.

Dec. 18, 1997 Defendant's Answer With Counterclaims to Plaintiff's Complaint in Divorce, filed.

Jan. 12, 1998 Petition to Bifurcate and order filed. ORDER: AND NOW, Jan. 12, 1998 hearing on dft's Petition is scheduled for Tues. Mar. 3, 1998 at 11:30 a.m. in C. R. No. 1 of Court, Crawford County, Meadville Pa.

For the court, Ann Walker, Ct. Adm.

1/13/98 faxed to Moore and Kirkpatrick.

Jan 22, 1998 Acceptance of Service: I, Mary Ann Kirkpatrick, esq., on behalf of my client, David Earl Brown, accept service of the Complaint in Divorce filed by Patricia Hitomi Brown, and certify that I am authorized to do so.

Feb. 10, 1998 Plaintiff's Affidavit under Sec. 3301(d) of the Divorce Code filed (signed by Deft.)
Feb. 25, 1998 AFFIDAVIT OF CONSENT TO DIVORCE FILED (DEFT.)

Feb. 25, 1998 Plaintiff's Affidavit Under Sec. 3301(d) of the Divorce Code (Deft)

Feb. 25, 1998 MOTION FOR APPOINTMENT OF MASTER IN DIVORCE and ORDER APPOINTING MASTER filed. And Now, March 2,1998, David W. Pickens, Esq. is appointed master in respect to the following claims: Divorce, Alimony, Alimony Pendente Lite, Equitable Distribution, Support, Counsel fees, Costs and Expenses.

If not filed already the parties are ordered to file their pretrial statements within thirty (30) days from this date. The Plaintiff shall file her income and expense statement and inventory within 30 days.

By the Court:
Anthony J. Vardaro, J.

March 5, 1998 FAXED Attys. Pickens, Kirkpatrick and Moore.

March 4, 1998 MOTION TO WITHDRAW PETITION TO BIFURCATE and ORDER filed. And, Now, March 2, 1998, Defendant's Motion to Withdraw his Petition to Bifurcate the Divorce is granted.

By the Court,
Anthony J. Vardaro, J.

March 4, 1998 FAXED Attys. Kirkpatrick and J. Greg Moore.

March 9, 1998 Notice of Scheduled Pre-Hearing Conference of Master filed.

Apr. 14, 1998 Income and Expense Statement of Patricia Hitomi Brown filed.

Apr. 14, 1998 Inventory of Patricia Hitomi Brown filed.

April 24, 1998 NOTICE OF SCHEDULED MASTER'S HEARING FILED.

April 24, 1998 SUMMARY OF PRE-HEARING CONFERENCE AND SCHEDULING ORDER FILED.

May 1, 1998 AFFIDAVIT OF SERVICE FILED

August 27, 1998 PLAINTIFF'S SUPPLEMENTAL PRE-TRIAL STATEMENT PURSUANT TO PENNSYLVANIA RULE OF CIVIL PROCEDURE 1920.33(b) FILED.

December 22, 1998 Acceptance of Service Filed.

December 22, 1998 Praecipe to transmit record filed. Upon praecipe of Mary Ann Kirkpatrick Esq. Atty for Plaintiff this case moved to COURT.

RECORD CONTINUED ON PAGE 510

Debra E. Adams
vs.
William J. Adams

CONTINUED FROM PAGE $()B
of Record
A.D. 1995 - 1003

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Aug 21, 1997 TEMPORARY ORDER: AND NOW, this 20 day of August, 1997, 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, Melissa Sue Adams, Christopher James Adams, and Jordan Tyler Adams.

12. Costs and fees of this Mediation, which are fixed at $152.00, are divided equally between the parties with a share of each being assessed to him or her as costs in this case.

13. The deposit required for the appointment of the Custody Mediator was made by the mother. The deposit shall first be applied against the costs of Mediation and the remainder, if any, shall be remitted to the mother. If there is any deficiency, the father shall pay that to the Prothonotary of Crawford County within thirty (30) days of the date of this Order. Within thirty (30) days of the date of this Order, the Partie sshall settle up with each other such that each shall have paid one half of the costs of this Mediation.

Anthony J. Vardaro, J.

Aug 26, 1997 Faxed Pineo, DeVore & Irwin
(FOR COMPLETE ORDER SEE PAPER FILED)
Sept 11, 1997 sent Plf & Dft & Faxed Thomas

Feb. 2, 1998 MOTION AND STIPULATION FOR ENTRY OF A QUALIFIED DOMESTIC RELATIONS ORDER FILED. AND NOW, to-wit: This 29th day of January 1998, it is ordered and Decreed as follows:

1. Participant is William J. Adams, Defendant herein. His Social Security Number is 163-52-7298, his mailing address is 17834 Townhouse Rd., Saegertown, PA 16433 and he was born Dec. 30, 1961.
2. Alternate Payee is Debra E. Adams, Plaintiff herein. Her Social Security number is 192-52-7298, her mailing address is 511 Church St., Cambridge Springs, PA 16403 and she was born April 2, 1963.
3. Participant William J. Adams Defendant herein and Alternate Payee, Debra E. Adams, Plaintiff herein, were married on July 2, 1983 and separated on Aug. 26, 1995.
4. The name of the plan with regard to this Court Order is the laser Tool 401K Plan. The Plan Administratior is Laser Tool Co., Saegertwon, PA The Federal Identification number is 25-1640503. The IRS code number for the plan is 001.
5. This shall be a Qualified Domestic Relations Order as the same is defined in and in accordance with the Retirement Equity Act of 1984 (H.R. 4280) and as amended and all the provisions thereof and this shall be so construed by this Court and any other court that ever interprets the same and particularly and specifically with regard to all provisions under Section 206(d) of the said Retirement equity Act of 1984 and as amended so that this court order will be fully enforceable.
6. Participant and Alternate payee have entered into an Agreement and Final Decree dated oct. 18, 1996, which provided for a division of the Laser Tool 401K Profit Sharing Plan so that Alternate Payee will receive $19,000.00 plus interest accuring on said amount after Oct. 18, 1996. There will be a direct transfer from the plan either to an IRA account of Alternate Payee to be created by her or as a direct payout to Alternate Payee. The Alternate Payee will have the obligation to pay any withdrawal penalty fee and Federal State or Local Taxes with regard to the $19,000.00 share that she will receive from the Profit Sharing Plan. Likewise, the Participant will have the obligation to pay any withdrawal penalty, fee, and Federal, State or Local taxes with regard to the share that he will receive with regard to his portion of the Profit Sharing Plan.
7. It is the obligation of Alternate Payee to promptly secure an IRA account to which the said amount will be transferred. Alternate Payee will sign any necessary forms and documents relating to the plan that are required to be signed by the plan to carry out the transfer. In the alternative, alternate Payee may elect to receive the payment of the amount she is entitled to receive in which event it will be taxable to her.
8. Alternate Payee shall have no additional claims with regard to the profit sharing plan, and participant shall retain allother amounts and values with regard to the same.
9. Participant also certifies to Alternate Payee that he has no other "Pension plan" other than the profit sharing plan set forth herein.
10. Notwithstanding anything herein, in no event shall Laser Tool 401K Profit Sharing Plan pay participant or Alternate Payee any benefit amounts or any type form or option of payemnt not otherwise permitted under the terms of Plan in effect at the time of payment.
11. A certified copy of the court order will be filed with the Administrator of this plan, so that this court order shall be registered and become effective. There shall be an acknowldegment of the registration and acceptance of this Qualified Domestic Relations Order for all purposes so that the intentions and provisions of this court order shall be fully acknowledged and enforceable.
12. Participant, William J. Adams, Defendant, and Alternate payee, Debra E. Adams, Plaintiff, certify that there are no other Qualified Domestic Relations Orders with regard to the pension plan benefits of Participant, William J. Adams, Defendant herein.
13. Both participant and Alternate Payee have the obligation to advise the Administrator of the plan of any change of address that they have in the future.
14. This Qualified Domestic Relations Order shall be effective regardless of any remarriage on the part of Participant or Alternate payee.

BY THE COURT
Gordon R. Miller, J.

2/2/98 FAXED KIRKPATRICK AND IRWIN

1995

1128	JODELL CHASE FOLTZ VS. JEFFREY RAYMOND FOLTZ	CONTINUED FROM PAGE 228 of RECORD A. D. 1995 - 1128

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14. The Defendant shall pay record court costs in the amount of $79.50 to the Prothonotary no later than 4:00 p.m. on November 21, 1995.

15. The Defendant is reminded this is an order of Court and violation of this order may be punishable by a fine of $100 up to $1,000 and a jail sentence up to 6 months.

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

FAXED 11-9-95 Co. control, MPSP; Mailed Dfdt.

1995

1155	LINDA LEE ROBUCK VS. JOHN C. LESLIE	CONTINUED FROM PAGE 255 of RECORD A. D. 1995 - 1155

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Notwithstanding the foregoing, the Defendant has 60 days from this date to turn the electic service into his name.

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

Nov. 16, 1995 Copy placed in Attys. Brode, Lindsay mailbox.

971.

REGINA R. HAZEN
Plaintiff

VS.

DEBRA ROSEN
Defendant

CONTINUED FROM PAGE 71
of RECORD
A. D. 1995 - 971

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to her, less the cost of the Court's 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.

BY THE COURT:
Gordon R. Miller, J.

FAXED 11-18-95 Irwin, Fard, Wath, Gillotti & Nelson.

Dec. 15, 1995 ORDER filed. AND NOW, this 14 day of December, 1995 upon presentation and consideration of the foregoing Request for Hearing a hearing is scheduled with the Court of Common Pleas of Crawford County, Pennsylvania, on the 28th day of February, 1996 at 9:15 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania. Two days of court time (2/28 & 2/29) have been set aside for this hearing.
BY THE COURT:
Anthony J. Vardaro, J.

12-15-95 FAXED Irwin, Gillotti, Ford, Watts.

12-15-95 REQUEST FOR HEARING DE NOVO filed.

12-15-95 COUNTER REQUEST FOR HEARING DE NOVO and ORDER filed. AND NOW, this 15 day of December, 1995, upon presentatio and consideration of the foregoing Counter Request for Hearing, a hearing is scheduled with the Court of Common Pleas of Crawford County on the 28th of February, 1996 at 9:15 o'clock A.M., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania. Said hearing shall be scheduled simultaneously with Plaintiff's initial Request for Hearing De Novo. Two days of court time (2/28 & 2/29) have been set aside for this hearing.
BY THE COURT:
Anthony J. Vardaro, J.

12-15-95 FAXED Wath, Ford, Irwin, Gillotti.

Feb 26, 1996 Motion For Continuance and Order, filed. AND NOW, this 26th day of February,1996 upon presentation and consideration of the within Motion this hearing is continued generally. Hearing to be scheduled upon Motion of either Plaintiff or Defendant.
Feb 26, 1996 Faxed Irwin, For, Gilliate
Feb. 29,1996 Faxed Nelson

Mar. 19, 1996 Motion to Reschedule De Novo Custody Hearing and ORDER filed. AND NOW, this 15th day of March, 1996, upon consideration of Plaintiff's motion, this de novo custody hearing is rescheduled for the 3rd day of June, 1996 at 9:15 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.
FOR THE COURT:
Ann A. Walker, Court Administrator

3-19-96 Faxed Irwin, Ford & Gillotti

Apr 22, 1996 Motion to Reschedule De Novo Custody Hearing and Order: AND NOW, to-wit, this 17th day of April, 1996, upon Motion of counsel for SETH ROSEN, IT IS HEREBY ORDERED, ADJUDGED and DECREED that the de novo custody hearing in the above-captioned matter is rescheduled from June 3,1996 at 9:15 A.M. to the 25th day of June, 1996 at 9:15 o'clock A.M. in Courtroom 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania. Ann A. Walker, Crt. Adm.
Apr 22, 1996 Faxed Gillotti & Irwin

June 25, 1996 Motion to Discontinue Action on behalf of Plaintiff and ORDER filed. AND NOW, to wit, this 25th day of June 1996, upon motion of counsel for Regina R. Hazen, Plaintiff for the above-captioned action, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that leave is granted to the Plaintiff to withdraw the above-captioned matter.
BY THE COURT,
Anthony J. Vardaro, J.

6-25-96 FAXED Irwin, Gillatti & Ford

June 25, 1996 Motion to Withdraw Crossclaim for Custody and Vacate Order of Court and ORDER filed. AND NOW, this 25 day of June, 1996, upon consideration of the within Motion, it is hereby ORDERED, ADJUDGED and DECREED THAT Defendant's Crossclaim for Custody in the above-captioned action is hereby withdrawn and the Temporary Order entered on October 10, 1995 is hereby vacated and, finally, Plaintiff, Regina A. Hazen, and/or adult sibling, Jonathan Rosen, forever waive any right to bring any action whatsoever against Debra Rosen in regard to Seth Rosen arising out of the subject matter of this Custody Action, except as to the enforcement of any Order entered by this Court.
BY THE COURT:
Anthony J. Vardaro, J.

6-25-96 FAXED Irwin, Gillotti & Ford

Sept. 18, 1998 Transcript of Master's Hearing, filed.

Sept. 18, 1998 Notice of Filing Master's Report, filed.

Sept. 18, 1998 Master's Report and Recommendation, filed.

1995

Brenda Hyde
vs
Thomas R.Hyde

Continued from Page 25
of Record

AD 1995 - 925

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9. This order may be enforced without a warrant of arrest by any law enforcement officer having reasonable grounds to believe it has been violated.
10. A copy of this order shall be delivered to county control and to the Pensnylvania State Police at Meadville.
11. This order shall remain in full force and effect from one year from this date that is until September 10,1996 unless modified or terminated by further order of court.
12. 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 up to 6 months.

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

9-20-95 Faxed MC PD & Co. Control, given to Brode & Faxed Jones

October 16, 1995, PETITION FOR CONTEMPT and ORDER filed. AND NOW, this 5th day of October, 1995, comes the Plaintiff, by and through her attorney, Gregory A. Keenan, Esquire and files the instant Petition for Contempt against the Defendant and in support thereof states as follows:

1. That, by Court Order dated September 11, 1994, the Plaintiff and Defendant entered a Consent Agreement to resolve Plaintiff's Protection From Abuse Complaint. A copy of the Court's Order of September 11, 1995 is attached hereto as Exhibit "A";

2. That, Paragraph 1 of the aforesaid Order provides that the Defendant shall not harass or threaten the Plaintiff in any way;

3. That, Paragraph 2 of the aforesaid Order prohibits the Defendant from going to the Plaintiff's residence except as provided for in Paragraph 5 regarding Defendant's ability to pick up certain property;

4. That, the aforereferenced Order authorizes the Defendant to initiate phone contact to the Plaintiff's residence only to speak to the minor children and only between the hours of 7:00 a.m. and 9:00 p.m.;

5. That, the Defendant is in Contempt of the Court's Order for the following reasons:

a. On Saturday, September 23, 1995 at approximately 10:00 p.m., the Defendant telephone the Plaintiff's residence and harassed the Plaintiff by making inquiries as to a relationship she was allegedly having with another man. Furthermore, on the same date between the hours of 12:00 midnight and 2:30 a.m. of Sunday, September 24, 1995, the Defendant telephoned the Plaintiff's residence and left a message on Plaintiff's answering maching alleging that the Plaintiff had been with another man on a different occasion than the occasion addressed by the Defendant during the 10:00 p.m. phone call. This conduct on behalf of the Defendant violates Paragraphs 1 and 4 of the Protection From Abuse Order;

b. That, on Friday, September 29, 1995 at approximately 8:00 a.m., Plaintiff was at a gas station in Jamestown, Pennsylvania for purposes of getting a newspaper. The Defendant arrived at the same location and began yelling at Plaintiff and accusing Plaintiff of spreading false rumors about the Defendant. This is in violation of Paragraph 1 of the PFA Order;

c. On Sunday, October 1, 1995 at approximately 3-4:00 p.m. Plaintiff's son placed a phone call to Plaintiff

---for more information on Petition for Contempt, please see file.

Oct. 16, 1995 ORDER AND NOW, this 16 day of October, 1995, upon consideration of the Plaintiff's Petition for Contempt, a Rule is hereby granted upon Defendant to Show Cause, if any, there be, why an Order should not be entered imposing sanctions for the failure to comply with the Protection From Abuse Order dated September 11, 1995.

rule returnable, the 19th day of October, 1995 at 3:00 P.M. in court Room #1 or 2 of the Crawford County Court House, Meadville, Pennsylvania. This hearing shall also address the complaint for indirect criminal contempt filed by Trooper Angelo J. Bonesio on October 10, 1995.

BY THE COURT:
Anthony J. Vardaro

10-17-95 Faxed to Keenan, Jones, PSP, Co. Cntrl.

Oct.16, 1995, Record (Criminal Complaint) from District Justice office filed.

Oct. 25, 1995 ORDER filed. AND NOW, October 19, 1995 this hearing is continued until Tuesday, October 31, 1995 at 3:30 p.m. in Courtroom No. 1 of the Crawford County Courthouse.

The protection from abuse order of September 11, 1995 shall remain in full force and effect and both parties are admonished that they must obey it. The Plaintiff shall do nothing to invite the Defendant to her residence and the Defendant shall not go to her residence, even if he is invited.

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

Oct. 25, 1995 Copy mailed Atty. Jones; Order placed in Atty. Keenan's mailbox.

Nov. 9, 1995 ORDER filed. AND NOW, November 8, 1995, the hearing is continued to the 6th day of December, 1995 at 3:00 o'clock p.m. in Courtroom No. 1 of the Crawford County Courthouse.

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

Nov. 9, 1995 Copy in Atty. Keenan's mailbox; mailed Atty. Jones.

Nov. 9, 1995 Petition for Contempt and ORDER filed. AND NOW, this 8th day of November, 1995, upon consideration of the Plaintiff's Petition for Contempt, a Rule is hereby granted upon Defendant to Show Cause, if any, there be, why an Order should not be entered imposing sanctions for the failure to comply with the Protection From Abuse Order dated September 11, 1995 and the Protection From Abuse Order dated October 19, 1995.

RULE RETURNABLE, the 6th day of December, 1995 at 3:00 P.M. in Court Room #1 of the Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT:
Gordon R. Miller, J.

FAXED 11-9-95 Attys. Keenan, C. Jones.

Dec. 4, 1995 Motion to Continue PFA Contempt Hearing and ORDER filed. AND NOW, this 4 day of December, 1995, upon consideration of Plaintiff's Motion to Continue the PFA Contempt Hearing currently scheduled for December 6, 1995 at 3:00 p.m. in Court Room #1, this matter is hereby continued generally and will be rescheduled upon Motion from either Plaintiff or Defendant.

BY THE COURT:
Anthony J. Vardaro, J.

12-4-95 FAXED CB Jones, Keenan.

502

1995

PATTI A BURK

vs.

CHARLES V . KNAPP

CONTINUED FROM PAGE 137
of RECORD
A.D. 1995 - 1037

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12. Other than as provided above, the Plaintiff shall not go to the Defendant's residence. The horse which ownership is in dispute shall be kept and maintained in good order and condition by the Defendant for at least 6 months from this date. He shall not destroy or dispose of the horse in any way except as might occur through natural causes. If the Plaintiff believes that she is the owner of the horse, she then has 6 months to bring a replevin action or other type of lawsuit to gain possession and control of that horse. And she is therefore assured that the Devendant will keep that horse in good condition for 6 months to allow her to do that. Therefore, she really has no need to go back to the Defendant's residence. And in the event she prevails in the action over the horse, then she should be permitted to go back to retrieve it or the Defendant would deliver the horse at some agreed upon place.

BY ORDER OF THE COURT,
Gordon R. Miller, P.J.
10/17/95 copies to Sullivan, Truax, and Corry P.D.

CONTINUED FROM PAGE 68
of RECORD
A.D. 1995-968

Karen E. Roxberry

VS.

968.

HARRY J. ROXBERRY, JR.

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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 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 Father shall provide all transportation of the parties minor children for 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.

October 5, 1995 AMENDED ORDER FILED. AND NOW, October 3, 1995, the order of September 27, 1995 is hereby amended. The Prothonotary may refund the amount of $141.00 to the plaintiff, the unused amount of plaintiff's mediation deposit. The Prothonotary may retain $9.00 as the costs for the court order that was entered.

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

10-5-95 given Walton & Pines

Oct. 12, 1995 Sheriff's Return Filed.
SERVED Harry J. Roxberry, Jr. personally on September 14, 1995 at 2:45 PM at Crawford County Jail, Center Street, Meadville, PA.
So Answers,

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

Jan. 19, 1996, Affidavit of Consent to Divorce of plaintiff 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 1/19/96 . 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

April 27, 1998 MOTION TO MAINTAIN OPEN STATUS OF CASE AND ORDER FILED.AND NOW, this 22 day of April, 1998, this case shall remain in good standing with the Court until further notice form Court, unless the Defendant objects within the time Provided by local rule.

BY THE COURT
ANTHONY J. VARDARO

4/28/98 DISTRIBUTED WALTON

Sept. 28, 1998 Affidavit of Consent to Divorce of Defendant filed.

Sept. 28, 1998 Waiver of Notice of Intention To Request Entry of Divorce decree Under section 3301(c) Of The Divorce Code of Defendant filed.

Oct. 2, 1998 Upon praecipe of Plaintiff Attorney To Transmit Record this case move to court.

DIVORCE DECREE FILED

AND NOW, this 15 day of October, 1998, upon presentation of the Stipulation and Consent of the parties, and after consideration of same, it is hereby ORDERED, DIRECTED AND DECREED that:

The bonds of marriage between Plaintiff, KAREN ROXBERRY and Defendant, HARRY ROXBERRY, are dissolved. Plaintiff and Defendant are divorced from the bonds of matrimony.

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.

504

1995

1065	BRENDA J. HAUN VS. RICKEY A. HAUN	CONTINUED FROM PAGE 165 of RECORD A.D. 1995 - 1065

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8. A copy of this order shall be delivered to the Meadville City Police Department 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 not less than $100 nor more than $1,000 and a jail sentence of up to 6 months.
10. The Defendant shall pay this date to the Prothonotary of Crawford County on the first floor of the Crawford County Courthouse $108.01 in court costs, and he shall likewise pay to the attorney for the Plaintiff this day the sum of $100 toward counsel fees.
11. This order shall remain in full force and effect through October 15, 1996.

BY THE COURT,
Anthony J. Vardaro, J.

Faxed Oct. 20, 1995 MCPD, Co. Control.
Oct. 20, 1995 ORDER placed in Atty. Lindsays Box.
10-25-95 sent Dft

CONTINUED FROM PAGE 62
of RECORD
A.D. 1995 - 962

AMY BEATTY

VS.

TONY CASPERSON

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3. The Defendant is hereby sentenced to undergo imprisonment in the Crawford County Jail for a minimum term of 30 days and a maximum term of 3 months with work release privileges for no more than 5 days a week.

4. If the Defendant's jail conduct is perfect, then he shall be entitled to release at the end of his minimum sentence of 30 days without any further court proceedings. In the event that the Defendant does violate any terms and conditions of the jail rules or work release rules, then he will not be released at the end of his minimum sentence, but he will only be released after he files a motion with the Court and the Court holds a hearing with all interested parties present and determines where we should go from there.

5. The Defendant is warned that work release is a privilege and that you must fully obey the work release rules; that he shall leave the jail go to work and immediately return to the jail; that he shall not conduct any other business while he is on work release. If he does, work release may be taken awway from him; and he will spend the rest of his sentence in the back of the jail.

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

Faxed 10-12-95 MCPD & Co Control given Hateway

Nov.20, 1995 Notice of Hearing Form.
1. x You are hereby ORDERED to appear for hearing on:
x DATE: 11-21-95 TIME: 3:30 P.M. PLACE: Court Room No. 2.
2. You have been charged with the following: Violation of PFA Order No. 1995-962, Condition No. 2. District Justice

Nov. 30, 1995 O R D E R filed. AND NOW, November 21, 1995, this matter comes before the Court on an indirect criminal contempt Complaint with respect to a Protection From Abuse Order. The Protection From Abuse Order was entered as a final order by the undersigned on September 21, 1995. The Defendant was found to have promptly violated that Order by Judge Miller on October 9, 1995, and was sentenced to thirty (30) days of incarceration and a fine of $100.00. Defendant completed that incarceration on November 7, 1995, and the current incident occurred on November 17, 1995. This incident is admitted, and the Defendant is represented by counsel.

The Defendant maintains he has a serious drug and alcohol problem, and the Plaintiff tends to agree that there has been a longstanding problem of that nature.

Accordingly, we find the Defendant in contempt of our Order of September 21, 1995. For his contempt, he is sentenced to undergo imprisonment in the Crawford County Jail for a period of six (6) months and he is fined $200.00.

In the event he can become enrolled in a drug and alcohol treatment program which is an inpatient program at no expense to Crawford County either through Act 152 or by some other means, he may be immediately paroled early to that program without further Order Of Court.

If he completes the program, when he is released, he does not have to return to incarceration, but he will be in the Electronic Monitoring House Arrest Program for a period of sixty (60) days.

If he is either required to leave the program prior to completing it or voluntarily leaves the program prior to completing it, he shall immediately be remanded to the Crawford County Jail for the balance of his Sentence.

In the event the Defendant chooses not to go to a drug and alcohol treatment program, and instead to serve the six-month sentence, he is afforded Work Release privileges after he has served thirty (30) days of this Sentence, the Court noting that he has credit from November 17, 1995.

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

11-30-95 FAXED MCPD & Co. control, given Gagliotti, & deft & Brickner.

Dec. 19, 1995 Motion To Release and Order filed. AND NOW, December 18, 1995, the above motion is granted. The Defendant may be released to go directly to the 28 day program. Anthony J. Vardaro, J

Dec. 19, 1995 Faxed Gagliotti, Jail & Dft. @ jail.

Apr. 9, 1996 Termination Order for Defendant has satisfactorily completed his intermediate punishment and court jurisdiction under the above term and number, filed.

VHONDA L. MORROE

VS.

JAMES W. MORROE

CONTINUED FROM PAGE 149
of RECORD
A.D. 1995 - 1049

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10. The defendant shall pay record court costs in the amount of $124.90, on or before October 26, 1995, at 4:30 o'clock p.m. He shall make payment to the Prothonotary on the First Floor of the Crawford Counry Courthouse.

11. The defendant 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 up to 6 months.

12. The contempt Petition is DISMISSED. The defendant has already spent 8 days in the Crawford county Jail. It appears that he did violate the Order in a technical sense. He claims that he went to the plaintiff's property believing she was not there, and that once he realized she was there and once he had read the Court Order, he left without further incident.

The defendant may be released from the Crawford County Jail forthwith. BY THE COURT,
Gordon R. Miller, P.J

Oct 19, 1995 copy given to Sullivan & PLf, sent Dft.

Nov. 15, 1995 Motion to Amend or Modify a Protection from Abuse Order and ORDER filed. AND NOW, this 13th day of November, 1995, upon receipt and review of the within motion to amend the Protection from Abuse Order of 10/11/95, 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 original police department 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.

FAXED 11-15-95--MPSP, Co. Control, Sullivan.

May 14, 1996 Motion to Vacate Protection from Abuse Order and ORDER filed. AND NOW, this 13th day of May, 1996 upon receipt and review of the plaintiff's motion to vacate and terminate the Protection from Abuse Order of October 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 October 11, 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 5-14-96 Pa.SPD & Co. Control.
Mailed 5-21-96 Pltf., Deft.

JUDY GORDON

VS.

RODNEY GORDON

CONTINUED FROM PAGE 154
OF RECORD
A. D. 1995 - 1054

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1054

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9. A copy of this order shall be delivered to the Pennsylvania State Police at Corry and to County Control.
10. This order shall remain in full force and effect until October 15, 1996 unless modified or terminated by further order of court.
11. The Defendant shall pay record court costs of $105.50 to the Prothonotary by 4:30 on Friday, October 20, 1995.
12. The Defendant is reminded that this is an order of court and violation of this order may be punishable by a fine of $100 to $1,000 and a jail sentence up to 6 months.
13. At the Plaintiff's request, the contempt proceeding is dismissed. The Defendant is entitled to immediate release from the Crawford County Jail.
14. The parties own a hybrid wolf which shall be turned over to the Defendant. The Defendant's friend, Mark Blakeslee will go to the Plaintiff's home to pick up the wolf sometime by 4:00 on Friday, October 20, 1995. Mark Blakeslee shall call the Plaintiff ahead of time to arrange for a time for him to come.

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

FAXED 10-20-95 Corry PSP
Oct. 20, 1995 Copy placed in Atty. Sullivan, Gagliottis mailbox

Feb 20, 1996 Motion To Vacate Protection From Abuse Order and Orderof February 16, 1996 granting Motion, filed.
Feb 20, 1996 Faxed Corry SPD & Co Control
Feb. 23, 1996 sent Plf. & Dft.

508

1995

1092 (A)	JAMES R. LaBARR VS. STEPHANIE M. MADISON	CONTINUED FROM PAGE 192-A of RECORD A. D. 1995 - 1092 (A)

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This hearing relating to further custody proceedings is continued generally, reserving unto either of the parents the right to petition for a full custody hearing after the child has been examined by the aforesaid agencies and a diagnosis temporarily or finally made.

BY THE COURT,
B. Richard Thomas, Senior Judge

Oct. 30, 1995 Copy to Atty. Walton's mail box; mailed defdt.
Nov 2, 1995 sent Dft.

986.	DOROTHY S. GATES Plaintiff VS. MRS. JAMES THOMPSON, MARIE ELIZABETH CARLSON a/k/a ELIZABETH CARLSON a/k/a MARIE E. LINDBLAD a/k/a MARIE ELIZABETH LINDBLAD a/k/a ELIZABETH LINDBLAD, their heirs, executors, administrators, and assigns, Defendants	CONTINUED FROM PAGE 86 of RECORD A. D. 1995 - 986

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set this Order and Decree is presented by Defendants, Mrs. James Thompson, Marie Elizabeth Carlson a/k/a Elizabeth Carlson a/k/a Marie E. Lindblad a/k/a Marie Elizabeth Lindblad a/k/a Elizabeth Lindblad, their heirs, executors, administrators, and assigns, or no action of ejectment is commenced by them, within thirty (30) days from and after the entry of this Decree, the same shall become final. If such action is not taken within said thirty (30) day period, the Prothonotary, on Praecipe of Plaintiff, shall enter final judgment.
Anthony J. Vardaro, J.

Nov. 28, 1995, AND NOW, Nov. 28, 1995 at 11:16 AM upon praecipe of plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiff and against the defendants, pursuant to the foregoing Order of Court.

T-227,C-114,54,L-113,53
Judgement entered 11/28/95

FINAL JUDGMENT
Barbara H. King, Pro.
Prothonotary

510

1995

PATRICIA HITOMI BROWN

VS.

DAVID EARL BROWN

RECORD CONTINUED FROM PAGE 495

OF

AD 1995 - 902

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DIVORCE DECREE FILED

Jan. 12, 1999, AND NOW, January 8, 1999, it is Ordered, adjudged and decreed as follows:

1. The paraties hereto are divorced from the bonds of matrimony.

2. The parties property and debt will be distributed in accordance with the terms, conditions and provisions of the attached transcription of their settlement agreement and the same is incorporated herein as if set forth in full. To the extent not provided for in the agreement, claims for alimony, alimony pendente lite, counsel fees, and costs not provided for in the agreement are waived.

3. The parties will execute any and all documents necessary to effectuate this agreement and otherwise cooperate in accordance with the terms of the agreement.

4. The master's fee is covered by the deposit previously paid by Wife. Each party is directed to pay $16.37 to the Prothonotary forthwith to cover remaining stenographic fees.

5. The Prothonotary is directed to pay the reporter's fee of $132.74 to Lorraine Dallas, 820 Ravine St., Meadville, PA 16335.

6. 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.

7. A certified copy of this decree may be provided to either party only after payment of all costs due hereunder, including master's fees, reporter's fees and fees otherwise due the Prothonotary.

BY THE COURT
Anthony J. Vardaro, J.

September 13, 1999 Motion and Order with Stipulation As to Knights of Columbus Life Insurance Policy and Order filed. And Now, Sept 13, 1999 upon agreement of the partis, Wife is awarded one-half the marital portion of the cash value of husband's Knights of Columbus life insurance. The marital protion is that portion which accurued between June 30, 1973 and July 24, 1995 plus the growth thereof.

By/For the Court
Gordon R. Miller, PJ

Faxed Kirkpatrick and Moore

Kenneth Osborn

vs.

Paul Wright, et al.

RECORD CONTINUED FROM PAGE 297

OF

AD 1995 - 1197

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✓ March 7, 1996 Motion For Order of Court Directing Sheriff To Make Service Upon Defendants In the Above Captioned Cause of Action There To:, filed.

✓ March 7, 1996 MEMORANDUM AND ORDER filed. AND NOW, March 6, 1996, for the reasons set forth in the attached memorandum it is ordered as follows:

1. The demurrer of Paul Wright to the plaintiff's complaint is granted.
2. The defendant is given forty (40) days from the date of this Order to file an amended complaint and to serve a true and correct copy of the same on all parties, or their counsel, by first class mail.
3. The Prothonotary shall send a true and correct copy of this Memorandum and Order to the plaintiff at AP-8910, Box A, Bellefonte, PA. 16823.

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

March 7, 1996 Order given Atty. Gagliotti; mailed plaintiff.

✓ Oct.17, 1996, Motion for Discovery filed.

m ✓ Oct. 17, 1996, ORDER filed. And Now, Oct. 16, 1996 the dft's motion for discovery is denied. First of all, it appears that the dft. has never filed anamended complaint with regard to Judge Miller's order of Mar. 6, 1996 affording him 40 days todo so. Therefore, it whould appear that at least the lawsuit with regard to Paul Wright has been termianted pursuant to Judge Miller's order sustaining Paul Wright's demurrer.

With respect the remaining defendants, it appears that in filing this motion the dft. has not proceeded through the normal course of discovery as contemplated by the Rules and he is directed to follow the appropriate discovery rules to obtain information he deems relevant to his lawsuit.

by the court,
AnthonyJ. Vardaro, J.

10/17/96 dist. to Gagliotti, miale to Osborn.

✓ Oct. 23, 1996, AMENDMENT TO ORDER filed. AND NOW, Oct. 22, 1996, we amend our order of Oct. 16, 1996 in this matter so that it reflects that it is the plaintiff's motion for discovery that was denied. Also in the first paragraph when we make reference to the dft. never filing an amended complaint we should have indicated the plaintiff hAD never filed an amended complaint.

In all other respects in which we have now amended that order it shall remain in full and force and effect.

BY THE COURT,
Anthony J. VArdaro, J.

10/23/96 mailed to plff. dist to Gagliotti

✓ June 23, 1997 Amended Complaint filed.

✓ July 2, 1997 ORDER: AND NOW, July 2, 1997, the plaintiff's Motion for Discovery is denied. This is an improper motion at this point. The plaintiff has discovery options available to him, many of which are self-executing under the Pennsylvania Rules of Civil Procedure starting at Rule 4001. Gordon R. Miller, P.J.

July 1, 1997 Dist Gagliotti & Mailed Osborn

✓ July 2, 1997 Amended Complaint & Motion for Discovery.

✓ Sept. 10, 1997 Petitioning For The Issuance of a Subpoena Duces Tecum filed.

✓ Sept. 10, 1997 AND NOW, September 10, 1997, the plaintiff's "Petition for the Issuance of a Subpoena Duces Tecum" is denied.

1. A subpoena dueces tecum is issued to compel a party or witness to appear for trial, deposition or hearing and to produce certain documents. There is no trial, deposition or heairng scheduled in this case therefore a subpoena duces tecum cannot be issued.
2. The plaintiff did not comply with Crawford County Civil Rule L206 governing the filing of motions and petitions. He did not serve notice of the filing of the petition on opposing counsel at least two business days prior to the time the petition was filed.
3. The plaintiff's rights to discovery in a civil action are governed by the Pennsylvania Rules of Cviil procedure, specifically Rule 4000 et seq.

BY THE COURT,
Gordon R. Miller, J

9-10-97 distributed Gagliotti, mailed Osborn

✓ May 26, 1998 Petition For Court Ordered Discovery filed.

✓ May 26, 1998 Order filed. AND NOW, May 22, 1998, the plaintiff's "Petition For Court Ordered Discoery" is denied. The plaintiff did not comply with Crawford County Civil Rule L206 governing the filing of motions and petitions. He indicates that he served notice by first class mail upon the defendants, but he doe snot indicate when that was. Additionaly, he is now incurrectly utilizing Rule 4014 with regard to requests for admission and seems to be interminglin other discovery rules in a manner that is contrary to the intention of the fules.

BY THE COURT,
Anthony J. Vardaro, J

5-26-98 mailed pltf.

✓ September 30, 1998 Production of Documents Reqeust filed.

✓ October 13, 1998 Motion to Compel Production of Documents filed.

✓ October 13, 1998 Order filed. And Now, October 13, 1998 the plaintiff's Motion to Compel Production of Documents is denied insofar as from the contents of his own motion he has not given the defendant the required 30 days to produce documents.

By the Court
Anthony J. Vardaro, J.

10/14/98 Dist. Gagliotti & Pltf.

✓ Nov. 24, 1998 Motion to Compel Production of Documents filed.

✓ Nov. 24, 1998, ORDER: AND NOW, Nov. 23, 1998 the court has reviewed a motion to compel production of documents which was filed in each one of these cases with each motion appearing to be identical tothe others and therefore can be disposed on by one order. each motion is denied because:

1. The notice of the presentation of the motion does not indicate date the motion whould be presented, therefore the opposing party does not know when to appear in court.

(continued on next page)

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2. The plff avers that on Sept. 21, 1998he served a formal request for production requesting specific documents. That request for production of documents is not filed of record (and discovery is not normally filed of record) and is not attached to the motion to compel/ Therefore this court does not know whether or not the request was in proper form or otherwise complied with Rules. Until we know the contents fo the requests for production of documents we cannot proceed further. the dft. did not attache a copy of his former requests for production tohismotion.

by the court,
Gordon R. Miller, P.J.

December 10, 1998 Order Filed And Now, December 9, 1998 the Plaitniff's Motion to Compel Production of Documents is granted and the Defendant is ordered and directed to respond to the request for production of documents in keeping with the applicable Rules of Civil Procedure within 30 days form this date.

By the Court
Gordon R. Miller, PJ

12/10/98 Faxed Gagliotti & Mailed Pltf.

Feb. 12, 1999 Reqeust for Admission Motion for Sanctions Filed.

Feb. 12, 1999 Request for Admission Motion for Sanctions Filed.

Feb. 12, 1999 Order filed. And Now, Feb. 11, 1999 the Court has reviewed the plaintiff's request for admissions and motion kfor sanctions in these two cases and orders as follows:
1. We take no position with respect to the request for admissions since under the discovery rules that should be served directly upon the opposing party and does not come to the attention of the Court at this point.
2. A rule to show cause is issued on the plaintiff's motion for sanctions and directed to the defendant to show cause, if any the defendant has, why sanctions should not be entered. Said motion is returnable for eharing and/or argument at this time that a non-related case of Ken Osborn v Clayton Armour at 1992-888 is tried next week.

By the Court Gordon R. Miller, PJ

2/12/99 Faxed Gagliotti & mailed Osborn (Also AD 1996-515 Ken Osborn v Carolyn Wright)

Feb. 19, 1999 Order filed. And Now, Feb. 16, 1999 at a hearing on the Plaintiff's motion for sanctions in these two cases the Motion for Sanctions is Denied. It appears that the Defendants have complied finally with the discover request.

By Order of The Court
Gordon R. Miller

2/19/99 Dist Gagliotti & Pltf (Also AD 1996 - 515)