CRAWFORD COUNTY

APPEARANCE DOCKET

BOOK 273

JAN 1983

VOL. 1

PIRRELLO ENTEPRISES INC.
Scanned June 2017

1983

Nancy J. Norkus

1.

McGill & Lobaugh
Oliver J. Lobaugh

COMMONWEALTH OF PENNSYLVANIA

vs.

THOMAS W. PYLE, JR.

Filed Jan. 3, 1983

Tax & entry fd 1/10/83 $35.50

Pro Co-fd 4/26/83 gratis

PETITION FOR APPEAL FROM ORDER OF DEPARTMENT OF TRANSPORTATION SUSPENDING DRIVER'S LICENSE

1 copy (Dept. of Trans.)

ORDER OF COURT:

AND NOW, this 3rd day of January, 1983, the within Petition presented to the Court and it is:

ORDERED, ADJUDGED AND DECREED that an appeal be, and is hereby allowed Thomas W. Pyle, Jr. from the Action of the Secretary of the Pennsylvania Department of Transportation in suspending his operator's privileges; and a hearing in said appeal to be held on the 3rd day of March, 1983, at 1:30 o'clock p.m. to take testimony and examine into the facts of the accusation to determine whether Petitioner is subject to suspension of his operator's license.

IT IS FURTHER ORDERED AND DECREED that the Secretary of the Pennsylvania Department of Transportation reinstate the license and privilege of Thomas W. Pyle, Jr. as an operator of a motor vehicle and that this appeal shall then operate as a supersedeas of the action of the Department of Transportation in suspending the Petitioner's operator's privilege, pending the final determination of the matter by this Court; and that the Petitioner give written notice of the presentation of this Petition and of the time and place of hearing herein to the Secretary of the Pennsylvania Department of Transportation, Harrisburg, Pennsylvania, by Certified United States Mail.

BY THE COURT,
P. Richard Thomas, J.

Jan. 4, 1982, Copy of order to Atty. Lobaugh.

Mar. 3, 1983, Motion To Sustain Petitioner's Appeal and Proposed Order of Court and Order filed. ORDER OF COURT: AND NOW, this 3 day of March, 1983, Thomas W. Pyle, Jr.'s Petition for Appeal from Order of Department of Transportation Suspending Driver's License for refusing to submit to a chemical test to determine the amount of alcohol on October 23, 1982, is hereby sustained.

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

Mar. 3, 1983, Copies of order to Attys. Oliver Lobaugh, and Nancy Norkus.

2

1983

Bruce M. Johnson
Bozic, Thomas &
Johnson

2.

BRIAN J. EELLS

vs.

KATHY S. EELLS

Filed Jan. 3, 1983

Tax & entry Paid $35.50

Pro Co Pd 5-6-83 9.00

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

Jan. 5, 1982, Counseling notices mailed.

Feb. 22, 1983, Affidavit of Service filed. Bruce M. Johnson, Esq. being duly sworn according to law, deposes and says that on Jan. 4, 1983, he sent a true and correct copy of the Complaint in Divorce properly endorsed with the Notice to Defend and Claim Rights in the above action to the Defendant, Kathy S. Eells, by cert. mail, ret. receipt requested, restricted delivery, at her last known address of R. D. #2, Conneautville, Pa. 16406. Further that there is attached hereto Receipt for Cert. Mail P342268908 dated Jan. 4, 1983, together with a Ret. Rec. signed by the Defendant on Jan. 6, 1983, indicating that a copy of the complaint in Divorce was received by her on that date. Bruce M. Johnson, Esq.

May 6, 1983 Affidavit of Consent of Defendant filed.

May 6, 1983 Affidavit of Consent of Plaintiff filed.

May 6, 1983 Upon Praecipe of Plaintiff's Attorney, for Review Under 201(c) of the Divorce Code, this case was moved to Court.

May 12, 1983 DIVORCE DECREE FILED:

And Now, May 12, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

BRIAN J. EELLS and KATHY S EELLS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Bruce M. Johnson Bozic, Thomas & Johnson 3.	AMCARE, INC. d/b/a MILLER MEMORIAL NURSING CENTER vs. MARTHA RILEY Filed Jan. 3, 1983 Tax & entry Paid $35.50 **Sheriff's Costs 14.75** Pro Co Pd 6/8/83 9.00	COMPLAINT IN ASSUMPSIT 1 copy (sheriff) **Jan 10, 1983 Sheriff's Return filed: SERVED Martha Riley the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1983-3, to Donna Riley, an adult member of the family with whom she resides, namely sister, on January 7, 1983, at 2:53 P.M., at their residence, R.D.#1, Sherred Road, Venango, Crawford Co., Pa.** **So answers, Edgar D. Householder, Deputy Sheriff** **Howard N. Stewart, Sheriff** And Now, June 27, 1983, at 4:17 o'clock P.M., upon praecipe of plaintiff attorney, with notice of intention to file default judgment attached (copy) Judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an answer, and the same is liquidated in the sum of Three Thousand Nine Hundred Eighteen and 94/100 Dollars. R - 111 Debt - - $3,918.94 JUDGMENT James F. Simmons, Prothonotary

Bruce M. Johnson
Bozic, Thomas & Johnson

4.

JOSEPH J. SKALKO and ELIZABETH M. SKALKO, his wife,

vs.

MARIAN L. CARTER and CHARLES W. CARTER; (now deceased), her husband

Filed Jan. 3, 1983

Tax & entry Paid $35.50

Sheriff's Costs 22.75

Pro Co Pd 2/22/83- 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 398, page 878.

Jan. 3, 1983, Affidavit of Last Known Residence of defendant, Marian L. Carter, filed. 1 copy (sheriff)

Jan 24, 1983 Sheriff's Return filed: SERVED AED MADE KNOWN TO Marian L. Carter, the dfendant in this action, by posting a copy of the Complaint, filed in this action on the most public part of the land at Irish Rd., Edinboro, Pa., Cussewago Twp., Crawford Co., on Jan 13, 1983 at 2:55 P.M., and by sending to Marian L. Carter a copy of the Complaint by Registered Mail to her last known address, to-wit: 869 Calabash Ave., Fortuna, Cal. 95540. Said Registered mail was sent to the said Marian L. Carter on the 5th day of Jan. 1983 and said Registered mail was returned, undelivered to the Office of the Sheriff of Crawford Co., Pa as is indicated by Registered Mail Article No. P 256 499 508 attached to and made a part of this treturn.
So answers, Howard N. Stewart, Sheriff

And Now, February 22, 1983, at 3:05 o'clock P.M., upon praecipe of plaintiff attorney, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, and damages are assessed in the sum of Twenty Two Thousand Four Hundred Seventy Five and 65/100 Dollars. (including int. to 3/31/83 - $1,563.31, atty. comm. $1,048.98)
C - 114, 34

Debt - - $22,475.65
JUDGMENT
James F. Simmons,
Prothonotary

2/22/83 - Judgment Entered

Feb. 23, 1983, Notice of entry of judgment mailed to defendant. (2)

EXECUTION 1983 - 18

Joseph F. Kulwicki

5.

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

10/31/83 Received $250.00 from plaintiffs atty
12/30/83 Received $250.00 from defendants atty
4-26-84 rec'd $220.00 Master's Fee. John Fuller
5-2-84 Rcvd $250.00 James R Irwin
Aug 15 84 Received $200 J Kulwicki

ALBERT A. MONA

vs.

ALICE MONA

Filed Jan. 4, 1983

Tax & Entry Paid $35.50 ✓
2 Counts Paid 30.00 ✓

John F. Spataro, Master
John Fuller, Master
Pro Co pd 9/19/84 9.00 ✓
Pro Co pd 1-14-84 5.00

COMPLAINT IN DIVORCE, DIVISION OF PROPERTY, ALIMONY PENDENTE LITE, COUNSEL FEES AND EXPENSES, filed

1 copy (atty)

Jan. 5, 1983, Counseling notices mailed.

Jan. 21, 1983, Affidavit of Service filed. Debra A. Calvin, being duly sworn according to law, deposes and says that she is an employee for Joseph F. Kulwicki atty. at law, and as such on Jan. 5, 1983, she placed a certified copy of the divorce complaint in the U. S. mail, cert. mail item no. 800984, restricted delivery deliver to addressee only addressed as follows:

Mrs. Alice Mona
R. D. #7, Meadville, Pa. 16335

On Jan. 17, 1983, said signature card for certified mail item number 800984 was returned to the office of Joseph Kulwicki, bearing the signature of Alice Mona as having received same on Jan. 8, 1983.

Receipt for cert. mail item number 800984 and signature card for same are attached hereto and made a part hereof.

Further Deponent sayeth not. Debra A. Calvin.

Jan. 24, 1983, Appearance of Shafer, Dornhaffer, Swick Bailey, and Irwin, by James R. Irwin, attorneys for defendant filed.

Mar. 17, 1983 Income and Expense Statement and Statement and Statement of Marital Property filed. (Plaintiff's)

Mar. 31, 1983 Income and Expense Statement of Defendant filed.

Mar. 31, 1983 Inventory and Appraisement for Defendant filed.

April 5, 1983, Preliminary Objections of defendant filed. 1 copy (plaintiff atty box)

Apr. 8, 1983, Certificate of Service that Preliminary Objections served upon Joseph Kulwicki, Esq., filed.

May 25, 1983, Interrogatories to Plaintiff, and Answers Thereto, filed.

June 2, 1983, Interrogatories Addressed to the Defendant and Answers filed.

June 21, 1983, Motion For Appointment Of Master and Order filed. AND NOW, 6/22/83, John F. Spataro is appointed Master in the above matter to hold a hearing and make report upon claims involving: All matters in #4. Deposit required: By Plaintiff $250.00 , By Defendant $250.00

PER CURIAM,
P Richard Thomas, J

June 23, 1983 Copies of order to Joseph F. Kulwicki, James R. Irwin, and John F. Spataro.

July 22, 1983, Upon praecipe of defendant attorney, Preliminary Objections placed on next Argument List.

Aug. 22, 1983 Injunction Preventing Removal, Disposition Encumbering Or Alienation Of Property Under § 403(a) Of The Divorce Code And Pa. R. C. P. 1920.43(a) or § 401(c) and Order filed. AND NOW, this 22nd day of August, 1983, upon consideration of the attached complaint, the plaintiff and defendant are hereby enjoined from transferring, encumbering, concealing, selling, removing, disposing or alienating any real or personalty property owned by them, individually, in any form of coownership, or in any other person's or entity's name until further Order of this Court,

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

Order Entered By Consent of Parties.

Aug. 23, 1983 Copies of order to Joseph F. Kulwicki, James R. Irwin and John F. Spataro.

Aug. 26, 1983 Motion to withdraw as Master and Order filed. AND NOW, August 26, 1983 John Fuller, Esquire is appointed Master in lieu of John Spataro, who has withdrawn.

**BY ORDER OF THE COURT,
Robert L. Walker, J**

Aug. 29, 1983 Copies of order to Joseph F. Kulwicki, James R. Irwin and John F. Spataro and John Fuller.

Sept. 23, 1983, Amended Inventory and Appraisement of Plaintiff filed.

ON ARGUMENT LIST FOR OCTOBER 31, 1983: No. 1.

Oct. 19, 1983 Motion to Withdraw Preliminary Objections and Order filed: And Now, 10/19 1983 Granted.

P. Richard Thomas, J.

Oct. 21, 1983 Copies of order to Joseph F. Kulwicki, Jame Irwin and John Fuller, Esqs.

Jan. 10, 1984, Affidavit of Consent of Defendant filed.

Jan. 12, 1984 Affidavit Of Service of Proof Of Notice filed.

RECORD CONTINUED ON PAGE 529

William T. Jorden

6.

CHRISTOPHER J. KONDZIELSKI

vs.

PATRICIA J. KONDZIELSKI

Filed Jan. 4, 1983

Tax & entry Paid $35.50

Sheriff's Costs 18.75

Pro Co pd. 8-19-83 9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (sheriff)

Jan. 6, 1983, Counseling notices mailed.

Jan 11, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Patricia J. Kondzielski, personally, the within named defendant by handing a true copy of the within Complaint Under Section 201(c) of the Divorce Code, AD 1983-6, to her, on Jan 10, 1983 at 10:19 A.M. at her place of visitation, Crawford Co. Sheriff's Office, Room 101, Meadville, Pa.
So answers, Catherine I. Allen, Deputy Sheriff
Edgar D. Householder, Sheriff Deputy
Howard N. Stewart, Sheriff

Aug. 19, 1983 Affidavit Of Defendant Under Section 201(c) of the Divorce Code filed.

Aug. 19, 1983 Affidavit of Plaintiff Under Section 201(c) of the Divorce Code filed.

Aug. 19, 1983 Upon praecipe of Plaintiffs Attorney forReview Under 201(c) of the Divorce Code, this case moved to court.

Sept. 1, 1983 DIVORCE DECREE FILED:

AND NOW , August 31, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CHRISTOPHER J. KONDZIELSKI AND PATRICIA J. KONDZIELSKI

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Pepicelli and
Pepicelli
John Pepicelli

7.

ANN J. HUSER

vs.

GEORGE R. HUSER

COMPLAINT UNDER SECTION 201(c) OR
20,(d) OF THE DIVORCE CODE

1 copy (atty)

Filed Jan. 4, 1983

Tax & entry Paid $35.50
Pro Co Pd 4/13/83 9.00

Jan. 6, 1983, Counseling notices mailed.

Jan. 10, 1983, Certificate of Service filed. John V. Pepicelli, hereby certifies that he is the attorney for the plaintiff, Ann J. Huser, in the within Action and that a copy of the Complaint in Divorce was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, George R. Huser, at 306 South Avenue, P. O. Box 323, Pandora, Ohio, 45877, on Jan. 4, 1983, and was received by the Defendant on Jan. 7, 1983, The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A". John V Pepicelli, Esq.

Apr. 8, 1983, Affidavit of Consent of George R. Huser, filed.

Apr. 12, 1983, Affidavit of Consent of plaintiff filed.

Apr. 12, 1983, Upon Praecipe For Review Under 201(c) of the Divorce Code, of plaintiff attorney, this case moved to court.

April 20, 1983, DIVORCE DECREE filed.
AND NOW, April 20, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between
ANN J. HUSER and GEORGE R. HUSER
is hereby dissolved and the parties are hereby divorced and all legal duties rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mason and Mason
Joan D. Mason

8.

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

JONI RAE MEAD

vs.

DENNIS JAY MEAD

Filed Jan. 5, 1983

Tax & Entry Paid $35.50
1 Count Paid 15.00
Pro Co Pd 4/19/83- 9.00

COMPLAINT IN DIVORCE, DIVISION OF ASSETS AND LIABILITIES

1 copy (atty)

Jan. 6, 1983, Counseling notices mailed.

Jan. 27, 1983, Affidavit of Service filed. I, Joan D. Mason, Esq., atty. for the plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Jan. 6, 1983, mail to the above defendant Dennis Jay Mead, by cert. mail #268 660, ret. receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Dennis Jay Mead on Jan. 11, 1983, as indicated by the ret. receipt card which was returned to the office of the plaintiffs attorney and is attached hereto. Joan D. Mason, Esq.

Apr. 18, 1983, Affidavit of Consent of Plaintiff filed.

Apr. 18, 1983, Affidavit of Consent of Defendant filed.

Apr. 18, 1983, Upon praecipe for Review Under 201(c) of the Divorce Code, this case moved to court.

Apr. 25, 1983 Order filed: AND NOW, April 22, 1983, this matter having been submitted to the Court by praecipe for review under Section 201(c) of the Divorce Code and no disposition or request for reservation relating to Count 2 of the Complaint, equitable distribution, having been made, this matter is returned to the Prothonotary's Office for further dispostion.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Apr. 25, 1983 Copy of order to Joan Mason, Esq.

May 2, 1983, Agreement and Consent Court Order filed.

May 2, 1983, Upon praecipe of plaintiff's attorney, for review Under §201(c) of the Divorce Code, this case moved to Court.

May 10, 1983 DIVORCE DECREE Filed.

AND NOW, May 10, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JONI RAE MEAD and DENNIS JAY MEAD

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Nov. 3, 1983 Notice of Intention to Resume Maiden Name filed. To be known as Joni Rae Whitman.

Jan 21, 1985 Petition for Contempt of Property Agreement and Consent Court Order filed: AND NOW, this 21 day of Jan, 1985, upon the presentation of the within Petition, it is Ordered that a Rule be issued upon Joni Rae Read, n/k/a Joni Rae Whitman, Respondent to the Petition, to show cause why the prayer of the within Petition should not be granted.

This Rule is returnable and hearing is set for the 6 day of Feb., 1985, at 1:30 o'clock P.M., in Courtroom 1 or 2, of the Crawford County Courthouse, Meadville, Crawford County, Pennsylvania.

BY THE COURT,
P. Richard Thomas, J.

Jan 21, 1985 Copies of order to Joan Mason and Louis Stack, Esqs.

Feb. 5, 1985, Motion for Continuance and Order filed. ORDER: UPON consideration of the foregoing Motion, it is hereby ordered that the hearing in the above captioned case is continued generally.

Feb. 5, 1985

Per Curiam,
Robert L Walker, J.

Feb. 5, 1984, copies of order to attys. J. Irwin and Joan Mason.

1983

Harry N. Sydor 9.	THE TRAVELERS INSURANCE COMPANY vs. RICHARD L. ALLEN Filed Jan. 6, 1983 Tax & entry Paid $25.50 Pro Co. Pd 1/11/83 10.00 Sheriff's Costs 18.75	COMPLAINT IN ASSUMPSIT 1 copy (sheriff) Jan. 14, 1983 Sheriff's Return Filed. SERVED AND MADE KNOWN TO Richard L. Allen, personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-9, to him, on January 13, 1983, at 12:07 P.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, in the County of Crawford the State of Pennsylvania. So answers, Edgar D. Householder, Dep. Sheriff Howard N. Stewart, Sheriff

And Now, May 16, 1983 at 3:01 o'clock P.M., upon praecipe of plaintiff attorney, with Affidavit of Non Military Service, and copy of Notice of Intention to File Default Judgment attached, Judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an answer, and the same is liquidated in the amount of One Thousand Five Hundred Forty Six and 17/100 Dollars.

Debt - -- $1,546.17

A - 141

JUDGMENT

5/16/83- Judgment entered.

James F. Simmons,
Prothonotary

May 17, 1983, Notice of entry of Judgment mailed to defendant.

Michael E. Davis

10.

ALLISON R. CHEVALIER

vs.

MICHAEL H. CHEVALIER

Filed Jan. 6, 1983

Tax & entry Paid $35.50 ✓

Pro Co paid 7-15-83 9.00

COMPLAINT UNDER SECTION 201(c)
OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Jan. 7, 1983, Counseling notices mailed.

July 1, 1983 Acceptance Of Service filed. I, Michael H. Chevalier, Defendant herein, do depose and say that I personally received and accepted service of a true and correct copy of the Complaint (and of Plaintiff's Affidavit under section 201 (d) if this action is under that section and is based upon three years or more of seperation), and Notice to Defend and Claim Rights in the above- captioned action on 1/8/83 and thus I consent to the entry of a Decree in Divorce in this action in its present form and substance. I waive the 30 day expiration of the writ herein.
I verify that the statements that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities. **Michael Chevalier**

July 1, 1983 Affidavit Of Consent for Defendant filed.

July 1, 1983 Affidavit Of Consent for Plaintiff filed.

Aug. 29, 1983 Upon Praecipe To Transmit Record, this case moved to court.

Sept. 21, 1983, DIVORCE DECREE filed. Robert L. Walker, J.

AND NOW, September 21, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ALLISON R. CHEVALIER AND MICHAEL H. CHEVALIER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

11. Bozic, Thomas & Johnson David P. Truax	COMMONWEALTH OF PENNSYLVANIA vs. CHARLES E. SNYDER Filed Jan. 7, 1983 Tax & entry Paid $35.50 ✓ Pro Co Pd 2/1/83- 5.00 ✓	PETITION FOR APPEAL FROM DEPARTMENT OF TRANSPORTATION SUSPENSION OF OPERATING PRIVILEGES 1 copy (atty) 1 copy (Dept. of Transp.) ORDER: AND NOW, this 7th day of January, 1983, upon presentation and consideration of the within Petition, it is Adjudged and Decreed that the hearing on this appeal shall be held on the 11 day of Feb. 1983, at 11 A.M. at the Crawford County Court House, Meadville, Pennsylvania, or as soon thereafter as the attention of the Court may be had, and that thirty (30) days written notice shall be given by the Petitioner to the Secretary of Transportation of the Commonwealth of Pennsylvania by registered mail, return receipt requested. This Appeal to act as a supersedeas of the suspension notice. BY THE COURT, P. R. Thomas, J. Jan. 7, 1983, Copy of order to Atty. Truax. Jan. 31, 1983, Motion To Discontinue Appeal and order filed. ORDER OF COURT: And now, January 31, 1983, the above motion is granted. The Prothonotary of Crawford County is directed to serve appropriate notice of the termination of the above appeal upon the appropriate office of the Pennsylvania Department of Transportation. Robert L. Walker, J. Feb. 1, 1983, Copy of order to Atty. David Truax, and copy mailed to Commonwealth of Pa., Dept. of Transportation

Pepicelli and Pepicelli
Theodore H. Watts

12.

John D. Petruso

6/1/84 Received $100.00 from defendant
6/12/84 Received $100.00 from plaintiff's atty
9/6/84 Sent Sondra Kremer $8.00 steno fee 4th 2806 James J Simmons Esq.
9/25/84 Received $100.00 from defendant
10/30/84 Received $100.00 from defendant.
10/31/84 received $100.00 Ann A Walker
11/29/84 Received $100.00 from defendant
12/29/84 Received $184.00 from defendant
2/1/85 Received $200.00 from plaintiff
2/15/85 Received 716.00 as partial master fee for Ann A. Walker by Harry Fabey White
3/4/85 Received $34.00 from plaintiff
4/1/85 Received $50.00 from plaintiff
5/7/85 Received $50.00 from plaintiff
6/3/85 Received $50.00 from plaintiff
7/2/85 Received $50.00 from plaintiff
8/1/85 Received $25.00 from plaintiff
8/2/85 Received $259.00 in masters fees for AAW Harry Fabey White
9/3/85 Received $25.00 from plaintiff
10/16/85 Received 25.00 in masters fees for AAW Harry Fabey White

BERNADETTE M. HEIBEL

vs.

JEFFREY J. HEIBEL

Filed Jan. 7, 1983

Tax & entry Paid $35.50 ✓
1 Count paid 15.00 ✓
Eq. D. count pd 2/22/83 15.00 ✓
Costs count pd 4/15/83 15.00 ✓
Costs paid 5/17/85 - 5.00 ✓

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE, PERMANENT ALIMONY, ALIMONY PENDENTE LITE

1 copy (atty)

Jan. 7, 1983, Counseling notices mailed.

Jan 19, 1983 Affidavit of Service filed: I, James C. Withers, being duly sworn according to law depose and say that I personally served a true and correct copy of a Divorce to Jeffrey J. Heibel, an City Hospital, at 11:15 AM. Wednesday, January 12, 1983. Dated: 1-17-83

James Withers

Jan. 31, 1983, Answer to Complaint in Divorce and Counterclaim filed. (Equitable distribution)

Apr. 11, 1983, Reply to Defendant's Counterclaim filed.

Apr. 13, 1983, Petition To Allow Amendment of Plaintiff's Complaint and Order filed. ORDER: AND NOW, this 13 day of April, 1983, upon consideration of the within Petition to Allow Amendment of Plaintiff's Complaint in the above captioned matter, the within prayer for relief is allowed.

BY THE COURT,
P. Richard Thomas, J.

Apr. 14, 1983, Copies of order to Attys. T. Watts and John Petruso.

Apr. 13, 1983, Amended Complaint filed. (Decree in Divorce, Permanent Alimony, Alimony Pendente Lite, Counsel fees and legal costs)

May 24, 1983, Motion to Bifurcate Divorce and order filed. ORDER: AND NOW, May 23, 1983, a hearing is set on the above matter for June 15, 1983 at 10:00 A.M. in Courtroom No. 1 or 2, Courthouse, Meadville, Pa. notice to be given to the defendant's counsel by plaintiff's counsel.

Robert L. Walker, J.

May 24, 1983, copies of order to Attys. Theodore Watts and John Petruso.

June 24, 1983 Proof Of Service of interrogatories filed.

July 12, 1983, Answers to Interrogatories to Plaintiff, filed.

July 27, 1983, ORDER filed. AND NOW, July 26, 1983, the plaintiff agrees to file a brief on or before August 8, 1983 and the defendant's brief will be filed on or before August 18, 1983, with oral argument to be on August 24, 1983, at 11:30 o'clock a.m.

BY ORDER OF THE COURT,
Robert L. Walker, J.

July 27, 1983, Copies of order to Attys. John Petruso and Theodore Watts.

Aug. 8, 1983, STIPULATION filed. AND NOW, July 26, 1983, in open court the parties stipulate that the Court shall enter a Declaratory Judgment relating to the validity of a certain document entitled "Property Settlement Agreement" dated August 2, 1982, which is Plaintiff's Exhibit #1 in this proceeding, and a "Deed" of even date, which is Plaintiff's Exhibit #2 in this proceeding, based upon the evidence and arguments that have been presented this date. (signed by attorney for plaintiff and attorney for defendant)

Aug. 8, 1983, copy of Stipulation to Attys. John Petruso and T. Watts.

Feb. 15, 1984, Income and Expense Statement Under Pa. R.C.P. 1920.3(a), of plaintiff filed.

Feb. 17, 1984 Motion to set a hearing date and Order filed. And Now, Feb. 17, 1984 Hearing set for Mar. 22, 1984 at 9:30 A.M. in CR 2 Robert L. Walker, J

Feb. 17, 1984 Copies of order to Theodore Watts and John Petruso

Mar. 13, 1984 Inventory And Appraisement Of Bernadette M. Heibel filed.

Mar. 21, 1984 Income and Expense Statement filed. (Defendant)

Mar. 26, 1984 Order filed. AND NOW, March22, 1984, the Defendant is DIRECTED to pay as alimony pendente lite $35.00 per week for a period of twelve (12) weeks or until a final decree is entered in this matter, whichever shall first occur. The Court reserves the right to make allocation of counsel fees at the time of en entry of a final decree.

**BY ORDER OF THE COURT,
Robert L. Walker, J**

Mar. 26, 1984 Copies to Theodore Watts and John Petruso

Apr. 2, 1984, OPINION - SUR STIPULATION REQUESTING DECLARATORY JUDGMENT AND ORDER filed. AND NOW, April 2, 1984, the declaratory judgment of the Court is that the agreement of August 2, 1982 and the deed of the same date are valid and enforceable in accordance with their terms.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Apr. 3, 1984, Copies of Opinion and Order to Attys. Theodore Watts and John Petruso.

Apr. 12, 1984 Defendant's Exceptions filed.

CONTINUED ON NEXT PAGE

Apr. 12, 1984 Motion For Post-Trial Relief Under PA. R.C.P. 227.1 and Order filed. AND NOW, Apri. 12, 1984, upon consideration of the foregoing Motion, a Rules is entered upon the plaintiff to show cause why the adjudication entered April 2, 1984, should not be reversed.

BY THE COURT,
Robert L. Walker, J

Apr. 13, 1984 Copies to John Petruso and Theodore Watts

May 22, 1984, Motion for Appointment of Master in Divorce and Order Appointing Master filed. AND NOW, May 29, 1984, ANN A. WALKER, Esquire is appointed Masterin respect to the following claims:

Divorce, Indignities, Alimony, counsel fees, costs
Deposit required: By Plaintiff $100.00 By Defendant $100.00

PER CURIAM,
Robert L. Walker, Judge

May 29, 1984, copies of order to Attorneys Ann Walker, Ted Watts, and John Petruso.

Jun. 1, 1984 Affidavit of Consent for Defendant filed.

June 21, 1984 Notice Of Master's Hearing filed.

July 10, 1984 Affidavit Of Consent for Plaintiff filed.

Aug. 27, 1984 Stipulation Of Counsel for Defendant filed.

Aug. 27, 1984 Stipulation Of Counsel for Plaintiff filed.

Aug. 27, 1984 Notice Of Filing Master's Report and Master's Report filed.

Aug. 29, 1984 Petition for Payment of Master's Fee and to Dispense Fees to Court Stenographer filed.

Sept. 6, 1984, ORDER filed. AND NOW, this 6th day of Sept., 1984, upon consideration of the foregoing Petition for Payment of Master's Fee and to Dispense Fees to Court Stenographer the following Order is entered:

1. the Prothonotary is hereby ordered to distribute the sum of $68.00 to Linda Kraemer, the court stenographer recording the Master's Hearing in the above captioned case;

2. Master's fees in the amount of $1100.00 are awarded to Ann A. Walker, Esq. the Master in the above captioned case;

3. is is hereby ordered that the plaintiff, Bernadette M. Heibel, deposit with the Prothonotary the sum of $484.00 and that the defendant Jeffrey J. Heibel, deposit with the Prothonotary the sum of $484.00, the court reserving the right to further allocate costs in its Final Decree.

Robert L. Walker, J.

Sept. 7, 1984, copies of order to Attys. Ann Walker, Ted Watts, and John Petruso.

Sept. 7, 1984, Moved to Court.

Sept. 12, 1984 Petition For Leave To File Exceptions To Master's Report and Order filed. AND NOW, this 12th day of September, 1984, after reviewing the Petition of Plaintiff for Leave to File Exceptions to the Master's Report nunc pro tunc, it is hereby ORDERED AND DECREED that said permission is granted by the Court,

BY THE COURT,
Robert L. Walker, J

Sept. 12, 1984 Copies to Ted Watts, John Petruso and Ann Walker

Sept. 14, 1984 Exceptions To Master's Report filed.

Sept. 18, 1984 Order filed. AND NOW, September 18, 1984, this matter having been delivered to the Court for review on September 7, 1984, but the plaintiff having been granted leave on September 14, 1984 to file exceptions, the file is returned to the Prothonotary's Office and the case will be placed on the argument list by any party in interest as ia appropriate when exceptions are in fact filed. BY ORDER OF THE COURT,
Robert L. Walker, J

Sept, 19, 1984 Copies to Theodore Watts and John Petruso

Nov. 7, 1984, Upon praecipe of plaintiff attorney, exceptions above filed, placed on next argument list.

ON ARGUMENT LIST FOR DECEMBER 17, 1984

Dec. 19, 1984, ORDER filed. AND NOW, December 18, 1984, this matter having been scheduled for argument on Dec. 17, 1984, on plaintiff's Exceptions to the Master's Report but it further appearing that the defendant filed Exceptions to the Court's earlier declaratory judgment ruling, and in the alternative a request for post-verdict relief which the defendant asserts must be argued in addition to the plaintiff's exceptions, this matter is re-scheduled for argument on all pending issues at the January 1985 Argument List.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Dec. 19, 1984, copies of order to Attys. T. Watts, John Petruso and Ann Walker.

ON ARGUMENT LIST FOR JANUARY 28, 1985.

May 6, 1985 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the divorce code, this case is moved to court.

Continued on Page 12 (b)

12
(B)

1983

Heibel vs. Heibel AD 1983 - 12 (divorce)

May 16, 1985 DIVORCE DECREE FILED:

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 § 201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accord with a Separation and Property Settlement Agreement dated April 24, 1985, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term simultaneously herewith.

This Agreement, in part, provides that Plaintiff shall be sole owner of jointly owned real estate in West Mead Township, Crawford County, Pennsylvania, being the same land conveyed unto the Plaintiff and Defendant by Deed recorded in Crawford County Deed Book 534, page 560, and that Defendant has received the sum of Three Thousand ($3,000.00) Dollars from the Plaintiff for the conveyance of his interest in the said real estate.

Further, the division of marital owned personal property shall be made in accordance with Sections 2 of the aforesaid Agreement dated April 24, 1985.

3. The parties hereto have waived their rights to alimony, alimony pendente lite and counsel fees as provided in paragraph 8 of the Agreement dated April 24, 1985.

4. A copy of the Agreement of the parties, dated April 24, 1985, 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 number and term.

5. No other matters or causes of action provided under the Pennsylvania Divorce Code are reserved by either of the parties.

6. This Agreement is incorporated into the final divorce decree pursuant to paragraph 8 of said Agreement and by consent of the parties to this divorce action.

This Order shall be effective as of this 16th day of May, 1985.

BY ORDER OF THE COURT,
Robert L. Walker, J.

May 17, 1985 Notice of Election to Retake Maiden Name, now to be known as Bernadette M. Young, filed.

Quinn, Gent, Buseck and Leemhuis, Inc.
Donald C. Buseck

13.

FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF ERIE, now by merger FIRST FEDERAL SAVINGS OF ERIE, a Division of COLONY FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION

vs.

WALTER NEIL McBRIDE, JR. and DAPHNE L. McBRIDE, his wife

Filed Jan. 7, 1983

Tax & entry Paid $35.50

Sheriff's Costs 19.15

Pro Co Pd 2/23/83 9.00

Sat. Pd. 4/18/83- 5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 359, page 063.

Jan. 7, 1983, Notice of Intention to Foreclose Certification filed.

Jan 20, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Walter Neil McBride, Jr. personally, the within named defendant, by handing a true copy of the within Complaint in Mortgage Foreclosure, AD 1983-13, to him on Jan, 14, 1983 at 4:09 P.M., at his place of residence, One Parkway Dr., Conneautville, Crawford Co., Pa.

SERVED Daphne L. McBride, the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure, AD 1983-13, to Walter McBride, Jr. an adult member of the family with whom she resides, namely husband, on Jan 14, 1983 at 4:09 P.M., at their residence, at One Parkway Dr., Crawford Co., Conneautville, Pa.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Feb. 23, 1983 @ 3:54 P.M., upon praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the plaintiff and against the Defendant for want of an answer and the same is liquidated at the sum of Thirty Thousand Two Hundred Forty-five Dollars and Fifty-four Cents, together with interest thereon until paid and costs of suit.

Debt $30,245.54 + Int. and Costs

JUDGMENT

James F. Simmons,
Prothonotary

M-174,44
Feb. 23, 1983 Judgment entered.

Ef 1983-22

Apr. 15, 1983, Upon praecipe of plaintiff attorney, of receiving satisfaction in full of this judgment, debt, interest, and cost, hereby discharged same of record.

1983

Dana Fales, Inc.
William J. Gregg

14.

BETTY JO CHAPMAN

vs.

JAMES H. CHAPMAN, JR.

Filed Jan. 10, 1983

Tax & entry Paid $30.50 ✓
Pro Co Pd 3/3/83 5.00 ✓
1 Count Pd 3/3/83 15.00 ✓
Pro Co pd 3/16/84 9.00 ✓

COMPLAINT IN DIVORCE, ALIMONY PENDENTE LITE, COUNSEL FEES AND COURT COSTS

1 copy (atty)

Jan. 11, 1983, Counseling notices mailed.

Feb. 2, 1983 Affidavit of Mailing filed. WILLIAM J. GREGG, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by registered mail, return receipt requested, a true and correct certified copy of the Complaint in Divorce to the Defendant JAMES H. CHAPMAN, JR., at c/o Royce Houston, 303 Sophy Avenue, Spearsville, Kansas 67876; and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A".

William J. Gregg, Atty. for Plaintiff

Feb. 29, 1984 Affidavit of Consent of Defendant filed.

Mar. 15, 1984 Affidavit Of Consent of Plaintiff filed.

Mar. 15, 1984 Upon praecipe of attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

Mar. 26, 1984, ORDER filed. AND NOW, March 21, 1984, this matter having been referred to the Court for review and it appearing that Count 2 of the Complaint requests alimony pendente lite, counsel fees and court costs, and no disposition of that collateral matter having been made and no request for hearing to determine the appropriateness of bifurcation having been requested, this matter is returned to the Prothonotary's Office for further proceedings.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mar. 26, 1984, copies of order to William Gregg, Esq.

April 4, 1984 Motion to dismiss Count 2 (Alimony Pendente Lite, Counsel Fees and Court Costs) and Order filed:
ORDER: April 4, 1984 Motion allowed.

Robert L. Walker, J.

April 4, 1984 DIVORCE DECREE FILED:

AND NOW, April 4, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

BETTY JO CHAPMAN AND JAMES H. CHAPMAN

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

John F. Spataro

15.

MacDonald, Illig, Jones & Britton
Se.E. Riley
for Fred W. & Carolyn Wachob

Knox Graham McLaughlin Gornall and Sennett Inc.
John W. Beatty
for James & Jacque Domer

GLADYS M. CLARK

vs.

JAMES DOMER and JACQUE DOMER, his wife d/b/a COCHRANTON GOLDEN DAWN
and
FRED W. WACHOB and CAROLYN L. WACHOB, his wife

Filed Jan. 10, 1983

Tax & entry Paid $35.50

Sheriff's Costs 17.15
Pro Co Pd 4/26/84- 6.00

Gen.

COMPLAINT IN TRESPASS

3 copies (atty)

Feb. 4, 1983 Acceptance of Service filed: I hereby accept service of the above Complaint on behalf of defendants Fred W. and Carolyn L. Wachob.
MacDonald, Illig, Jones & Britton
S.E. Riley, Jr, Esq.

Feb. 10, 1983 Sheriff's Return filed: SERVED James Domer, the within named defendant, on Feb. 1, 1983 at 10:25 A.M., by handing a true copy of the within Complaint in Trespass, AD 1982-15, c/o Golden Dawn Grocery Store, 135 N. Franklin St., Cochranton, Crawford Co., Pa., the usual place of business of said defendant to Sherri Peterson, the person for the time being in charge thereof,

SERVED Jacque Domer the within named defendant on Feb. 1, 1983, at 10:25 A.M., by handing a true and attested copy of the within Complaint in Trespass AD 1983-15, c/o Golden Dawn Grocery Store, 135 N. Franklin St., Cochranton, Crawford Co., Pa., the usual place of business of said defendant to Sherri Peterson, the person for the time being in charge thereof.
So answers, E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 15, 1983, Answer and New Matter of Defendants James and Jacqui Domer filed.

Apr. 13, 1983, Notice of Service of Interrogatories to Defendants filed.

Apr. 13, 1983, Notice of Service of Interrogatories to Plaintiff filed.

Apr. 19, 1983, Appearance of MacDonald, Illig, Jones & Britton, by S. E. Riley, Jr., attorneys for defendants Fred W. & Carolyn Wachob, filed.

Apr. 26, 1983, Reply to New Matter (by Defendants Wachob) filed.

Apr. 26, 1983, Answer and New Matter (of defendants Wachob) filed.

Apr. 29, 1983, Reply to New Matter filed. (Of Defendants Domer to New Matter of Defendants Wachob)

June 23, 1983, Interrogatories To Plaintiff and Answers thereto filed.

July 18, 1983, Motion for Sanctions of defendants Domer filed. (brief)

July 25, 1983 Answers to Interrogatories to Defendants- Wachob filed.

Aug. 26, 1983 Notice Of Taking Depositions Upon Oral Examination of Gladys M. Clark, Tamy Shear, Linda Shear, John Sullivann and James Domer filed.

Sept. 1, 1983, Answers to Interrogatories to Defendants Domer filed.

Sept. 13, 1983 Answers To Interrogatories To Defendants Wachob filed.

Oct. 18, 1983 Deposition of John Sullivan filed.

Oct. 18, 1983 Deposition of Gladys Marie Clark filed.

Oct. 18, 1983 Deposition of Linda Shearer filed.

Oct. 18, 1983 Deposition of James F. Domer filed.

Dec. 6, 1983 Notice Of Taking Depositions Upon Oral Examination of Mrs. Marion L. Nesbitt filed.

Jan. 17, 1984 Oral Deposition Of Marion L. Nesbitt, Thursday, January 12, 1984 filed.

Apr. 24, 1984, Upon praecipe of plaintiff attorney, above entitled case marked settled and discontinued, and plaintiff attorney provided with certificate and bill of costs.

Blystone & Blystone
Peter E. Blystone

16.

JAMES F. ISON

vs

SANDRA L. ISON

Filed Jan. 11, 1983

Tax & entry Paid $35.50

Sheriff's Costs 12.75
Pro Co Pd 4/22/83 9.00

COMPLAINT IN DIVORCE

1 copy (sheriff)

Jan. 12, 1983, Counseling notices mailed.

Jan 20, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Sandra L. Ison, personally, the within named defendant, by handing a true copy of the within Complaint in Divorce(Complaint under Section 201(c) of the Divorce Code.) No. AD 1983-16, to her, on Jan. 11, 1983, at 3:04 P.M., at her place of visitation, the Crawford Co. Sheriff's Office, Room 101, Meadville, Pa. So answers, Catherine I. Allen, Deputy Sheriff Howard N. Stewart, Sheriff

April 21, 1983, Affidavit of Consent of plaintiff filed.

April 21, 1983, Affidavit of Consent of Defendant filed.

April 21, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case submitted to the Court.

May 10, 1983 DIVORCE DECREE Filed:

AND NOW, May 9, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JAMES F. ISON and SANDRA L. ISON

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

Rodgers, Perfilio,
Heiman & Sewinsky
Henry E. Sewinsky

17.

FIRST NATIONAL BANK OF
MERCER COUNTY

vs.

CLIFFORD R. CHISHOLM II
and GLORIA J. CHISHOLM

Filed Jan. 11, 1983

Tax & entry Paid $35.50
Sheriff's Costs 28.75
Pro Co Pd 2/24/83 - 9.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

Feb. 17, 1983 Sheriff's Retmrn filed. SERVED AND MADE KNOWN TO Clifford R. Chisholm personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-17, to him, on February 1, 1983, at 1:41 P.M., at his place of residence, at Espyville Station, Espyville, in the County of Crawford, the State of Pennsylvania.
SERVED AND MADE KNOWN TO Gloria J. Chisholm personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-17, to her, on February 1, 1983, at 1:42 P.M. at her place of residence, at Espyville Station, in the County of Crawford, the State of Pennsylvania.
So answers ,
Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

And now, February 24, 1983, at 10:25 o'clock A.M., upon praecipe of plaintiff attorney, with certification of notice of intention to file default judgment included, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, and the same is liquidated in the amount of Sixty Two Thousand Seven Hundred Thirty and 09/100 Dollars, plus interest and costs of suit.
Debt - - - $62,730.09

"C - 31, 71"
JUDGMENT
James F. Simmons,
Prothonotary

2/24/83- Judgment entered.

EX/1983-41

McGill & Lobaugh
Oliver J. Lobaugh

18.

Ely & Bernard
James J. Stuczynski

Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

JOYCE PRICE

vs.

GRANT L. PRICE

Filed Jan. 11, 1983

Tax & entry Paid $35.50

Pro Co Rd 1/17/83 30.00

Sheriff's Costs 25.00

Pro Co Pd 4/13/87- 9.00

Pro Co pd 9/11/87 5.00

COMPLAINT IN DIVORCE, ALIMONY PENDENTE LITE, COUNSEL FEES & EXPENSES, ALIMONY

1 copy (sheriff)

Feb. 10, 1983 Sheriff's Return filed: AND NOW, Jan. 18, 1983, after diligent search and inquiry, Grant L. Price, defendant within named, "NOT FOUND" within the jurisdiction of this Court.

Robert N. Michel, Sheriff
Lena Salvi, Deputy Sheriff

NOT FOUND, AS to the within named defendant, Grant L. Price, as per the within affidavit received from Sheriff, Robert N. Michel of Erie Co., Pa., Not Found as of January 18, 1983.

So answers, Howard N. Stewart, Sheriff

Feb. 16, 1983 Complaint Reinstated.

Mar. 23, 1983 Answer to Complaint in Divorce filed.

Dec. 12, 1986, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Dec. 12, 1986, Motion to Withdraw Counts 2 and 3 of Plaintiff's Complaint in Divorce, filed.

Apr. 9, 1987, Upon praecipe of defendant attorney, for Review Under Section 201(d) of the Divorce Code, this case moved to court.

Apr. 28, 1987 **D I V O R C E D E C R E E F I L E D .**

AND NOW, April 28, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

J O Y C E P R I C E and G R A N T L . P R I C E

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either ofthe parties to the other in pursuance of said marriage are hereby terminated.

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

Sept. 11, 1987 Notice Of Intention To Resume Prior Name filed. Joyce Price TO BE KNOWN AS: Joyce Muir

1983

Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

19.

CATHERINE LOUISE RODGERS

vs.

WILLIAM LARRIMER RODGERS

Filed Jan. 11, 1983

Tax & entry Paid $35.50 ✓

Pro Co Pd 3/10/83- 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 13, 1983, Counseling notices mailed.

Jan. 18,1983, Affidavit of Service filed. And Now, Jan. 17, 1983, comes Mary Ann Kirkpatrick, Esq., being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Catherine Louise Rodgers, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in divorce to be forwarded by Cert. mail No. P355 825 145, postmarked Jan. 11, 1983, to the last known address of the Defendant, William Larrimer Rodgers, c/o Holiday Inn, 240 Conneaut Lake Rd., Meadville, Pa. 16335.

3. That the defendant, William Larrimer Rodgers, on Jan. 13, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the defendant is therefore effected in accordance with the Pa. Rules of Civil Procedure. Mary Ann Kirkpatrick, Esq.

Mar. 9, 1983, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

Mar. 9, 1983, Upon praecipe of plaintiff attorney, For Review Under Section 201(d) of Divorce Code, this case moved to court.

Mar. 16, 1983 Memorandum and Order filed: AND NOW, March 14, 1983, this matter is returned to the Prothonotary until ripe for review.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mar. 16, 1983 Copies of order to Mary Ann Kirkpatrick, Esq.

Apr. 14, 1983 Affidavit of Service filed: AND NOW, this 6 day of April, A.D., 1983, comes William Larrimer Rodgers, who after being duly sworn according to law, deposes and sets forth as follows:

1. That he is the Defendant in the above captioned matter.

2. That on March 9, 1983, he reviewed the Plaintiff's Affidavit under Section 201(d) of the Divorce Code.

3. That the allegations contained therein are true and correct.

4. Further Dependent saith not.

William Larrimer,Rodgers

Apr. 14, 1983 Upon Praecipe of Plaintiff's Attorney, this case is re-submitted to the Court.

April 18, 1983 DIVORCE DECREE filed. AND NOW, April 18, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between CATHERINE LOUISE RODGERS and WILLIAM LARRIMER RODGERS be and the same is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

John A. Halley

20.

Pepicelli & Pepicelli
Alan Pepicelli
for Smith-Gray

Grogan, Graffam, McGinley, Solomon & Lucchino
James R. Schadel
for Hotchkiss & Culbertson, etc.

Knox, Graham, McLaughlin, Gornall & Sennett, Inc by Wallace J. Knox for Additional Defendant

RICHARD C. BALDWIN

vs.

DAVID L. HOTCHKISS, CULBERTSON, WEISS, SCHETROMA AND SCHUG and SMITH-GRAY CADILLAC OLDSMOBILE, INC.
Joseph F. Kulwicki, add'l dft.

Filed Jan. 12, 1983 and Issued.

Tax & entry Paid	$35.50
Sheriffs Costs	25.00
Sheriff's Costs	12.75
Proth pd 12/19/83 -	9.00
Appeal pd 12-30-83	**30.00**
Pro Co Pd 1-16-85	5.00

SUMMONS

Issued (sheriff)

Jan. 24, 1983, Writ Returned. SERVED David L. Hotchkiss, the within named defendant on Jan. 19, 1983 at 11:09 A.M. by handing a true and attested copy of the within Summons, No. AD 1983 -20, at 911 Diamond Sq Meadville, in the County of Crawford, the State of Pa. the usual place of business of said defendant, to June ReBrassier, Secretary, the person for the time being in charge thereof.

SERVED Culbertson, Weiss, Schetroma and Schug, the within named defendants, on Jan. 19, 1983, at 11:08 A.M. by handing a true and attested copy of the within Summons, No. AD 1983 - 20 at 911 Diamond Square Meadville, in the County of Crawford, the State of Pa. the usual place of business of said defendants, to June ReBrassier, Secretary, the person for the time being in charge thereof.

SERVED Smith-Gray Cadillac Oldsmobile, Inc. the within named defendant on Jan. 20, 1983, at 4:22 P.M. by handing a true and attested copy of the within Summons, No. AD 1983 - 20, at 1241 Conneaut Lake Road, Meadville, in the County of Crawford, State of Pa. the usual place of business of said defendant, to John Caretti, Lease Mgr., the person for the time being in charge thereof.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan 24, 1983 Appearance of Pepicelli and Pepicelli by Alan Pepicelli, Esq. for Defendant Smith-Gray filed.

Jan 24,1983 Rule entered upon Plaintiff to file Complaint Issued.

Jan 25, 1983 Two copies of Rule Mailed.

Jan. 28, 1983, Service of foregoing Rule accepted by John A. Halley, attorney for plaintiff, on January 27, 1983.

Feb. 11, 1983, Appearance of Gragan, Graffam, McGinley, Solomon & Lucchino, attorneys for David L. Hotchkiss and Culbertson, Weiss, Schetroma and Schug, defendant, filed. (by James R. Schadel, Esq.)

Feb. 15, 1983, Complaint in Trespass and Assumpsit filed.

Feb. 22, 1983, Preliminary Objections of Defendant Smith Gray Cadillac Oldsmobile, Inc. filed.

Mar. 22, 1983 Preliminary Objections to Plaintiff's Complaint of behalf of David L. Hotchkiss and Culbertson, Weiss, Schetroma & Schug filed.

Mar. 22, 1983 Certificate of Service of Preliminary Objections filed.

Mar. 22, 1983 Upon Praecipe of Attorney for Defendant Hotchkiss and Culbertson al. this case is placed on the Argument list.

ON ARGUMENT LIST FOR APRIL 25, 1983; No. 3.

June 23, 1983, Sur Defendants' Preliminary Objections - Opinion and Order-filed. ORDER: AND NOW, June 21, 1983, the PreliminaryObjections in the nature of a demurrer filed by Defendants David L. Hotchkiss and the law firm of Culbertson, Weiss, Schetroma dn Schug are denied. The Preliminary Objections in the nature of a demurrer filed by Defendant Smith-Gray Cadillac-Oldsmobile, Inc., are sustained and we therefore dismiss Count II of the Plaintiff's Complaint.

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

June 23, 1983, Copies of Opinion and Order to John A. Halley, Alan Pepicelli and James R. Schadel Attys.

July 11, 1983 Notice of Deposition of Richard C. Baldwin filed.

July 15, 1983 Answers And New Matter for Defendant's filed. (of defendants David L. Hotchkiss, and Culbertson, Weiss, Schetroma and Schug)

July 26, 1983, Motion For Leave to Join Additional Defendant, Joseph F. Kulwicki, and Order of Court filed. ORDER OF COURT: AND NOW, this 26 day of July, 1983, upon motion of defendants, it is hereby ordered, adjudged and decreed that leave is granted to defendants to join, by the filing of a Complaint within 30 days of the date hereof, Joseph F. Kulwicki, as additional defendant in this matter.

BY THE COURT,

P. Richard Thomas, J.

July 27, 1983, copies of order to Attys. John Halley, Alan Pepicelli and James R. Schadel.

Aug. 1, 1983, Complaint To Join Additional Defendant Joseph F. Kulwicki, filed.

Aug. 5, 1983 Reply To New Matter filed.

Sept. 1, 1983, Answer (Containing New Matter) To Complaint To Join Additional Defendant filed. (THIS IS DUPLICATE ENTRY, SEE NEXT PAGE)

Continued on Next Page

Aug 15, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Joseph F. Kulwicki personally the within named defendant by handing a true copy of the within Complaint To Join Additional Defendant and Original Writ, No. A.D. 1983-20, to him, on August 10, 1983, at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania. Served at: 10:00 A.M.
So answers,

E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sherifff

Aug. 16, 1983 Appearance of Knox, Graham, McLaughlin, Gornall & Sennett, Inc by Wallace J. Knox for Additional Defendant Jospeh Kulwicki filed.

Aug. 29, 1983 Deposition of Richard C. Baldwin filed.
Sept. 1, 1983, Answer & New Matter, to Complaint to Join Add'l Dft. filed.
Sept 9, 1983 Motion For Summary Judgment Of David L. Hotchkiss And Culbertson, Weiss, Schetroma and Schug filed.

Sept. 9, 1983 Upon Praecipe To Place Motion For Summary Judgment On Next Avaible Argument List filed.

Sept. 15, 1983 Reply Of David L. Hotchkiss And Culbertson, Weiss, Schetroma & Schug To New Matter Of Additional Defendant filed.

ON ARGUMENT LIST FOR OCTOBER 31, 1983; No. 2

Dec. 2, 1983, Sur Motion for Summary Judgment - OPINION AND ORDER filed. ORDER: AND NOW, November 30, 1983, the Motion for Summary Judgment is granted and summary judgment is entered in favor of David Hotchkiss and the firm of Culbertson, Weiss, Schetroma and Schug.

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

Dec. 2, 1983, Copies of Opinion and Order to Attys. Alan Pepicelli, John Halley, James Schadel, and James Marnen.

And Now, Dec. 9, 1983 @ 1:35 P.M., upon praecipe of Attorney for David Hotchkiss and Culbertson, Weiss, Schetroma and Schug, judgment is hereby entered in favor of David Hotchkiss and Culbertson, Weiss, Schetroma & Schug in accordance with the Order of Court dated November 30, 1983 granting summary judgment against Richard Baldwin and in favor of David Hotchkiss and Culbertson, Weiss Schetroma & Schug.

JUDGMENT
B-141 **James F. Simmons**
Judgment entered Dec. 9, 1983 **Prothonotary**

Dec. 30, 1983 Notice of Appeal of Plaintiff to Superior Court of Pennsylvania for Summary Judgment entered on November 30, 1983 filed.

Feb. 29, 1984 Notice of Appeal Docketing Superior Court Docket No. Assigned 00015PGH 84 filed.

Dec. 13, 1984, Certified from the Record of the Superior Court of Pennsylvania: ORDER OF COURT: AND NOW, to-wit, this 12th day of December, 1984, it appearing that appellant's brief has not been filed, despite this Court's order of October 29, 1984, the above captioned appeal is quashed for failure of the appellant to timely file his brief.

Per Curiam.

Dec. 13, 1984, Certificate of Contents of Remanded Record and Notice of Remand Under Pa. Rules of Appellant Procedure 2571 and 2572 filed. Remanded record and one transcript, certified copy of order.
Dec. 13, 1984, copy of Notice of remand mailed to Superior Court of Pa.

Jan 16, 1985 Upon Praecipe of Richard C. Baldwin Discontinuance is hereby entered in this action against Joseph F. Kulwicki, Additional Defendant.

1983

1983

Handler & Nicely Michael Handler James K. Nicely 21. Robert B. Dornhaffer Atty. for Board of Assessment Appeals	APPEAL BY GEORGE D. ZAMIAS, ET AL, t/d/b/a MEADVILLE MALL, FROM DECISION OF BOARD OF ASSESSMENT APPEALS OF CRAWFORD COUNTY, PENNSYLVANIA Filed Jan. 12, 1983 Tax & entry Paid $35.50 Pro Co BJ 6/30/83 5.00	PETITION FOR ASSESSMENT APPEAL Feb. 7, 1983, Acceptance of Service filed. The undersigned, Robert B. Dornhaffer, Esq., hereby accepts service of the Petitions for Appeal at the above numbers on behalf of Respondent, the Board of Assessment Appeals of Crawford County, Pa. In Witness Whereof, the undersigned has signed this document this 7th day of February, 1983. Robert B. Dornhaffer, June 24, 1983, STIPULATION OF COUNSEL - Settlement Agreement - filed. June 24, 1983, Upon praecipe of attorneys for petitioner, the above captioned matter marked settled and discontinued of record.

Handler & Nicely Michael Handler James K. Nicely 22. Robert B. Dornhaffer for Board of Assess- ment Appeals	APPEAL BY GEORGE D. ZAMIAS FROM DECISION OF BOARD OF ASSESSMENT APPEALS OF CRAWFORD COUNTY, PENNSYLVANIA Filed Jan. 12, 1983 Tax & entry Paid $35.50 Pro Co 6/30/83 5.00	PETITION FOR ASSESSMENT APPEAL Feb. 7, 1983, Acceptance of Service filed. The undersigned, Robert B. Dornhaffer, Esq., hereby accepts service of the Petitions for Appeal at the above numbers on behalf of Respondent, the Board of Assessment Appeals of Crawford County, Pa. In Witness Whereof, the undersigned has signged this document this 7th day of Feb. 1983. Robert B. Dornhaffer, Esq. June 24, 1983, Upon praecipe of attorneys for petitioner, the above matter marked settled and discontinued of record.

1983

23.

FREDERICK E. BRINK
GERALDINE M. BRINK

vs.

DENNIS O. BRINK, SR.
BRENDA S. BRINK, HIS WIFE

Filed Jan. 12, 1983 and Issued

Pro Simmons Pd 1/19/83 15.00
Plff on orig 6.50
Sat Pd 7/2/87 5.00

WRIT OF REVIVAL
of
No. 453 November Term 1977

Dated.....Jan. 12, 1983
Debt.....$10,080.00
Int from.....

JUDGMENT - Writ of Revival
James F. Simmons, Prothonotary

Feb. 3, 1987 Writ Returned: Returned to Prothonotary's Office, January 29, 1987, unserved, no instrucitons, and no check.
So answers, Howard N. Stewart, Sheriff

July 1 1987, This Judgment Satisfied. (see paper filed)
(from office of Ja ck, Kookogey & Felton)

Legal Services
Lowell T. Williams

24.

Anthony Vardaro

SARAH A. WATTS

vs.

ROBERT LEE WATTS, SR.

Filed Jan. 12, 1983

Tax & Entry 35.50

Sheriff's Costs 12.75

909

PETITION FOR PROTECTION FROM ABUSE
WITH TEMPORARY ORDER

5 copies (atty)

ORDER OF COURT:

AND NOW, this 12th day of January, 1983, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 14th day of Jan. 1983, at 1:45 P.M. o'clock in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

The Respondent, Robert Lee Watts, Sr., is directed to refrain from abusing and/or threatening to abuse the Petitioner or their minor children.

The Respondent is excluded immediately and forthwith from the marital residence located at 1217 Elm St., Meadville, Crawford County, Pa. pending hearing scheduled above. All keys to the marital residence to be given forthwith to the Petitioner.

The Crawford county Sheriff Department is directed to serve a certified copy of this Petition and its Order upon the Respondent and to remove the Respondent from the aforesaid premises.

The City of Meadville Police Department is directed to enforce this Order and prevent the return of the Respondent to the aforesaid premises by any appropriate means, including incarceration if necessary.

This Petition and order shall be filed and served without payment of costs, the court sh all determine at the hearing if the Respondent shall be required to pay the costs.

The Respondent is hereby advised of his right to be represented by counsel, and he is notified that his failure to attend the hearing scheduled above may have serious legal consequences.

BY THE COURT,
Robert L. Walker, J.

Jan. 13, 1983, Copy of order to Atty. Williams.

Jan 13, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Robert Lee Watts, Sr. personally, the within named defendant by handing a true copy of the within Petition for Protection from Abuse with Temporary Order, AD 1983-24, to him, on Jan. 13, 1983 at 3:55 P.M. at his place of residence, 1217 Elm Street, Meadville, Pa., Crawford Co.
So answers, E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Jan 14, 1983 Order filed: AND NOW, January 14, 1983, at the time fixed for the initial hearing, defendant having appeared and indicated his desire to obtain counsel, this hearing is continued to January 20, 1983, at 1:30 p.m. in courtroom two, Courthouse, Meadville, Pennsylvania. The respondent should advise his counsel that no further continuance will be granted. The respondent is further advised that if he wishes to obtain counsel he should contact the Service to the Public Committee of the Crawford County Bar Association, 360 Chestnut Street, Meadville, Pennsylvania, Telephone 724-7719.

BY ORDER OF THE Court,
Robert L. Walker, J.

Jan 17, 1983 Copies of order to Atty. Williams and Defendant.

Record Continued...

Jan. 24, 1983, ORDER filed. AND NOW, January 20, 1983, after hearing, the Court enters the following order:

1. The defendant is excluded from the marital domicile at 1217 Elm Street, Meadville, Pa., except as otherwise provided in this order.

2. The defendant shall refrain from abusing or threatening to abuse or harassing or in any other manner causing problems for the plaintiff or the parties. minor children, either at the residence or at any other place.

3. Temporary custody of the two minor children, Robert Jr., and Stacey is awarded to the plaintiff and the defendant shall have the right to visit the children at their home or to take them with him to an appropriate place on Tuesday and Friday of each week from 3:00 o'clock p.m. until 5:30 o'clock p.m. providing that in no event shall he visit the children at a time when he has had anything alcoholic to drink within the twelve hour period immediately preceding the visit, providing further if he takes the children from the marital domicile, he shall not take them into any establishment licensed for the sale of alcoholic beverages nor shall he possess or use alcoholic beverages during the visitation period.

4. The defendant shall pay the sum of $300.00 per month for the support of his wife and children on a temporary basis until such time as the veteran's benefit check is divided so that the plaintiff and children obtain the funds that are earmarked for them from the Veteran's Administration, at which time this order of support shall terminate. The first payment shall be made out of the check to be received at or about February 1, 1983. Payments of support shall be made through the Domestic Relations Division of this Court.

5. This order shall continue in full force and effect for a period of six (6) months fromthe date hereon except as otherwise provided and unless terminated or extended by order of court prior to that time.

Any violation of this order may be punished by proceding for contempt of court and in addition thereto the Meadville City police or any other appropriate agency is directed to enforce this order if requested to do so by any appropriate means.

The defendant is given permission to go to the marital residence immediately following this hearing to obtain such clothing and other personal effects belong ing to him as he may desire. The defendant indicated that he is planning to obtain more permanent living arrangements than he presently has and he is further granted permission to obtain the balance of his personal effects after he has established that residence at an appropriate time during normal daylight hours and shall give the plaintiff one days notice as to when he intends to obtain them and shall not use any alcoholic beverages during the twelve hour

CONTINUED ON MARGIN

period preceding going to the premises for his personal property.
BY ORDER OF THE COURT,
Robert L. Walker,J
Jan. 25, 1983,
Copies of order to Lowell Williams and Anthony Vardaro, attys.

1983

Bruce L. Smith
Gent, Thompson and Gent
William J. M. Thompson

25.

Knox Graham McLaughlin Gornall & Sennett

JAMES M. MOWRY, SUZANNE P. MOWRY and WILLIAM JAMES MOWRY

vs.

CRAWFORD CENTRAL SCHOOL DISTRICT

Filed Jan. 12, 1983 at 4:24 o'clock P.M. and issued.

Tax & entry Paid $35.50
Sheriff's Costs 14.75

SUMMONS IN TRESPASS

Issued (sheriff)

Jan. 14, 1983 Sheriff's Return filed. SERVED Crawford Central School District, the within named defendant on January 13, 1983, at 11:26 A.M., by handing a true and attested copy of the within Summons In Trespass, No. A.D. 1983-25, at 719 North Main Street, Meadville, In the County of Crawford, the State of Pennsylvania, the usual place of business, of said defendant, to Ed Mulroy, Secretary of School, the person for the time being in charge thereof.

So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

Jan 21, 1983 Appearance of Knox Graham McLaughlin Gornall & Sennett, Inc by John M. McLaughlin, Esq. for defendant filed.

Jan. 24, 1983, Upon praecipe of defendant attorney, Rule To File Complaint Issued. (Rule mailed to plaintiff atty. on 1/24/83)

Jan. 27, 1983, Service of the foregoing Rule accepted Jan. 26, 1983, by William J. M. Thompson, attorney for plaintiff.

Mar. 7, 1983 Complaint in Trespass filed. (1 copy (Atty)).

Mar. 11, 1983 Appearance of Bruce L. Smith, Esq. for Plaintiffs filed.

Mar. 14, 1983 Notice of Service of Interrogatories to Plaintiffs filed.

Jan. 16, 1984 Interrogatories To Plaintiffs and Answers filed.

May 29, 1984, Transcript of Proceedings of deposition of William James Mowry filed.

Oct. 15, 1984, Notice of Taking depositions upon oral examination of Donald Battin, Lorna Graham Pardee and Donald E. Wigton, filed.

Nov. 20, 1984 Transcript of proceedings of deposition of Donald Battin, Lorna Graham Pardee and Donald Wigton filed.

Feb. 24, 1987 Affidavit of Donald E. Wigton filed.

Feb. 24, 1987 Motion For Summary Judgment filed.

Feb. 24. 1987 UPon praecipe of Defendant Attorney the above-stated case is placed on the next argument list.

ON ARGUMENT LIST FOR MARCH 1987

Mar 10, 1987 Argument specially set for April 21, 1987 in Court Room No. 1.

May 28, 1987, RE: MOTION FOR SUMMARY JUDGMENT AND ORDER FILED. AND NOW, this 28th day of May 1987, Defendant's Motion for Summary Judgment is granted.
BY ORDER OF THE COURT,
P. Richard Thomas, J.

May 29, 1987, copies of order to Atty. Bruce L. Smith and William J. M. Thompson, and Carl N. Moore.

May 28, 1987, Exhibit filed. (in envelope with papers.)

Gen.

Dale, Woodard, Montgomery & White
Keith M. Pemrick

26.

Ferguson & Spataro
By Douglas Ferguson

HAROLD E. GRAVES, SR. and THELMA A. GRAVES

vs.

VACCO CONSTRUCTION COMPANY

Filed Jan. 13, 1983
and issued

Tax & entry Paid $35.50
Sheriff's Costs 28.80
Pro Arb paid 4/24/84- 15.00
Pro Co pd 8/20/84 5.00

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

Feb. 1, 1983 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Willis Bish, Deputy for John G. Dinger, Sheriff of Jefferson County, Pa., who being duly sworn according to law, deposes and says that on the 18th day of Jan. 1983, at 1:00 P.M. he served copy of Summons In Trespass and Assumpsit, filed at No. 1983 -26 AD Crawford County, Pa., upon defendant Vacco Construction Company, at 337 Main St., Borough of Reynoldsville, County of Jefferson, State of Pa. By making known the contents thereof to Hav Rairie, Office Manager, and handing to and leaving with him the copy of the Summons In Trespass and Assumpsit received from Crawford County Prothonotary. Willis Bish
So answers, John G. Dinger, Sheriff, Jefferson Co.,Pa.
SERVED ON the within named defendant Vacco Construction Company, by deputizing the Sheriff of Jefferson County,Pa. as per his affidavit of service hereto attanhed. Served Jan. 18, 1983.
So answers,

Howard N. Stewart, Sheriff

Aug. 23, 1983 Complaint in Trespass and Assumpsit filed.

Feb. 6, 1984 Defendants Answer To Plaintiffs Complaint In Trespass And Assumpsit filed.

Apr. 24, 1984, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed: Bruce M. Johnson, Chairman
Anthony J. Vardaro
Christopher Youngs

May 5, 1984 Arbitrators take qualifying oath filed.

Aug. 13, 1984 Notice Of Hearing Before Board Of Arbitrators filed.

Aug. 20, 1984 Upon praecipe of Attorney for Plaintiff the above captioned case is marked settled and discontinued of record.

1983

27.

THE PENNSYLVANIA BANK
AND TRUST COMPANY -
now PENNBANK
Titusville, Pa.

vs.

JOHN L. PETTIT
GLORIA A. PETTIT

Filed Jan. 13, 1983
@ 11:02 A.M., issued

Pro Simmons Paid 9.00
plff. on orig. 6.50
Satisfaction Pd. 3-15-88 5.00

AGREEMENT TO REVIVE
of
No. 496 Nov. Term 1977

The undersigned hereby agrees that the judgment entered on Jan. 27, 1978 to Nov. 1977 496 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $13,764.12 plus costs.

Dated.....January 11, 1983
Debt.....$13,764.12
"P - 231, 75" JUDGMENT

James F. Simmons
Prothonotary

Mar. 15, 1988 This Judgment Satisfied.
(see paper filed).

Rosen & Rosen
Bruce T. Rosen

28.

NANCY M. MINICH

vs.

JAMES L. MINICH

Filed Jan. 13, 1983

Tax & entry Paid $35.50

Sheriff's Costs 34.75

PETITION FOR PROTECTION FROM ABUSE

1 copy (sheriff)

ORDER OF COURT:

AND NOW, to-wit, this 12 day of Jan. 1983, the foregoing Petition having been presented to the Court, it is hereby ORDERED, ADJUDGED AND DECREED:

1. That a hearing be held on the within Petition on the 20 day of Jan. 1983, at 11:00 o'clock A.M. prevailing time, in Courtroom No. 1 or 2. Crawford County Court House, Meadville, Pa.

By the Court,
P. Richard Thomas, Pres. Judge

Jan. 13, 1983, Copy of order to atty. Rosen.

Jan 20, 1983 Motion to Continue Hearing and Order filed: AND NOW, this 20 day of January,1983, the foregoing Motion to continue the hearing in the above captioned case having been presented to the Court, it is hereby ORDERED, ADJUDGED AND DECREED:

(1) That the Motion to continue the hearing in the above captioned case by reason of the Respondent having not been served is granted; and

(2) A new hearing date is set for the 28 day of Jan., 1983, at 1:30 o'clock p.m., prevailing time, in Courtroom No. 2.
Crawford County Courthouse, Meadville, Pennsylvania.

By the Court,
P. Richard Thomas, President Judge

Jan 20, 1983 Copies of order to Bruce Rosen, Esq. and Sheriff.

Jan 27, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO James L. Minich, personally, the within named defendant by handing a true copy of the within Petition for Protection from Abuse and Order, AD 1983-28, to him, on January 27, 1983, at 12:25 P.M., at his place of employment at Cyclops, Titusville, Crawford Co., Pa.
So answerx,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 28, 1983, Motion to Continue Indefinately Hearing Scheduled and Order filed. ORDER: AND NOW, this 28th day of Jan. 1983, upon consideration of the above Motion, the hearing scheduled for Jan. 28, 1983, at 1:30 P.M. is continued indefinitely pending settlement negotiations.

By the Court,
Robert L. Walker, Judge

Jan. 31, 1983, Copies of order to Atty. Bruce T. Rosen, and sheriff.

1983

Shafer, Dornhaffer, Swick Bailey & Irwin
Robert S. Bailey

29.

CITIZENS BANK OF WEIRTON

vs.

VACATION CAMPLANDS, INC.

Filed and Issued
Jan. 13, 1983 @ 1:22 P.M.

Pro Simmons Paid	9.00
Pro Simmons	6.00
P1ff on orig.	20.50
Pro Co Pd 1/19/83	6.00
Sheriff's Costs	**16.65**
Pro Co pd 7/20/83	**9.00**

WRIT OF REVIVAL

of

DSB 824 May Term 1977

Dated.....January 13, 1983
Debt.....$33,089.20
Int. from August 17, 1977
V - 185 - - - -JUDGMENT

Mar. 3, 1983, Writ Reissued.

July 20, 1983 Writ Return filed. NOT FOUND, AS to the within named defendant, Phil Yochum, as of March 15, 1983.
So answers Howard N. Stewart, Sheriff

July 20, 1983 And Now upon praecipe enter judgment against Defendant Vaction Camplands, Inc. for failure to plead to the Writ of Revival within the time required by law and in accordance with Pa Rule of Civil Procedure 3031, in the amount of Thirty-three Thousand Eighty-nine and 20/100 Dollars plus interest and costs of suit.

V-185
Entered 7/20/83

Debt. $ 33,089.20
JUDGMENT
James F. Simmons,
Prothonotary

Mason and Mason
Joan D. Mason

30.

IN RE:
NAME CHANGE OF ALICE ROSINA CHORNACK a/k/a ROSINA F. CHORNACK, a/k/a ROSE A. FRANK a/k/a ROSINA FRANK-CHORNACK

Filed Jan. 14, 1983

Tax & entry Paid $35.50
Lien Search Paid 5.00
Pro Co Pd. 1/14/83 9.00

PETITION FOR CHANGE OF NAME

ORDER:

AND NOW this 14th day of January, 1983, upon presentation of the attached Petition For Change of Name, hearing on said petition is set for the 2nd day of March, 1983, at 9:30 o'clock A.M. in courtroom #1 or 2 in Crawford County Courthouse, Meadville, Pa.

Notice of the filing of the within petition and of the aforesaid date of hearing, shall be published in the Meadville Tribune, and the Crawford County Legal Journal 1 time.

Per Curiam,
Robert L. Walker, J.

Jan. 17, 1983, copy of order to Joan Mason, Esq.

Mar. 4, 1983, Affidavit of No Mortgages, agreements, and secured transactions, from Recorder's Office of Crawford County filed.

Mar. 4, 1983, Certificate of No Liens from Prothonotary's Office filed.

Mar. 4, 1983, ORDER filed. Order upon presentation of the Petition for Change of Name, 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 grant of the Petitioner's prayer, the Petitioner's name is hereby changed to Alice Rosina Frank.

Per Curiam,
March 4, 1983 Robert L. Walker, J.

Mar. 4, 1983, Copy of order to Atty. J. Mason.

1983

Bozic, Thomas &
Johnson
Bruce M. Johnson

31.

Anthony Vardaro

ROY BLYSTONE

vs.

TED VOLTZ

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

Jan. 14, 1983, Rule to File Complaint Issued.

Jan 17, 1983, Proof of Service filed.

Filed and Issued
Jan. 14, 1983

Tax & entry Paid $35.25
Pro Co Pd 2/7/83- 9.00
Pro Co Pd 10-18-83-15.00
Pro Co Pd 1/30/84- 9.00

And Now, February 7, 1983, at 9:11 o'clock A.M., upon praecipe of defendant attorney, Judgment of Non Pros is hereby entered against the named plaintiff for failure to file a Complaint within twenty days after being rules so to do.

JUDGMENT OF NON PROS
James F. Simmons,
Prothonotary

" B - 141"

2/7/83- Judgment Entered

Feb. 7, 1983, Complaint in Assumpsit filed.

Mar. 25, 1983, Upon praecipe signed by counsel for plaintiff and counsel for defendant, Judgment of Non Pros entered by defendant counsel, STRICKEN.

Apr. 18, 1983 Answer filed.

Apr 18, 1983 Answer and Counterclaim filed.

May 9, 1983 Notice of Service of Interrogatories to Plaintiff (First Set) filed.

Oct. 14, 1983 Motion For Consolidation of Cases and Order filed. AND NOW, October 14, 1983 Granted. **P Richard Thomas, J**
Oct. 14, 1983 Copies of order to Bruce M. Johnson and Anthony Vardaro.

Oct. 18, 1983, And Now, upon praecipe of plaintiff attorney, for reference to the Arbitrators, the following Arbitrators are appointed:

David Hotchkiss, Ch.
Stephen Hall
Thomas O'Shea

Oct. 18, 1983, Arbitrators Take the Qualifying Oath.

Dec. 19, 1983, Decision of Arbitrators filed in which they find in favor of the plaintiff and against the defendant in the amount of $200.00 together with record costs on plaintiff's claim; and in favor of plaintiff and against the defendant on Defendant's counterclaim.

V - 161

DECISION OF THE ARBITRATORS

Dec. 19, 1983, copies of decision given to each attorney.

And Now, Jan. 30, 1984 at 4:21 o'clock P.M., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendant, in accordance with the above Decision of the Arbitrators, in the sum of Two Hundred and 00/100 Dollars together with record costs and interest from Dec. 19, 1983.

"V - 161"

Debt - - $200.00
Int. from Dec. 19, 1983

JUDGMENT
James F. Simmons,
Prothonotary

1/30/84- Judgment entered.

James F. Simmons,
Prothonotary

EX1984-40

1983

Culbertson, Weiss, Schetroma and Schug
Mary A. Kirkpatrick

32.

HERMAN K. BLUMENSTEIN

vs.

JEANNETTE A. BLUMENSTEIN

Filed Jan. 14, 1983

Tax & entry Paid $35.50
1 Count Paid 2/8/83-15.00
Pro Co pd 6/28/83 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 17, 1983, Counseling notices mailed.

Jan 18, 1983 Affidavit of Service filed: And Now, January 18, 1983, comes Mary Ann Kirkpatrick, Esquire, bing duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Herman K. Blumenstein, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by certified mail No. P355 825 146, postmarked January 14, 1983, to the last known address of the Defendant, Jeannette A. Blumenstein R.D.#3, Agnew Road, Linesville, Pennsylvania 16424.

3. That the Defendant, Jeannette A. Blumenstein, on January 17, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire

Feb. 8, 1983, Petition of plaintiff attorney For Equitable Distribution filed.

June 15, 1983, Affidavit of Consent for Plaintiff filed.

June 22, 1983, Affidavit of Consent for Defendant filed.

June 28, 1983 Memorandum of Agreement as to Equitable Distribution, Alimony and Counsel Fees filed.

June 28, 1983 Upon Praedipe of Attorney for Plaintiff for Review Under 201 (c) Of The Divorce Code, this case moved to court.

July 1, 1983 DIVORCE DECREE FILED:

AND NOW, July 1, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

HERMAN K. BLUMENSTEIN and JEANNETTE A. BLUMENSTEIN

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

Apple and Bernstein
Charles Bobinis

33.

Orr and Karson
Samuel J. Orr IV

D'AVILA INC.

vs.

WELDON OF MEADVILLE, INC.

Filed Jan. 17, 1983

Tax & Entry Paid $30.50
Sheriffs Costs 12.75
Pro Co. Pd 1/27/83 5.00
Pro Co Pd 2/23/83- 9.00
Arb Paid 5-17-83 15.00
Pro Co pd 2/14/84 5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Jan. 24, 1983, Sheriff's Return filed. SERVED Weldon of Meadville, the within named defendant on Jan. 19, 1983, at 4:17 P.M., by handing a true and attested copy of the within Complaint in Assumpsit, No. AD 1983 - 33, at Downtown Mall, Meadville, in the County of Crawford, the State of Pa., the usual place of business, to Tom Cappy, Secretary, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, sheriff

Feb. 22, 1983, Answer, New Matter and Counterclaim filed. Jury Trial Demanded.

And Now, Feb. 23, 1983, at 1:08 o'clock P.M., upon praecipe of plaintiff attorney, with notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, in the amount of Two Thousand Two HUndred Thirty Two and 47/100 Dollars. (Int. of $10.58 incl)

"W - 181"
2/23/83 - Judgment entered.

Debt - - $2,232.47
Int. from 2/2/83
JUDGMENT
James F. Simmons,
Prothonotary

Feb. 24, 1983 Notice of entry of Judgment mailed to defendant.

Mar. 14, 1983 Stipulation to Strike Judgment Entered by Default and Order filed: AND NOW, to-wit, this 11 day of March, 1983, upon stipulation of counsel, it is hereby ORDERED, ADJUDGED AND DECREED that the judgment entered against Defendant by default is stricken.

BY THE COURT,
P. Richard Thomas, J.

Mar. 15, 1983 Copies of order to Charles Bobinis, Esq. and Samuel J. Orr, Esq.

Apr. 27, 1983 Reply to New Matter and Counterclaim filed.

May 17, 1983, Upon praecipe of plaintiff attorney, For Reference to Arbitrators, the following Arbitrators are appointed:

John H. Bozic, Jr., Chairman
Richard W. Roeder
Harry F. White

May 31, 1983, Arbitrators Take the qualifying oath.

Dec. 22, 1983 Decision of Arbitrators filed in which they find in favor of the Plaintiff and against the Defendant in the sum of $1,754.59, which sum includes interest and costs of suit. We find in favor of Plaintiff on Defendant counterclaim.

AMOUNT $1,754.59
W-181
Decision Of Arbitrators

Dec. 22, 1983 copies of notice of decision of Arbitrators mailed to Attorneys.

Feb. 14, 1984 Upon praecipe of attorney for plaintiff the above captioned case is marked settled and discontinued.

1983

Meyer, Darragh, Buckler, Bebenek & Eck Thomas J. Sweeney 34.	CHARLES F. HORN vs. RICHARD DEUTSCH Filed Jan. 17, 1983 Tax & entry Paid $35.50 Pro. Co. Pd 3-9-83 6.00	M.V. COMPLAINT IN TRESPASS **Feb. 4, 1983 Affidavit to Complaint in Trespass filed.** **Mar. 9, 1983 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.**

Bozic, Thomas &
Johnson
Bruce M. Johnson

35.

JUDITH K. HITCHCOCK

vs.

ROBERT K. HITCHCOCK

IN RE: JEREMY HITCHCOCK

Filed Jan. 17, 1983

Tax & entry Paid $35.50
Sheriff's Costs 12.75
5.00

PETITION FOR CUSTODY

1 copy (sheriff)
1 copy (mediator)

ORDER:
AND NOW, this 17 day of January 1983, upon presentation of the foregoing Petition, temporary custody of said minor child shall remain with his mother, the Plaintiff, pending further disposition of this matter.
The parties hereto and their respective counsel, are ordered to appear before John Fuller, Child Custody Master, at such time and place as said Child Custody Master shall hereafter determine.

BY THE COURT,
P. Richard Thomas, J.

Jan. 19, 1983, Copy of order to Atty. Johnson.

Feb. 10, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Robert K. Hitchcock, personally, the within named defendant by handing a true copy of the within Petition for Custody and Order, AD 1983-35, to him, on Feb. 3, 1983 at 11:42 A.M., at his place of visitation, Crawford Co. Sheriff's Office, Room 101, Meadville, Pa.
So answers,

Jody Leech, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 6, 1984, ORDER filed. AND NOW, March 2, 1984, the above custody matter remaining undisposed of for an unreasonable period of time, the Court will enter an order terminating the matter in accord with the provisions of Rule of Judicial Administration 1901, unless plaintiff or defendantrequests hearing on such proposed termination within thirty days of the filing of this order.

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

Mar. 7, 1984, copiesof order to Bruce Johnson, defendant, adn John Fuller, mediator.

Apr. 25, 1984 Termination Order filed: AND NOW, April 25, 1984, The court having notified counsel of record and/or the parties involved in the above captioned actions on or about March 6, 1984, that the matters have been inactive for an unreasonable period of time and the Court having received no requests for extensions of time to bring the matters to a conclusion, the Court hereby declares the above captioned cases terminated, with prejudice in accord with Rule of Judicial Administration 1901.

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

Apr. 27, 1984 Copies of order to Bruce Johnson and Defendant.

1983

Hugh McKnight
William Barney

36.

CORRY SAVINGS AND LOAN ASSOCIATION

vs.

THOMAS C. SCHULTZ and JOICE T. SCHULTZ

Filed Jan. 18, 1983

Tax & entry Paid $35.50 ✓
Sheriff Costs $64.60
Pro Co Pd 5-26-83 9.00 ✓
Satisfaction pd 9/8/83 5.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 343, page 224.

Mar. 3, 1983, Complaint Reinstated.

Apr. 8, 1983, Complaint Reinstated.

May 25, 1983, Sheriff's Return filed. Before me the undersigned authority, personally appeared Robert Merski, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 27th day of April 1983, at 11:10 A.M. he served Complaint in Mortgage Foreclosure, filed at No. 36 Term, 1983, Crawford County Pennsylvania, upon defendant Thomas C. Schultz at his place of employment, 105 Concord Street, Erie County, Union City, Pennsylvania By making known the contents thereof to Thomas C. Schultz, personally and handing to and leaving with him the certified copy of the Complaint received from Crawford County

Robert Merski, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON THE within named defendant Thomas C. Schultz, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. Served April 27, 1983.
SERVED ON THE within named defendant Joice T. Schultz, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. Served January 28, 1983.
SERVED AND MADE KNOWN TO Cheryl Magers, the tenant in possession of the premises at, R. D. #2, Centerville, in the County of Crawford, the State of Pennsylvania, by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983-36, to her on the 8th day of March, 1983, at 10:53 A.M.
So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, May 26, 1983 @ 2:09 P.M. upon praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the Plaintiff and against the Defendant for want of an answer and damages are assessed at: Amount due $23,423.64; Collection fee, $1,171.18; Interest on $23,423.64 from January 1, 1983, until paid at the rate of nine (9%) percent per annum plus costs; Total (not including interest and costs), $24,594.82.

Debt 24,594.82 + int. and costs

S-161, 91
5-26-83 Judgment entered

JUDGMENT
James F. Simmons
Prothonotary

May 26, 1983 Notice of Judgment mailed defendants.

EX 1983-46

Sept 8-1983 This judgment Satisfied (see papers filed)

1983

Michael E. Davis

37.

RONALD G. RHOADES

vs.

DEBBIE J. RHOADES

Filed Jan. 18, 1983

Tax & entry Paid $35.50 ✓

Pro Co pd. 7-15-83 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Jan 19, 1983, Counseling notices mailed.

July 1, 1983 Acceptance Of Service filed. I, Debbie J. Rhodes, Defendant herein, do depose and say that I personally received and accepted service of a true and correct copy of the Complaint (and of Plaintiff's Affidavit under section 201 (d) if this action is under that section and is based upon three years or more of separation), and Notice to Defend and Claim Rights in the above-captioned action on 1/24/83 and thus I consent to the entry of a Decree in Divorce in this action in its present form and substance. I waive the 30 day expiration of the writ herein.
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.

July 1, 1983 Affidavit of Consent of Defendant filed.

July 1, 1983 Affidavit of Consent of Plaintiff filed.

Aug. 30, 1983 Upon praecipe To Transmit Record, this case moved to court.

Sept. 21, 1983, DIVORCE DECREE filed. Robert L. Walker, Judge

AND NOW, September 21, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

RONALD G. RHODES AND DEBBIE J. RHODES

is hereby dissolved and the parties are hereby divorced and all legal duties, rights, and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Michael E. Davis

38.

JAMES W. HAWORTH

vs.

JANET M. HAWORTH

Filed Jan. 18, 1983

Tax & entry Paid $35.50

COMPLAINT UNDER SECTION 201(c)
OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Jan. 19, 1983, Counseling notices mailed.

June 16, 1997 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 . 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 August 5, 1997, 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 August 5, 1997. 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: June 16, 1997
June 16, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

1983

Bozic, Thomas & Johnson
David P. Truax

39.

Joseph Kulwicki

CYNTHIA A. LINDSEY

vs.

LARRY A. LINDSEY, SR.

Filed Jan. 18, 1983

Tax & entry Paid $35.50 ✓
2 Counts paid 30.00 ✓
1 Count pd 12-19-83- 15.00 ✓
Pro Co pd 1/4/84 9.00 ✓

COMPLAINT IN DIVORCE, DIVISION OF PROPERTY, ALIMONY PENDENTE LITE, COUNSEL FEES & COSTS

1 copy (atty)

Jan. 19, 1983, Counseling notices mailed.

Jan. 24, 1983, Affidavit of Service of Complaint in Divorce filed. David P. Truax, Esq., being duly sworn according to law, deposes and says that on Jan. 19, 1983, he sent a true and correct copy of the Complaint in Divorce and Notice to Defend and Claim Rights, filed in the above action, to the Defendant, Larry A. Lindsey, by Certified Mail No. P 342 268 963, postage prepaid, restricted delivery, ret. receipt requested. Said Complaint in Divorce was mailed to the Defendant at 110 North Church St., c/o Jack Lindsey, Linesville, Pa. 16424, the Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as Jan. 20, 1983. David P. Truax, Esq.

Jan. 26, 1983, Motion To Enter Order Amending Caption to Read "Larry A. Lindsey, Sr.," and order filed. ORDER: And now, Jan. 26, 1983, Granted.
P. Richard Thomas, J.

Jan. 26, 1983, copy of order to Atty. Truax.

Feb. 2, 1983, Appearance of Joseph F. Kulwicki, attorney for defendant, filed.

Aug. 12, 1983, Motion To Set Date and Time for Hearing and Order filed. ORDER OF COURT: And now, August 12, 1983, the above matter is set for hearing on the 31st day of Aug. 1983, at 9:30 A.M. Court House, Meadville, Pa. A copy of the within motion shall be served upon Joseph F. Kulwicki, counsel for the defendant and upon the Defendant Larry A. Lindsey, Sr., both by ordinary mail.
Robert L. Walker, J.

Aug. 12, 1983, copies of order to Attys. David Truax, and Jos. Kulwicki.

Aug. 31, 1983 Motion to continue hearing and Order filed. AND NOW, August 31, 1983 Granted Robert L. Walker, J
Aug, 31, 1983 Copies of order to David Truax and Joseph Kulwicki.

Sept. 7, 1983, Affidavit of Consent of Defendant filed.

Oct. 28, 1983 Petition for Custody and Order filed: AND NOW, this 28th day of October, 1983, upon presentation and consideration of the within Petition, William Pineo is hereby appointed Child Custody Master in the above matter. The respective parties are hereby ordered to appear at such time and place as said Child Custody Master shall determine.
BY THE COURT,
Robert L. Walker, J

Oct. 28, 1983 Copies of order to Wm. Pineo, David Truax, and Joseph Kulwicki, Esqs.

Oct. 31, 1983 Motion To set a date and time for hearing and Order filed. AND NOW, October 31, 1983, The above matter is set for hearing on the 1 day of Dec, 1983, at 11 A.M., Court Room No. 1 or 2, Court House, Meadville, Pennsylvania A copy of the within Motion and Order shall be served upon Joseph F. Kulwicki, Counsel for the Defendant, by ordinary mail. By the Court,
P R. Thomas

Oct. 31, 1983 Copies of order to David Truax and Joseph Kulwicki.

Nov. 18, 1983 Motion to reschedule hearing and order filed. AND NOW, November 15, 1983 Continued to Dec. 5, 1983 at 10 AM in Court Room 1.
Robert L. Walker, J

Nov. 18, 1983 Copies of order to David Truax and Joseph Kulwicki.

Dec. 8, 1983, RE: ALIMONY PENDENTE LITE AND COUNSEL FEES - ORDER filed. AND NOW, December 6, 1983, after conference between counsel, they advise the Court, they request this matter be continued generally as they have apparently reached an agreement covering the matters raised in the petition. Request granted and no further hearing will be scheduled unless requested by either party.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Dec. 9, 1983, copies of order to Attys. David Truax, and Joseph Kulwicki.

Jan. 4. 1984 Affidavit Of Consent for Plaintiff filed.

Jan. 4, 1984 Upon praecipe of attorney for plaintiff for review under 201 (c) of the divorce code, this case moved to court.

Jan 12, 1984 Motion to Withdraw Count and Order filed: And now, 1-12-84, Granted. P. Richard Thomas, J.
Jan 12, 1984 Copies of order to David Truax and Joseph Kulwicki, Esqs.
Jan. 17, 1984 DIVORCE DECREE FILED: And Now, January 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between CYNTHIA A. LINDSEY AND LARRY A. LINDSEY, SR. is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.
BY ORDER OF THE COURT,
Robert L. Walker, J.

Continued on Margin

1983

John F. Spataro

40.

KATHLEEN M. THOMAS

vs.

GENE THOMAS

Filed Jan. 18, 1983

Tax & entry Paid $35.50 ✓
Pro Co Pd 4/22/83 6.00 ✓
Pro Co Pd 4/26/83 3.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 19, 1983, Counseling notices mailed.

Apr. 21, 1983, 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 divorce complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pa. on the above named defendant by certified mail, addressee only, return receipt requested, dated Jan. 20, 1983 The Defendant acknowledged serviced on Jan. 21, 1983 by accepting delivery on that date as evidenced by the attached signed return receipt. John F. Spataro

Apr. 21, 1983, Affidavit of Consent of plaintiff filed.

Apr. 21, 1983, Affidavit of Consent of defendant filed.

Apr. 21, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

May 10, 1983 DIVORCE DECREE Filed:

AND NOW, May 9, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KATHLEEN M. THOMAS and GENE THOMAS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

M.V.

John F. Spataro

41.

Bozic, Thomas & Johnson by R. Charles Thomas

FRANK VALENCIC and DOROTHEA VALENCIC, husband and wife, and ROBERT SHAUN VALENCIC

vs.

JOHN COLLINS and DEBRA DIANA COLLINS, husband and wife

Filed Jan. 18, 1983 and issued.

Tax & entry Paid $35.50
Sheriffs Costs 20.75
Pro Co Pd 10/31/84- 5.00
Pro Co Pd 11-1-84. 1.00

SUMMONS IN TRESPASS

Issued (sheriff)

Jan. 21, 1983, Writ Returned. SERVED AND MADE KNOWN TO John Collins personally the within named defendant by handing a true copy of the within Summons in Trespass, No. A.D. 1983 - 41, to him, on Jan. 19, 1983, at 2:50 P.M. at his place of visitation, at the Crawford County Sheriff's Office, Rm. 101, Meadville, the State of Pa.

SERVED AND MADE KNOWN TO Debra Diana Collins, personally the within named defendant by handing a true copy of the within Summons in Trespass, No. A.D. 1983-41, to her, on Jan. 19, 1983, at 2:55 P.M. at her place of visitation, at the Crawford County Sheriffs Office, Rm. 101, Meadville, the State of Pa.

So answers, Florence I. Beck, Deputy Sheriff
Howard A. Stewart, Sheriff

July 22, 1983, Complaint in Trespass filed. 2 copies (atty)

Aug. 19, 1983 Appearance of Bozic, Thomas and Jonhson by R. Charles Thomas for the Defendants filed.

Sept. 13, 1983 Defendant's Preliminary Objections To The Plaintiff's Complaint filed.

Jan 16, 1984 Upon Praecipe of Plaintiff's Attorney, this case is placed on the Argument list.

ON ARGUMENT LIST FOR FEBRUARY 27, 1984; No. 41.

Mar 16, 1984 Order filed: Re: Defendant's Preliminary Objections to Complaint

The defendant demurs to Count Four of the Complaint through which husband of Debra Collins is joined as a party defendant on the theory that wife Debra was operating the vehicle owned by John Collins "with the authority of John Collins". Defendant contends that a simple allegation that the spouse was operating the vehicle with the permission of her husband is inadequate to hold the husband into the case without further allegation of joint enterprise or pleadings constituting an action of vicarious liability. Accordingly, unless within twenty (20) days plaintiff amends the pleadings to plead with specificity a relationship between John Collins and Debra Collins that would make husband vicariously liable, the demurrer will be sustained.

The second issue is a motion to strike paragraph 7 of the Complaint on the basis that Debra Collins was issued a citation for failure to stop at a stop sign and apparently plead guilty thereto and paid a fine thereon. We note that such a plea is not admissible in evidence at trial, and accordingly, this allegation contained in paragraph 7 is stricken.

The defendant's motion for a more specific pleading requesting a detailing of medical expenses exceeding the standard threshold of $750.00 is denied.

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

Mar 16, 1984 Copies of order to John Spataro and R. Charles Thomas, Esqs.

Apr. 24, 1984 Upon praecipe of Attorney for Plaintiff this case is placed on the June trial list.

Apr. 24, 1984 Certificate Of Readiness filed.

June 18, 1984 Transcript Of Proceedings of the deposition of Dorothea Valencic and Frank Valencic filed.

ON TRIAL LIST FOR OCTOBER 1984; No. 5; Jury

Oct. 29, 1984, Upon praecipe of plaintiff attorney, this above captioned case marked discontinued of record.

Shafer, Dornhaffer, Swick, Bailey & Irwin
James R. Irwin
Christina McCrea
42.

Gordon R. Miller
Fuller, Kinnunen, Miller & Gamble

VIVIAN STELL

vs.

REID STELL

Filed Jan. 19, 1983

Tax & entry Paid $35.50

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (atty)

RULE TO SHOW CAUSE:

AND NOW, to-wit, this 19 day of January 1983, upon consideration of the within petition, and upon motion of James R. Irwin, Esquire, a Rule is granted on the Respondent to show cause why he should not refrain from abusing Petitioner, Vivian Stell, and further grant possession to Petitioner of premises located at R. D. #1, Conneaut Lake, Pa. 16316, to the exclusion of Respondent, and to evict him from said premises pending final hearing on the merits of the said Petition.

Rule returnable and hearing the 21 day of Jan. 1983, at 1:30 P.M. in Court Room No. 2 of the Crawford County Court House, Meadville, Pa.

BY THE COURT,
P. Richard Thomas, J.

Jan. 19, 1983, Copy of order to James R. Irwin, Esq.

Jan. 19, 1983, Affidavit filed. I, LeRoy Chaney, being duly sworn according to law depose and say that I personally served a true and correct copy of a Petition For Relief Under the Protection From ABuse Act to Reid Stell, at his residence of R. D. #1, Conneaut Lake, Pa. 16316. Dated - Jan. 18, 1983, at 12:10 P.M..

LeRoy Chaney, Constable

Jan. 21, 1983, Consent Agreement Under Protection From Abuse Act and Order filed. ORDER UNDER "PROTECTION FROM ABUSE ACT" APPROVING CONSENT AGREEMENT OF PARTIES filed. ORDER: AND NOW, this 21st day of January, 1983, 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..

A true and correct copy of this Order shall be sent by cert. mail, return receipt requested, to the petitioner, the respondent and to the Conneaut Lake Police Department, which has appropriate jurisdiction to enforce this Order.

The parties are hereby advised that violation of this Order may subject the violating party to punishment for contempt.

Robert L. Walker, J.

Jan. 24, 1983, Copies of order to Attys. Christina McCrea, and Gordon R. Miller.

Jan. 21, 1983, ORDER: AND NOW, January 21, 1983, by consent of the parties hearing in this matter is continued to February 10, 1983, at 10:30 o'clock A.M. in Courtroom No. 2, Courthouse, Meadville, Pa.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Jan. 24, 1983, Copies of order to Attys. Christina McCrea and Gordon Miller.

Feb. 2, 1983, Appearance of Fuller, Kinnunen, Miller & Gamble, by Gordon R. Miller, attorneys for defendant filed.

Feb. 11, 1983, ORDER filed. AND NOW, February 10,1983, by agreement of the parties, the order entered on January 21, 1983, based upon a consent agreement dated on the same date, is hereby extended for a period of four (4) months from this date and with the additional requirement that the husband continue to cover his wife under his program of medical insurance during said period of time.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Feb. 14, 1983, Copies of order to Attys. James Irwin and Gordon Miller.

1983

Fuller, Kinnunen, Miller & Gamble Gordon R. Miller 43.	WILLIAM E. CLARK and EDNA CLARK vs. CABOT OIL AND GAS CORPORATION Filed Jan. 19, 1983 and Issued. Tax & entry Paid $35.50 Sheriffs Costs 14.75	SUMMONS IN TRESPASS Issued (sheriff) Jan. 24, 1983, Sheriff's Return (writ) filed. SERVED Cabot Oil and Gas Corporation the within named defendant, on Jan. 20, 1983, at 4:16 P.M. by handing a true and attested copy fo the within Summons in Trespass, No. AD 1983 - 43 at 819 Conneaut Lake Road, Meadville, in the County of Crawford, the State of Pa., the usual place of business of said defendant to Rudy Adamiah, the person for the time being in charge thereof. So answers, Edgar D. Householder, Dep. Sheriff Howard N. Stewart, Sheriff

1983

Bozic, Thomas
& Johnson
Bruce M. Johnson

44.

THOMAS L. MOWERY

vs.

CHERYL E. MOWERY

Filed Jan. 19, 1983

Tax & entry Paid $35.50

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

Jan. 20, 1983, Counseling notices mailed.

Feb. 22, 1983, Affidavit of Service filed. Brume M. JOhnson, Esq. being duly sworn according to law, deposes and says that on Jan. 20, 1983, he sent a true and correct copy of the Complaint in Divorce properly endorsed with the Notice to Defend and Claim Rights in the above action to the Defendant Cheryl E. Mowery, by cert. mail, ret. receipt requested, restricted delivery, at her last known address of R. D. #2, Box 162, Jamestown, Pa. 16134. Further that there is attached hereto Receipt for Cert. Mail P342268913 dated Jan. 20, 1983, together with a return receipt singed by the defendant on Jan. 22, 1983, indicating that a copy of the Complaint in Divorce was received by her on that date. Bruce M. Johnson, Esq.

Aug. 1, 1984 Affidavit of Consent of Defendant filed.

Jan 30, 1986 Affidavit of Consent of Plaintiff filed.

Feb. 19, 1986, Upon praecipe of Plaintiff Attorney for Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Mar. 13, 1986 D I V O R C E D E C R E E F I L E D.

AND NOW, March 13, 1986 it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

T H O M A S L. M O W E R Y and C H E R Y L E. M O W E R Y

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

Bozic, Thomas &
Johnson
Bruce M. Johnson

45.

ESTHER J. STANLEY

vs.

WILLIAM L. STANLEY, JR.

Filed Jan. 19, 1983

Tax & entry Paid $35.50

Pro Co Pd 5-18-83 9.00

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

Jan 20, 1983, Counseling notices mailed.

Jan. 24, 1983, Affidavit of Service filed. Bruce M. Johnson, Esq. being duly sworn according to law, deposes and says that on Jan. 20, 1983, he sent a true and attested copy of the Complaint in Divorce properly endorsed with the Notice to Defend and Claim Rights in the above action to the Defendant, William L. Stanley, Jr. by cert. mail, return receipt requested, restricted delivery, at his last known address of 221 South Mercer St., Greenville, Pa. 16125. Further that there is attached hereto Receipt for Cert. mail P342268912 dated Jan. 20, 1983, together with a Ret. Receipt signed by the Defendant on Jan. 21, 1983, indicating that a copy of the Complaint in Divorce was received by him on that date. Bruce M. Johnson, Esq.

May 18, 1983 Affidavit of Consent of Plaintiff filed.

May 18, 1983 Affidavit of Consent of Defendant filed.

May 18, 1983 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.

May 25, 1983 DIVORCE DECREE FILED:

AND NOW, May 25, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ESTHER J. STANLEY and WILLIAM L. STANLEY, JR.

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mahany, Roeder
& Smith
Richard Roeder

46.

RONALD K. SOPHER

vs.

JANICE B. SOPHER

Filed Jan. 19, 1983

Tax & entry Paid $35.50
Pro Co Pd.5-5-83 9.00

COMPLAINT IN DIVORCE

Jan. 20, 1983, Counseling notices mailed.

May 5, 1983, Affidavit of Service filed. RICHARD W. ROEDER, ESQ., being duly sworn according to law, deposes and says that he is an attorney at law, duly authorized to practice in the Courts of the Commonwealth of Pennsylvania, and that his law office is located at 101 West Main Street, Titusville, Pennsylvania; that on January 21, 1983, he served a copy of a Complaint in Divorce upon the Defendant, Janice B. Sopher, by handing her a certified copy personally at 101 West Main Street, Titusville, Pennsylvania.

Richard W. Roeder

May 5, 1983, Affidavit of Consent of Ronald K. Sopher filed.

May 5, 1983, Affidavit of Consent of Janice B. Sopher filed.

May 5, 1983, Upon praecipe of plaintiff's attorney for review under §201(c) of the Divorce Code, this case moved to Court.

May 12, 1983 DIVORCE DECREE Filed:

And Now, May 12, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

RONALD K. SOPHER and JANICE B. SOPHER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Pepicelli and
Pepicelli
Alan Pepicelli

47.

John F. Spataro

JAMES T. CREMONESE

vs.

ARLENE M. CREMONESE

Filed Jan. 20, 1983

Tax & entry Paid $35.50

Pro Co pd. 11-9 83 9.00

COMPLAINT UNDER SECTION 201(c)
OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Jan. 20, 1983, Counseling notices mailed.

Jan 24, 1983 Certificate of Service filed: Alan L. Pepicelli, hereby certifies that he is the Attorney for the Plaintiff, James T. Cremonese, in the within Action and that a copy of the Complaint in Divorce was sent by certified mail, return receipt requested, deliver to addressee only to the defendant, Arlene M. Cremonese, at 733 Beverly Drive, Meadville, Pa 16335 on January 20, 1983 and was delivered by the Defendant on January 21, 1983. The receipt for certified mail and the return receipt are attached hereto marked Exhibit A.

Pepicelli & Pepicelli
Alan Pepicelli

Feb. 9, 1983, Answer to Complaint Under Section 201(c) or 201(d) of the Divorce Code and Counterclaim filed.

June 22, 1983, Amendment to Counterclaim filed.

June 24, 1983, Motion for a hearing to consider Plaintiff's claim for alimony pendente lite and counsel fees and Order filed. AND NOW, June 24, 1983, Hearing July 5, 1983 at 3:00 P.M.

P Richard Thomas

June 24, 1983, Copies of order to Alan Pepicelli and John Spataro.

July 5, 1983, Income and Expense Statement of plaintiff filed.

July 7, 1983 Order filed. AND NOW, July 5, 1983, at the time set for hearing, the parties mutually agree that the car payment in the amount of approximately $191.00 per month for the jointly owned car now in possession of the wife shall be paid from an escrow account jointly owned by the parties resulting from the sale of their residence, real estate. The Court hereby DIRECTS that James T. Cremonese pay alimony pendente lite in the amount of $75.00 per week commencing with the week of July 5, 1983, with said alimony pendente lite not to run longer than a period of three (3) months without further Court Order. James T. Cremonese will apy additional counsel fees in the amount of $100.00 on or before July 15, 1983 plus another $100.00 on or before August 15, 1983. The Court deems these fees essential to continue with the litigation, bet believes in this case that ultimate counsel fees should be determined and allocated for payment between the parties at the discretion of the Divorce Master and if exceptions are filed, by the Common Pleas Judge.

BY ORDER OF THE COURT
P Richard Thomas, J

July 7, 1983 Copies of order to Alan Pepicelli and John Spataro.

Nov. 9, 1983 Motion for Leave to Withdraw Counterclaim and Order filed: And Now, 11-9-83, Granted.

P. Richard Thomas, J.

Nov. 9, 1983 Copies of order to John Spataro, Esq. and Alan Pepicelli, Esq.

Nov. 9, 1983 Affidavit Of Consent for Plaintiff filed.

Nov. 9, 1983 Affidavit Of Consent for Defendant filed.

Nov. 9, 1983 Upon praecipe of attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

Nov. 23, 1983 DIVOREE DECREE FILED:

AND NOW, November 22, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JAMES T. CREMONESE AND ARLENE M. CREMONESE

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of saimd marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J

1983

Devine & Kuftic
Dennis G. Kuftic

48.

James Irwin

6/28/83 Received $11.50 from plaintiff

9/1/83 Received $11.50 from defendants atty

9/12/83 Received $112.50 for C.S.Co. Comm. Vernon L. Kelly

9/12/83 Received $112.50 for C.S.Co Comm Vernon L. Kelly

DAVID MATTHEW BURGETT

vs.

SUSAN J. FENNELL,
Respondent
IN RE:
SAMUEL LUDWICK BURGETT

Filed Jan. 21, 1983

Tax & entry Paid $35.50 ✓

Pro Co. Ad 6/28/83 9.00 ✓

Mediation Costs $225.00

Expenses Pd 8-22-84 13.50 ✓

PETITION FOR MODIFICATION OF CUSTODY AGREEMENT

1 copy (mediator)
1 copy (atty)

ORDER:
AND NOW, this 21st day of Jan., 1983, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Master, John Fuller, at a time to be set by the Master in the Crawford County Courthouse with the Child Custody Master as required Rule 31 E of the Court of Common Pleas of Crawford County, Pa.

It is further ordered and decreed that pending a final determination by the Court, the aforesaid minor child, Samuel Ludwick Burgett, shall not be removed from the jurisdiction by either party under possible punishment for contempt of court.

Robert L. Walker, J.

Jan. 21, 1983, Copy of order to Atty. Kuftic.

Jan. 27, 1983, Affidavit filed. Before the the subscriber personally appeared Dale Loomis who being duly sworn according to law, doth depose and says that he is a constable in the County of Erie, State of Pa., and that on the 21st day of Jan. 1983, at 6:00 P.M. he did serve upon Susan J. Fennell, the Respondent in the above captioned cause, a true and correct copy of the Petition for Modification of Custody Agreement by handing the same to her at R. D. #1, Jericho Rd., Edinboro, Pa. 16412. in the County of Crawford, State of Pa.

Said copy of the Petition was duly endorsed with notice to Respondent to appear and answer within 20 days from date of service. The Respondent indentified himself by License # 132-64-120. Dale Loomis, Constable

Mar. 7, 1983 Petition for Temporary Custody Order Pending Court Hearing filed.

Mar. 7, 1983 Order filed: AND NOW, March 7, 1983, upon presentation of a Petition for Temporary custody, a hearing is set thereon for March 10, 1983 at 10:30 o'clock A.M. confined to the issue of temporary custody of the child pending disposition by the custody mediator.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mar. 7, 1983 Copies of order to Dennis Kuftic, Esq. and James Irwin, Esq. by Judge's Office.

Mar. 11, 1983 Order filed: AND NOW, March 10, 1983, after partial hearing, it appearing that a further mediation conference can be held by the end of March and a recommendation forwarded to the Court at that time, the custody mediatior is requested toschedule the further mediation meeting on or before March 31, 1983, irrespective of whether he has received the psycological reports or not without prejudice to the right of either party to arrange for such psycological reports to be submitted to the custody mediator prior to the mediator conference.

During the period from this date to March 31st, custody of Samuel Ludwick Burgett shall be divided between the parties as follows: He is currently with his father and shall continue in his father's immediate custody wntil 8:00 o'clock p.m. on Friday, March 11, 1983, at which time he shall be returned to his mother. He shall be in his Mother's custody until Wednesday March 16, 1983, at 8:00 o'clock a.m., at which time he will be returned to the custody of his father until 8:00 o'clock p.m., Friday, March 18, 1983. He shall be in the custody of his mother from Friday, March 18, 1983, at 8:00 o'clock p.m., until March 23, 1983, at 8:00 o'clock a.m., returned to the custody of his father until Friday March 25, 1983 at 8:00 o'clock p.m. and then returned to the custody of his mother until Wednesday, March 30, 1983, at 8:00 o'clock a.m., and it is assumed that by that date at least, a temporary recommendation will have been made by the mediator.

The prior Order requiring that the child be continued within the geographic jurisdiction of this Court is vacated and either party may maintain the child at such place as it may deem appropriate during the period of their individual custody, provided, however, that if either party takes the child outside the Commonwealth of Pennsylvania, they shall be promptly held in contempt if they fail to return the child at the appropriate time.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mar. 11, 1983 Copies of order to Dennis Kuftic, Esq. and James Irwin, Esq.

Mar. 30, 1983, Motion to Continue and Maintain Order dated March 10th 1983, and Order filed. ORDER: AND NOW, this 30th day of March, 1983, the previous Order of this Court dated March 10th, 1983, is continued until such time as a mediation conference is rescheduled and in the interim custody of the child, Samuel Ludwick Burgett, shall be with his father from 8:00 A.M. Wednesday until 8:00 P.M. Friday of each week and the mother shall have custody for all other times.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mar. 31, 1983, Copies of Order to Dennis Kuftic, Esq., and James R. Irwin Esq.

May 25, 1983 Order filed: AND NOW, May 25, 1983, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of Samuel Ludwick Burgett shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records, and other importann records, and each shall be entitled to participate fully in decisions affecting the health, education, and religious instruction of the child.

Continued on next page

Record Continued from page 48 of AD 1983-48 Burgett-Fennell Custody

II. Physical custody of Samuel Ludwick Burgett shall be divided between the mother and father as follows:

A. The mother shall be entitled to take the child into her custody on May 21, 1983, and shall retain the child in her custody until September 1, 1983. On September 1, 1983, the child shall be transferred to the custody of the father and shall remain in the custody of the father until December 1, 1983. On December 1, 1983, the child shall be transferred to the custody of the mother and shall remain in the custody of the mother until January 1, 1984. In the year 1984 and in subsequent years, until and unless this order has been modified or changed, the child shall be in the custody of the father from January 1 until May 1 of each year and in the custody of the mother from May 1 until September 1 of each year and in the custody of the father from September 1 until December 1 of each year and in the custody of the mother from December 1 until January 1 of each year.

B. Transportation of the child to and from the home of the mother and father shall be equally shared by the parties so that in transferring custody of the child, such transfers shall take place at a point approximately equidistant between Baltimore, Maryland and Edinboro, Pennsylvania.

C. The parties by mutual agreement may make other arrangements for transfer of custody, so that the father may have the child in his custody for a week or two in the summer and so that the mother may have the child in her custody for a week or two in the fall and in the spring. Such arrangements are to be by mutual agreement of the parties.

D. Because the child will normally be in the home of the mother on the Fourth of July and on Christmas Day and in the home of the father on Thanksgiving Day and Easter Sunday, no further holiday visitation schedule is made.

This order shall be a temporary order but shall become a permanent order unless exceptions thereto are filed by either party within Thirty (30) days from the date of this order. Costs of the mediation conference shall be equally divided between the parties.

By the court,
Robert L. Walker, Judge

May 26, 1983 Copies of order to Dennis Kuftic, Esq., Jame Irwin, Esq. and John Fuller, Esq.

June 24, 1983, Petition For Extension Of Time To File Exceptions To Mediators Recommendation and Order filed. AND NOW, to-wit, this 24 day of June, 1983 upon consideration of the within motion and agreement of the parties, it is hereby ordered and decreed that the time for filing exceptions by either party to the recommendation of the mediator and custody order of May 24, 1983, is hereby extended to the first day of September, 1983. P Richard Thomas, J

June 24, 1983, Copies of order to Dennis Kuftic, Esq. and James Irwin, Esq.

Feb. 27, 1985 Petition For Modificatio.. Of Custody Agreement and Order filed AND NOW, this 27th day of February, 1985, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Master John Fuller, at a time to be set by the Master in the Crawford County Courthouse with the Child Custody Master as required by Rule 31(e) of the Court of Common Pleas of Crawford County, Pennsylvania. Robert L. Walker,J

Feb. 28, 1985 Copies to Dennis Kuftic, James Irwin and John Fuller

Mar. 6, 1985 Acceptance of Service of petition for Modification of Custody Agreement and Order by James R. Irwin filed.

48
-6-

1983

1983

Devine & Kuftic Dennis G. Kuftic 49. **Anthony Vardaro**	PAUL J. MORRISON and SUSAN N. MORRISON vs. EARL J. STRONG Filed Jan. 21, 1983 Tax & entry Paid $35.50 Sheriffs Costs 21.75	COMPLAINT IN TRESPASS 2 copies (atty) Feb. 11, 1983, Sheriffs Return filed. SERVED AND MADE KNOWN TO Earl J. Strong, personally the within named defendant by handing a true copy of the within Complaint in Trespass No. A.D. 1983 - 49, to him, on Feb. 9, 1983 at 11:05 A.M. at his place of residence, at R. D. #2, Palmer Road, Springboro, in the County of Crawford, State of Pa. So answers, E. Ralph Copeland, Chief Deputy Sheriff Howard N. Stewart, Sheriff **Mar. 3, 1983 Appearance of Anthony J. Vardaro, Esq. for Defendant filed.**

1983

Petruso & Fabian
John D. Petruso

50.

4/26/83 Received $109.00 from plaintiff.

PAMELA SUSAN EDWARDS

vs.

RAYMOND JOHN EDWARDS

Filed Jan. 21, 1983

Tax & entry Paid $35.50
Sheriff's Costs 12.75
William Moore, Master 100.00
Pro Co. Pd 4/26/83 9.00
Pro Co Pd 9/26/89 5.00

COMPLAINT IN DIVORCE

1 copy (sheriff)

Jan. 24, 1983, Counseling notices mailed.

Feb. 1, 1983 Sheriff Return filed. SERVED AND MADE KNOWN TO Raymond John Edwards personally the within named defendant, by handing a true copy of the within Complaint, No. A.D. 1983-50, to him, on January 27, 1983, at 4:05 P.M., at his place of residence at 173 Spring St., Apt. # 1, Meadville, in the County Crawford, the State of Pennsylvania.
So answers, E. Ralph Copeland, Chief Dep. Sheriff
Howard N. Stewart, Sheriff

Add'nl costs, June 1, 1983, Received $100 fee as Master in this case.
William B. Moore
Master

Apr. 21, 1983 Motion for Appointment of Master and Order filed: AND NOW, April 22, 1983, William B. Moore is appointed Master in the above matter to hold a hearing and make report upon claims involving: Divorce.
Deposit required: By Plaintiff $109.00, By defendant $---.
PER CURIAM,
Robert L. Walker, J.
April 22, 1983 Copies of order to John Petruso, Esq. and William Moore, Esq.

June 1, 1983, Master's Report filed.

June 13, 1983 Moved to Court.

June 30, 1983 DIVORCE DECREE FILED:

AND NOW, June 29, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

PAMELA SUSAN EDWARDS and RAYMOND JOHN EDWARDS

is hereby dissolved on indignities only and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

Sept. 26, 1989, Notice of Election to Retake Maiden Name filed.
TO BE KNOWN AS: PAMELA S. CRAWFORD.

1983

Fuller, Kinnunen, Miller & Gamble
Ann Hansen Gamble

51.

Jack, Kookogey & Felton
Robert J. Felton

DENISE M. WEAVER

vs.

TIMOTHY P. WEAVER

Filed Jan. 21, 1983

Tax & entry Paid $35.50 ✓
Pro Co pd 9/14/84 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 24, 1983, Counseling notices mailed.

Jan. 31, 1983, Affidavit of Mailing Complaint Under Pa. R.C.P. No. 1124 (b) filed. Ann Hansen Gamble being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practive law in the Commonwealth of Pennsylvania and that on Jan. 25, 1983, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested to Timothy P. Weaver at 115 East Oak St., Titusville, Pa., the Defendant's last known address. The said receipt being attached hereto. Ann Hansen Gamble, Esq

Feb. 1, 1983, Appearance of Robert J. Felton, attorney for defendant filed.

✓ Sept. 14, 1984 Affidavit Of Consent for Plaintiff filed.

✓ Sept. 14, 1984 Affidavit of Consent for Defendant filed.

Sept. 14, 1984 Upon praecipe of attorney for Plaintiff to Transmit Record, this case moved to court.

Oct. 1, 1984 DIVORCE DECREE FILED:

AND NOW, September 28, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DENISE M. WEAVER AND TIMOTHY P. WEAVER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

52.

PENNBANK
127 W. Spring St.
Titusville, Pa. 16354

vs.

ARNOLD E. TARR
PHYLLIS A. TARR

Filed Jan. 21, 1983
@ 1:54 o'clock P.M.

Pro Simmons Paid $9.00
Plff on orig 6.50

AGREEMENT TO REVIVE

of

DSB 505 November Term 1977

The undersigned hereby agrees that the judgment entered on 1/31/78 to 505 Nov. Term 1977 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $21,435.54 plus costs.

Dated.....Jan. 14, 1983
Debt $21,435.54
T - 14, 134.....JUDGMENT
James F. Simmons, Pro.

8/27 19 83

Received satisfaction in full of the above Judgement, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

~~Atty for Plff~~

Witness: James F. Simmons

19

Received satisfaction in full of the above Judgement, Debt, Interest and Costs, and hereby authorize the Prothonotary to satisfy the same of record.

Witness:

Witness:

1983

Spadafore & Vardaro Emil Spadafore 53. J. Alan Johnson & Judith K. Giltanboth for U.S.A.	MARINE BANK vs. CLAIR W. VAN EPPS and OK CHA VAN EPPS, his wife **and** **United State of America** Filed Jan. 21, 1983 Tax & entry Paid $35.50 **Sheriff's Costs 25.00** Sheriff's Costs 25.00	COMPLAINT IN MORTGAGE FORECLOSURE 2 copies (sheriff) To Foreclose Mortgage recorded in Crawford County Mortgage Book 380, page 1007.

Feb. 8, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Clair W. Van Epps personally the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983-53, to him, on January 27, 1983, at 1:02 P.M., at his place of residence, at 810 West Spring St., Titusville, in the County of Crawford, State of Pa.

SERVED Ok Cha Van Epps the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983-53, to Clair Van Epps, an adult member of the family with whom she resides, namely husband, on January 27, 1983, at 1:03 P.M. at their residence, at 810 West Spring St., Titusville, in the County of Crawford, the State of Pennsylvania.
So answers,
Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

Mar. 9, 1983, Motion To Amend Complaint, and Order filed. ORDER: AND NOW, this 9th day of March, 1983, the attached motion is granted and Plaintiff is granted leave to amend his Complaint and add the United States as a party.
Robert L. Walker, J.

Mar. 10,1983, copies of order to Emil Spadafore (2, one for dfts)

Mar. 15, 1983 Amended Complaint in Mortgage Foreclosure filed.

Mar. 30, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Clair W. Van Epps personally, the within named defendant by handing a true copy of the within Amended Complaint in Mortgage Foreclosue, AD 1983-53, to him, on Mar. 28, 1983, at 10:56 A.M. at his place of residence, 810 W. Spring St., Titusville, Crawford Co., Pa.

SERVED Ok Cha Van Epps the within named defendant by handing a true copy of the within Amended Complaint in Mortgage Foreclosure AD1983-53, to Clair Van Epps an adult member of the family with whom she resides, namely husband, on March 28, 1983 at 10:55 A.M., at their residence at 810 W. Spring St., Titusville, Crawford Co., Pa.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 11, 1983, Answer for United States of America To Amended Complaint In Mortgage Foreclosure.filed.

Nancy Norkus

54.

McCarthy, Huggins
Garhart & McCarthy
John Paul Garhart

COMMONWEALTH OF
PENNSYLVANIA, DEPARTMENT
OF TRANSPORTATION,
BUREAU OF TRAFFIC
SAFETY OPERATIONS

vs.

RUSSELL VAN TINE GRABB

Filed Jan. 21, 1983

Tax & entry Paid $35.50
Pro Co 1/26/10/83 9.00
Pro Co Pd 4/29/83-30.00

PETITION FOR APPEAL OF
SUSPENSION OF OPERATING PRIVILEGES

1 copy (Dept. of Trans)

Jan. 24, 1983, ORDER: Re: Petition For Appeal of Suspension of Operating Privileges:
AND NOW, January 24, 1983, hearing on this appeal is set for March 30, 1983, at 1:30 P.M. This appeal shall act as a supersedeas and defendant's attorney is required to give thirty (30) days notice to the Department of Transportation, together with a copy of this Order.

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

Jan. 26, 1983, Copies of order to Atty. Garhart; and to Dept. of Trans., Harrisburg, Pa.

Mar. 31, 1983, ORDER filed. AND NOW, March 30, 1983, the petitioner's appeal is DENIED and the suspension imposed by the Department of Transportation is reinstated.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Mar. 31, 1983, Copies of order to Attys. John Paul Garhart, and Nancy Norkus.

Apr. 29, 1983, Notice of Appeal of Defendant, to order of March 30, 1983, to Commonwealth Court of Pennsylvania, filed.

May 4, 1983 Notice of Appeal to Commonwealth Court of Pennsylvania of order entered Mar 30, 1983 filed.

May 24, 1983, Transcript of Proceedings - Hearing on License Suspension Appeal - filed.

May 24, 1983, OPINION of Judge Robert L. Walker, filed.

May 31, 1984, Certificate of Contents of Remanded Record and Notice of Remand Under Pa. Rules of Appellate Procedure 2571 and 2572(e) filed; record returned. (discontinued)

June 1, 1984, copy, certified, of certificate mailed to Commonwealth Court.

1983

Joseph F. Kulwicki

55.

Fuller, Kinnunen, Miller & Gamble
Ann Hansen Gamble

KENNETH J. BENDER

vs.

PATRICIA A. BENDER

COMPLAINT IN DIVORCE, DIVISION OF PROPERTY, CUSTODY OF MINOR CHILDREN AND VISITATION

1 copy (atty)

Jan. 25, 1983, Counseling notices mailed.

Filed Jan. 24, 1983

Tax & entry Paid $35.50
2 Counts Paid 30.00
1 Count Paid 8/2/83-15.00

Barbara Smith, Master
fro Co Pl 9/4/84 5.00

Jan. 26, 1983, Affidavit of Service filed. Kimberly S. DeAngio, being duly sworn according to law, deposes and says that she is an employee of Jos. F. Kulwicki, and as such, on Jan. 24, 1983, she placed a cert. copy ofthe divorce complainti in the above matter in th U. S. mail, postage pre-paid, cert. mail item no. 800992, deliver to addressee only, addressed as follows: Mrs. Patricia A. Bender, R. D. #1, Townville, Pa. 16360.

Said signature card for cert. ail item number 800992 was returned to the office of Jos. F. Kulwicki on Jan. 26, 1983, bearing the signature of the defendant as having received same on Jan. 25, 1983.

Said receipt and signature card for cert. mail item No. 800992 are attached hereto and made a part hereof.

Further deponent sayeth Not. Kimberly S. DeAngio.

7/10/84 Recd $400.00 from Plff. Kenneth Bender

Feb. 4, 1983 Plaintiff's Income and Expense filed.

Mar. 4, 1983, Statement of Marital Property of Plaintiff filed.

Mar. 31, 1983 Petition for Special Relief and Order filed: AND NOW, this 31 day of March, 1983, a Rule is granted on the Respondent to show cause why the relief requested in the Petition should not be granted.

Rule returnable the 26 day of April, 1983, at 1:30 p.m. in courtroom number 1 or 2 of the Crawford County Court House in Meadville, Pennsylvania.

Robert L. Walker, Judge

Apr. 4, 1983 Copies of order to Joseph Kulwicki, Esq. and Ann Gamble, Esq.

9/6/84 Received 395.00 from Simmons Bender Kulwicki

Apr. 4, 1983, Affidavit of Service filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Com. of Pa. and that on Apr. 1, 1983, she sent a cert. copy of the Petition for Special Relief to Jos. F. Kulwicki, atty. for the plaintiff. Ann Hansen Gamble, Esq.

Apr. 19, 1983, Motion to Continue Generally the Hearing Set for Apr. 26, 1983, and order filed. ORDER OF COURT: AND NOW, April 19, 1983, Motion granted.
P. Richard Thomas, J.

Apr. 19, 1983, copies of order to Attys. Jos Kulwicki, and Ann Gamble.

June 6, 1983, Answer To Petiton For Special Relief filed.

June 24, 1983, Answers To Interrogatories Addressed to the Defendant filed.

June 24, 1983, Defendants Certificate of Service of Interrogatories Addressed to Defendant, filed.

Aug. 1, 1983, Answer to Complaint in Divorce, and Counterclaim filed. (Alimony, Alimony Pendente Lite, Attorneys Fees, Costs and Expenses)

Aug. 8, 1983, Affidavit of Consent of plaintiff filed.

Aug. 8, 1983, Rule Entered Upon plaintff on the counterclaim to file Bill of Particulars Issued. (copy of Rule mailed to Ann H. Gamble, Esq.)

Oct. 13, 1983 Bill Of Particulars filed.

Apr. 6, 1984, Motion for Appointment of a Master, and Order filed. ORDER: AND NOW, April 4, 1984, Barbara Smith is appointed Master in the above matter to hold a hearing and make report upon claims involving: Dissolution of Marriage on Grounds of Indignities & Equitable Distribution. Deposit required:

By Plaintiff: $400.00 By Defendant $200.00

PER CURIAM,
Robert L. Walker, J.

Apr. 6, 1984, copies of order to Jos. Kulwicki, Ann Gamble and Barbara Smith, attys.

Apr. 9, 1984 MEMORANDUM (The defendant is granted twenty (20) days from this date in which to file an inventory and appraisement or she will be precluded from giving testimony on matters relating to equitable distribution at the Masters hearing).

BY THE COURT,
Robert L. Walker, J

Apr. 10, 1984 Copies to Joseph Kulwicki, Ann Hansen Gamble and Barbara Smith

Apr. 13, 1984, Motion of Defendant to refer to Master the issues of alimony, alimony pendente lite, attorney fees, costs and expenses, filed.

Apr. 13, 1984, Motion of Defendant to Set Hearing and order filed. ORDER: AND NOW, this 12th day of April, 1984, hearing on the within Motion is set for May 2, 1984, at 10:00 AM EDST. Robert L. Walker, J.

Apr. 16, 1984, copies of order to Attys. Jos. Kulwicki, Ann Gamble and Barbara Smith.

Apr. 24, 1984 Inventory and Appraisement of Defendant, Patricia A. Bender filed.

Apr. 24, 1984 Rule entered upon Plaintiff to file Bill of Particulars issued.

CONTINUED ON PAGE 549

1983

Dana R. Fales, Inc.
William Gregg

56.

Culbertson, Weiss, Schetroma, & Schug by Mary Ann Kirkpatrick

RONALD L. HETRICK

vs.

MARY HETRICK

Filed Jan. 24, 1983

Tax & entry Paid $30.50 ✓
Pro Co Pd 3/3/83 5.00 ✓
Pro Co pd. 8-25-83 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 25, 1983, Counseling notices mailed.

Feb. 2, 1983 Affidavit of Mailing filed. William J. Gregg, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by registered mail, return receipt requested, a true and correct certified copy of the Complaint in Divorce to the Defendant Mary Hetrick, at R.D.# 2, Box 61-A, Cochranton, Pa. 16314, and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A".

William J. Gregg, Atty.for Plaintiff

May 4, 1983, Appearance of Culbertson, Weiss, Schetroma and Schug by Mary Ann Kirkpatrick for Mary Hetrick, defendant filed.

kc

Aug. 25, 1983 Affidavit of Consent of Plaintiff filed.

Aug. 25, 1983 Affidavit of Consent of Defendant filed.

Aug 25, 1983 Upon praecipe of Attorney for Plaintiff for Review Under §201 (c) of the Divorce Code, this case moved to court.

Sept 21, 1983, DIVORCE DECREE filed. Robert L. Walker, Judge.

AND NOW, September 21, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

RONALD L. HETRICK AND MARY HETRICK

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

1983

Ferguson & Thiess
Douglas Ferguson

57.

LAILONI E. ZAMORA

vs.

GARY LEE ZAMORA

Filed Jan. 24, 1983

Tax & entry Paid $35.50

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Jan. 25, 1983, Counseling notices mailed.

June 16,1997 IMPORTANT NOTICE AND COURT ORDER filed.

Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 1/24/1983. 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 August 5, 1997, 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 LJA190F, 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 August 5, 1997. 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:

Date: June 16; 1997
Anthony J. Vardaro, J.

June 16, 1997 Copies mailed by Court Administrator's Office.

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

Joseph F. Kulwicki

Mason and Mason
Joan D. Mason

58.

Blystone & Blystone
Curtis Blystone

PATRICIA ANN TATTERS

vs.

JOSEPH CHARLES TATTERS, SR.

Filed Jan. 24, 1983

Tax & entry Paid $35.50✓
3 Counts Paid 45.00✓
Sheriff's Costs $12.75

COMPLAINT IN DIVORCE, DIVISION OF PROPERTY AND DEBTS, CUSTODY AND VISITATION, ALIMONY PENDENTE LITE, COUNSEL FEES AND COURT COSTS

1 copy (atty)

Jan. 25, 1983, Counseling notices mailed.

Jan 31, 1983 Motion to appoint Custody Master and Order filed: AND NOW, January 27, 1983, after long hearing, the Court is satisfied that the evidence indicates there has some of the spouse and probably some abuse to the children, but the Court notes the parties are young, over-emotional and family stress has caused them both to be somewhat unrealistic about the present situation. Accordingly, the Defendant is precluded from contacting his wife directly or indirectly unless she specifically requests said contact or said contact is made in the presence of their counsel. He is precluded from going to the jointly owned residence for any purpose.

The Court believes the father is entitled to have the children in his custody and the present arrangement of having the visit supervised at the Child Welfare Office is impractical. Accordingly, on Saturday, January 28th, the Defendand may have the children with him from 10:00 A.M. until 7:00 P.M. He will go to the residence, blow the horn of his car, stay outside the residence, and the mother will see that the children are delivered to the car. During the change there will be no animosity, bitterness or harsh words between the parents. When the father is ready to return the children, he will bring the children to the residence, take them to the door, but will not go inside, During the week of January 31, 1983, the Child Welfare caseworker assigned to this case will make an investigation of the trailer, and in the event she believes overnight visits could be adequately accommodated, and that the sanitary and heating facilities are safe and adequate, she can approve on her own without further Court Order a weekend visit on Saturday, February 5, 1983 with an overnight stay, and with the children to be picked up and to be returned at 11 A.M. on Sunday morning.

If the facilities are adequate, he may have the same visitation rights on February 19th and every weekend thereafter until further order of Court.

In this regard, the Court notes there is a request under the Divorce Action to refer this matter to a custody mediator. The Court appoints William Pineo as Custody Mediator, and Mr. Pineo is privileged to read the Court's rough notes of these lengthy hearings in preparation for the mediation conference, with the Court noting it takes incomplete notes, and that the position of the parties can be more accurately elicited by their attorneys.

The Court notes that the Defendant is not paying any money for the support of the children, but there is a support proceeding filed in the Domestic Relations Section. Accordingly, on Friday, January 28th and on Friday every week thereafter until the matter results in a temporary order in the Domestic Relations Section, the Defendant will pay to the Domestic Relations Section the sum of $20.00 for the support of the three (3) Minor children.

The Court notes that is has not made a detailed evaluation of the gross and net incomes and expenses of the parties in entering this temporary order, and this order should serve as no guidance to the Domestic Relations Hearing Officer in making an approprate support order in this case.

The Defendant is DIRECTED to pay costs in this case.

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

Feb. 3, 1983 Copies sent to William Pineo, Joan Mason, Curtis Blystone, and Dom Rel.

(Original Order filed at AD 1982-1103)

Feb. 15, 1983 Affidavit of Service filed: I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on February 7, 1983 mail to the above Defendant, Joseph Charles Tatters, Sr. by certified mail #268 665, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Charles Joseph Tatters, Sr. on February 8, 1983 as indicated by the return receipt card which was returned to the office of the Plaintiff's Attorney and is attached hereto.

Joan D. Mason, Attorney for Plaintiff

Feb. 25, 1983, Answer of defendant filed.

Mar. 7, 1983 Answer to New Matter filed.

Mar 8, 1983 Service of Answer to New Matter Accepted by Curtis Blystone, Esq.

Mar. 18, 1983 Motion to Vacate Order Appointing Custody Mediator and Order filed: AND NOW, this 18th day of March, 1983, the foregoing motion is denied and it is ordered that the matter of child custody be determined as originally ordered.

BY THE COURT,
Robert L. Walker, J.

Mar. 18, 1983 Copies of order to Joan Mason, Esq. and Curt Blystone, Esq.

Apr. 13, 1983, Defendant's Income and Expense Statement Pursuant to Pa. R. C. P. 1920.31 filed.

Apr. 18, 1983, Inventory and Appraisement Pursuant to Pennsylvania R.C.P. No. 1920.33, of Defendant filed.

CONTINUED
ON PAGE 58A

Patricia Ann Tatters
vs.
Joseph Charles Tatters
Sr.

Continued from Page 58

May 4, 1983, Petition For Ex Parte Preliminary Injunction and Order filed. ORDER: AND NOW, this 3rd day of May, 1983 upon consideration of the foregoing Petition, Patricia Ann Tatters is hereby ordered not to dispose of any property which is described in Defendant's Inventory and Appraisement as being marital property and, with respect to any property which has been disposed of, not to dispose of or utilize any proceeds received therefor. Patricia Ann Tatters is further ordered to provide at the hearing of this cause the identity and whereabouts of each individual to whom marital property was transferred, the identity of and to whom each item of marital property was transferred, whether each transfer was for consideration and, if so, the amount received therefor.

Returnable for hearing on May 13, 1983, at 1:30 o'clock, P.M.

BY THE COURTS,
P.Richard Thomas,J

May 4, 1983, Copies to Joan Mason and Curtis Blystone.

May 6, 1983, Sheriff's Return filed. SERVED AND NADE KNOWN TO Patricia Ann Tatters personally by handing a true copy of the within Petition For Ex Parte Preliminary Injunction, No. A.D. 1983-58, to her, on May 4, 1983, at 3:40 P.M., at her place of residence, at 551 Beers Avenue, Meadville, in the Co. of Crawford, the State of Pennsylvania.
So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 13, 1983 Exhibits filed with papers.

May 16, 1983 Re: Preliminary Injunction and Order filed: AND NOW, May 13, 1983, after hearing, the Court finds as a fact that the wife made a gift of a jointly owned dining room set originally purchased in September 1980 for the sum of $150.00 by the mother-in-law and presented to the husband and wife as a gift. The Court finds that even though the wife contends that the husband give the dining room set back to the mother that the evidence does not sustain this contention and that at the time of disposition to plaintiff's mother the property was marital property.

It is contended the mother has now sold the dining room set for $100.00 but the Court does not accept this as a proven fact and the master may actually ascertain the value at the time of disposition of the set on January of 1983.

The plaintiff wife Patricia Ann Tatters consents to the entry of an order enjoining her from disposing by sale or or gift or in any other fashion any of the marital property of the parties, specifically those items listed on Exhibit A of the defendant's inventory and appraisement and any other marital property acquired by the parties during their marriage.

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

May 17, 1983 Copies of order to Joan Mason, Esq. and Curtis Blystone, Esq.

May 18, 1983, Inventory and Appraisement of plaintiff filed.

June 6, 1983, Petition For Rule to Show Cause Why Plaintiff Should Not Be Required to Pay Court Costs and Defendant's Attorney's Fees Relative to Claim For Equitable Distribution fo Marital Property Or, In The Alternative, For The Right To Proceed As An Indigent, Filed.

June 6, 1983, ORDER filed. AND NOW, this 6th day of June, 1983, upon presentation and consideration of the foregoing Petition, a rule is hereby entered on the respondent Patricia Ann Tatters to show cause why she should not be ordered to pay Court costs and petitioner's attorneys fees relative to the effectuation of an equitable distribution of marital property and debts.

Returnable for hearing June 30, 1983 at 9:30 o'clock A.M. prevailing local time.

Robert L. Walker, J.

June 7, 1983, copies of order to Attys. Joan Mason, and Curtis Blystone.

June 29, 1983, Motion To Continue Hearing Scheduled for June 30, 1983, and Order filed. ORDER OF COURT: And now, June 30, 1983, the above Motion is granted. The hearing scheduled for June 30, 1983 is continued generally and a new hearing date will be fixed upon motion of either party.

P. Richard Thomas, J.

June 29, 1983, copies of order to Attys. Curtis Blystone, and Joan Mason.

Aug. 2, 1983 Motion for Leave to File Amended Petition and to Fix Hearing Date and Order filed: AND NOW, 8/1, 1983, the above Motion is allowed and a hearing in the above matter is scheduled for Aug. 12, 1983, at 10:30 o'clock A.M. prevailing local time.

BY THE COURT,
P. Richard Thomas, J.

Aug. 3, 1983 Copies of order to Curtis Blystone and Joan Mason, Esqs.

Aug. 12, 1983 Preacipe To Proceed In Forma Pauperis and Petition For Leave To Proceed In Forma Pauperis filed.

Oct. 3, 1983 Re: Plaintiff's Petition to Proceed In Forma Pauperis; Defendant's Petition and Amended Petition for Rule to Show Cause Why Plaintiff Should Not be Required to Pay Court Costs, Defendant's Attorney Fees in the Equitable Distribution Issue or in the Alternative for the Right to Proceed as an Indigent, Memorandum and Order filed: AND NOW, September 30, 1983, Petition for Leave to Proceed in Forma Pauperis filed by the Plaintiff is denied and the Original and Amended Petition filed by the Defendant requiring the Plaintiff to pay court costs and Defendant's attorney fees or in the alternative the right to proceed as

Continued on page 58B

an indigent is likewise denied.

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

Oct. 4, 1983 Copies of Opinion and Order to Joan Mason, Esq. and Curtis Blystone, Esq.

Oct. 14, 1983 Motion For Leave To Proceed On Appeal In Forma Pauperis Pursuant To Pennsylvania Rule Of Appellate Procedure 552 filed.

Oct. 14, 1983 Order filed. AND NOW, this 14th day of October 1983, upon consideration of the foregoing Motion and attached Verified Statement, the Court grants leave to the Defendant to proceed on appeal in forma pauperis pursuant to Pennsylvania Rule of Appellate Procedure 552. P Ricahrd Thomas, J

Oct. 14, 1983 Copies of order to Joan Mason and Curtis Blystone.

Oct. 14, 1983 Petiton For Rule To Show Cause Why Plaintiff Should Not Be Adjudged In Contempt and Order filed. AND NOW, this 14th day of Oct., 1983, upon consideration of the foregoing Petition, a Rule is hereby issued upon Plaintiff, Patricia Ann Tatters, to show cause why she should not be adjudged in comtempt. Returnable for hearing on the 10th of Nov. 1983, at 2:00 o'clock P.M., prevailing local time.

BY THE COURT,
P Richard Thomas,

Oct. 14, 1983 Copies of order to Joan Mason and Curtis Blystone

Oct. 27, 1983 Motion for Reconsideration of Order Denying Defendant the Right to Proceed as an Indigent filed.

Oct. 27, 1983 Re: Motion for Reconsideration of Order Denying Defendant the Right to Proceed as an Indigent and Order filed: AND NOW, October 26, 1983, the Motion for Reconsideration of our previous order Denying Defendant the Right to Proceed as an Indigent in this Divorce is accepted and argument and hearing on said motion is hereby set for November 29, 1983, at 10:30 A.M., before the undersigned.

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

Oct. 27, 1983 Copies of order to Curtis Blystone, Esq. and Joan Mason, Esq.

Nov. 15, 1983 Order filed: AND NOW, November 10, 1983, the Court declines to adjudicate the plaintiff in contempt of Court for willfully and deliberately disposing of property. It appears that upon surrender of the real estate to the FHA, the wife secured the services of her brother and truck to move her to her new location, All items could not be moved in one truckload and the brother shortly thereafter sold the truck and certain items were left behind in the household. Both parties had received notice that they had thirty (30) days in which to move the property. Apparently, after the thirty (30) days Patricia Tatters returned to the premises to find the door lock changed. Upon contact with the FHA representatives, it was ascertained that a children's train set was at the FHA office and could be picked up. The canned goods were still at the premises and she removed the same but that a box of Christmas decorations and a used metal clothes cupboard without doors, approximately five feet by three feet were surrendered to the Salvation Army by the FHA representatives.

The plaintiff denies she ever told the defendant she disposed of a dresser.

Accordingly, the Court feels the matter is de minimis and declines to find the plaintiff in contempt.

The defendant is anxious to ascertain the present inventory of marital assets in the wife's present residence at 1210 Elm Street, Meadville, Pennsylvania, and by agreement, the defendant accompanied by any law enforcement officer engaged at his expense, may go to the residence of the plaintiff on Friday, November 18, 1983, at 1:00 p.m., for the purpose of inspecting and itemizing the list of personal property, marital or otherwise, located on the plaintiff's premises at Elm Street. A list will be made and a copy left with the plaintiff.

During this inventory, the parties will be coureous to each other and engage in no acrimonious remarks, threats or argument of any kind.

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

Nov. 15, 1983 Copies of order to Joan Mason and Curtis Blystone, Esqs.

Nov. 29, 1983 Affidavit Of Consent for Defendant filed.

Dec. 1, 1983 Order filed: AND NOW, November 29, 1983, the Court having previously denied the defendant the right to proceed as an indigent and after informal hearing now notes the defendant was hospitalized for a period of time, has a net monthly income of $518.00, pays rent, child support, a loan and telephone bill totaling $347.00 per month in fixed expenses, thus leaving him only $171.00 per month for food, clothing and incidental expenses, the Court believes the defendant now meets the requirements of indigency, and accordingly, is authorized to proceed as an indigent in this divorce action.

As a collateral matter, the Court notes the matter was referred to a custody mediator a number of months ago to resolve the issue of custody, but that neither side has pressed for a hearing. In the event either side desires a custody Order in view of the fact the only custody order arose by virtue of an abuse proceeding which will terminate some time in January, 1984, they may petition the Custody Mediator for a mediation conference attempting to resolve the custody issue. If the income of the defendant is approximately the same as the present time, the Court would recommend to the Custody Mediator that the defendant and probably the plaintiff are unable to pay custody mediator fees and therefore, the County should assume the responsibility for the same.

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

Dec. 1, 1983 Copies of order to Joan Mason, Esq. and Curtis Blystone, Esq. and William Pineo, Esq.

Dec. 19, 1983 Plaintiff's Budget Information filed.

Continued on next 58C

Dec. 22, 1983 Petition For Reconsideration and Order filed. AND NOW, THIS 21 day of Dec., 1983, upon consideration of the foregoing Petition for Reconsideration the court grants the Plaintiff the right to proceed in forma pauperis, based on her budget information, her testimony at previous hearings, and also based on her present unemployed status.

The court reserves the right to assess court costs against one or both parites at a later date, in its discretion, as allowed by law. Per Curiam,
P Richard Thomas, J

Dec. 23, 2983 Copies of order to Joan Mason and Curtis Blystone.

Jan. 6, 1984 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on January 6, 1984 mail to the Defendant's attorney, Curtis E. Blystone, by ordinary mail, the Plaintiff's Petition for Reconsideration in the above divorce action. Joan D. Mason

Feb. 6, 1984, RE: APPOINTMENT OF A MASTER - ORDER filed. This vigorously contested divorce between the parties whom we allowed to proceed as indigent now comes before the Court for the Appointment of a Master. We note defendant's request is that the Master decide the issue of divorce on the grounds of indignities, disposition of marital property and alimony. The defendant has filed the affidavit required by Section 201(c) of the Divorce Code, but to date the plaintiff has failed to file the required 201(c) affidavit. Her counsel advises that she will file the same before a Master's hearing so that the divorce issue may be resolved on a no-fault ground rather than indignities.

There is some question as to whether the plaintiff wishes to pursue her claim for permanent alimony, in view of the limited earnings of the defendant, his past employment record and the realities of the situation and her counsel advises that she may or may not waive the alimony issue at the time of the Master's hearing.

The issues of custody and visitation, child support, alimony pendente lite and counsel fees have already been resolved and will not be addressed by the Master.

The main thorn of contention between the parties is the equitable division of their limited marital assets consisting primarily of the usual household furnishings and equipment and a dog. In view of the fact the Court, after many hearings, finally allowed both parties to proveed as an indigent, it is the eourt's disire that the Master appointed hereafter proceed as economically as possible to resolve this divorce and the prime emotional issue of an equitable division of marital property with dispatch and without the expenditure of exorbitant fees.

William Walker is hereby appointed Master to resolve the issues of diovrce, disposition of marital property and possibly permanent alimony. He is directed to proceed with dispatch, limit extraneous expenses to the bare essentials, use his time as economically as possible and upon ultimate disposition, submit a bill in a reasonable amount to the Court for his services.

Date: February 1, 1984 BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Feb. 7, 1984, copies of order to Attys. Joan Mason, Curtis Blystone, and William Walker.

June 6, 1984, Appearance of Joseph F. Kulwicki, attorney for plaintiff, filed.

July 25, 1984 Affidavit Of Consent for Plaintiff filed.

Aug. 3, 1984 Notice of Filing Master's Report filed.

Aug. 3, 1984 Order to Pay Counsel Fees and Order filed: AND NOW, August 3, 1984, the County of Crawford is directed to pay the court appointed Master in this case the sum of $200. Charge Court Budget - special counsel, misc.

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

Aug. 6, 1984 Copies of order to Jos. Kulwicki, Curt Blystone, & Wm. Walker, Esqs.

Aug. 8, 1984 Master's Report and Order filed: AND NOW, this 3 day of Aug. 1984, upon consideration of the foregoing Master's Report it is hereby ordered and decreed as follows:

1. The division of the marital assets as set forth in the foregoing Master's report is hereby approved.
2. That there shall not be any permanent or temporary alimony awarded to either party in this action.
3. That each party is barred from bringing any action or actions against the other party with respect to all claims having heretofore been referred to the master (including but not limited to the litigation concerning a certain dining room suit and the dispostion thereof).
4. That each party shall bear the responsibility to pay for the services of their own attorney or attorneys.
5. That in view of the extremely limited resources of these indigent parties the costs of the court and the master are to be paid by the county.

P. Richard Thomas, P.J.

Aug. 6, 1984 Copies of order to William Walker, Curtis Blystone and Jos. Kulwicki, Esqs.

Aug. 3, 1984 Divorce Decree filed: AND NOW, August 3, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between PATRICIA ANN TATTERS and JOSEPH CHARLES TATTERS, is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

An Order recommended by the Master, dated August 3, 1984, covering ancillary matters of property division, alimony and counsel fees is incorporated herein by reference.

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

Plate, Shapira, Hutzelman Berlin and May
Stephen Hutzelman

59.

Bozic, Thomas & Johnson
R. Charles Thomas
for Bettie Osborn

ASSOCIATES CONSUMER DISCOUNT COMPANY

vs.

LARRY W. OSBORN and BETTIE A. OSBORN, his wife

Filed Jan. 25, 1983

Tax & entry Paid $35.50
Sheriff's Costs 21.15
Pro Co. Pd 3-8-83 5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 386, page 1093.

Feb. 3, 1983, Appearance of Bozic, Thomas and Johnson, by R. Charles Thomas, attorneys for one of the defendants, Bettie A. Osborn, filed.

Feb. 14, 1983, Sheriff's Return filed. SERVED by mailing by certified mail, January 25, 1983, a true and attested copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983-59, to Larry W. Osborn, One Richard Street, Vienna, Ohio 44473, the return receipt being hereto attached amd made a part of this return.

SERVED AND MADE KNOWN TO Bettie A. Osburn personally the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure No. A.D. 1983-59, to her, on February 2, 1983, at 9:07 A.M., at her place of visitation, at the Crawford County Sheriff's Office Room 101, Meadville, the state of Pennsylvania.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 7, 1983 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record.

1983

Elderkin, Martin, Kelly, Messina & Zamboldi
Kenneth G. Vasil

60.

SEARS, ROEBUCK AND COMPANY

vs.

LOUIS L. PORTER

Filed Jan. 26, 1983

Tax & entry Paid $35.50
Sheriffs Costs 15.85
PRO Co Pd. 11/28/83-9.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Feb. 25, 1983, Sheriffs Return filed. NOT FOUND, as to the within named defendant, Louis L. Porter, as of February 24, 1983.
So answers, Howard N. Stewart, Sheriff

Oct. 20, 1983, Complaint Reinstated.

Oct. 24, 1983 Affidavit Of Service filed. KENNETH G. VASIL, ESQUIRE, being duly sworn according to law, deposes and states that he served a copy of the Complaint in Assumpsit in the above entitled case upon the defendant, Louis L. Porter, by depositing the same in the United States Mail, certified mail, return receipt requested, with sufficient postage prepaid, and addressed to the defendant at Box 15, Conneaut Lake, Pennsylvania 16316. Said process was mailed on October 18, 1983. Said process was received by defendant as is evidenced by the return receipt attached hereto as Exhibit A. Kenneth G. Vasil.

And Now, November 28, 1983 at 11:30 o'clock A.M., 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 the defendant, for want of an answer, and the same is liquidated in the amount of Five Hundred Ninety and 25/100 Dollars, plus int. from Nov. 1983, and cost of action.

Debt - - $590.25
Int. from Nov. 1983
JUDGMENT
James F. Simmons,
Prothonotary

P - 104
11/28/83 - Judgment Entered

1983

(Assumpsit)

Bruce A. Barrett

61.

Pepicelli & Pepicelli
Alan Pepicelli

WALLACE M. HYDE, JR.
and DORIS A. HYDE

vs.

JOANNE MARVIN and
DENNIS A. FAZIO

Filed Jan. 26, 1983

Tax & entry Paid $35.50
Sheriff's Costs 12.75
Sheriff's Costs $12.75
Pro Co Pd 12-22-83 - 15.00 ✓

COMPLAINT

1 copy (sheriff)
1 copy (atty)

Feb. 10, 1983, Sheriff's Return filed: SERVED BY mailing by certified mail, Dec. 27, 1982, a true copy of the within Complaint AD 1983-61 to Joanne Marvin, 1395 Youngstown Kingsville Rd., Vienna, Ohio, the return receipt being hereto attached and made a part of this return.
So answers, Howard N. Stewart, Sheriff

Mar. 3, 1983, Complaint Reinstated.

Mar. 16, 1983 Appearance of Pepicelli & Pepicelli by Alan Pepicelli, Esq. for defendant filed.

May 4, 1983, Sheriff's Return filed. SERVED by mailing by certified mail, March 4, 1983, a true and attested copy of the within Complaint, No. A.D. 1983-61, to Dennis A. Fazio, at C/O Joanne Marvin, 1395 Youngstown Kingsville Road, S.E., Vienna, Ohio, the return receipt being hereto attached and made a part of this return.

So answers,

Howard N. Stewart, Sheriff

Dec. 1, 1983 Answer Containing New Matter filed.

Dec. 19, 1983, Reply To New Matter filed.

Dec. 21, 1983 Upon praecipe of Attorney for Defendant to appoint arbitrators, whereupon the following arbitrators are appointed:

Robert S. Bailey, Chairman
John S. Kookogey
Louis D. Musica

Jan. 19, 1984 Arbitrators take the qualifying oath.

Feb. 7 1989, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.
Bruce A Barrett.

Culbertson, Weiss, Schetroma & Schug
Mary A Kirkpatrick

62.

John Spataro

3/27/83 Received $250.00 from defendants atty
9/5/84 Paid $114.20 to Linda Kraemer Chk # 2603,
9/20/84 Received $500.00 from plaintiffs atty

*
Feb 2, 1983 Affidavit of Service filed: AND NOW, February 2, 1984 comes Mary Ann Kirkpatrick, Esq., being duly swon according to law, deposes and says as follows:
1. That she is the Attorney for Raymond McClinton, Plaintiff in the above captioned matter.
2. That on information furnished to her by the Plaintiff she cause a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P355 825 111, postmarked January 26, 1983, to the last known address of the Defendant, Edna McClinton, 827 Water St., Meadville, Pa. 16335
3. That the Defendant, Edna McClinton, on January 28, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.
Mary Ann Kirkpatrick, Esquire..

10/1/84 Received $250.00 from defendants atty
11/30/84 Paid $500.80 to Linda Kraemer Chk # 2894
3/18/86 Paid $385.20 to Wm T. Jorden master Chk # 3572

RAYMOND McCLINTON

vs.

EDNA McCLINTON

Filed Jan. 26, 1983

Tax & entry Paid $35.50 ✓
1 Count paid 15.00 ✓

William Jorden, Master

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Jan. 27, 1983, Counseling notices mailed.
*Feb 2, 1984 Affidavit of Service (see margin)
Feb. 28, 1983, Notice of Service of Interrogatories filed.

Mar. 4, 1983 Appearance of John F. Spataro, Esq. for Defendant filed.

Aug. 3, 1983, Motion to Impose Sanctions for Failure to Answer Interrogatories, and Order filed. ORDER: AND NOW, this 3rd day of Aug. 1983, upon consideration of the foregoing Motion for Sanctions, a Rule is entered upon the Defendant to show cause if any she has why she should not be strictly prohibited from offering any evidence as to the nature, vaule or designation (marital or separate) of any property at the Equitable Distribution Hearing, and why the Court and the Master should not consider only plaintiff's evidence on those matters.
Rule returnable and for hearing on the 30th day of Aug., 1983, at 11 o'clock A.M. in Courtroom No. 1 or 2, of the Crawford County Courthouse in Meadville, Pa.
By the Court,
Robert L. Walker, J.
Aug. 3, 1983, copy of order to Attys. M. Kirkpatrick and John Spataro.

Sept. 12, 1983 Motion to continue hearing set for August 30, 1983 generally and Order of Court filed. AND NOW, Sept. 12, 1983 Motion allowed.
Robert L. Walker, J
Sept 12, 1983 Copies of order to Mary Ann Kirkpatrick and John Spataro.

Sept. 21, 1983 Plaintiff's First Set of Interrogatories and Answers filed.

Nov. 9, 1983, Inventory and Appraisement of Raymond McClinton, Plaintiff, filed.

Jan. 23, 1984 Plaintiff's Affidavit Under Section 201(d) of the Divorc Code filed

Feb. 3, 1984 Motion for Appointment of Master filed. (See order Below 3-14-84)
Feb. 23, 1984 Inventory and Appraisement of Edna G. McClinton filed.

Mar. 1, 1984 Proof of Service filed. Plaintiff's Affidavit under Section 201(d) of the Divorce Code, was served on February 3, 1984 by leaving a copy in the mailbox of John Spataro, Esquire, Attorney of record for Defendant.

Mar 16, 1984 Re: Motion for Appointment of Master, Order filed: AND NOW, Mar. 15, 1984, William Jorden is appointed master in the above matter to hold a hearing and make report upon claims involving: Equitable Distribution.
Deposit required: By Plaintiff $250 By Defendant $250.
To be paid to the Prothonotary forthwith.
Robert L. Walker, J.
Mar. 16, 1984 Copies of order to Mary Ann Kirkpatrick, John Spataro and William Jorden, Esqs.

Mar. 16, 1984 Order filed: AND NOW, March 15, 1984, a Master having been appointed to hold hearings and make report upon equitable distribution in this matter, and it appearing that the defendant has not yet filed an Inventory and Appraisement, the defendant is directed to file such Inventory and Appraisement within twenty (20) days of this date or she shall be barred from offering testimony or evidence at the Master's hearing relating to any issues as to equitable distribution.
BY ORDER OF THE COURT,
Robert L. Walker, J.
Mar 16, 1984 Copies of order to Mary Ann Kirkpatrick and John Spataro and William Jorden, Esqs.

Apr. 27, 1984 Answers to Defendant's First Set of Interrogatories filed.

June 4, 1984 Notice of Master's Hearing filed.

Sept. 5, 1984 Master's Petition to Set Additional Security for Costs and Master's Fees

Sept. 5, 1984 Master's Motion to Dispense Fees to Court Stenographer and Order filed: AND NOW, this 5 day of Sept, 1984, upon consideration of the foregoing motion, the Prothonotary is hereby ordered to distribute the sum of $114.00 to Linda Kraemer, the stenographer recording the master's hearing in the above captioned matter.
P. R. Thomas, J.
Sept. 5, 1984 Copies of order to Wm. Jorden, Mary Ann Kirkpatrick and Thomas O'Shea, Esqs.
Sept. 10, 1984 Order filed: AND NOW, September 5, 1984, a petition is presented advising the Court that previous Orders required each party to post $250.00 for security for court reporting fees and Master fees. It appears that the defendant Edna McClinton posted her $250.00 but the plaintiff Raymond McClinton failed to do so. It now appears that transcription of the testimony will require an expense of $568.00 in addition to the $114.00 appearance fee due the Court Reporter. Additionally, there will be Master fees due.

Continued on next page

Continued from page 62 - Raymond McClinton vs. Edna McClinton

ACCORDINGLY, the plaintiff Raymond McClinton is directed to deposit the previously ordered $250.00 within twenty (20) days of this date. Upon his failure to do so, the Court will entertain a petition by the defendant to allow the matter to proceed under recommended conditions.

In the event the $250.00 is deposited, there remains the ongoing problem of additional transcript costs and Master fees accrued in the future.

After the deposit of the $250.00 by the plaintiff, before any further proceedings may be conducted by the Master, each party will be required to post an additional $250.00 as security against anticipated transcript costs and Master fees.

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

Sept. 11, 1984 Copies of order given to Mary Ann Kirkpatrick, Thomas D. O'Shea & William T. Jorden, Esqs.

Sept. 25, 1984 Notice Of Master's Hearing and Certificate filed.

Oct. 9, 1984 Notice of Master's Hearing filed.

Oct. 11, 1984, Amendment and Corrections to Inventory and Appraisement of Edna G. McClinton, filed.

Nov. 30, 1984 Master's Motion To Dispense Fees To Court Stenographer and Order filed. AND NOW, this 30th day of November, 1984, upon consideration of the foregoing motion, the Prothonotary is hereby ordered to distribute the sum of $500.80 to Linda Kraemer, the stenographer recording the master's hearing in the above captioned matter.

Robert L. Walker, J

Nov. 30, 1984 Copies to Mary Ann Kirkpatrick, Thomas O'Shea and William Jorden

Apr. 18, 1985, Plaintiff's Memorandum of Law filed.

July 11, 1985 Notice of Filing Master's Report filed.

July 11, 1985 Master's Report filed.

July 22, 1985 Plaintiff's Exceptions to Master's Report filed.

July 19, 1985 Defendant's Exceptions To Master's Report filed.

July 22, 1985, Defendant's Additional Exception to Master's Report filed.

Aug. 29, 1985, Exceptions to Master's Report filed by plaintiff counsel, placed on next Argument List.

ON ARGUMENT LIST FOR SEPTEMBER 30, 1985

Mar. 18, 1986 Petition For Payment Of Master's Fees filed.

Mar. 18, 1986 RE: Exceptions To Master's Report Opinion and Divorce Decree filed. **DIVORCE DECREE:**

And Now, March 17, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between **Raymond McClinton** and **Edna McClinton** is hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

Distribution of Marital Assets;

1. Each party is awarded the personal property assets now in their possession, as is more fully detailed in the proceedings and Master's Report.
2. The joint one-half interest in the Conneuatville Farm (89 acres in Spring Township) shall be conveyed by husband to wife.
3. The husband's joint interest in the Springboro farm(39 acres in Spring Township) shall be conveyed by husband to wife.
4. Oil and gas leases on either or both aforesaid farms shall be conveyed by the husband to the wife.
5. The Conneautville duplex titled in the name of the wife is awarded to the wife without any marital interest therein awarded the husband.
6. The wife will pay in thirty (30) days from this date the sum of $4,543.00 to the husband, representing an equitable award of $5,000.00, less husband's share of Master's fess of $457.00, which shall be paid by the wife in accord with a separate Order awarding Master's fees.
7. The Prothonotary is directed to mark the judgment entered against the husband on the support arrears satisfied upon receipt of a motion signed by both counsel that the other terms of this Decree have been satisfiled.
8. Both parties shall sign any documents necessary to effectuate this decree within thirty-five (35) days of the ddate of this Decree.

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

ORDER AWARDING MASTER"S FEES

And Now, March 17, 1986, Master's fees payable to William Jorden on this case are established at $1,300.00

The Court notes that total Master's fees and court stenographer fees should be divided equally between the parties.

Eaxh party, in accord with prior Orders, has deposited $500.00 for payment of the same and $614.80 has already been paid for court stenographer services, leaving a balance on deposit of $385.20

The Prothontoary is directed to forward said babance of $385.20 to William JOrden forthwith as partial payment. The balance of Master's fees due in the amount of $914.80 shall be paid by the wife within twenty (20) days, with the Court noting that $457.00 of said payment represents the husband's share of the balance due on Master's fees and has been indirectly paid to the wife by a reduction of the cash award to the husband in the Divorce Decree.

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

Apr. 1, 1986 Defendant's Motion For Reconsideration and Order filed AND NOW, April 1, 1986 the Court sets argument on Defendant's Motion for Reconsideration for April 10, 1986 at 1:30 P.m. in Courtroon No. 1 of the Crawford County Courthouse.

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

Motion filed Mar. 26, 1986 at Motion Court and referred to P. R. Thomas for consideration

Walker, J

Apr. 2, 1986 Copies of order to Mary Ann Kirkpatrick, Thoams O'Shea and William Jorden

Apr. 11, 1986 Order filed. AND NOW, April 10, 1986 the matter is back before the Court on a motion for reconsideration because of an alleged mathematical miscalculation by the court in its final divorce decree entered March 17, 1986.

The Court listens to arguments on this matter and is aware that either party may wish to take an appeal from the present decree or in the event the Court amends its final decree may wish to take an appeal. Accordingly to preserve the appellate rights of both parties, the Court hereby vacates the divorce decree entered March 17, 1986, and the Court will enter a new final decree in due course and the 30 day appeal period for testing the Court's final decision will commence upon the filinf of a new decree in this case.

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

Apr. 16, 1986 Copies of order to Mary Ann Kir kpatrick and Thomas O'Shea

Apr. 29, 1986 **DIVORCE: MOTION FOR RECONSIDERATION MEMORANDUM AND AMENDED DIVORCE** filed.

AMENDED FINAL DIVORCE DECREE

AND NOW, April 25, 1986, it is hereby ordered, adjduged and decreed that the marriage heretofore existing between raymond McClinton and Edna McClinton is hereby dissolved and all legal duties, irghts and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

AMENDED DISTRIBUTION OF MARITAL ASSETS

1. Each party is awarded the personaly property assets now in their possession, as is more fully detailed in the proceedings and Master's report.
2. The jointly owned one-half interest of husband and wife in the Conneautville Farm (89 acres in Spring Township) is awarded to the wife and the husband shall convey his interest therein to the wife.
3. The husband's interest in the Springboro Farm (39 acres in Spring Township) is awarded to the wife and the husband shall convey his interest therein to wife.
4. Oil and gas leases on either or both farms above are awarded to the wife, and the husband shall convey or assign his interest therein to the wife.
5. The Conneuaville duplex titled in the name of the wife is awarded to the wife without any marital interest therein awarded the husband.
6. The Prothontoary is directed to mark the judgment entered against the husband on the support arrears satisfied upon receipt of a motion signed by both counsel that the other terms of this Decree have been satisfied.
7. The wife shall pay all remaining Master's fees in accord with a separate Order filed this same date.
8. Both parties shall sign any documents necessary to effectuate this Decree within thrity-five (35) days of the date of this Decree.

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

AMENDED ORDER AWARDING MASTER'S FEES

AND NOW, April 25, 1986, Master's fees payable to William Jorden on this case are established at $1,300.00.

Each party, in accord with prior Orders, have deposited $500.00 for payment of the smae and $614.80 has already been paid for court stenographer services, leaving a balance on deposit of $385.20.

The Prothonotary is directed to forward said balance of $385.20 to William Jorden forthwith as partial payment. The balance of Master's fees due in the amount of $914.80 shall be paid by the wife within twenty (20) days, with said payment to be made to the Prothonotary for forwarding to the Master.

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

Apr. 29, 1986 Copies of order to Mary Ann Kirkpatrick, Thomas O'Shea and William Jorden

Continued on next page

1983

Continuation of AD 1983 - 62 from Page 62 (b). MCCLINTON Vs. MCCLINTON

July 10, 1986 Petition To Adjudge Respondent In Contempt of Court and Order filed. AND NOW, this 10th day of July, 1986, upon consideration of the within Petition to Adjudge Respondent in Contempt of Court, it is hereby Ordered and Decreed that a rule be entered upon the Plaintiff, Raymond A. McClinton, to show cause, if any he has, why he should not be held in contempt of court.

RULE RETURNABLE the 16th day of July, 1986, at 9:00 o'clock, A.M. in Courtroom No. 1 or 2, at which time this matter shall be heard.

BY THE COURT,
Robert L. Walker, J.

62

1983

1983

Michael E. Davis

63.

WILLIAM L. WEAVER

vs.

LAURA L. WEAVER

Filed Jan. 27, 1983

Tax & entry Paid $35.50

Pro Co Pd 7-1-83 9.00

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Jan. 28, 1983, Counseling notices mailed.

July 1, 1983 Acceptance of Service filed: I, Laura L. Weaver, Defendant herein, do depose and say that I personally received and accepted service of a true and correct copy of the Complaint (and of Plaintiff's Affidavit under section 201(d) if this action is under that section and is based upon three years or more of separation). and Notice to Defend and Claim Rights in the above-captioned action on April 16, 1983 and thus I consent to the entry of a Decree in Divorce in this action in its present form and substance. I waive the 30 day expiration of the Writ herein.

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.

Laura L. Weaver, Defendant

July 1, 1983 Affidavit of Consent of Plaintiff filed.

July 1, 1983 Affidavit of Consent of Defendant filed.

Aug. 29, 1983 Upon Praecipe To Transmit Record, this case moved to court.

Sept. 21, 1983, DIVORCE DECREE filed. Robert L. Walker, J.

AND NOW, September 21, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

WILLIAM L. WEAVER AND LAURA L. WEAVER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Plate, Shapira, Hutzelman, Berlin & May
Stephen Hutzelman

64.

MARINE MIDLAND BANK

vs.

BERNICE PATTERSON

Filed Jan. 27, 1983

Tax & entry Paid $35.50

Sheriff's Costs 52.15

Pro Co Pd 4/18/83- 5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 4, 1983 Complaint Reinstated.

Mar. 16, 1983 Before me, the undersigned authority, personally appeared Daniel Veith, Deputy sheriff who being duly sworn according to law, deposes and says that on the 10 day of March, 1983, at 7:30 P.M., he served Complaint in Assumpsit, filed at AD 1983-64, upon defendant, Bernice Patterson a/k/a Bernice Hummel at her place of residence, 106 E. Spring St., Zelienople Butler Co., Pa. Zelienople Boro. by making known the contents thereof to Bernice Patterson, personally and handing to and leaving with her the certified copy.

Daniel Veith, Deputy Sheriff
Signature Illegible, Sheriff

SERVED ON THE WITHIN named defendant, Bernice Patterson, by deputizing the Sheriff of Butler Co., Pa. as per his affidavit of service hereto attached. Served March 10, 1983.
So answers,

Howard N. Stewart, Sheriff

Apr. 18, 1983, Upon praecipe of plaintiff attorney, this case settled and discontinued of record.

1983

Daniel J. Kuhn

65.

ROBERT R. BLAKESLEE and
LUCILLE A. BLAKESLEE
his wife

vs.

JESSE MATHIAS and
EVELYN MATHIAS, his wife

Filed Jan. 27, 1983

Tax & entry Paid $35.50

Sheriff's Costs 26.75

Pro Co Pd 4/14/83- 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 392, page 230.

Feb. 22, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Jesse Mathias, one of the defendants in this action by posting a copy of the Complaint filed in this action on the most public part of the land at Bloomfield Twp., Crawford Co., Pa., on Feb 15, 1983 at 11:05 A.M. and by sending him a copy of the Complaint filed in this action by registered mail to his last known address, 8715 N.E. 52nd St., Spencer, Okla. Said Registered mail was sent to him on Jan 27th, 1983 and was returned, undelivered, to Crawford Co. Sheriff's Office as is indicated by mail article No. P355 827 530 attached and made a part of this return.

SERVED AND MADE KNOWN TO Evelyn Mathias, one of the defendants in this action, by posting a copy of the Complaint filed in this action on the most public part of the land at Bloomfield Twp., Crawford Co., Pa. on Feb. 15, 1983 at 11:05 A.M. and by sending to her a copy of the Complaint filed in this action by registered mail to her last known address, 8715 N.E. 52nd St., Spencer, Okla. Said mail was sent to her on Jan 27th, 1983, and was returned undelivered, to the office of Crawford Co. Sheriff as is indicated by mail article No. P355 827 531 attached to and made a part of this return.

So answers, Howard N. Stewart, Sheriff

And Now, Apr. 14, 1983, at 2:44 o'clock P.M., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiffs and against the defendants (affidavit of last known address and Notice of Intention to File Default Judgment attached) for want of an answer and the damages are assessed in the amount of Eight Thousand One Hundred Six and 82/100 Dollars. (int. from 9/17/83 to 1/17/83 - $1,055.86, and int. from 1/1783 to 4/4/83 - $151.32 and collection costs of $378.81 included)

Debt - - $8,106.82

M - 95, 55

JUDGMENT

James F. Simmons,
Prothonotary

4/14/83- Judgment entered.

EXECUTION NO. 1983 - 32

Daniel J. Kuhn

66.

ROBERT R. BLAKESLEE and LUCILLE A. BLAKESLEE, his wife

vs.

MONTY JOHN MATHIAS and JULIE LOU MATHIAS, his wife

Filed Jan. 27, 1983

Tax & entry Paid $35.50

Sheriff's Costs 26.75
Pro Co Pd. 4/14/83-9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 392, page 351.

Feb. 22, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Monty John Mathias, one of the defendants in this action, by posting a copy of the Complaint filed in this action on the most public part of the land at Bloomfield Twp., Crawford Co., Pa. on Feb. 15, 1983 at 11:00 A.M. and by sending to Him a copy of the Complaint by Registered Mail to his last known address, 8715 N.E. 52nd St., Spencer Okla. Said mail was sent to him on Jan 27, 1983 and was returned, undelivered, to the Office of the Sheriff of Crawford Co., Pa., as is indicated by Mail Article No. P 355 827 532 attached to and made a part of this return.

SERVED AND MADE KNOWN TO Julie Lou Mathias, one of the defendants in this action, by posting a copy of the Complaint filed in this action on the most public part of the land at Bloomfield Twp., Crawford Co., Pa., on February 15, 1983 at 11:00 A.M., and by sending to Julie Lou Mathias, a copy of the Complaint by registered Mail to last known address, 8715 N.E. 52nd St., Spencer, Okla. Said Mail was sent to her on Jan 27, 1983, and was returned, undelivered, to the Sheriff's Office, Crawford Co., Pa., as is indicated by Registered Mail Article P256 499 907 attached to and made a part of this retnrn.

Howard N. Stewart, Sheriff

And Now, Apr. 14, 1983, at 2:44 o'clock P.M., upon praecipe of plaintiff 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 damages are assessed in the amount of Nine Thousand Two Hundred Six and 27/100 Dollars. (including int. from May 24, 1980 to Jan. 24, 1983 - $1,447.40 and Int. from Jan. 24, 1983 to Apr. 4, 1983 - $151.67, and collection costs - $430.00)

Debt - - $9,206.27

JUDGMENT

James F. Simmons,
Prothonotary

" M - 115, 95"
4/14/83 - Judgment entered.

EXECUTION NO. 1983 - 33

1983

James R. Irwin

67.

ROBERT BRUCE WASHBURN

vs.

JANICE YVONNE WASHBURN

Filed Jan. 27, 1983

Tax & entry Paid $30.50
Pro Co pd 2/1/83 5.00
Pro Co pd 7/24/84 9.00

COMPLAINT UNDER SECTION 201(c)
OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Jan. 28, 1983, Counseling notices mailed.

May 2, 1983, Affidavit filed. I, James R. Irwin, Esquire, after being duly sworn according to law, depose and say that I am the attorney of record for the above named Plaintiff, and that as such, I am authorized to execute this affidavit; that I did, on the 27th day of January, 1983, send by Certified Mail, Return Receipt Requested, Addressee Only, to Janice Yvonne Washburn, a true and correct copy of the Divorce Complaint filed at the above number and term, at her last known address of R.D. #3, Box 644A, Conneaut Lake,PA 16316, as evidenced by the attached sender's receipt NO: 499 259, and that on the 31st day of January, 1983, I did receive the duly executed return receipt dated the 29th day ofJanuary, 1983.

James R. Irwin, Esquire

May 17, 1983, Affidavit of Consent for Plaintiff filed.

July 24, 1984 Affidavit Of Consent for Defendant filed.

July 24, 1984 Affidavit Of Consent for Plaintiff filed.

July 24, 1984 Upon praecipe of Attorney for Plaintiff To Transmit Record, this case moved to court.

Aug. 16, 1984 DIVORCE DECREE FILED:

AND NOW, August 16, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ROBERT BRUCE WASHBURN AND JANICE YVONNE WASHBURN

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Bozic, Thomas & Johnson
R. Charles Thomas

68.

SHIRLEY MAE BARRY, Administratrix of the Estate of FRANCIS EDWIN BARRY also known as FRANCIS E. BARRY also known as F. E. BARRY, Deceased

vs.

ERIE INSURANCE EXCHANGE and ERIE INSURANCE COMPANY

Filed Jan. 28, 1983
and issued.

Tax & entry Paid $35.50 ✓
Proth Pd 2/14/83 6 00 ✓

SUMMONS IN ASSUMPSIT

Issued.

Jan. 28, 1983, Petition To Approve Settlement of Claim for No Fault Work Loss Benefits Under 40 PS 1009.106(b) of the Pennsylvania No-Fault Motor Vehicle Insurance Act, Findings of Fact, Statement Under Oath of Petitioner, Shirley Mae Barry, as Administratrix of the Estate of Francis Edwin Barry a/k/a Francis E. Barry a/k/a F. E. Barry, Deceased, Statement by counsel for Petitioner, Order and Decree filed. 1 copy (atty)

FINDINGS OF FACT:

AND NOW, this 28 day of January 1983, pursuant to Section 106(b)(1) of the Pennsylvania No-Fault Insurance Act, 40 PS 1009.106(b)(1), the Court makes the following Findings of Fact:

1. That the Petitioner's decedent Francis Edwin Barry a/k/a Francis E. Barry, a/k/a F. E. Barry was killed as a result of an automobile accident which occurred on the 27th day of March, 1978.

2. That Petitioner's decedent died on the 30th day of March, 1978.

3. That the Erie Insurance Exchange and/or the Erie Insurance Company insured Francis Edwin Barry a/k/a Francis E. Barry a/k/a F. E Barry for no-fault benefits as of the date of the aforesaid accident.

4. That the Respondent Erie Insurance Exchange and/or Erie Insurance Company has agreed to pay to pay to the Petitioner the sum of $15,000.00 plus 50% of the accrued interest thereon or $6300.00 for work loss benefits of the decedent in full and complete settlement of any and all claims for work loss benefits under the aforesaid policy of the said Francis Edwin Barry a/k/a Francis E. Barry, a/k/a F. E. Barry.

5. That the Petitioner understands that under the terms of this proposed agreement that any and all claims arising against the Erie Insurance Exchange and/or Erie Insurance Company under the policy of insurance issued by that company to the said Francis Edwin Barry a/k/a Francis E. Barry a/k/a F. E. Barry will be forever barred.

6. That counsel for the Petitioner has stated in his professional opinion that the proposed settlement is in the best interest of the Petitioner.

7. That the Petitioner has stated under oath that she believes that said settlement is in her best interest and in the best interest of the Estate of the said Francis Edwin Barry a/k/a Francis E. Barry a/k/a F. E. Barry.

8. That it is the finding of this Court that this settlement outlined above and agreed to by the parties is in the best interest of the Petitioner.

BY THE COURT,
P. Richard Thomas, J.

ORDER AND DECREE:

AND NOW, this 28 day of January, 1983, the Court hereby approves the proposed settlement of the no-fault claim for work loss benefits in the above captioned case with distribution as follows:

a) Erie Insurance Exchange and/or Erie Insurance Company will pay to the Petitioner, Shirley Mae Barry as Administratrix of the Estate of Francis Edwin Barry a/k/a Francis E. Barry a/k/a F. E. Barry, $21,300.00 in full and complete settlement of all claims for work loss benefits which have been asserted or which could have been asserted by the Petitioner against the Erie Insurance Exchange and Erie Insurance Company as a result of a certain policy of insurance to-wit Policy No. N127393 issued by said company to the said Francis Edwin Barry a/k/a Francis E. Barry a/k/a F. E. Barry.

b) That the amount of work loss benefits paid include accrued interest to the extent of $6300.00 representing 50% of the accrued interest on the basic work loss benefits of $15,000.00 and the Erie Insurance Exchange and/or Erie Insurance Company is not responsible for any additional interest on the work loss benefits.

c) That the Erie Insurance Exchange and/or Erie Insurance Company will pay the cost of this proceeding and in addition thereto attorneys fees to the firm of Bozic, Thomas and Johnson, as agreed upon.

d) That under the terms of this settlement, the Erie Insurance Exchange and the Erie Insurance Company when it has paid the aforesaid $21,300.00 is discharged and released from any and all claims for work loss benefits as stated in Paragraph 1 above.

e) In consideration of the foregoing settlement this action is dismissed with prejudice.

BY THE COURT,
P. Richard Thomas, J.

Jan. 31, 1983, Copies of Findings of Fact and order to Atty. R. C. Thomas.

1-Y Feb 19 83, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

By [signature]
[signature]
atty for Plaintiff

1983

Blystone & Blystone Peter E. Blystone 69.	FIRST FEDERAL SAVINGS OF ERIE, a Division of COLONY-FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION vs. EVERETT L. MESSENGER and JANET M. MESSENGER Filed Jan. 28, 1983 Tax & entry Paid $35.50 Pro Co Pd 3/25/83- 5.00 Sheriff's Costs $24.75	COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE 2 copies (sheriff) To Foreclose Mortgage Recorded in Crawford County Mortgage Book 385, page 372. Mar. 25, 1983, Upon praecipe of plaintiff attorney this action marked discontinued of record. May 13, 1983, Sheriff's Return filed. NOW, May 13, 1983, Complaint In Action of Mortgage Foreclosure, No. A.D. 1983-69, returned at the request of Attorney Peter E. Blystone. So answrs, Howard N. Stewart, Sheriff

70.

Bruce A. Barrett

PETITION FOR INVOLUNTARY TREATMENT

of

GILBERT N. GATES

Filed Jan. 28, 1983

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 and 305)

Feb. 1, 1983, Report of Mental Health Review Officer, John D. Petruso, Esq., Recommendation, and Order filed. ORDER: AND NOW, this 31 day of Jan. 1983, 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 said Gilbert N. Gates be committed to Warren State Hosp. for treatment for a period not to exceed 90 days.

BY THE COURT,
P. Richard Thomas, J.

Feb. 2, 1983, Copies to Bruce A. Barrett, Mental Health Office, Warren State Hosp.

May 3, 1983, Petition For Involuntary Treatment filed.

May 3, 1983, Report Of Mental Health Review Officer, Recommendation, and Order filed. ORDER AND NOW, this 2nd of May 1983, 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 Gilbert N. Gates be committed to Warren St. Hosp. for treatment for a period not to exceed 180 days.

BY THE COURT
P. Richard Thomas

May 3, 1983 Copies to Bruce Barrett, Paul Dickey, and Warren State Hospital.

Oct. 3, 1983 Report Of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 30th day of September, 1983, 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 Bilbert Gates be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

By The Court, P Richard Thomas, J

Oct. 5, 1983 Copies to Bruce Barrett, Paul Dickey, and Warren State Hospital

May 24, 1984, Petition for Involuntary Treatment filed.

May 24, 1984, Review of Mental Health Review Officer John D. Petruso, Recommendation and Order filed. ORDER: AND NOW, this 24 day of May 1984, 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 Gilbert Gates be committed to Warren St. Hosp. for treatment for a period not to exceed 180 days.

BY THE COURT
P. Richard THomas, J.

May 24, 1984, copies of order to Atty. Bruce Barrett, Paul Dickey and Warren St Hosp.

1983

Shafer, Dornhaffer, Swick Bailey & Irwin
Louis J. Stack

71.

THOMAS P. McNALLY and FLORENCE A. McNALLY, Husband and Wife

vs.

THE PRUDENTIAL INSURANCE COMPANY OF AMERICA

Filed Jan. 28, 1983

Tax & entry paid $35.50
Sheriff's Costs 14.75

Pro Co Pd 6-30-83 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 385, page 929.

Feb. 14, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Florence A. McNally personally the within namdd defendant, by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983 - 71, to her, on February 8, 1983, at 11:37 A.M., at her place of residence, at 1526 Leslie Road, Meadville, in the County of Crawford, the State of Pennsylvania.

SERVED Thomas P. McNally the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983 - 71, to Florence McNally, an adult member of the family with whom he resides, namely wife, on February 8, 1983, at 11:38 A.M., at their residence, at 1526 Leslie Road, Meadville, in the County of Crawford, the State of Pa.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, June 30, 1983 @ 1:26 P.M., Upon praecipe of Plaintiff's attorney, judgment is hereby entered in favor of the Plaintiff and against the defendants for want of an answer and the same is liquidated in the amount of Fourty-nine Thousand Five Hundred Fifty-five Dollars and Seventy-six Cents, plus interest from Jan. 1, 1983 at the rate of 9% on the unpaid principal balance of Forty-three Thousand Four Hundred Fifty-four Dollars and Sixteen Cents and costs.

Debt $49,555.76 plus int. & Costs

M-163,63
Judgment Entered 6-30-83

JUDGMENT
James F. Simmons
Prothonotary

EX 1983-~~53~~ 52

William T. Jorden
Jorden & White

72.

Paul D. Shafer, Jr.

MERIDIAN OIL AND GAS ENTERPRISES, INC.

vs.

PENN CENTRAL CORPORATION

Filed Jan. 28, 1983

Tax & entry Paid $35.50

Sheriff's Costs	**124.16**	
Appeal pd. 7/1/91	$30.00	
Pro.Co.Pd 6/17/91	9.00	
Pro.Co.pd 3/18/94	6.00	

COMPLAINT - ACTION FOR DECLARATORY JUDGMENT

1 copy (atty)

Jan. 31, 1983, Accepance of Service filed. As counsel for the defendant, Penn Central Corporation, I hereby accept service of the complaint filed at the above number and term with the same force and effect as if served in accordance with the Pa. Rules of Civil Procedure. Paul D. Shafer, Jr., Esq.

Aug. 16, 1983 Notice of Depositions of E. L. Claypole and T. E. Jordan filed.

Aug. 22, 1983 Revised Notice of Depositions filed.

Aug. 26, 1983 Notice Of Depositions of E. L. Claypole and T.E. Jordon filed.

Nov. 23, 1983, Notice of Depositions of E. L. Calypole and T. E. Jordan, rescheduled, filed.

Jan 13, 1984 Notice of Deposition of Robert E. Watson filed.

Jan. 17, 1984 Affidavit Of Service filed. DWIGHT KINTER, who being duly sworn according to law, deposes and says that he served a Subpoena upon Robert E. Watson by hand to him personally on Friday, January 13, 1984 at 3:30 p.m. at R.D. #4, Centerville, Pennsylvania, and made known to him the contents thereof. The deponent ascertains that he further indentified himself by his own admission.
Dwight Kinter

Feb. 14, 1984, Oral Deposition of Edward L. Claypole filed.

Feb. 24, 1984 Plaintiff's Motion for Sanctions for the Willful Refusal by the Defendant, Penn Central Corporation, to Permit Inspection and Discovery, in Violation of Rule 4019(4) and (8) the Pennsylvania Rules of Civil Procedure and Order filed: AND NOW, THIS 24th day of Feb., 1984, the defendant is ruled to show cause, if any there may be, as to why the sanctions requested in the attached motion should not be granted. Argument for the 26th day of March, 1984 at Argument List.
Robert L. Walker, J.
Feb. 24, 1984 Copies of order to William Jorden, and Paul Shafer, Esqs.

ON ARGUMENT LIST FOR MARCH 26, 1984; No. 7.

Mar. 1, 1984 Transcript Of Proceedings of the deposition of Robert E. Watson filed.

Mar 21, 1984 Motion for Continuance and Order filed: AND NOW, March 21, 1984 upon consideration of the foregoing Motion, Argument in the above captioned case is continued until the 25 day of Apr. 1984, at 10:30 o'clock A.M.
Per Curiam,
P. Richard Thomas, J.
Mar 21, 1984 Copies of order to William Jorden and Paul Shafer, Esqs.

Aug. 16, 1984 Defendant's Response and Memorandum in Opposition to Motion for Sanctions filed.

Aug. 16, 1984 Memorandum and Order filed: AND NOW, August 16, 1984, upon consideration of the plaintiff's motion for Sanctions, it is hereby ordered that the defendant produce all the documents requested in the plaintiff's notice of deposition to Messr. Claypole and Jordan at a time and place to be designated by the plaintiff, which includes any internal memorandums, specifications, letters, notices, contracts, agreements, purchase orders or other documents prepared by the defendant. The request for counsel fees and expenses is denied.
BY ORDER OF THE COURT,
Robert L. Walker, J.
Aug. 16, 1984 Copies of order to William Jorden and Paul Shafer, Esqs.

Apr. 26, 1985 Request for Production filed.

June 5, 1985 Amended Request For Production filed.

Aug. 26, 1985, Plaintiff's Amended Request for Production filed.

Oct. 11, 1985, Notice of Depositions of E. L. Calypole, T. E. Jorden, and Joseph Supon, filed.

Oct. 25, 1985 Notice Of Depositions of E. L. Claypole, T. E. Jorden and Joseph Supon filed.

Dec. 6, 1985 Motion to postpone depositions and Order filed. AND NOW, December 6, 1985, upon consideration of the foregoing Motion, depositions scheduled in this case for the 16th and 17th of December, 1985, in Philadelphia are hereby continued until rescheduled by the parties.
Per Curiam,
P. Richard Thomas, J
Dec. 6, 1985 Copies of order to William Jorden and Paul Shafer

Dec. 13, 1985, Motion of Plaintiff and order filed. ORDER: AND NOW, this 13th day of Dec., 1985, upon consideration of the foregoing motion, the order of court of Dec., 6th, 1985 is hereby modified to continue for rescheduling the depositions scheduled for Dec. 17, 1985 only, thereby allowing the depositions on Dec 16, 1985 to proceed as scheduled.
Robert L. Walker, J.
Dec. 17, 1985, copies of order to Wm. Jorden and P. Shafer, attys.

CONTINUED ON PAGE 72A

Jan. 17, 1986, Notice of Depositions of Joseph Supon and William Klein, filed.

Jan 28, 1986 Supoenas Returned: SERVED on the within named defendant Joseph Supon, by deputizing the Sheriff of Philadelphia Co., Pa., as per his affidavit of service hereto attached.
Served on Dec. 13, 1985.
NOT FOUND as to the within named defendant, Edward L. Claypole, as per affidavit of service hereto attached from the Sheriff of Chester Co. Not Found as of Dec. 19, 1985.
SERVED on the within named defendant, Theodore E. Jordan, by deputizing the Sheriff of Chester Co., Pa., as per his affidavit of service hereto attached.
Served on Dec. 17, 1985.
So answers, Howard N. Stewart, Sheriff

Feb. 7, 1986, Motion for Leave to Amend and Order filed. ORDER AND NOW, this 7 day of Feb 1986, the defendant is reuled to show cause if any there may be, as to why the plaintiff should not be granted leave to amend its complaint as set forth herein.

P. Richard Thomas, P.J.

Feb. 11, 1986, copies of order to Attys. Wm. Jorden and Paul SHafer.

Feb. 18, 1986 Upon praecipe of Plaintiff's Attorney Plaintiff's Motion For Leave To Amend Its Complaint is placed on the argument list.

Feb. 21, 1986, Defendant's Response to Plaintiff's Motion For Leave to Amend, filed.

On Argument List for March 1986

Mar. 13, 1986, Motion to Continue Argument of the Plaintiff's Motion and Order filed. ORDER: AND NOW, this 13th day of March, 1986, argument with regard to the plaintiffs motion for leave to amend is continued until the April Argt. List.

Robert L. Walker, J.

Mar. 17, 1986, copies of order to Attys. W. Jorden and P. Shafer.

On Argument List for April 1986

Apr. 18, 1986 Deposition of James I. Shearer filed.

Apr. 18, 1986 Deposition of F. Dwight Kinter filed.

June 19, 1986, Notice of Depositions of Merle Sawdy, filed.

July 31, 1986 Deposition of Merle Sawdy filed.

Oct. 29, 1986 NOtice Of Service Of INterrogatories To Defendant, Penn Central Corporation filed.

Mar. 22, 1988, MEMORANDUM AND ORDER filed. ORDER: AND NOW, March 22, 1988, the plaintiff is granted leave to file an amended complaint within twenty (20) days of this date without prejudice tothe right of the defendant to assert any defenses in the nature of a statute of limitations if appropriate.

BY THE COURT,
Robert L. walker, J.

Mar. 22, 1988, copies given to counsel of record.

Apr. 11, 1988, First Amended Complaint field.

Apr. 29, 1988 Answer to First Amended Complaint filed.

June 24, 1988 Plaintiff's Answer To New Matter and Counterclaim filed.

Sept 8, 1988 Upon Praecipe of Defendant's Attorney, this case is placed on the trial list.

On October 1988 Trial List

Oct 7, 1988 Motion in Limine to Prevent Reference to Defense of Collateral Estoppel filed.

Oct 11, 1988 Motion in Limine to Exclude Parole Evidence Relating to Explanation, Reformation or Modification of a Written Contract filed.

Oct 13, 1988 Plaintiff's Requested Points for Charge filed.

VERDICT

AND NOW, October 10, 1988 @ 11:25 A.M., jury selected and sworn October 11, 1988 as follows: 1. David Barstow, 2. Joe Boor, 3. Margaret F. McCullough, 4. Mary Ellen Spinato, 5. Sidney Hill, 6. Lynne Campbell, 7. Marion McVehil, 8. Thomas Beers, 9. Linda Lee Kerr, 10. Jack Burt, 11. Judith B. Berley, 12. Bonnie Brown, twelve good and lawful persons who upon their solemn oaths which they have take and at least 10 of them say on October 13, 1988 @ 3:05 P.M. that they find for the plaintiff. We award damages to the plaintiff in the amount of $800,000.00. In the countersuit no damages were awarded.

Jack Burt, Foreman

P-183 **VERDICT**

Oct 13, 1991 Exhibits filed(beside file cabinet)

Oct 18, 1988 Designation of Record to be Transcribed filed.

Oct 18, 1988 Certificate of Mailing of Motion for Post-Trial Relief and Designation of Record to be Transcribed filed

Oct 18, 1988 Motion for Post-Trial Relief filed.

Nov. 3, 1988, Charge of the Court and Exceptions to the Charge filed.

(transcript)

RECORD CONTINUED ON PAGE 72B

Feb 3, 1989, Upon praecipe of plaintiff attorney, Defendant Penn Central Central Corporation's Motion for Post Trial Relief placed on next argument list.

ON ARGUMENT LIST FOR MARCH 1989

Feb. 22, 1989 Order filed. AND NOW, February 22, 1989, at the request of the parties, argument in the above matter is specially scheduled for March 16, 1989 at 9:30 o'clock A.M. in Courtroom 2, Courthouse, Meadville Pennsylvania,

BY ORDER OF THE COURT,
Robert L. Walker, J

Feb. 22, 1989 Copies of order to William Jorden and Paul Shafer

March 6, 1989 Motion to Continue Argument and ORDER filed. AND Now this 6 day of March, 1989; the argument scheduled in the above matter for March 16, 1989 is hereby continued, and the Prothonotary is directed to place the same on the April argument list.Specially set Apr. 26, 1989, 9:00 A.M. Ct. Rm 2.

P. R. Thomas, J.

Mar. 7, 1989 Copy of Order to Attys. William Jorden and Paul Shafer.

May 10, 1991, OPINION AND ORDER filed. ORDER: AND NOW, May 10, 1991, the defendant's Motion for Judgment n.o.v. is denied.

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

May 14, 1991, copies to Attys. Jorden and Shafer (box)

May 15, 1991, Motion for Post Trial Relief filed. (from dft. Penn Central)

AND Now, June 12, 1991, at 11:00 a.m. upon praecipe of atttorney for plaintiff Judgment is hereby entered in favor of the plaintiff and against the defendant, Penn Central Corporation, on the jury verdict returned Oct. 13, 1988, in the amount of Eight Hundred Thousand Dollars plus interest.
P = 183
Judgment entered - 6/12/91

Debt ------$800,000.00
plus interest
JUDGMENT
James F. Simmons,
Prothonotary

June 17, 1991 notice given to P. Shafer, dft. atty.

July 1, 1991, Notice of Appeal of The Penn Central Corporation, defendant, to the Superior Court of Pennsylvania from judgment entered in this matter on June 12, 1991, filed.

July 1, 1991 Order for Transcript filed.

July 1, 1991, Certificate of Mailing filed.

July 1, 1991, Supersedeas Bond in the amount of Nine Hundred and Sixty Thousand Dollars (960,000.00) with National Fire Insurance Company as Surety, filed.

July 8, 1991 Notice of Appeal Docketing Superior Court Docket No. Assigned 01181PGH91 filed.

Aug. 9, 1991, Transcript of Jury Trial proceedings filed. (Volume I)

Aug. 9, 1991, Transcript of Jury Trial proceedings filed. (Volume II)

Sept. 16, 1992 Certificate of Contents of Remanded Record And Notice of Remand under PA. Rules of Appellate Procedure 2571 and 2572 of The Superior Court of Pennsylvania filed.

Sept. 16, 1992 JUDGMENT filed. ON CONSIDERATION WHEREOF, it is now here ordered and adjudged by this Court that the judgment of the Court of Common Pleas of Crawford County be, and the same is hereby REVERSED. CASE REMANDED FOR NEW TRIAL. JURISDICTION RELINQUISHED.

BY THE COURT:
Eleanor R. Valecko
Deputy Prothonotary

Sept. 17, 1992 Copy of Order to Judge Robert Walker, Attys. William Jorden and Paul Shafer,Jr.

Mar. 18, 1994 Upon Praecipe of William T.Jorden, Esquire, Attorney for Plaintiff and Paul D. Shafer, Jr., Esquire, Attorney for Defendant, the above captioned matter is marked settled and discontinued of record.

Papers + Exhibits on top of Title A.

1983

Culbertson, Weiss, Schetroma & Schug
Mary A Kirkpatrick

73.

Jessica A. Wills,
pro se

TIMOTHY J. WILLS

vs.

JESSICA A. WILLS

Filed Jan. 28, 1983

Tax & entry Paid $35.50

COMPLAINT IN DIVORCE

1 copy (atty)

Jan. 31, 1983, Counseling notices mailed.

Feb. 22, 1983 Objection to Jurisdiction filed.

June 16, 1997 Important Notice and Court Order filed. Out court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 2/22/1983. 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 August 5, 1997, 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 August 5, 1997. 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: June 16, 1997

June 16, 1997 Copies mailed by Court Administrator's Office

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

1983

74.

MARINE BANK

vs.

FRANKLIN L. BRINK
DORIS BRINK

Filed Jan. 28, 1983

Pro Simmons Paid $9.00 ✓
Plff on orig. 6.50
Sat. pd 6/21/84 5.00 ✓

AGREEMENT TO REVIVE

of

621 May Term 1978

The undersigned hereby agrees that the judgment entered on July 18, 1978 to 621 May Term 1978 be revived and the line continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $8,900.16 plus costs.

Debt..... $8,900.16
Dated.....Jan. 18, 1983
"B - 64, 213 .....JUDGMENT

James F. Simmons,
Prothonotary

June 21, 1984 This Judgment Satisfied
(See paper filed)

Culbertson, Weiss, Schetroma & Schug
M. A. Kirkpatrick

75.

R. Charles Thomas
for Jack Bill Ross

5/10/83 Receipt $87.48
from plaintiff

6/20/83 Rec'd $87.48
Vernon d Culbertson
for Cr Co Comm

JEAN and GEORGE RAWSON
Petitioners

vs.

JACK BILL ROSS and
PATRICIA BURDICK
Respndents
In Re: Trisha Lynette
Ross

Filed Jan. 28, 1983

Tax & entry Paid $35.50 ✓

William Pineo,
Master 87.48

Pro Co Pd 5/10/83 9.00 ✓

Pro Co Pd 6-2-83 9.00 ✓

PETITION FOR CUSTODY

2 copies.(atty)

ORDER:

AND NOW, January 28, 1983, upon presentation of the foregoing Petition, the parties herein and their representative counsel are ordered to appear before John Fuller, Child Custody Master, at such time and place as the Child Custody Master shall determine.

Trisha Lynette Ross shall reside in the home of the Petitioners, Jean and George Rawson, and shall remain in their care and custody pending further order of this court.

By the Court,
Robert L. Walker, J.

Jan. 31, 1983, Copies of order to Attys. Kirkpatrick and John Fuller.

Feb. 4, 1983 Motion for Appointment of Different Child Custody Master and Order filed: And now, February 4, 1983, the appointment of John Fuller as custody mediator is vacated, and William Pineo is appointed custody mediator in the above matter.

Robert L. Walker, J.

Fe, 7, 1983 Copies to M. Kirkpatrick, J. Fuller and W. Pineo, Esqs.

Feb. 24, 1983, Affidavit of Service of Custody Petition and Order filed. Mary Ann Kirkpatrick, Esq. being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for the Petitioners in the above captioned action.

2. That on information furnished to her by the Petitioners, she caused a certified copy of the Petition and Order entered Jan. 28, 1983, to be forwarded by Cert. Mail No. P355 151, postmarked Jan. 31, 1983, to the last known address of the Respondent, Patricia Burdick, at 10353 Buck Rd., Orlando, Fla. 32817.

3. That the Respondent, Patricia Burdick, on Feb. 4, 1983, personally signed the ret. receipt card which is attached hereto as Exhibit "A".

Mary Ann Kirkpatrick, Esq.

Mar. 2, 1983, Affidavit of Consent to Custody, of Patricia Burdick, filed.

Mar. 31, 1983, Acceptance of Service of Petition for Custody and Order by R. Chalrs Thomas, Esq., attorney for defendant Jack Bill Ross, filed.

May 4, 1983 Temporary Order filed: AND NOW, May 3, 1983, after Mediation in the above-captioned case and upon recommendation of the Child Custody Master,

IT IS HEREBY ORDERED AND DECREED that:

1. The child, Trisha Ross, shall remain with the Petitioners pending resolution of this matter.

2. The father, Jack Bill Ross, shall have the right of visitation with his daughter every weekend, except for the last weekend of every month, from Friday at 6 P.M. through Sunday at 7 P.M. He shall arrange to pick up and deliver his child at the house of the Petitioners. The first such visitation shall occur on the weekend of May 6, 1983.

3. Neither party shall do ar say anything to turn the minor child against the other party and shall take care that the details of this dispute shall not be discussed in the presence of the child.

4. The Master has noted for the Court that the father is on public assistance and that the Petitioners are gainfully employed. Costs and fees of this Mediation which are allowed in the sum of $174.96 are therefore split. One-half shall be assessed to Crawford County, Pennsylvania and the other half shall be assessed to the Petitioners as costs.

5. Either party may move for hearing de novo for a period of thirty (30) days from date hereof. In the event that neither party so moves, this Order shall be considered permanent.

BY THE COURT,
P. Richard Thomas, J.

May 4, 1983 Copies of order to All counsel of record and Mediator.

May 11, 1983, Petition to Stat Temporary Order and copy of Consent to Adoption and Order filed. And Now, this 11th day of May 1983, after consideration of the within Petition, it is hereby ordered that the Temporary Order of May 3, 1983, is stayed; Jack Bill Ross is not permitted to contact Trisha Ross at any time in any manner pending further Order of Court. Rule granted; hearing on rule set for June 1, 1983 at 10:30 A.M. Courtroom #2.

By the Court:
P. Richard Thomas,J

May 11, 1983 Copies to Mary Ann Kirkpatrick and R. Charles Thomas.

June 1, 1983 Order filed: WHEREAS, a temporary Order was entered on May 3, 1983, granting custody of Trisha Ross to the petitioners George Rawson and Jean Rawson and granting certain visitation rights to the natural father Jack Bill Ross; and

WHEREAS, on May 9, 1983, the said Jack Bill Ross entered into a Consent to Adoption to permit the petitioners to adopt the said Trisha Ross; and

WHEREAS, on May 17, 1983, Patricia Burdick, the natural mother of said Trisha Ross, executed a Consent to Adoption to permit the said George Rawson and Jean

Continued on page 553

M.V.

R. Charles Thomas
Bozic, Thomas & Johnson

76.

Leroy Zimmerman
Rosanna Dengg Polen
Herbert L. Olivieri

JOHN S. LASHER,
Plaintiff

vs.

RALPH E. HAWKINS and COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION

Filed Jan. 31, 1983

Tax & entry Paid $35.50 ✓
Sheriff's Costs 14.75

COMPLAINT IN TRESPASS

2 copies (sheriff)

Feb. 14, 1983, Sheriff's Return filed. SERVED Ralph E. Hawkins the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1983-76, to Arlene Ellis, an adult person in charge, on February 3, 1983, at 10:50 A.M., at his place of employment, at Penn Dot Garage, Meadville, in the Co. of Crawford, the State of Pa.

SERVED Penn Dot, the within named defendant, on February 3, 1983, at 10:50 A.M., by handing a true and attested copy of the within Complaint in Trespass No. A.D. 1983-76, at Penn Dot Garage, Meadville, in the County of Crawford, the State of Pennsylvania, to Arlene Ellis, Chief Clerk, the person for the time being in charge thereof.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 3, 1983, Appearance of Rosanna Dengg Polen, Leroy S. Zimmerman, and Herbert L. Olivieri, attorneys for defendants filed. JURY TRIAL DEMANDED.

Mar. 8, 1983 Answer and New Matter filed.

May 25, 1983, Upon praecipe of plaintiff attorney, For Reference to the Arbitrators, the following Arbitrators are appointed:
Paul D. Shafer, Jr., Chairman
Ann Hansen Gamble
John F. Spataro

May 25, 1983, Reply to New Matter filed.

June 3, 1983, Arbitratrators Take the Qualifying Oath.

Sept. 6, 1983, DECISION OF ARBITRATORS filed in which they find in favor of the defendants and against the plaintiff.

DECISION OF ARBITRATORS

Sept 6, 1983, copy to all counsel of record.

1983

Blystone, Fuller,
Miller & Gamble
John Fuller

77.

CHARLES ROBERT MARHOEFER

vs.

TERRY L. MARHOEFER

Filed Jan. 31, 1983

Tax & entry Paid $35.50

Sheriff's Costs 16.75

Pro Co Pd.5-6-83 9.00

COMPLAINT IN DIVORCE

1 copy (sheriff)

Feb. 1, 1983, Counseling notices mailed.

Feb. 28, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Terry L. Marhoefer, personally, the within named defendant by handing a true copy of the within Complaint in Divorce, AD 1983-77, to her on Feb. 25, 1983, at 4:25 P.M., at her place of visitation, the Crawford Co. Sheriff's Office, Room 101, Meadville, Pa. So answers, Florence I. Beck, Deputy Sheriff Howard N. Stewart, Sheriff

May 6, 1983, Affidavit of Consent of Charles Robert Marhoefer filed.

May 6, 1983, Affidavit of Consent of Terry L. Marhoefer filed.

May 6, 1983, Upon praecipe of Plaintiff's attorney, for review under §201(c) of the Divorce Code, this case moved to Court.

May 12, 1983 DIVORCE DECREE Filed:

And Now, May 12, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CHARLES ROBERT MARHOEFER and TERRY L. MARHOEFER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J

1983

Spadafore & Vardaro
Emil Spadafore

78.

Fuller, Kinnunen,
Miller & Gamble
Gordon R. Miller

MARINE BANK

vs.

FELIX J. STANIS and
MARILYN R. STANIS,
his wife

Filed Jan. 31, 1983

Tax & entry Paid $35.50
Sheriff's Costs 25.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 378, page 1092.

Feb. 15, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Felix J. Stanis personally the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983 - 78, to him, on February 14, 1983, at 3:31 P.M., at his place of residence, at R.D.#2, Springboro, in the Co. of Crawford, the State of Pennsylvania.

SERVED Marilyn R. Stanis the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure No. A.D. 1983 - 78, to Felix J. Stanis, an adult member of the family with whom she resides, namely husband, on February 14, 1983, at 3:30 P.M., at their residence at R.D.#2, Springboro, in the County of Crawford, State of Pennsylvania.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 8, 1983, Answer and New Matter filed.

79.

IN THE MATTER OF THE APPOINTMENT

of

JOHN M. DAWSON

Filed Jan. 31, 1983

APPOINTMENT OF JOHN M. DAWSON - DISTRICT ATTORNEY

Jan. 31, 1983, ORDER filed.
ORDER:

AND NOW, January 27, 1983, Donald E. Lewis, having resigned as District Attorney of Crawford County, the Court hereby appoints John M. Dawson to fill the unexpired term of District Attorney until the first Monday in January, 1984.

John M. Dawson will be officially sworn into the office of District Attorney on February 14, 1983 at 9:30 o'clock A.M.

BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
Robert L. Walker, J.

Feb. 14, 1983, Motion- Re: Appointment of Assistant District Attorneys and Order filed. MOTION: AND NOW, February 14, 1983, John M. Dawson, District Attorney of Crawford County, Pa., hereby requests Court approval for appointment of the following persons to serve as Assistant District Attorneys: Douglas W. Ferguson, First Assistant District Attorney, and Robert J. Felton, Mark W. Richmond and John F. Spataro, as Assistant District Attorneysm said appointments to expire the first Monday of January, 1984.

Respectfully submitted,
John M Dawson, District Attorney

ORDER: AND NOW, February 14, 1983, the within Motion is allowed.

BY ORDER OF THE COURT,
P. Richard Thomas, P. J.
Robert L. Walker, J.

1983

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

80.

Gordon R. Miller

DEBORAH L. ONESKY

vs.

STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY

Filed and Issued
Jan. 31, 1983

Tax & entry Paid $35.50

SUMMONS IN ASSUMPSIT

Feb. 2, 1983, Acceptance of Service filed. I accept service of the within summons on behalf of the defendant and enter appearance. Gordon R. Miller, Esq.

Mar. 18, 1983, Petition For Settlement of Claim Under Section 106 of the Pennsylvania Motor Vehicle Insurance Act, and Order filed.
ORDER:
AND NOW, this 18th day of March, 1983, upon presentation of the foregoing Petition and after hearing, the Court finds that the proposed settlement is in the best interest of the Petitioner and any beneficiary to said settlement, that the Petitioner understands and has consented to the settlement and that upon payment by State Farm Mutual Automobile Insurance Compnay in the sum of Eighteen Thousand Four Hundred Forty Nine Dollars and Fifty Seven Cents, ($18,449.57), plus costs of these proceedings, any and all claims of Deborah Onesky to no-fault benefits under the Pa. No-Fault Motor Vehicle Insurance Act arising out of the injuries sustained by Deborah Onesky in the accident of June 9th, 1979, are discharged and terminated and that the Plaintiff shall execute a general and final Release in favor of State Farm Mutual Automobile Insurance Company fully and completely discharging it from any further liability or obligation to the Plaintiff under the No-Fault Act for injuries sustained by Deborah Onesky in the accident of June 9th, 1979.

Robert L. Walker, J.

Mar. 18, 1983, Copies of order to Attys. James Irwin, and Gordon Miller.

1983

Joseph F. Kulwicki

81.

KENNETH HLOPICK

vs.

CHERYL A. PETERSON

Filed Jan. 31, 1983

Tax & entry 2/4/83 $35.50

John Fuller, Master 112.50

ProCo pd. 6/29/83 9.00

COMPLAINT IN CUSTODY

2 copies (atty-mediator)

RULE:

AND NOW, this 31st day of January, 1983, upon presentation and consideration of the within complaint, John Fuller, is hereby appointed Child Custody Master.

A copy of this petition and Court Order shall be served upon the defendant in accordance with the Rules of Court.

BY THE COURT,
Robert L. Walker, J.

Feb. 3, 1983, Copy of Rule to Jos. Kulwicki.

Feb. 15, 1983 Affidavit of Service filed: ANTHONY MARCECA, Constable in and for the State of Pennsylvania and County of Crawford, being duly sworn according to law, deposes and says he personally served a certified copy of the custody proceedings in the above matter upon the defendant, Cheryl A. Peterson, on Saturday, February 12, 1983, at 12:10 p.m., at her residence at R.D.3, Cambridge Springs, Crawford County, Pennsylvania by handing her same.

FURTHER DEPONENT SAYETH NOT.

Anthony B. Marceca

Mar 10, 1983 Order filed: AND NOW, March 10, 1983, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of Jennifer Hlopick and Christopher Hlopick, shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the children.

II. Physical custody of Jennifer Hlopick and Christopher Hlopick, shall be with their mother, Cheryl A. Peterson, subject to the following conditions:

A. The father shall be entitled to visit and take the children with him the first and third weekends of each month, beginning Friday, March 4, 1983, from 5:00 p.m. on Friday evening to 5:00 P.M. Sunday evening, both prevailing local times. The father shall be responsible for picking up and returning the children to the mother.

B. Beginning with the summer of 1983, the father shall be entitled to have the children in his custody for two three-week vacation periods to coincide with the children's vacation from school. Notice of the six weeks in which the father intends to exercise such vacation periods shall be given to the mother at least thirty (30) days in advance of either of the three-week vacation periods.

C. Holidays are defined and custody on such days shall be divided as follows Holidays shall be Easter, July 4th, Thanksgiving Day and Christmas Day. The father shall custody of the children on Easter Sunday of 1983 and Thanksgiving Day of 1983. The mother shall have custody of the children on July 4th of 1983 and Christmas Day of 1983. In 1984, if this order has not been previously changed, the mother shall have custody of the children on Easter Sunday and Thanksgiving Day and the father shall have custody of the children on the 4th of July and Christmas Day. The parties shall continue to alternate holidays from year to year in the same manner if this order has not been previously changed. On holidays when the mother has custody, the father shall have the right to take the children with him on the eve of the holiday, from 4:00 P.M. to 10:00 P.M., local times, and holidays when the father has custody, the mother shall have the right to take the children with her on the eve of the holidays from 4:00 P.M. ao 10:00 P.M., prevailing local times.

D. Holiday visitations shall take precedence over weekend, weekly and vacation visitations.

This order shall be a temporary order but shall become a permanent order, unless exceptions are filed within Sixty days(60) of the date of this order, Costs of the mediation conference shall be paid by Crawford County.

By the Court,
Robert L. Walker, Judge

Mar. 11, 1982 Copies of order to Joseph Kulwicki, Jeffrey Connelly and John Fuller, Esqs.

1983

M.V.

Bozic, Thomas
& Johnson
R. Charles Thomas

82.

Altomare & Barnhart
Joseph Barnhart

DEAN L. ROGERS

vs.

MERLE H. CRAWFORD

Filed Feb. 1, 1983

Tax & entry Paid $35.50 ✓
Sheriff's Costs 50.00 ✓
Arb Paid 10-7-83 15.00 ✓
Arb Refd 3-29-84 9.00 ✓

COMPLAINT IN TRESPASS

1 copy (sheriff)

Feb. 2, 1983 Affidavit of Service filed. And In Error Now, February 2nd, 1983, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for RAYMOND McCLINTON, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P355-825 111, postmarked January 26, 1983, to the last known address of the Defendant, EDNA McCLINTON, 827 Water St., Meadville, Pa. 16335.

3. That the Defendant, EDNA McCLINTON, on January 28, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire

Mar. 2, 1983 Complaint Reinstated.

Apr. 20, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Merle H. Crawford, personally, the within known defendant by handing a true copy of the within Complaint in Trespass, AD 1983-82 to him, on March 23, 1983, at 8:12 P.M. at his place of residence, 220 Mechanic St., Spartansburg, Crawford Co., Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

June 17, 1983, Appearance of Altomare & Barnhart, by Joseph C. Barnhart, attorneys for defendant, filed:

Oct. 7, 1983 Attorney for Plaintiff files Praecipe for Arbitrators, whereupon the following arbitrators are appointed:
Charles J. Swick, Chairman
William Walker,
Thomas O'Shea

Oct. 20, 1983 Arbitrators take qualifying Oaths.

Feb. 22, 1984, Decision fo the Arbitrators filed in which they find in favor of plaintiff in the amount of $910.66, plus costs and interest at 6% from Feb. 1, 1983.

C - 114 DECISION OF ARBITRATORS

Feb. 22, 1984, copies of Decision given to atty. for plaintiff and atty. for defendant.

Mar 29, 1984 @ 1:37 P.M. Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered against the defendant and in favor of the plaintiff in the sum of Nine Hundred Ten Dollars and Six Cents plus interest at the rate of Six Percent per annum from February 1, 1983 and costs pursuant to the decision of the Arbitrators entered on the 22nd day of February, 1984.
Debt $910.06 + int. & Costs.

C-114 JUDGMENT
Judgment entered Mar 29, 1984 James F. Simmons
Prothonotary

1983

Michael E. Davis

83.

Anthony J. Vardaro

DONNA J. WOODARD

vs.

RALPH A. WOODARD

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Filed Feb. 1, 1983

Tax & entry Paid $35.50
Pro Co Pd 5/18/83- 9.00

Feb. 2, 1983, Counseling notices mailed.

May 16, 1983, Affidavit of Consent of plaintiff filed.

May 18, 1983, Appearance of Anthony J. Vardaro, attorney for defendant filed.

May 18, 1983, Acceptance of Service filed. Anthony J. Vardaro, Esquire, Attorney for Defendant, hereby avers that the Defendant, Ralph A. Woodard, received service of the Divorce Complaint in this matter several months ago but the Attorney for the Plaintiff has not filed an Affidavit of Service and Attorney for Defendant hereby accepts service on behalf of Defendant and waives any statutory waiting period insofar as the Defendant has this day signed an Affidavit of Consent to this Divorce Action. Anthony J. Vardaro, Esq.

May 18, 1983, Affidavit of Consent of defendant filed.

May 18, 1983, Upon praecipe for Review Under 201(c) of the Divorce Code, of defendant attorney, this case moved to court.

June 9, 1983 DIVORCE DECREE FILED:

AND NOW, June 9, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DONNA J. WOODARD and RALPH A. WOODARD

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Nov. 2, 1983, Acceptance of Service filed. I, Ralph A. Woodard, Defendant herein, do depose and say that I personally received and accepted service of a true and correct copy of the Complaint and of Plaintiff's Affidavit under Section 201(d) if this action is under that section and is based upon three years or more of separation, and notice to defend and claim rights in the above captioned action on 2/10/83 and thus I consent to the entry of a decree in Divorce in this action in its present form and substance. I waive the 30 day expiration of the writ herein.

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.

Date: 2-10-83 Ralph A. Woodard, dft.

Dunn and Conner
Andrew J. Conner

84.

Quinn, Gent, Buseck, and Leemhuis, Inc.
John M. Quinn, Sr.

ELLEN PORTER and
WILLIAM PORTER

vs.

MEADVILLE CITY HOSPITAL

Filed and Issued
Feb. 1, 1983

Tax & entry Paid $35.50
Sheriff's Costs 14.75
Pro Co Pd 10/25/84-6.00

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

Feb. 14, 1983, Sheriff's Return filed. SERVED Meadville City Hospital the within named defendant on February 8, 1983, at 12:03 P.M., by handing a true and attested copy of the within Summons In Trespass and Assumpsit, No. A.D. 1983 - 84, at 751 Liberty Street, Meadville, in the county of Crawford, the State of Pennsylvania, the usual place of business, to Louise Randolph, Executive Secretary, the person for the time being in charge thereof.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 1, 1983, Appearance of Quinn, Gent, Buseck, and Leemhuis, Inc. by John M. Quinn, Sr., attorneys for defendant filed.

Mar. 1, 1983, Upon praecipe of defendant attorney, Rule Entered Upon Plaintiff to File Complaint Issued.

Mar. 15, 1983, Service of Rule accepted 3/14/83 by Andrew J. Conner, attorney for plaintiff.

Oct. 25, 1984, Upon praecipe of plaintiff attorney, the above captioned case is settled and discontinued of record; certificate and bill of costs issued.

1983

Quinn, Gent,
Buseck, and
Leemhuis, Inc.
John M. Quinn, Jr.
George Joseph

85.

M. Richard Mellon

EARL R. SHERMAN, JR.
and DEBORAH SHERMAN

vs.

RONALD A. BELL

Filed Feb. 1, 1983

Tax & entry 2/4/83 $35.50

Pro Co Pd 1-30-86 5.00

Pro Co Pd 3-21-86 6.00

RECORD FROM COURT OF COMMON PLEAS OF
ERIE COUNTY, PENNSYLVANIA, TRANSFERRED
BY ORDER OF COURT OF JANUARY 26, 1983
No. 1682A

ORDER:
AND NOW, to-wit, this 26th day of January 1983, it appearing that venue of this case is more properly in Crawford County, the defendant having been served in said county, it is ordered that this case shall be transferred to the Crawford County Court of Common Pleas, pursuant to Pa. R.C.P. 1006(e).

Jesse Jiuliante, J.

ERIE COUNTY RECORD:

April 20, 1982, Complaint in Assumpsit and Trespass filed.

July 9, 1982, Complaint Reissued.

July 21, 1982, Sheriffs Return filed. Before me, the undersigned authority, personally appeared Edgar D. Householder, Dep. Sheriff, who being duly sworn according to law, deposes and says that on the 21st day of July 1982, at 11:50 A.M. he served Complaint in Action of Assumpsit and Trespass filed at No. 1682A 1982, Erie County, Pa. upon defendant Ronald A. Bell, at his place of residence at 513 Sherri Drive, Espyville, Pa. by making known the contents thereof to Lawana Bell, namely wife, and handing to a leaving with her the certified copy of the Complaint received from Erie County Sheriff Dept.

Edgar D. Householder, Dep. Sheriff
So answers, Howard N. Stewart, Sheriff

Oct. 12, 1982, Preliminary Objections - Motion to Strike filed. (brief)

Mar. 16, 1983 Answer and New Matter and Counterclaim filed.

Apr. 13, 1983, Reply to New Matter and Counterclaim filed.

June 7, 1984 Plaintiff's Motion For Summary Judgment On Defendant's Counterclaim filed.

June 7, 1984 Upon praecipe of attorney for plaintiffs the above captioned case is placed on the next available Argument List.

ON ARGUMENT LIST FOR SEPTEMBER 24, 1984; No. 2.

Sept. 25, 1984 Affidavit of Toni Giesler filed.

Oct. 23, 1984, SUR DEFENDANT'S MOTION FOR SUMMARY JUDGMENT - OPINION AND ORDER filed. ORDER: AND NOW, October 23, 1984, in accord with the foregoing, plaintiffs' Motion for Summary Judgment against the defendant on the defendant's Counterclaim is hereby granted.

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

Oct. 24, 1984, copies of Opinion and order to Attys. G. Joseph and M. Mellon.

June 14, 1985 Plaintiff's motion for Summary Judgment filed.

June 14, 1985 Upon praecipe of Plaintiff Attorney the above-captioned case is placed on the next arguement list.

ON ARGUMENT LIST FOR SEPTEMBER 30, 1985

Oct 4, 1985 Order filed: AND NOW, September 30, 1985, at the time set for argument on the plaintiff's motion for summary judgment, counsel for the defendant fails to appear. The Court notes the last address of defendant's counsel in the Prothonotary's file was 926 Peach Street, Erie, Pennsylvania, 16501, but counsel for the plaintiff advises that the defendant has removed his practice to Pittsburgh, Pennsylvania and his correct address is: Suite 900, Mellon Heritage Building, 1233 Penn Avenue, Pittsburgh, Pennsylvania 15222. Counsel for the plaintiff also advises the Court that a copy of the Praecipe to have this case placed on the argument list was forwarded to attorney Mellon at his latest Pittsburgh address.

After review of the plaintiff's brief, the Court believes the motion for summary Judgment should be granted and a judgment in the amount of $2,508.48 should be entered in favor of the plaintiff. However, in view of the change of address, the Court believes notice should be given to defendant's counsel at the Pittsburgh address of this Court's intention to enter the requested summary judgment.

Accordingly, counsel for the plaintiff is directed to forward a copy of this court Order to counsel for the defendant at the Pittsburgh address and unless counsel cas give the Court an explanation why he failed to appear to argue against the motion for summary judgment, the Court, on filing of a new motion for summary judgment by counsel for the plaintiff, will grant the summary judgment any time after November 1, 1985.

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

Oct 4, 1985 Copies of order to John Quinn and Richard Mellon, Esqs.

Continued on Page 565

1983

Bruce A. Barrett
First Assistant
Public Defender

86.

COMMONWEALTH OF PENNSYLVANIA, ex rel JOHN JOSEPH ROTKOVECZ

vs.

HOWARD STEWART, WARDEN CRAWFORD COUNTY JAIL CRAWFORD COUNTY, PENNSYLVANIA

Filed Feb. 1, 1983

Tax & entry $35.50

PETITION FOR WRIT OF HABEAS CORPUS

ORDER:

AND NOW, this 1st day of February, 1983, upon consideration of the within Petition and upon motion of Bruce A. Barrett, Esq., First Assistant Public Defender and attorney for the relator, it is directed that a writ of Habeas Corpus ad subjiciendum be issued forthwith and a hearing be held on the 3rd day of Feb., 1983, at 3:30 o'clock P.M., in Courtroom No. 2, Courthouse, Crawford County, Pa., and that the Prothonotary be directed to serve Howard Stewart, Warden of the Crawford County Jail, 360½ Center Street, Meadville, Crawford County, Pennsylvania, with the said writ or a copy.

Notice of said hearing shall be given forthwith to the District Attorney of Crawford County.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Feb. 2, 1983, copy of order to D.A.'s office, and copy to Bruce Barrett, Esq.

Feb. 2, 1983, Affidavit of Service filed. I, James F. Simmons, Prothonotary being duly qualified according to law, depose and say that a copy of the Petition for Writ of Habeas Corpus and the Writ of Habeas Corpus filed at the above number was served on the defendant Howard Stewart, Warden of Crawford County Jail at his place of business, Room No. 10, Crawford County Court House, Meadville, Pa. on Feb. 2, 1983, at 11:25 A. M.

James F. Simmons, Prothonotary

Feb. 3, 1983, ORDER filed. AND NOW, February 3, 1983, by agreement of counsel for the relator and counsel for the respondent, it appearing that the facts upon which the Petition for Writ of Habeas Corpus is based, are well-founded, the respondent is directed to release John Joseph Rotkovecz from custody forthwith.

BY ORDER OF THE COURT,
Robart L. Walker, J.

Feb. 4, 1983, Copies of Order to Bruce A. Barrett, Esq., Mark W. Richmond, Esq., and Howard Stewart, Sheriff.

1983

M.V.

Jack, Kookogey
& Schug
Robert J. Felton

87.

Culbertson, Weiss,
Schetroma and Schug
E. Max Weiss

GEORGE W. MOSHER

vs.

RICKY S. JOHNSON and
SPARTY WOOD DIVISION,
INC.

Filed Feb. 2, 1983

Tax & entry Paid $35.50

Sheriff's Costs 22.75

Pro Co Pd 8-26-83 6.00

COMPLAINT IN TRESPASS

2 copies (sheriff)

Feb. 14, 1983 Sheriff's Return filed: SERVED Ricky S. Johnson, the within named defendant on Feb. 9, 1983, at 11:55 P.M., by handing a true copy of the within Complaint in Trespass and Interrogatories, AD 1983-87, at R.D.#2, Spartansburg, Crawford Co., Pa., the usual place of business of said defendant, to Julie Perkins, the person for the time being in charge thereof.

SERVED Sparty Wood Division, Inc., the within named defendant, on Feb. 9, 1983 at 11:56 A.M., by handing a true and attested copy of the within Complaint in Trespass and Interrogatories, AD 1983-87, at R.D.#2, Spartansburg, Crawford Co., Pa., the usual place of business to Julie Perkins, the person for the time being in charge thereof.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 17, 1983, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, Esq., attorneys for defendants, filed.

Mar. 1, 1983, Answers to Interrogatories to Sparty Wood Division filed.

Mar. 1, 1983, Answers to Interrogatories to Ricky E. Johnson filed.

Mar. 7, 1983 Notice of Service of Interrogatories to Plaintiff filed.

Aug. 26, 1983 Upon Praecipe of Plaintiff Attorney, this case is marked settled and discontinued of record.

88.

PETITION FOR INVOLUNTARY TREATMENT

of

BOBBI SUE TENNEY

Filed Feb. 2, 1983

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 and 305)

Feb 4, 1983 Report of Mental Health Review Officer, Recommendation and Order filed: AND NOW, this 4th day of February, 1983, 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 Bobbi Sue Tenney be committed to Warren State Hospital for treatment for a period not to exceed 90 days. This Order is specifically conditioned upon the following:

1. The transfer of the patient is to be delayed for a period of ten days from this date as there is a pending Juvenile Court placement.

2. In the event that either the Juvenile Court or the appropriate Child Welfare officials do not obtain suitable placement, then the patient shall be transferred to the Adolescent Unit at Warren State Hospital

3. Should suitable placement be obtained by either of these agencies and a request to withdraw the involuntary petition be made to the Court, the Court will give consideration to terminating this Order.

4. Pending the passage of ten days or placement as provided in paragraph 2 above, the patient shall remain in the Psychiatric Unit at City Hospital, Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker, J.

Feb. 4, 1983 Copies of order to Bruce Barrett, Esq., Warren State Hosp. Mental Health.

May 3, 1983 Petition For Involuntary Treatment filed.

May 3, 1983 Report of Mental Health Review Officer, Recommendation, and Order filed. ORDER AND NOW, this 2nd of May, 1983 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 Bobbie Sue Tenney be committed to Warren St. Hosp. for treatment for a period not to exceed 180 days

By the Court
P. Richard Thomas

May 3, 1983 Copies sent to Bruce Barrett, Paul Dickey, and Warren State Hospital.

1983

Plate, Shapira, Hutzelman, Berlin & May
Stephen Hutzelman

89.

MARINE MIDLAND BANK

vs.

RICHARD C. BALDWIN and MARY L. BALDWIN

Filed Feb. 2, 1983 ✓

Tax & entry Paid $35.50

Sheriff's Costs 15.15

Pro Co Pd 3-17-83 9.00 ✓

B-141,313
JUDGMENT ENTERED 3-17-83

EX1985-22

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Feb. 24, 1983 Sheriff's Return filed: SERVED Richard C. Baldwin, the within named defendant, by handing a true copy of the within Complaint in Assumpsit, AD 1983-89, to Joseph F. Kulwicki, Attorney at law and Attorney for defendant, on Feb. 22, 1983 at 9:05 A.M., at the Crawford Co. Sheriff's Office, Room 101, Meadville, Crawford Co., Pa.
So answers, E. Ralph Copeland, Chief Deputy
Howard N. Stewart, Sheriff

AND NOW, Mar. 17, 1983 Upon Stipulation by and and between the parties and through their counsel, judgment is entered in favor of the Plaintiff and agains the Defendants in the amount of Eight Thousand Nine Hundred Eighty-nine and 56/100 Dollars, plus interest from Sept. 29, 1982, and the costs of this action. It is further stipulated that no Writ of Execution may be entered on this judgment prior to July 10, 1983.

Debt $8,989.56 + Int. & Costs
JUDGMENT
James F. Simmons
Prothonotary

Plate, Shapira, Hutzelman, Berlin & May
Stephen Hutzelman

90.

MARINE MIDLAND BANK

vs.

RALPH E. HARVEY

Filed Feb. 2, 1983

Tax & entry Paid $35.50
Sheriff's Costs 12.75
Pro Co Pd 4/11/83- 9.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Feb. 14, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Ralph E. Harvey personally the within named defendant, by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-90, to him, on February 8, 1983, at 11:46 A.M., at his place of residence, at 317 Wallace, Meadville, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Apr. 11, 1983, at 11:03 o'clock A.M., upon praecipe of plaintiff attorney, with copy of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, and damages are assessed in the sum of Eight Hundred Fourteen and 57/100 Dollars, plus costs of this action.

"H - 144 Debt - - $814.57

JUDGMENT

4/11/83-Judgment entered

James F. Simmons,
Prothonotary

1983

Dana R. Fales, Inc.
William Gregg

91.

RICHARD W. DENNIS

vs

BEVERLY E. DENNIS

Filed Feb. 2, 1983

Tax & entry Paid $35.50

Pro Co. Paid 5/16/83
$9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 4, 1983, Counseling notices mailed.

Feb. 14, 1983, Affidavit of Mailing filed. William J. Gregg, the atty. for plaintiff, being duly sworn according to law, says that he mailed by registered mail, return receipt requested, a true and attested copy of the Complaint in Divorce to the Defendant Beverly E. Dennis, at 5800 Preston Oak Rd., Apt. 2004, Dallas, Texas 75240; and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A". William J. Gregg, Esq.

May 16, 1983, Affidavit Of Consent for Plaintiff filed.

May 16, 1983, Affidavit Of Consent for Defendant filed.

May 16, 1983, Praecipe of Attorney for Plaintiff for Review under 201 (d) of the Divorce Code, this case moved to court filed.

MAY 25, 1983 DIVORCE DECREE FILED:

AND NOW, May 25, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

RICHARD W. DENNIS and BEVERLY E. DENNIS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

William Gregg

92.

PAMALA S. GORDON

vs.

THOMAS E. GORDON

COMPLAINT IN DIVORCE, CUSTODY AND VISITATION, SUPPORT, ALIMONY, ALIMONY PENDENTE LITE, AND COUNSEL FEES, PERMANENT ALIMONY

1 copy (atty)

Filed Feb. 2, 1983

Tax & entry Paid $35.50 ✓
3 Counts paid 2/8/83 45.00 ✓
Sheriff's Costs $11.25 ✓
Pro Co Pd 6-19-85 9.00 ✓

Feb. 4, 1983, Counseling notices mailed.

Apr. 8, 1983, Complaint Reinstated.

May 9, 1983, Sheriff's Return filed. NOT FOUND, as to the within named defendant, Thomas E. Gordon, as of April 11, 1983.

So answers,

Howard N. Stewart, Sheriff

Nov. 4, 1983, Affidavit of Investigation Pursuant to Pa. R.C.P. 1920.4 (a) (3) and Order filed. ORDER: AND NOW, this 4th day of November, 1983, upon consideration fo the foregoing Affidavit of Investigation filed by Plaintiff pursuant to Pa. R.C.P. 1920.4 (a) (3), the Court is satisfied that Plaintiff has made a diligent and good faith investigation to ascertain the present residence and whereabouts of the Defendant, which efforts have been unsuccessful; accordingly, the court hereby directs the following special order with respect to the manner of service in this case: Serve copy certified mail on last known address of defendants mother.

BY THE COURT,
P. Richard Thomas, J.

Nov. 4, 1983, copy of order to William Gregg, Esq.

Feb. 2, 1984 Affidavit Of Service filed. I, PAUL J. NYDES, being duly sworn accordingly to law, deposes and says that he is a competent adult; that he is a Pennsylvania State Constable; that he served a certified copy of the complaint in Divorce filed in the above matter on THOMAS E. GORDON, Defendant, personally, by handing to him a true and correct copy thereof and informing him of its contents at Agnew Farms, Route 18, Conneautville, Crawford County, Pennsylvania on Thursday, December 15, 1983, at 5:30 pm
Dependent further avers that at the time of said service the said defendant inentified himselt to deponent.

Paul Nydes

Mar. 8, 1984 Amended Complaint In Divorce filed.

Mar 5, 1985 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

June 19, 1985 Upon Praecipe of Plaintiff's Attorney for Review Under 201(d) of the Divorce Code, this case is moved to Court.

July 17, 1985, MEMORANDUM AND ORDER filed. ORDER: AND NOW, July 16, 1985, this case is returned to the Prothonotary's Office for further proceedings.

BY ORDER OF THE COURT,
Robert L. Walker, J.

July 17, 1985, copies of order to Atty. Wm. Gregg.

July 23, 1985 Complaint Reinstated.

Jan. 9, 1986 Affidavit Of Personal Service filed. WILLIAM J. GREGG,the attorney for Plaintiff, being duly sworn according to law says that he personally served a true and correct certified copy of the Amended Complaint in Divorce to Thomas E. Gordon, the Defendant, at Guys Mills, Pennsylvania on August 10, 1985 at 11:00 a.m.

William J. Gregg, Esq.

Jan. 9, 1986 Affidavit of Personal Service filed. WILLIAM J. GREGG, the attorney for Plaintiff, being duly sworn according to law says that he personally served a true and correct certified copy of Plaintiff's Affidavit Under Section 201(d) of the Divorce Code to THOMAS E. GORDON, the Defendant at Lakeside Square Conneaut Lake, Pennsylvania on November 29, 1985 at 11:00 a.m.

William J. Gregg

Jan. 9, 1986 Upon praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case moved to court.

Jan. 10, 1986 DIVORCE DECREE FILED.

AND NOW, January 10, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

PAMELA S. GORDON and THOMAS E. GORDON

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J

1983

Culbertson, Weiss, Schetroma & Schug
Russell Schetroma

93.

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

JAMES H. HINKSON and BARBARA J. HINKSON, his wife

vs.

MARY JANE MURDOCK

Filed Feb. 2, 1983

Tax & entry Paid $35.50
Sheriff's Costs 49.25
Pro Co Pd 11/10/83- 6.00

Jury Trial

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 15, 1983, Complaint Reinstated.

Apr. 8, 1983 Sheriff's Return filed. Personally appeared before me Alfred Brocht a deputy for Guy H. Davis, Sheriff of Somerset County, Pa., Who being duly sworn according to law deposes and says that on the 31st day of March 1983 at 9:10 A.M. he served Mary Jane Murdock, at her residence at 186 Ord St, in Salisbury Borough, Somerset County, Pa., with a true and correct copy of the within Reinstated Notice and Complaint in Assumpsit, No. A.D. 1983- 93 by handing to and leaving with Mary Jane Murdock, personally, and making known to her the contents thereof.

Alfred Brocht, Dep. Sheriff
Guy H. Davis, Sheriff, Somerset Co.

SERVED ON THE WITHIN named defendant, Mary Jane Murdock, by deputizing the Sheriff of Somerset County, Pennsylvania, as per his affidavit of service hereto attached. Served March 31, 1983.
So answers, Howard N. Stewart, Sheriff

April 25, 1983, Answer and New Matter of defendant filed.

May 4, 1983 Jury Trial Requested.

Nov. 9, 1983, UPon praecipe of plaintiff attorney, this above captioned case marked settled and discontinued of record.

1983

Mason and Mason
Joan D. Mason

94.

Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

JEFFREY M. PEDERSEN

vs.

JACQUELINE LEE PEDERSEN

Filed Feb. 2, 1983

Tax & entry Paid $35.50
3 Counts 45.00

~~William Pineo,~~
~~Mediator~~
Barbara Smith, Mediator
Pro Pd 5-4-84 15.00

Mediation Costs 127.50
Pro Co Pd 2/26/85 9.00
Pro Co Pd 2/26/85 9.00

Reid $42.50
Aff. mediation costs
on 7/11/84

Reid $42.50
Vivian L. Stoltz
Chief Trial Clerk.
2/26/85 Received $85.00
from plaintiff
Received 6/28/85
$85.00
Vivian Stoltz

COMPLAINT IN DIVORCE, DIVISION OF DEBTS AND PROPERTY, CUSTODY AND VISITATION & CHILD SUPPORT

1 copy (atty)

Feb. 4, 1983, Counseling notices mailed.

Feb. 11, 1983 Affidavit of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on February 4, 1983 mail to the above Defendant, Jacqueline Lee Pedersen by certified mail #268 664, return receipt requester, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Jacqueline Lee Pedersen on February 7, 1983 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.
Joan D. Mason ,Attorney for Plaintiff

June 10, 1983, Motion to appoint a mediator for Count III- Custody and Visitation and Order filed. And Now, 6/10, 1983 John Fuller appointed.
June 10, 1983 Copies of order sent to Joan D. Mason and John Fuller.

June 24, 1983, Appearance of Culbertson, Weiss, Schetroma and Schug, by Mary Ann Kirkpatrick, attorneys for defendant, filed.

July 1, 1983 Motion for to schedule hearing and Order filed. And now, July 1, 1983 Denied--Refer to custody mediator. P R Thomas, J
July 1, 1983 Copies of order to Joan Mason and Mary A. Kirkpatrick.

July 1, 1983 Plaintiff's Budget Information filed.

July 1, 1983 Plaintiff's Inventory and Appraisement filed.

July 6, 1983 Motion to Appoint William Pineo, Esq. and Custody Mediator and Order filed: AND NOW, July 6, 1983, William is appointed Custody Mediator in the above case. P. R. Thomas, J.
July 6, 1983 Copies of order to Joan Mason, Esq. and Mary Ann Kirkpatrick, Esq.

July 6, 1983 Motion For Appointment Of Master filed.

July 8, 1983 RE: Appointment Of Master Order filed. AND NOW, July 7, 1983 Plaintiff moves the Court for Appointment of Master in this divorce action, but fails to specify the matters at issue under the pleadings which the Master is requested to resolve.
We note the child custody issue has been referred to a mediator.
Most importantly we note that this being a 201(c) divorce, the required affidavits hav have not been filed. Until the divorce is at issue and the moving party specifies with preciseness the issues that are to be resolved, in addition to the divorce we find no useful purpose would be served an appointing a Master at this stage of the proceedings.
Accordingly, motion for Appointment of a Master is denied at this time.
BY ORDER OF THE COURT,
P Richard Thomas, J
July 8, 1983 Copies of order to Joan D. Mason and Mary Ann Kirkpatrick.

July 13, 1983 Motion for Appointment of Custody Mediator and Order filed. AND NOW, July 13, 1983 Barbara L. Smith is appointed Custody Mediator in the above case to replace William Pineo. P Richard Thomas
July 13, 1983 Copies of order to Joan Mason and Mary Ann Kirkpatrick and Barbara Smith.

July 27, 1983 Petition for Order and Order filed. AND NOW, July 27, 1983, upon presentation of the Petition of Order, the following is ordered: Christian Pedersen and Kelly Ann Pedersen shall be returned to the State of Pennsylvania with the Defendant mother when she returns to Pennsylvania in August, 1983 or on such other date as the parties shall mutually agree. BY THE COURT, Robert L. Walker, J.
July 27, 1983 Copies of order to Joan Mason and Mary Ann Kirkpatrick.

**** Aug. 17, 1983 Affidavit of Consent for Plaintiff filed.

Oct. 5, 1983 Re: Appointment of Master in Divorce and Memorandum and Order And Opinion filed: AND NOW, September 30, 1983, for the reasons aforesaid, the Motion for Appointment of a Master in this case is premature and until such time as the Complaint is amended to allege different grounds, or until the Defendant filed the required Affidavit, no Master will be appointed to resolve the issue of equitable property division between the parties.
I concur: BY ORDER OF THE COURT,
Robert L. Walker J. P. Richard Thomas P.J.
Oct 6, 1983 Copies of order to Joan Mason, Esq. and Mary Ann Kirkpatrick, Esq.

**** Oct. 5, 1983 Motion For Appointment Of Master filed.

CONTINUED ON NEXT PAGE 94A

Oct. 17, 1983 Motion to refer custody to a Judge instead of mediator, because Palintiff is now living in Florida and wishes to have the matter decidied in one hearing and Order filed. AND NOW 10/17/83 Previously denied by oral order filed.

P R Thomas, J

Oct. 19, 1983 Copies of order to Joan Mason, Mary Ann Kirkpatrick and Barbara Smith.

Oct. 17, 1983 Interim Order filed. AND NOW, this 17 day of Oct., 1983 IT IS HEREBY ORDER AND DECREED THAT: 1. The parties shall share legal custody of Christian Martin Pedersen and Kelly Ann Pedersen. 2. The parties shall have shared physical custody of the children as follows: (a) The mother, Jacqueline Lee Pedersen, shall have primary physical custody of the children, except as set forth below. (b) The father, Jeffrey M. Pedersen, shall have physical custody of the children for the following periods of time and under the following periods of time and under the following conditions: (1) For a seven-day period of his choosing during the Christmas holiday, such period to exclude Christmas and Christmas Eve. The father will arrange and pay for the cost of transporting the childrem to and from his home. (2) For a six-week period of his choosing during the 1984 summer vacation. The mother will arrange and pay for transportation either to or from Florida, whichever is more convenient for her, and the father will arrange and pay for transportation of the children the other way. The mother is encouraged to accompnay the children to Florida, or on return, as part of her regular summer vaction in Florida. The mother is further encouraged to visit with the children when the mother and children are in Florida, while the father is at work. (3) For the full summer vaction in 1985 and subsequent years, except for one week after the end of the school year and one week prior to the beginning of the subsequent school year, during which time the mother will have physical custody. The mother will arrange and pay for transportation either to or from Florida, whichever is more convenient for her, and the father will arrange and pay for transportation of the children the other way. The mother is encouraged to accompany the children to Florida, or on return, as part of her regular summer vacation in Florida. The mother is further encouraged to visit with the children when the mother and children are in Florida, while the father is at work. (4) On those occasions when the father is visiting the Cochranton area, the father is encouraged to have liberal visitation with the children. (3) Telephone visitation at least once a week betwwen the non-custodial parent and the children is encouraged. 4. The parties are encouraged to make such adjustments and alternate arrangements for physical custody as they can agree inter se. 5. The parties have sufficient assest or income to pay the Custody Mediator's fee and the parties will split the Custody Mediator's fee, the father paying two-thirds (2/3) and the mother paying one-third (1/3), 6 This Order shall be a temporary order, but shall become a permanent order unless exceptions are filed by either party within ten (10) days of the date of this Interim Order

BY THE COURT,
P Richard Thomas

Oct. 19, 1983 Copies of order to Joan Mason, Mary Ann Kirkpatrick and Barbara Smith.

. Oct. 21, 1983 Amendment To Memorandum And Opinion filed. After filing our Opinion in the above case on October 5, 1983, counsel for defendant advises the Court in writing that we incorrectly stated the defendant's position on page 5 of said Opinion when we stated, ... "that the courts and their appointed Masters should accommodate the parties by entering an unofficial, informal, non-binding, equitable distribution decree, as a trial balloon, to advise the parties in advance what their economic condition will be, in the event one or both decide to finalize the divorce action by filing the appropriate Affidavits of Consent to a no fault decree."

Instead, counsel advises her posture on premature appointment of Masters is. "...when an equitable distribution claim is included in a divorce, the Master should be appointed regardless of the filing of the Consents because the appointment of the Master is merely the first step of an extremely time-consuming process. If the equitable distribution matter cannot be begun until the expiration of the three-year wait, then a No=Fault divorce with a property claim will necessarily take a minimum of four and one-half years rather than the three years required by statute.

We amend our original Opinion to reflect the correct posture of the defendant. We Note, however, that we cannot visualize a legislative intent that an equitable division decree be entered by either a Master of the Court in anticipation of the ultimate passage of the three years of separation required under Section 201(d) of the Divorce Code.

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

Date: October 21, 1983
I Concur:
Robert L. Walker
J.

Oct. 21, 1983, copies to Attys. J. Mason and Mary Ann Kirkpatrick

Oct. 24, 1983 Exceptions of the Defendant to the Interim Custody Order of October 17, 1983 filed.

Apr. 18, 1984, Motion To Schedule Custody Hearing and order filed. ORDER: AND NOW, April 18,1984, a Child Custody Hearing is set for the 12 day of June 1984 in Court Room No. 1 or 2 of the Crawford Court House at Meadville, Pennsylvania at 9:30 A.M.

BY THE COURT,
P. Richard THomas, J.

Apr. 18, 1984, copies of order to Attys. J. Mason, M. Kirkpatrick and Barbara Smith.

May 3, 1984 Answer and Counterclaim filed.

June 12, 1984 Exhibits filed.

CONTINUED ON NEXT PAGE 94b

June 18, 1984 Custody Order filed. AND NOW, June 12, 1984, after hearing, primary custody of the two minor children, Christian, age three, and Kelly, age six, are awarded to the mother Jacqueline Lee Pederson, subject, however, to the desire of the parents and the Court to accord such practical visits as may be possible with their father, taking into consideration the fact that the mother lives in Pennsylvania and the father lives in Florida. ACCORDINGLY, the Court decrees minimal visits as follows:

1. In 1984, the father shall have the right to take the children into his custody on June 17th or June 18th for tramsportation to the State of Florida, to be in his exclusive custody until approximately August 4, 1984, granting the right to early or late return of one or two days to accommodate travel arrangements.

2. In calendar year 1985, and every year thereafter, from approximately June 15th each year to one week before the school term starts in August or September, the father may have exclusive custody of the children during said period.

3. During the time the children are with the father in the State of Florida, the mother shall have the privilege of reasonable visitations if she has occasions to be in the State of Florida, and if she has, she shall have the right to have the children in exclusive possession on at least one occasion for a period not in excess of seventy-two (72) hours.

4. In 1984, and every year thereafter, the cost of picking up the children, tramsporting them to Florida and returning them to Pennsylvania shall be borne by the father. Commencing in 1985, and the odd years thereafter, said cost shall be borne by the mother.

5. During the summer visitation periods with the father, the $75.00 per week Florida Court Order entered under the Reciprocal Support Act shall be reduced by one-half and the father shall have the responsibility of promtly notifying the Domestic Relations Office of the dates he tool possession and returned the children in order to receive the credits against the support payments due.

6. In the even years, starting in 1984, the father shall have the opportunity to have the children for a period of one week during the Christmas school vacation period, either in the State of Florida or in his possession in the State of Pennsylvania. In the event he exercises the Christmas period visitation in Pennsylvania, satisfactory arrangements will be made for the children to be in the mother's possession for a portion of Christmas Day of not less than five hours.

7. On the odd years, the father shall have the opportunity for an approximate ten-day visit with the children at another time of his choosing so as not to substant substantially interfere with the schooling of the children and he may have said visits either in the State of Pennsylvania or the State of Florida. The costs of these visits shall be the sole responsibility of the father to underwrite his own and the transportation expenses of the children in the event he wishes these visits in the State of Florida.

8. The father shall ve accorded such other visits in the State of Pennsylvania with the children as he may request when he will be present in the State of Pennsylvania. However, any one consecutive visit may not exceed seventy-two (72) hours duration.

9. In the event the children are visiting grandparents in the State of Florida at any time other than the previously accorded summer visits, the father shall have the right for reasonable visitations with his children while they are in the custody of other persons in the State of Florida.

10. Both parties will continue to encourage telephone contact between the children and the non-custodial parent.

11. In the event of any protracted illness or hospitalization of the children while in the custody of either parent, the non-custodial parent will be promtly notified.

12. By agreement of the parties, on the years the father intends to exercise the Christmas visit in the even years or the ten-day visit in the odd years, he shall give the mother at least ten days notice so that adequate preparations can be made. At other times, if he intends to exercise these visits in the State of Pennsylvania because he happens to be in the area or travels here specially for visitation, he shall give the mother at least one week notice of the time of his arrival and how long he will be in the area and his expectations of visiting times with the children.

13. Total court costs in this case, except for Mediator costs shall be divided equally by the parties.

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

June 19, 1984 Copies to Joan Mason and Mary Ann Kirkpatrick

Feb. 15, 1985 Affidavit of Consent of Defendant filed.

Feb. 26, 1985 Upon Praecipe of Plaintiff's Attorney, for Review Under 201(c) of the Divorce Code, this case is moved to Court.

Mar 14, 1985 DIVORCE DECREE FILED:

AND NOW, March 14, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JEFFREY M. PEDERSEN AND JACQUELINE LEE PEDERSEN

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Mason and Mason
Joan D. Mason

95.

John Spataro

5/6/83 Received $58.52
from defendant

6/20/83 Rec'd $58.52
Vernon L Kelly
for C. Co. Comm.

9/12/83 Received $58.52
from plaintiff.

12/12/83 Rec'd $58.52
Vernon L Kelly
for Cy. Co. Commissioners

WILLIAM A. JANES

vs.

GEORGIA LEE GATES

Filed Feb. 2, 1983

Tax & entry Paid $35.50

William Pineo,
Mediator
Pro Co Rd 9/12/83 **9.00**

PETITION FOR MODIFICATION OF CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, this 2nd day of February 1983, in consideration of the aforegoing Petition, this matter is referred to William Pineo, child custody mediator, for hearing in said matter.
Per Curiam,
Robert L. Walker, J.
Feb. 2, 1983, copy of order to Joan D. Mason.

Feb. 23, 1983, Petition For Temporary Custody and Order filed. ORDER: AND NOW, this 23rd day of February, 1983, upon consideration of the Petitioner's Petition for Temporary Custody presented to the Court February 23, 1983, the Respondent is directed not to remove the children from Crawford County, Pa. pending this litigation.

Per Curiam,
Robert L. Walker, J.

Feb. 24, 1983, Copies of order to Attys. Joan Mason and John Spataro.

Feb. 24, 1983, Affidavit of Service filed. I, Joan D.Mason, Esq., atty. for the Petitioner in the above entitled case, and being duly sworn according to law, depose and say that I did on Feb. 7, 1983, mail to the above respondent Georgia Lee Gates by cert. mail #268 666 ret. receipt requested, deliver to addressee only, a petition in the above custody action. Said notice was received by Georgia Lee Gates on Feb. 19, 1983 as indicated by the ret. receipt card which was returned to the office of the Petitioner's attorney and is attached hereto.
Joan D. Mason, Esq.

Feb. 24, 1983, Affidavit of Service of Petition for Temporary Custody filed. I, Joan D. Mason, atty. for Petitioner in the above entitled case, and being duly sworn according to law, deposes and says that I did on Feb. 23, 1983, serve John Spataro, Atty. for Georgia Lee Gates, with a true and correct copy of the Petition for Temporary Custody filed in the above action by the Petitioner, service having been made in person at the Crawford County Courthouse, at 9:15 a.m. Feb. 23, 1983.
Joan D. Mason, Esq.

Apr. 7, 1983 Temporary Order filed: AND NOW, April 6, 1983, after Mediation in the above-captioned case 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 in accordance with provisions set out herein.

2. During the children's school year, the Petitioner father shall have primary physical custody of his son, George Norman Janes, and the Respondent mother shall have primary custody of Damian Kimberly Janes. For the moment both children may reside with their father but as soon as their mother has obtained suitable quarters Damian will join her.

3. On the second weekend in April, 1983 and on every fourth weekend thereafter, George Janes will reside with his mother from Friday at 5 P.M. through Sunday at 7 P.M. Starting with the fourth weekend of April, 1983, and on every fourth weekend thereafter Damian will reside with her father from Friday at 5 P.M. through Sunday at 7 P.M. The Court notes that the mother presently resides at Morgantown, West Virgina, about a three hour drive from Meadville and the parties have assured the Custody Master that transportation can be arranged to the best convenience of both parties and the children.

4. Starting with the Summer of 1983 and for each summer thereafter, both children will reside with their father for three weeks beginning with the second day after the end of the children's school year, and for two weeks preceding the last day before the end of the children's school vacation. During the remainder of the Summer the children will reside with their mother. During the children's holidays from school occasioned by Thanksgiving, Christmas, and Easter, the children will reside alternately with their father and mother, with the father having the children for the Thanksgiving holidays for 1983, and the mother having the children for the Christmas holidays for Christmas, 1983, and so on.

5. Each party shall teach the children to give to the other party that love and respect which is due a parent from his child and neither party shall do or say any thing to blacken the character of the other in the estimation of said children.

6. The parties are free to make other provisions than outlined herein so long as these are made in good faith but no provisions shall be regarded as permanent and unless both parties agree, the terms of this Order shall govern.

7. Costs and fees of mediation, which are allowed in the sum of $117.04, shall be divided equally between the parties and the share of each shall be assessed to him or her as costs in this case.

8. Each party may move the Court for a hearing de novo for a period of thirty (30) days from the date of this Order. In the event that neither party so moves, this Order shall be regarded as permanent.

BY THE COURT,
P. Richard Thomas, Judge

April 8, 1983 Copies of order to Joan Mason, John Spataro, and William Pineo, Esqs.

1983

R. Charles Thomas
Bozic, Thomas and Johnson

96.

Fuller, Kinnunen, Miller & Gamble

JAMES KLING and JO ANN KLING, his wife

vs.

EARL SAEGER

Filed Feb. 3, 1983 ✓

Tax & entry Paid $35.50
Sheriffs Costs 12.75
Arb. Cost Pd 12/5/83 15.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Feb. 18, 1983, Sheriffs Return filed. SERVED AND MADE KNOWN TO Earl Saeger personally the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1983 - 96 to him, on Feb. 16, 1983 at 11:48 A.M. at his place of residence at 1411 Conneaut Lake Road, Meadville, in the County of Crawford, State of Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 23, 1983 Appearance of Fuller, Kinnunen, Miller and Gamble by Gordon R. Miller, Esq. for Defendant filed.

Mar. 15, 1983, Answer of Defendant filed.

Dec. 2, 1983, Upon praecipe of plaintiff attorney, for reference to the Arbitrators, the following arbitrators are appointed:

Douglas W. Ferguson, Ch.
Mark D. Prather
Karen S. Johnson

Dec. 30, 1983 Arbitrators take qualifying oath filed.

Nov. 30, 1984 Notice of Hearing Before Board of Arbitrators filed.

Dec. 31, 1984, Notice of Rescheduled Hearing before Board of Arbitrators filed.

Dec. 31, 1984, Decision of Arbitrators filed in which they find in favor of the plaintiffs and against the defendant Carl Saeger in the total sum of $115.00 plus costs of suit.

S - 272

DECISION OF THE ARBITRATORS

1983

R. Charles Thomas

97.

Patricia A. Whitmire

WILLIAM TOWNLEY

vs.

JOYCE ONDREAKO

Filed and issued
Feb. 3, 1983

Tax & entry Paid $35.25

PRAECIPE FOR WRIT OF CERTIORARI

Feb. 3, 1983, Writ to Robert J. Leonhart, Justice of the Peace, Issued.

Feb. 4, 1983 Proof of Service of Writ of Certiorari filed.

Feb. 9, 1983 Affidavit of Service by Registered Mail filed: BEFORE ME, the undersigned authority, a Notary Public, in and for said Commonwealth and County, personally appeared Patricia A. Whitmire, who, being duly sworn according to law, deposes and says that she mailed a copy of the Writ of Certiorari by registered mail, return receipt requested, to District Justice Robert J. Leonhart and William Townley at their last known addresses. Attached are the return receipt cards bearing the signatures of Robert J. Leonhart and William Townley. Patricia A. Whitmire

Feb. 14, 1983, Record Received from the office of Robert J. Leonhart, District Justice, District 30-3-03, filed. (Certified by District Justice Leonhart)

Apr. 20, 1983, Upon praecipe of defendant's attorney, the above captioned matter is placed on the next argument list.

ON ARGUMENT LIST FOR MAY 31, 1983; No. 6.

June 8, 1983, Memorandum and Order filed. AND NOW, June 8, 1983, the Writ of Certiorari is dismissed. The defendant is granted ten (10) days from this date in which to file a statement of objection to the decision of the district justice under Pa. R.C.P.J. 1016.

BY ORDER OF THE COURT,
Robert L, Walker, J

June 8, 1983, Copies of order to R. Charles Thomas, Patricia A. Whitmire and District Justice Leonhart.

June 17, 1983 Statement of Objection filed.

June 24, 1983, Affidavit Of Service By Registered Mail filed. BEFORE ME, the undersigned authority, a Notary Public, in and for said Commonwealth and County, personally Patricia A. Whitmire, who, being duly sworn according to law, deposes and says that she mailed a copy of the Statement of Objection by registered mail, return receipt requested, to District Justice Robert J. Leonhart at his last known address. Attached is the return receipt card bearing the signature of Robert J. Leonhart. Patricia A. Whitmire

Oct. 20, 1983, Motion for a Hearing and order filed. ORDER OF COURT: AND NOW, October 20, 1983, a hearing is set on the above matter for December 6, 1983, at 9:30 A.M. in Courtroom No. 2.

Robert L. Walker, J.

Oct. 24, 1983, copies of order to Attys. R. Chas. Thomas, Patricia Whitmire, and District Justice Leonhart.

Dec. 6, 1983, MEMORANDUM AND ORDER filed. AND NOW, December 6, 1983, the levy made on defendant's property is declared invalid and of no effect as having been improperly served in Erie County on an execution process out of Crawford County, and the levy is therefore terminated without prejudice to the right of the plaintiff to issue a proper levy on his judgment in accordance with the rules.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Dec. 6, 1983, copies of Memorandum and Order to Attys. R. Charles Thomas and Patricia A. Whitmire.

1983

William E. Barney

98.

CORRY SAVINGS AND LOAN ASSOCIATION

vs.

MERLE H. CRAWFORD

Filed Feb. 3, 1983

Tax & entry Paid $35.50
Sheriffs Costs 22.75
Pro Co Pd 4-20-83 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (atty)
1 copy (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 391, page 195.

Mar. 3, 1983 Complaint Reinstated.

Mar. 25, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Merle H. Crawford personally the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure No. AD 1983-98 to him, on March 23, 1983, at 8:11 P.M., at his place of residence, at 220 Mechanic Street, Spartansburg, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, April 20, 1983 @ 1:21 P.M. upon praecipe of Plaintiff's attorney, judgment is hereby entered in favor of the Plaintiff and against the defendant for want of an answer and damages are assessed at: Amount due Thirteen Thousand Eight Hundred Forty-five and 08/100 Dollars; Collection fee Six Hundred Ninety-two Dollars and Twenty-five Cents; Interest on $13,845.08 from February 1, 1983, until paid at the rate of twelve (12%) percent per annum plus costs, Total (not including interest and costs) Fourteen Thousand Five Hundred Thirty-seven Dollars and Thirty-three Cents.

Debt $14,537.33 Plus interest & Costs

C-114
Judgment entered 4-20-83

JUDGMENT
James F. Simmons
Prothonotary

Apr. 20, 1983 Notice of Entry of Judgment mailed Defendant.

Ex. 1983-35

1983

Fuller, Kinnunen, Miller & Gamble Ann Hansen Gamble 99.	NICHOLAS J. MATKOZICH and JANET G. MATKOZICH, his wife vs. ERIE INSURANCE EXCHANGE, a Pennsylvania Corporation Filed Feb. 3, 1983 ✓ Tax & entry Paid $35.50	SUMMONS IN ASSUMPSIT Issued (sheriff) Feb. 3, 1987 Writ Returned: Returned to Prothonotary's Office, January 29, 1987, unserved, no instructions, and no check. So Answers, Howard N. Stewart, Sheriff

Lowell T. Williams
N/W Legal Services

100.

Robert S. Bailey

CANDICE B. BARON

vs.

THOMAS LEROY BARON

Filed Feb. 3, 1983

Tax & entry $35.50

Sheriff's Costs 16.75

PETITION FOR PROTECTION FROM ABUSE
WITH TEMPORARY ORDER

5 copies (atty)

ORDER OF COURT:

AND NOW, this 3rd day of February, 1983, upon presentation and consideration of the within Petition, a hearing thereon is sc heduled for the 8th day of February, 1983, at 4:00 p.m. o'clock in Courtroom No. 2 of the Crawford County Courthouse in Meadville, Pa.

The Defendant is directed to refrain from abusing and/or threatening to abuse the Plaintiff.

The Defendant is excluded immediately and forthwith from the marital residence pending the hearing scheduled above. All keys to the marital residence are to be given forthwith to the Plaintiff.

The Crawford County Sheriff Department is directed to serve a certified copy of this Petition and its Order upon the Defendant and to remove the Defendant from the aforesaid premises.

The City of Meadville Police Department and/or the State Police of the Commonwealth of Pennsylvania are directed to enforce this Order and to prevent the return of the Defendant to the aforesaid premises by any appropriate means, including incarceration, if necessary.

This Petition and order shall be filed and served without payment of costs; the Court shall determine at the hearing if the Defendant shall be required to pay the costs.

The Defendant is hereby advised of this right to be represented by counsel, and he is notified that his failure to attend the hearing scheduled above may have serious legal consequences.

BY THE COURT,
Robert L.Walker, J.

Feb. 4, 1983, Copy of order to Atty. Williams.

Feb. 8, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Thomas Leroy Brown personally the within named defendant by handing a true copy of the within Petition For Protection from Abuse with Temporary Order, No. A.D. 1983-100, to him, on February 4, 1983, at 2:35 P.M., at his place of residence, at R.D.# 2, Guys Mills, in the County of Crawford, the State of Penna.
So answers, Howard N. Stewart, Sheriff

Feb. 9, 1983 Order filed: AND NOW, February 8, 1983, after hearing, the defendant is directed to refrain from abusing, harassing or threatening to abuse the plaintiff or from going to any place where he knows the plaintiff may be.

The Defendant may return to the marital premises at any time between now and 5:00 o'clock p.m. February 9, 1983 to take his personal effects and after 5:00 o'clock p.m. February 9, 1983, he is excluded from what was formerly the marital residence.

Recognizing that the defendant would have reasonable rights of visitation with the child who is currently in the custody of the plaintiff, the defendant is directed to bring the question of custody and visitation before the Court by an appriate method and he is advised that if he cannot afford counsel, he should contact the Crawford County Bar Association Service to the Public Committee, 360 Chestnut Street, Meadville, Pennsylvania, 16335, telephone number 724-7719 and arrange for counsel to work out an appropriate visitation program that will not create friction between the parties.

This order shall be enforced by the Pennsylvania State Police or any other appropriate law enforeement agency.

Costs in this proceeding shall be paid by Crawford County.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Feb. 10, 1983 Copies of order to Lowell Williams, Esq. andDefendant.

May 12, 1983, ORDER filed. AND NOW, May 12, 1983, the Court having been advised that the defendant was placed in the Crawford County Jail by a police officer in accordance with the order of February 8, 1983, for alleged violation thereof, a hearing is set for May 13, 1983, at 11:00 A.M. in Courtroom No. 2 Courthouse, Meadville, Pa.

BY ORDER OF THE COURT,
Robert L. Walker, J.

May 12, 1983, copies of order to Lowell Williams, Esq. and Sheriffs Office.

May 13, 1983, Order filed. AND NOW,May 13, 1983, Defendant having been taken into custody by the Maadville City Police on May 12, 1983, and a further hearing having been scheduled for this date, this case is continued generally to be rescheduled either sua sponte by the Court or upon motion of any party in interest, and the Defendant is released fron incarceration pending such further hearing, provided that he shall comply strickly with the Order of February 8, 1983, and shall not go to any place where his wife is, whether at her invitation or not, shall comply strickly with the Order relating to visitation entered April 6, 1983, in the case of Thomas LeRoy Baron versus Candice Baron, A.D. 1983-172, and further that the Defendant shall not at any time when he is exercising visitation privileges with the children use or possess alcoholic beverages.

BY ORDER OF THE COURT
Robert L. Walker, J

May 13, 1983, Copies to Lowell T. Williams, Robert S. Baily and Sheriff's Office.

1983

J. Alan Johnson
U. S. Attorney
Judith K. Giltenboth, Ass't Atty.

101.

Equibank & Trust Company
Assigned to the
UNITED STATES OF
AMERICA

vs.

CAULEY JONES and
MARY ANN JONES

Filed Feb. 3, 1983

Pro Simmons Pd 2/14/83 $9.00
Plff on orig 9.50
Exemp. pd 5/30/84 10.00

AGREEMENT TO REVIVE

of

DSB 285 Nov. Term 1973

The undersigned hereby agree that the judgment assigned to the United States on January 7, 1974, at No. DSB 285 November Term 1973, be revived and the lien continued and authorize the Prothonotary to enter and index a judgment of revival in the amount of $3,007.04, plus int. theron in amount of $1,606.43, to Oct. 31, 1982, together with interest a 6% per annum thereafter and costs.

Dated.....Jan. 26, 1983
Debt.....$3,007.04
Int. to 10/31/82....$1,606.43
Int. at 6% thereafter
J - 221 - 214 JUDGMENT

James F. Simmons, Pro.

Gladys Collazo
N/W Legal Services

102.

DEBORAH S. LATCHAW

vs.

DALE A. TABRON

Filed Feb. 3, 1983

Tax & entry	$35.50
Sheriffs Costs	20.75

PETITION FOR PROTECTION FROM ABUSE
WITH TEMPORARY ORDER

1 copy (atty)

ORDER;

AND NOW, this 3rd day of February, 1983, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 10th day of February, 1983, at 11:00 A.M. in Courtroom No. 2 of the Crawford County Courthouse in Meadville, Pa.

The Respondent, Dale A. Tabron, is direct and prehibited from attempting to cause or intentionally knowingly or recklessly causing bodily injury to the Petitioner and/or her unborn child.

The Respondent is excluded immediately and forthwith from the parties' residence located at Fairmont Apartments, 420 Willow Street, Apartment H., Meadville, Crawford County, Pennsylvania, pending hearing scheduled above. All keys to the residence to be given forthwith to the Petitioner.

The Respondent is directed and prohibited from threatening or harassing the Petitioner at any place where she might be.

The local and State Police are directed to enforce this Order and remove the Respondent from the premises and to prevent his return by any appropriate menas, including incarceration if necessary.

The Respondent is hereby advised of his right to be represented by counsel, and he is notified that his failure to attend the hearing scheduled above may have serious legal consequences.

This Petition and Order shall be filed and served without payment of costs, the Court shall determine at the hearing if the Respondent shall be required to pay the costs.

BY THE COURT,
Robert L. Walker, J.

Feb. 4, 1983, Copy of order to Gladys Collazo, Esq.

Feb. 8, 1983, Sheriffs Return filed. SERVED AND MADE KNOWN TO Dale A. Tabron personally the within named defendant by handing a true copy of the within Petition for Protection from Abuse No. A.D. 1983- 102 to him, on Feb. 5, 1983, at 4:00 A.M. at his residence at 420 Willow St., Meadville, In the County of Crawford, State of Pa.

So answers,

Gary Rodgers, Meadville City Police
Thomas Liscinski, Meadville City Police
Howard N. Stewart, Sheriff

Feb. 11, 1983 Order filed: AND NOW, February 10, 1983, the following order is entered:

Dale A. Tabron shall not harass, threaten or physically abuse Deborah S. Latchaw or threaten to cause her any bodily injury.

The said Dale A. Tabron is excluded from the apartment at 420 Willow Street until March 20, 1983 or ten (10) days after the birth of the petitioner's child whichever shall last occur.

Except as provided in the last paragraph, this order shall continue in full force and effect for a period of six (6) months and the Meadville City Police or any other law enforcement agency are directed to enforce the order.

The said Dale A. Tabron may return to the residence at any time between now and 5:00 o'clock tonight to remove any personal effects that he wishes to remove from the residence and he shall be under no responsibility for the payment of the rent, utilities or other expenses of the apartment during the period it is occupied by the petitioner.

**BY ORDER OF THE COURT,
Robert L. Walker, J.**

Feb. 11, 1983 Copies of order to Gladys Collazo, Esq. and Wm. Moore, Esq.

1983

WITH DRAWN
~~Shafer, Dornhaffer, Swick, Bailey & Irwin~~
Louis J. Stack

103.

Voorhies, Rowley, Wallace, Keck & Frampton
Warren R. Keck, III

JOSEPH REDMOND and ELEANOR REDMOND

vs.

JOE E. MILLER and ANN MILLER, husband and wife

Filed Feb. 3, 1983

Tax & entry Paid $35.50
Sheriff's Costs 50.28

Assumpsit

COMPLAINT

2 copies (sheriff)

Mar. 15, 1983 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Ronald J. Sherbondy, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 2nd day of March, 1983, at 2:45 P.M., he served Notice and Complaint, filed at No. 103 A.D. 1983, Crawford Co., Pa., upon defendant Ann Miller at her residence, Sheakleyville, Pa. By making known the contents thereof to Joe E. Miller, adult in charge of her residence and handing to and leaving with him the certified copy of the Notice and Complaint received from Crawford Co. Sheriff. Ronald J. Sherbondy, Dep. Sheriff
So answers, Don Marenchin, Sheriff, Mercer Co.

Before me, the undersigned authority, personally appeared Ronald J. Sherbondy, Dep. Sheriff, who being duly sworn according to law, deposes and says that on the 2nd day of March, 1983, at 2:45 P.M., he served Notice and Complaint, filed at No. 103 A.D. 1983, Crawford Co., Pa., upon defendant Joe E. Miller at his residence, Sheakleyville, Pa. By making known the contents thereof to him, personally and handing to and leaving with him the certified copy of the Complaint and Notice received from Crawford Co. Sheriff. Ronald J. Sherbondy, Dep. Sheriff
So answers, Don Marenchin, Sheriff, Mercer Co.

SERVED on the within named defendant, Joe E. Miller, by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service hereto attached. Served March 2, 1983.

SERVED on the within named defendant, Ann Miller, by deputizing the Sheriff of Mercer County, Pennsylvania, as per his affidavit of service hereto attached, Served March 2, 1983.
So answers, Howard N. Stewart, Sheriff

Apr. 4, 1983, Answer filed.

Mar 26, 1985 Upon Praecipe of Plaintiff's Attorney, appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin hereby withdrawn.

Marsh, Spaeder, Baur, Spaeder & Schaaf, John P. Eppinger

104.

OHIO DIESEL TECHNICAL INSTITUTE

vs.

JOHN MARK MOSIER

Filed Feb. 4, 1983

Tax & entry Paid $30.50
5.00✓
Pro Co. Pd 2/9/83
Sheriff's Costs 20.25
Sheriff's Costs $42.31
Pro Co Pd 6/6/83 - 9.00✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 4, 1983 Complaint Reinstated.

Apr. 18, 1983 Sheriff's Return filed: NOT FOUND, as to the within named defendant, John Mark Mosier, as of April 2, 1983.
So answers, Howard N. Stewart, Sheriff

Apr. 26, 1983, Complaint Reinstated.

May 10, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO John Mark Mosier personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-104, to him, on May 3, 1983, at 8:37 P.M., at his place of residence, at 135½ Federa; Street, Cambridge Springs, in the County of Crawford, the State of Pennsylvania.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 6, 1983, at 11:14 o'clock, Upon praecipe of plaintiff attorney with notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, and the same is liquidated in the amount of Six Hundred Eighty One and 49/100 Dollars plus costs of suit and int. from date of judgment at 6% per annum.

Debt - - - $681.49
Int. from 6/6/83

" M - 94"
6/6/83 - Judgment entered

JUDGMENT
James F. Simmons,
Prothonotary

1983

Quinn, Gent,
Buseck and Leemhuis
Inc.
Lawrence C. Bolla

105.

SAINT VINCENT HEALTH CENTER

vs.

JACOB M. WEAVER and
MOSE M. WEAVER

Filed Feb. 4, 1983

Tax & entry Paid $35.50
Sheriff's Costs 19.55
Sheriff's Costs 25.00
Pro Co pd 4/13/84 9.00
Satisfaction pd 6-26-86 5.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

Feb. 14, 1983 Sheriff's Return filed: SERVED Jacob M. Weaver, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1983-105, to Mose M. Weaver, an adult member of the family with whom he resides, namely father, on Feb. 8, 1983 at 1:19 P.M. at their residence, RD#1, Centerville, Crawford Co., Pa.

SERVED AND MADE KNOWN TO Mose M. Weaver, personally the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1983-105 to him on Feb. 9, 1983 at 1:20 P.M. at his place of residence, RD#1, Centerville, Crawford Co., Pa.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 30, 1984, Amended Complaint in Assumpsit filed. 3 copies (sheriff)

Jan. 30, 1984, Complaint Reinstated.

Feb. 2, 1984 Sheriff's Return filed. SERVED Jacob M. Weaver the within named defendant by handing a true copy of the within Amended Complaint In Assumpsit, No. A.D. 105-1983, to Martha Weaver, an adult member of the family with whom he resides, namely mother, on February 1, 1984, at 3:14 P.M., at their residence, at R.D.#1, Centerville, in the County of Crawford, the State of Pennsylvania.
SERVED Mose M. Weaver the within named defendant by handing a true copy of the within Amended Complaint In Assumpsit, No. A.D. 105-1983, to Martha Weaver, an adult member of the family with whom he resides, namely wife, on February 1, 1984 at 3:13 P.M., at their residence, at R.D.#1, Centerville, in the County of Crawford, the State of Pennsylvania.
SERVED AND MADE KNOWN TO Martha M. Weaver the within named defendant by handing a true cipy of the within Amended Complaint In Assumpsit, No. A.D. 105-1983, to her on February 1, 1984, at 3:12 P.M., at her place of residence, at R.D.#1, Centerville, in the County of Crawford, the State of Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Apr. 13, 1984 at 2:07 P.M. upon praecipe of plaintiff's attorney with Notice of Intention to File Default Jdgment attached, judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer and the damages are assessed at the sum of Two Thousand Two Hundred Forty and 61/100 ($2,240.61) plus interest and cost of suit.
W-258-208-208
Entered Apr. 13, 1984

Debt. $2,240.61
Int. from February, 1983
Judgment
James F. Simmons,
Prothonotary

June 26, 1986 This judgment satisfied
(see paper filed)

William T. Jorden 106.	ROBINSON-CONNER, INC. vs. WILLIAM A. FEDRICK Filed Feb. 4, 1983 Tax & entry Paid $35.50 Sheriff's Costs 16.35	COMPLAINT IN ASSUMPSIT 1 copy (sheriff) Feb. 22, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Willaam A. Fedrick, personally, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1983-106 to him on Feb. 17, 1983 at 4:10 P.M. at his place of residence, R.D.#3, Bradford Rd., PO Box 310, Saegertown, Crawford Co., Pa. So answers, E. Ralph Copeland, Chief Deputy Howard N. Stewart, Sheriff

James R. Irwin

107.

WILLIAM BERNARD JOHNSON

vs.

SANDRA CALDWELL JOHNSON

Filed Feb. 4, 1983

Tax & entry Paid $35.50

Pro. Co. Pd. 5/10/83 $9.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) and 201(d)

1 copy (atty)

Feb. 7, 1983, Counseling notices mailed.

May 10, 1983, Affidavit filed. I, James R. Irwin, after being duly sworn according to laws depose and say that I am the attorney of record for WILLIAM BERNARD JOHNSON, and that as such, I am authorized to execute this Affidavit; that I did, on the 7th day of February, 1983, send by Certified Mail, Return Receipt, Addressee Only, to SANDRA CALDWELL JOHNSON, a true and correct copy of the divorce complaint file at the above term and number, at her last known address of 527 Beers Avenue, Meadville, PA-16335, as evidenced by the attached sender's receipt #499 257 and that on the 11th day of Ferbruary, 1983, I did receive the duly executed return receipt dated the 9th day of February, 1983

James R. Irwin, Esquire.

May 10, 1983, Affidavit of Consent of Plaintiff filed.

May 10, 1983, Affidavit of Consent of Defendant filed.

May 10, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to Court

May 12, 1983 DIVORCE DECREE Filed:

And Now, May 12, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

WILLIAM BERNARD JOHNSON and SANDRA CALDWELL JOHNSON

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Gen.

Fuller, Kinnunen, Miller & Gamble
Victor J. Kinnunen

108.

Knox Graham McLaughlin Gornall & Sennett Inc.
John M. McLaughlin

DORIS D. SLATER and CHARLES E. SLATER, her husband

vs.

SEARS ROEBUCK AND COMPANY

Filed Feb. 4, 1983

Tax & entry Paid $35.50
Pro Co. pd. 2/22/83 1.00
Sheriff's Costs 28.75
Pro Co Pd 2/16/84- 6.00

COMPLAINT IN TRESPASS

1 copy (atty)

Feb. 18, 1983, Appearance of Knox, Graham, McLaughlin, Gornall & Sennett, Inc. by John M. McLaughlin, attorneys for defendant filed.
(Jury Trial of Twelve Demanded)

Feb. 24, 1983 Notice of Removal Petition and Bond filed.

Feb. 24, 1983 Sheriff's Return filed: SERVED Sears Roebuck and Company, the within named defendant Company on Feb. 9, 1983, at 12:43 P.M. by handing a true and attested copy of the within Complaint in Trespass and Original and Two Copies of Interrogatories and Request for Production, AD 1983-108, at 793 W. Ave. Ext., Titusville, Crawford Co., Pa., the usual place of business of said defendant Company, to Nancy Kunick, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

February 16 1984, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.
Fuller, Kinnunen, Miller & Gamble
By: Victor J Kinnunen
Attorney for Plaintiffs

Trespass - Gen.

Bozic, Thomas & Johnson John H. Bozic, Jr. 109. Plate, Shapira, Hutzelman, Berlin & May Joseph J. May	JOHN B. SNEDEKER and LOUISE E. SNEDEKER, his wife vs. HAWLEY D. KILBURN, d/b/a THE LAFAYETTE TAXI SERVICE Filed Feb. 4, 1983 Tax & entry Paid $35.50 **Sheriff's Costs 12.75** Pro Co Pd 1/3/84- 6.00 ✓	COMPLAINT 1 copy (sheriff) **Feb. 14, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Hawley D. Kilburn personally the within named defendant by handing a true copy of the within Complaint, No. A.D. 1983-109, to him, on February 8, 1983, at 11:57 A.M., at his place of business, at Lafayette Taxi Service, 778 Water Street, Meadville, in the County of Crawford, the State of Pennsylvania.** **So answers, Edgar D. Householder, Dep. Sheriff** **Howard N. Stewart, Sheriff** Feb. 24, 1983, Answer filed. **Mar 22, 1983 Notice of Serving Interrogatories to Plaintiff filed.** Aug. 15, 1983, Oral Deposition of Louise Evelyn Snedeker filed. Aug. 15, 1983, Oral Deposition of James Lee Radicella filed. Jan. 3, 1984, Upon praecipe of plaintiff attorney, the above captioned case discontinued and settled of record, and certificate of discontinuance provided.

Joseph Kulwicki

110.

CAROL ANN BROCKLEHURST

vs.

HERMAN EDWARD BROCKLEHURST

Filed Feb. 7, 1983

Tax & Entry Paid 2-9-83 $35.50
Pro Co Pd. 7-1-83 9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Feb. 8, 1983, Counseling notices mailed.

Mar. 14, 1983 Affidavit of Service filed: James Withers, Constable in and for the State of Pennsylvania and County of Crawford, Being duly sworn according to law, deposes and says that on Friday, February, 25, 1983, he served a certified copy of the divorce complaint in the above matter upon the defendant, Herman Edward Brocklehurst, in the office of District Justice Wendell Bennett, at Linesville, Crawford County, Pennsyvania at approximately 9:45 a.m. by handing him the same.
FURTHER DEPONENT SAITH NOT.
James Withers

June 10, 1983, Affidavit of Consent of plaintiff filed.

June 30, 1983, Affidavit of Consent of defendant filed.

July 1, 1983, Upon praecipe of Attorney for Plaintiff for Review Under 201 (c) Of The Divorce Cede, this case moved to court.

July 22, 1983 Order filed. AND NOW, July 21, 1983, it appearing that the Affidavit of Consent executed by the defendant was not executed within thirty (30) days of the date the affidavit was filed as required by Pa. R.C.P. 1920.42, this matter is returned to the Prothonotary's Office. BY ORDER OF THE COURT, Robert L. Walker, J

July 22, 1983 Copy of order to Joseph F. Kulwicki.

Aug. 8, 1983, Affidavit of Consent of plaintiff filed.

Oct. 5, 1983 Affidavit of Consent of Plaintiff filed.

Oct. 5, 1983 Affidavit of Consent of Defendant filed.

Oct. 11, 1983 Upon praecipe of Plaintiff's Attorney for review under 201(c) of the Divorce Code, this case moved to court.

Oct. 14, 1983 DIVORCE DECREE FILED:

AND NOW, October 14, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CAROL ANN BROCKLEHURST AND HERMAN EDWARD BROCKLEHURST

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

**BY ORDER OF THE COURT,
Robert L. Walker, J.**

1983

Leete & Glassmire John B. Leete 111.	DANIEL R. KIGHTLINGER and MARY LOU KIGHTLINGER husband and wife vs. C. DONALD HAGLUND and GARY DeMARSH Filed Feb. 7, 1983 ✓ Tax & entry Paid $35.50 Pro Co Pd 4/15/83 5.00 ✓	COMPLAINT IN MORTGAGE FORECLOSURE 2 copies (sheriff) To Foreclose Mortgage Recorded in Crawford County Mortgage Book 386, page 504. Apr. 15, 1983, Upon praecipe of plaintiff attorney the above captioned action discontinued of record.

William B. Moore

112.

Pepicelli & Pepicelli
Alan Pepicelli

ART COCOLIN and
JEAN COCOLIN

vs.

DOUGLAS C. WARNER,
JOHN R. WARNER, a/k/a
BUD WARNER, individually
and d/b/a BUD WARNER
AUTO SALES; and
RICHARD WARNER

Filed Feb. 7, 1983

Tax & entry Paid $35.50

Sheriff's Costs 45.00

COMPLAINT IN ASSUMPSIT

3 copies (atty)

Mar. 2, 1983 Appearance of Pepicelli & Pepicelli by Alan Pepicelli, Esq. for Defendants filed.

Mar 7, 1983 Grant of Extension of Time to File Responsive Pleadings filed.

Mar. 29, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Joseph N. Cherico, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 22nd day of February, 1983, at 2:10 P.M. he served Complaint in Assumpsit filed at AD 1983-112, Crawford Co., Pa. upon defendant Richard Warner at 6711 W. Ridge Rd., Erie Co., Fairview, Pa. by making known the contents thereof to his baby sitter, person in charge at time of service who refused to give her name and handing to and leaving with her the certified copy of the Complaint received from Crawford Co.,

Joseph Cherico, Deputy Sheriff
Robert N. Michel, Sheriff

Before me, the undersigned authority, personally appeared Doris Dylewski, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 8th day of March, 1983, at 10:00 A.M. she served Complaint in Assumpsit, filed at AD 1983-112, Crawford Co., Pa., upon defendant Douglas C. Warner, at Erie Co. Sheriff's Office, Erie Co., Erie, Pa. by making known the contents thereof to him personally and handing to and leaving with him the certified copy of the Complaint received from Crawford Co.

Doris Dylewski, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED on the within named defendant, Douglas C. Warner, by deputizing the Sheriff of Erie Co., Pa. as per his affidavit of service hereto attached. Served March 8, 1983.

SERVED John R. Warner, a/k/a Bud Warner, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD1983-112 to Barbara Warner, an adult member of the family with whom he resides, namely wife, on Feb. 16, 1983, at 10:30 A.M. at 148 Doughty Road, Meadville, Crawford Co., Pa.

SERVED on the within named defendant, Richard Warner, by deputizing the Sheriff of Erie Co., Pa., as per his affidavit of service hereto attached. Served Feb. 22, 1983

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

1983

113.	APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT of FERN (N.M.N) KLAUSNER Filed Feb. 7, 1983	APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT Mental Health Procedures Act of 1976-Section 303 (Copy of Application for Involuntary Emergency Examination and Treatment - Mental Health Procedures Act of 1976 - Section 302 - attached)

114. Bruce A. Barrett	PETITION FOR INVOLUNTARY TREATMENT of REBECCA J. FISCHER Filed Feb. 8, 1983	PETITION FOR INVOLUNTARY TREATMENT Mental Health Procedures Act of '76 (Sections 303-305) Feb. 11, 1983, Report of Mental Health Review Officer, John D. Petruso, Esq., Recommendation, and Order filed. ORDER: AND NOW, this 11th day of Feb., 1983, 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 Rebecca J. Fischer be committed to Warren State Hospital for treatment for a period not to exceed 90 days. BY THE COURT, Robert L. Walker, J. Feb. 11, 1983, Copies of order and report to Bruce Barrett, Doris Miller (City Hosp.), Paul Dickey, (Mental Health)

1983

Bozic, Thomas & Johnson
R. Charles Thomas

115.

C. EDWARD WALTON

vs.

FRANCES WALTON

Filed Feb. 9, 1983

Tax & entry Paid $35.50 ✓
Sheriff's Costs 15.15 ✓
Proc Fd 5/15/84 . 5.00 ✓

COMPLAINT FOR CUSTODY

1 copy (sheriff)
1 copy (mediator)

ORDER OF COURT:

You, Frances Walton, Defendant have been sued in Court to obtain custody of the following children: Melissa R. Walton and Douglas E. Walton.

You are ordered to appear in person at the Crawford County Court House for a conference at a time to be set by John Fuller, Esquire, who is hereby appointed as Master in this case.

You are further ordered to bring with you at the time of the aforesaid conference the children to-wit Melissa R. Walton and Douglas E. Walton.

If you fail to appear at the conference set by the Master as provided by this Order or to bring the children, an Order for Custody, Partial Custody of 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. (Bar Association address and phone)

Robert L. Walker, Jr.

Feb. 9, 1983, Copy of order to Atty. Thomas.

Feb. 24, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Frances Walton personally, the within named defendant, by handing a true copy of the within Complaint for Custody and Order, AD 1983-115, to her on Feb. 10, 1983 at 4:34 P.M. at her place of residence, 155 6th St., Conneaut Lake, Crawford Co., Pa.
So answers, Howard N. Stewart, Sheriff

Mar. 6, 1984 Order filed. AND NOW, March 2, 1984, the above custody matter remaining undisposed of for an unreasonable period of time, the Court will enter an order terminating the matter in accord with the provisions of Rule of Judicial Administration 1901, unless plaintiff or defendant requests hearing on such proposed termination within thirty days of the filing of this Order.

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

Mar. 7, 1984 copies to R. Charles Thomas, Defendant and John Fuller.

Apr. 25, 1984 Termination Order filed: AND NOW, April 25, 1984, the Court having notified counsel of record and/or the parties involved in the above captioned actions on or about March 6, 1984, that the matters have been inactive for an unreasonable period of time and the Court having received no requests for extensions of time to bring the matters to a conclusion, the Court hereby declares the above captioned cases terminated, with prejudice in accord with Rule of Judicial Administration 1901.

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

Apr. 27, 1984 Copies of order to R. Charles Thomas and Defendant.

1983

Ferguson & Thiess
Kenneth Thiess

116.

IN THE MATTER OF:
PETITION OF PATRICIA
ANN WEILER THIESS

CHANGE OF NAME

Filed Feb. 9, 1983

Tax & entry Paid $35.50 ✓
Pro Co Pd 3/29/83 5.00 ✓
Pro Co Pd 4/4/83 4.00 ✓

PETITION FOR CHANGE OF NAME

ORDER:

AND NOW, this 9th day of February, 1983, upon presentation of the aforesaid Petition for Change of Name, a hearing on said Petition is set for the 30th day of March, 1983, at 9:30 A.M. in Court Room 2 at the Crawford County Courthouse, Meadville, Pa.

Notice of the filing of the within Petition and the aforesaid date of hearing shall be published in the Meadville Tribune and the Crawford County Legal Journal one time.

Per Curiam,
Robert L. Walker, J.

Feb. 9, 1983, Copy of order to Atty. Thiess.

March 30, 1983, ORDER filed. AND NOW, to-wit, March 30, 1983, upon hearing of the within Petition and upon Motion of DOUGLAS W. FURGUSON, Esquire, attorney for the Petitioner, and upon presentation of Proof of Publication of notice of hearing as required by law and the Court's Order together with proof that there are no judgments, liens, decrees of record or any other matter except as set forth in the Petition for Change of name and the Certification of Ester C. Hill, Recorder of Deeds of Crawford County, Pennsylaania, or any other matter of like effect against the Petitioner and it appearing that there is no legal objection to the granting of the prayer of the Petition,

IT IS HEREBY ORDERED AND DECREED that hereafter and for all lawful and legal purposes the name of the Petitioner be and is hereby changed to BROOKE ANN WEILER THIESS.

Robert L. Walker,
Judge

March 31, 1983, Copies of Order to Douglas Ferguson, Esq., (certified)

Bruce A. Barrett

117.

BOISE CASCADE CORPORATION
OFFICE PRODUCTS DIVISION

vs.

JAMES L. McINTYRE
individually a/d/b/a
LIGHTNING OFFICE
PRODUCTS

Filed Feb. 9, 1983

Tax & entry Paid $35.50
Sheriffs Costs 14.75

Pro Co Pd 3-21-83 9.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

Feb. 18,1983, SERVED James L. McIntyre the within named defendant on Feb. 14, 1983, at 2:04 P.M. by handing a true and attested copy of the within Complaint in Assumpsit, No. AD 1983 - 117, at 215 Arch St. Meadville, in the County of Crawford, the State of Pa. the usual place of business of said defendant, to Merna Rodgers, the person for the time being in charge thereof.

SERVED Lightning Office Products the within named defendant on Feb. 14, 1983, at 2:03 P.M. by handing a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1983 - 117, at 215 Arch Street, Meadville, in the County of Crawford, the State of Pa. the usual place of business to Merna Rodgers, the person for the time being in charge thereof.

So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

AND NOW, Mar 21, 1983 @ 1:19 P.M. Upon Praecipe of Plaintiff's Attorney, with affidavit of notice of entry of Judgment, 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 Eight Thousand One Hundred One and 99/100 Dollars plus costs and interest.

Debt $8,101.99 + Costs and interest

M-93, L-185
Mar. 21, 1982 Judgment entered

JUDGMENT
James F. Simmons
Prothonotary

1983

		M.V.
John F. Spataro 118.	JAMES P. ROBERTS and LINDA E. ROBERTS vs. LARRY M. TETER and JAMES LARRY DEAN Field Feb. 9, 1983 Tax & entry Paid $35.50 ✓ Pro Co Pd 6/1/83- 6.00 ✓	COMPLAINT IN TRESPASS 2 copies (atty) June 1, 1983, Upon praecipe of Plaintiff attorney, the above case settled and discontinued of record.

1983

Harry N. Sydor

119.

EDWARD STRALKO

vs.

EDWARD HAMILTON

Filed Feb. 10, 1983

Tax & entry Paid	$25.50
ProCo.	10.00
Sheriffs Costs	21.35
Pro Co. Pd. 4-29-83	9.00
Pro Co Pd 8-11-83	**9.00**
Pro Co Pd 10/25/83	2.00
Pro Co Pd 11-28-88	5.00
Pro Co. Pd. 11-29-88	1.00

COMPLAINT IN TRESPASS

1 copy (sheriff)

Feb. 18, 1983, Sheriffs Return filed. SERVED Edward Hamilton the within named defendant by handing a true copy of the within Complaint in Trespass, No. A.D. 1983 - 119, to Enid Hamilton, an adult member of the family with whom he resides, namely daughter, on Feb. 15, 1983, at 10:06 A.M. at their place of residence, at R. D. #3, Centerville, in the County of Crawford, the State of Pa.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

And now, April 29, 1983 @ 1:59 P.M., upon praecipe of Plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and damages are assessed as One Thousand Six Hundred Ninety-Five and 00/100 Dollars.

"H-206"

Debt $1695.00
JUDGMENT
James F. Simmons,
Prothonotary

And Now, Aug. 11, 1983 @ 10:47 AM, Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the Plaintiff and against the defendant and damages are assessed for the costs of the repairs in the amount of One Thousand Six Hundred Ninety-five Dollars in accordance with the Affidavit of Repair and Notice hereto attached and made a part hereof.

H-206
Assessment entered 8-11-83

Debt $1695.00
JUDGMENT-ASSESMENT OF DAMAGES
James F. Simmons
Prothonotary

Nov 28, 1988 This judgment satisfied (See paper filed)

Shafer, Dornhaffer, Swick, Bailey & Irwin
Robert S. Bailey

120.

Fuller, Kinnunen, Miller & Gamble
Gordon R. Miller

CAROL R. GEORGE, Administratrix of the Estate of WILLIAM JEFFREY GEORGE, Deceased and CAROL R. GEORGE and RICHY D. CADY

vs.

STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY

Filed Feb. 10, 1983

Tax & entry Paid $35.50
Sheriff's Costs 12.75
Pro Co Pd 4/26/84 6.00✓

Non Jury

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Feb. 15, 1983, Sheriff's Return filed. SERVED State Farm Mutual Automobile Insurance Company, the within named defendant Company, on February 14, 1983, at 2:09 P.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1983 - 120, at 1012 Water Street, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant Company, to Fred Blome, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

Feb. 23, 1983 Appearance of Fuller, Kinnunen, Miller and Gamble by Gordon R. Miller, Esq. for Defendant filed.

May 12, 1983, Answer and New Matter filed.

June 15, 1983 Reply to New Matter filed.

July 22, 1983 Motion for Summary Judgment on the Issues of Liability and Order filed: AND NOW, this 22nd day of July, 1983, upon presentation of the foregoing Motion for Summary Judgment a rule is hereby entered upon the Defendant, State Farm Mutual Automobile Insurance Company, to show cause, if it has any, why judgment should not be entered in favor of the Plaintiffs. This Motion is set for oral argument on the 24th day of August, 1983, at 11:00 o'clock A.M., in Crawford County Courtroom Number 1 or 2. The following shall be the briefing schedule for said motion:

BY THE COURT,
Robert L. Walker, J.

July 22, 1983 Copies of order to Gordon Miller, and Robert Bailey, Esqs.

Aug. 25, 1983 Order filed. AND NOW, August 24, 1983, it appearing that defendant's counsel is not available at the time scheduled for argument, this case is continued to the next argument list on September 26, 1983 to be scheduled as a part of the argument list.
BY ORDER OF THE COURT,
Robert L Walker, J

Aug. 25, 1983 Copies of order to Louis J. Stack and Gordon R. Miller.

Oct. 24, 1983 Order for Reargument filed: AND NOW, October 24, 1983, the Court requests reargument of the Motion for Summary Judgment filed by the Plaintiff and previously argued. Reargument is requested in view of the Superior Court decision on October 14, 1983 in Antanovich vs. Allstate and Brendlinger, in which stacking of benefits under multiple policies was denied.
No additional briefs will be required from counsel, but each counsel will be prepared to list in writing the matters upon which the Court could now enter judgment in this case in view of the Superior Court decision, and assuming its ultimate validity after appeal to the Supreme Court. Reargument is hereby set for November 2, 1983, at 2:30 P.M.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Oct. 25, 1983 Copies of order to Louis Stack, and Gordon Miller, Esqs.

Nov. 10, 1983 Notice of Date and Time Fixed for Hearing/Argument filed. Matter is set for December 2, 1983 at 9.30 A.M.

Feb. 8, 1984 Motion For Summary Judgment On Issues Of Liability Opinion and Order filed. AND NOW, February 7, 1984, Plaintiff's Motions for Summary Judgment in favor of Plaintiffs on the Issue of Liability, as requested in Paragraph 8c and d, relating to the pokicy of Richard D. Cady is denied.
BY ORDER OF THE COURT,
P Richard Thomas, P.J.

Feb. 8, 1984 Telephone notice and copies of order to Robert Bailey and Gordon Miller.

Feb. 14, 1984 Motion to reconsider opinion and order filed 2/8/84 filed.

Feb. 14, 1984 Order filed. AND NOW, February 13, 1984, the Court's attention having been directed to the fact that the case of Chesler vs. GEICO, cited in the Court's opinion and order filed February 8, 1984, was reversed by the Supreme Court on December 30, 1983, and said case in controlling of several issues in said opinion.
ACCORDINGLY, the opinion previously dated February 7, 1984, and filed February 8, 1984, is withdrawn and a new opinion and order will be subsequently filed.
BY ORDER OF THE COURT,
P Richard Thomas, P.J.

Feb. 14, 1984 Copies of order to Robert Bailey and Gordon Miller.

Feb. 14, 1984 Certificate Of Readiness filed.

ON APRIL 1984 CIVIL TRIAL LIST: No. 20 - NON JURY

Mar. 23, 1984 Motion For Summary Judgment On Issues Of Liability, Opinion and Order filed. AND NOW, March 20, 1984, Plaintiff's Motions for Summary Judgment in favor of Plaintiffs on the Issue of Liability, as requested in Paragraph 8 c and d, relating to the policy of Richard D. Cady is denied.
BY ORDER OF THE COURT
P Richard Thomas, P.J.

Mar. 26, 1984 Copies given to Robert Bailey and Gordon Miller

1983

Continuation of AD 1983 - 120 (Carol R. George al vs. State Farm Mut. Auto. Ins Co)

Apr. 13, 1984, Petition to Settle No-Fault Claims and Order Approving No-Fault Benefits filed. ORDER APPROVING NO-FAULT BENEFITS filed. AND NOW, after consideration of the foregoing Petition to approve no-fault benefits under Section 106(b)(1) of the Pennsylvania No-Fault Motor Vehicle Insurance Act, it is hereby ORDERED AND DECREED that the following settlement is approved: The payment of the sum of $14,764.83 in work loss benefits plus interest on said work loss benefits from Nov. 29, 1981, at the rate of 18% per annum for a total interest of $6,644.17, plus record costs and reasonable attorney fees of Petitioners' counsel for the presentation of the foregoing Motion. Furthermore, Carol R. George as Administratrix of the Estate of William Jeffrey George, Deceased, is hereby authorized to execute a release of all rights of said Estate against State Farm Mutual Automobile Insurance Company in the above captioned matter. Counsel for Petitioners is hereby directed to present to counsel for defendant his bill for services and if said bill is not acceptable to defense counsel, the matterwill again be brought before this Court for consideration.

BY THE COURT,
P. Richard Thomas, J.

Apr 13, 1984, copies of order to Attys. Robert Bailey, and Gordon Miller.

Apr. 25, 1984, Upon praecipe of plaintiff attorney, the above entitled case marked settled and discontinued of record.

Michael E. Davis

121.

MARY E. STOLT

vs.

WAYNE A. STOLT

Filed Feb. 10, 1983

Tax & entry Paid $35.50

Pro & Pd 9/23/83 9.00

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Feb. 11, 1983, Counseling notices mailed.

Aug. 30, 1983 Acceptance of Service filed: I, Wayne A. Stolt, Defendant herein, do depose and say that I personally received and accepted service of a true and correct copy of the Complaint (and of Plaintiff's Affidavit under Section 201(d) of this action is under that section and is based upon three years or more of separation), and Notice to Defend and Claim Rights in the above-captioned action on Wayne A. Stolt and thus I consent to the entry of a Decree in Divorce in this action in its present form and substance. I waive the 30 day expiration of the writ herein.

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.

Date: 4-6-83 Wayne A. Stolt, Defendant

Aug. 30, 1983 Affidavit of Consent filed. (Defendant)

Aug. 30, 1983 Affidavit of Consent of Plaintiff filed.

Aug. 30, 1983 Upon Praecipe of Plaintiff's Attorney for Review under 201(d) of the Divorce Code, this case is moved to court.

Sept. 21, 1983, DIVORCE DECREE filed. AND NOW, September 21, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MARY E. STOLT AND WAYNE A. STOLT

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Michael E. Davis

122.

DAWANHA J. TURK

vs.

WILLIAM C. TURK

Filed Feb. 10, 1983

Tax & entry Paid $35.50

Pro Co pd 2/29/84 9.00

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Feb. 11, 1983, Counseling notices mailed.

Feb. 28, 1984 Acceptance Of Service filed. I, WILLIAM C. TURK, Defendant herein, do depose and say that I personally received and accepted service of a true and correct copy of the Complaint (and of Plaintiff's Affidavit under section 201(d) if this action is under that section and is based upon three years or more of separation), and Notice to Defend and Claim Rights in the above captioned action on 4-483 and thus I consent to the entry of a Decree in Divorce in this action in its present form and substance. I waive the 30 day expiration of the writ herein

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.

William C. Turk

Feb. 28, 1984 Affidavit Of Consent for Plaintiff filed.

Feb. 28, 1984 Affidavit Of Consent for Defendant filed.

Feb. 28, 1984 Upon praecipe of Plaintiff's attorney to Transmit Record, this case moved to court.

March 20, 1984 DIVORCE DECREE FILED:

AND NOW, March 20, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DAWANHA J. TURK AND WILLIAM C. TURK

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Michael E. Davis

123.

KAREN S. GONZALEZ

vs.

JESUS GONZALEZ

Filed Feb. 10, 1983 ✓

Tax & entry Paid $35.50
Pro Co pd. 10-11-83
9.00 ✓

COMPLAINT UNDER SECTION 201(c)
OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Feb. 11, 1983, Counseling notices mailed.

Oct. 11, 1983 Acceptance Of Service filed. I, JESUS GONZALEZ, Defendant herein, do depose and say that I personally received and accepted service of a true and correct copy of the Complaint (and of Plaintiff's Affidavit under section 201(d) if this action is under that section and is based upon three years or more of separation), and Notice to Defend and Claim Rights in the above-captioned action on March 25, 1983 and thus I consent to the entry of a Decree in Divorce in this action in its present form and substance. I waive the 30 day expiration of the writ herein.
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.

Jesus Gonzalez

Oct. 11, 1983 Affidavit Of Consent for Defendant filed.

Oct. 11, 1983 Affidavit Of Consent for Plaintiff filed.

Oct. 11, 1983 Upon Praecipe To Transmit Record, this case moved to court.

Oct. 19, 1983 DIVORCE DECREE FILED:

AND NOW, October 19, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KAREN S. GONZALEZ AND JESUS GONZALEZ

is hereby dissolved and the parties are hereby divorced and all legag duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J

Aug. 11, 1993 Notice Of Election To Retake Maiden Name, filed. Karen S. Gonzalez to be known as: Karen S. Smith.

Pepicelli and
Pepicelli
Alan L. Pepicelli

124.

BRENDA PARDEE FOX

vs.

JAMES E. FOX, JR.

DIVORCE UNDER SECTION 201(a)(6) OR 201(c) OF THE DIVORCE CODE, CHILD CUSTODY, AND DISTRIBUTION OF PROPERTY

1 copy (atty)

Filed Feb. 10, 1983

Tax & entry Paid $35.50
2 Counts Paid 30.00
Pr. Co. pd. 5/17/83 $9.00
Pro Co Pd 5/4/90 5.00

Feb. 14, 1983, Counseling notices mailed.

Feb. 22, 1983, Certificate of Service filed. Alan L. Pepicelli, Esq. hereby certifies that he is the atty. for the plaintiff Brenda Pardee Fox in the within Action and that a copy of the Complaint in Divorce was sent by cert. mail, ret. receipt requested, deliver to addressee only to the defendant James E. Fox, Jr. at R. D. #3, Wood Rd., Franklin, Pa. 16323, on Feb. 10, 1983, and was received by the Defendant on Feb. 17, 1983. The receipt for cert. mail and the ret. receipt are attached hereto marked Exhibit "A".
Alan Pepicelli, Esq.

May 17, 1983, Affidavit of Consent for Plaintiff filed.

May 17, 1983 Affidavit of Consent for Defendant filed.

May 17, 1983, Praecipe of Attorney for Plaintiff for Review Under 201 (c) Of The Divorce Code, this case moved to court filed.

June 1, 1983, Order filed. AND NOW, June 1, 1983, this matter having been praeciped to the Court for review under Section 201(c) and no disposition being indicated of Count II of the Complaint relating to custody, and Count III relating to equitable distribution, and there further being no indication as to whether the Court is to reserve those matters, this case is returned to the Prothonotary for further proceedings.
BY ORDER OF THE COURT
Robert L. Walker,J

June 1, 1983, Copy of order sent to Alan L. Pepicelli, Esq.

June 22, 1983, Consent Custody Agreement And Order filed. AND NOW, this 22 day of June, 1983, upon consideration of the within Consent and Custody Agreement between the parties, an Order is hereby entered in accordance with each of the provisions as set forth in said Consent Custody Agreement,
BY THE COURT,
Robert L. Walker, J.

June 22, 1983, Copy of order sent to Alan L. Pepicelli.

June 22, 1983, Motion to withdraw Count III and Order filed. And now, June 22, 1983 Motion allowed.
Robert L. Walker,J

June 22, 1983 Copy of order sent to Alan L. Pepicelli.

June 22, 1983, Praecipe of Attorney for Plaintiff for Review Under 201(c) of the Divorce Code, this case moved to court.

June 30, 1983 DIVORCE DECREE FILED:

AND NOW, June 29, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

BRENDA PARDEE FOX and JAMES E. FOX, JR.

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

May 4, 1990, Notice of Election to Retake Maiden Name filed. To Be Known as: Brenda Sue Pardee.

Douglas Ferguson

125.

JUDY E. PARKS

vs.

WALLACE E. PARKS

Filed Feb. 11, 1983

Tax & entry Paid $35.50

Pro Co pd. 5/19/83 $9.00

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Feb. 14, 1983, Counseling notices mailed.

Feb. 22, 1983, Affidavit of Service filed. Kimberly R. Burchill, being duly sworn according to law, deposes and says that she forwarded to the Defendant, Wallace E. Parks, a copy of the Complaint in Divorce with regard to the above captioned matter to his last known address at Hayfield Estates, Saegertown, Pa. 16433, by cert. mail, receipt no. P 342 261 308, attached hereto, with the date of delivery as Feb. 16, 1983.
And further your Deponent saith not.
Kimberly R. Burchill.

May 19, 1983, Affidavit of Consent for the Defendant filed.

May 19, 1983, Affidavit of Consent for the Plaintiff filed.

May 19, 1983, Praecipe of Attorney for Plaintiff for Review Under 201(c) Of The Divorce Code, this case moved to court filed.

June 9, 1983 DIVORCE DECREE FILED:

AND NOW, June 9, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JUDY E. PARKS and WALLACE E. PARKS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mariann Luksik
Mason and Mason
Joan D. Mason

126.

Margaret Eglinton

LAURA L. HANCOCK

vs.

RAYMOND L. De ROUCHIE

Filed Feb. 11, 1983

Tax & entry Paid $35.50

COMPLAINT FOR CUSTODY

1 copy (sheriff)
1 copy (mediator)

ORDER:

You, Raymond L. DeRouchie, have been sued in court to obtain custody, partial custody, or visitation with the children Caleb Leslie DeRouchie and Lacey Louise DeRouchie.

William Pineo is hereby appointed mediator to hear this matter.

You are ordered to appear in person at such times and places as shall be set for hearing in this matter, whether by the mediator or the Judge.

You are further ordered to bring with you, if in your physical custody, the two above named children.

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. (Bar Association Notice included)

By the Court,
Robert L. Walker, J.

Feb. 11, 1983, copy of order to Joan Mason, Esq.

Feb. 14, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Raymond L. DeRouchie, personally, the within named defendant by handing a true copy of the within Complaint for Custody, AD 1983-126, to him, on Feb. 14, 1983, at 10:34 AM, at his place of residence for the time being, at the Crawford County Jail, 360½ Center St., Meadville, Pa.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 4, 1983 Temporary Order filed: AND NOW, Mar. 4, 1983, after mediation in the above-captioned case and upon the recommendations of the Child Custody mediator,

IT IS HEREBY ORDERED AND DECREED that:

1. The parties shall share legal custody of the two minor children, Lacey Louise DeRouchie and Caleb Leslie DeRouchie.

2. The mother shall have physical custody of the children until the defendant is relaased from his incarceration in the Crawford County Jail. During the time of the Defendant's incarceration, he will have the right to have his children visit with him at the jail in accordance with the regulations governing family visits and the Defendant will notify the Plaintiff at least one week in advance of any scheduled visits.

3. After the Defendant's release, the children will reside with their father for a period beginning Friday at 8 p.m. through Wednesday at 8 p.m. in alternate weeks, beginning with the second Friday after he shall have been released from jail. In addition the children will reside with their father on alternate Christmases, beginning with Christmas of 1983 from Christmas Eve at 6 p.m. through Christmas Day at 6 p.m. Beginning with Thanksgiving of 1984 and on alternate Thanksgivings thereafter, the children will reside with their father from 6 p.m. on the day preceding Thanksgiving trhough 6 p.m. Thanksgiving Day.

4. Each party shall have the right to denomimate a two week period during which the other shall not have visitation or custody upon a one month notice to the other party.

5. Each party shall teach the children to give the other that love and respect which due a parent from his or her children and neither party shall do or say anything to blacken the character of the other in the estimation of said children.

6. Neither party will expose said children to the presence of illegal drugs nor to any other situation which would cause them to disrespect the law.

7. Each party shall take care to prevent the exposure of the children to violence between adult members of the household and neither party will expose the children to situations which would be morally or physically improper for children of like age and understanding.

8. Each party will keep the other informed of his or her present address and phone numer and about any matters dealing with the health and education of said children.

9. Either party may move the Court for a hearing de novo for a period of thirty days from the entry of this Order. In the event that neither party so moves, this shall be considered a permanent order.

10. The Master has noted for the Court that neither party has any income and therefore costs and fees of this mediation which are fixed at $49.27 are to be paid by Crawford County. Payment shall be made to the Prothonotary of Crawford County.

BY THE COURT,
Robert L. Walker, Judge

Mar. 7, 1983 Copies of order to Joan Mason, Esq., Raymond L. DeRouchie, Deft. and Wm. Pinmo, Esq.

Aug. 26, 1985 Petition to Modify Custody and Order filed: AND NOW, this 26th day of August, 1985, upon presentation of the foregoing Petition, the two minor children are ordered to remain in the jurisdiction until a new order is final in this matter, and the parties hereto and their respective counsel are ordered to appear before William Pineo, the Child Custody Mediator, who is hereby appointed in this case. The said parties and their respective counsel shall appear at such time or times that the Child Custody Mediator shall hereinafter determine.

Robert L. Walker, J

Aug 26, 1985 Copies of order to Joan Mason, Margaret Eglinton and William Pineo, Esqs.

Sept. 26, 1985 Appearance of Mariann Luksik for Plaintiff filed.

Hancock vs. De Rouchie A.D. 1983 - 126 Custody

Jan. 17, 1986 Custody Agreement between the parties and Order filed. AND NOW, this 17 day of Jan., 1986 the terms of the attached Consent Agreement are adopted as the final Order of this Court resolving the issue of custody.

BY THE COURT:
P R Thomas, J.

Jan. 17, 1986 copies of order to Brian Lindsey and Margaret Eglinton

126 B

1983

1983

Joan D. Mason
Mason and Mason

127.

Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

DANIEL G. TOBOZ, SR.

vs.

MARILYN H. TOBOZ

Filed Feb. 11, 1983

Tax & entry Paid $35.50
2 Counts Paid 30.00
Pro Co pd 1/4/84 9.00

Pro.Co. pd 9/8/93 5.00

COMPLAINT IN DIVORCE, DIVISION OF PROPERTY AND DEBTS, CUSTODY AND VISITATION

1 copy (atty)

Feb. 14, 1983, Counseling notices mailed.

Feb. 18, 1983, Affidavit of Service filed. I, Joan D. Mason, Esq. atty. for the plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Feb. 14, 1983, mail to the above defendant, Marilyn H. Toboz by cert. mail #268 551, ret. receipt requested, deliver to addressee only, a complaint in the above divorce action, Said notice was received by Marilyn H. Toboz on Feb. 16, 1983 as indicated by the ret. receipt card which was returned to the office of the Plaintiff's atty. and is attached hereto. Joan D. Mason, Esq.

Mar. 11, 1983, Income and Expense Statement of defendant filed.

Apr. 18, 1983, Defendant's Inventory and Appraisement filed.

May 18, 1983 Plaintiff's Inventory and Appraisement filed.

Jan 4, 1984 Affidavit Of Consent for Defendant filed.

Jan. 4, 1984 Affidavit Of Consent for Plaintiff filed.

Jan. 4, 1984 Upon praecipe of attorney for plaintiff for review under 201 (c) of the divorce code, this case moved to court.

Jan. 4, 1984 Agreement and Consent Court Order filed.

Jan. 17, 1984 Order filed: And Now, this 17th day of Jan., 1984, upon presentation of the foregoing attached Agreement and Consent Court Order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order.

BY THE COURT:
Robert L. Walker, J.

Jan. 17, 1984 DIVORCE DECREE FILED:

And Now, January 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DANIEL G. TOBOZ, SR. AND MARILYN H.TOBOZ

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby temminated. For disposition of collateral matters, see Order filed concurrently with this Decree.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Sep. 8, 1993 Notice of Election to Retake Maiden Name of Marilyn H.Toboz to be known as MARILYN M. HENRY, filed.

Culbertson, Weiss, Schetroma & Schug
Mary Ann Kirkpatrick
~~Prather, Prather & Pineo~~
~~William Pineo~~
(withdrawn)
128.

Stephen E. Hall

BRENDA L. WOOD

vs.

RICHARD J. WOOD

Filed Feb. 11, 1983

Indigent filing
To be determined

Constable costs 43.20

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION OF MARITAL PROPERTY, ALIMONY, ALIMONY PENDENTE COUNSEL FEES AND COSTS

2 copies (atty)

Feb. 11, 1983, Petition for Alimony, Alimony Pendente Lite, counsel fees and Costs and to Proceed Informa Pauperis, and order filed. ORDER: AND NOW, Feb. 11, 1983, upon consideration of the within Petition a rule is hereby granted upon the Defendant to show cause, if any he should have, why the Prayer of said Petition should not be granted. This rule is returnable and for hearing on March 8, 1983 at 9:30 A.M. in Courtroom 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

Pending resolution of this matter, the plaintiff is granted permission to proceed informa pauperis.

(2 copies (atty)

BY THE COURT,
Robert L. Walker, Judge

Feb. 11, 1983, copy of order to Atty. Pineo.

Feb. 11, 1983, Petition For Preliminary Relief and Order filed. ORDER: AND NOW, Feb. 11, 1983, upon consideration of the within Petition, a rule is hereby granted upon the Defendant to show cause, if any he should have, why the Prayer of said Petition should not be granted.

Said rule is returnable and for hearing and argument on March 8, 1983, at 9:30 A.M. in Courtroom 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

Pending resolution of this matter, neither party may dispose of any of the items on Exhibit "A" nor any jointly owned bank accounts, securities, bonds and certificates of deposit, nor any items of marital property.

(2 copies -atty)

BY THE COURT,
Robert L. Walker, Judge

Feb. 11, 1983, Copy of order to Atty. Pineo.

Rec'd $70.00 costs
Vivian Stoltz

Mar. 7, 1983 Motion to Withdraw Petition for Preliminary Relief and to Continue Generally the Hearing Now Scheduled for Alimony, Alimony Pendente Lite, Counsel Fees and Costs and Order filed: Now, this 7th day of March, 1983, upon consideration of the within motion, the same is hereby granted. Continued to be rescheduled on motion of any party.

**By the Court,
Robert L. Walker, J.**

Mar. 8, 1983 Copies of order to William Pineo, Esq.

Mar. 14, 1983 Order of Court filed: You, Richard J. Wood, Defendant, have been sued in Court to obtain custody, partial custody or visitation of the child Amanda Lee Wood,

You are ordered to appear in person at the time and place set by the Master. John Fuller is hereby appointed Custody Master in this case.

Your are further ordered to bring with you the child: None.

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

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

**Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street
Meadville, Pa 16335
(814) 724-4244
BY THE COURT,
P. Richard Thomas, J.**

DATE: 3/15/83

Mar. 17, 1983 Copies of order to John Fuller, & Wm. Pineo, Esq.

Mar. 18, 1983, Motion For Appointment of Different Custody Master and Order filed. ORDER OF COURT: And now, March 17, 1983, Barbara Smith is hereby appointed Custody Mediator in the above matter.

P. Richard Thomas, J.

Mar. 18, 1983, Copies of order to Attys. Wm. Pineo, and John Fuller, and copy of Order and Complaint for Custody to Atty. Barbara Smith.

May 4, 1983, ConsentDecree Relating To Custody Of Minor Children, and Order. ORDER: AND NOW, May 4, 1983, upon consideration of the foregoing provisions and upon the Agreement of the parties hereto the provisions of the above Agreement are entered as an Order of the Court.

BY THE COURT,
P. Richard Thomas,J

May 4, 1983, Copies to William Pineo (certified).

Sept. 27, 1984 Appearance of Culbertson, Weiss, Schetroma & Schug by Mary Ann Kirkpatrick for Plaintiff

Sept. 27, 1984 Motion to Schedule Custody Mediation Conference and Order filed. And Now, September 27, 1984, Bruce L. Smith, Custody Mediator, is instructed to hold a Mediation Conference regarding, the custody and visitation of Amanda Wood at the earliest convenient date, and further ordered that Amanda shall be in the custody of her mother each week from Monday at 10:00 o'clock A.M., until Friday at Noon, and with her father each week from Friday at Noon until Monday at 10:00 o'clock A.M.

**By the Court:
Robert L. Walker,J**

Sept. 27, 1984 Copies to M. A. Kirkpatrick, J. Fuller, W. Pineo and B. Smith

Continued Next Page...

Oct 2, 1984 Appearance of Stephen E. Hall, Esq. for Defendant filed.

Oct. 4, 1984, Petition for Contempt and Immediate Return of Child, and ORDER filed. AND NOW, October 4, 1984, upon presentation of the within Petition, it is hereby ordered that Amanda Wood be returned immediately to her mother pending further Order of Court. The Pennsylvania State Police of the Crawford County Constable are authorized to enforce this Order.

Hearing on Rule to Show Cause why Defendant should not be held in contempt is set for the 25th day of October, 1984, at 10 o'clock A.M. in the Crawford County Courthouse in Meadville, Pa.

By the Court:
Robert L. Walker, J.

Oct. 9, 1984, Copies of Order to Mary Ann Kirkpatrick, Esq., Stephen E. Hall, Esq., and William Pineo, Custody Mediator.

Oct 5, 1984, Affidavit of Service filed: James Withers, being duly sworn according to law, deposes and sets forth as follows:

1. That he is a duly ceritifed and licensed constable in Crawford County, Pennsylvania.

2. That on information furnished to him, he caused a certified copy of the Petition for Contempt and Immediate Return of Child in the above matter to be served upon Defendant 4:10 o'clock P.M., on October 4, 1984 at Box 73, Canal Road, Conneautville, Pennsylvania, 16406.

3. That costs incurred for this service were as follows:

a). Service	$35.00
b). Mileage	$ 8.20
Total	$43.20

Further Deponent Saith Not.

James Withers

Oct. 10, 1984, UPon praecipe of plaintiff attorney, William Pineo, Esq., appearance withdrawn.

Oct. 11, 1984 Temporary Order of Court filed: AND NOW, this 11th day of October, 1984, after Mediation in the above captioned case, and upon the recommendation of the Child Custody Mediator, it is hereby Ordered and Decreed that:

1. The parties shall share legal custody of the child Amanda Lee Wood, age 3, born December 15, 1980.

2. Plaintiff-Mother shall have primary physical custody of the minor child subject to the visitation rights of the father as hereinafter described.

3. The father shall have physical custody of the child on the first and third weekends of each month, beginning with the weekend of October 19, 20, and 21, 1984, from 5:00 o'clock P.M. on Friday until 5:00 o'clock P.M. on Sunday. This schedule shall continue during the months of October, November and December 1984, Beginning January 1, 1985, the father's visitation shall be expanded to the first, second and fourth weekends of each month, during the same hours from Friday until Sunday.

4. In addition to the weekends as set forth above, the Defendant-father shall have a right to have the child in his temporary custody for two consecutive weeks each summer, which, unless prior arrangements are made with the Plaintiff-Mother, shall be the first two full weeks of August, beginning with year 1985. 5.

5. the child shall spend Thanksgiving from at least 8:00 o'clock A.M, until 2:00 o'clock P.M. in the home of the mother, and from 2:00 o'clock until at least 8:00 o'clock P.M. in the home of the father. The same visitation for splitting of the day between the mother and father shall occur on the child's birthday each year, and on Christmas and Easter of each year.

6. Each party shall notify the other at least 24 hours in advance if illness would prevent a regular visitation by the father, of if the father, for whatever reason, is unable to exercise a scheduled visitation.

7. The father shall be responsible for transporting the child to and from the mother's residence.

8. Each party shall notify the other when the child is to be away from the regular home of the parent having the child in his custody for a period of more than 24 hours, for whatever reason, and such notice shall include the period during which a child will be away, and a phone number, if possible, where the child cas be reached. Contact with the child by the non-custodial parent during that period shall be for emergency purposes only.

9. The parent having custody of the child at the time shall notify the other parent as soon as possible in the event of any illness or injury requiring medical treatment.

10. Neither of the parties shall take the child into any environment which would be commonly thought of as detrimental to the development of her character, or which would be commonly thought thought of as dangerous to her physical person. In addition, the Defendant-father shall not drink alcohol or use medication not specifically prescribed for him during the time when the child is in his physical custody.

11. The parties are encouraged to discuss arrangements for the physical custody of the child, and, if the parties mutually agree to an alternative arrangement to accomodate themselves or the child's schedule, they may adjust the physical custody arrangements accordingly, and are encouraged to do so by mutual agreement.

12. Each party shall teach the child to give to the other party that love and respect which is due a parent from his or her shild or children, and neither party shall do anything to blacken the character of the other in the eyes of the child. This prohibition shall extend to the grandparents on both sides. Neither parent shall expose the child to any situation or person which would advereely affect the health, welfare or wellbeing of the child.

13, This Order shall not prejudice the right of either party to request a Mediation Conference if there is a changed circumstance.

14. The Court of Commons Pleas of Crawford County shall retain jurisdiction of this matter so long as either party or the child reside in the Court's jurisdiction.

Continued on page...128(b)

15, The fee for the Custody Mediator shall be paid as follows: ½ of the fee shall be paid by the Mother and the other ½ of the fee shall be borne by the County of Crawford, due to the limited ability of the party-Father to pay, he being a fulltime grant student in a publicly-supported educational program.

16. This Order shall be a Tempoary Order, but shall become a Permanent Order unless Exceptions are filed by either party within ten(10) days of the date of this Temporary Order.

BY THE COURT,
Robert L. Walker, J.

Oct 12, 1984 Copies of order to Mary Ann Kirkpatrick, Esq. and Stephen Hall Esq and Bruce Smith, Esq.

Oct. 23, 1984, Affidavit of Consent of plaintiff filed.

Oct. 26, 1984 Order filed: AND NOW, October 25, 1984, at the time set for hearing on a contempt citation against the Defendant for violating Orders entered previous to the custody Order entered October 11, 1984,the Defendant fails to appear, but his attorney advises that he assumed the contempt matter had been resolved by the custody Order entered October 11, 1984, The Plaintiff does not agree, and believes the Defendant is in willful and deliberate contempt of previous Court Orders and unless the matter is adjudicated, the Defendant will assume that the present Order can be willfully violated without penalty. Accordingly, the matter is continued until October 31, 1984 at 2:30 P.M. in Courtroom No. 2.

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

Oct. 29, 1984 Copies of order to Mary Ann Kirkpatrick, Esq., Stephen Hall, Esq. and Bruce Smith, Esq.

Nov. 1, 1984 Order filed: AND NOW, October 31, 1984, the request that the defendant be found in contempt is DENIED since a new Order has been entered and the finding of contempt as to the prior Order, if it is a valid Order, would accomplish no purpose. The defendant shall pay the record costs in this proceeding, including the Constable's costs in connection with the service of the current Orders.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Nov. 2, 1984 Copies of order to Mary Ann Kirkpatrick and Stephen Hall, Esqs.

May 17, 1985 Verification of Service filed: I, RICHARD J. WOOD, hereby state that I was served a copy of the complaint in the above-captioned matter on February 19, 1983, by receiving a true and correct copy of same by certified mail item #265818, the return receipt card which is attached hereto, bearing my signature and indicates that I did receive the above-mentioned complaint on February 19, 1983.

I understand that statements made herein 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.

Date: May 17, 1985 Richard J. Wood

May 17, 1985 Affidavit of Consent of Defendant filed.

May 17, 1985 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to court.

June 19, Order filed. This divorce action originally filed in February 1983 proceeded through the courts more in the posture of a contested custody action than a divorce action, The matter is now before the courts for the granting of a divorce as the custody contenst has apparently now been resolved afte numerous hearings and court orders. However, we note that the plaintiff in her original divorce complaint not only prayed for a divorce but also requested equitable distrubtion or marital property, permanent alimony, alimony pendente lite, counsel fees and costs. The request to grant this acnillary relief has never been withdrawn and in accord with the policy of the courts of this county, we decline at this time to grant the divorce on the assumption that the parties have amicably resolved these ancillary issues. We return this divorce to the Prothonotary's Office and if the plaintiff files a motion requesting leave to withdraw the ancillary relife requested in her original complaint we will entertain a new praceipe to grant the divorce.

Dated: June 18, 1985.

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

June 24, 1985 Copies to Mary Ann Kirkpatrick and Stephen Hall

June 28, 1985 Motion to Withdraw Counts and Order filed. And Now, June 28, 1985, the Motion is allowed.

By The Court:
Robert L. Walker,J

July 2 , 1985 Copies to Mary Ann Kirkpatrick and Stephen Hall

July 2, 1985 Upon praecipe of Plaintiff Attorney the above-captioned case is resubmitted to court.

July 18, 1985 FINAL DIVORCE DECREE filed. AND NOW, July 16, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between Brenda Wood and Richard Wood is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

Joseph Kulwicki

129.

PENNY COULTER

vs.

DOUGLAS COULTER

Filed Feb. 11, 1983

Tax & entry Paid $35.50

Pro Co pd 6/6/83 $ 9.00

COMPLAINT UNDER 201(c) OF DIVORCE CODE

1 copy (atty)

Feb. 16, 1983 Affidavit of Service filed: DEBRA A. CALVIN, employee of Joseph F. Kulwicki, being duly sworn according to law, deposes and says that on Friday, February 11, 1983, she placed a certified copy of the divorce complaint in the above matter, in the United States mail, postage pre-paid, certified mail item number 800993 deliver to addressee only, addressed as follows:

Douglas Coulter
Atlantic Rd.
Atlantic, PA 16111

On February 15, 1983, the signature card for certified mail item number 800993 was returned to the office of Joseph F. Kulwicki, bearing the signature of the defendant, Douglas Coulter, as having received same on February 14, 1983.

Said receipt for certified Mail item 800993 and signature card for the same are attached hereto and made a part hereof.

FURTHER DEPONENT SAYETH NOT.

Debra A. Calvin

Feb. 16, 1983 Counseling notices mailed.

June 2, 1983 Affidavit of Consent of Defendant filed.

June 2, 1983 Affidavit of Consent of Plaintiff filed.

June 3, 1983 Praecipe of Attorney for Plaintiff for Review under 201(c) of the Divorce Code, this case moved to court.

June 30, 1983 DIVORCE DECREE FILED:

AND NOW, June 29, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

PENNY COULTER and DOUG COULTER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

Bozic, Thomas &
Johnson
John H. Bozic, Jr.

130.

MARQUETTE SAVINGS
ASSOCIATION

vs.

KENNETH LEROY OSBORN

Filed Feb. 11,1983

Tax & entry Paid $35.50

Sheriff's Costs 19.15

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 391, page 372.

Feb. 22, 1983 Sheriff's Return filed: SERVED Kenneth Leroy Osborn, the within named defendant, by handing a true copy of the within Complaint in Mortgage Foreclosure, AD 1983-130, to Rose Monsour, an adult person in charge of said defendant's residence, on Feb. 17, 1983, at 4:40 P.M., at R.D.#3, 1066 County Line Rd., Greenville, Greenwood Twp., Crawford Co., Pa., the residence of said defendant.
So answer, E. Ralph Copeland, Chief Deputy
Howard N. Stewart, Sheriff

1983

Stephen Hall 131. R. Charles Thomas Bozic, Thomas & Johnson	**Thomson Newspapers (Pennsylvania) Inc.** ~~TRIBUNE PUBLISHING COMPANY~~ vs. PIROLLO BROTHERS Filed and Issued Feb. 14, 1983 Tax & entry Paid $35.25	APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT MAGISTRATE ESTELLE S. REISNER Feb. 14, 1983, Rule to File Complaint Issued. **Feb. 16, 1983 Proof of Service of Notice of Appeal and Rule to File Complaint filed.** **Mar. 7, 1983 Complaint in Assumpsit filed.** **Mar. 7, 1983 Motion to Amend Caption of Action and Order filed: AND NOW, March 7, 1983, upon consideration of the foregoing motion, the caption of this action is hereby amended by substituting for the name of plaintiff, Tribune Publishing Company, Thomson Newspapers (Pennsylvania) Inc., and the Prothonotary is directed to accept for filing the complaint attached hereto at the above term and number.** **BY ORDER OF THE COURT,** **Robert L. Walker, J.** **Mar. 8, 1983 Copies of order to Stephen Hall, Esq. and R. Charles Thomas Esq.** Apr. 19, 1983, Answer of Defendant filed.

132.

IN THE MATTER OF APPOINTMENT

CRAWFORD COUNTY ELECTION BOARD

Filed Feb. 14, 1983

APPOINTMENT OF MEMBERS OF THE CRAWFORD COUNTY ELECTION BOARD

ORDER:

AND NOW, February 14, 1983, it appearing that Richard Ruhlman and Ivan G. Rose, members of the Board of County Commissioners and members of the Crawford County Board of Elections, will be candidates for office in the May primary and are thus ineligible to serve on the Election Board, Norman N. Babcock and Richard A. Friedberg are hereby appointed to fill the vacancies on the Election Baord for the primary election to be held in May, 1983.

BY THE COURT,
P. Richard Thomas, J.

Feb. 14, 1983, Copies of order to Mr. Babcock, Mr. Friedman by Judge P. R. Thomas; certified copies to Commissioners Ruhlman, Rose and Lamb, and to Hubert Vogan.

Sept. 16, 1983 Order filed. AND NOW, September 15, 1983, it appearing that Richard J. Ruhlman and Ivan G. Rose, members of the Board of County Commissioners and members of the Crawford County Board of Elections, are candidates for the office of County Commissioner and are thus ineligible to serve on the Crawford County Board of Election, NORMAN N. BABCOCK AND RICHARD A. FRIEDBERG are hereby appointed to fill the vacancies on the Crawford County Election Board for the November 1983 General Election.

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

Sept. 16, 1983 Copies of order to Mr. Babcock and Mr. Friedman by Judge P. R. Thomas; other copies to Commissioners Ruhlman, Rose and Lamb.

1983

133.	SCOTT HARMISON	APPEAL OF DEFENDANT FROM JUDGMENT OF ESTELLE REISNER, DISTRICT 30-2-01
Theodore B. Ely, II	vs.	
	DENNY LUKAS	Feb. 15, 1983, Rule to File Complaint Issued.
		Feb. 17, 1983, Proof of Service filed.
	Filed and Issued Feb. 15, 1983	AND NOW, Mar. 14, 1983 upon praecipe of Defendant's Attorney, judgment of Non Pros is hereby entered against the plaintiff for failure to file Complaint.
	Tax & entry Paid $35.25	JUDGMENT OF NON PROS
	Pro Co Pd 3-14-83 9.00	H-154 James F. Simmons
		Judgment Entered 3-14-83 Prothonotary

Louis D. Musica

134.

Theodore B. Ely, II
Ely & Bernard

RAY WALICK

vs.

DENNY LUKAS

Filed and Issued
Feb. 15, 1983

Tax & entry Paid $35.25
Sheriff's Costs 27.50

APPEAL OF DEFENDANT FROM JUDGMENT
OF ESTELLE REISNER, DISTRICT 30-2-01

Feb. 15, 1983, Rule to File Complaint Issued.

Feb. 17, 1983, Proof of Service filed.

Mar. 4, 1983 Complaint filed. (1 copy Sheriff)

Mar. 29, 1983, Preliminary Objections (Demurrer) filed.

Apr. 18, 1983, Answer to Preliminary Objections and Motion to Strike filed.

Apr. 18, 1983, Upon praecipe of plaintiff attorney this case placed on next argument list. (brief)

ON ARGUMENT LIST FOR MAY 31, 1983; No. 4.

May 16, 1983, Defendant's Reply to Plaintiff's Answer to Preliminary Objections and Motion to Strike filed. (Brief included)

May 18, 1983, Order filed. AND NOW, May 18, 1983, by agreement of the parties, argument in the above matter is rescheduled for June 8, 1983, at 11:00 A.M. in Courtroom 2, Courthouse, Meadville, Pennsylvania

BY ORDER OF THE COURT,
Robert L. Walker, J

May 18, 1983 Copies to Louis Musica, and Theodore R. Ely, II

June 9, 1983 Memorandum and Order filed: AND NOW, June 9, 1983, the defendant's Preliminary Objections are overruled. The defendant is granted twenty (20) days from this date in which to file a further responsive pleading.

BY ORDER OF THE COURT,
Robert L. Walker, J.

June 9, 1983 Copies of order to Louis Musica and Theodore Ely, Esqs.

June 14, 1983, Answer and New Matter filed.

June 30, 1983, Sheriff's Return filed: Before me, the undersigned authority, personally appeared Lt. Lou Lazzarine, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 19th day of March, 1983, at 10:30 A.M. EST, he served_____, filed____ at No.____Term, 19__, Crawford Co., Pa, upon defendant Denny Lukas at 112 W. 3rd St., Erie Co., Erie, Pa. by making known the contents thereof to Linda Lukas, adult in charge at time of service and handing to and leaving with her, the certified copy of the Complaint in ASsumpsit received from Crawford Co., Pa.

Lt. Lou Lazzarine, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON THE within named defendant Denny Lukas, by deputizing the sheriff of Erie Co., Pa., as per his affidavit of service March 10, 1983.
So answers, Howard N. Stewart, Sheriff

July 5, 1983 Reply to Defendant's New Matter filed.

July 20, 1983 Notice of Deposition of Raymond R. Walick and Denny Lukas filed.

July 26, 1983 Notice of Depositions of Raymond R. Walick filed.

135.

NORTHWEST PA. BANK & TRUST CO., now by merger, NORTHWEST BANK

vs.

BRUCE P. MARR
MARILYN K. BAKER a/k/a MARILYN K. MARR

Filed Feb. 15, 1983 at 11:26 o'clock a.m.

Pro Simmons Paid $9.00
Plff. on orig. 6.50

AGREEMENT TO REVIVE

of

No. DSB 232 Feb. 1978

The undersigned hereby agrees that the judgment entered on Feb. 15,1978, to Crawford, No. 232, Feb., be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $14,055.72 plus costs.

Dated.....February 13, 1983
Debt -.....$14,055.72
" M - 24,114"
"B - 286".....JUDGMENT

James F. Simmons, Pro.

May 24-1984 This Judgment Satisfied.
(See paper filed)

Jack, Kookogey
& Felton
John S. Kookogey

136.

PENNBANK

v s.

MICHAEL B. PLATT and
JANIE M. PLATT, his wife

Filed Feb. 15, 1983

Tax & entry Paid $35.50

Sheriff's Costs 35.75

Pro Co Pd 3-28-83 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 401, page 881

Mar. 3, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Michael B. Platt, personally, the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure, AD 1983-136, to him, on Feb. 24, 1983 at 1:57 P.M. at his place of residence, 529 W. Main St., Titusville, Pa. Crawford Co.,
SERVED AND MADE KNOWN TO Janie M. Platt, personally the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure, AD 19830136 to her on Feb. 24, 1983 at 2:04 P.M. at her place of residence, 519 N. Washington St., Titusville, Crawford Co., Pa.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Mar. 28, 1983 @ 3:14 P.M., upon praecipe of Plaintiff's Attorney, with affidavit of notice of entry of Judgment attached, judgment is hereby entered in favor of the Plaintiff and againsthe defendant for want of an answer, and the same is liquidated at the sum of Twenty Thousand, Four Hundred Thirty-one Dollars and Fifty-two Cents plus interest from February 25, 1983.

Debt $20,431.52 plus int.

P-111, 91
Mar. 28, 1983 Judgment entered.

JUDGMENT
James F. Simmons
Prothonotary

EX 1983-29

1983

Nancy Norkus 137. William L. Walker Culbertson, Weiss, Schetroma & Schug	COMMONWEALTH OF PENNSYLVANIA vs. PATRICK F. CALKINS Filed Feb. 15, 1983 Tax & entry Paid $35.50	PETITION FOR APPEAL FROM CANCELLATION OF DRIVING PRIVILEGES AND SUPERSEDEAS 1 copy (Dept. of Trans.) ORDER: AND NOW, this 15 day of February, A.D., 1983, upon consideration of the foregoing Petition, a hearing is granted to determine whether the action of PennDOT in cancelling the license of the Petitioner should be set aside. Returnable for hearing on the 7 day of April, A.D. 1983, at 10:30 o'clock A.M. in Courtroom No. 1 of the Crawford County Courthouse, Meadville, Pa. The Prothonotary shall notify the Department of Transportation forthwith of the hearing as aforesaid and pending hearing of this matter, the appeal operates as a supersedeas staying the cancellation order pending a final determination. By the Court, P. Richard Thomas, J. Feb. 16, 1983, copy of order to Atty. Walker. Apr. 4, 1983, Motion to Continue Hearing and Order filed: And now, April 4, 1983, Hearing continued to May 24, 1983 at 9:30 A.M. Robert L. Walker, J. Apr. 4, 1983, Copy of order to William Walker, Esq. and Nancy Norkus, Esq. Apr. 29, 1983, Motion to Remand to the Department of Transportation and Order of Court filed: AND NOW, this 29th day of April, 1983, the above captioned matter is remanded to the Department of Transportation for action consistent with the Notice of Restoration from the State of New York which indicates that the suspension of Patrick F. Calkins operating privileges in the State of New York was terminated on March 31, 1983. BY THE COURT, Robert L. Walker, J. May 2, 1983, Copies of order to Nancy Norkus, Esq. and William Walker, Esq.

1983

Sidney M. Carlburg

138.

Daniel J. Kuhn

FRANK L. ORMSBEE

vs

DIANA M. ORMSBEE

Filed Feb. 16, 1983

Tax & entry Paid $35.50
3 Counts Paid 11/28/83 45.00
Pro Co Paid " - 9.00
Pro Co pd. 2/3/84 5.00

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

Feb. 17, 1983, Counseling notices mailed.

Mar. 14, 1983, Answer to Complaint in Divorce and Counterclaim filed.

Nov. 28, 1983, Acceptance of Service of Complaint filed. I, Diana M. Ormsbee, defendant in the above captioned action in Divorce, do hereby certify that I accepted service of the Divorce Code Complaint on the date listed below.
3/8/1983 Diana M. Ormsbee.

Nov. 28, 1983, Affidavit of Consent of Plaintiff filed.

Nov. 28, 1983, Affidavit of Consent of Defendant filed.

Nov. 28, 1983, Upon praecipe of plaintiff attorney, To Transmit Record to Court, this case moved to Court.

Nov. 28, 1983, Motion for Final Order filed. (includes copy of Marriage Settlement Agreement)

Dec. 14, 1983 DIVORCE DECREE FILED:

AND NOW, to-wit, this 14th day of December 1983, this cause came on to be heard on the claim of Frank L. Ormsbee, and it appearing to the Court that the facts set forth and the Affidavits set forth by the parties consenting to the granting of a divorce under the No-Fault Divorce Act 1980, Public Law 640, in that the marriage is irretrievably broken under Section 201(c) and therefore in consideration by the Court, it is ORDERED, ADJUDGED AND DECREED AS follows:

1. Frank L. Ormsbee is hereby divorced and forever separated from the nuptial ties or bonds of matrimony heretofore existing between he and the said Diana M. Ormsbee and the said marriage is hereby ORDERED AND DECREED to be wholly null and void, and all and every duties, rights and claims accruing to either of said parties in pursuance of said marriage shall and do cease and determine, and the said parties shall severally be at liberty to marry again in like manner as though they had never been married, and it is ORDERED AND DECREED that the said Frank L. Ormsbee shall pay the cost of this proceeding; and

2. The Provisions of the Marriage Settlement Agreement dated September 15, 1983, is incorporated hereby by reference and specifically made a part of this Order as if fully detailed herein; and

3. The provisions of the Marriage Settlement Agreement of September 15, 1983, is subject to enforcement in accordance with the Pennsylvania Divorce Code of 1980, Act 26 of 1980, and any other applicable legislation.

Robert L. Walker, J.

Feb. 3, 1984 Notice Of Election To Retake Maiden Name filed. Diana M. Ormsbee To Be Known As Diana M. Archer

1983

Lawrence C. Bolla

139.

MARINE MIDLAND BANK

vs.

GEORGE H. GLANCY

Filed Feb. 16, 1983 ✓

Tax & entry Paid $35.50

Sheriff's Costs 21.95

Pro Co Pd 4-14-83 9.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 10, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO George H. Glancy personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-139, to him, on March 8, 1983, at 1:15 P.M., at his place of employment, at Telepost, Linesville, in the County of Crawford, the State of Pennsylvania.
So answers, E. Ralph Copeland, Ch. Dep. Sheriff
Howard N. Stewart, Sheriff

AND NOW, Apr. 14, 1983 @ 2:13 P.M., upon praecipe of Plaintiff's attorney with affidavit of notice of entry of judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the same is liquidated in the sum of Eight Hundred Sixty Dollars and Sixty-seven Cents plus interest from Feb. 15, 1983 and all costs of suit.

Debt $860.67 + Int. and conss

G-71
4-14-83 Judgment entered

JUDGMENT
James F. Simmons
Prothonotary

1983

Anthony J. Vardaro 140. **Bozic, Thomas & Johnson**	GERALD W. MUNSON vs. RUSSELL GRAHAM Filed Feb. 16, 1983 ✓ Tax & entry Paid $35.25 Rec'd 5/12/83 1500 ✓	APPEAL OF PLAINTIFF FROM JUDGMENT OF MAGISTERIAL DISTRICT 30-2-01 Feb. 17, 1983, Proof of Service filed. Feb. 24, 1983, Complaint filed. Feb. 25, 1983, Notice of Service of Interrogatories to Defendants (First Set) filed. **Mar 11, 1983 Interrogatories to Defendant (first set) filed.** **Mar. 11, 1983 Answer filed.** **Apr. 20, 1983 Plaintiff's Attorney files praecipe for reference to Arbitrators, whereupon the following Arbitrators are appointed:** **William B. Moore, Chairman** **~~James R. Irwin~~ M Dan Mason** **~~Theodore Watts~~ Lisa Youngs** May 4, 1983, Arbitrators take the Qualifying Oath. **Aug. 15, 1983 Upon Praecipe of Theodore Watts, Esq., his appointment to the Arbitrators is with-drawn and Lisa Youngs is appointed to the panel.** **Aug. 18, 1983 Upon Praecipe of James R. Irwin, Esq., his appointment to the Arbitrators is withdrawn and M. Dan Mason is appointed to the panel.** **Aug. 24, 1983 Decision of Arbitrators filed in which they find in favor of the Defendant and against the Plaintiff on all 4 counts of the Plaintiff's complaint.** **DECISION OF ARBITRATORS** **Aug. 25, 1983 Copies of Decision to Attys. Anthony Vardaro and John Bozic.**

Trespass - M.V.

Fuller, Kinnunen, Miller & Gamble
Gordon R. Miller

141.

Bozic, Thomas & Johnson

Fuller, Kinnunen, Miller & Gamble
Gordon R. Miller
for Add'l dft.

BARBARA A. WINDSCHMITT

vs.

SARAH E. CONSLA
William E. Windschmitt, Add'l Deft.

Filed Feb. 16, 1983

Tax & entry Paid $35.50
Pro Co Pd 8/5/83 - 15.00
Pro Co Pd 3-19-84 6.00

COMPLAINT

Mar. 30, 1983, Acceptance of Service of Complaint and Entry of Appearance of behalf of Defendant filed. AND NOW, this 21st day of March, 1983, I hereby accept service of the plaintiff's Complaint on behalf of the defendant by receipt of a true and correct copy thereof, and being authorized to accept service on behalf of the defendant.

I hereby enter my appearance as attorney for Sarah E. Consla, the above named defendant.

BOZIC, THOMAS & JOHNSON
By R. Charles Thomas, Attys
for defendant

Mar. 31, 1983 Original Defendant's Complaint filed.

Apr. 12, 1983, Appearance of Fuller, Kinnunen, Miller & Gamble, by Gordon R. Miller, attorneys for additional defendant filed.

10/17/83 Rec'd $160.00 from plff. atty. (Arbitration Appeal Fee)

Aug 5, 1983, Upon praecipe of defendant attorney, For reference to the Arbitrators, the following Arbitrators are appointed:

E. Max Weiss, Ch.
Richard W. Roeder
~~Louis Stack~~ Christina McCrea

Aug. 30, 1983 Arbitrator's take qualifying Oath.

Rec'd 10-24-83 $160.00 Viviano & Bolla for Co. Comm.

Sept. 16, 1983, Upon praecipe of Louis J. Stack, Esq. for withdrawal as an Arbitrator, said Louis J. Stack, withdrawn; and Christina McCrea, substituted in his place.

Sept. 28, 1983, Notice of Hearing before Board of Arbitrators filed.

Sept. 28, 1983, DECISION OF ARBITRATORS filed in which they find in favor of the plaintiff and agianst the defendant and additional defendant as follows:
Sarah Consla : 40%
William Windschmitt : $60%
Damages in the amount of $985.08, no interest.

DECISION OF ARBITRATORS

Sept. 28, 1983, copies of Decision to attorneys of record.

Oct. 17, 1983 Notice of Additional Defendant Attorney for Appeal Froma Award Of Board Of Arbitrators filed.

Oct. 17, 1983 Copies of notice of appeal mailed to Sarah E. Consla.

Oct. 17, 1983 Certificate Of Readiness filed.

Oct. 24, 1983 Motion For Consolidation of A.D. 1982-1112 with this case and Order filed. AND NOW, 10/24 1983 Granted. P Richard Thomas, J

Oct. 25, 1983 Copies of order to Gordon Miller and R. Charles Thomas.

ON FEBRUARY 1984 TRIAL LIST: No. 12

Feb. 6, 1984 Motion in Limine and Order filed: AND NOW, this 6 day of February, 1984, upon presentation of the foregoing motion, said motion is granted.

IT IS FURTHER ORDERED AND DECREED that Sarah E. Consla and her counsel are forbidden from introducing any evidence, making any reference, or asking any questions that would in any way infer or allude to the fact that the occupants of the Windschitt vehicle were taken to the city police station after the accident in question. Granted with consent of Pl.

P. Richard Thomas, Judge

Feb. 7, 1984 Copies of order to Gordon Miller, and R. Charles Thomas, Esq.

Feb. 10, 1984 Order filed. AND NOW, February 6, 1984, at the conslusion of all the testimony and before argument and charge, counsel for the plaintiff and the Court are in agreement that these two cases are so inter-related that the matter will be simplified for the jury by submitting only to them the case of Sarah E. Consla versus William E. Windschmitt, at A.D. 1982-1112, with instructions that their resolution of this case will also resolve the companion case of Barbara A. Windschmitt versus Sarah E. Consla and William E. Windschmitt, at A.D. 1983-141.

Counsel are in agreement that after the general charge on comparative negligence and a portion among tort-feasor as set forth in standard instructions 3.03A, the Court will design a verdict in which questions one through five are propounded and will instruct the jury to answer the questions and the Court then will mold and enter a verdict in accordance with the answers to their questions in view of the fact that the damages in both of the cases are stipulated by the parties and there is no dispute thereof.

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

Feb. 13, 1984 Copies of order to R. Charles Thomas and Gordon Miller.

Feb. 13, 1984 Copies of Consent Verdict give to Gordon Miller and R. Charles Thomas, Esqs.

Feb. 10, 1984 Consent Verdict filed: By stipulation, we agree that the verdict in Sarah E. Consla versus William E. Windschmitt, A.D. 1982 - 1112, is controlling of the issues in this case.

The jury having found in said case for the Defendant, William E. Windschmitt and having found that Sarah E. Consla was negligent and her negligence was a substantial factor in the damage to Plaintiff's automobile, we hereby stipulate that a verdict be entered in this case as follows:

In favor of Barbara A. Windschmitt and against Sarah E. Consla, Defendant, in the amount of $985.08

R. Charles Thomas, Esquire
Attorney for Defendant
Gordon R. Miller, Esquire
Attorney for Plaintiff

C-153

VERDICT APPROVED
P. Richard Thomas, Presiding Judge

Mar. 19, 1984 Upon Praecipp of Plaintiff's attorney this case is marked settled and discontinued of record.

Pepicelli, Pepicelli Watts & Youngs, PC
Alan Pepicelli
Emil M. Spadafore

142.

E. Max Weiss
Culbertson, Weiss, Schetroma & Schug

Alan Pepicelli
for John Demmler, Invol. Plff.

JOHN DEMMLER and SALLY A. DEMMLER

vs.

NATIONWIDE INSURANCE COMPANY

John J. Demmler, Jr.
Involuntary Plaintiff

Filed Feb. 16, 1983

Tax & entry Paid $30.50
5.00
Pro Co Pd 2/24/83
Pro Co Pd 2/24/83 6.00

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

May 26, 1983, Writ Reissued.

And Now, this 20th day of June, 1983, Service of a copy of this summons is accepted on behalf of the defendant. E. Max Weiss, Esq.

June 24, 1983, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, attorneys for defendant, filed.

June 24, 1983, Rule Entered Upon the Plaintiff, to File Complaint, Issued.

June 27, 1983 Service of Rule is accepted by Emil Spadafore Attoreny for the Plaintiff.

Aug. 11, 1983, Complaint in Assumpsit filed.

Aug. 31, 1983 Answer and New Matter filed.

Aug. 31, 1983 Complaint of Original Defendant, Nationwide Insurance Company, Against Involuntary Plaintiff filed.

Sept. 27, 1983 Acceptance Of Service filed. I, EMIL M. SPADAFORE, JR., Esquire, hereby accet service of the Complaint of Original Defendant, Nationwide Insurance Company, Against Involuntary Plaintiff, on behalf of the Plaintiff and Involuntary Plaintiff. Emil M. Spadafore, Jr.

Oct. 25, 1983 Plaintiff's Reply To New Matter filed.

Oct. 25, 1983 Preliminary Objections filed.

Oct. 31, 1983 Oral Deposition Of Sally Demmler taken Monday, October 24, 1983 filed.

July 30, 1984, Motion for Protective Order and Order filed. ORDER: AND NOW, to-wit, this 30th day of July 1094, upon consideration of the foregoing Motion of Emil M. Spadarore, Jr. Esquire, Attorney for Sally A. Demmler and Alan Pepicelli, Esq., attorney for JOhn J. Demmler, Jr., a Rule is granted upon Nationwide Insurance Complant to shwo cause why the Deposition should not be stayed until the Involuntary Plaintiff's pending Preliminary Objections are decided by this Court or until such time as the Court decides whether or not John J. Demmler, Jr. can testify against his wife, Sally A. Demmler in this civil matter.

All discovery stayed until further Order of Court.

This Rule is returnable for hearing on the 20th day of Aug., 1984, at 11:00 o'clock A.M. Robert L. Walker, J.

July 30, 1984, copies of order to Attys. Emil Spadafore

July 30, 1984 Appearance of Pepicelli, Pepicelli, Watts & Youngs, PC by Alan Pepicelli for Plaintiff filed.

Aug. 15, 1984 Appearance of Pepicelli, Pepicelli, Watts and Youngs, PC by Alan Pepicelli, Esq. for John J. Demmler, Jr. Involuntary Plaintiff filed.

Dec. 11, 1984, MEMORANDUM AND ORDER Filed. ORDER: AND NOW, December 11, 1984, the plaintiff's and involuntary plaintiff's Motion for Protective Order is denied without prejudice to the right of those parties to further object to the use of the deposition and/or the testimony of the involuntary plaintiff at the time of trial.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Dec. 12, 1984, copies of Memorandum and Order to Attys. A. Pepicelli, E. Spadafore and E. Max Weiss.

Oct. 31, 1985 Upon praecipe of Defendant Attorney this case is placed on the next available agrument list.

Oct. 31, 1985 Certificate of Service of Praecipe for Argument filed.

ON ARGUMENT LIST FOR DECEMBER 30, 1985

Dec. 27, 1985 Order filed. AND NOW, December 26, 1985, the argument originally scheduled for December 30, 1985 in the above matter, is rescheduled for January 27, 1986 Argument List at a time to be fixed. BY ORDER OF THE COURT, Robert L. Walker, J

Dec. 27, 1985 Copies of order to Emil Spadaford and E. Max Weiss

ON ARGUMENT LIST FOR JANUARY 1986

Feb. 5, 1986, Petition For Approval of Settlement of No-Fault Claims and Order of Court Filed. AND Now, this 5th day of February, A.D.,1986, in consideration of the facts alleged in the foregoing Petition, it is hereby ordered and decreed that leave is granted to the Plaintiff to compromise and settle the within litigation as follows:

A total sum of $5,000.00 will be paid by the Defendant to the Plaintiff and Plaintiff agrees to pay therefrom attorney's fees in the amount of $1,000.00. All sureties of record are discharged and Plaintiff is directed to execute Defendants's

1983

Release and to settle and discontinue the action of record.

By the Court:
P. Richard Thomas, J.

FEb. 24, 1986, Upon praecipe of plaintiff attorney, the above captioned case is marked discontinued of record.

143.

Ronald W. Folino

KERMIT DENNIS

vs.

T. R. WERTZ, JR. and
COLUMBIA GAS TRAMSMISSION
CORPORATION

Filed Feb. 17, 1983

Tax & entry Paid $35.25
Fee Rec'd 3/17/83 900

APPEAL OF DEFENDANT FROM JUDGMENT OF
MAURICE L. DICKSON, DISTRICT 30-3-40

Feb. 17, 1983, Rule to File Complaint Issued.

Feb. 22, 1983, Proof of Service filed.

AND NOW, Mar. 14, 1983 @ 11:36 A.M., Upon praecipe of Defendant's Attorney, judgment of Non Pros is hereby entered against the plaintiff for failure to file Complaint.

D-103

JUDGMENT OF NON PROS
James F. Simmons
Prothonotary

Judgment Entered 3-14-83

Shafer, Dornhaffer, Swick, Bailey & Irwin
Louis J. Stack
Gent, Thompson and Gent
Gary A. Iorfido

144.

Elderkin, Martin, Kelly, Messina & Zamboldi
William J. Kelly
for Bauers

VENANGO FEDERAL SAVINGS AND LOAN ASSOCIATION

vs.

RICHARD L. BAUER and WILLO V. BAUER
United States of America add'l dft.

Filed Feb. 17, 1983

Tax & entry Paid $35.50
Pro Co Pd 12-12-83- 6.00
Sheriff's Costs 25.00
Sheriff's Costs 48.75
Pro Co Pd 6/1/83- 9.00
Pro Co Pd 6/29/83 9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 398, page 766.

Mar. 1, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Richard L. Bauer personally, the within named defendant, by handing a true copy of the within Complaint in Action of Mortgage Foreclosure, AD 1983-144, to him, on Feb. 24, 1983, at 2:19 P.M., at his place of employment, Strout Realty, Titusville, Crawford Co., Pa.

SERVED AND MADE KNOWN TO Willo V. Bauer, personally, the within named defendant by handing a true copy of the within Complaint in Action of Mortgage Foreclosure, AD 1983-144, to her on Feb 24, 1983, at her place of employment, Strout Realty, Titusville, Crawford Co. Pa.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 4, 1983, Petition For Amendment of Complaint in Mortgage Foreclosure and Order of Court filed. ORDER OF COURT: AND NOW, this 4th day of April, 1983, it is hereby ordered and decreed that the Plaintiff is granted leave to amend its Complaint so as to name the United States of America as an additional defendant in the above captioned action of mortgage foreclosure.

By the Court,
Robert L. Walker, J.

Apr. 6, 1983, Copy of order to Atty. Iorfido.

Apr. 12, 1983, Amendment to Complaint in Mortgage Foreclosure filed. 2 copies (sheriff)

May 16, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Clifford Ziegler, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 26 day of April, 1983, at 2:15 P.M. he served Original complaint and Amendment to Complaint in Mortgage Foreclosure at AD 1983-144, Crawford Co., Pa., upon defendant US America at U.S. Post Office Room 633, Pgh. Pa. by making known the contents thereof to Mrs. Nemmer, Secretary and handing to and leaving with her the certified copy of the received from Crawford.

Eugene L. Coon, Sheriff
C. Ziegler, Deputy Sheriff

SERVED AND MADE KNOWN TO Richard L. Bauer, personally, the within named defendant by handing a true copy of the within Amendment to Complaint in Mortgage Foreclosure, AD 1983-144, to him, on May 4, 1983, at 11:55 A.M. at his place of residence, R.D.#4, Box 6, Oil Creek Township, Titusville, Crawford Co., Pa.

SERVED Willow V. Bauer, the within named defendant, by handing a true copy of the within Amendment to Complaint in Mortgage Foreclosure, AD 1983-144, to Richard Bauer, an adult member of the family with whom she resides, namely husband, on May 4, 1983 at 11:54 A.M., at their residence at R.D.#4, Box 6, Oil Creek Twp., Titusville, Crawford Co., Pa.

SERVED on the within named defendant, United States of America, by deputizing the Sheriff of Allegheny Co., Pa., as per his affidavit of service hereto attached. Served April 26, 1983.

SERVED by mailing by certified mail, April 13, 1983, a true and attested copy of the within Original Complaint in Mortgage Foreclosure and Amended Complaint in Mortgage Foreclosure, AD 1983-144, to the Attorney General of the United States, Washiggton, D.C., the return receipt being hereto attached and made a part of this return.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

June 1,1983, Affidavit of Plaintiff as to Last Known Address of Owners, filed.

And Now, June 1, 1983 at 3:14 o'clock P.M., upon praecipe of plaintiff attorney, judgment is hereby entered in favor of the plaintiff and against the defendants, Richard L. Bauer and Willo V. Bauer, in the amount of One Hundred Twelve Thousand Two Hundred Ninety Four and 68/100 Dollars, together with int. at rate of 14½% per annum, late charges of $52.41 per month, escrow charges of $30.62 per month from 2/2/83, for failure to file an answer.

Debt - - $112,294.68

B - 144, 204

JUDGMENT
James F. Simmons,
Prothonotary

6/1/83 - Judgment Entered.

June 2, 1983, Notices of Entry of Judgment mailed to defendants Richard L. Bauer and Willo V. Bauer.

And Now, June 29, 1983 at 2:54 o'clock P.M., Upon praecipe of plaintiff attorney, judgment is hereby entered against additional defendant United States of America, in favor of the plaintiff, for failure to answer; judgment entered in order to discharge the property from tax liens of the United States of America.

JUDGMENT
James F. Simmons,
Prothonotary

6/29/83 - Judgment entered.
U - 183

June 30, 1983, Notices of entry of judgment mailed to Office of Atty. Gen. Washington, D.C. and U.S. Atty. for West. District, Pittsburgh, Pa.

EXECUTION 1983 - 51

RECORD CONTINUED

ON PAGE 144A

1983

Continuation of AD 1983 - 144 (Venango Fed. vs. Bauer, U. S.)

Aug. 25,1983, Appearance of Elderkin, Martin, Kelly, Messina & Zamboldi, by William J. Kelly, attorneys for defendants Bauers filed.

Aug. 25, 1983, Petition of Richard L. Bauer and Willo V. Bauer to Strike and/or Open Default Judgment filed.

Aug. 25, 1983, Praecipe for Emergency Argument Listing filed.

Aug. 30, 1983 Rule To Show Cause filed. AND NOW, to-wit, this 29th day of August, 1983, uoon consideration of the foregoing Petition and on motion of Defendants Bauer, a Rule is granted upon Plaintiff, Venango Federal Savings and Loan Association, to show cause why the Defendants' request to open and/or strike Default Judgment should not be granted.
Rule returnable for argument the 26th day of Sept., 1983, in Court Room 2, Crawford County Court House, Pennsylvania at a time to be scheduled.

BY THE COURT,
Robert L. Walker, J

Aug. 31, 1983 Copies of order to Gary Iorfido and William Kelly.

Sept. 13, 1983 Answer To Petition Of Richard L. Bauer To Strike And/Or Open Default Judgment filed.

Sept. 26, 1983 Exhibits filed with papers.

Oct. 6, 1983 Upon praecipe for Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by Louis J. Stack for Venango Federal Savings And Loan Association filed.

Oct. 6, 1983, Transcript of Proceedings before Argument Court - Sept. 26, 1983, filed.

Oct. 27, 1983 Oral Deposition of Richard L. Bauer, Willo Bauer and Ronald R. Bauer filed.

Dec. 12, 1983, Upon praecipe of plaintiff attorneys, signed also by attorneys for defendants, above captioned matter marked settled and discontinued.

April 2, 1985, Excerpts from Oral Deposition of Richard L. Bauer filed.

144b

1983

Mason and Mason
Joan D. Mason

145.

THOMAS SHORTS

vs.

LUANN SHORTS

Filed Feb. 17, 1983

Tax & entry Paid $35.50 ✓
1 Count Paid 15.00 ✓
Pro Co pd 6/19/84 9.00 ✓
Pro Co Pd 8-14-84 5.00 ✓

COMPLAINT IN DIVORCE, CUSTODY & VISITATION

1 copy (atty)

Feb. 18, 1983, Counseling notices mailed.

Mar. 2, 1983, Affidavit of Service filed. I, Joan D. Mason, Esq. atty. for the plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Nov. 18, 1983, mail to the above defendant, Luann Shorts by Cert. mail #268 552 ret. receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Luann Shorts on Feb. 19, 1983, as indicated by the ret. receipt card which was returned to the office of the Plaintiff's atty. and is attached hereto. Joan D. Mason, ESq.

June 4, 1984, Affidavit of Consent of Plaintiff filed.

June 4, 1984, Affidavit of Consent of Defendant filed.

June 19, 1984 Agreement And Consent Court Order filed.

June 19, 1984 Upon praecipe of attorney for plaintiff for review under 201(c) of the Divorce Code, this case moved to court.

July 12, 1984 Order filed. And Now, this 12th day of July, 1984, upon consideration of the foregoing attached Agreement and Consent Court Order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order.

PER CURIAM.
Robert L. Walker, J.

July 12, 1984 Copy of Order given to Joan D. Mason, Esq.

July 12, 1984 DIVORCE DECREE FILED:

AND NOW, July 12, 1984, it is hereby ordered adjudged and decreed that the marriage heretofore existing between

THOMAS SHORTS AND LUANN SHORTS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Aug. 14, 1984 Notice of Election to Retake Prior Surname filed. To be known as Luann Smith.

1983

William T. Jorden

146.

4/14/83 Request check #3285 to William Jorden for $6.00 & forward to James F. Simmons Esq.

LINDA S. SHEARER

vs.

MARYLAND CASUALTY COMPANY

Filed Feb. 17, 1983 ✓

Tax & entry Paid $35.50

Pro Co Pd 3-28-83 5.00 ✓

Sheriff's Costs 24.75
Pro Co Pd 4-4-83 - $6.00 ✓

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 28, 1983 Petition for Settlement of Claim Under Section 106 of the Pennsylvania No Fault Motor Vehicle Insurance Act and Order filed: AND NOW THIS 28th day of March, 1983, upon presentation of the foregoing Petition and after hearing, the Court finds that the proposed settlement is in the best interest of the petitioner, that the petitioner understands and has consented to the settlement and that upon payment by Maryland Casualty Company of the sum of $2,500 plus costs of these proceedings, any and all claims of Linda S. Shearer, for no-fault benefits under the Pennsylvania No-Fault Motor Vehicle Insurance Act or under her insurance policy with Maryland Casualty Company, arising out of the injuries which she sustained as a result of the allergic reaction to an insect bite while a passenger in the motor vehicle on July 11, 1982, are discharged and terminated and the petitioner shall execute a general and final release in favor of Maryland Casualty Company, fully and completely discharging it from any further liability or obligation to the petitioner under the No-Fault Act or under her policy as a result of the above referred to incident.

Robert L. Walker, J.

Mar. 28, 1983 Copies of order to William Jorden, Esq.

Mar. 31, 1983 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

April 6, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Robert Knox, who being duly sworn according to law, deposes and says that on the 4 day of March, 1983, at 2:04 P.M., he served Complaint , filed at AD 1983-146, upon defendant Maryland Casualty Co., at Chamber Commerce Bldg., Pgh.,,Pa. by making known the contents thereof to Tom Abele claims manager and handing to and leaving with him the certified copy of the complaint received from Crawford.

Robert L. Knox, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED on the within named defendant, Maryland Casualty Co., by deputizing the Sheriff of Allegheny Co., Pa., as per his affidavit of service hereto attached. Served March 4, 1983.

So answers, Howard N. Stewart, Sheriff

Andrew J. Conner
Dunn & Conner

147.

R. Charles Thomas,

Robb, Leonard & Mulvihill
Dennis J. Mulvihill
ST Joint Venture

SCOTT SAVILLE and MARY SAVILLE

vs.

LUBINIECKI WELDING AND RADIATOR COMPANY
(see amendment below)

Filed and Issued
Feb. 18, 1983

Tax & entry Paid $35.50 ✓

Sheriff's Costs 14.75

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

Feb. 24, 1983 Sheriff's Return filed: SERVED Lubiniecki Welding and Radiator Company, the within named defendant company, on Feb. 22, 1983 at 2:57 P.M., by handing a true copy of the within Summons in Trespass and Assumpsit, AD 1983-147 at Route 102, Meadville, Crawford Co., Pa., the usual place of business of said defendantCompany, to Walter Lubiniecki, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

Mar. 9, 1983, Notice of Filing Interrogatories of plaintiff Scott Saville, filed.

Mar. 18, 1983, Complaint In Trespass filed. (Jury of Twelve Demanded)

Aug. 23, 1983 Notice Of Deposition of WALTER LUBINIECKI filed.

Aug. 10, 1984 Depositions of Walter D. Lubiniecki and Walter Lubiniecki filed.

Sept. 19, 1984 Notice of Deposition of Stanley Thompson and S.G. Thompson and Request For Production of Documents filed.

Sept. 21, 1984 Requests For Production Of Documents Directed To Defendant, Old Mountain Gas, Inc. filed (See papers filed at A.D. 1983 - 428).

Sept. 25, 1984 Request For Production Of Documents Directed To Plaintiffs filed. (papers at A.D. 1983 - 428)

Sept. 25, 1984 Request For Production Of Documents Directed To The Western Company Of North America filed. (papers at A.D. 1983-428)

Sept. 25, 1984 Objections To Plaintiffs' Request For Production Of Documents filed. (papers at A.D. 1983-428)

Sept. 25, 1984 Notice Of Deposition of Barry Rookey and Richard Rowell filed.

Sept. 25, 1984 Notice of Deposition of Custodian of Records of the Western Company of North America filed. (Paper at A.D. 1983-428)

***** Sept. 17, 1984 Motion For Consolidation For Discovery, Pre-Trial and Trial filed. (papers at A.D. 1983-428)

Sept. 27, 1984 Order filed. AND NOW, September 25, 1984, argument on consolidation is hereby set for October 22, 1984, at 2:30 P.M. in Courtroom No. 1. (paper at A.D. 1983 - 428)
BY ORDER OF THE COURT,
P Richard Thomas P.J.

Sept. 28, 1984 Copies to Andrew Conner and R. Charles Thomas

Nov. 27, 1984, Amended Motion for Consolidation for Discovery, Pre-Trial, and Trial, filed.

Nov. 27, 1984, Consolidation Order filed. AND NOW, November 26, 1984, in accord with the criteria of R.C.P. 213, the court hereby consolidates the above three cases for all purposes and all pretrial and trial proceedings will proceed as if the cases were one case.
BY ORDER OF THE COURT,
P. Richard Thomas,
P.J.

Nov. 27, 1984, copies of order to Attys. Andrew Conner, R. C. Thomas, and Theodore O. Struk, and dft. St. Joint Venture 1981B, c/o Old Mountain Gas, Inc. Pleasantville, Pa.

Dec. 11, 1984 Motion To Amend Caption and Order filed. AND NOW, to-wit, this 11 day of Dec., 1984, it is hereby Ordered, Adjudged and Decreed that the caption in the above matter be amended ro read:

Scott Saville and Mary Saville
vs.
Lubiniecki Welding & Equipment Company, A Partnership, And Walter D. Lubiniecki And Mark Andrew Lubiniecki, Individulas And As Partners Of Lubiniecki Welding & Equipment Company

P Richard Thomas, J

Dec. 11, 1984 Copies to Andrew Conner and R. Charles Thomas

Dec. 24, 1984 New Matter Pursuant To PRCP 2252(d) Directed Against Lubiniecki Welding And Radiator Company And St. Joint Venture 1981B filed.

Jan 21, 1985 Appearance of Robb, Leonard & Mulvihill by Dennis St., J. Mulvihill, Esq. for St. Joint Venture 1981B filed.

Feb. 27, 1985, Request for Production of Documents filed on behalf of dft. Old Mountain Gas, Inc., filed.

Feb. 27, 1985, Notice of Deposition of Frank Davidson filed.

Feb. 27, 1985, Notice of Deposition of Barry Rookey filed.

Feb. 27, 1985, Notice of Deposition of Philip Kirkpatrick filed.

CONTINUED ON PAGE 537

1983

Joseph C. Barnhart 148.	FARLEY L. FENTON and NANCY RABE FENTON, husband and wife vs. KENNETH A. STERLING Filed Feb. 18, 1983 Tax & entry Paid $35.50 Sheriffs Costs 22.75 **Pro Co Pd 5/20/83-6.00**	COMPLAINT IN ASSUMPSIT 1 copy (sheriff) Feb. 25, 1983, Sheriffs Return filed. SERVED Kenneth A. Sterling the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1983 - 148, to Heather Sterling, an adult member of the family with whom he resides, namely daughter, on Feb. 24, 1983, at 2:38 P.M. at their residence, at Main St., Hydetown, in the County of Crawford, the State of Pennsylvania. So answers, Edgar D. Householder, Dep. Sheriff Howard N. Stewart, Sheriff **May 20, 1983, Upon praecipe of plaintiff attorney, above captioned matter settled and discontinued of record.**

1983

Dana R. Fales, Esq.
Inc.
Dana R. Fales

149.

Bozic, Thomas & Johnson
Bruce M. Johnson

UTILITY CONSTRUCTORS, INC.

vs.

GROSSMAN INSURANCE GROUP, INC.

Filed Feb. 18, 1983 and Issued.

Tax & entry Paid $35.50

Sheriff's Costs 14.75

and Answers thereto filed.

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

Feb. 24, 1983 Writ Returned: SERVED Grossman Insurance Group, Inc., the within named defendant, by handing a true and attested copy of the within Summons in Trespass and Assumpsit, AD 1983-149, at 1012 Water St., Meadville, Crawford Co., Pa. to Brenda Bacon, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 7, 1983 Notice of Service of Interrogatories filed.

Mar. 25, 1983, Appearance of Bozic, Thomas & Johnson, by Bruce M. Johnson, attorneys for defendant filed.

May 25, 1983, Interrogatories Direct to Defendant

Culbertson, Weiss, Schetroma & Schug
William Walker
150.

William T. Jorden

DONALD J. MUGRIDGE

vs.

JOHN D. & HENRY O. WIMER
and Randy Wimer

Filed and Issued
Feb. 18, 1983

Tax & entry Paid $35.25
Sheriff's Costs $20.75
Pro Co Pd 7/15/83- 15.00
Pro Co Pd 3/21/84 9.00

APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT MAGISTRATE WENDELL A. BENNETT

Feb. 18, 1983, Rule to File Complaint Issued.

Feb. 25, 1983, Proof of Service filed.

Mar 14, 1983 Complaint filed.

Apr. 22, 1983, Preliminary Objections of defendants filed.

May 6, 1983 Amended Complaint filed. 3 copies (atty).

May 12, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Randy Wimer personally the within named defendant by handing a true copy of the within Complaint In Trespass and Assumpsit, No A.D. 1983-150, to him, on May 10, 1983, at 4:22 P.M., at his place of residence, at 104 Cussewago Street, Apartment C, Springboro, in the County of Crawford, State of Pennsylvania.

So answers,

E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

May 27, 1983, Acceptance of Service filed. And Now, this 26th day of May, A.D., 1983, I William T. Jorden, Esquire, do hereby accept service on behalf of the Defendants, John D. Wimer and Henry O. Wimer.

William T. Jorden, Esquire

June 14, 1983, Answer To Plaintiff's Amended Complaint filed.

July 15, 1983, Upon praecipe of plaintiff attorney, For Reference to the Arbitrators, the following Arbitrators are appointed:

R. Charles Thomas, Ch.
William Pineo
Curtis E. Blystone

Aug. 15, 1983 Arbitrators take Qualifying Oath.

Oct. 20, 1983 Motion For Continuance and Order filed. AND NOW,THIS 20th day of October, 1983, upon consideration of the foregoing motion for continuance, the arbitration in the above captioned matter shall be continued,until the next earliest date at which said arbitration hearing csn be rescheduled. It shall be the obligation of the defendant's counsel to reschedule same. Must be rescheduled before Dec. 1, 1983

P Richard Thomas, J

Oct. 24, 1983 Copies of order to William Walker, William Jorden and Board of Arbitrators.

Nov. 14, 1983 Upon praecipe for Withdrawal. You are requested to withdraw R. Charles Thomas, Esquire, as Chairman of the Board of Arbitrators in the above entitled case and substitute John J. Bozic, Jr., Esquire, as said Chairman of the Board of Arbitrators; the said John H. Bozic, Jr. being willing to do so.

R. Charles Thomas

Nov. 15, 1983 Decision of Arbitrators filed in which they find in favor of the Plaintiff and against the Defendants, John D. Wimer and Henry O. Wimer on Count I of the Complaint in the sum of $500.00 plus interest thereon at 6% from September 15, 1981, plus costs and on Count II of the Complaint in favor of the Defendants.

Amount $500.00 + interest and costs

W-92, 82

DECISION OF ARBITRATORS

Nov. 15, 1983 Copies of Decision given to Atty. Walker and Atty. Jorden.

And Now, Mar. 21, 1984 at 11:13 o'clock A.M., upon praecipe of plaintiff attorney, Judgment is hereby entered on the above Decision of the Arbitrators, in the amount of Five Hundred and 00/100 Dollars, plus interest at six percent from Sept 15, 1981, plus costs.
(Against John & Henry Wimer, dfts. only)
Judgment entered - Mar. 21, 1984

Debt - - $500.00
Int. from Sept. 15, 1981
JUDGMENT
James F. Simmons,
Prothonotary

W - 92, 82

EX1984-28

Blystone & Blystone
Peter E. Blystone

151.

Shafer, Dornhaffer, Swick, Bailey & Irwin
Paul D. Shafer, Jr.

PENNBANK

vs.

JAMES E. GAULT and
RUTHEA S. GAULT

Filed Feb. 22, 1983

Tax & entry Paid $35.50

Sheriff's Costs 14.75
Pro Co pd 2-23-84 9.00

Assumpsit

COMPLAINT IN ACTION REQUIRED BY SECTION 407 OF ACT NO. 6 OF 1974, P.S. SECTION 407

2 copies (sheriff)

Mar. 4, 1983 Sheriff's Return filed: SERVED James E. Gault, the within named defendant, by handing a true copy of the within Complaint in Action Required by Section 407 of Act No. 6 of 1974, 41 P.S. Section 407, No. A.D. 1983-151, to Marsha Gault, an adult member of the family with whom he resides, namely daughter, on Feb. 25, 1983 at 3:41 P.M., at their residence, 420 Sunnyside Ave., Meadville, Crawford Co., Pa.

SERVED Ruthea S. Gault, the within named defendant by handing a true copy of the within Complaint in Action Required by Section 407 of Act No. 6 of 1974, 41 P.S. Section 407, No. AD 1983-151, to Marsha Gault, an adult member of the family with whom she resides, namely daughter, on Feb. 25, 1983 at 3:40 P.M., at their residence, 420 Sunnyside Ave., Meadville, Pa. Crawford Co., Meadville, Pa.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 10, 1983, Answer, New Matter and Counterclaim filed. JURY TRIAL DEMANDED.

June 3, 1983, Plaintiff's Reply To Defendants' New Matter And Answers To Defendants Counterclaim filed.

Sept. 1, 1983, Certificate of Readiness filed.

ON OCTOBER 1983 TRIAL LIST: NO. 12

Sept. 26, 1983 Motion For Continuance filed.

Sept. 27, 1983 Order filed. AND NOW, September 26, 1983, motion for continuance filed by the defendant is conditionally granted and counsel are notified that a jury will be picked at the November Criminal Term to specially try the civil case and the Prothonotary is directed to attach to the November criminal list of trial list containing this case.

BY ORDER OF THE COURT,
P Richard Thomas, J

Sept. 29, 1983 Copies of order to Peter Blystone, Paul Shafer and Clerk of Courts.

Nov. 14, 1983 Transcript Of Proceedings of the deposition of James E. Gault filed.

ON FEBRUARY 1984 TRIAL LIST: No. 4

Feb. 21, 1984 Stipulation And Joint Motion and Order filed. AND NOW, this 21st day of February 1984, upon presentation of the foregoing Stipulation and Joint Motion, Judgment is hereby entered in faovr of the Plaintiff, Pennbank, and against the Defendants, James E. Gault and Ruthea S. Gault, in the sum of $94,446.86, with interest on said amount from December 1, 1981 at six per cent (6%) per annum, and said Judgment shall merge with the Confessed Judgment entered at D.S.B. 1980-1269, and said Confessed Judgment is hereby conformered to the Judgment hereby entered so that the debt owing on the Confessed Judgment upon the entry of this Order shall be $94,446.86 with interest on said amount from December 1, 1981, at six per cent (6%) per annum.

The Court finds that the Judgment hereby entered is not a mortgage obligation subject to the provisions of Act No. 91 of 1983, Homeowners Emergency Assistance, insofar as said judgment relates to the property described in Exhibit D attached to the Plaintiff's Complaint, and execution on the Judgment hereby entered may be issued at any time and said property sold at Sheriff's Sale without regard to said Act in accordance with the applicable law and rules relating to execution sales of real estate.

Robert L. Walker, J

Feb. 21, 1984 Copies of order to Peter Blystone and Paul Shafer.

(See DSB 1980 - 1269)

Gen.

Bozic, Thomas &
Johnson
Bruce M. Johnson

152.

Beuze Barrett

3/21/84 Received $160.00 Arbitrators fee from defendant atty.

4-5-84 Recd $160.00 from Crawford County Comm. Victor Lobaugh

DAVID D. CAPEHART

vs.

HAROLD E. ALLEN and
MARY ALLEN, his wife

Filed Feb. 22, 1983

Tax & entry Paid $35.50

Sheriff's Costs 18.75
Arb. Pd. 9-8-83 15.00

COMPLAINT IN TRESPASS

2 copies (sheriff)

Mar. 1, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Harold E. Allen, personally, the within named defendant, by handing a true copy of the within Complaint in Trespass, AD 1983-153, to him on Feb. 28, 1983 at 10:50 A.M., at his place of residence, R.D.#3, Conneaut Lake, Crawford Co., Pa.

SERVED Mary Allen, the within named defendant, by handing a true copy of the within Complaint in Trespass, AD 1983-152, to Harold E. Allen, an adult member of the family with whom she resides, namely husband, on Feb. 28, 1983, at 10:50 A.M., at their place of residence, R.D.3, Conneaut Lake, Crawford Co., Pa.

So answers, E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 11, 1983 Answer filed.

Apr. 15, 1983, Counterclaim of Defendants filed.

June 17, 1983 Answer to Defendants' Counterclaim filed.

Sept. 8, 1983 Plaintiff's Attorney filed praecipe for reference to Arbitrators, whereupon the following arbitrators are appointed:

Paul D. Shafer, Jr., Chairman
Louis D. Musica
Emil Spadafore, Jr.

Sept. 29, 1983 Arbitrators take qualifying oath.

Feb. 21, 1984 Decision Of Arbitrators filed. In which they find AND NOW, the 21 day of Feb., 1984, we the undersigned Arbitrators chosen in this case, after having been duly sworn and having heard the evidence and allegations of the parties find for the Plaintiff and against the defendants in the amount of $1,165.61 plus costs and any applicable 238 damages. Find against the defendants on their counterclaim.

A- 213-214 DECISION OF ARBITRATORS

Feb. 21, 1984 notice given to attys for plaintiff and defendant.

Mar. 21, 1984 Notice Of Appeal of Attorney for Defendant Froma Award Of Board Of Arbitrators filed.

Mar. 21, 1984 Copies given to Atty Johnson and mailed to Plaintiff

R. Charles Thomas
Bozic, Thomas & Johnson

153.

Fuller, Kinnunen, Miller & Gamble

Gordon R. Miller
for dft.

JO ANN BARNARD

vs.

RONALD O. BARNARD

Filed Feb. 22, 1983 /

Tax & entry Paid $35.50 /
Pro Co Pd 2/24/83 45.00 /
Pro Co pd 8/11/88 9.00

COMPLAINT IN DIVORCE, DIVISION OF MARITAL PROPERTY, PERMANENT ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES AND COSTS

1 copy (atty)

Feb. 23, 1983, Counseling notices mailed.

Mar. 23, 1983 Answer filed.

May 27, 1983, Plaintiff's Inventory filed.

June 14, 1983, Plaintiff's Income and Expense Statement filed.

Aug. 24, 1983 Defendant's Answers to Plaintiff's Interrogatories to Defendant filed.

Oct. 24, 1983, Petition for Special Relief of Defendant, and Order filed. ORDER: AND NOW, this 24 day of October 1983, upon presentation of the foregoing petition, a Rule is hereby entered upon the respondent, Jo Ann Barnard, to show cause, if any she has, why the prayer of the petition should not be granted and the lady's diamond ring referred to in said petition returned to the petitioner.

Said Rule shall be returnable for hearing and/or argument on the 10 day of Nov. 1983, at 3:30 o'clock P.M., in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

In the meantime, the respondent is enjoined from disposing of the diamond ring referred to in the petition and is further enjoined from doing any act which would damage, destroy, harm or dissipate said asset.

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

Oct. 25, 1983, copies of order to Attys. R. Charles Thomas, and Gordon Miller.

Nov. 15, 1983 Order filed. AND NOW, November 10, 1983, at the time set for hearing, counsel argues their positions to the Court. Defendant's counsel believes the Court should resolve the issue of whether the ring is or is not marital property and counsel for the plaintiff takes the posture that this matter can be resolved after full testimony before the Master and the disappointed party can take exceptions to the Master's report, and if necessary, additional testimony could be heard before the Court to resolve this issue.

The Court believes that the best procedural resourse to protect both parties is to require the plaintiff to surrender the ring for safe keeping to the Prothonotary's Office, allow the defendnat to inspect the same to ascertain it is the same ring to which his petition was addressed and upon ultimate resolution by a Master or by the Court on exceptions, the ring would be distributed in accord with the ultimate factual finding as to whether or not it was marital property.

Accordingly, on or beofre November 16, 1983, she shall surrender the ring and get a receipt thereof from the Prothonotary. Within one (1) week thereafter, the defendant may personally appear at the Prothonotary's Office and ask for inspection of the ring to make certain it is the same ring addressed in his petiton and return the same forthwith to the Prothonotary.

The ring shall remain in the custody of the Prothonotary until ultimate resolution of its disposition by final divorce decree or special Order of Court.

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

Nov. 16, 1983 Copies of order to R. Charles Thomas and Gordon Miller, Esqs.

Nov. 22, 1983, Defendant's Income and Expense Statement filed.

Dec. 5, 1983 Motion For Scheduling of Hearing and Order filed. AND NOW, December 4, 1983 Hearing set for Dec. 29, 1983 at 9:30 A.M. Robert L. Walker, J

Dec. 5, 1983 Copies of order to R. Charles Thomas and Gordon Miller.

Dec. 29, 1983 Defendant's Inventory And Appraisement Filed Under Rule 1920.233 filed.

Jan. 4, 1984 Order filed. AND NOW, DECEMBER 29, 1983, after hearing, the defendant is ordered to pay the sum of $50.00 per week as Alimony Pendente Lite through the Domestic Relations Office of Crawford County beginning with his next regular pay and continuing through April 30, 1984.

The defendant is ordered to pay the sum of $300.00 in counsel fees through his counsel to counsel for the plaintiff, one pay of $150.00 to be made on or before January 15th and the balance on or before February 15, 1984.

The Court reserves the right to make further orders concerning the adjustment of counsel fees if some additional recommendation is made by the Master or other application made to the Court.

BY ORDER OF THE COURT,
Robert L. Walker, J

Jan. 4, 1984 Copies of order to R. Charles Thomas and Gordon Miller. and Domestic Relations.

Jan. 18, 1984 Affidavit of Consent for Defendant filed.

Oct. 15, 1985 Affidavit Of Consent of Plaintiff filed.

Oct. 15, 1985 Motion For Appointment Of Master In Divorce and Order filed. AND NOW, Oct. 28, 1985, James R. Irwin, Esquire is appointed Master in respect to the following claims: Equitable Dist., Permanent Alimony, Counsel Fees.

Deposit required: by Plaintiff $200.00; By Defendant $500.00.

PER CURIAM,
Robert L. Walker, J

Oct. 29, 1985 Copies of order to R. Charles Thomas, Gordon Miller and James Irwin

11/21/83 Atty R. Charles Thomas deposits ring. (safe)

11/17/85 Rec'd #200.00 from plaintiff

11/20/85 Rec'd #500.00 from defendant.

10/2/87 Check to Court Reporter Melina Fumera #70.00 - #4233.

1/6/88 Paid #55.00 To Ann McDonald Steno Fee Check #4335

9/1/88 Paid #575.00 Ck #4684 To James Irwin Master

9/16/88 Rec'd #225.00 from dft.

Check #4702 9/16/88 Paid #225.00 to James Irwin Master

9/19/88 Rec'd #225.00 from plff.

Check #4783 9/19/88 Paid 225.00 to James Irwin, Master

Continued on page 536

Joseph Kulwicki

154.

WINONA McCLAIN

vs.

WORTHY OTIS McCLAIN

Filed Feb. 22, 1983

Tax & entry Paid $35.50 ✓
2 Counts paid 30.00 ✓
Rec'd 8/5/85 5.00 ✓

COMPLAINT IN DIVORCE, DIVISION OF PROPERTY, CUSTODY AND VISITATION

1 copy (atty)

Feb. 23, 1983, Counseling notices mailed.

Mar. 4, 1983, Affidavit of Service filed. Debra A. Calvin, being duly sworn according to law, deposes and says that she is an employee of Joseph F. Kulwicki attorney fro the plaintiff, and as such, on Feb. 28, 1983, she placed a cert. copy of the divorce complaint in the above matter in the U. S. mail, cert. mail item no. 800996, restricted delivery, deliver to addressee only, addressed as follows:

Worthy Otis McClain, R. D. #4, Cutter, Rd.,
Meadville, Pa. 16335

On March 3, 1983, the signature card for cert. mail item nu. 800996 was returned to the office of Jos. F. Kulwicki, bearing the signature of the defendant as having received same on Mar. 2, 1983.

The receipt and signature card for cert. mail item no. 800996 are attached hereto and made a part hereof.

Further deponent sayeth not. Debra A. Calvin.

July 29, 1985 Petition to Withdraw and Discontinue Action and Order filed: AND NOW, July 29, 1985, Granted.

BY THE COURT,
P. Richard Thomas, J.

July 30, 1985 Copies of order to Joseph Kulwicki, Esq.

1983

Fuller, Kinnunen, Miller & Gamble
Ann Hansen Gamble

155.

Oliver J. Lobaugh

LOIS CRISMAN

vs.

ROBERT CRISMAN

Filed Feb. 22, 1983

Tax & entry Paid $35.50
Pro Co pd 4/17/86 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Feb. 23, 1983, Counseling notices mailed.

Mar. 2, 1983, Affidavit of Mailing Complaint Under Pa. R.C.P. 1124(b) filed: ANN HANSEN GAMBLE, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practive law in the Commonwealth of Pennsylvania and that on February 23, 1983, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to Route 4, Centerville, Pennsylvania 16404, the Defendant's last known address. The said receipt being attached hereto.
Ann Hansen Gamble

Mar 11, 1983 Appearance of Oliver J. Lobaugh, Esq. for Defendant filed.

Mar. 20, 1986, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

Mar. 26, 1986 Affidavit Of Mailing Complaint Under PA. R.C.P. No. 1124(b) filed. ANN HANSEN GAMBLE, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on March 12, 1986, she sent a copy of the Plaintiff's affidavit under section 201(d) of the divorce code to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to, Robert Crisman, Route 5, Meadville, PA 16335, the Defendant's last known address, the said receipt being attached hereto.
Ann Hansen Gamble

Apr. 17, 1986 Upon praecipe of Plaintiff Attorney For Review Under Section 201(d) of Divorce Code, this case moved to court.

May 9, 1986 **d i v o r c e d e c r e e f i l e d .**

AND NOW, May 8, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

L O I S C R I S M A N and R O B E R T C R I S M A N

is hereby dissolved and the parties are hereby divorced and all legal duties rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

Peterson & Gula
Richard A. Peterson

156.

GREENVILLE STEEL CAR FEDERAL CREDIT UNION

vs.

ROBERT B. MILLARD, JR.
FAITH M. MILLARD

Filed and Issued
Feb. 22, 1983

Pro Simmons Paid	$ 15.00
Plff on orig.	6.50
Sheriff's Costs	23.95
Pr. Co pd. 8-3-83	5.00

WRIT OF REVIVAL

of

DSB 260 Feb. Term 1978

Dated..... February 22, 1983
Debt.....$2,571.71
Int. from.....February 22, 1983
M - 141, 61.....JUDGMENT

James F. Simmons,
Prothonotary

Mar. 1, 1983, Sheriff's Return filed: SERVED Robert B. Millard, Jr., the within named defendant by handing a true copy of the within Writ of Revival, AD 1983-156 to Robert E. Millard, an adult member of the family with whom he resides, namely son, on Feb. 28, 1983 at 11:23 A.M., at their residence, Box 5, Adamsville, Crawford Co., Pa.

SERVED Faith M. Millard, the within named defendant by handing a true copy of the within writ of Revival, AD 1983-156, to Robert E. Millard, an adult member of the family with whom she resides, namely son, on Feb. 28, 1983 at their residence, Box 5, Adamsville, Crawford Co., Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

FOR SATISFACTION SEE D.S.B. 260 FEB. 1978.

157.

FIRST NATIONAL BANK
OF PA. (Erie)

vs.

LEONARD W. RETTBERG
PHYLLIS RETTBERG

Filed Feb. 22, 1983

Pro Simmons Paid $9.00
Plff on orig 6.50
Sat Pd 8-2-86 5.00

AGREEMENT TO REVIVE
of
DSB 617 May Term 1978

The undersigned hereby agrees that the judgment entered on 7/17/78 to 617 May Term 1978 be revived and the lien continued and authorizes the Prothonotary to enter and index a judgment of revival in the amount of $25,000.00 plus costs.

Dated..... Feb. 9, 1983
Debt.....$25,000.00
R - 105, 135....JUDGMENT
James F. Simmons, Pro.

Aug. 29, 1986 This Judgment Satisfied. (see paper filed)

158.

ORDER TO SELECT JURORS

for

APRIL CIVIL TRIAL TERM
1983

Filed Feb. 22, 1983

COURT OF COMMON PLEAS ORDER TO SELECT JURORS

ORDER FOR NINETY (90) QUALIFIED PERSONS TO COME AND SERVE FOR TRIALS COMMENCING SECOND MONDAY IN APRIL 1983- 9:30 A.M.

Apr. 22, 1983, Writ Returned. I do hereby make return that I have summoned the 90 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 Monday, April 11, 1983.
So answers, Howard N. Stewart, Sheriff

The schedule hereto attached is a correct list of the above Jurors drawn by us.
Howard N. Stewart, Sheriff
Lucile Kean, Jury Commissioner

Harry Faber White

159.

Mason & Mason

SCOTT F. KNIELING

vs.

JANETTE F. KNIELING

Filed Feb. 22, 1983

Tax & entry Paid $35.50
Pro Co Pd 4-29-83 45.00
Pro Co pd 2/17/84 9.00

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

Feb. 24, 1983, Counseling notices mailed.

Mar. 7, 1983 Affidavit of Service filed: HARRY FABER WHITE, II, ESQ., Attorney for the plaintiff, Scott F. Kneiling, in the above captioned matter, being duly sworn according to law deposes and says that he served the Notice to Plead and Complaint Under Section 201(c) of the Divorce Code upon the Defendant, Jannette F. Kneiling, by certified mail, return receipt requested, on February 24, 1983 at the defendant's address, R.D.2, Saegertown, Pennsylvania, 16433. The defendant's acceptance of the same is attanced hereto.

Harry Faber White II

Apr. 29, 1983 Counterclaim filed. (Service Accepted by Harry White, Esq.) (Equitable Distribution, Wife Support, Alimony etc., Custody)

Jan. 17, 1984 Affidavit Of Plaintiff Under Section 201(c) of the Divorce Code filed.

Feb. 8, 1984 Affidavit of Consent of Defendant filed.

Feb. 17, 1984 Upon praecipe to transmit record- Section 201(c) of the Divorce Code, this case moved to court

Mar. 16, 1984 Agreement and Consent Court Order and Order Filed: Order: And Now, this 15th day of March, 1983, upon consideration of the foregoing Agreement and Consent Court Order entered into between the parties, an Order is hereby entered in accordance with the terms of the above Agreement and Consent Court Order.

PER CURIAM.
Robert L. Walker, J.

March 16, 1984 DIVORCE DECREE FILED:

AND NOW, Mar. 15, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SCOTT F. KNIELING AND JANETTE F. KNIELING

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

The Agreement and Consent Order entered into between the parties and attached hereto as Exhibit "A", which contains the disposition of certain marital property and child related ancillary issues, all of which have been raised by appropriate counter claim of the defendant, isshereby entered as final order in the case and all matters covered therein.

By Order of the Court,
Robert L. Walker, J.

Herbert Butcher 160.	QUAKER STATE OIL REFINING CORPORATION vs. WEAVER CONTRACTING, INC. Filed Feb. 22, 1983 Tax & entry Paid $30.50 Prs Co Bd 3/10/83 5.00 Sheriff's Costs 17.75	COMPLAINT IN ASSUMPSIT 1 copy (sheriff) Mar 1, 1983 Sheriff's Return filed: SERVED Weaver Contracting, Inc., the within anmed defendant, on Feb. 28, 1983, at 11:03 A.M., by handing a true and attested copy of the within Complaint AD 1983-160 at R.D.#2, Conneaut Lake, Crawford Co., Pa., the usual place of business of said defendant, to Mr. William R. Weaver, the person for the time being in charge thereof. So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff

1983

Theodore H. Watts Pepicelli & Pepicelli 161 John F. Spataro	THEODORE G. ERNST and ELSIE K. ERNST, his wife vs. JENNIE T. GRINNELL Filed Feb. 22, 1983 Tax & entry Paid $35.50 Sheriff's Costs 12.75	COMPLAINT IN EJECTMENT 1 copy (sheriff) (Jury Trial Demanded) Feb. 28, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Jennie T. Grimell personally, the within named defendant, by handing a true copy of the within Complaint in Ejectment, AD 1983-161, to her on Feb. 25, 1983, at 4:25 P.M., at her place of residence, 1118 Park Ave., Meadville, Crawford Co., Pa. So answers, E. Ralph Copeland, Chief Deputy Sheriff Howard N. Stewart, Sheriff Mar 25, 1983 Answer to Complaint in Ejectment and New Matter filed.

Fuller, Kinnunen, Petruso & Gamble
~~John D. Petruso~~ Heth Law
~~Emil M. Spadafore~~

162.

Prather, Prather & Pinoe by William Pineo

ROBERT H. LITTLE

vs.

JANICE Y. LITTLE

Filed Feb. 22, 1983

Tax & entry Paid $35.50

2 Counts Pd 10/11/83 30.00
William Peters, Master

Pro Co pd 3/6/91 30.00

Pro Co Pd 3/20/91 30.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

Feb. 24, 1983, Counseling notices mailed.

Sept. 26, 1983 Answer, Counter Claim And New Matter filed.

Sept. 26, 1983 Petiton For Alimony Pendante Lite, Counsel Fees And Costs and Draft Order filed. AND NOW, Sept. 26, 1983, upon consideration of the within Petition, a rule is hereby granted upon ROBERT H. LITTLE, Plaintiff herein, to show cause, if any he should have, why the relief requested should not be granted. This rule is returnable and for hearing and argument on the 26th day of October, 1983, in Court Room 1 or 2, at 9:30 A.M.

By the Court,
Robert L. Walker, J

Sept. 27, 1983 Copies of order to Emil Spadafore and William Pineo.

Oct. 24, 1983, Motion to Continued Hearing and order filed. ORDER: NOW, this 10/24, 1983, upon consideration of the above motion, same is hereby granted and this matter is hereby continued until Nov. 29, 1983, at 10:00 a.m. in Court room 1.

By the court,
P. R. Thomas,
Judge

Oct. 25, 1983, copies of order to Attys. Emil Spadafore and Wm. Pineo.

*** See Below**

Nov. 30, 1983 Order filed. AND NOW, November 29, 1983, after review of the earnings of the parties and the expenses of the parties, the Court orders alimony pendente lite commencing with the month of November, 1983, and running for a period of five (5) months unless extended by Court Order for justifiable cause as follwws: The plaintiff, as he has agreed, will continue to make and pay from his own account the following monthly expenses: Mortgage payment, $151.00; gas bill for the property on Beverly Drive in the amount billed; a joint account due Horne's at the rate of $35.00 per month; the monthly Culligan soft water bill and bills for tha salt to replenish the system; and the homeowners policy on the Beverly Drive property. In addition, the plaintiff will pay commencing with the month of November 1983, alimoney pendente lite in the sum of $200.00 per month directly to his wife in two payments of $100.00 each, payable each month except November, payable on the first and 15th of every month. The payment for the month of November of $200.00 shall be paid $100.00 forthwith and the balance by December 10, 1983.

This Order shall be in effect regarding alimony pendente lite for the months of November, December, January, February, and March. Alimony will be continued only upon further Order of Court beyond March 31, 1984.

In addition, the plaintiff is required to pay counsel fees in the amount of $400.00 to counsel for the defendant, with $200.00 to be paid by January 15, 1984 and another $200.00 by February 15, 1984. This Order for payment of attorney fees is made without prejudice to the right of the Master or the Court to allocate total counsel fees in such manner as is deemed equitable in the final divorce decree.

BY ORDER OF THE COURT,
P Richard Thomas, PJ

*** Nov. 30, 1983 Copies of order to Emil Spadafore and William Pineo.**

*** Nov. 29, 1983 Plaintiff's Budget information filed.**

Nov. 29, 1983 Defendants income and expense statement required by Pa. R.C.P. 1920.31 filed.

Dec. 7, 1983 Plaintiff's Inventory And Appraisement filed.

Feb. 27, 1984, Petition For Extension of Alimony Pendente Lite and order filed. ORDER: AND NOW, Feb. 27, 1984, upon consideration of the within Petition, a rule is hereby granted upon Robert H. Little to show cause why the relief in said petition should not be granted. This rule is returnable and for hearing and argument on the 8 day of March, 1984, at 11:00 A.M. in Court Room 1 of the Crawford County Courthouse, Meadville, Pa.

By the Court,
P. Richard Thomas, J.

Feb. 27, 1984, copies of order to Attys. Emil Spadafore and William Pineo.

Mar. 7, 1984 Motion for Continuance and Order filed: And now, 3-7-84, Reset Apr. 3, 1984 at 3 P.M.-Present alimony order to continue 'til hearing.

P.R. Thomas, J.

Mar. 7, 1984 Copies of order to Emil Spadafore and William Pineo, Esqs.

Mar. 19, 1984 Petition for Citation for Contempt and Order filed: AND NOW, March 16, 1984, hearing set for April 3, 1984, at 3:00 P.M., with other matters heretofore set for hearing at that time.

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

Mar 19, 1984 Copies of order to Emil Spadafore and William Pineo, Esqs.

Mar. 30, 1984 Affidavit Of Service filed. Sandra Winans, being duly sworn according to law, deposes and says that she is the secretary to Emil M. Spadafore, jr., Esquire, Attorney for the Plaintiff in this action and certifies that on Febraary 24, 1983 she delivered to the Post Office in Meadville, Pennsylvania for delivery to Janice Y. Little at 738 Beverly Drive, Meadville, Pennsylvania 16335, by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in Divorce in this matter for which deponent received at that thime receipt for certified article no. P 256 480 890 which is attached hereto as Exhibit "A". Thereafter on February 26, 1983, it was returned to Emil M. Spadafore, Jr., Esqurie, return receipt card bearing the same number and signed by Janice Y. Little, said return receipt card being attached hereto as Exhibit B

Sandra Winans

Continued on Next Page

11/6/87 Recd $100.00 From Defendant

8/1/88 Recd $400.00 From Atty Pineo

2/20/91 Paid $500.00 To William F. Peters Ch# 6040 Partial Master Fee

3/20/91 Recd $104.03 From Defendant

12/4/91 Paid $104.03 To Wm F Peters, Master Fee Ch # 6541

Apr. 2, 1984 Application for Special Relief and Order filed: AND NOW, this 2 day of April, 1984, upon consideration of the within application, a rule is hereby granted upon Janice Y. Little, Defendant herein, to show cause if any she should have why the relief requested should not be granted.

This rule is returnable for a hearing on the 3rd day of April, 1984, at 3:00 o'clock in Court Room no 1 or 2.

By the Court,
P. Richard Thomas, J.

Apr. 2, 1984 Copies of order to Emil Spadafore and William Pineo, Esqs.

Apr. 5, 1984 Order filed. AND NOW, April 3, 1984, the matter is back before the Court on several related items. It appears that the defendant wife will not file a consent to a no-fault divorce, and accordingly, counsel for the plaintiff advises the complaint will be amended to allege the grounds of indignities. The Court directs said amendment to be made within twnety (20) days of this date.

In regard to the petition for extension of Alimony Pendente Lite beyond the month of March previously awarded in an order of November 29, 1983, the Court extends alimony payments with the following modification: It appears that $1,000.00 of alimony is due to date and that $550.00 has been paid, leaving a balance of $450.00. The court cancels $100.00 of said alimony payment, making a balance due of $350.00. Commencing with the month of April, 1984, Alimony Pendente Lite is reduced to the sum of $100.00 per month, plus an additional $50.00 to apply on the $350.00 arrearages heretofore established until the arrearages are paid in full.

In regard to the petition for Citation for Contenpt for failing to pay counsel fees, the Court has examined the financial statements of the plaintiff and refuses to adjudge him in contempt because of the inability to find a willful and deliberate contempt after reviweing the expenses for the household previously ordered as part of an alimony payment and his own living and debt expenses.

Accordingly, the plaintiff shall pay to counsel for the defendant alimony in the sum of $100.00 on or before May 15, 1984. The balance of $300.00 in counsel fees shall be paid upon ultimate divorce and division of marital property between the parties as a debt due the defendant wife by Court order.

In regard to the plaintiff's petition for Special Relief in the nature of requiring the defendant to file an inventory and appraisement, the Court grants said petition and directs that the inventory and appraisement of the defendant wife be filed within ten (10) days of this date.

In reducing the alimony payments, the Court intends that the plaintiff continue to pay the household expenses set forth in a previous Alimony Pendente Lite order.

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

Apr. 6, 1984 Copies to Emil Spadafore and William Pineo.

Dec. 4, 1985 Certification Of Service of Interrogatories filed.

Dec. 11, 1985 Notice Of Service Of Interrogatories To Defendants filed.

June 16, 1986, Interrogatories to a Party and Answers Thereof, filed.

June 18, 1986, Certificate of Service of Interrogatories Upon Plaintiff, filed.

July 28, 1986, Defendant's Motion for Sanctions for Failure to File Answers to Interrogatories, and Order filed. ORDER: AND NOW, this 28th day of July 1986, upon consideration of the foregoing Motion of the Defendant for Sanctions for failure to file Answers to Intertogatories, a Rule is hereby granted upon the Plaintiff to Show Cause why the relief prayed for should not be granted.

This Rule returnable for argument and hearing at 11:00 A.M. Aug. 5, 1986 at Courtroom No. 1.

Per Curiam,
P. Richard Thomas, J.

July 28, 1986, copies of order to Attys. E. Spadafore, W. Pineo.

July 30, 1986 Answers To Interrogatories To A Party filed.

Aug 4, 1986 Defendant's Motion to Withdraw Defendant's Motion for Sanctions for Failure to File Answers to Interrogatories and Order filed: AND NOW, this 4th day of August, 1986, upon consideration of the within Motion, the same is hereby granted.

By the Court,
Robert L. Walker, J.

August 5, 1986 Copies of order to Emil Spadafore, and William Pineo, Esqs.

Nov. 19, 1986 Motion to Bifurcate Action and Order filed: AND NOW, this 19th day of November, 1986, upon consideration of the within motion, a hearing is hereby set on same for the 12th day of Dec., 1986, at 9:30 A.M. in Court Room 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

By the Court,
Robert L. Walker, Judge

Nov. 21, 1986 Copies of order to Emil Spadafore and William Pineo, Esqs.

Nov. 19, 1986 Motion to Amend Answer, Counterclaim and New Matter and Order filed: AND NOW, this 19th day of November, 1986, after consideration of the foregoing Motion, the same is hereby allowed.

By the Court, Robert L. Walker, J.

Nov. 21, 1986 Copies of order to William Pineo and Emil Spadafore, Esqs.

Nov. 26, 1986, Amended Answer, Counterclaim, and New Matter filed.

Nov. 26, 1986 Affidavit of Service of Affidavit of Defendant/plaintiff filed.

Nov. 26, 1986, Affidavit of Service of Motion to Bifurcate, Motion to Amend Answer, Counterclaim and New Matter and Order and Amended Answer, New Matter and Counterclaim, upon plaintiff filed.

Continued on Page 162 b

162
B

_____TERM

Robert H. Little vs. Janice Y. Little A.D. 1983 - 162

Dec. 12, 1986 Motion To Withdraw Motion For Bifurcation and ORder filed. AND NOW, December 12, 1986, after consideration ofthe foregoing MOtion, the same is hereby granted and the Defendant's Motion To Bifurcate the above-referenced divorce case is hereby deemed to have been withdrawn.

By the Court:
Robert L. Walker, J

Dec. 15, 1986 Copies of order to Emil Spadafore and William Pineo

Feb. 27, 1987 Petition For Citation For Contempt and Order filed. AND NOW, this 27th day of Feb., 1987, upon consideration of the foregoing Petition for Citation, a Rule is hereby granted upon the plaintiff, Robert H. Little, to show cause, if any he may have, why the prayer of siad petition should not be granted.

THis rule is returnable and for hearing on the 24 day of April, 1987, at 1:30 p.m., in courtroom . By the Court:
Robert L. Walker, J

Mar. 2, 1987 Copies of order to Emil Sapdafore and William Pineo

Feb. 27, 1987 Petition To Modify and ORder filed. Upon consideration of the within petition, a Rule is hereby granted uponthe plaintiff, Robert H. Little, to show cause if any he may have, why the prayer of said petition should not be granted.

This rule is returnable and for hearing onthe 24th day of April, 1987, at 1:30 p.m. courtroom 1. By the Court
Robert L. Walker, J

Mar. 2, 1987 Copies of order to Emil Spadafore and William Pineo

Apr 7, 1987 Motion for Contininuation and Order filed: AND NOW, this 6th day of April, 1987 upon consideration of the within motion, the same is hereby granted and the hearing's now scheduled on the defendant's petition for citation for contempt and her petition to modify are hereby continued to the lst day of May, 1987 at 1:30 p.m. in Courtroom 1 or 2.

By the Court,
P. Richard Thomas, J.

April 8, 1987 Copies of order to Emil Spadafore and William Pineo, Esqs.

Apr. 24, 1987 Motion For General continuance and ORder filed. AND NOW, this 24 day of April, 1987, upon consideration of the foregoing motion, the same is hereby granted and the hearings onthe defendant's petition for citation for contempt and petition to modify alimony pendente lite order which hearings are now set for Friday, May 1, 1987, are continued generally. To be reset on motion of either party. By the Court,
P. Richard Thomas, J

Apr. 29, 1987 copies of order to Emil Spadafore and William Pineo

July 7, 1987 Affidavit of Defendant/Plaintiff in Counterclaim under Section 201(d) of the Divorce code filed.

July 10, 1987 Affidavit of Service of Affidavit of Defendant/Plaintiff in Counterclaim under Section 201(d) filed: William Pineo, Esquire, hereby certifies that on July , 1987 he served the Plaintiff/Defendant in Counterclaim with the Affidavit of Defendant/Plaintiff in Counterclaim under Section 201(d) by regular mail addressed to Robert H. Little, 1335 Laural Drive, Meadville, Pa. 16335.

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

William Pineo, Esq.
Attorney for Defendant

Oct. 7, 1987 Defendant's Inventory And Appraisement filed.

Oct. 9, 1987, Certificate of Service of Motion for Appointment of Master filed.

Oct. 9, 1987, Motion for Appointment of Master filed.

ORDER APPOINTING MASTER: AND NOW, Oct. 15, 1987, WILLIAM F. PETERS, is appointed master in respect to the following claims:

Alimony,
Distribution of Property
Counsel fees, costs and expenses

Deposit required: By the plaintiff: $400.00 By Defendant: $100.00

By The Court,
Robert L. Walker, Judge

Oct. 16, 1987, copies of order to Attys. Emil Spadafore, William Pineo, and William Peters.

Oct. 16, 1987 Motion To Withdraw Appearance and Order filed. AND NOW, this 16 day of October, 1897, upon consideration of the within Motion, leave is granted for Emil M. Spadafore, Jr., Esquire, to withdraw as counsel for Robert H. Little in the above-captioned matter.

BY THE COURT,
P. Richard Thomas, J

Oct. 19, 1987 copies of order to William Peters, Emil Spadafore and William Pineo

Nov. 16, 1987 Certification of Service filed. AND NOW, comes William Pineo, Esquire and certifies that on November 6, 1987 he served true and correct copies of the Orde rof October 15, 1987 appointing Willaim F. Peters to be the Master in the above referenced Divorce case by regualr mail, postage prepaid addressed to Robert H. Little 1335 Laurel Drive, Meadville, Pennsylvania 16335, the last known address of the daid Robert H. Little.

This Certification is made unde penalties of 18 Pa. C.S.A. 4509 relating to unsworn falsification to authorities.

William Pineo

Continued on the next page (162c)

Aug. 1, 1988 Petition For Citation For Contempt and Order filed. AND NOW, this 1 day of Aug., 1988, upon consideration of the foregoing Petition for Citation for Contempt, a Rule is hereby granted upon the Plaintiff, Robert H. Little, to show cause, if any he may have, why the prayer of said petition should not be granted.

This rule is returnable and for hearing on the 8 day of Sept., 1988 at 10:30 a.m. in Courtroom 1 or 2.

By the Court,
P. Richard Thomas, J

Aug. 1, 1988 Copies of order to Emil Spadafore, William Peters and William Pineo

Aug. 11, 1988 Upon praecipe of Emil Spadafore, esq. attorney for plaintiff his appearance is hereby withdrawn in the above-captioned matter

Aug. 30, 1988 Proof fo Service of Citation for Contempt filed.

Sept. 9, 1988 Order filed. AND NOW, September 8, 1988, at the time set for hearing on the defendant's petition for citation for contempt for nonpayment of alimony pendente lite, the Plaintiff having acknowledged that the allegation that no payment has been made since February 1985 is accurate, although he alleges that that was done at the request of the defendant, a fact which she may well wish to dispute, and it further appearing tha tthe matter has been referred to a Master and a Master's hearing is scheduled for September 9, 1988, the issue as to the amount of alimony pendente lite still is due is hereby referred to the Master to be disposed of along with all other issues that have been referred to the Master , including an interpretation of Judge Thomas' order of April 3, 1984, as to the length of time alimony pendente lite was due.

It further appearing that a Master was appointed in October of 1987 and the Order required the Plaintiff to deposit $400.00 andthe defendant $100.00 as security for payment of Master's fees and expenses, and the Plaintiff failed to make his deposit, which funds have been deposited by the Defendan tin order to obtain a Master's hearing, the Plaintiff is hereby required to reinburse the Defendant for the $400.00 deposited onhis behalf forthwith, andhe is remanded to the custody of the Sheriff until that reimbursement is made.

BY ORDER OF THE COURT,
Robert L. Walker, J

Sept. 13, 1988 Copies of order to William Pineo and William Peters

Sept. 15, 1988 Appearance of Fuller, Kinnunen, Petruso & Gamble by John D. Petruso for Plaintiff filed.

Sept. 23, 1988 Testimony of Master's Hearing filed.

April 7, 1989, Motion for Continuance and order filed. ORDER OF COURT: And now, Sept. 28, 1988, Request for Continuance Approved.

William Peters, Master

April 7, 1989, MASTER'S REPORT filed. (report of attorney; 1 transcript and exhibits)

Apr. 14, 1989 Plaintiff's Exceptions To Master's Report filed.

Apr. 17, 1989 Defendant's Exceptions To Master's Report filed.

Apr. 17, 1989 Plaintiff's Additional Exceptions To Master's Report filed.

Oct. 30, 1989, Upon praecipe of defendant attorney, plaintiff's and defendant's exceptions placed on next Argument List.

ON ARGUMENT LIST FOR NOVEMBER 1989

Feb. 7, 1991 Memorandum filed.

Feb. 7, 1991 **D I V O R C E D E C R E E F I L E D .**

and now, February 7, 1991, it is ordered and decreed that Robert H. Little, Plaintiff and Janice Y. Little, Defendant, are divorced from the bonds of matrimony and the following order relates to economic matters is hereby entered:

1. The real estate ofthe parties which was marital property has already been liquidated and the proceeds disposed of in accordance with an agreement of the parties which disposition is hereby incorporated inthis decree by reference.
2. The tangible personal property of the parties which was marital property has been divided between the parties by mutual agreement and that disposition is incorporated herein by reference.
3. The plaintiff failed to pay the required alimony pendente lite beginning in April of 1985 and the amount of arrearages to November, 1989, is calculated at $5,500.00 which the plaintiff shall pay to the defendant within ninety (90) days of the date of this decree. The request to find the plaintiff in contempt of court for failure to pay is denied, but the Court reserved the right to re-examine the contempt question in the event this order is not complied with.
4. The defendant is granted permanent alimony in the amount of $200.00 per month for a period of 24 months beginning thirty (30) days after the date of this decree.
5. The expenses and fees of the Master and stenographer shall be paid 63-½ percent by the plaintiff and 36-½ percent by the defendant, provided, however, that this shall not affect the original deposit of $500.00 which remains with the prothonotary which was paid in a different percentage, and which amount shall be credited against the Master's fees and expenses as ultimately approved by the court.
6. The plaintiff shall pay to the defendant an amount equal to 63-½ percent ofthe attorneys fees and expenses reflected by Exhibit 25 ofthe Master's hearing, said payment to be made within ninety (90) days of the date of this decree.
7. The plaintiff shall reimburse the defendant for 63-½ percent of all counsel fees and expenses incurred after the date reflected by Exhibit 25, the amount of such fees and expenses to be reached by agreement of the parties, or if no such agreement is possible, then upon application of either party by further order of court.
8. The Defendant is awarded an interest in the plaintiff's benefits under the Retired Plan for Salaried Employees and Hourly Rated Foremen of Channellock, Inc. and the plaintiff's benefits under the Channellock, Inc. Employees Stock Ownership Plan upon a formula to be incorporated into a Qualified Domestic Relations Order acceptable to the administrator or administrators of said plans and to be signed as a supplement to this decree.

The marital property component of both plans shall be calculated by using a beginning date of April 23, 1973, the date of plaintiff's employment by Channellock, Inc., a separation date of November 26, 1982, and an ultimate date as of the normal retirement date of the plaintiff under said plans. The marital property portion of the plaintiff's benefits under said plans is awarded 63.5 percent to the defendant and 36.5 percent to the plaintiff. Defendant 's counsel shall prepare the appropriate Qualified Domestic Relations Order, furnish copies of the same to plaintiff's counsel and obtain approval of the administrator or administrators of said plans, and then present the same to the court for signature and filing as a supplemental decree.

The Qualified Domestic Relations Order shall provide that the defendant shall be entitled to exercise all options available to the plaintiff as to her portion of the plan. BY THE CURT Robert L. Walker, SJ

Continued on the next Page 162D

ROBERT H. LITTLE

vs.

JANICE Y. LITTLE

Record continued from page 162 C

of record

.A.D. 1983 - 162

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Feb. 20, 1991 Motion For Payment of Master's Fee and Expenses and Order filed.
AND NOW, this 15th day of February, 1991, upon presentation and consideration of the foregoing Motion, it is her eby Ordered and decreed that:
1. The Prothonotary is directed to release the $500.00 currently on deposit to the Master, william F. Peters, Esquire, in partial payment of the fees and costs advanced by the Master in this divorce.
2. The Plaintiff, Robert H. Little is directed to deposit the additional sum of $180.07 with the Prothonotary within fifteen (15) days from the date ofthis Order.
3. The Defendant, Janice Y. Little is directed to deposit the additional sum of $104.03 with the Prothonotary within fifteen (15) days from the date of this Order.
4. Upon receipt ofthe monies by Plaintiff and Defendant set forth in paragraphs 2 and 3 of this Order, the Prothonotary is directed to release same to the Master, William F. Peters, esquire, in full satisfaction ofthe Master fees and costs advanced by the Master in this divorce.
2 copies atty.
BY THE COURT,
Robert L. Walker, J

Mar. 6, 1991 Notice Of Appeal To Superior Court of Pennsylvania by Plaintiff Attorney, the order relating to economic matters dated Feb. 7, 1991.

Mar. 20, 1991 Notice Of Appeal of Court Order of February 7, 1991 By Defendant Attorney To Superior Court of Pennsylvania filed.

Apr. 3, 1991 Notice of Appeal Docketing Docket No. 00488PGH91 filed.

Apr. 3, 1991 Notice of Appeal Docketing Docket No. 00559PGH91 filed.

June 28, 1991 Petition to Enforce Economic Provisions of Divorce Decree and Order filed: NOW, June 28, 1991, upon consideration of the foregoing Petition, a hearing is set for July 23, 1991 at 3;30 p.m. in Courtroom 1 or 2, of the Crawford County Courthouse, Meadville, Pennsylvania.
Per Curiam,
Gordon R. Miller, J
July 2, 1991 Copies of order put in Attys Pineo and Petruso's boxes.

July 9, 1991 Certification of Service of Petition to Enforce Economic Provisions and Order filed.

July 22, 1991 Reply of Plaintiff to Defendant's Petition to Enforce Economic Provisions of Divorce Decree filed.

July 29, 1991 Memorandum and Order filed: AND NOW, July 29, 1991, the Prothonotary is ordered and directed to enter judgment in favor of the defendant and against the plaintiff in the amount to be determined at a hearing to be held on the 23rd day of August, 1991 in at 10:30 o'clock a.m. in Courtroom No. 2 of the Crawford County Courthouse.
In addition, at that hearing the Court will receive and consider evidence and legal authorities on the defendant's request for a wage attachement.
Judgment entered - 7/30/91
L - 145
BY THE COURT,
Gordon R. Miller, P.J.
JUDGMENT
James F. Simmons,
Prothonotary
July 30, 1991 Copies of order put in Attys Petruso and Pineo's boxes.

July 30, 1991, Petition of Plaintiff, Robert H. Little for Supersedeas Pending Appeal and Order filed. ORDER: AND NOW, July 19, 1991, upon consideration of plaintiff's petition for supersedeas a rule to show cause is hereby granted and directed to the defendant to show cause, if any she has why security int he amount of $15,177.37 should not be required to permit a supersedeas in this case.
Said rule is returnable for hearing and/or argument on the 23rd day of August 1991 at 10:30 a.m. in Courtroom No. 2 of the Crawford County Courthouse.
BY THE COURT,
Gordon R. MIller, p.J.
July 31, 1991 copies to Attys. Petruso and Pineo.& W. Peters.

Aug. 27, 1991 ORDER filed. AND NOW, Aug. 26, 1991, upon consideration of plaintiff's petition for supersedas, it is hereby ORDERED that the petition is granted and that the appeal taken by the plaintiff in the above captioned case shall operate as a supersedas, provided that a bond be entered by the plaintiff in the sum of $15,177.37, with security as provided by Rule of Appellate Procedure 1734, which bond shall be filed with the court within ten (10) days of the date of this order.
Aug. 27, 1991 Copy of Order given to Attys. Wm. Pineo, Wm. Peters and John Petruso.

Jan. 31, 1992 Certificate of Contents of Remanded and notice of Remand returned from Superior Court of Pennsylvania filed. (Original record, two Transc ripts along with Superior Court OPinion and Judgment Order)

Jan. 31, 1992, OPINION AND ORDER filed. ORDER: AND NOW, this 23 day of dec. 1991 it is ordered as follows: Decree Affirmed.
Before Wieand, Kelly and Popovich JJ

Jan. 31, 1992, OPINION AND ORDER filed. ORDER: AND NOW, this 23 day of Dec. 1991 it is ordered as follows: Decree Affirmed.
Before Wieand, Kelly and Popovich JJ

Nov.13, 1992 Motion to Withdraw Appearance Previously Entered on behalf of Plaintiff and Order filed. AND NOW, November 10, 1992 the motion is granted and John D.Petruso, Esquire is granted leave to withdraw as counsel of record for Robert H. Little, Plaintiff, herein.
BY THE COURT
Gordon R. Miller, J.
Nov. 13, 1992 Copy of Order to Attys.Petruso, Pineo and Peters.

Continued to Page 162 E

Robert H. Little
vs
Janice Y.Little

Record continued from page 162 D
of record
A.D. 1983 - 162

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Dec. 30, 1992 Motion to enter Qualified Domestic Relations Order as a supplemental divorce decree and Qualified Domestic Relations Order filed. AND, Now this 30 day of December, 1992, it is appearing to the Court that:

1. The parties hereto were formerly husband and wife, having been divorced on February 7, 1991 by this court at the above number:

2. Robert H. LIttle, Social Security Number 171-30-7606, hereinafter referred to as plaintiff, is a participant in the Retired Plan for Salaried Employees and Hourly Rated Foreman of Channellock, Inc. , and in the Channellock, Inc., Employees Stock ownership Plan.

3. By Divorce Decree dated February 7, 1991, this court awarded an interest in said plans to Janice Y. Little, defendant herein. A true and correct copy of said divorce decree is attached hereto as Exhibit "A", and paragraph eight (8) thereof is incorporated herein by reference.

4. Plaintiff's current and last known mailing address is Box 421, Saegertown,PA 16433.

5. Defendant's current and last known mailing address is 104 Village Lane, Greensboro, NC 27409

6. The administrator of the aforesaid plans is Channellock, Inc., 1306 South Main Street, Meadville, PA 16335-0519.

IT IS ORDERED, ADJUDGED, AND DECREED that:

1. With respect to the Retirement Plan for Salaried Employees and Hourly Rated Foreman of Channellock, Inc., the defendant's marital property share shall be treated as follows:

A. Pre-Retirement Death Benefit

Janice Y. Little, defendant herein shall be treated as the surviving spouse for death benefits under the provisions of the Employee Retirement Income Security Act of 1974, as amended, to the extent of her interest as determined hereinafter. The value of Janice Y. Little's interest in the Pre-Retirement Death Benefit shall be equal to 63.5 percent of that portion of the total present value of the Pre-Retirement Death Benefit which shall bear the same ratio to the total present value as 115 months bears to the number of months from April 23, 1973 to the date of death of Robert H. Little, plaintiff herein. Janice Y. Little shall be entitled to receive her Pre-Retirement Death Benefit in any option form available under the plan for the surviving spouse, except that no form of survivor annuity shall be permitted.

B. Post-Retirement Benefit

Janice Y. Little shall have the option of selecting her benefits starting date as any date from September 15, 2000, to September 15, 2005, provided however that in no event shall her benefits starting date be later than participant'sactual retirement date. As of her benefits starting date, Janice Y. LIttle shallcease to be entitled to any pre-retirement death benefit, and shall be entitled to receive a benefit whose present value shall equal 63.5 percent of that portion of the present value of the participant's retirement benefit which shall bear the same ratio to the total present value as 115 months bears to the number of months from April 23, 1993 to her benefits starting date. Janice Y. Little shall be entitled to select an optional form of benefit available to participant, except that no form of joint and survivor annuity shall be permitted.

2. The defendant's share of the Channellock, Inc., Stock Ownership Plan shall be treated as follows:

Upon acceptance of this Qualified Domestic Relations Order (QDRO), Janice Y. LIttle's interest in the Channellock, Inc., Ecmployees Stock Ownership Plan (ESOP) shall be segregated and shall experience the same earning rate as the participant's account until the date of her distribution under the terms of this QDRO. The value of the alternate payee's interest in the ESOP shall be equal to 63.5 percent of that portion of the total present value of participant's account which shall bear the same ratio to the total present value as 88 months bears to the number of months from August 1, 1975, to the acceptance date of this QDRO. Alternate payee shall be entitled to receive the amount of her interest in the ESOP at any time and in any form available under the plan, except that no form of survivor annuity shall be permitted.

3. Janice Y. Little will promptly notify the plan administrator of any change in her address from that which was set forth above in this order.

4. It is intended that this order shall qualify as a Qualified Domestic Relations Order under the Retirement Equity Act of 1984. The court retains jurisdiction to amend this order as might be necessary to establish or maintain its status as a Qualified Domestic Relations Order under the Retirement Equity Act of 1984.

By the Court,
Anthony J.Vardaro, Judge

Dec. 31, 1992 Copy of Order to Attys. Pineo and Peters.

1983

David R. Devine 163.	THOMAS FORTUNA vs. HAZEL LOCKE Field Feb. 23, 1983 ✓ Tax & Entry Paid $35.25	APPEAL OF PLAINTIFF FROM JUDGMENT OF DISTRICT MAGISTRATE ROBERT J. LEONHART **Feb. 28, 1983 Proof of Service of Notice of Appeal and Rule to File Complaint filed.** May 3, 1983, Upon praecipe of plaintiff's attorney, this case is discontinued. ✓

164.

NORTHWEST BANK

vs.

ROBERT PLAVSITY
VIRGINIA PLAVSITY

Filed Feb. 23, 1983
@ 2:28 o'clock P.M.

Pro Simmons Paid $15.00
Plff on orig. 6.50
Sheriff's Costs 20.75

WRIT OF REVIVAL

of

DSB 262 FEBRUARY TERM 1978

Dated..... February 23, 1983
Debt.....$3,193.80
Int. from.....Feb. 15, 1978
" P. - 141, 161 - JUDGMENT
James F. Simmons, Pro.

(Issued - Sheriff)

Mar. 10, 1983 Sheriff's Return filed. SERVED BY mailing by certified mail, February 23, 1983, a true and attested copy of the within Writ of Revival, to Robert Plavsity, at P.O. Box 4311, Hampton, Virginia, the return receipt being hereto attached and made a part of this service.

SERVED AND MADE KNOWN TO Virginia Plavsity personally the within named defendant by handing a true copy of the within Writ of Revival, to her, on March 4, 1983, at 11:34 A.M., at her place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.

So answers,

Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

1983

Christina McCrea
Shafer, Dornhaffer, Swick, Bailey & Irwin

165.

DEBRA J. JONES

vs.

RICHARD LEE JONES, JR.

Filed Feb. 23, 1983

Indigent filing
Tax Paid 2/28/83- $.50

(Divorce)

PETITION BY INDIGENT PARTY
UNDER PA. R.C.P. 1920.62

2 copies (atty)

ORDER;
AND NOW, this 22 day of February, 1983, upon consideration of the within Petition, Debra J. Jones is hereby relieved of the obligation to pay the costs of pursuing her claim in divorce, and is granted leave to proceed as an indigent party in forma pauperis. Reserving the right to impose costs on the defendant.

BY THE COURT,
Robert L. Walker, J.

Feb. 24, 1983, copy of order to Atty. McCrea.

Feb. 28, 1983, Complaint in Divorce, Division of Property, Support of Minor Children, Custody and Visitation of Minor Children, Counsel Fees, filed. 1 copy (atty)

June 22, 1983, Affidavit filed. I, CHRISTINA McCREA, ESQUIRE, after being duly sworn according to law, depose and say that I an the attorney of record for DEBRA J. JONES, and that as such, I am authorized to execute this Affidavit that I did, on the 1st day of March, 1983, send by Certified Mail, Return Receipt Requested, Addressee Only, to RICHARD LEE JONES, JR, a true and correct copy of the Divorce Complaint file at the above term and number, at his last known address of PO Box 654 Main St., Conneaut Lake, PA-16316, as evidenced by the attached sender's receipt No: 499 255, and that on the 20th day of June, 1983 I contacted the Conneaut Lake Post Office requesting the return receipt for same. Service can be verified on or before March 5th, 1983, however, no receipt can be located. An affidavit of the Defendant may be obtained if requested by the Court.

Christina McCrea

June 22, 1983, Affidavit of Consent for Plaintiff filed.

June 22, 1983, Affidavit of Consent for Defendant filed.

June 22, 1983, Agreement between DEBRA J. JONES & RICHARD LEE JONES,JR. filed.

June 22, 1983, Upon Praecipe of Attorney for Plaintiff for Review Under 201(c) of the Divorce Code, this case moved to court.

June 30, 1983 DIVORCE DECREE FILED:

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 § 201(c) of the Pennsylvania Divorce Code.

2. EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION: This Decree provides that the marital property of the above named parties shall be divided in accord with a Separation and Property Settlement Agreement dated February 28th, 1983, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term.

3. CHILD SUPPORT: The parties hereto have arranged for child support payments pursuant to the Recommendations filed on July 22nd, 1982 at DR 1982-326.

4. CHILD VISITATION AND CUSTODY: This Decree provides that custody of the minor children of the parties hereto, JOSHUA ADAM JONES and KELLY MARIE JONES, shall remain with the Mother. Husband shall have liberal visitation rights, consistent with a private agreement between the parties setting as a minimum for visitation of at lease one (1) day per week giving at least twenty-four (24) hours notice to Wife.

5. A copy of the Separation and Property Settlement Agreement of the parties, dated February 28th, 1983, 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 number and term.

6. No other matters or causes of action provided under the Pennsylvania Divorce Code Act No. 1980-26 are reserved by either of the parties.

This Order shall be effective as of this 28th day of June, 1983.

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

1983

Bozic, Thomas &
Johnson
David P. Truax

166.

CAROLYN M. ACHTERMAN

vs.

ERNEST F. ACHTERMAN

COMPLAINT IN DIVORCE, DIVISION OF PROPERTY, ALIMONY PENDENTE LITE, COUNSEL FEES & COSTS, PERMANENT ALIMONY

1 copy (atty)

Filed Feb. 23, 1983

Tax & entry Paid $35.50
3/4 Counts Paid 60.00
3/11/83 Refund $15.00 Overpayment mark
Pro.Co.Pd.10-4-85 9.00

Feb. 28, 1983, Counseling notices mailed.

May 9, 1983, Complaint Reinstated.

May 17, 1983 Affidavit of Service of Complaint in Divorce filed: DAVIE P. TRUAX, Esquire, being duly sworn according to law, deposes and says that on May 9, 1983, he sent a true and correct copy of the Complaint in Divorce and Notice to Defendaand Claim Rights, filed in the above action, to the Defendant, Ernest F. Achterman, by Certified Mail No. P 342 269 984, postage prepaid, restricted delivery, return receipt requested. Said Complaint in Divorce was mailed to the Defendant at R.D.#3, Conneautville, Pa 16406, the Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing date of delivery as May 10, 1983.

David P. Truax

3/15/83 rec'd $15.00 overpayment of costs in the above case.
David P. Truax
atty for Plaintiff

Aug. 19, 1985 Motion to Amend Caption and Order filed: And now, August 19, 1985, Granted.

Robert L. Walker, J.

Aug 22, 1985 Copies of order to David Truax, Esq.

Sept. 26, 1985 Affidavit Of Consent of Defendant filed.

Sept. 26, 1985 Affidavit Of Consent of Plaintiff filed.

Sept. 27, 1985 Motion to Withdraw Counts in Divorce and Order filed: And Now, September 27, 1985, Motion allowed.

P. Richard Thomas, J.

Oct 2, 1985 Copies of order to David Truax, Esq.

Oct. 2, 1985, Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Oct. 24, 1985 DIVORCE DECREE FILED.

AND NOW, October 23, 1985, it is hereby ordered, adjudged and decreed that the marriage hereto fore existing between

CAROLYNE M. ACHTERMAN and ERNEST F. ACHERMAN, JR.

is hereby dissolved and the parties are hereby divorce and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

Oct. 28, 1985, Notice of Election to Retake Maiden Name filed.
TO BE KNOWN AS CAROLYNE M. WALLACE.

Shafer, Dornhaffer, Swick Bailey & Irwin
Paul D. Shafer

167.

Knox Graham McLaughlin Gornall & Sennett, Inc.
John McLaughlin

BRIANNE L. FOSTER, by her parents and natural guardians, THOMAS L. FOSTER and SUSAN L. FOSTER and THOMAS L. FOSTER and SUSAN L. FOSTER, individually
vs.
GENERAL ELECTRIC CORPORATION

Filed Feb. 23, 1983 /

Tax & entry Paid $35.50
Sheriff's Costs $28.50
Pro Co Pd 3-15-84 6.00 ✓

Trespass (Gen.)

COMPLAINT

1 copy (sheriff)

Mar. 24, 1983, Appearance of Knox, Graham, McLaughlin Gornall & Sennett, Inc. by John M. McLaughlin, attorneys for defendant filed.

June 2, 1983, Sheriff's Return filed. Before me, the undersigned authority, personally appeared Toby Rigazzi, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 2nd day of March, 1983, at 1:35 P.M. he served Complaint in Trespass, filed at No. 167 A.D. Term, 1983, Crawford County Pennsylvania, upon defendant General Electric Corporation at 2901 East Lake Road, Erie County, Erie Pennsylvania. By making known the contents thereof to D. DeJohn, Secretary to Jim Hughes, Attorney for G. E. Corp. and handing to and leaving with her the certified copy of the Complaint in Trespass received from Crawford County.

Tobey Rigazzi, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON THE WITHIN named defendant General Electric Corporation, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached, Served March 2, 1983.
So answers, Howard N. Stewart, Sheriff

Jan. 6, 1984 Certificate Of Readiness filed.

ON FEBRUARY 1984 TRIAL LIST: No. 26

Feb. 14, 1984, ORDER filed. AND NOW, February 10, 1984, Nonjury Trial in the above case is hereby set for April 5, 1984, at 9:30 A.M.

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

Feb. 14, 1984, copies of order to Attys. Paul Shafer, and John McLaughlin.

Feb. 24, 1984 Petition to Settle Minor's Claim and Order filed: AND NOW, this 24th day of Feb., 1984, upon presentation of the foregoing Petition to Settle Minor's Claim and in open Court, it is ordered and decreed that the Plaintiffs shall settle and discontinue these causes of action upon payment by General Electric Company of the sum of Two Thousand ($2,000.00) Dollars and said sum to be paid as follows:

Thomas L. Foster and Susan L. Foster, parents and natural guardians of Brianne L. Foster, as custodians; and $1,500.00
Shafer, Dornhaffer, Swick, Bailey & Irwin
Attorney's fees 500.00
TOTAL $2,000.00

Thomas L. Foster and Susan L. Foster are hereby appointed Custodians of the sum of Fifteen Hundred ($1,500.00) Dollars pursuant to the Pennsylvania Uniform Gifts to Minors Act, 20 PA CSA §5301 et seq and said custodians shall have the duties and powers of a Custodian under said Act.

Upon the payment of the above sum, the Defendant shall be discharged from all further liability in connection with these causes of action at No. AD 1983-167 and the Plaintiffs are directed to execute the appropriate releases.

By the Court,
Robert L. Walker, J.

Feb. 24, 1984 Copy of order to Paul Shafer and John McLaughlin, Esqs.

ON APRIL 1984 TRIAL LIST: No. 17.

Mar. 14, 1984 Upon Praecipe of Plaintiff's Attorney, this case is marked Settled and Discontinued of Record.

Shafer, Dornhaffer, Swick, Bailey & Irwin
Paul D. Shafer

168.

Fuller, Kinnunen, Miller & Gamble
Gordon R. Miller
for Richard Swabik

Blystone & Blystone for Rome Twp.

John D. Petruso for Additional Defendant David Wagner.

Voorhies, Rowley, Wallace, Keck & Frampton by Thomas T. Frampton for Auls

DAVID WAGNER, PATRICIA WAGNER, PATRICIA WAGNER, Administratrix of the Estate of SHEENA WAGNER, Deceased, and JAYME WAGNER, by her parents and natural guardians, DAVID WAGNER and PATRICIA WAGNER, and THOMAS WAGNER and GLADYS WAGNER,

vs.

RICHARD E. SWABIK and ROME TOWNSHIP
David Wagner, add'l dft
David J. Aul and Mary Darlene Aul, Add'l dft
Filed Feb. 23, 1983

Tax & entry Paid $35.50
Sheriff's Costs 34.35
Sheriff's Costs 47.54
Pro Cs Pd 4-24-84 9.00

M.V.

COMPLAINT IN TRESPASS

2 copies (sheriff)

(Jury Trial Demanded)

Mar. 10, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Richard E. Swabik personally the within named defendant, by handing a true copy of the within Complaint In Trespass, No. A.D. 1983 -168, to him, on March 8, 1983, at 11:08 A.M., at his place of residence, at R.D.# 4, Centerville, in the County of Crawford, the State of Pennsylvania.

SERVED AND MADE KNOWN TO George Lay, Chairman,of Rome Township Supervisors, personally the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1983 -168, to him, on March 8, 1983, at R.D.# 1, Centerville, in the Co. of Crawford, State of Pa.

So answers, Edgar D. Householder, Dep.Sheriff
Howard N. Stewart, Sheriff

Mar. 15, 1983, Appearance of Fuller, Kinnunen, Miller and Gamble, by Gordon R. Miller, attorneys for one of the defendants, Richard E. Swabik, filed.

Mar. 17, 1983 Appearance of Blystone & Blystone by Peter E. Blystone, Esq. for Defendant Rome Township filed.

Apr. 7, 1983, Answer of defendant Richard E. Swabik, and New Matter to Join a plaintiff as an additional defendant filed.

Apr. 12, 1983, Preliminary Objections of Defendant Rome Township to Plaintiff's Complaint filed.

April 15, 1983, Motion of Defendant, Rome Township for Extension of Time to Join Additional Defendant, and Order filed. ORDER: AND NOW, this 15 day of April, 1983, upon presentation of the foregoing Motion the time for joining any and all Additional Defendants by the Defendant, Rome Township is extended until the expiration of thirty days following the entry of an Order by this Court upholding or dismissing Defendant, Rome Township's Preliminary Objections.
P. Richard Thomas, Judge

April 15, 1983, Copies of Order to Paul D. Shafer, Gordon R. Miller, and Peter E. Blystone, Esqs.

Apr. 28, 1983 Stipulation filed.

Apr. 29, 1983 Amended Preliminary Objections of Defendant Rome Township to Plaintiff's Complaint filed.

May 6, 1983 Upon Praecipe of Defendant's Attorney, this case is placed on the Argumnnn List.

ON ARGUMENT LIST FOR JUNE 27, 1983; No. 2

June 1, 1983, Answers to Interrogatories to Rome Township filed.

June 7, 1983, Interrogatories And Request For Production Of Documents Directed To The AboveNamed Defendant, Richard Swabik, For The Purposes Of Discovery Pursuant To Rules 4005 and 4009 and Answers thereto filed.

June 9. 1983, Acceptance Of Service And Entry Of Appearance by John D. Petruso for additional defendant David Wagner filed.

June 14, 1983, Order filed. AND NOW, June 14, 1983, argument in the above matter heretofore scheduled for June 27, 1983, is hereby rescheduled by the Court for July 6, 1983, at 11:00 A.M., Courtroom No.1.
BY ORDER OF THE COURT,
P Richard Thomas, J

June 14, 1983 Copies of order to Paul D. Shafer,Jr, Gordon R. Miller, Peter Blystone and Curtis Blystone.

June 27, 1983, Answer of Additional Defendant, David Wagner, filed.

July 6, 1983 Notice of Change of Hearing/Argument Date filed. Rescheduled to July 12, 1983 at 3:30 P.M.

CONTINUED ON NEXT PAGE 168A

Aug. 17, 1983 Sur Defendant Rome Townships's Preliminary Objections, Opinion and Order filed: AND NOW, August 16, 1983, Defendant Rome Township's Preliminary Objections are dismissed. Any responsive pleading to be filed within twenty (20) days.
BY ORDER OF THE COURT,
P. Richard Thomas,PJ

Aug. 17, 1983 Copies of order to Curtis Blystone, Gordon Miller and Peter Blystone, ESQS

Sept. 6. 1983 Answer And New Matter Of Defendant Rome Township filed.

Sept. 6, 1983 Complaint In Trespass Against Additional Defendants filed.

Sept. 9, 1983 Plaintiff's Reply To New Matter Of Defendant Rome Township filed.

Sept. 26, 1983 Appearance of Voorhies, Rowley, Wallace, Keck & Frampton by Thomas T. Frampton for David J. Aul and Mary Darlene Aul, Additional Defendants filed.

Sept. 26, 1983 Answers And New Matter Of Additional Defendants, David J. Aul and Mary Darlene Aul filed.

Sept. 30, 1983 David J. Aul verification filed.

Oct. 5, 1983 Reply To New Matter Of Additional Defendants, David J. Aul and Mary Darlene Aul filed.

Oct. 20, 1983 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Jerry Hanlon Sr., who being duly sworn according to law, deposes and says that on the 14 day of Sept, 1983, at 12:00 P.M. he served complaint in trespass against add. deft., filed at No. AD 168 , 1983, upon defendant Mary Darlene Aul, at 2203 Arlington Ave., Pgh, Pa. By making known the contents thereof to David husband of Mary and handing to and leaving with him the certified copy of the received from Crawford.

Jerry Hanlon,Sr. Dep. Sheriff
So answers, Eugene L. Coon, Sheriff Allegheny Co.

Before me, the undersigned authority, personally appeared Jerry Hanlon,Sr. who being duly sworn according to law, deposes and says that on the 14 day of September , 1983 at 12:00 P.M. he served Complaint in trespass against add. deft. filed at No. 168 AD 1983, upon defendant David Aul, at 2203 Arlington Ave., Pgh, Pa. By making known the contents thereof to David personally and handing to and leaving with him the certified copy of the ------received from CrawfordCo.

Jerry Hanlon, Sr., Dep. Sheriff
So answers, Eugene L. Coon, Sheriff Allegheny Co.

SERVED ON the within named defendant David J. Aul, by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached. Served September 14, 1983.

SERVED ON thewithin named defendant Mary Darlene Aul, by deputizing the Sheriff of Allegheny County, Pa., as per his affidavit of service hereto attached. Served Sept. 14, 1983.
So answers, Howard N. Stewart, Sheriff

Oct. 31, 1983 Certificate of Service of Interrogatories filed.

Oct. 31, 1983 Certificate of Service of Interrogatories filed.

Nov. 18, 1983 Reply To New Matter Of Additional Defendants David J. Aul and Mary Darlene Aul filed.

Dec. 8, 1983, Supplemental Answers of Rome Township to Interrogatories of Richard E. Swabik, Defendant, filed.

Dec. 8, 1983, Answers of Rome Township to Interrogatories, filed.

Dec. 14, 1983 Certificate of Service of Interrogatories filed.

Dec. 14, 1983 Certificate of Service of Interrogatories filed.

Dec. 27, 1983 Oral Deposition Of Richard Eugene Swabik, Thursday, December 8, 1983 filed.

Continued on next page.....

Jan. 4, 1984 Answers of Patricia Wagner to Interrogatories filed.

Jan. 4, 1984 Answers of Gladys Wagner to Interrogatories filed.

Jan. 4, 1984 Answers of Thomas Wagner to Interrogatories filed.

Jan. 4, 1984 Answers of Jayme Wagner to Interrogatories filed.

Jan. 4, 1984 Answers of Patricia Wagner to Interrogatories filed.

Jan. 4, 1984 Answers of David Wagner to Interrogatories filed.

Jan. 6, 1984 Certificate Of Readiness filed.

ON FEBRUARY 1984 TRIAL LIST No. 19

Jan. 20, 1984 Answers To Defendant, Rome Township's Interrogatories To Defendant, Richard E. Swabik filed.

Jan. 25, 1984 Answers To Interrogatories To David J. Aul and Mary Darlene Aul, Additional Defendants filed.

Feb. 9, 1984 Notice Of Deposition of David Wagner and Patricia Wagner filed.

Mar. 5, 1984, Answer of Additional Defendant, David Wagner, to Defendant's Richard E. Swabik, Request for Production of Documents, filed.

Mar. 5, 1984, Response To Request for Production of Documents filed.

ON APRIL 1984 TRIAL LIST; No. 10

Mar 19, 1984 Interrogatories to Plaintiffs filed. And Answer thereto).

Mar 19, 1984 Defendant, Rome Township's Interrogatories to Plaintiffs and Answers thereto filed.

Mar. 19, 1984 Request for Production of Documents filed.

Mar. 28, 1984, Oral Deposition of David Wagner filed.

Mar. 28, 1984, Oral Deposition of Patricia Wagner filed.

Apr. 3, 1984 Application for a View of Premises and Order filed: AND NOW, this 2nd day of April, 1984, in consideration of the within Application for a View of Premises, pursuant to Pennsylvania Rule of Civil Procedure No. 219, a view of the premises is granted and the jury will be taken to the scene of the accident at the time of trial. The costs of said view shall follow the judgment entered in this action.

BY THE COURT:
Robert L. Walker, J.

Apr. 4, 1984 Copies of order to Paul Shafer, Gordon Miller, Peter Blystone John Petruso and Thomas Frampton, Esqs.

Apr. 4, 1984 Pretrial Conference Memorandum filed.

Apr. 10, 1984 Deposition of Dr. Michael J. Hartman filed.

Apr. 16, 1984 Deposition of Dr. Daniel H. Rosen filed.

Apr. 16, 1984 Deposition of James Halfast filed.

Apr. 16, 1984 Petition to Settle Wrongful Death and Survival Action and Order filed: AND NOW, April 16th, 1984, upon consideration of the foregoing Petition, Patricia Wagner, Administratrix of the Estate of Sheena Wagner, Deceased, is hereby authorized to settle the wrongful death and survival action for the sum of Forty Thousand Seven Hundred Fifty ($40,750.00) Dollars and is authorized to execute a Release as required by the Defendants.

The defendants, upon payment of the sum of $40,750.00 to Paul D. Shafer, Jr., Attorney for the Plaintiffs, shall be released from any further liability and released from any obligation to see to the application of the proceeds. Paul D. Shafer, Jr., Attorney for the Plaintiffs, is directed, upon receipt of the aforesaid sum of $40,750.00, to pay Thirty Thousand Five Hundred Sixty-Two and 50/100th ($30,562.50) Dollars to David Wagner and Patricia Wagner, parents of Sheena Wagner under the wrongful death act and the balance of Ten Thousand One Hundred Eighty-Seven and 50/100th ($10,187.50) Dollars to Shafer, Dornhaffer, Swick, Bailey & Irwin, Attorneys for the Plaintiff, as attorney's fees.

Per Curiam,
Robert L. Walker, J.

Apr. 17, 1984 Copies of order to Paul Shafer, Gordon Miller, Peter Blystone, John Petruso and Thomas Frampton, Esqs.

Apr. 16, 1984 Petition to Settle Minor's Claim and Order filed: AND NOW, April 16th, 1984, upon consideration of the foregoing Petition, David Wagner and Patricia Wagner, Parents of Jayme Wagner, are hereby authorized to settle the claim of Jayme Wagner for the sum of Six Thousand Five Hundred ($6,500.00) Dollars. Upon payment to Paul D. Shafer, Jr., Attorney for the Plaintiffs, of the aforesaid sum of $6,500, the Defendants shall be released and further more shall be released from any duty to see to the application of the proceeds. Paul D. Shafer, Jr. is hereby directed, upon receipt of the aforesaid $6,500, to pay the sum of Four Thousand Eight Hundred Seventy-five ($4,875) Dollars to David Wagner and Patricia Wagner as custodians of Jayme Wagner under the Pennsylvania Uniform Gift to Minors Act, and the balance of One Thousand Six Hundred Twenty-five ($1,625) Dollars to Shafer, Dornhaffer, Swick, Bailey & Irwin as attorneys fees.

David Wagner and Patricia Wagner are hereby authorized to execute Releases on behalf of their daughter, Jayme Wagner, in full settlement of her claims.

Per Curiam,
Robert L. Walker, J.

Apr. 17, 1984 Copies of order to Paul Shafer, Gordon Miller, Peter Blystone, John Petruso and Thomas Frampton, Esqs.

Apr 24, 1984 Upon Praecipe of Plaintiff's Attorney, this case is hereby marked settled and discontinued of record.

Bruce A. Barrett

169.

DAVID R. WALKER, JR.

vs.

KAREN S. WALKER

Filed Feb. 23, 1983 ✓

Tax & entry Paid $35.50
Pro Co pd 6/3/83 9.00✓

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

Feb. 25, 1983, Counseling notices mailed.

Mar. 10, 1983, Affidavit of Service filed. Bruce A. Barrett, Esq. being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the Affiant is the Atty. for the plaintiff in the above captioned divorce action.

2. That a true and correct copy of a Complaint under section 201(c) of the Divorce Code was sent by registered mail to the defendant.

3. The registered mail was sent to Karen S. Walker, R. D. #3, Conneaut Lake, Pa. 16335, on Feb. 24, 1983. The sender's receipt is attached hereto.

4. That the defendant received said registered mail on Feb. 25, 1983. Said receipt card number 342263044 is attached hereto and signed by Shirley MClevenger, the sister of the Defendant. Both the defendant and her sister reside at the same address.

Bruce A. Barrett.

June 3, 1983, Affidavit filed. Karen S. Walker, being duly sworn according to law, deposes and say that the following is true and coorect to the best of her knowledge, information and belief. 1. The Affiant is Karen S. Walker, the defendant in the above captioned divorce action. 2. A true and correct copy of the Complaint under Section 201(c) of the PA Divorce Code was sent to her by registered mail at her address of R.D. #3, Conneaut Lake, PA 16316. $. That on February 24, 1983, Karen S. Walker resided at said address. $. That the certified letter was received at said address and the green return receipt was signed by Sherley MCleavenger, who is the sister of Karen S. Walker. % 5. Ther certified letter and the contents thereof, including the Complaint in Divorce was received by Karen S. Walker on February 25, 1983.

Karen S. Walker

June 3, 1983, Affidavit of Consent for the Defendmat filed.

June 3, 1983, Affidavit of Consent for the Plaintiff filed.

June 3, 1983, Praecipe of Attorney for the Plaintiff for Review Under 201(c) Of The Divorce Code, this case moved to court.

June 30, 1983 DIVORCE DECREE FILED:

AND NOW, June 29, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DAVID R. WALKER, JR. and KAREN S. WALKER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

Michael Halliday
P.C.
Ruthanne Beighley

170.

Peterson & Gula
Richard A. Peterson

JUDITH A. BROCKLEHURST

vs.

THOMAS K. BROCKLEHURST

COMPLAINT IN DIVORCE UNDER SECTION 201(c) and 201(d)

1 copy (atty)

Filed Feb. 24, 1983

Tax & entry Paid $35.50
1 Count pd 8-9-83 15.00
Pro Co Pd 12-14-83 9.00
Pro Co Pd 11-28-88- 5.00

Feb. 25, 1983, Counseling notices mailed.

Apr. 4, 1983, Entry of Appearance filed. Please enter my appearance in the above described divorce action. I hereby accept service of and acknowledge receipt of a true and correct copy of the original Complaint in Divorce filed in this action.
Dated: 14 March 1983. Thomas K. Brocklehurst

Aug. 3, 1983, Petition for Confirmation of Child Custody Agreement and Order of Court filed. ORDER OF COURT: You, Judith A. Brocklehurst, Respondent, have been sued in court to obtain custody, partial custody or visitation of the child: Todd Gregory Brocklehurst.

You are ordered to appear in person in Court Room No. 1, Crawford County Courthouse, Meadville, Pa. on Aug. 9,1983, at 2:30 o'clock P.M. for hearing.

You are further ordered to bring with you the child: Todd Gregory Brocklehurst.

If you fail to appear as provided by this order or to bring the child, an order for custody, partial custody or vivitation may be entered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help. Crawford County Courthouse
Meadville, Pa. 16335
Telephone (814) 336-1151

Dated 8/3/83

BY THE COURT,
P. Richard Thomas, J.

Aug. 3, 1983, copies of order to Attys. Ruthanne Beighley, and Richard A. Peterson.

Aug. 9, 1983 Motion For Marriage Counseling and Order filed. AND NOW, this 9 day of Aug., 1983, upon motion of the Defendant, IT IS HEREBY ORDERED AND DEDREED that Judith A. Brocklehurst, Plaintiff, and Thomas K. Brocklehurst, Defendant, shall participate in at least three sessions of marriage counseling at a counseling center to be agreed upon be the parties starting within fifteen days from the date of this order. If no such agreement can be reached, the parties shall contact Greenville Hospital Human Services Department and arrange for marriage counseling at such senter.
IT IS FURTHER ORDERED that the Defendant, Thomas K. Brocklehurst shall be responsible for the payment of all counseling fees.

BY THE COURT,
P Richard Thomas, J

Aug. 10. 1983 Copies of order to Ruthanne Beighley and Richard A. Peterson

Aug. 11, 1983, RE: PETITION FOR CONFIRMATION FOR CHILD CUSTODY AGREEMENT - ORDER: AND NOW, August 9, 1983, at the time this matter is before the Court on a petition for a protective order, the parties mutually agree that the matter of child custody and visitation has been resolved in a consent order under the protective order at A.D. 1983 - 619, and a copy of said order as it relates to custody and visitation will be filed with the papers in this case and supercedes any prior agreements.

The Court having limited the protective order for a period of one (1) year, the Court notes that the custody and visitation agreement is not controlled by said one (1) year limitation and shall continue for an indefinite period of time until changed by agreement of the parties or court order.

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

Aug. 11, 1983, copies of order to Attys. Joan Mason and Richard Peterson.

Nov. 18, 1983 Petition to Modify Custody Order and Restrict Visitation/Partial Custody and Order filed: AND NOW, this 18 day of November, 1983, upon consideration of the within Petition to Modify Custody, it is hereby ORDERED AND DECREED that a Rule be entered upon the Defendant, Thomas K. Brocklehurst, to show cause, if any he has, why the Custody Order of August 9, 1983, should not be modified and/or visitation/partial custody restricted.

Notice to be given to Defendant and Defendant's counsel of record, Richard A. Peterson, by regular, first class mail.

Rule returnable the 13th day of Dec., 1983, at 2:30 o'clock P.M., in Court Room No. 1, Crawford County Courthouse, at which time this matter shall be heard.

BY THE COURT,
P. Richard Thomas, J

Nov. 18, 1983 Copies of order to Ruthanne Beighley, Richard Peterson & Joan Mason, Esqs.

Dec. 13, 1983 Memorandum Agreement filed.

Dec. 14, 1983 Affidavit of Consent of Defendant, Affidavit of Consent of Plaintiff, and upon Praecipe of Plaintiff's Attorney, for Review Under 201(c) of the Divorce Code, this case is moved to Court.

Dec. 19, 1983 Order filed: AND NOW, December 13, 1983, at the time set for a full custody hearing in this matter, counsel for the parties and the parties advise the Court that the matter has been amicably resolved as is evidenced by a

Continued on next page.....

Memorandum of Agreement, dated December 13, 1983, signed by the parties and their counsel and to be filed as an Agreement at the divorce number. It is conceded by the parties that the custody issue was not raised in the original divorce complaint but that a petition for confirmation of a custody agreement was filed at the divorce number even though the issue of custody was not raised in the divorce complaint or any answer thereto. The parties mutually agree that that portion of the Memorandum of Agreement as it deals with custody and visitation of the children will be filed at this term and number and any further proceedings regarding custody and visitation will be at this number but that the terms and conditions of said agreement as they relate to custody and visitation will not form an official part of the divorce decree. The Custody Memorandum Agreement, however, will have the full force and effect of a Consent Court Order the same as if it had been filed as a separate custody action independent of the divorce proceeding and either party may proceed to enforce the terms and conditions thereof in a contempt proceeding.

The Court notes that the aforesaid Memorandum Agreement in Paragraphs 1 and 2 dispose of personal property issues between the parties. Again, in view of the fact that the original divorce complaint and the pleadings do not make a division of personal property an issue in this divorce case, the Memorandum is filed with the divorce papers and may be referred to by either party in any litigation involving violation of Paragraphs 1 and 2, but the final divorce decree will not incorporate Paragraphs 1 and 2 as a part of the official Court Ordered divorce in this case and the Court will be powerless to hold either party in contempt for violation of the Agreement.

The Court notes that the defendant requested marital counseling and this matter was addressed in former Court Orders, but the parties this date mutually agree that they will engage in ongoing counseling for the benefit of the child and in improving their parenting skills and that the divorce may proceed on the grounds of 201(c) without any further requirement for Court Ordered counseling and upon the filing of the necessary affidavits, the Court may grant the necessary divorce in due course without reference to further counseling.

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

Dec. 20, 1983 Copies of order to Ruthanne Beighley and Richard Peterson, Esqs.

Jan. 6, 1984 DIVORCE DECREE FILED:

AND NOW, January 6, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JUDITH A BROCKLEHURST AND THOMAS K. BROCKLEHURST

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

**BY ORDER OF THE COURT,
Robert L. Walker, J.**

Nov. 28, 1988, Notice of Election to Retake Maiden Name filed. To Be Known As: JUDITH ANN VEVERKA.

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6

Bozic, Thomas & Johnson By R Charles Thomas
Agresti & Agresti
Thomas P. Agresti

171.

Douglas Ferguson

11/2/84 Received $25.00 from plaintiff's atty
12/14/84 Received $25.00 from defendant's atty
Received $50.00 master's fees, Dec 14, 1984
Bruce A Barnett

CAROL MORRIS

vs.

RUSSELL L. MORRIS

Filed Feb. 24, 1983

Tax & entry Pd 10/26/83 $35.50 ✓
3 Counts Pd 10/26/83 45.00 ✓
Bro Co Pd 10-17-84- 9.00 ✓

CHANGE OF VENUE OF DIVORCE ACTION FROM THE COURT OF COMMON PLEAS OF ERIE, PENNSYLVANIA - No. 3653-A-82

ORDER:
AND NOW, to-wit, this 23rd dayof February, 1983, it is hereby ordered and decreed that the Prothonotary of Erie County, Pennsylvania, be directed to transfer all the documents and other instruments filed in his office for the above case, to the Prothonotary of Crawford County, Pennsylvania.

Jess Juilante, Judge
(Erie County)

(Erie County Record) *******

Aug. 24, 1982, Complaint Under Section 201(a) and 201(c) of the Divorce Code, Custody and Visitation, Equitable Distribution of Marital Property, Alimony, Alimony Pendente Lite, Counsel fees, Costs, filed.

Aug. 31, 1982, Affidavit of Service filed. Before me, a notary public, in and for the County of Erie and State of Pa., personally appeared Thomas P. Agresti, Esq., Attorney for the Plaintiff in the above case, who, being duly sworn according to law, deposes and says that a true and correct copy of the Complaint in Divorce filed at the above term and number was served on the Defendant, named above, by Cert. Mail, Ret. Receipt requested, on Aug. 28, 1982, as evidenced by the attached Ret. Receipt, signed by the Defendant.

Thomas P. Agresti, Esq.

* * * * *

June 27, 1983 Appearance of Bozic, Thomas and Johnson by R. Charles Thomas for Plaintiff filed.

July 22, 1983, Plaintiff's Income and Expense Statement filed.

July 22, 1983, Plaintiff's Inventory and Appraisement - Marital Property - filed.

Jan 18, 1984 Petition for Special Relief and Order filed: AND NOW, this 18th day of January, 1984, upon consideration of the foregoing Petition for Special Relief, hearing is set for 23rd day of January, 1984 at 11:00 A.M. in Courtroom #1, Crawford County Courthouse, Meadville, Pennsylvania.

Per Curiam,
P. Richard Thomas, Judge

Jan 19, 1984 Copies of order to R. C. Thomas, and Thomas Agresti, Esqs. and Douglas Ferguson, Esq.

Jan. 25, 1984 Order filed: AND NOW, January 23, 1984, the matter is before the Court on the above two issues, and the Court lacks time to have a full and complete hearing.

The Defendant consents to the entry of an Order precluding him from annoying and harassing or physically abusing the Plaintiff in any fashion, and accordingly, it is the Order of the Court that the Defendant may not annoy, harass or abuse the Plaintiff in any fashion, nor may he go to her household without her express invitation.

The parties have made some arrangement for visitation of the children, but in the event the parties cannot amicably work out a satisfactory visitation arrangement for the father to have reasonable visitation with one or both of the children, eigher party may petition the Court for hearing, and the Court may hear the same or refer it to a custody mediator.

As far as the special relief prayed for by the husband in the divorce action, it is contended that the wife removed some equitably owned property from the household of the husband without his consent, and is secreting its whereabouts. The posture of the wife/Plaintiff is that the husband was unwilling to allow her to take household furnishings and equipment that would enhance the children's living standards, and that she did take some household items, which she will need at the present time or in the future for her own household maintenance and the care of the children. The husband insists that he has a right under the Divorce Act to know where the property is located, and the Court agrees with this contention. Wife advises that certain of the items are in her household and others have been placed in storage, but she is reluctant to give the name of the persons who are storing the same for fear they will be unduly harassed by her husband. Accordingly, the wife is to prepare within three (3) days a list of all items taken from the common household on or about January 6, 1984, and specifically list the items that are now in her rental property about a block from where the Defendant resides, and will also list the items that are in storage and the name and address of the person storing the same, and will deliver the same to the Court. In the event this becomes an issue in the divorce action, the Court reserves the right to disclose its location to counsel for the husband and the Master in order that the matter can be appropriately dealt with in the divorce action.

In preparing said list, the wife shall furnish a listing of all items taken to counsel for her husband, but said list shall not contain the location of the items stored outside her present household.

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

Jan. 25, 1984, Copies of order to Thomas Agresti, R. Charles Thomas and Douglas Ferguson.

Continued on Page 761

Shafer, Dornhaffer, Swick, Bailey & Irwin
Robert S. Bailey

172.

THOMAS LEROY BARON

vs.

CANDICE B. BARON

Filed Feb. 24, 1983
INDIGENT
Tax & entry $35.50
Sheriff'sCosts 12.75

John Fuller, Mediator
PRO Co PD 9-21-83 .50

PETITION FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, this 23rd day of February, 1983, after consideration of the foregoing Petition for Custody, this Court accepts jurisdiction of the above matter and hereby appoints John Fuller as hearing officer, hereby directing said hearing officer to set a time and place for a hearing on this matter.
Plaintiff is hereby directed to send by certified mail, ret. receipt requested, a true and correct copy of the foregoing Petition and this Order to Defendant at Defendant's last known address.

BY THE COURT,
Robert L. Walker, J.

Feb. 25, 1983, copy of order to Atty. Bailey.

Mar. 8, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Candice B. Baron personally the within named defendant, by handing a true copy of the within Petition for Custody and Order, No. A.D. 1983-172, to her, on March 3, 1983, at 4:38 P.M., at her place of residence for the time being at The Greenhouse, Meadville, in the County of Crawford, the State of Pennsylvania.
Ao answers,

Edgar D.Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 6, 1983 Order filed: AND NOW, April 6, 1983, after mediation before John Fuller, Esquire, and upon agreement of the parties, IT IS HEREBY ORDERED AND DECREED:

I. Legal custody of Melinda Jean Baron, shall be shared between the mother and the father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall be entitled to participate fully in decisions affecting the heatth, education and religious instructions of the child.

II. Physical custody of Melinda Jean Baron shall be with her mother, Candice B. Baron, subject to the following conditions:

A. The father shall be entitled to visit the child and take the child with him every other weekend, commencing April 2, 1983, from 9:00 A.M. Saturday Morning to 7:00 P.M. Sunday evening, both prevailing local times.

B. The mother shall be responsible for delivering the child to the home of James Richard Baron and for picking up and returning the child to the mother's home.

C. Weekend visitations by the father shall be primarily carried out at the home of James Richard Baron on Morgan Street, in Meadville, Pennsylvania, but, in the event that it is not possible on a particular weekend for the child to reside at the home of James Richard Baron, the, in the alternative, visitations on such alternate weekends shall take place at the home of the father's parents, Mr. and Mrs. Donald S. Baron, St., at R.D.#2, Guys Mills, Pennsylvania. On such weekends when the child is to visit in the home of the grandparents, the mother shall be responsible for delivering the child to the father or grandparents in front of the Crawford County Courthouse on Saturday Morning at 9:00 A.M. and the father or the grandparents shall return the child to be picked up by the mother in front of the Crawford County Courthouse, on Sunday evening at 7:00 P.M.

D. At present, no provision is made as to holiday vacation visits or summer visitation periods, and for that reason, the weekend visitation schedule hereinbefore set forth shall take precedence over holiday periods.

E. This order is entered without prejudice to the right of either party to request in the future an extended visitation schedule. This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed within ten (10) days from the date hereof.

Costs of the Mediation conference are to be borne by Crawford County.

By the Court,
Robert L. Walker, Judge

Apr. 7, 1983 Copies of order to Robert S. Bailey, Esq. and John Fuller, Esq. Lowell Williams, Esq.

April 14, 1983, Upon praecipe of plaintiff's attorney, plaintiff is hereby allowed to proceed in forma pauperis. (Affidavit of plaintiff attached)

1983

Spadafore & Vardaro
Emil M. Spadafore

173.

EDANA HOUGH

vs.

J. CRAIG HOUGH

Filed Feb. 24, 1983

Tax & entry Paid $35.50
Pro Co pd 4/21/86 9.00

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

1 copy (atty)

Feb. 28, 1983, Counseling notices mailed.

Jan. 13, 1986 Affidavit Of Consent of Plaintiff filed.

Mar. 13, 1986 Affidavit of Consent of Defendant filed.

Apr. 15, 1986 Affidavit of Service filed. Emil M. Spadafore, Jr., being duly sworn according to law, deposes and says he is the Attorney for Edana Hough, the Plaintiff in this action and certified that on February 25th, 1983 delivered to the Post Office in Meadville, Pennsylvania for delivery to J. Craig Hough, at Box 52 Hartstown, PA, by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at that time receipt for certified article no. P 256 480 891 which is attached hereto as Exhibit "A". Thereafter on February 28th it was returned to Emil Spadafore, Jr., return receipt card bearing the same number and signed by J. Craig Hough said return receipt card being attached hereto as Exhibit "B". Emil M. Spadafore, Jr.

Apr. 15, 1986 Upon praecipe of Plaintiff Attorney For Review Under §201 (c) of the Divorce Code, this case moved to court.

May 9, 1986 **D I V O R C E D E C R E E F I L E D .**

AND NOW, May 9, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

E D A N A H O U G H v s . J . C R A I G H O U G H

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

Dana R. Fales, Esq.
Inc.
William J. Gregg
and
Cauley, Birsic &
Conflenti,
Frederick W. Bode
174.

RICHARD K. CUNNINGHAM
Administrator of the
Estate of HEIDI L.
CUNNINGHAM, deceased.

vs.

ORVILLE FRANK HUBER

Filed Feb. 24, 1983
and issued

Tax & entry Paid $35.50
Pro Co Pd 3/4/83- 6.00

SUMMONS IN TRESPASS

Issued (atty)

Feb. 28, 1983, Petition For Approval and Settlement of Wrongful Death Action and Designation of Persons entitled to Share in the Damages and Order of Court filed. ORDER OF COURT: AND NOW, to-wit this 28 day of Feb. 1983, upon motion of Frederick W. Bode, III, Esq., it is hereby ORDERED, ADJUDGED AND DECREED that the within action at No. AD 1983 - 174 shall be marked settled and discontinued and that the proceeds received in the settlement of the incident claimed by the Plaintiff herein, shall be allocated and distributed as follows:

TO:

(a) Cauley, Birsic & Conflenti Costs and expenses	$ 445.50
(b) Cauley, Birsic & Conflenti Attorney fees	14,866.35
(c) Richard K. Cunningham and Mary Cunningham, his wife	34,688.15
Total	$50,000.00

P. Richard Thomas, J.

(1 copy - Atty) Feb. 28, 1983, Copy of Order to Attys. William J. Gregg, and Frederick W. Bode, III.

March 4, 1983, Upon praecipe of plaintiff attorney, the above captioned case marked discontinued of record in accordance with Order of Court dated February 28, 1983.

1983

James R. Irwin 175.	GERALD ZAKOSTELECKY vs. CATHY J. ZAKOSTELECKY Filed Feb. 24, 1983 ✓ Tax & entry Paid $35.50 Pro Co Pd 5-24-83 5.00✓	COMPLAINT IN DIVORCE UNDER SECTION 201(c) OR 201(d) Feb. 24, 1983, Acknowledgement of Service filed. I, Cathy J. Zakostelecky, being duly sworn according to law, depose and say that on this 24th day of Feb., 1983, I was personally served by James R. Irwin, Esq., a certified copy of the Divorce Complaint filed at the above number and term. Cathy J. Zakostelecky. Feb. 28, 1983, Counseling notices mailed. **May 24, 1983 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record.**

176.

PENNBANK

vs.

EDWARD C. KNUFF
PATRICIA ANN KNUFF

Filed Feb. 25, 1983
@ 3:46 o'clock P.M.

Pro Simmons Paid $9.00
Plff on orig. 6.50
Sat. Pd 6-11-86 5.00

AGREEMENT TO REVIVE

of

DSB 325 Feb. Term 1978

The undersigned hereby agrees that the judgment entered on Mar. 7, 1978 to Crawford Co. 325 Feb. 1978 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $10,000.00 plus costs.

Dated..... Feb. 21, 1983
Debt $10,000.00
K - 53, 133.....JUDGMENT

James F. Simmons,
Prothonotary

June 11, 1986 This Judgment Satisfied.

(see paper filed)

1983

Mason and Mason Joan D. Mason 177.	CINDY L. GUSTAFSON vs. FREDERICK E. GUSTAFSON, SR. Filed Feb. 25, 1983 ✓ Tax & entry Paid $35.50 ✓ Pro Co pd 6/5/85 9.00 ✓	COMPLAINT IN DIVORCE 1 copy (atty) March 1, 1983, Counseling notices mailed. Mar. 28, 1983, Affidavit of Service filed. I, Joan D. Mason, Esq. atty. for the plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on Feb. 28, 1983, mail to the above defendant, Frederick E. Gustafson, Sr. by Cert. mail #268553, return receipt requested, restricted delivery a complaint in the above divorce action. Said notice was received by Frederick E. Gustafson, Sr. on Mar. 2, 1983, as indicated by the return receipt card which was returned to the office of the Plainiff's attorney and is attached hereto. Joan D. Mason, Esq. **Jan. 25, 1985 Affidavit Of Consent of Plaintiff filed.** **Feb. 25, 1985 Affidavit of Consent of Defendant filed.** June 5, 1985 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of the Divorce code, this case moved to court. June 18, 1985, DIVORCE DECREE filed. AND NOW, June 18, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between CINDY L. GUSTAFSON AND FREDERICK E. GUSTAFSON is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. BY ORDER OF THE COURT, Robert L. Walker, J.

1983

John F. Spataro

178.

JACK HENRY HIPPLE

vs.

PATRICIA MARIE HIPPLE

Filed Feb. 28, 1983

Tax & entry Paid $35.50
Pro Co pd 6-20-83 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

March 1, 1983, Counseling notices mailed.

June 20, 1983, 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 divorce complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated March 1, 1983. The Defendant acknowledged serviced on March 2, 1983 by accepting delivery on that date as evidenced by the attached signed return receipt.

John F. Spataro
Attorney for Plaintiff

June 20, 1983, Affidavit Of Consent for Plaintiff filed.

June 20, 1983, Affidavit Of Consent for Defendant filed.

June 20, 1983, Upon Praecipe of Attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this case moved to court.

June 30, 1983 DIVORCE DECREE FILED:

AND NOW, June 29, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JACK HENRY HIPPLE and PATRICIA MARIE HIPPLE

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

179.

THE FARMERS NATIONAL BANK, Now by Merger, MARINE BANK

vs.

MICHAEL S. HECKER
DEBORAH HECKER
BRUCE V. HECKER
MADELINE HECKER

Filed Feb. 28, 1983
@ 1:57 o'clock P.M.

Pro Simmons Paid $9.00
Plff on orig 6.50

AGREEMENT TO REVIVE

of

DSB 564 May Term 1978

The undersigned hereby agrees that the judgment entered on July 10, 1978 to Court of Common Pleas May 1978 - #564 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $9,200.00 plus costs.

Dated.....February 18, 1983
Debt.....$9,200.00
H - 114, 44, 24, 114
JUDGMENT
James F. Simmons,
Prothonotary

Aug 1, 1985 This Judgment Satisfied
(See paper filed)

Joseph Kulwicki

180.

JAMES E. GIBSON

vs.

MARY GIBSON

Filed Feb. 28, 1983

Tax & entry Paid $35.50

Pro Co Pd 6-2-83 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 2, 1983, Counseling notices mailed.

Mar. 11, 1983 Affidavit of Service filed: DEBRA A. CALVIN, being duly sworn according to law, deposes and says that she is an employee for Joseph F. Kulwicki, attorney at law, and as such, on February 28, 1983, she placed a certified copy of the divorce complaint in the above action in the United States mail, certified mail item number 800997, deliver to addressee only, restricted delivery, addressed as follows:

Mary Gibson
R.D.1
Townville, Pa. 16360

The signature card for said certified mail item number 800997 has been returned to Joseph F. Kulwicki, bearing the signature of Mary E. Gibson as having received same on March 8, 1983. Said receipt and signature card for certified mail item 800997 are attached hereto and made a part hereof.

FURTHER DEPONENT SAYETH NOT.

Debra A. Calvin

June 2, 1983 Affidavit of Consent of Defendant filed.

June 2, 1983 Affidavit of Consent of Plaintiff filed.

June 2, 1983 Upon praecipe of Plaintiff's attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.

June 16, 1983 DIVORCE DECREE FILED:

AND NOW, June 16, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JAMES E. GIBSON and MARY GIBSON

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Charles J. Swick

Shafer, Dornhaffer, Swick, Bailey & Irwin

181.

SANDRA L. RAYBUCK

vs.

LAWRENCE ROBERT RAYBUCK

Filed Feb. 28, 1983

Tax & entry Paid $35.50
Pro Co Pd 6-16-83 9.00
Pro Co Pd 7/20/83 5.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c)

1 copy (atty)

Mar. 2, 1983, Counseling notices mailed.

June 16, 1983 Affidavit of Service filed: CHARLES J. SWICK, being duly sworn according to law, deposes and says that he is the Attorney for the Plaintiff in the within captioned case; that he mailed a copy of the Complaint in Divorce endorsed with a Notice to Plead to LAWRENCE ROBER RAYBUCK, Defendant, at 501 Walnut Street, c/o Rick A. Raybuck, Meadville, Pennsylvania 16335, by Certified Mail, Return Receipt Requested, Certified No. P256 499 235 on March 1, 1983, that said copy of the Divorce Complaint was received by the Defendant on March 7, 1983, as evidenced by the attached return receipt for certified mail.

Charles J. Swick, Attorney for Plaintiff

June 16, 1983 Affidavit of Consent filed. (Defendant).

June 16, 1983 Affidavit of Consent of Plaintiff filed.

June 16, 1983 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) this case is moved to Court.

June 30, 1983 DIVORCE DECREE FILED:

AND NOW, June 29, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SANDRA L. RAYBUCK and LAWRENCE ROBERT RAYBUCK

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

July 19, 1983, Notice of Election To Retake Maiden Name filed. To Be Known As: SANDRA L. DOUD

1983

Douglas Ferguson

182.

MERLE A. FEDDERS

vs.

JULIA S. FEDDERS

Filed Mar. 1, 1983

Tax & entry Paid $35.50 ✓
1 Count Paid 15.00 ✓
Pro Co Pd 6/17/83 9.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 3, 1983, Counseling notices mailed.

Mar. 29, 1983, Affidavit of Service filed. Douglas W. Ferguson, Esq. being duly sworn according to law, deposes and says that he forwarded to the defendant, Julia Fedders, a copy of the Complaint in Divorce with regard to the above captioned matter to her last known address at P.O. Box 492, Dearborn Hall, H. R., Edinboro State College, Edinboro, Pa. 16412, by cert. mail, receipt no. P 342 261 309 attached hereto, with the date of delivery as March 11, 1983.

And further your deponent saith not.

Douglas W. Ferguson, Esq.

June 17, 1983, Affidavit of Consent of plaintiff filed.

June 17, 1983, Affidavit of Consent of defendant filed.

June 17, 1983, MEMORANDUM OF AGREEMENT as to Divorce, Alimony Pendente Lite, Custody, Counsel Fees, Equitable Distribution and Alimony, filed.

June 17, 1983, Upon Praecipe For Review Under 201(c) of the Divorce Code, of Plaintiff attorney, this case moved. to Court.

June 30, 1983 DIVORCE DECREE FILED:

AND NOW, June 29, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MERLE A FEDDERS and JULIA S. FEDDERS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. The Court incorporated the agreement of the parties dated May 23, 1983 and the addendum thereto dated June 16, 1983, as part of this Divorce Decree.

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

Bozic, Thomas &
Johnson
Bruce M. Johnson

183.

CLIFFORD E. DANIELS

vs.

ROBERT D. MILLER and
ANTHONY B. BALDWIN

Filed Mar. 1, 1983.

Tax & entry Paid $35.50 ✓

Sheriff's Costs 16.75
Pro Co Pd 3-23-83 9.00 ✓

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 392, page 1032.

Mar. 3, 1983 Sheriff's Return filed: SERVED Robert D. Miller, the within named defendant on March 2, 1983 at 10:59 A.M., by handing a true and attested copy of the within Complaint in Mortgage Foreclosure, AD 1983-183, at Bob Miller Real Estate, 969 Park Ave., Meadville, Crawford Co., Pa., the usual place of business of said defendant, to Virginia Birgy, the person for the time being in charge thereof

SERVED Anthony B. Baldwin, the within named defendant, on Mar. 2, 1983, at 10:58 A.M., by handing a true and attested copy of the within Complaint in Mortgage Foreclosure, AD 1983-183, at Bob Miller Real Estate, 969 Park Ave., Meadville Crawford Co., Pa., the usual place of business of said defendant, to Virginia Birgy, the person for the time being in charge thereof.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Mar. 23, 1983 @ 4:49 P.M. Upon praecipe of Plaintiffs Attorney, with notice of entry of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendants for failure to file an answer and damages are assessed as follows: Principal Seven Thousand Eight Hundred Forty-seven Dollars and Forty-two Cents; Interest from Nov. 18, 1982 to Jan. 13, 1983 One Hundred Forty-three Dollars and Nineteen Cents; 1980 Real Estate Taxes Four Hundred Seven Dollars and Twelve Cents; 1981 Real Estate Taxes Three Hundred Ninety-one Dollars Eighty-one cents; 1982 Real estate Taxes Three hundred Sixty-six Dollars and Ninety-six Cents; Attorney's Collection Commission of 5% Four Hundred Fifty-seven Dollars and Eighty-three Cents; REAL DEBT Nine Thousand Six Hundred fourteen Dollars and Thirty-three Cents.

Debt $9,614.33

M-206, B-11
Mar. 23, 1983 Judgment entered.

JUDGMENT
James F. Simmons
Prothonotary

Mar 24, 1983 Notice of entry of judgment mailed defendants.

Ex 1983-27

Harry Faber White, II

184.

Fuller, Kinnunen, Miller & Gamble

SHERYL R. POMPA

vs.

WILLIAM J. WINTERS

Filed Mar. 1, 1983

Tax and Entry Paid $35.50

Sheriff's Costs 14.75
Pro Co pd 12/27/84 6.00

M.V.
Jury Trial Demanded

COMPLAINT IN TRESPASS

1 copy (sheriff)

Mar. 10, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO William J. Winters personally the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1983-184, to him, on March 8, 1983, at 4:18 P.M., at his place of residence, at R.D.# 4,,Woodlands Trailer Park, lot 3, Meadville, in the County of Crawford, State of Pennsylvania.
So answers, Edgar D. Householder, Dep.Sheriff
Howard N. Stewart, Sheriff

Mar. 22, 1983 Appearance of Fuller, Kinnunen, Miller & Gamble, by Gordon R. Miller, Esq. for Defendant filed.

Mar. 22, 1983 Demand for Jury Trial filed.

Apr. 6, 1983, Notice of oral examination of Sheryl R. Pompa filed.

May 11, 1983, Notice of Deposition of Sheryl R. Pompa filed.

May 27, 1983, Answers to Interrogatoires To Plaintiff filed.

June 13, 1983 Notice of Depositions of Rolanda Kimple, Robert Scott Herbe, John Keeper and James Michael Johnson filed.

June 13, 1983 Notice of Filing Interrogatories filed.

June 22, 1983, Oral Deposition of Sheryl R. Pompa filed.

July 12, 1983 Notice of Deposition of Rolanda Kimple filed.

Aug. 4, 1983 Answers To Interrogatories To Defendant filed.

Oct. 20, 1983 Notice Of Deposition of Robert Scott,Herbe, John Keeper, James Michael Johnson, Rolando Kimple and James Adair filed.

Dec. 27, 1983 Oral Deposition Of James Arthur Adair, Wednesday-November 2, 1983 filed.

Dec. 27, 1983 Oral Deposition of John S. Keepwr, Wednesday-November 2, 1983 filed.

Dec. 27, 1983 Oral Deposition Of Robert Herbe, Wednesday-November 2, 1983 filed.

Jan. 11, 1984 Oral Deposition Of Rolanda Kimple Wednssday-November 2, 1983 filed.

Aug. 29, 1984 Certificate Of Readiness filed.

ON TRIAL LIST FOR OCTOBER 1984; No. 10; Jury

Dec. 26, 1984 Upon praecipe of Attorney for Plaintiff the above-captioned matter is marked settled and discontinued of record..

Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

185.

~~Gary A. Iorfido~~ withdrew

David P. Brandt

4/25/86 Rec'd $100.00 from plaintiff

4/25/86 Rec'd $400.00 from defendant

3/14/86 Paid Lois Combelic $82.50 Ck # 3241 James J. Summers, Esq.

3/25/87 Paid Lois Combelic $225.00 Ck # 3441 James J. Summers, Esq.

8/9/88 Paid $142.50 To Master Alan Pepicelli Ck # 4656

9/28/88 Rec'd $120.00 from Plaintiff

1/12/89 Rec'd $718.50 from Defendant's Atty.

1/12/89 Paid $838.50 To Alan Pepicelli, Master Fee Ck # 4837

1/19/89 Rec'd $119.00 from Plaintiff

2/28/89 Paid $119.00 to Alan Pepicelli, Master Fee, Ck # 4917

MARIANNE SALLUSTIO

vs.

ALEXIUS SALLUSTIO

Filed Mar. 1, 1983

Tax & entry Paid $35.50
1 Count Paid 4/12/83 15.00
Pro Co Pd 1/9/86 15.00
Pro Co Pd 10/12/88 30.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 3, 1983, Counseling notices mailed.

Mar. 9, 1983, Affidavit of Service filed. And now, Mar. 9, 1983, comes Mary Ann Kirkpatrick, Esq. beind duly sworn according to law, deposes and sets forth as follows:

1. That she is the Atty. for Marianne Sallustio, Plaintiff in the above captioned matter.

That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Cert. Mail No. P355 825 160 postmarked Mar. 1, 1983, to the last known address of the defendant Alexius Sallustio, R. D. #1, Box 393, Cooperstown, Pa. 16317.

3. That the Defendant, Alexius Sallustio, on Mar. 4, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pa. Rules of Civil Procedure. Mary Ann Kirkpatrick, ESq.

Apr. 8, 1983, Motion to Set Hearing on Alimony Pendente Lite, Counsel Fees, and Expenses, and Order filed. ORDER: AND NOW, April 8, 1983, a hearing on the Motion for Alimony Pendente Lite, Counsel Fees and Expenses is set for the 28th day of April, at 1:30 o'clock, P.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

By the Court,
Robert L. Walker, J.

Apr. 11, 1983, Copy of order to Atty. Kirkpatrick.

Apr. 18, 1983, Appearance of Gent, Thompson and Gent, by Gary A. Iorfido, attorneys for defendant filed.

Apr. 19, 1983, Motion to Strike Hearing Regardnng Alimony Pendente Lite, Counsel Fees and Espenses filed. (Defendant's)

Apr. 19, 1983, ORDER FILED. AND NOW, April 19, 1983, defendant's Motion to Strike the Hearing fixed for April 28, 1983 is denied; provided plaintiff files an amended complaint, petition or other proper pleading making claim for alimony pendente lite, counsel fees and expenses on or before the date of the hearing.

**BY ORDER OF THE COURT,
Robert L. Walker, J.**

April 19, 1983, Copies of Order to attorneys of record.

Apr. 21, 1983, Petition for Alimony Pendente Lite, Reasonable Counsel Fees, Costs and Expenses filed. (of plaintiff)

May 2, 1983, Motion to cancel the hearing set for April 28, 1983 because the parties have reached a settlement on these issues. Order filed AND NOW April 28, 1983 motion granted.

P. Richard Thomas,J.

May 2, 1983 Copies to Mary A. Kirkpatrick and Gary A.Gorfido.

May 2, 1983 Plaintiff's Inventory and Appraisement filed.

July 21, 1983, Motion for Appointment of Master and Order filed. ORDER: AND NOW, 7/25/83, Alan Pepicelli, is appointed Master in the above matter to hold a hearing and make report upon claims involving:

Divorce and Equitable Distribution

Deposit Required:

By Plaintiff: $100.00 By Defendant $400.00

Master may petition for additional funds from time to time.

PER CURIAM,
P. Richard Thomas, J.

July 26, 1983, copies of order to Mary Ann Kirkpatrick, and Gary A. Iorfido and Alan Pepicelli.

Aug. 1, 1983 Motion for Order and Order filed. AND NOW, July 29, 1983, it is hereby ordered that the attached Memorandum of Agreement as to Alimony Pendente Lite, Cost and Counsel Fees is an Order of Court.

**BY THE COURT
P Richard Thomas**

Aug. 1, 1983 Copies of order to Mary Ann Kirkpatrick and Gary A.Iorfido.

Aug. 1, 1983 Memorandum of Agreement as to Alimony Pendente Lite, Cost and Counsel Fees filed.

Oct. 19, 1983 Inventory and Appraisement of Defendant filed.

Nov. 21, 1983 Affidavit of Consent for Plaintiff filed.

Jan. 9,1986, Amended Complaint filed, adding count of Counsel fees, Costs and Expenses.

Jan 15, 1986 Motion ao Amend Complaint to Include counsel fees and Costs and Expenses and Order filed: And now, January 15, 1986, the above Motion is allowed, Nunc Pro Tunc.

**By the Court,
P. Richard Thomas, J.**

Jan 15, 1986 Copies of order to M. Kirkpatrick and G. Iorfido, Esqs.

Continued on page 534

1983

Bruce A. Barrett

186.

JENNINGS LEE BEST

vs.

JOANNA C. BEST

Filed Mar. 2, 1983

Tax & entry Paid $35.50

Proc Fd 7/1/83 9.00

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

Mar. 3, 1983, Counseling notices mailed.

Mar. 8, 1983, Affidavit of Service filed. Bruce A. Barrett, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his affidavit of service are true and correct to the best of his knowledge, information and belief.

1. That the affiant is the atty. for the plaintiff in the above captioned divorce action.

2. That a true and correct copy of a Complaint under section 201(c) of the Divorce Code was sent by registered mail to the defendant.

3. The registered mail was sent to JoAnna C. Best at 7807 Northwest, 68th Ave., Tamarac, Fl. 33319, on Mar. 2, 1983. The sender's receipt is attached hereto.

4. That the defendant received said registered mail on Mar. 5, 1983. Said receipt card number 342263048 is attached hereto and signed by JoAnna Best.

Bruce A. Barrett, Atty.

June 29, 1983 Affidavit of Consent of Defendant filed.

June 29, 1983 Affidavit of Consent of Plaintiff filed.

June 29, 1983 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.

July 21, 1983 DIVORCE DECREE FILED:

AND NOW, July 20, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JENNINGS LEE BEST AND JOANNA C. BEST

IS HEREBY DISSOLVED AND THE PARTIES ARE HEREBY DIVORCED AND ALL LEGAL DUTIES, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT.
Robert L. Walker, J.

Pepicelli and Pepicelli
Theodore H. Watts

187.

Anthony Vardaro

John H. Bozic, Jr.

1/4/84 Received $56.65 from plaintiff's atty. 1/5/84 Rec'd $52.65 Crawford County Comm Vernon A. Kelly

8/24/84 Received $56.65 from Opt., Chris Henry - mediation costs.

Rec'd $56.65 8/29/84 Vernon A. Kelly Chief Juvenile Clerk.

JOHN L. GRILL

vs.

CHRISTINE CROWE (Henry)

Filed Mar. 2, 1983

Tot + Entry Pd 11/30/83 35.50
Mediation costs 113.30
William Pineo, Mediator
Proc Pd 1/4/84 9.00

COMPLAINT FOR CUSTODY

Mar. 2, 1983, ORDER filed. AND NOW, March 2, 1983, a Complaint for Custody having been filed by the plaintiff, this matter is referred to William Pineo, Custody Mediator, who shall set a time and place for conference at which time the parties shall appear. A request having been made for the award of temporary custody to the plaintiff pending further disposition, a hearing is set on the question of temporary custody for March 4, 1983, at 11:00 o'clock A.M. in Courtroom 1 or 2, Courthouse, Meadville, Pennsylvania, which hearing shall be limited to the need for an immediate change of temporary custody pending further disposition.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mar. 2, 1983, Copies of order to Attys. T. Watts, A. Vardaro & W. Pineo.

Mar. 4, 1983, Order filed. AND NOW, March 4, 1983, after hearing, custody of Melissa Grill and James Grill is temporarily placed with their father, John L. Grill, until the meeting with the custody mediator to whom this case has been assigned.

BY ORDER OFTHE COURT,
Robert L. Walker, J.

Mar. 4, 1983, Copies of order to Attys. T. Watts. and A. Vardaro.

Nov. 16, 1983 Complaint for Visitation and Order filed: You, CHRISTINE CROWE HENRY, have been sued in Court to obtain visitation rights with Melissa Grill and James Grill. You are ordered to appear in person before William Pineo as scheduled for a conference.

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

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

Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street
Meadville, Pennsylvania 16335
Telephone: 724-7719
BY THE COURT,
Robert L. Walker, J.

Dated Nov. 16, 1983

Nov. 17, 1983 Copies of order to Theodore Watts, Esq. and Anthony Vardaro, Esq. and William Pineo, Esq.

Dec. 21, 1983, TEMPORARY ORDER filed. AND NOW, Dec. 21, 1983, after mediation in the above captioned case and upon the recommendation of the Child Cust-Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. Custody of the minor children, Melissa Grill and James Grill shall be with their mother, the defendant.

2. The father shall have the right to visit with said children on alternate weekends, beginning with the weekend of Dec. 30, 1983, from Friday at 7:00 P.M. through Sunday at 6:00 p.m.

3. In addition, the father shall have his children for visitation on Christmas Eve of 1983 from 10:00 a.m. until 9:00 p.m.

4. The parties shall arrange for counseling for themselves and for the children through the Mental Health Center or some other qualified counseling service as soon as is practicable. Each party shall cooperate as best as they can in carrying out the recommendations of the counselor.

5. Each party shall teach the children to give to the other party that love and respect which is due a parent from his children and neither shall do or say anything that might tend in the smallest decree to blacken the character of the other in the estimation of said children.

6. If either party shall find himself in the company of the other while in the sight or hearing of said children, he or she will behave in an amicable and civil manner toward the other.

7. Each party shall counsel his or her spouse not to interfere in any way with the relationship between the children and the other party nor to disparage the other party in any way.

8. It is deeply hoped that the counseling will be successful and that each party will be able to establish a healthy and loving relationship with said children and at least an amicable relation with each other. In that case, further adjustments will be necessary in the custodial arrangments and for that reason, either party may request further mediation at any time.

9. The Master has noted for the court that each party enjoys a modest income and therefore, the costs and fees of this mediation are fixed at $113.30 and are equally divided between the parties and the share of each party is assessed to him or her as costs in this case. Payment shall be made to the Prothonotarys of Crawford County.

10. Either party may move the court for a hearing De Novo for a period of 30 days from the date hereof. If neither party so moves, this Order shall be considered permanent except for the mediation provisions set out herein.

BY THE COURT,
Robert L Walker, J.

Dec. 22, 1983, copies of order to Attys. T. Watts and Anthony Vardaro and William Pineo.

CONTINUED ON PAGE 559

Pepicelli and
Pepicelli
Theodore H. Watts

188.

JOYCE STONE

vs.

WYATT D. WILSON

Filed Mar. 2, 1983

Tax & entry Paid $35.50
Sheriff's Costs 25.00
Pro Co Pd 5/13/83 9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

1 copy (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 403, page 344.

Apr. 6, 1983, Complaint Reinstated.

Apr. 18, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Wyatt D. Wilson, personally the within named defendant, by handing a true copy of the within Complaint in Action of Mortgage Foreclosure, AD 1983-188, to him, on April 6, 1983 at 3:17 P.M., at his place of residence, Maple Ave., West Side, Conneaut Lake, Crawford Co., Pa.
So answers, John E. Wilkinson, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, May 10, 1983, Upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an answer, and the damages are assessed in the amount of Nine Thousand Five Hundred Sixty and 90/100 Dollars, including int. from 1/31/83 of $386.10, atty. fees, $436.90.

Debt - - $9,560.90
JUDGMENT
James F. Simmons,
Prothonotary

W - 248
Judgment entered - 5/10/83

Ex. 1983-44

1983

Altomare & Barnhart
Joseph Altomare

189.

Emil Spadafore, Jr for Marine Bank

CLEMENT J. GIONTI and JOSEPH D. GIONTI

vs.

JOSEPH LIMANO and MARINE BANK

Filed Mar. 3, 1983 and Issued

Tax & entry Paid $35.50

Sheriff's Costs 22.75

SUMMONS IN ASSUMPSIT

Issued (sheriff)

Mar. 3, 1983, Notice of Deposition by plaintiffs filed.

Mar. 11, 1983 Sheriff's Return filed: NOT FOUND, as to the within named defendant, Joseph Limano, as of March 4, 1983.
SERVED Marine Bank, within named defendant, on Mar., 4, 1983, at 4:08 P.M., by handing a true and attested copy of the within Summons in Assumpsit and Notice of Deposition, AD 1983-189, at Park Ave., Meadville, Crawford Co., Pa., the usual place of business to C. Conrad Monroe, Vice President and the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 6, 1983, Oral Depositions of C. Conrad and Thomas W. Lennox filed.

June 24, 1983, Acceptance Of Service filed. I, Emil M. Spadafore, Jr., Esq. Attorney for Marine Bank, do hereby accept service of a true and correct copy of the original Complaint in the above-captioned action this 24 day of June, 1983, on behalf of Marine Bank, Defendant. Emil M Spadafore

July 1, 1983 Complaint In Assumpsit filed.

Aug. 5, 1983, Answer of Marine Bank, Defendant, with New Matter filed.

Dec. 16,1983, Answer to New Matter filed.

Dec. 23, 1983 Certificate of Readiness filed.

Jan, 3, 1984 Objections To Certificate Of Readiness and Order filed. AND NOW this 3 day of Jan. 1984, upon consideration of the within Objectionsto the Certificate of Readiness filed by the Plaintiff, a rule is hereby entered on the Plaintiff to show cause, if any he has, why this case should not be listed for trial on the April 1984 trial list. Rule returnable at January 1984 argument list. Robert L. Walker, J
Jan, 4, 1984 copies of order to Joseph Altomare and Emil Spadafore.

ON ARGUMENT LIST FOR JANUARY 30, 1984; No. 7

ON FEBRUARY 1984 TRIAL LIST: No. 15 (Dft. Limano did not receive copy of trial list - address unknown)

Feb 1, 1984 Motion to Continue Trial and Order filed: And now, February 1, 1984, Motion granted.
P. Richard Thomas, J.
Feb. 1, 1984 Copies of order to Joseph Altomare and Emil Spadafore, Esqs.

Feb. 16, 1984 Notice Of Service Of Interrogatories To Plaintiffs filed.

Mar 9, 1984 Notice of Depositions of Clement J. Gionti and Joseph D. Gionti filed.

ON APRIL 1984 CIVIL TRIAL LIST; No. 7. (trial list not sent to dft Limano,address unknown)

Mar. 21, 1984, Answers of Dft. Marine Bank to Request for Production filed.

Mar. 21, 1984, Answers of Dft. Marine Bank to Interrogatories (first set) filed.
* SEE * BELOW FOR MOTION FOR SUMMARY JUDGMENT & ORDER
Mar. 26, 1984 Request For Pre-Trial Conference filed.

(No address known for dft Limano; tentative trial list and pretrial conference schedule was not mailed to said defendant)

Apr. 2, 1984, Plaintiff's Motion for Summary Judgment filed. 1 copy (atty)

Apr. 4, 1984, Transcript of Proceedings of depositions of Joseph D. Gionti and Clement J. Gionti, filed.

*

Mar 23, 1984 Motion for Summary Judgment and Order filed: AND NOW, this 23rd day of March, 1984, upon consideration of the attached Motion a hearing is hereby set for the 2nd day of April, 1984, at Pretrial conference in the Crawford County Courthouse. BY ORDER OF THE COURT,
Robert L. Walker, J.
Apr. 23, 1984 Copies of order to Joseph Altomare and Emil Spadafore, Esqs.

ON OCTOBER 1984 TRIAL LIST: No. 2; Jury

Sept. 27, 1984 Order filed: AND NOW, September 24, 1984, at the call of the trial list, the Court notes the case was reported settled in April and is again reported settled. ACCORDINGLY, IT IS stricken from the Trial List and will not be re-entered on the trial list without apecial Order of Court.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Sept. 28, 1984 Copies of order to Joseph Altomare, Emil Spadafore.

Shafer, Dornhaffer Swick, Bailey & Irwin
Paul D. Shafer

190.

Pepicelli and Pepicelli
Theodore H. Watts

JAMES SCHULTZ and PAUL SCHULTZ d/b/a and trading as SCHULTZ INDUSTRIES

vs.

ARTHUR E. STEWART, trading and doing business as STEWART EXCAVATING COMPANY

Filed Mar. 3, 1983

Tax & entry Paid $35.50
Sheriff's Costs 12.75

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 10, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Arthur E. Stewart, personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-190, to him, on March 8, 1983, at 3:30 P.M., at Stewart Excavating Company, R.D.# 2, Meadville, in the County of Crawford, the State of Pennsylvania.

So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

Apr. 4, 1983, Answer to Complaint in Assumpsit filed.

Apr. 25, 1983 Reply to New Matter filed.

Jan. 5, 1984, Oral Depositions of Arthur Stewart, Darlene Stewart and Paul Russell Schultz and James A. Schultz, filed.

Feb. 28, 1984 Upon praecipe For Non-Jury Trial And Certificate Of Readiness filed.

ON APRIL 1984 CIVIL TRIAL LIST: No. 23 - NON JURY

Apr. 11, 1984 Order Setting Nonjury Trial filed. AND NOW, April 10, 1984, nonjury trial in the above matter is hereby set for May 3, 1984, at 9:30 A.M., in Courtroom No. 1. BY ORDER OF THE COURT, P Richard Thomas, P.J.

Apr. 11, 1984 Copies to Paul Shafer and Theodore Watts.

May 2, 1984 Motion to continue the trial set for May 3, 1984 and Order filed. AND NOW, May 2, 1984 Upon consideration of the foregoing Motion, the hearing scheduled for May 3, 1984 at 9:30 A.M. is continued generally. Pro list for Junde non-jury trial list. P Richard Thomas, J

May 3, 1984 Copies to Paul Shafer and Theodore Watts

ON TRIAL LIST FOR OCTOBER 1984; No. 21; Non Jury

Oct. 30, 1984, Motion to Continue above case for reason that Defendant has filed bankruptcy, and order filed. ORDER OF COURT: And now, Oct. 29, 1984 motion granted and case continued generally, to be rescheduled upon motion of either party. P. Richard Thomas, J.

Oct. 30, 1984, copy of order to Attys. Paul Shafer and T. Watts.

Shafer, Dornhaffer Swick, Bailey & Irwin
Robert Dornhaffer

191.

RUTH M. CANEER

vs.

THOMAS BARRETT, his heirs and assigns

Filed Mar. 3, 1983 at 4:28 o'clock P.M.

Tax & entry Paid $35.50
Pro Co Pd 6/13/83- 9.00

COMPLAINT - ACTION TO QUIET TITLE

Mar. 4, 1983, Affidavit of Whereabouts of Defendants filed.

Mar. 4, 1983, Motion For Service by Publication and Order For Service by Publication filed. ORDER: AND NOW, this 4th day of March, A.D. 1983, upon consideration of the foregoing Motion, the Plaintiff is hereby granted leave to make service of the Complaint on Thomas Barrett, his heirs and assigns, by publication of the attached Legal Notice entitled Action to Quiet Title once in the Meadville Tribune, a newspaper of general circulation in Crawford County, Pa. and once in the Crawford County Legal Journal.

By the Court:
P. Richard Thomas, J.

Mar. 4, 1983, Copy of order to Robert Dornhaffer, ESq.

Apr. 27, 1983, Affidavit of Service filed. Robert B. Dornhaffer, Esq., being duly sworn according to law, deposes and sets forth as follows, To-wit:

That he did cause a legal notice to be published in the Meadville Tribune a newspaper of general circulation in Crawford County, Pa, on March 10,1983; and in the Crawford County Legal Journal on March 16, 1983, all pursuant to the Order of this Court dated March 4, 1983. Proof of publication in both the Tribune and the Crawford County Legal Journal is attached hereto to this Affidavit.

Moreover, the said Legal Notice in the above captioned matter published in the Meadville Tribune and Crawford County Legal Journal contained the notice required by Rule 1009 (f) of the Pa. Rules of Civil Procedure, which notice required the Defendants, or any of them, to enter a written appearance personally or by an attorney within twenty (20) days of the publication of the said legal notice on March 16, 1983.

Furthermore, your affiant says that no Answer has been made by any of the Defendants nor any entry of Appearance filed on their behalf in this Court as of the date of this Affidavit.

And further Affiant saith not. Robert B. Dornhaffer, Esq.

May 11, 1983, Motion For Final Judgment in Action to Quiet Title and Final Order and Decree filed. FINAL ORDER AND DECREE: AND NOW, this 11th day of May, 1983, an Affidavit of Service of the Complaint in the above Action to Quiet Title by publication together with a Notice to Plead having been filed and no Answer having been made by any of the Defendants or any entry of Appearance filed on their behalf, this Court now, upon Motion of Shafer, Dornhaffer, Swick, Bailey & Irwin, attorneys for the plaintiff, and pursuant to Rule 1066 of the Pa. Rules of Civil Procedure, hereby orders and decrees that the Defendants above named, their heirs and assigns, be, and they are hereby, forever barred from asserting any right, lien, ittle or interest in the subject premises in Vernon Township, Crawford County, Pa. as more fully described in Exhibit A attached hereto and incorporated herein by reference, inconsistent with the interest or claim of the plaintiff as set forth in her Complaint, unless the Defendants, or any of them file an Action in Ejectment against the Plaintiff, file written objections to this Order or file any such other action inconsistent with the interest or claim of the plaintiff as set forth in her Complaint within thirty (30) days following the date of this order. The Prothonotary of Crawford County, Pa., shall, if such action is not taken by the Defendants within the aforementioned thirty (30) day period, on praecipe of the Plaintiff, enter a final judgment against each of the Defendants, their heirs and assigns, forever barring them from asserting any right, lien, title or interest in or to the aforementioned premises and forever barring them from impeaching, denying or in any way attacking Plaintiff's title to said premises, or from issuing or maintaining any action attacking the same or any part thereof.

PER CURIAM,
P. Richard Thomas, J.

May 11,1983, copy of order to Atty. Dornhaffer.

And Now, June 13, 1983, at 4:33 o'clock P.M., upon praecipe of plaintiff attorney, Final Judgment is hereby entered in this case, in favor of the plaintiff and against the defendant, his heirs and assigns, for failing to answer, pursuant to the foregoing Order of Court.

"B - 164"

FINAL JUDGMENT
James F. Simmons,
Prothonotary

6/13/83 - Judgment entered

1983

Culbertson, Weiss, Schetroma and Schug
William Walker

192.

Elwood Grubbs, ProSe
Quinn, Gent, Buseck & Leemhuis by Donald C. Buseck

JOSEPH ARENDASH

vs.

ELWOOD GRUBBS and
MRS. ELWOOD GRUBBS

Filed Mar. 3, 1983

Tax & entry Paid $35.50
Sheriff's Costs 36.25
Pro Co Pd 4/12/83- 15.00
Pro Co pd 5/27/83 5.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

Mar. 14, 1983 Answer filed.

Apr. 4, 1983 Sheriff's Return filed: SERVED ON THE WITHIN NAMED Defendants Elwood Grubbs and Mrs. Elwood Grubbs, by deputizing the Sheriff of Erie Co., Pa as per his affidavit of service hereto attached. Served Mar. 8, 1983.
So answers, Howard N. Stewart, Sheriff
Before me the undersigned authority, personally appeared Lt. James D. Kanash, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 8th day of March, 1983, at 2:00 P.M. EST, Crawford Co., Pa., upon Defendant Elwood Grubbs and Mrs Elwood Grubbs, at Route #20, Erie Co., West Springfield, Pa. by making known the contents thereof to Elwood Grubbs, personally and handing to and leaving with him the certified copy of the Complaint in Assumpsit received from Crawford Co., Pa.,

Lt. James D. Kanash, Deputy Sheriff
Robert N. Michel, Sheriff

Apr. 12, 1983, Upon praecipe of plaintiff attorney, for Reference to the Arbitrators, the following Arbitrators are appointed: Joan D. Mason, Chairman
Gerald D. Prather
Curtis E. Blystone

Apr. 29, 1983 Arbitrator's take qualifying oaths.

June 8, 1983 Affidavit of Service filed. And Now, June 8, 1983, comes Michael W. Brown, being duly sworn according to law, deposes and sets forth as follows: 1. That he is employed by the Law Firm of Culbertson, Weiss, Schetroma and Schug, 911 Diamond Park, Meadville, Pennsylvania, 16335. 2. That om information furnished to him by the Law Firm, he caused a Subpoena to be served on Lawrence C. Bolla, Esquire, of Quinn, Gent, Buseck and Leemhuis, Inc., 1400 G. Damiel Baldwin Building, Eriw, Pennsylvania, 16501, by serving Bonnie Wolford, Secretary to Lawrence C. Bolla, Esquire, on May 26, 1983, at 10:37 o'clock, A.M. #. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rule of Civil Procedure.

Michael W. Brown

June 27, 1983, Appearance of Quinn, Gent, Buseck and Leemhuis, Inc. by Donald C. Buseck for Defendants filed.

June 27, 1983, Upon praecipe for Attorney for Plaintiff, signed by the Attorney for Defendants, marked caption case settled and discontinued filed.

1983

193.

THE FARMERS NATIONAL BANK Now by merger, MARINE BANK
Conneautville, Pa. 16406

vs.

PAUL H. GRAFF and
CAROL J. GRAFF

Filed Mar. 4, 1983
@ 9:40 o'clock A.M.

Pro Simmons Paid $9.00
Plff on orig 6.50

AGREEMENT TO REVIVE

of

DSB 848 May Term 1978

The undersigned hereby agrees that the judgment entered on Aug. 29, 1978, to Court of Common Pleas May '78 #848 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $14,041.78 plus costs.

Dated.....March 1, 1983
Debt.....$14,041.78
G - 134, 34.....JUDGMENT

James F. Simmons,
Prothonotary

Aug 1, 1985 This Judgment Satisfied (See paper filed) ✓

1983

M.V.

Harry N. Sydor 194.	PATRICIA L. MICHAELSON vs. WILLIAM DAVIDSON, SR. Filed Mar. 4, 1983 Tax & entry Paid $35.50 **Sheriff's Costs 35.75** Pro Co Pd 5/2/83- 5.00	COMPLAINT IN TRESPASS 1 copy (sheriff) **Mar. 16, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeamd Victoria Guido, who being duly sworn according to law, deposes and says that on the 9th day of March, 1983, at 10:35 A.M. he served Angelina Davidson, Sr. Wife, filed Mar. 4, 1983 at AD 1983-194, Beaver Co., Pa., upon William Davidson, Sr. at 491 Center Grange Rd., Monaca, Pa. by making known the contents thereof to Angelina Davidson, Sr. Wife and handing to and leaving with her the certified copy of the Complaint in Trespass received from Crawford Co. Victoria L. Guido, Deputy Sheriff Frank Policaro, Jr. Sheriff** Apr. 29, 1983, Upon praecipe of plaintiff attorney this case marked settled and discontinued of record.

1983

Charles J. Vollmer

Stonecipher, Cunningham, Beard & Schmitt

195.

E. Max Weiss

BAUSCH & LOMB, INC.

vs.

R. GARY POOLE, O.D.

Filed Mar. 4, 1983

Tax & entry Paid $35.25 ✓

Pro Co Pd 2/27/85- 5.00 ✓

APPEAL OF PLAINTIFF FROM JUDGMENT OF ESTELLE S. REISNER, DISTRICT MAGISTRATE

Mar. 9, 1983, Proof of Service filed.

Apr. 5, 1983, Complaint in Assumpsit filed.

Nov. 30, 1983, ORDER filed. AND NOW, this 30th day of November, 1983, upon agreement of the parties, it is:

ORDERED that:

1. The balance due Plaintiff from Defendant is $1,265.90;

2. That the Defendant agrees to pay and the Plaintiff agrees to accept payments of $100.00 per month beginning on Nov. 1,1983 and continuing on the same date of each and every month thereafter until the full balance due is paid;

3. That in the event any installment is not paid within 15 days of the due date, Plaintiff may enter judgment, without further Order of Court, upon affidavit of counsel, for the full balance then remaining due.

BY THE COURT,
P. Richard Thomas, J.

Nov. 30, 1983, copies of order to Attys. Charles Vollmer and E. Max Weiss.

Feb. 27, 1985, Upon praecipe of plaintiff attorney, the above captioned case is marked satisfied of record.

196.

Joseph Kulwicki

COMMONWEALTH OF PENNSYLVANIA

vs.

CLEMMER L. MOORE, JR.

Filed Mar. 4, 1983

Tax & Entry Pd 4/5/83 $35.50 ✓

Pro Co paid 6/29/83 9.00 ✓

PETITION FOR APPEAL FROM SUSPENSION OF DRIVING PRIVILEGES AND SUPERSEDEAS

1 copy (Dept. of Trans)

PRELIMINARY ORDER:

AND NOW, this 4 day of March, 1983, upon consideration of the foregoing petition and on motion of Joseph F. Kulwicki, Esq. attorney for the petitioner, a hearing de nova is granted to determine whether the action of the Department of Transportation suspending the driver's license of the petitioner should be set aside.

RETURNABLE for hearing on the 26 day of April, 1983, at 1:30 P.M. in Courtroom number one or two of the Crawford County Court house, Meadville, Pa.

The Prothonotary of Crawford County shall notify the Department of Transportation immediately of the hearing as aforesaid and pending hearing of this matter, the appeal shall operate as a supersedeas, staying the suspension Order pending a final determination of same.

BY THE COURT,
P. Richard Thomas, J.

Mar. 7, 1983, copy of order to Atty. Kulwicki.

April 29, 1983 Order filed. AND NOW, April 29, 1983, the petitioner's appeal is sustained and the Department of Transportation is directed to reinstate his driving privileges for the reasons set forth in a Memorandum this day filed in the case of Commonwealth V. Lonkoske, 1983-234, a copy of which Memorandum is attached hereto.

BY ORDER OF THE COURT,
ROBERT L. WALKER, J.

May 2, 1983, copies of order to Joseph F. Kulwicki and Commonwealth of Pennsylvania Department of Transportation.

June 27, 1983 Preliminary Order filed:AND NOW, this 27 day of June, 1983, upon consideration of the foregoing petition and on motion of Joseph F. Kulwicki, Esq., atty. for the petitioner, a hearing de nova is granted to determine whether the action of the Department of Transportation suspending the driver's license of the petitioner should be set aside.

RETURNABLE for hearing on the 5 day of Aug., 1983, at 10 A.M. in Courtroom number one or two of the Crawford County Court House, Meadville, Pa.

The Petitioner shall notify the Department of Transportation immediately of the hearing as aforesaid and pending hearing of this matter, the appeal shall operate as a supersedeas, staying the suspension Order pending a final determination of same.

BY THE COURT,
P. Richard Thomas, J.

June 28, 1983 Copies of order to Joseph Kulwicki, Esq. and Nancy Norkus, Esq.

Aug. 19, 1983 Order filed. AND NOW, August 19, 1983, the motion of the Department of Transportation to quash the appeal by reason of it not having been timely filed is granted.

BY ORDER OF THE COURT,
Robert L. Walker, J

Aug. 20, 1983 Copies of order to Nancy Norkus and Joseph F. Kulwicki.

Aug. 20, 1983 Exhibit filed.

1983

Charles J Swick

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

197.

WILLIAM J. PRICE

vs.

MARTHA ROSE PRICE
a/k/a
MARTHA NICHOLS

Filed Mar. 4, 1983

Tax & entry Paid $35.50

COMPLAINT IN DIVORCE UNDER SECTION201(d)

1 copy (atty)

Mar. 4, 1983, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Mar. 8, 1983, Counseling notices mailed.

June 16, 1997 IMPORTANT NOTICE AND COURT ORDER filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 3/4/83 . 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 August 5, 1997 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 August 5, 1997. 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: June 16, 1997

June 16, 1997 Copies mailed by Court Administrator's Office.

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

1983

Culbertson, Weiss, Schetroma & Schug David L. Hotchkiss 198.	MERCER COUNTY CONSORTIUM SERVICES, INC. vs. UNITY INSTITUTE FOR HUMAN DEVELOPMENT, INC. Filed Mar. 4, 1983 Tax & entry Paid $35.50 **Sheriff's costs 12.75** Pro Co Pd 5-16-83 9.00 U-183 5-16-83 Judgment Entered.	COMPLAINT IN ASSUMPSIT 1 copy (sheriff) **Mar. 11, 1983 Sheriff's Return filed: SERVED Frederick Harris, the within named defendant on Mar. 10, 1983 at 10:05 A.M., by handing a true and attested copy of the within Complaint in Assumpsit, AD 1983-198, Unity Institute for Human Development, Inc., 865 Market St., Meadville, Crawford Co., Pa., the usual place of business of said defendant, to Donna Mosbacher, the person for the time being in charge thereof.** **So answers, Edgar D. Householder, Deputy Sheriff** **Howard N. Stewart, Sheriff** AND NOW, May 16, 1983 @ 1:03 P.M. Upon Praecipe of Plaintiff's Attorney with Affidavit of notice of entry of Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the same is liquidated at the sum of Four Thousand One Hundred Twenty-eight Dollars and Ninety-one Cents. Debt $4,128.91 JUDGMENT James F. Simmons Prothonotary

1983

Joseph Kulwicki

199.

LINDA VAUGHN

vs.

RALPH VAUGHN, JR.

Filed Mar. 7, 1983

Tax & entry Paid $35.50 ✓
Pro Co Pd 6/10/83 9.00 ✓
Pro Co Pd 7/25/83- 5.00 ✓

COMPLAINT UNDER 201(c) OF DIVORCE CODE

1 copy (atty)

Mar. 8, 1983, Counseling notices mailed.

Mar. 11, 1983 Affidavit of Service filed: DEBRA A. CALVIN, being duly sworn according to law, deposes and says that she is an enployee of Joseph F. Kulwicki, Attorney at law, and as such, on March 7, 1983, she placed a certified copy of the above divorce action in the United States mail, certified mail item number 800998, restricted delivery, deliver to addressee only, addressed as follows:

Mr. Ralph Vaughn, Jr.
R.D.2
Cochranton, Pa. 16314

The signature card for certified mail item number 800998 was returned to Joseph F. Kulwicki, bearing the signature of Ralph Vaughn, Jr., as having received same on March 8, 1983.

Said receipt and signature card for certified mail item number 800998 are attached hereto and made a part hereof.

FURTHER DEPONENT SAYETH NOT.

Debra A. Calvin

June 10, 1983, Affidavit of Consent of plaintiff filed.

June 10, 1983, Affidavit of Consent of defendant filed.

June 10, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

June 30, 1983 DIVORCE DECREE FILED:

AND NOW, June 29, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LINDA VAUGHN and RALPH VAUGHN

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

July 25, 1983, Notice of Intention to Retake Maiden Name filed. To Be Known as LINDA McNAMARA

Culbertson, Weiss, Schetroma & Schug
Mary A. Kirkpatrick

200.

Woolery & Malett

8/31/83 Received #400.00 from plaintiff

12/5/83 Recd #400.00 for Wayne Shumaker. Nancy J Mongelli.

3/7/86 Recd $400.00 from Plaintiff

6/9/86 Recd $100.00 from defendant.

6/24/87 Paid #399.00 To Lois Conklin Ck#4133 Steno Fee,

8/10/87 Recd $350.00 From Defendant Master Fee

9/17/87 Recd. $650.00 From Plaintiff Master Fee

12/3/87 Paid #1101.00 To Anthony Vardaro, Esq. Partial Master Fee Ck#4501 James J Summers Pro.

2/24/88 Recd. $511.50 from Plaintiff

2/24/88 Paid $511.50 to Anthony Vardaro, Esq Master Fee Ck#4405 James J Summers. Pro

WAYNE SHUMAKER

vs.

JUDY C. SHUMAKER

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Filed Mar. 7, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Anthony Vardaro Master
Pro Co 9/14/83 15.00
Pro Co Pd 6/12/87 9.00

Mar. 8, 1983, Counseling notices mailed.

Mar. 15, 1983, Affidavit of Service filed. And Now, this 15th day of March, A.D. 1983, comes Mary Ann Kirkpatrick, Esq., being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Wayne Shumaker, Plaintiff in the above matter.

2. That on information furnished to her by the Plaintiff, she caused a cert. copy of the Complaint in Divorce to be forwarded by Cert. Mail No. P355 825 286 postmarked Mar. 10, 1983, to the last known address of the Defendant, Judy C. Shumaker, R. D. #5, Box 939, Meadville, Pa. 16335.

3. That the Defendant Judy C. Shumaker on the 11th day of March 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure. Mary Ann Kirkpatrick, ESq.

Apr. 28, 1983 Appearance of Woolery & Malett by Marilyn Woolery, Esq. for Defendant filed.

Apr. 28, 1983 Notice of Service of Interrogatories filed.

May 6, 1983, Inventory And Appraisement for the Defendant filed.

May 9, 1983, Plaintiff's Inventory and Appraisement filed.

June 15, 1983, Motion For Appointment Of Master and Order filed. AND NOW, June 16, 1983, AnthonyVardaro is appointed Master in the above matter to hold a haaring and make report upon claims involving: Equitable Distribution. Deposit required: By Plaintiff $400.00, By Defendant $100.00.

PER CURIAM,
Robert L. Walker,J

June 17, 1983 Copies of order to Mary A. Kirkpatrick, Marilyn Woolery, and Anthony Vardaro.

June 20, 1983, Interrogatories And Answers Thereto filed.

July 29, 1983 Complaint Raising Claims Under The Divorce Code Act 26 Of 1980 - Alimony, Alimony Pendente Lite, Counsel Fees And Expenses - filed.

Nov. 16, 1983, Affidavit of Consent of plaintiff filed.

Dec. 2, 1983 Petition for Release of Master's Fees and Order filed: AND NOW, this 2 day of Dec., 1983, the Prothonotary of Crawford County is authorized to release the Fourt Hundred Dollars ($400.00) to the plaintiff. To be redeposited within 7 days of Def. filing her consent.

**By the Court,
P. Richard Thomas, J.**

Dec. 2, 1983 Copies of order to Mary Ann Kirkpatrick, Marilyn Woolery and Anthony Vardaro Esqs.

Feb. 25, 1986 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

Oct. 6, 1986 Notice Of Scheduled Master's Hearing filed.

Oct. 15, 1986 Second Amended INventory and Appraisement filed.

Mar. 20, 1987 Notice Of Scheduled Master's Hearing filed.

Apr. 6, 1987 Petition For Bifurcation and Order filed. And Now, April 6, 1987, upon presentation of Plaintiff's Motion of Bifurcation a hearing thereon is scheduled for May 1, 1987, at 2:00 o'clock P.M., in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania.

By The Court,
P. Richard Thomas, J

apr. 8, 1987 Copies of order to Mary Ann Kirkpatrick, Marilyn Woolery and Anthony Vardaro

May 1, 1987 Petition For Allowance Of Amendment Of Inventory filed.

May 1, 1987 Order filed. AND NOW, May 1, 1987, Defendant having petitioned for allowance of amendment of her inventory appraisement, she is permitted to file such an amended inventory appraisement provided the language thereof is modified from that submitted to the Court his date to make it clear whether the business interests referred to are corporations or partnerships and and to make it clear that any co-owner, either of corporate stock or a partnership interesst is not the Defendant, and further amended to specify the date as of which the said appraisals are effective; said amendment to be filed in its final form on or before May 7, 1987.

Plaintiff has filed a petition to be permitted bifurcation and the grant of a decree dissolving the marriage prior to the resolution of the economic issues. Defendant has indicated that while she is opposed to such a bifurcation at this point in time, she would not be opposed to such an Order being granted following the conclusion of the Master's hearing presently scheduled for May 27, 1987 and May 28, 1987. Decision on the bifurcation is, therefor, reserved until June 1, 1987, at which time if the Master's hearing has been

200
A

1983

Shumaker vs. Shumaker A.D. 1983 - 200 Divorce

concluded, we will assume in the absence of some further knowledge that birfurcation is consented to, and if the Master's hearing has not been concluded, then the Court will make a determination based upon the testimony received this date.
Anthony J. Vardaro, Master is DIRECTED that he is not to grant any continuance ofthe Master's hearing without prior Court approval.
BY ORDER OF THE COURT,
Robert L. Walker, J

May 4, 1987 Copies of order to Mary Ann Kirkpatrick, Marilyn Wooldery and Anthony Vardaro

May 4, 1987, Third Amended Inventory and Appraisement filed.

May 22, 1987 Amended Complaint by agreement of both parties filed. (201(d)

June 2, 1987, ORDER Filed. AND NOW, June 1, 1987, in accordance with the Order entered May 1, 1987, and the court having been advised that the Master's Hearing sc heduled for May 27, and 28, 1987, has been completed, an Order is entered bifurcating the issues of dissolution of the marriage and other issues, and granting either party the right to submit the issue of dissolution ofthe marriage to the court for disposition.
BY ORDER OF THE COURT
Robert L. Walker, J.

June 2, 1987, copies of order to Attys. M. Kirkpatrick, Marilyn Woolery, and Anthony Vardaro.

June 2, 1987, Upon petition for entry of divorce decree, this case moved to court.

June 9, 1987 Upon Praecipe of Plaintiff's Attorney for Review Under 201(d) of the Divorce Code, this case is moved to Court.

June 16, 1987 **DECREE AND ORDER FILED.**

And Now, June 16, 1987, it is ordered and decreed that Plaintiff and Defendant are divorced from the bonds of matrimony, and it is further ordred that the claims of equitable distribution, counsel fess and costs are reserved and that the Court retain jurisdiction over the reserved claims. Pending further and final order of Court, neither party is to dispose of marital assets other than as is necessary and proper inthe ordinary course of operation of Plaintiff's businesses
By The Court:
P. Richard Thomas, J

June 29, 1987 Motion to Pay Court Reporter and Order filed: AND NOW, this 29 day of June, 1987, upon presentation of the foregoing Motion, the Prothonotary of Crawford County is directed to issue to the Master a check to the order of Lois Conklin Reporting Service in the amount of $399.00, said payment to be made from funds deposited by the parties to this action with the Prothonotary of Crawford County.
BY THE COURT,
P. Richard Thomas, J.

June 30, 1987 Copies of order to Mary Ann Kirkpatrick, Marilyn Woolery and Anthony Vardaro, Esqs.

July 27, 1987 Petition To require Additional Deposit and Order filed. AND NOW, this 27 day of July, 1987, upon consideration of the foregoing Petition and upon Motion of Anthony J. Vardaro, Master, Wayne Shumaker, Plaintiff, is directed to deposit the addition sum of $650 with the Prothonotary of Crawford County and Judy C. Shumaker, Defnedant, is directed to deposit the sum of $350 with the Prothonotary of Crawford County. Both deposits shall be made forthwith and with prejudice of master to allocate fees & costs equitably in final report.
BY THE COURT:
P. R. Thomas, J

July 29, 1987 copies of order to Mary Ann Kirkpatrick, Marilyn Woolery and ANthony vardaro

Aug. 7, 1987, ORDER filed. AND NOW, August 6, 1987, the order of court heretofore entered July 27, 1987, in the above captioned matter is hereby amended to read as follows:
AND NOW, this 27th day of July 1987, upon consideration of the foregoing petition and upon motion of Anthony J. Vardaro, Master, Wayne Shumaker, Plaintiff, is directed to deposit the additional sum of $650 with the Prothonotary of Crawford County and Judy C. Shumaker, Defendant, is directed to deposit the sum of $350 with the Prothonotary of Crawford County. Both deposits shall be made forthwith and without prejudice of Master to allocate fees and costs equitable in final report.
BY ORDER OFTHE COURT,
P. Richard thomas, J.

Aug. 10, 1987, copies of order to M. Kirkpatrick, M. Woolery and A. Vardaro.

Nov. 4, 1987, Notice of Filing Master's Report filed.

Nov. 4, 1987, Master's Report filed.

Nov. 4, 1987, Transcript of Proceedings of Master's Hearing filed.

Nov. 16, 1987 Defendant's Exceptions To Master's Report filed.

Nov. 16, 1987 Plaintiff's Exceptions to Master's Report filed.

Continued on next page

200
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1983

Shumaker vs. Shumaker A.D. 1983 - 200 DIVORCE

Dec. 3, 1987 Petition For Payment Of Master's Fees and Order filed. AND NOW, this 2 day of Dec., 1987, upon consideration of the foregoing Petition and upon Motion of Anthony J. Vardaro, Esquire, Master, the Prothonotary of Crawford County is directed to pay to the Master, the sum of $1,101.00 toward a Master's fee of $1,612.50. The balance of the Master's fee will be payable once the final Order is made in regard to this equitable distribution.

BY THE COURT:
P. Richard Thomas, J

Dec. 4, 1987 Copies of order to Mary Ann Kirkpatrick Marilyn Woolery and Anthony Vardaro

Dec. 24, 1987 Defendant's Withdrawal of Exceptions To Master's Report filed.

Dec. 24, 1987 Plaintiff's Withdrawal of Exceptions to Master's Report filed.

Jan. 6, 1988 Order filed. Upon consideration of the Master's recommendations and no exceptions having been filed and the time for exceptions to be filed having passed, it is hereby ordered and decreed

1. All personal property in possession of the parties shall forthwith remain personal property of that party and the other party shallhave no claim whatsoever with regard to the same.
2. The marital home located on new Mercer Pike shall be forthwith transferred from the parties to the Defendant, Judy C. Shumaker.
3. Any interest in Area Tool and Manufacturing Company and/or Shumaker-Wehrle Realty of the defendant, Judy C. Shumaker, is hereby extinguished and the same shall remain the property of the Plaintiff, Wayne B. Shumaker.
4. The Plaintiff, Wayne B. Shumaker, shallforthwith pay to the Defendant Judy C. Shumaker, the sum of $55,238.75 which shall include cash to her to allow an equitable distribution of the property in the amount of $47,738.75 and the sum of $7,500.00 for payments made by her above the fair rental value of the marital home for which she is entitled to reimbursement.
5. The Plaintiff, Wayne B. Shumaker, shallforthwith pay to the Defendant, Judy C. Shumaker, the sum of $2,000.00 toward her attorney's fees.
6. The Plaintiff, Wayne B. Shumaker, shallforthwith pay to the Prothonotary of Crawford County the sum of $511.50 which is set as the remaining amount due for Master's fees and costs in this action.

DATE: 1-5-88

BY THE COURT:
P. Richard Thomas, J

Jan. 7, 1988 Copies of order to Mary Ann Kirkpatrick, Marilyn Woolery and Anthony Vardaro

Orr and Karson
Samuel J. Orr IV

201.

Alice Faye Bates,
pro se

RONALD LEE BATES

vs.

ALICE FAYE BATES

Filed Mar. 7, 1983

Tax & entry Paid $35.50
Proc Ck 11/23/83 9.00

COMPLAINT IN DIVORCE

Mar. 8, 1983, Counseling notices mailed.

Apr. 12, 1983, Complaint Reinstated.

Apr. 15, 1983, Appearance filed. Enter my general appearance in the above-entitled divorce action. I hereby accept service of and acknowledge receipt of a copy of the original Complaint filed in the above action.
Alice Faye Bates

Nov. 21, 1983 Affidavit Of Consent for Defendant filed.

Nov. 21, 1983 Affidavit Of Consent for Plaintiff filed.

Nov. 21, 1983 Upon praecipe of attorney for Plaintiff for review under section 201(c) of the divorce code, this case moved to court.

Dec. 2, 1983 DIVORCE DECREE FILED:

And Now, December 2, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

RONALD LEE BATES AND ALICE FAYE BATES

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

James R. Irwin

202.

Brian Lindsay, Esq.

TERRENCE L. MILLER

vs.

LESLIE J. MILLER

COMPLAINT IN DIVORCE UNDER SECTION 201(c and 201(d) EQUITABLE PROPERTY DETERMINATION & DISTRIBUTION, AND CHILD CUSTODY

1 copy (atty)

Filed Mar. 7, 1983

Tax & entry Paid $35.50
2 Counts Pd 3-9-83 - 30.00
Pro Co Pd 7/11/83 - 9.00

Mar. 9, 1983, Counseling notices mailed.

Mar. 9, 1983, Affidavit filed. I, James R. Irwin Esq. after being duly sworn according to law, depose and say that I am the atty. of record for Terrence L. Miller, and that as such, I am authorized to execute this affidavit; that I did, on the 7th day of March, 1983, send by Cert. Mail Ret. Receipt Requested, to Leslie J. Miller a true and correct copy of a Divorce Complaint at her current address of 591½ Arch St., Meadville, Crawford County, Pa. as evidenced by the attached sender's receipt No. 499 253 and that on the 9th day of March, 1983, I did receive the duly executed return receipt dated the 8th day of March, 1983.

James R. Irwin, Esq.

June 13, 1983, Affidavit of Consent for Defendant filed.

June 27, 1983, Affidavit of Consent for Plaintiff filed.

July 8, 1983, Separation and Property Settlement Agreement filed.

July 8, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to Court.

July 21, 1983 DIVORCE DECREE FILED:

1. DIVORCE: Upon consideration of the pleadings and affidavits filed in the above captioned case, this Court hereby grants an absolute divorde 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 fileing of the Complaint and an affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce, pursuant to § 201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution; This Decree provides that the marital property of the above named parties shall be divided in accord with a Separation and Property Settlement Agreement dated July 8, 1983, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term on July 8th, 1983.

This Agreement, in part, provides that Plaintiff shall be sole owner of jointly owned real extate in Conneaut Lake, Crawford Dounty, Pennsylvania,being more specifically described in the records of Crawford County at Deed Book 493, Page 594 and Deed Book 491, Page 797, also, that real estate situate at 759 Penn Street, Meadville, Crawford County, Pennsylvania, being more specifically described in the records of Crawford County at Deed Book 516, Page 654.

For and in consideration of the above real estate transfers, Defendant shall reeeive the sum of Sixteen Thousand Three Hundred Forty-Eight Dollars, and Thirty-Two Cents, ($16,348.32).(Nine Thousand Five Hundred ($9,500.00) Dollars as principal and Six Thousand Eight Hundred Forty-Eight Dollars and Thirty-Two Cents ($6,848.32) as interest) in installments as set forth in the Separation and Property Settlement Agreement dated July 8th, 1983.

Further, the division of marital-owned personal property shall be made in accordance with Section 3.02 of the said Separation and Property Settlement Agreement dated July 8th, 1983 as aforementioned.

3. Child Custody: This Decree provides that the parties shall have joint legal custody of their minor children with primary physical custody thereof vested in the Husband.

Further, that all rights in regard to custody and visitation as stipulated under Article V of the aforementioned Separation and Property Settlement Agreement, dated July 8th, 1983, shall be made in accordance thereof.

5. A copy of the Separation and Property Settlement Agreement of the parties dated July 8th, 1983, 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 number and term.

6. No other matters or causes of action provided under the Pennsylvania Divorce Code Act No. 1980 - 26 are reserved by either of the parties.

This Order shall be effective as of this 20th day of July, 1983.

BY ORDER OF THE COURT,
Robert L. Walker, J.

July 27, 1988 Order of Court filed: AND NOW, this 27 day of July, 1988, in consideration of the within Motion, paragraph three (3) of the original Decree is no longer in effect and is superseded by the language contained in the parties' Motion which is hereby entered as an Order of Court.

P. Richard Thomas, J.

July 27, 1988 Copies of order to James Irwin and Brian Lindsay, Esqs. (5 copies atty)

M.V.

Alexander H. Lindsey, Jr.

203.

John D. Petruso, dft.

Shafer, Sornhaffer, Swick, Bailey & Irwin by James R. Irwin for Additional Defendant.

TAMMY GILMORE

vs.

RICHARD JAMES HINKLE, JR.
Gorden L. Smith, add'l dft

Filed Mar. 8, 1983

Tax & entry Paid $35.50
Sheriffs Costs 18.75
Sheriff's Costs 37.98
Pro Co pd 11-14-83 6.00
Pro Co. Pd. 11/22/83 5.00

COMPLAINT IN TRESPASS

1 copy (sheriff)

Apr. 7, 1983, Sheriffs Return filed. SERVED AND MADE KNOWN TO Richard James Hinkle, Jr. personally the within named defendant by handing a true copy of the within Complaint in Trespass No. A.D. 1983-203 to him, on April 6, 1983, at 2:35 P.M. at his place of visitation, at the Crawford County Sheriff's Office Rm. 101, Meadville, the State of Pa.
So answers, Florence I. Beck, Deputy Sheriff
Howard N. Stewart, Sheriff

June 3, 1983, Appearance of John D. Petruso, attorney for defendant, filed.

June 3, 1983, Defendant Hinkle's Complaint Against Gorden L. Smith, Additional Defendant, filed.
1 copy (sheriff)

July 13, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Ronald J. Sherbondy, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 29th day of June, 1983, at 4:45 P.M., he served Complaint Against Additional Defendant and Notice, filed at No. 203 AD, 1983, Crawford Co., Pa., upon Additional Defendant; Gorden L. Smith, at his residence, R.D.#2, Carr Road, Jamestown, Pa. by making known the contents thereof to him, personally and handing to and leaving with him the certified copy of the Complaint Against Additional Defendant and Notice, received from Crawford Co. Sheriff.
Ronald J. Sherbondy, Deputy Sheriff
Don Marenchin, Sheriff

SERVED ON THE within named defendant Gorden L. Smith, by deputizing the Sheriff of Mercer Co., Pa., as per his affidavit of service hereto attached. Served June 29, 1983.
So answers, Howard N. Stewart, Sheriff

July 18, 1983 Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by James R. Irwin for Gorden L. Smith, Additional Defendant filed.

Sept. 1, 1983 Certificate of Readiness filed. (Certificate of Service attached)

JURY TRIAL

ON OCTOBER 1983 TRIAL LIST: NO. 13

Sept. 20, 1983 Notice of Deposition of Tammy Gilmore and Gordon L. Smith filed.

Oct. 6, 1983 Notice of Deposition of Dr. Alexander S. Vujan filed

Oct. 6, 1983 Notice of Deposition of Dr. William R. McWhirter filed.

Oct 7, 1973 Deposition of Richard Hinkle filed.

Oct 7, 1983 Deposition of Tammy Jean Gilmore Heim filed.

Oct. 7, 1983 Deposition of Gorden L. Smith Filed.

Oct. 14, 1983 Deposition of Alexander Vujan, M.D. filed.

Oct. 14, 1983 Deposition of William R. McWhirter, M.D. filed.

Nov. 14, 1983 Upon praecipe of Plaintiff's Attorney this above captioned case marked settled and discontinued of record.

William J. Gregg

204.

ROBERT J. GODSAVE

vs.

CAROL JEAN GODSAVE

Filed Mar. 8, 1983

Tax & entry Paid $35.50
Pro Co pd. 5/19/83 $9.00

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

1 copy (atty)

Mar. 9, 1983, Counseling notices mailed.

Mar. 23, 1983 Affidavit of Mailing filed: WILLIAM J. GREGG, the attorney for the Plaintiff, being duly sworn according to law, says that he mailed by registered mail, return receipt requested, a true and correct certified copy of the Complaint in Divorce to the Defendant CAROL JEAN GODSAVE, at 4843 Forest Dale Avenue, Garfield Heights, Ohio 44125; and that the Defendant receive same as evidenced by the signed receipt attached hereto as exhibit "A".

William J. Gregg,
Attorney for Plaintiff

Apr. 20, 1983, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

May 19, 1983 Affidavit of Mailing filed. WILLIAM J. GREGG, the attorney for Plaintiff, being duly sworn according to law, say that he mailed by registered mail, return receipt requested, a true and corredt certifed copy of Plaintiff's Affidavit Under Section 201(d) of the Divorce Dode to the Defendant, CAROL JEAN GODSAVE, at 4843 Forest Dale Avenue, Garfield Heights, Ohio 44125; and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A".

William J. Gregg

May 19, 1983, Praecipe of Attorney for Plaintiff for Review Under 201(d) of the Divorce Code, this case moved to court.filed.

June 9, 1983 DIVORCE DECREE FILED:

AND NOW, June 9, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ROBERT J. GODSAVE and CAROL JEAN GODSAVE

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Blystone &
Blystone
Peter E. Blystone

205.

PENNBANK

vs.

TRUMAN C. GEE and
SARA J. GEE, terre
tenant

Filed Mar. 8, 1983

Tax & entry Paid $35.50

Pro Co Pd 4/6/83- 9.00

COMPLAINT IN ACTION REQUIRED BY SECTION
407 OF ACT NO. 6 OF 1974

2 copies (atty)

Mar. 14, 1983 Affidavit of service filed: PETER E. BLYSTONE, being duly sworn according to law, deposes and says that he is attorney for the plaintiff in the above captioned case; that on March 9, 1983, he mailed two true and anattested copies of the Complaint to each of the defendants, Truman C. Gee and Sara J. Gee, addressed to their last known residence, namely 601 Heathcliff Drive, Hillsdale, Michigan, 49252, by certified mail, being certified mail article numbers P354188718 and P354188718; that said article of certified mail were delivered to the aforesaid address on March 10, 1983, as indicated by the postal receipts attached hereto.
Peter E. Blystone,

And Now, April 6, 1983 at 10:10 o'clock A.M., upon praecipe of plaintiff attorney, judgment is hereby entered in favor of the plaintiff and against the defendant and terre tenant, for want of an answer and damages are assessed in the amount of Twelve Thousand Three Hundred Seventy Five and 77/100 Dollars with int. on principal debt at 10.19% per annum from Jan. 27, 1983.

Debt - - $12,375.77
Int. from 1/27/83

G - 166, 257

Apr. 6, 1983 - Judgment entered.

JUDGMENT
James F. Simmons,
Prothonotary

Apr. 8, 1983, Motion for Order Conforming Confessed Judgment to Judgment in Action Required by §407 of Act No. 6 of 1974 and Order filed. AND NOW, this 8th day of April, 1983, upon presentation of the foregoing Motion, it is ordered that the Judgment entered April 6, 1983 at No. A.D. 1983-205, shall merge with the Confessed Judgment at No. A.D. 1982-1051, and the Confessed Judgment is hereby conformed to the Judgment entered at A.D. 1983-205 so that the indebtedness owing on the Confessed Judgment as of the time of the entry of this order shall be as follows:

Principal balance due	$10,761.54
Attorneys Commission of 15%	1,614.23
Total Principal Debt and Attorneys	$12,375.77

fees with interest on the principal debt ($10,761.54) at 10.19% per annum from January 27, 1983.

Robert L. Walker, Judge

Apr. 11, 1983, copy of order to Atty. Blystone.

EX1983-34

1983

Prather, Prather & Pineo Mark D. Prather 206.	WILLIAM K. PRATHER vs. CONSOLIDATED RAIL CORPORATION Filed Mar. 9, 1983. Tax & entry Paid $35.50 Sheriffs Costs 12.75 Pro Co Pd. 6/30/83-6.00	COMPLAINT IN ASSUMPSIT 1 copy (sheriff) Mar. 21, 1983, Sheriff's Return filed. SERVED Consolidated Rail Corporation, the within named defendant, on March 18, 1983, at 3:29 P.M., by handing a true and attested copy of the within Complaint at Clark Road, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to P.J. Thompson, Trainmaster, and the person for the time being in charge thereof. So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff

June 30, 1983, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

Mark D. Prather
Atty for Plaintiff

1983

Anthony J. Vardaro

207.

DONAHUE HOME CENTER,
JOHN F. DONAHUE,
FRANCIS S. DONAHUE,
PATRICK E. DONAHUE,
SHARON L. DONAHUE,
JOHN M. DONHAUE, and
MICHELLE K. DONAHUE

vs.

THE TRAVELERS INSURANCE COMPANY

Issued Mar. 9, 1983

Tax & entry Paid $35.50

Sheriff's Costs 27.50

Pro Co Pd 2-13-84 6.00

SUMMONS IN ASSUMPSIT

Issued

May 9, 1983 Writ Returned: Before me, the undersigned authority, personally appeared John Telford, who being duly sworn according to law, deposes and says that on the 25 day of March, 1983, at 10:40 A.M., he served Summons in Assumpsit, filed at 207 AD 1983, Crawford Co., Pa., upon defendant Travelers Ins. Co., at Chatham Center, Pgh, Pa. by making known to contents thereof to Ken Haffner person in charge and handing to and leaving with him the certified copy received from Crawford.

John Telford, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED on the within named defendant, Travelers Insurance Co., by deputizing the Sheriff of Allegheny Co., Pa. as per his affidavit of service hereto attached Served March 25, 1983.
So answers, Howard N. Stewart, Sheriff

Nov. 23, 1983, Complaint in Assumpsit filed.

Feb. 13, 1984 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

Spadafore & Vardaro
Anthony Vardaro

208.

Cauley, Birsic & Conflenti
David R. Cashman

Cauley and Conflenti
William J. Begley

HANNAH B. HAMILTON

vs.

THE TRAVELERS INSURANCE COMPANY

Filed Mar. 9, 1983.

Tax & entry Paid $35.50

Sheriff's Costs 30.75

Pro Co pd 6/24/88 6.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Apr. 13, 1983, Appearance of David R. Cashman, of Cauley, Birsic & Conflenti, attorneys for defendant filed.

Apr. 18, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Trav. Ins. Co. Defendant Co., by handing a true and attested copy of the within Summons/Complaint issued in the above captioned matter on March 24, 1983, at 11:15 A.M. EST at 3 Plwy, in the Co., of Philadelphia Pa., to Paul Prettyman, the Ins Agent and officer of said defendant Company.

Joseph A. Sullivan, Sheriff

SERVED on the within named defendant, the Travelers Insurance Company, by deputizing the Sheriff of Philadelphia Co., Pa., as per his affidavit of service hereto attached. Served March 24, 1983.
So answers, Howard N. Stewart, Sheriff

June 21, 1983 Answer to Plaintiff's Complaint filed.

July 8, 1983, Reply to New Matter filed.

May 21, 1984, Notice of Deposition of Hannah B. Hamilton filed.

July 27, 1984, Notice of Service of Interrogatories to Defendants (First Set) filed.

July 27, 1984, Notice of Service of Request for Production of Documents to Defendants filed.

Aug. 8, 1984 Deposition of Hannah B. Hamilton filed.

Aug. 28, 1984 Answer To Request For Production Of Documents To Defendant filed.

Aug. 28, 1984 Answers To Interrogatories To Defendant (First Set) filed.

May 13, 1988, Appearance of Cauley and Conflenti, by William J. Begley, attorneys for defendant, field.

June 24, 1988 Petition To Approve No-Fault Settlement and Order filed. AND NOW, to wit, this 24th day of June, 1988, upon Petition of the p laintiff to approve a no-fault settlement, after hearing in open court and in consideration of Plaintiff's Petition to Approve a No-Fault Settlement, and all Exhibits attached thereto, this court hereby approves settlement of plaintiff's claim for no-fault benefits. This Court finds that the settlement is in the best interest ofthe plaintiff and that the plaintiff understands and consents to such settlement and therefore, it is hereby ORDERED, ADJUDGED and DECREED that the settlement of the claims of the plaintiff against The Travelers INsurance Company, as the servicing carrier of the Pennsylvania Assigned Claims Plan, for past benefits and for any benefits to which the plaintiff would otherwise be entitled to in the future, is hereby approved as set forth in plaintiff's Petition and that in accordance therewith, the defendant will pay the settlement proceeds totaling Seven Thousand, Five Hundred Dollars ($7,500.00) as follows:

1.) The sum of $1,680.00 to Anthony J. Vardaro, Esquire, attorney for the plaintiff, representing attorney's fees of services rendered by him to the plaintiff; and

2.) The sum of $5,820.00 to Hannah B. Hamilton, representing the net recovery for all claims, past, present and future, against The Travelers INsurance Company, as the servicing carrier ofthe Pennsylvania Assigned Claims Plan as to any claim.

It is hereby further ORDERED, ADJUDGED and DECREED that the defendant, The Travelers Insurance Company, as the servicing carrier ofthe Pennsylvania Assigned Claims Plan, shall pay the record court costs in the action filed against it by the plaintiff at Case No.: A.D 1983 - 208.

It is also ORDERED, ADJUDGED and DECREED that any and all medical bills incurred by the plaintiff with medical providers for injuries the plaintiff sustained as a result of the accident of June 26, 1981, shall be the sole responsibility of the plaintiff and shall be paid by the plaintiff.

BY THE COURT:
Robert L. Walker, J

June 24, 1988 Copies of order to Anthony Vardaro, David Cashman and William Begley

June 24, 1988 Upon praecipe of Plaintiff Attorney the above captioned case is marked settled and discontinued of record.

1983

William B. Moore

Spadafore & Vardaro
Anthony Vardaro

209.

Culbertson, Weiss,
Schetroma and Schug
Russell Schetroma

THOMAS JANNOT and MARY JANNOT, Husband and Wife

vs.

CITY OF MEADVILLE, a Municipal Corporation

Filed Mar. 9, 1983

Tax & entry Paid $35.50

Sheriff's Costs 12.75
Pro Co Pd 12-28-83 - 15.00
Prth Pd 12-28-83 - 6.00

(Gen.)

COMPLAINT IN TRESPASS

1 copy (sheriff)

Mar. 16, 1983 Sheriff's Return filed: SERVED the City of Meadville, A Municipal Corporation, the within named defendant, on Mar. 14, 1983 at 3:20 P.M. by handing a true and attested copy of the within Complaint in Trespass, AD 1983-209, at Water St., Meadville, Crawford Co., Pa., the office or usual place of business of said defendant, to Ronald Rushton, City Clerk and the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 4, 1983, Appearance of Culbertson, Weiss, Schetroma and Schug, by Russell L. Schetroma, attorneys for defendant filed.

Apr. 30, 1983 Notice of Service of Interrogatories to Defendant(First Set) filed.

June 28, 1983, Interrogatories to Defendant (First Set) - Answers - filed.

Sept. 23, 1983, Upon praecipe of plaintiff attorney, for Reference to the Arbitrators, the following arbitrators are appointed:

John H. Bozic, Jr., Ch.
R. Allen Thomas
David Pickens

Sept. 28, 1983, Appearance of William B. Moore, attorney for plaintiffs filed.

Oct. 6, 1983 Arbitrators take qualifying oaths.

Dec 28, 1983, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

William B Moore
Attorney for Plaintiffs

Spadafore & Vardaro
Anthony Vardaro

210.

JOHN V. DUKE

vs.

JEANNIE M. DUKE

Filed Mar. 9, 1983

Tax & entry Paid $35.50
Sheriff's Costs $29.50
Pro Co pd. 5/19/83 $9.00

COMPLAINT SEEKING DIVORCE UNDER SECTION 201(d) OF DIVORCE CODE

1 copy (atty)

Mar. 9, 1983, Affidavit of Plaintiff Under Section 201(d) of the Divorce Code filed. 1 copy (atty)

Mar. 10, 1983, Counseling notices mailed.

Apr. 7, 1983, Complaint Reinstated.

May 12, 1983, Sheriff's Return filed. Before me the undersigned authority, personally appeared Donald DiVito to law, deposes and says that on the 28 day of April, 1983, at 1:45 P.M. he served complaint in divorce filed at No. 210 A.D. Term, 1983 ---- County Pennsylvaina, upon defendant Jeannie M Duke at c. o John Kane Hospital Scott, Pa. By making known the contents thereof to Jeannie personally and handing to and leaving her the certified copy of the received from Crawford.

Donald DiVito, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED ON THE WITHIN named defendant Jeannie M. Duke, by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached Served April 28, 1983.

So answers, Howard N. Stewart, Sheriff

May 19, 1983, Praecipe of Attorney for Plaintiff for Review Under 201(d) of the Divorce Code, this case moved to court filed.

June 9, 1983 DIVORCE DECREE FILED:

AND NOW, June 9, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JOHN V. DUKE and JEANNIE M. DUKE

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Bozic, Thomas &
Johnson
David P. Truax

211.

WAYNE M. MOTT, SR.

vs.

DENISE M. MOTT

Filed Mar. 9, 1983

Tax & entry Paid $ 35.50 ✓
1 Count Paid 15.00 ✓
Pro Co pd. 9-13-83 5.00 ✓

COMPLAINT IN DIVORCE, DIVISION OF PROPERTY

1 copy (atty)

Mar. 10, 1983, Counseling notices mailed.

Apr. 11, 1983, Acceptance of Service filed. And Now, this 15 day of March, 1983, service of a true and correct copy of the Complaint in Divorce filed in the within action on March 9,1983, is hereby accepted.
Denise M. Mott, Defendant

Sept. 13, 1983 Upon praecipe of Plaintiff's Attorney the above divorce action is discontinued.

Fuller, Kinnunen, Miller & Gamble
Ann H. Gamble

212.

Altomare, Barnhart & Rockwell
Joseph Barnhart

Bettie J. Peterson-Muth

3/6/87 Rec'd $122.66 from plaintiff
Rec'd 6-9-87
$122.66
Vivian Stoltz

3/7/90 Rec'd $61.34 From Defendant

3/6/90 Rec'd $66.25 From Plaintiff
Rec'd 4-2-90
$61.34
Vivian Stoltz
Rec'd 4-2-90
$66.25
Vivian Stoltz

RICHARD CARTWRIGHT

vs.

KATHRYN CARTWRIGHT

Filed Mar. 10, 1983

Tax & entry Paid $35.50

Pro to Ptf 3/6/87 9.00
Pro to Ptf 3/6/90 9.00
Barbara Smith, Mediator

COMPLAINT FOR CUSTODY OF CHILDREN

1 copy (atty)
1 copy (mediator)

ORDER:

AND NOW, this 11 day of March, 1983, upon presentation of the foregoing Complaint, the parties hereto and their respective counsel are ordered to appear before Barbara Smith, the Child Custody Master who is hereby appointed in this case, and said parties and their respective counsel shall appear at such time or times as the Child Custody Master shall hereinafter determine.

Pending hearing if service of this Complaint shall be made in the Commonwealth of Pennsylvania, neither party shall remove the said minor children, Lisa Cartwright and Kelly Cartwright, from the State of Penna.

PER CURIAM,
P. Richard THomas, Judge

Mar. 15, 1983, Copy of order to Ann H. Gamble, Esq.

Mar. 6, 1984 Order filed: AND NOW, March 2, 1984, the above custody matter remaining undisposed of for an unreasonable period of time, the Court will enter an order termination the matter in accord with the provisions of Rule of Judicial Administration 1901, unless plaintiff or defendant requests hearing on such proposed termination within thirty days of the filing of this order.

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

March 7, 1984 Copies of order to Ann Gamble, Barbara Smith, Esqs. and defendant.

Apr 23, 1984 Consent Decree Regarding Child Custody and Order filed: AND NOW, this 23rd day of April, 1984, upon consideration of the foregoing provisions and upon the agreement of the parties hereto, the provisions of the above agreement are entered as an Order of this Court.

BY THE COURT,
Robert L. Walker, J.

Apr. 25, 1984 Copies of order to Ann Gamble and Barbara Smith, Esqs.

Oct. 15, 1986, Petition to Modify Custody of Children and Order for Appointment of Custody Mediator filed. 1 copy (atty) 1 copy (mediator 1 copy (dft atty) ORDER FOR APPOINTMENT OF CUSTODY MEDIATOR: AND NOW, this 14 Oct. day of Oct. 1986, BARBARA SMITH, ESQUIRE, is hereby appointed Custody Mediator in the above captioned action and is directed to hold a custody mediation hearing and make a report thereon to the court with recommendations.

P. Richard Thomas, J.

Oct. 20, 1986 Answer and New Matter To Petition To Modify Custody of Children filed.

Mar. 2, 1987 Interim Order filed. AND NOW, this 27th dayof February, 1987, the Court finds that there has been a substantial change in circumstances since the entry of the Consent Decree Regarding Child Custody as an Order. Therefore, IT IS HEREBY ORDERED AND DECREED THAT the Consent Decree rEgarding Child Custody dated April 13, 1984 and the April 23, 1984 ORder of Court are hereby modified in order to amend the physical custody arrangement of the parties set forth in subparagraphs 2(a), (b), and (c) ofthe Consent Decree, while affirming the custody arrangement in all other respects. Accordingly, IT IS HEREBY FURTHER ORDERED AND DECREED THAT:

1. The parties shall have shared legal custodyofthe two children, Lisa Cartwright and Kelly Cartwright.

2. The parties shall have shared physical custody ofthe chidlren as they shall agree between themselves. If they cannot agree, then the following physical custody schedule shall prevail:

(a) The mother shall have physical custody of the children from 3:00 p.m. of the first dayof every month until 3:00 p.m. on the fifteenth dayof eac month except as set forthin paragraphs (c), (d), (f), and (h).

(b) The father shallhave physical custody of the chidlren from 3:00 p.m. onthe fifteenth day of each month until 3:00 P.M. onthe first day of the following month except as set forth in paragraphs (c), (d), (e), (f), and (h).

(c) In 1987, the father shall have physical custody of the chidlren from 3:00 p.m. on the first day of August, 1987 until 3:00 p.m. on the eight day of August, 1987. The mother shallhave physical custody of the chidlren during a reciprocal period of equal time of her choice. the mtoher shall give the father a minimum of one week's notice of this one week period.

(d) If Christmas Day falls on Sunday through Wednesday, the father shallhave custody of the chidlren until 12:00 noon on Christmas DAy, and the mother shall have custody of the chidlren from 12:00 noon on Christmas Day until the next morning. If Christmas Day falls on Thursday through Saturday, the mother shallhave custody of the children until 12:00 noon on Christmas Day, and the father shallhave custody of the children from 12:00 noon on Christmas day until the next morning.

(e) On July 4, the mother shall have custody of the chidlren from 12:00 noon on July, until the following morning.

(f) In even numbered year,s the mother shallhave custody of the chidlrn on Memorial Day and Thanksgiving dAy. In odd numbered years, the father shallhave custody Easter, and the mtoehr shall have custody on Memorial Day and Thanksgiving dAy.

(g) On the children's birthday, the chidlren shallremain withthe custodial parent at the time, but both parents shall have equal access tothe children.

(h) The mother shallhave custody of the children on Mother's Day and on the mother's birthday, and the chidlren will stay overnight with the mtoher on those days. The father shallhave custodyof the chidlren on Father's Day and onthe father's birthday, and the chidlren will stay overnight with the father on those days.

3. each party shall notify the other party at least 24 hours inadvance if there is any change in the pre=arranged custody or visitation scheduled.

4. The aprties are encouraged to discuss arrangements for the physical custody of their children, and, if the parties mutually agree to an alternate arrangement, they may adjust the physical custody arrangement accordingly.

5. each party shallteach the chidlren togive tothe other party that love and respect which is due a parent from his or her children and neither party shall do or say anything to blacken the character of the other in the eyes of said chidlren. . Neither parent shalle xpose the chidlren to any situatuio or person which would adversely affect the

health, welfare or well-being of the children.
6. The party who does nothave physical custody of the chidlren at the time may make telephone calls tothe children an may talk to the children between the hours of 7:00 p.m. and 9:00 p.m. for a reasonable duration as often as four times per week.
7. The Court of Common Pleas of Crawford County shall retain jurisdiction of this matter as long as either party resides inthe Court's jurisdiction.
8. The fee ofthe custody mediator shall be paid two-thirds by the father and one-third by the mother.
9. This ORder shall be a temporary orde,r but shall beocme a permanent order unless exceptions are filed by either aprty within 30 days of the date of this INterim ORder

BY THE COURT,
P. Richard Thomas, J

Mar. 4, 1987 Copies of order to Ann GAmble, Joseph Barnhart and Barbara Smith

Mar. 27, 1987, Defendant's Exceptions to Interim Custody Order filed.

Dec. 7, 1987 Motion for Hearing and Order filed: Order- AND NOW, this 7th day of December, 1987 upon consideration of the foregoing Motion, hearing in the above matter shall be held by the Court on the 29th day of Dec., 1987 at 9:15 o'clock a.m.

in Courtroom Number 1 or 2 of the Crawford County Courthouse, Meadville.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Dec. 7, 1987 Copies of Order to Ann Gamble, Joseph Barnhart and Barbara Smith.

Dec 30, 1987 Order filed: AND NOW, December 29, 1987, after informal hearing, it appearing that the parties are unable to agree on what would appear to the Court to be relatively insignificant issues regarding custody, the Order of February 27, 1987, is amended as follows:

1. Paragraphs (a) and (b) of paragraph two are amended to provide that the transfer of custody from the mother to the father in the months of July and December shall take place on the 16th day of the month rather than the 15th day of the month.

2. The provisions of paragraph (d) of paragraph two are amended to read as follows: If Christmas Day falls on Sunday through Wednesday, the father shall continue to have custody until 12:00 noon on Christmas Day and the mother shall have custody of the children from 12:00 noon Christmas Day until 6:00 p.m. on December 26th. If Christmas Day falls on Thursday through Saturday, the mother shall have custody of the children from 3:00 p.m. on December 24th or if school is in session on that date, from the release of the children from school until 12:00 noon on Christmas Day.

3. It appearing that both children were born during the latter half of the month when the father would have custody under the general Order on the birthdays, paragraph (g) is amended to provide that during 1988, the mother shall have custody of both children on Lisa Cartwright's birthday from 4:00 p.m. the preceding day until 8:00 p.m. on the birthday and the father shall have custody of both children on Kelly Cartwright's birthday. In the following year, custody rules for birthdays shall be switched to the birthday of the other child and shall thereafter alternate each year.

4. Subparagraph (e) of paragraph two is deleted. Paragraph (f) is amended to provide specific times as follows: If the then current non-custodial parent is to have custody on one of the holidays specified, that custody period shall be defined as follows: Labor Day from 6:00 p.m. on the Friday preceding Labor Day until 8:00 p.m. on Labor Day. Easter from 6:00 p.m. on the Thursday preceding Easter until 8:00 p.m. on Easter. Memorial Day from 6:00 p.m. on the Friday preceding Memorial Day until 8:00 p.m. on Memorial Day.. Thanksgiving from 6:00 p.m. on the Wednesday preceding Thanksgiving until 8:00 p.m. on the Saturday following Thanksgiving.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Dec 30, 1987 Copies of order to Ann Gamble, Joseph Barnhart and Barbara Smith, Esqs.

Dec. 8, 1989 Petition to Modify Custody of Children andOrder of Court filed. ORDER OF COURT: AND NOW, this 8 day of Dec., 1989, Barbara Smith is hereby appointed as custody mediator. Said mediator will schedule a hearing to investigate the merits of the within petition and make a recommendation for the court regarding said petition.

BY THE COURT:
P. Richard Thomas, J.

Dec. 8, 1989 copies of order to Ann Gamble, Joseph Barnhart, Barbara Smith and Bettie J. Peterson-Muth, esqs.

Dec. 20, 1989, ORDER filed. And now, Dec. 19, 1989, the court having been advised that Barbara Smith is no longer a resident of Crawford County, the above appointment is rescinded and Bruce Smith is hereby appointed custody mediator in this case.

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

Dec. 21, 1989, copies to A. Gamble, Jos. Barnhart, Barbara Smith and Bettie Muth, and Bruce Smith

Dec. 21, 1989 Affidavit of Service by Mail filed. Bettie J. Peterson-Muth, esquire, being duly sworn accor ding to law, deposes and says that she is the attorney for petitioner, Kathryn Cartwright, and that she did mail a true and correct copy of the Petition to Modify Custody of Children filed in the above matter, by certified mail, return receipt requested, deliver to addressee only, to the respondent, Richard Cartwright, on December 11, 1989, at his last known address, P.O. Box 514, Titusville, Craford County, Pennsylvania 16354. The signed receipt is attached hereto as Exhibit "A".

Bettie J. Peterson=Muth

Continued on Page 212 B. . . .

212
-B-

Richard Cartwright

VS.

Kathryn Cartwright

RECORD CONTINUED FROM PAGE 212 A

OF

AD 1983 - 212

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Jan. 12, 1990 TEMPORARY ORDER OF COURT filed. AND NOW, this 12 day of January, 1990, after Mediation and upon recommendation of the Child Custody Mediator, it is hereby ordered and decreed that:

1. In the best interest of the children and due to the lack of changed circumstances in the home of either parent, a modification of the current custody and visitation arrangements i unnecessary.

2. The current custody orders embodied in two Orders, one dated Feb. 27, 1987, and one as slightly modified dated Dec. 29, 1987, shall remain in full force and effect.

3. This Order shall not prejudice the right of either party to request a Mediation Conference if there are changed circumstances in the lives of the parties or the children, or if the best interest of the children so indicate a need for additional Mediation.

4. The Court of Common Pleas of Crawford County, Pennsylvania, shall retain jurisdiction of this matter so long as either parent or one of the children resides in the Court's jurisdiction and for at least six months from the date of this Temporary Order.

5. The fee for the Child Custody Mediator shall be paid 50% by the plaintiff and 50% by the defendant.

6. This order shall be a Temporary Order, but shall become a permanent order unless exceptions are filed by either party within thirty days from the date of this Temporary Order.

By The Court:
P. Richard Thomas,
President Judge

Jan. 15, 1990 Copy of Order to Attys. Ann H. Gamble, Bettie J. Peterson-Muth, Bruce L. Smith.

Dec. 18, 1991 Petition to Modify Custody of Children and Order of court filed. ORDER OF C0URT: AND NOW, this 18th day of Dec. 1991, Bruce L. Smith is hereby appointed as custody mediator. Said mediator will sc hedule a hearing to investigate the merits of the within petition and make a recommendation for the court regarding said petition.

1 copy (atty)
1 copy (mediator)

BY THE COURT,
Gordon R. Miller, J.

James R. Irwin

213.

JOHN F. GUMIELA, JR.

vs.

ANITA L. GUMIELA

Filed Mar. 10, 1983

Tax & entry Paid $35.50
2 Counts paid 30.00
Pro Co Pid 7/11/86-5.00

COMPLAINT IN DIVORCE UNDER SECTIONS 201(A or 201(B) OF DIVORCE CODE, EQUITABLE PROPERTY DETERMINATION & DISTRIBUTION AND VISITATION

1 copy (atty)

Mar. 14, 1983, Counseling notices mailed.

Mar. 31, 1983 Affidavit of Service filed: I, James R. Irwin, Esquire, after being duly sworn according to law, depose and say that I am the attorney of record for John F. Gumiela, Jr., Plaintiff, and that as such, I am authorized to execute this affidavit; that I did, on the 11th day of March, 1983, send by Certified Mail, Return Receipt Requested, Addressee only, to Anita L. Gumiela, a true and correct copy of the above captioned divorce action at her last known address of 1372 Leslie Road, Meadville, Pennsylvania 16335, and that on the 29th day of March, 1983, I did receive the duly executed postal return receipt dated the 21st day of March, 1983, A copy of the said postal receipt is attached hereto.

James R. Irwin, Esquire

July 11, 1986, Upon praecipe of plaintiff attorney, and consent of the plaintiff, the above divorce is hereby discontinued pursuant to Pa. R.C.P. 229(a), filed.

Culbertson, Weiss, Schetroma & Schug
William L. Walker

214.

ANDY JAMES WEBSTER and PAULINE F. WEBSTER

vs.

LARRY W. TAYLOR, LARRY R. TAYLOR and BARBARA TAYLOR, his Wife

Filed Mar. 10, 1983

Tax & entry Paid $35.50

Sheriff's Costs 22.75

Pro Co Pd 4/19/83 - 6:00

M.V.

COMPLAINT IN TRESPASS

3 copies (sheriff)

April 7, 1983 Sheriff's Return filed: SERVED Larry W. Taylor, the within named defendant, by handing a true copy of the within Complaint in Trespass, AD 1983-214, to Barbara Taylor, an adult member of the family with whom he resides, namely wife, on April 5, 1983, at 10:59 A.M. at their residence, R.D.#3, Conneautville, Crawford Co., Pa.

SERVED Larry R. Taylor, the within named defendant by handing a true copy of the within Complaint in Trespass, AD 1983-214, to Barbara Taylor, an adult member of the family with whom he resides, namely mother, on April 5, 1983 at 10:58 A.M., at their residence, R.D.#3, Conneautville, Crawford Co., Pa.

SERVED AND MADE KNOWN TO Barbara Taylor, personally the within named defendant by handing a true copy of the within Complaint in Trespass, AD 1983-214, to her, on April 5, 1983 at 10:57 A.M., at her place of residence R.D.#3, Conneautville, Crawford Co., Pa.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 19, 1983, Upon praecipe of plaintiff attorney, above captioned case is settled and discontinued of record.

1983

Bozic, Thomas & Johnson
R. Charles Thomas

215.

Mason & Mason

THOMAS A. CASPER

vs.

MILDRED I. CASPER

COMPLAINT IN DIVORCE, MARITAL PROPERTY DIVISION

1 copy (atty)

Filed Mar. 10, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
2 counts pd 4-28-83 30.00

Mar. 14, 1983, Counseling notices mailed.

Apr. 28, 1983 Answer filed. (Custody, Temporary Custody, Visitation, Alimony Pendente Lite, Counsel Fees and Court Costs)

Apr. 29, 1983, Service of copy of answer accepted by R. Charles Thomas, attorney for plaintiff.

Nov. 12, 1986 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

May 8, 1987, Income and Expense Statement of Thomas A. Casper filed.

May 8, 1987, Inventory and Appraisement of Thomas A. Casper filed.

May 13, 1987, Income and Expense Statement of plaintiff filed.

May 15, 1987 Petition For Bifurcation and Order filed. AND NOW, this 15 day of May, 1987, a Rule is hereby granted upon the Defendant to show cause, if any she has, why this action in divorce should not be bifurcated.
Returnable for hearing and/or argument on the 2 day of June, 1987 at 10:30 o'clock A.M., in Court room No. 1 or 2 of the Crawford County Court House Meadville, Pennsylvania.

BY THE COURT,,
P. Richard thomas, J

May 18, 1987 Copies of order to R. Charles Thomas and Joan Mason

July 27, 1987, Motion for Permission to Amend Divorce Complaint and order filed. ORDER OF COURT: And now, July 27, 1987, the within Motion is granted and the plaintiff is permitted to amend the divorce complaint heretofore filed in the above case so as to set forth a cause of action under Section 201(d) of the divorce code.

P. R. Thomas, J.

July 31, 1987, copies of order to Attys. R. C. Thomas, and J. Mason.

July 27, 1987, Amended Complaint under Section 201(d) of the divorce code filed.

July 29, 1987, Plaintiff's Affidavit Under Section 201(d) of the divorce code filed.

Oct. 19, 1987 Motion For Setting of Hearing and Order filed. And now, October 19, 1987 Upon presentation and consideration of the within Motion, a hearing on this matter is set for the 4th day of Nov., 1987 at 9:30 o'clock AM.

Robert L. Walker, J

Oct. 20, 1987 Copies of order to R. Charles Thomas and Joan Mason

Nov. 4, 1987 Order filed. AND NOW, November 4, 1987, the bifurcation hearing scheduled this date is continued until November 30, 1987, at 3:30 o'clock p.m. The plaintiff will answer the Interrogatories propounded August 13, 1987 and sign a consent form giving the defnedant the right to secure information about his pension status with his employer within ten (10) days of this date and deliver the same to counsel for the defendant.

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

Nov. 9, 1987 Copies of order to R. Charles Thomas and Joan Mason

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order Discontinuing Action (See Original filed at AD 1997 - 702) filed.

Nov. 30, 1987, Motion to Request Continuance of Hearing and order filed. Order: And now, 11/30/87 Continued generally.

P. Richard Thomas, J.

Dec. 2, 1987, copies of order to R. Charles Thomas and Joan Mason.

June 16,1997 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 11/30/1987. 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 August 5, 1997, 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 August 5, 1997. 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:June 16, 1997
June 16, 1997 Copies mailed by Court Administrator's Office.

Douglas W. Ferguson

216.

REBECCA L. GRAY

vs.

RONALD L. GRAY

Filed Mar. 11, 1983

Tax .50
Sheriff's Costs 12.75

PETITION FROM PROTECTION FROM ABUSE

ORDER:
AND NOW, this 11 day of March, 1983, upon presentation and consideration of the within Petition, IT IS ORDERED AND DECREED that a Rule be granted requiring the Defendant, Ronald L. Gray, to appear before this court on the 23 day of Mar. 1983, at 9:00 o'clock A.M. to show cause, if any he has, why he should not be removed from the home of the plaintiff and/or ordered to refrain from seeing or contacting the plaintiff in any manner whatsoever.
A copy of this Petition and Order along with the Rule to be served on the defendant by personal service. If you fail to appear at this hearing, an Order may be entered in your absence.
The Petitioner is relieved from paying advanced filing fees and Sheriff's costs pending a final hearing and determination of this matter. Ct. Rm. # 2.

Per Curiam,
P. Richard Thomas, Judge

Mar. 10, 1983, copy of order to Douglas Ferguson, Esq.

Mar. 15, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Ronald L. Gray personally, the within named defendant, by handing a true copy of the within Petition for Protection from Abuse and Order AD 1983-216, to him, on March 14, 1983, at his place of visitation, Crawford Co. Sheriff's Office, Room 101, Court house Meadville, Pa.
Served at 9:45 P.M.
So answers, Howard N. Stewart, Sheriff

Mar. 23, 1983 Order filed: AND NOW, March 23, 1983, at the time the abuse petition comes before the Court, the Court notes the defendant was served March 14, 1983 but fails to appear. Accordingly, after informal hearing the Court enters the following order:
1. The petitioner, Rebecca L. Gray, and the five (5) children residing in the home shall be given exclusive possession of the home and the defendant shall remove himself forthwith therefrom.
2. The defendant shall not harass, assault, molest or annoy the petitioner in any fashion nor procure others to do do on his behalf.
3. It appears the petitioner is in destitute circumstances financially, and accordingly, the defendant is directed to pay her on or before March 25, 1983, the sum of $100.00 in support, $50.00 of which shall be support for the petitioner and $50.00 of which shall be support for the defendant's two minor (2) children residing with the petitioner and cared for by her.
4. The defendant shall continue making such weekly payments until a further Order of support is entered in the Domestic Relations Section.
5. The petitioner is directed within two (2) weeks to file a ppetition in the Domectic Relations Section seeking appropriate support to replace this temporary support order.
6. The plaintiff shall be authorized to proceed in forma pauperis and the county is directed to pay any costs in this case reserving under the Court the right to require the defendant to pay the same after further hearing or as part of the Domestic Relations Support order.

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

Mar. 24, 1983 Copies of order to Douglas Ferguson, Esq.

Sept. 19, 1983 Petition for Contempt of Court and Order filed: AND NOW, this 19th day of September, 1983, upon consideration of the foregoing petition, upon Motion of the Petitioner's attorney, Douglas W. Ferguson, Esq., it is hereby Ordered and Decreed that a Rule to Show Cause is placed upon the Defendant, Ronald L. Gray, to show cause, if any he should have, why he should not be held in contempt of Court of the Court's Order of March 23, 1983.
Returnable for hearing Sept. 27, 1983 at 1:30 P.M. in CR 1.
Service of this Petition shall be made upon the Defendant's Counsel, Joan Mason, Esq. by leaving a copy of the same for her in her box at the Prothonotary Office in Crawford County, Pennsylvania.

PER CURIAM,
Robert L. Walker, Judge

Sept. 19, 1983 Copies of order to Douglas Ferguson, Esq.

Sept. 30, 1983 Order filed: AND NOW, September 27, 1983, at the time the matter is before the Court on petition to hold the defendant in contempt, the Court listens to the posture of the parties as expressed by both counsel and expresses a desire not to hold the defendant in contempt but to further clarify the issues between the parites as it relates to abuse. Accordingly, the order of March 23, 1983, as modified as follows:
1. The defendant will not go on the premises of his wife designated as a home and the surrounding boundry line thereof located in the former borough of Geneva, Greenwood Township.
2. The defendant shall not harass, annoy or threaten the plaintiff in any regard or procure other to do so on his behalf.
3. The parties are in agreement that the defendant be required to move his personal clothing, his incidental personal affects and certain mechanical tools needed to maintain his two trucks from the premises. Accordingly, on Friday, September 30, 1983, commencing at 4:00 p.m., the defendant may be on the premises, subject, however, to the aforesaid conditions, for the sole purposes of removing clothing, personal affects and mechanical tools consisting of mainly a tool stand with a mechanics tool box on tip and assorted scattered tools which are needed to maintain trucks. The wife contends that she has certain tpols and she is directed

Continued on next page

Record continued from page 216 of AD 1983-216 Grey Abuse

by the Court before 4:00 p.m., Friday September 30, 1983 to gather together the tools that are her personal property and set them aside so they will not be mixed with the tools of the defendant. The defendant estimates it will take approximately two (2) hours to complete said moving. The Court notes there is a divorce pending between the parties and it is not the intention of this order to dispose of property known as marital property and make an equitable distribution thereof but this order is entered solely for the purpose of providing the defendant the necessary mechanical tools to maintain his two trucks from which he produces some income.

4. It appears that Alimony Pendente Lite was ordered by Judge Robert L. Walker, and, accordingly, no order for support is necessary in this order.

5. For further clarification, it appears the parties own a barn, two garages and a burned out dwelling. The defendant shall have the right to use those premises and the land within twenty-five (25) feet on any side thereof. Otherwise, he shall remain off the property jointly owned by the parties.

The Court having originally determined the indigency of the petitioner and reserved payment of costs, the Court directs the county to pay costs but any further costs in this proceeding or an ancillary action thereto will be separately dealt with.

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

Oct. 3, 1983 Copies of order to Douglas Ferguson, Esq. and Joan Mason, Esq.

Jan. 11, 1984 Petition For Modification and order filed. AND NOW, this 11 day of Jan. 1984, upon consideration of the foregoing Petition for Modification, hearing is set for the 25 day of Jan. 1984, at 1:30 o'clock P.M., Courtroom #1 Crawford County Courthouse, Meadville, Pennsylvania.

Per Curiam,
P R Thomas, J

Jan. 11, 1984 Copies of order to Douglas Ferguson and Joan Mason.

Jan. 13, 1984, Affidavit of Service filed. I, Joan D. Mason, Esq., atty for the Defendant in the above captioned action, do hereby certify that I personally delivered to Douglas Ferguson, Esq. atty. for the plaintiff, the Defendant's Petition for Modification filed in the above captioned action on Jan. 11, 1984 at the Crawford County Courthouse, on Jan. 11, 1984, at 9:30 a.m.

Joan D. Mason, Atty.

Jan. 26, 1984, ORDER filed. AND NOW, January 25, 1984, this case is heard in conjunction with a petition for special relief in a divorce action, and said order in the divorce action is incorporated by reference herein, with the Court noting that the prayer of the petition is granted, and the Defendant is given possession of the real estate and the remaining marital personal property located in the house, but as noted in the divorce action, he may not dispose of marital assets without the consent of his spouse.

It further appears that there were some allegations made of a violation of previous orders, but in view of the fact the wife is moving away, they decline to present any evidence on this issue.

The Court notes that this protection from abuse petition will expire on March 11, 1984.

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

Jan. 26, 1984, copies of order to Attys. D. Ferguson and J. Mason.

August 2, 1985, Petition For Protection From Abuse and Order filed. AND NOW, this 2 day of August, 1985, upon presentation and consideration of the foregoing Petition, IT IS HEREBY ORDERED AND DECREED that a Rule be granted requiring the Defendant, Ronald L. Gray, to appear before this court on the 16 day of August, 1985 at 1:30 o'clock P.M., to show cause, if any he has, why he should not be removed from the home of the Plaintiff and/or ordered to refrain from physically abusing the plaintiff or her minor children or attempting to cause harm to them in any manner whatsoever.

A copy of this Petition and Order along with the Rule shall be served on the defendant by a copy through his attorney, Joan D. Mason, Esquire, and by regular mail sent directly to him. If you fail to appear at this hearing, an Order may be entered in your absence.

The Petitioner is relieved from paying advanced filing fees and Sheriff's costs pending a final hearing and determination of this matter.

Per Curiam,
P. Richard Thomas, Judge

Copy of Order to Attorneys Douglas W. Ferguson, Joan D. Mason.

Aug. 19, 1985 Order filed: AND NOW, August 16, 1985, after hearing, the request for Protection from Abuse Order is DENIED.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Aug 22, 1985 Copies of order to Douglas Ferguson and Joan Mason, Esqs.

216-B-

1983

Bruce L. Smith

217.

RALPH RAYMOND BECKER, JR., a minor, by his parent and natural guardian, LOU ANN BECKER, and LOU ANN BECKER, in her own right

vs.

RALPH RAYMOND BECKER, SR.

Filed Mar. 11, 1983

Tax & entry Paid $35.50

Pro Co Pd 4-18-84 - $6.00

Trespass (gen.)

COMPLAINT

1 copy (atty)

(JURY TRIAL DEMANDED)

Mar. 11, 1983, Appearance of Bruce L. Smith, attorney for plaintiffs filed.

Mar. 26, 1984 Amended Complaint filed.

Mar. 26, 1984 Plaintiffs' Motion for Leave to Settle and Compromise Minor's Claim and Order filed: AND NOW, to-wit, this 26th day of March, 1984, upon presentation and hearing on the Plaintiffs' Motion for Leave to Settle and Compromise Minors' Claim, the Court finds the proposed settlement to be fair, reasonable and in the best interest of the Minor Plaintiff. Accordingly, it is hereby Ordered, adjudged and decreed that leave be, and hereby is, granted to settle and compromise the claims asserted in this action on ther terms set forth in Plaintiffs' Motion.

It is further Ordered, Adjudged and Decreed that the sum of $30,000.00 which is to be paid pursuant to the terms of the proposed settlement shall be distributed as followa:

1. Commonwealth of Pennsylvania, Department of Public Assistance in full satisfaction of all claims or liens against the Plaintiffs $ $3,094.21
2. Plaintiff Ralph Raymond Becker, Jr. "Education Fund: 14,368.91
3. Bruce L. Smith, Esquire, Howard A. Specter, Esquire, and Specter & Buchwach, P.C. as attorneys' fees and expenses advanced 12,536.88

$30.000.00

It is further ordered, Adjudged and Decreed that the sum of $14,368.91 which is to be distributed for the benefit of the Minor Plaintiff shall be placed in an interest-bearing savings account or certificate of deposit at Pennbank and that the interest, and only the interest, on said funds shall be payable to Plaintiff Lou Ann Backer to be used for the sole benefit of the Minor Plaintiff during his minority and that the principal shall be paid to the Minor Plaintiff upon attaining his majority. The passbook for the savings account or the certificate of deposit shall bear the folloing legend: "Ralph Raymond Becker, Jr. Education Fund. No withdrawals from principal shall be made without further Order of Court until the minor attains the age of 18 years of age. Interest hereon shall be paid to Lou Ann Becker for the sole use and benefit of the Minor Ralph Raymond Becker, Jr. during his minority. No further Order of Court is required to authorize the payment of interest as set forth hereson."

It is further ordered, adjudged and decreed that the parent defendant shall pay Dr. John D. Lubahn's outstanding in the amount of $17.00 within thirty (30) days from the date of this order.

The terms of this settlement and compromise and this Order shall extend to any and all other actions commenced by the Plaintiff arising out of the incident described in the Complaints herein, with court costs to be paid by or on behalf of the Defendant as provided for by the terms of the proposed settlement.

Robert L. Walker, J.

Mar. 26, 1984 Copies of order to Bruce Smith, Esq.

4-18- 1984, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

Bruce L. Smith
attorney for Plaintiff

Michael E. Davis

218.

TERRY E. VAN CISE

vs.

PATRICIA L. VAN CISE

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Filed Mar. 11, 1983

Tax & entry Paid $35.50

Mar. 15, 1983, Counseling notices mailed.

June 16, 1997 IMPORTANT NOTICE AND COURT ORDER filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 3/11/83 . 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 August 5, 1997
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 August 5, 1997. 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: June 16, 1997

June 16, 1997 Copies mailed by Court Administrator's Office.

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

1983

Harry L. Lentchner
Arthur M. Lebovitz

Lentchner &
Lebovitz

219.

MELLON BANK, N. A.

vs.

ANDREW J. KURT and
ELAINE KURT

Filed Mar. 14, 1983

Tax & entry Paid $35.50

Sheriff's Costs 16.15
Pro Co. Pd.4-29-83 9.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Mar. 29, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Andrew J. Kurt personally, the within named defendant, by handing a true copy of the within Complaint in Assumpsit AD 1983-219, to him, on March 25, 1983 at 10:30 A.M., at his place of residence at R.D.#3, Meadville, Crawford Co., Pa.

SERVED Elaine Kurt the within named defendant, by handing a true copy of the within Complaint in Assumpsit, AD 1983-219, to Andrew Kurt, an adult person of the family with whom she resides, namely husband, on March 25, 1983 at 10:29 A.M., at their residence, at R.D.#3, Meadville, Crawford Co., Pa.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, April 29, 1983 @ 1:54 P.M., upon praecipe of plaintiff's attorney, with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the Defendants for failure to file an answer: Amount claimed in Complaint - $2,566.31; Interest from March 14, 1983 - $12.83; for a total of Two Thousand Five Hundred Seventy Nine and 14/100 Dollars.

"K-239, 210"

Debt $ 2,579.14
Interest from March 14, 1983

JUDGMENT
James F. Simmons,
Prothonotary

Apr. 6, 1988 Revival To:
AD 1988-338

1983

Bladey, Yost, Bupp & Kilgore

David Schaumann

220.

BORG WARNER LEASING, a Division of Borg Warner Acceptance Corp.

vs.

J. R. ALLEN

Filed and Issued
Mar. 14, 1983

Tax & entry Paid $35.50

Sheriff's Costs 17.75
Pro Co. Pd 5/11/83 5.00

SUMMONS IN ASSUMPSIT

Issued (sheriff)

Mar. 25, 1983 Sheriff's Return filed: SERVED J. R. Allen, the within named defendant by handing a true copy of the within Summons in Assumpsit, AD 1983-220, to Leslie Allen, an adult member of the family with whom he resides, namely son, on March 22, 1983, at 2:42 P.M., at their residence, R.D.3, Conneaut Lake, Crawford Co., Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 27, 1983, Upon praecipe of plaintiff attorney this above captioned matter marked settled, discontinued and ended of record.

1983

Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

221.

James Irwin

7/6/83 Received $200.00 from plaintiff
1/5/84 Received $200.00 from defendants atty.
1/24/90 Paid $200 To Mary Ann Kirkpatrick #5541
3/20/90 Paid $200.00 To Roberta L. Richardson #5511

DANIEL E. RICHARDSON

vs.

ROBERTA L. RICHARDSON

Filed Mar. 14, 1983

Tax & entry Paid $35.50
1 Count paid 15.00
2 Counts paid
7-22-83 30.00
Pro Co Ret 9-11-84 9.00
Pro Co Rd 9-28-84 5.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 15, 1983, Counseling notices mailed.

Mar. 25, 1983, Affidavit of Service filed.
And now, March 24, 1983, comes Mary Ann Kirkpatrick, Esq. being duly sworn according to law, deposes and sets forth as follows:
1. That she is the Attorney for Daniel E. Richardson, Plaintiff in the above captioned matter.
2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P 355 825 287 to the last known address of the Defendant, Roberta L. Richardson, R. D. #2, Box 1119, Conneaut Lake, Pa. 16316.
3. That the Defendant, Roberta L. Richardson, on March 18, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against the Defendant is therefore effected in accordance with Pa. Rules of Civil Procedure.
Mary Ann Kirkpatrick, Esq.

June 1, 1983, Plaintiff's Inventory and Appraisement filed.

June 15, 1983, Motion For Appointment of Master and Order filed.
ORDER: AND NOW, June 16, 1983, Bruce M. Johnson is appointed Master in the above matter to hold a hearing and make report upon claims involving:
Equitable Distribution
Deposit required: By Plaintiff $200. By Defendant $200.
PER CURIAM,
Robert L. Walker, J.
June 17, 1983, copies of order to Attys. M. Kirkpatrick and B. Johnson.

June 17, 1983 Order filed: AND NOW, June 16, 1983, a Master having been appointed at the request of the plaintiff to hold a hearing on the question of equitable distribution, and it appearing that the defendant has filed no Inventory and Appraisement although the time in which to do so has expired, the defendant is directed to file an Inventory and Appraisement with twenty (20) days of this date or be precluded from offering evidence as to matters that would be contained therein.
BY ORDER OF THE COURT,
Robert L. Walker, J.
June 17, 1983 Copies of order to M. Kirkpatrick, B. Johnson and James Irwin, Esqs.

June 23, 1983, Income And Expense Statement Of Roberta L. Richardson, Defendant filed.

June 23, 1983, Inventory And Appraisement Of Roberta L. Richardson, Defendant filed.

June 24, 1983, Interrogatories To Plaintiff And Answers Thereto filed.

July 22, 1983 Petition For Alimony Pendente Lite, Counsel Fees and Expenses And Exclusive Possession Of The Marital Residence and Order filed. AND NOW, this 22nd day of July, 1983, upon Motion of SHAFER, DORNHAFFER, SWICK, BAILEY & IRWIN, Attorneys for Petitioner/Defendant, and upon consideration of the Petition filed in the above matter, a Rule is entered upon Plaintiff/Respondent to show cause why a temporary order of Alimony, Counsel Fees, Expenses and Other Preliminary Relief should not be entered pending further hearing of this Court. Hearing is set for the 23rd day of August, 1983, at 10:00 o'clock, in Courtroom 2, Crawford County Court House, Meadville, Pennsylvania.
BY THE COURT,
Robert L. Walker, J

July 22, 1983 Copies of order to Mary Ann Kirkpatrick and James Irwin.

July 22, 1983 Counterclaim filed.

Aug. 23, 1983 Order filed. AND NOW, August 23, 1983, the Plaintiff is ORDERED to pay as alimony pendente lite the sum of $35.00 per week from this date to November 30, 1983 at which time the order will terminate unless some further Order is entered.
Plaintiff is ORDERED to pay the sum of $200.00 in interim counsel fees, $100.00 on or before September 15th and $100.00 on or before October 15th. The matter of counsel fees is referred to the Master for final recommendation to the Court and the Court reserves the right to adjust counsel fees in such manner as may be appropriate at the entry of a final Decree.
The request for exclusive possession of the marital residence is taken under advisement. Counsel for the Defendant is DIRECTED to file a memorandum of law on or before August 29, 1983 and counsel for the Plaintiff may respond on or before September 7, 1983.
BY ORDER OF THE COURT,
Robert L. Walker, J
Aug. 23, 1983 Copies of order to Mary Ann Kirkpatrick and James R. Irwin.

Sept. 1, 1983, Plaintiff's Reply Memorandum Regarding Exclusive Possession of the Marital Residence filed.

Oct. 3, 1983 Memorandum and Order filed: AND NOW, September 30, 1983, defendant's request for exclusive possession of the marital residence is denied.
BY ORDER OF THE COURT,
Robert L. Walker, J.
Oct 3, 1983 Copies of order to Mary Ann Kirkpatrick and James Irwin, Esqs.

Continued on Page 527

Prather, Prather
& Pineo
William Pineo

222.

HOWARD D. BRADLEY

vs.

KATHERINE A. BRADLEY

Filed Mar. 14, 1983

Tax & entry Paid $35.50
Pro Co pd 7-6-83 9.00
Pro Co Pd 8-4-83 5.00

COMPLAINT UNDER SECTION 201(c)
OR 201(d) OF THE DIVORCE CODE

Mar. 15, 1983, Counseling notices mailed.

Mar. 16, 1983 Affidavit of Acceptance of Service filed: Katherine A. Bradley, being duly sworn according to law, deposes and says that she is the Defendant in the above captioned case and that she accepts service of the Complaint filed herein which was served upon her by regular, postage prepaid and which she received on this date.

And further she deposes not.

Dated Mar 14, 1983 Katherine A. Bradley

Mar. 30, 1983, Amended Complaint under Section 201(c) or 201(d) of the Divorce Code filed.

Apr. 6, 1983, Affidavit of Acceptance of Service filed. Katherine A. Bradley, being duly sworn according to law, deposes and says that whe is the Defendant in the above captioned case and that she accepts service of the Complaint filed herein which was served upon her by regular mail, postage prepaid and which she received on this date.

And further she deposes not. Katherine A. Bradley, Defendant.

July 6, 1983 Affidavit of Consent for Plaintiff and Defendant.

July 6, 1983 Upon Praecipe for Attorney for Plaintiff for Review Under 201 (c) Of The Divorce Code, this case moved to court.

July 8, 1983 Affidavit of Consent of Plaintiff and Defendant filed.

July 21, 1983 DIVORCE DECREE FILED:

AND NOW, July 20, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

HOWARD D. BRADLEY AND KATHERINE A. BRADLEY

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Aug. 4, 1983 Notice of Election to Resume Maiden Name filed. To be known as Katherin S. Larkin.

1983

Vendetti, Nedell
& Foulk
Jay S. Nedell

223.

Bozic, Thomas
& Johnson
David Truax

LYNN ANN DAMRATOSKI

vs.

JAMES PAUL DAMRATOSKI

Filed Mar. 14, 1983

Indigent Filing
Tax Pd 3/17/83 $.50 ✓

Pro Co pd 11-28-83 5.00 ✓

PETITION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS IN DIVORCE

2 copies (atty)

Mar. 14, 1983, ORDER filed. AND NOW, March 11, 1983, plaintiff is permitted to file this petition and the complaint in divorce in forma pauperis.

The Court notes that under rule 1920.62 (b) this petition should have included a statement of the financial condition of the defendant, including his income and property to the extent known by the plaintiff. Accordingly, we require the plaintiff to file a supplement to this petition setting forth the facts.

Relief from payment of any further costs shall be only by further court order.

(2 copies-atty)

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

Mar. 14, 1983, Complaint in Divorce, Custody and or Visitation of Children, Support of the Plaintiff, Alimony, Equitable Distribution of Marital Property, Temporary Alimony, Alimony Pendente Lite, Counsel Fees and Expenses, filed. (2 copies-atty)

July 7, 1983 Appearance of Bozic, Thomas & Johnson by David Truax, Esq. for defendant filed.

Nov. 23, 1983 Upon praecipe of attorney for plaintiff the above captioned case is marked discontinued of record.

1983

Emil Spadafore, Jr.

224.

Russell Schetroma
for Cabot Oil

Harry F. White
for Richard B. &
Shirley A. Froggatt
(Interpleader)

JACOB H. LEFFLER and
DELORES J. LEFFLER,
his wife

vs.

CABOT OIL AND GAS
Richard B. Froggatt and
Shirley A. Froggatt, his wife

Filed Mar. 15, 1983

Tax & entry Paid $35.50

Sheriff's Costs 14.75

SUMMONS IN ASSUMPSIT

Issued (sheriff)

Mar. 29, 1983 Writ Returned: SERVED Cabot Oil and Gas, the within named defendant, on March 25, 1983, at 11:03 A.M., by handing a true and attested copy of the within Summons in Assumpsit, AD 1983-224, at Conneaut Lake Rd., Meadville, Crawford Co., Pa., the usual place of business of said defendant, to Steve Turk, Asst. District Drilling Superintendent and the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 2, 1983 Petition for Interpleader and order filed: AND NOW, this 2nd day of May, AD, 1983, upon the Petition of Cabot Oil and Gas Corporation, and upon the Motion of Russell L. Schetroma, Esquire, it is hereby ordered and decreed as follows:

1. Cabot Oil and Gas Corporation shall forthwith cause a copy of the Petition and this Order to be served upon Jacob H. Leffler and Delores J. Leffler by serving a true and correct copy thereof upon their counsel, Emil M. Spadafore, Jr., Esquire, at his offices at 869,Diamond Square, Meadville, Pennsylvania, and upon Richard B. Froggatt and Shirley A. Froggett by serving their counsel, Harry Faber White, II, at this offices at 966 South Main Street, Meadville, Pennsylvania.

2. Jacob H. Leffler and Delores J. Leffler shall respond to the allegations of the said Petition in the manner and within the time required by Pennsylvania Rule of Civil Procedure 2305.

All All proceedings in this Action and in tha action filed in this Court at No. A.D. 1983-264, are hereby stayed pending resolution of the prayer of said Petition.

By the Court,
Robert L. Walker, J.

May 2, 1983 Copies of order to Emil Spadafore, Russell Schetroma, and Harry White, Esq.

May 23, 1983 Preliminary Objections in the Nature of a Petition to Vacate Order of Interpleader and to Lift Stay of Proceedings filed.

June 6, 1983, ORDER filed. ORDER: AND NOW, May 31, 1983, argument on the Motion to Vacate an Order of Interpleader filed on behalf of Richard B. Froggatt and wife is hereby scheduled for June 28, 1983 at 11:00 A.M.

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

June 7, 1983, copies of order to Attys. Emil Spadafore, Harry White and Russell Schetroma.

June 28, 1983, Complaint filed.

June 28, 1983, Consent filed. I hereby consent to the relief requested by the Defendant in his Petition to Interplead. Emil M. Spadafore Jr., Esq.

July 6, 1983, RE: PETITION TO VACATE ORDER OF INTERPLEADER AND TO LIFT STAY OF PROCEEDINGS - ORDER filed. ORDER: AND NOW, June 28, 1983, after argument, the Court denies the Petition to Vacate the Order of Interpleader heretofore entered.

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

July 6, 1983, Copies of order to Attys. E. Spadafore, Harry Faber White, and Russell Schetroma.

Apr. 18, 1984, Motion for Final Interpleader Order and Order filed. And Now, this 18 day of April AD 1984, upon the Motion of Russell L Schetroma, Esq., Counsel for Cabot Oil and Gas Corporation, and with the consent of Emil M. Spadafore, Jr. Esq. Counsel for Jacob H. and Delores J. Leffler, and of Harry Faber White II, Esq. counsel for Richard B. Froggatt and Shirley A. Froggatt, it is hereby ordered as follows:

1. Richard B. and Shirley A. Froggatt are hereby interpleaded into the above captioned action as to all counts and causes of action, set forth in their Complaint against Cabot Oil and Gas Corporation filed in this Court at No. AD 1983 - 264 and as stated in Paragraphs "1" through "23" thereof, which portions of said Complaint shall be deemed to constitute the statement of the claim of said parties.

2. a. Cabot Oil and Gas Corporation is hereby ordered to pay the fund subject to dispute to the Prothonotary of Crawford County to be held pending further Order of Court.

b. Cabot Oil and Gas Corporationis further ordered to pay any and all future royalties arising from production upon the Charles O. Linton No. 1 Unit (to the extent subject to claim by either Leffler or Froggatt to the Prothonotary of Crawford County to be held pending further order of court.

3. Pro to put in interest bearing account.

By the court,
P. Richard Thomas, J.

Apr. 18, 1984, copies of order to Attys. E. Spadafore, Harry White, Russell Schetroma.

Apr. 19, 1984 Motion For Summary Judgment and Order filed. AND NOW, this 18th day of April, 1984, in consideration of the foregoing Motion, this matter is set for argument at the next session of Argument Court on May 28, 1984. Pro. List.
P Richard Thomas, P.J.

Apr. 23, 1984 Copies to Emil Spadafore, Harry White and Russell Schetroma

ON ARGUMENT LIST FOR MAY 29, 1984; No. 4.

May 23, 1984 Motion For Summary Judgment By Claimants Richard B. Froggatt and Shirely and Order filed. AND NOW, this 23 day of May, 1984, upon consideration of the foregoing motion for summary judgment filed by the claimant Froggatts in the above captioned matter, a hearing on the same is scheduled for May 29, 1984 at 10 a.m. in Courtroom 1 of the Crawford County Courthouse, P Richard Thomas

May 23, 1984 Copies to Emil Spadafore, Harry White and Russell Schetroma

6/11/84 Received $19,624.19 from Cabot Oil Corp. Deposit transferred Chancy Account No 03-41769 Book in safe

5/29/84 Received $503.83 from Cabot Oil Corp. Deposit m/m account

7/2/84 Received $559.00 from Cabot Oil Co. (Deposit)

7/30/84 Received $421.64 from Cabot Oil Co. (Deposit)

8/28/84	$418.00
9/28/84	$368.11
10/24/84	$290.44
11/30/84	$388.07
12/31/84	$192.46
1/25/85	$326.67
3/1/85	$285.08
3/29/85	$296.03
5/7/85	$302.47
5/28/85	$269.41
6/25/85	$236.54
7/24/85	$371.60
9/30/85	$222.04
10/28/85	$78.92
11/20/85 Interest	$2810.19
TOTAL	$27,871.73

Recd $12,069.30 from Pro on 11/22/85. Emil M. Spadafore Atty. for Plaintiff Leffler.

Recd $15,802.43 from Pro on 11/22/85 Harry Faber White II Att for Froggatt

Continued on Next Page

TERM

Record Continued from Page 224 of AD 1985-224 Leffler v Cabot

Aug. 7, 1984 Re: Motions for Summary Judgment, Opinion and Order filed: AND NOW, August 6, 1984, Motions for Summary Judgment are denied. Trial will be scheduled on motion of either party.

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

Aug. 7, 1984 Copies of order to Emil Spadafore, Harry White and Russell Schetroma, Esqs.

Aug. 17, 1984 Certificate Of Readiness filed.

ON TRIAL LIST FOR OCTOBER 1984; No. 25; Non Jury

Nov. 16, 1984, Transcript of Proceedings of deposition of Jacob H. Leffler filed.

Nov. 16, 1984, Transcript of Proceedings of deposition of Richard B. Froggatt, filed.

Nov. 27, 1984, STIPULATION filed. It is hereby stipulated, this 27 day of September AD 1984, that the liability and obligations of Cabot Oil & Gas Corporation to the parties in the above captioned matter are limited to:

1. Payment of royalties to the Court pursuant to Order dated April 18, 1984; and
2. Payment of royalties which accrue after the entry of a final verdict in this matter in accord with the terms of such verdict.
3. Cabot Oil & Gas Corporation will not participate in the trial of this action and agrees to pay future royalties in accord with any final verdict entered therein.

Emil M. Spadafore, Jr. counsel for plffs.
Harry F. White, II, counsel for def. Froggatt
Russell L. Schetroma, counsel for dft. Cabol Oil

Approved:
P. R. Thomas
11/27/84

Dec. 14, 1984 Opinion and Order, Findings Of Fact, The Acreage Problem and Direction To Counsel filed. Pursuant to our announced intentions at trial, wo now direct counsel for the parties to present a stipulation to the court, based on our findings herein, delineating with preciseness, the formulas to be used in distributing the royalties now held in escrow between the parties, as well as furture royalty payments. Said stipulation shall be filed with the court on or before December 27, 1984, together with a proposed appropriate verdict for the court to enter in this case. Once final verdict is entered by the court, any party may appeal in accord with law.

December 13, 1984. BY ORDER OF THE COURT,
P Richard Thomas, P.J.

Dec. 14, 1984 Copies given to Emil Spadafore and Harry White.

Dec. 26, 1984 Defendant's Froggatts' Exceptions To the Opinion And Order Of The Court filed.

ON FEBRUARY 1985 CIVIL TRIAL LIST: NON JURY

Jan. 29, 1985 Upon praecipe of Plaintiffs Attorney defendant's exceptions are placed on the next argument list.

ON MARCH 1985 CIVIL ARGUMENT LIST

April 26, 1985 Re: Exceptions to Findings of Fact, Verdict filed: Defendants Froggatt filed Exceptions to our Opinion and Order filed December 14, 1984 and argument on said Exceptions was held April 8, 1985.

We find no merit to said Exceptions and dismiss the same.

We accordingly find a verdict in favor of the Plaintiffs Jacob H. Leffler and Delores J. Leffler against defendants Cabot Oil and Gas and Richard B. Froggett and Shirley A. Froggatt, which verdict shall be in the form of a judgment in an amount calculated to award Plaintiffs a proper proportionate share of royalties now due to the date of this judgment and to continue in the future.

In accord with our prior direction, counsel will submit to the court within twenty(20) days a calculation of royalties due Plaintiffs and Defendants Froggatt to the date of this judgment using the total acreage of 229.113 acres as found in our prior opinion. The formula for calculating said sums shall be set forthe in calculating said respective amounts due from the excrow fund now in existence. Upon filing said calculations, the court by further order will direct the Prothonotary to disburse funds from said account.

Dated: April 24, 1985.

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

April 29, 1985 Copies of order to Emil Spadafore and Harry White, Esqs. and Russell Schetroma, Esq.

Sept. 20, 1985, ORDER filed. ORDER: AND NOW, September 18, 1985, the parties having reached an agreement regarding the distribution of funds held in the Prothonotary's escrow account, we now direct that the agreed formula by the parties be used, and the amounts calculated therefrom, be distributed to the appropriate parties forthwith by the Prothonotary.

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

Oct. 10, 1985, copies of order to Attys. Spadafore, H. White and Schetroma.

Nov. 19, 1985, Motion of Plaintiffs to Distribute Funds, filed.

RECORD CONTINUED ON NEXT PAGE 224(b)

224 B

TERM

Continuation of AD 1983 - 224) Jacob H. Leffler al vs. Cabot Oil and Gas et al

Motion, it

Nov. 19, 1985, ORDER filed. AND NOW, November 19, 1985, upon consideration of the attached is hereby ordered that the Prothonotary shall ascertain the present balance in said account, including any interest accrued thereon, and distribute 56.697% of said balance to Richard B. and Shirley A. Froggatt and 43.303% of said balance to Jacob H. and Delores J. Leffler. It is further ordered that the parties have the following percentage interests in each of the lease units, and future royalty payments will be paid to the parties in accord with the current interest of the parties as follows:

Charles O. Linton No. 1

Leffler - 25.21809%
Froggatt - 33.01816%

Leffler No. 1

Leffler - 4.12273%
Froggatt - 5.39791%
Leffler property on Leffler No. 1 unit which was not acquired from original Zinz farm lease - 75.10492%

Furthermore, Cabot Oil and Gas Corporation is specifically relieved of making further payments to the Prothonotary ofthe Court of Common Pleas of Crawford County, Pennsylvania, of any royalties owed to the royalty interest owners. In making royalty payments hereafter, Cabot Oil and Gas Corporation may rely on the allocation of property interests as set forth in this Order.

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

Nov. 21, 1985, Copies of order given to Emil Spadafore, Harry White and Russell Schetroma, attorneys

Mason and Mason
Joan D. Mason

225.

ELLA JEAN WEED

vs.

CARL LEWIS WEED

Filed Mar. 15, 1983

Tax & entry Paid $35.50

Pro Co Pd 4/18/83- 9.00

DIVORCE COMPLAINT UNDER SECTION 201(d)

2 copies (atty)

Mar. 15, 1983, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Mar. 16, 1983, Counseling notices mailed.

Mar. 24, 1983 Affidavit of Service filed: I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on March 16, 1983, mail to the above Defendant, Carl Lewis Weed, by certified mail #268 561, return receipt requested, show to whom and date delivered, a complaint in the above divorce action. Said notice was received by Carl Lewis Weed on March 19, 1983, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason,
Attorney for Plaintiff

Apr. 8, 1983, Affidavit of Service filed. I, Joan D. Mason, Esquire for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on March 16, 1983, mail to the above Defendant, Carl Lewis Weed, by certified mail #268 561, return receipt requested, show to whom and date delivered, PLAINTIFF'S AFFIDAVIT UNDER SECTION 201(d) OF THE DIVPRCE CODE. Said Affidavit was received by Carl Lewis Weed along with Complaint in Divorce, on March 19, 1983, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Attorney for Plaintiff

Apr. 18, 1983, Upon praecipe of plaintiff attorney, for Review Under Section 201(d) of Divorce Code, this case moved to court.

Apr. 25, 1983 Order filed: AND NOW, April 22, 1983, the Complaint in Divorce not containing the notice required under Pa. R.C.P. 1920.12(c) in the form prescribed by Pa. R.C.P. 1920.71, and the Court being of the opinion that the requirement is manditory, this matter is returned to the Prothonotary's Office for further proceedings.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Apr. 25, 1983 Copy of order to Joan Mason, Esq.

Apr. 28, 1983 Complaint Reinstated.

May 5, 1983, Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on April 28, 1983, mail to the above Defeddant, Carl Lewis Weed, by certified mail #268 575, return receipt requested, deliver to addressee only, the reinstated complaint with correct notice required by Pa. R.C.P. 1920.71 and Plaintiff's Affidavit under Section 201(d) of the Divorce Code in the above divorce action. Said notice and complaint and 201(d) affidavit were received by Carl Lewis Weed on April 30, 1983, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason

June 2, 1983 Upon Praecipe of Plaintiff's Attorney for Review Under 201(d) of the Divorce Code, this case is moved to Court.

June 7, 1983 DIVORCE DECREE FILED:

AND NOW, June 7, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ELLA JEAN WEED and CARL LEWIS WEED

is hereby dissolved and the parties are hereby divorced and all legal duties, rights, and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

226.

PENNBANK
127 W. Spring St.
Titusville, Pa. 16354

vs.

COLLINS D. FYOCK
DONNA M. FYOCK

Filed Mar. 15, 1983
@ 2:20 o'clock P.M.

Pro Simmons paid $9.00
Plff on orig. 6.50
Pro Co Pd 6-4-84 $5.00

AGREEMENT TO REVIVE
of
DSB No. 612 Feb. Term 1978

The undersigned hereby agrees that the judgment entered on April 28, 1978 to 612 Feb. 1978 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Fifteen Thousand Nine Hundred Four and 85/100 Dollars plus costs.

Dated.....March 2, 1983
Debt.....$15,904.85
F - 36, 46 JUDGMENT
James F. Simmons,
Prothonotary

June 4, 1984 This Judgment Satisfied.
(see paper filed)

1983

James R. Irwin

227.

William J. Gregg

DAVID K. SPLITSTONE

vs.

CAROL J. SPLITSTONE

Filed Mar. 15, 1983

Tax & entry Paid $35.50
2 Counts Paid 30.00
Pro Co. pd. 9.00

COMPLAINT IN DIVORCE UNDER SECTION 201(c) OR 201(d), EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, AND CHILD CUSTODY

1 copy (atty)

Mar. 16, 1983, Counseling notices mailed.

Mar. 21, 1983 Affidavit of Service filed: I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, deposes and say that I am the attorney of record for DAVID K. SPLITSTONE, plaintiff, and that as such, I am authorized to execute this Affidavit; that I did on the 17th day of March 1983, send by certified mail return receipt requested, addressee only, to Carol J. Splitstone, a true and correct copy of a divorce complaint filed at the above term and number, at her last known address of Westford Rd., Hartstown, Pa 16131, as evidenced by the attached sender's receipt No. 498 806, and that on the 21st day of March, 1983, I did receive the duly executed return receipt dated the 18th day of March, 1983.

James R. Irwin, Esquire
Attorney for Plaintiff

Jan 26, 1987 Affidavit of Consent of Defendant filed.

Jan. 30, 1987 Affidavit of Consent of Plaintiff filed.

Feb.3,1987, Upon Praecipe of Defendant's Attorney for Review Under Section 201(c) of the Divorce Code, this case is moved to Court.

Feb. 3, 1987 Appearance of William J. Gregg, Esq. for Defendant filed.

Feb 20, 1987 Order filed: This 1983 divorce action contained an allegation of an irretrievably broken marriage and a request for equitable propertydistribution and determination of child custody. The requisite affidavits for a 201 (c) divorce have been filed and the matter praeciped to the court forthe granting of the divorce.

We assume that the parties have amicably resolved the custody and equitable property division issues, but the record is silent in this regard. Accordingly,following Crawford County Court's practice, we return this divorce to the Prothonotary's Office until the record shows the above two matters to have been either withdrawn, amicably resolved or that the parties wish the divorce bifurcated to the end that the divorce is granted, but the court retains jurisdiction to resolve the two aforesaid issues.

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

Feb. 23, 1987 Copies or Order given to James R. Irwin and Wm. J. Gregg.Attys.

Mar. 12, 1987, Upon praecipe of defendant attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Mar. 12, 1987, Motion to Grant the Divorce filed.

Mar. 24, 1987 **DECREE AND ORDER filed.** AND NOW, this 24 day of March, 1987, upon consideration of the foregoing Motion and attached agreement of the parties it is hereby decreed and ordered as follows:

1. **Divorce:** Upon consideration of the pleadings and affidavits filed in the above-captioned case this Court hereby grants an absolute divorce form the bonds of matrimony to the above named parties on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of filing of the Complaint and an affidavit has been filed by each of the parties, evidencing that each of the parties consents to the divorce, pursuant to Section 201(c) of the Pennsylvania Divorce Code.
2. The Plaintiff and the Defendant have divided their marital property pursuant tothe terms of the attached agreement and each party is barred from making further claims against the other as to all marital property.
3, Any claim by either partyfor alimony pendente lite, reasonable counsel fees and expenses and alimony followeding divorce is forever barred and discharged.
4. That each party upon the request of the other shall execute any and all deeds, bills of sale, title documents, or other documents and instruments and perform any and allother acts necessary or that may be required to carry out and effectuate the terms of their agreement.

BY THE COURT,
P. Richard Thomas, J

Fuller, Kinnunen, Miller & Gamble
Ann H. Gamble

228.

ROSE M. CONNOR

vs.

JOHN A. CONNOR

Filed Mar. 16, 1983

Tax & entry Paid $35.50

PETITION FOR RELIEF UNDER PROTECTION FROM ABUSE ACT

1 copy (atty)

Mar. 16, 1983, Acceptance of Service and Waiver of Notice filed. I, John A. Connor, the Respondent in the within action, hereby accepts service of the Petition for Protection from Abuse and do further hereby waive any ritht to Notice or Hearing of the within matter.

John A. Connor,
David D. Truax, Atty.

Mar. 16, 1983, Consent Agreement Under "Protection From Abuse Act" Agreement, and Order filed.
ORDER UNDER PROTECTION FROM ABUSE ACT APPROVING CONSENT AGREEMENT OF PARTIES: AND NOW, this 16th day of March 1983, 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 one year from the date of this order.

A true and correct copy of this Order shall be sent by certified mail, return receipt requested, to the Petitioner, the Respondent, and to the Titusville Police Department, which has appropriate jurisdiction to enforce this Order.

The parties are hereby advised that a violation of this Order may subject the violating party to punishment for contempt.

Robert L. Walker, Judge

Mar. 16, 1983, copies of order to Attys. Ann Gamble and David Truax.

Bernard Markovitz
Markovitz & Vitti

229.

FEDERAL NATIONAL MORTGAGE ASSOCIATION, ASSIGNEE OF HOUSING MORTGAGE CORPORATION

vs.

THOMAS K. ALLEN and MARJORIE R. ALLEN, his wife

Filed Mar. 16, 1983

Tax & entry Paid $35.50

Sheriff's Costs 20.75
Pro Co Pd 5/24/83 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 391, page 385.

Apr. 12, 1983, Complaint Reinstated.

April 25, 1983 Sheriff's Return Filed. SERVED AND MADE KNOWN TO Thomas K. Allen and Marjorie R. Allen, the defendants in this action by posting a copy of the Complaint, filed in this action, on the most public part of the land at R.D.# 7, Baird Avenue, Meadville, in the County of Crawford, the State of Pennsylvania on April 13, 1983,at 11:14 A.M., and by sending to Thomas K. Allan and Marjorie R. Allen, a copy of the Complaint, by Registered Mail to their last known address, to-wit: 520 S. Park Avenue, Wintergarden, Florida. Said Registered Mail was sent to the said defendants, on the 12th day of April, 1983, and said Registered Mail Article was delivered to Thomas K. Allen and Marjorie Allen on the 14th day of April, 1983, at 520 S. Park Ave., Wintergarden, Florida, as is indicated by the Registered Mail Article Return Receipt attached hereto and made a part of this service.
So answers,

Howard N. Stewart, Sheriff

And Now, May 24, 1983 at 11:20 A.M., upon praecipe of plaintiff attorney, with affidavit of non military service attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, and damages are assessed in the amount of Thirty Eight Thousand Nine Hundred Thirty Four Dollars and 92/100 Dollars, together with interest and costs.

Debt - - - $38,934.32

A - 161, 214
May 24, 1983- Judgment entered.

JUDGMENT
James F. Simmons,
Prothonotary

May 25, 1983, Notices of entry of judgment mailed to each defendant.

EXECUTION 1983 - 45

Kuhn and Kuhn
Daniel J. Kuhn

230.

Gordon R. Miller

TRACE FOSBURG, d/b/a
FOSBURG'S WELDING
& SERVICE

vs.

WILLIAM STURN and
STATE FARM MUTUAL
AUTOMOBILE INSURANCE
COMPANY

Filed Mar. 17, 1983
and Issued.

Tax & entry Paid $35.25

Arbitrators Pd 2-2-84 15.00

APPEAL OF DEFENDANT FROM JUDGMENT OF
JUSTICE OF THE PEACE ROBERT LEONHART

Mar. 17, 1983, Rule to File Complaint Issued.

Mar. 21, 1983, Proof of Service filed.

Apr. 4, 1983, Complaint in Assumpsit filed.
2 copies (atty)

April 13, 1983 Acceptance of Service filed. I hereby accept service of the Complaint above captioned on this 11th day of April, 1983.
Gordon R. Miller, Atty. for Def.

May 5, 1983, Preliminary Objections filed.

May 12, 1983, Answer And Counter Claim filed.

Feb. 2, 1984 Defendant's Attorney files Praecipe for reference to Arbitrators whereupon the following Arbitators are appointed:
Paul D. Shafer, Chairman
William Walker **Willis E. Schug** ~~Harry W. White~~
David W. Pickens

Feb. 10, 1984, Arbitrators Take the Qualifying Oath.

Mar. 7, 1984 Answer To Counter Claim filed.

Apr. 6, 1984, Decision of Arbitrators filed in which they find for the plaintiff and against State Farm Mutual Automobile Insurance Company only in the amount of $330. We find in favor of William R. Sturm. In addition the plaintiff is entitled to interest (6%) from August 30, 1983 and costs of suit.
S - 185 DECISION OF ARBITRATORS

Apr. 6, 1984, copies of Decision to Attys. Daniel Kuhn and Gordon Miller.

1983

Kuhn and Kuhn
Daniel J. Kuhn

231.

Gordon R. Miller

TRACE FOSBURG d/b/a FOSBURG'S WELDING & SERVICE

vs.

DENNIS GLENN KERR and STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY

Filed and Issued
Mar 17, 1983

Tax & entry Paid $35.25

Arbitrators Pd
2-2-84 15.00

APPEAL OF DEFENDANTS FROM JUDGMENT OF JUSTICE OF THE PEACE ROBERT LEONHART

Mar. 17, 1983, Rule to File Complaint Issued.

Mar. 21, 1983, Proof of Service filed.

Apr. 4, 1983, Complaint in Assumpsit filed. 2 copies (atty)

April 13, 1983 Acceptance of Service filed. I hereby accept service of the Complaint above captioned on this 11th day of April, 1983.
Gordon R. Miller Atty. for Defendants

May 5, 1983, Preliminary Objections filed.

May 12, 1983, Answer filed.

Feb. 2, 1984 Defendant's Attorney files praecipe for reference to Arbitrators, whereupon the following arbitrators are appointed:
Paul D. Shafer, Chairman
William Walker ~~Willis E. Schug~~ ~~Harry W. White~~
David W. Pickens

Feb. 10, 1984 Arbitrators Take the Qualifying Oath.

Apr. 6, 1984, Decision of Arbitrators filed in which they find for the plaintiff and against the defendant State Farm Mutual Automobile Insurance Company for $207. plus interest from Aug. 30, 1983 and costs of suit. We find in favor of Dennis Glenn Kerr.

S - 185 DECISION OF ARBITRATORS

Apr. 6, 1984, copies of decision to Attys. Daniel J. Kuhn and Gordon R. Miller.

Suzanne J. Bruce pro se 232.	SUZANNE J. BRUCE vs. DONALD G. BRUCE Filed Mar. 17, 1983 Tax & entry Paid $35.50 Pro Co pd 6-22-83 9.00	COMPLAINT IN DIVORCE 1 copy (atty)

Mar. 18, 1983, Counseling notices mailed.

June 22, 1983, Affidavit of Service filed. Suzanne J. Bruce, being duly sworn according to law, deposes and sets forth as follows: 1. That she is the Plaintiff in the above captioned matter. 2. That she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P262 138 466 postmarked 3-18-83, to the last known address of the Defendant, Donald G. Bruce, 250 Pine Street, Meadville, Pennsylvania 16335. 3. That the Defendant, Donald G. Bruce, on 3-21-83 personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A"? 4. Service of the Complain against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure. Suzanne J. Bruce

June 22, 1983, Affidavit Of Consent for Plaintiff filed.

June 22, 1983, Affidavit Of Consent for Defendant filed.

June 22, 1983, Upon Praecipe of Attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this case moved to court.

June 30, 1983 DIVORCE DECREE FILED:

AND NOW, June 29, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SUZANNE J. BRUCE and DONALD G. BRUCE

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

233.

5/25/83 Received $1.50
from defendant.

5/26/83 Received $27.00

IVA SEYBOLD

vs.

MARK PLATTNER

Filed Mar. 17, 1983
Entry Pd 5/25/83 35.00
Indigent Filing
Costs to be determined
Jay Pd. 3-18-83 .50
Constable costs 27.00
Pro Co. Pd 5/25/83 9.00

PETITION FOR EMERGENCY RELIEF FROM ABUSE

1 copy (atty)

ORDER:

AND NOW, March 17, 1983, upon presentation and consideration of the within Petition, a hearing theron is scheduled for the 23 day of March, at 11:30 o'clock in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

The Respondent, Mark Plattner, is directed and prohibited from attempting to cause or intentionally, knowingly, or wrecklessly causing bodily injury to Iva Seybold, Petitioner or in any way threatening them, frightening them, frightening them or harassing them.

The Respondent, Mark Plattner, is directed and prohibited from contacting Iva Seybold, Petitioner in any way until further order of this Court.

The Respondent is excluded immediately and forthwith from the residence located at 301 Raldolph Street, Meadville, Pa. 16335.

Respondent is directed to return forthwith, all keys of the residence to the officer serving this order.

Petitioner is permitted to proceed without the payment of costs, costs to be determined by the court after hearing.

Respondent is hereby advised of his right to be represented by counsel, and he is notified that his failure to attend the hearing scheduled above may have serious legal consequences.

BY THE COURT,
P. Richard Thomas, J.

Mar. 18, 1983, Copy of order to Atty. Kirkpatrick.

Mar. 23, 1983 Order filed. And Now, March 23, 1983, at the time set for hearing the defendant appears before the Court and does not contest the right of the Court to enter an Order in response to this abuse petition but contends that it is all his mother's fault and that the best thing that could happen to him would be a Court Order prohibiting him from living with, associating or annoying his mother in any fashion. Accordingly, the defendant, Mark Plattner, is hereby directed to refrain from abusing, hurting or contacting Iva Seybold, his mother, in any fashion or procuring others to do so on his behalf. He may not go to her residence for any purpose.

By agreement of the parties, Mark Plattner will go to the home of his mother at 3:00 p.m., March 28, 1983, to remove the clothes and property rightfully his with the following exception: The four (4) guns in the premises will be surrendered before said date to the Sheriff of Crawford County, who will keep them in his custody until further Order of this Court. The Court requests Anthony Marceca, Chief Constable, to arrange for a Constable to be present on Monday, March 28, 1983, at the residence, 301 Randolph Street, Meadville,Pa., and to keep peace and order during the time the defendant is removing his property except for the guns from the residence.

The defendant in this action is directed to pay costs in this case in the amount of $70.50 plus such additional costs as are incurred by the Constable who will file a bill of costs for his time with the Prothonotary's Office. The defendant will pay these costs to the Prothonotary's Office at the rate of $20.00 per week until the same are paid in full. If the defendant violates this agreement, the Sheriff is authorized to sell one or more of the guns at the best possible market price and apply the proceeds from the sale to payment of costs and retain the balance. The Sheriff will keep the defendant's guns in storage until further Order of this Court.

This Order shall be effective for a period of one (1) year from this date.

A copy of this Order will be left for the defendant at the Sheriff's Office where he may pick up the same.

The plaintiff is relieved from payment of costs.

By Order of the Court,
P. Richard Thomas, P.J.

Mar. 24, 1983 copies of order to Mary Ann Kirkpatrick, Esq., and two(2) copies to the Sheriff's Office-one to be given to Defendant.

Apr. 7, 1983, Affidavit of Service filed. Anthony Marceca, being duly sworn according to law, deposes and sets forth as follows:

1. That he is a duly certified and licensed constable in Crawford County, Pa.

2. That on information furnished to him, he caused a cert. copy of the Petition and Order in the above matter to be served upon respondent at 5:36 P.M. on Mar. 23, 1983, on the sidewalk in front of the The Carriage Shop, Park Ave., Meadville, Pa.

3. That costs incurred for this service were as follows:

(a) Service	$25.00
(b) Mileage	2.00
Total	27.00

Anthony Marceca.

CONTINUED ON PAGE 555

234.

Bruce A. Barrett

COMMONWEALTH OF PENNSYLVANIA

vs.

JAMES C. LONKOWSKE

Filed Mar. 18, 1983

Tax & Entry pd 3/18/83 $35.50

for Co Rd 5/11/83 9.00

PETITION FOR APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES

1 copy (Dept. of Trans.)

ORDER:

AND NOW, this 18th day of March, 1983, upon consideration of the foregoing Petition, a hearing is hereby set for the 26th day of April, 1983, in Court Room No. 1 or 2 at 1:30 P.M. o'clock.

Further, until said hearing is held, James C. Lonkowske shall be permitted to operate a motor vehicle upon the highways of the Commonwealth of Pennsylvania, and in that regard this Order shall act as a supersedeas to the suspension imposed by the Department of Transportation in their letters dated February 14, 1983 and March 8, 1983, said effective date of the suspension to have commenced March 21, 1983.

Robert L. Walker, J.

Mar. 18, 1983, copy of order to Atty. Barrett.

April 29, 1983 Memorandum and Order. AND NOW, April 29, 1983, the petitioner's appeal is sustained and the Department of Transportation is directed to reinstate his driving privileges insofar as the second suspension is concerned. In the event the fifteen (15) day suspension directed under the notice dated February 14, 1983 has not yet been served, the Department is directed to reimpose that suspension.

BY ORDER OF THE COURT,
ROBERT L. WALKER,J.

May 2, 1983 Copies sent to Bruce A. Barrett and Commonwealth of Pennsylvania Department of Transpartation

1983

Blystone &
Blystone
Peter E. Blystone

235.

Paul E. Allen

CENTRAL SOYA COMPANY, INC.

vs.

RICHARD J. BARABAS and LINDA K. BARABAS

Filed Mar. 18, 1983

Tax & entry Paid $35.50

Sheriff's Costs 14.75
Arb. pd. 2/11/85 15.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

Mar 30, 1983 Sheriff's Return filed: SERVED Richard J. Barabas the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1983-235, to Paul Allen, Attorney for Defendant, on March 23, 1983 at 3:55 P.M. at the Crawford Co. Sheriff's Office, Room 101, Meadville, Pa.

SERVED Linda K. Barabas, the within named defendant by handing a ture copy of the within Complaint in Assumpsit AD 1983-235, to Paul Allen, Attorney for Defendant, on March 23, 1983 at 3:55 P.M., at the Crawford Co. Sheriff's Office, Room 101, Crawford Co. Courthouse, Meadville, Pa.

So answers, Florence I. Beck, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 22, 1983, Appearance of Paul E. Allen, Esq., for Richard J. Barabas and Linda K. Barabas filed.

May 26, 1983, Defendants' Answers filed.

July 14, 1983 Reply To New Matter by the Plaintiff's filed.

Sept. 2, 1983, Answers to Interrogatories to Defendants filed.

Feb. 8, 1985, Upon precipe of plaintiff attorney for reference to the Arbitrators, the following arbitrators are appointed:

John H. Bozic, Jr., Chairman
Donald A. Fickenscher
William Walker

Feb. 21, 1985 Arbitrators take Qualifying Oath.

Apr. 23, 1985, DECISION OF ARBITRATORS filed in which they find in favor of the plaintiff and against the defendants in the sum of $600.00 plus interest from April 23, 1985, plus costs.

B - 144, 104 DECISION OF THE ARBITRATORS

Jack, Kookogey &
Felton
John S. Kookogey

236.

PENNBANK, successor to
THE PENNSYLVANIA BANK
AND TRUST COMPANY

vs.

MICHAEL B. PLATT and
JANIE M. PLATT, his
wife

Filed and Issued
Mar. 21, 1983 @ 2:53 PM

Pro Simmons Paid	$15.00
Plff on orig.	6.50
Sheriff's Costs	**34.75**

WRIT OF REVIVAL

of

DSB No. 944 May Term 1977

Dated.....March 18, 1983
Debt.....$3,753.47
Interest from..... Dec. 16, 1982
P - 111, 91.....JUDGMENT

Issued (sheriff)

Apr. 6, 1983 Sheriff's Return filed: SERVED Michael B. Blatt, the within named defendant by handing a true copy of the within Writ of Revival, AD 1983-236, to Alice Platt, an adult member of the family with whom he resides, namely mother, on March 28, 1983, at 10:25 A.M., at their residence, at 529 W. Main St., Titusville, Crawford Co., Pa.

SERVED AND MADE KNOWN TO Janie M. Platt, personally the within named defendant by handing a true copy of the within Writ of Revival AD 1983-236, to her, on March 28, 1983, at 10:30 A.M. at 10:30 A.M., at her place of residence, at 519 N. Washington St., Titusville, Crawford Co., Pa.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Bozic, Thomas and Johnson
R. Charles Thomas

Jos. Kulwicki, for George Hood

237.

Fuller, Kinnunen, Miller & Gamble
Gordon R. Miller

JUDITH E. BOWMAN, Administratrix of the Estate of Michael L. Hood, Deceased

vs.

LYNN McDUFF

Filed Mar. 21, 1983 and issued.

Tax & entry Paid $35.50
Pro Co pd 7-27-83 6.00

SUMMONS IN TRESPASS

(Issued)

And Now, March 23, 1983, I accept service of this Summons, waive issuance of a writ, and enter my appearance on behalf of the defendant.

Gordon R. Miller, Atty. for dft.

Mar. 29, 1983, Petition for Settlement of Wrongful Death and Survival Actions filed.

Mar. 29, 1983, ORDER filed. AND NOW, March 28, 1983, a hearing is set on plaintiff's Petition for Settlement of Wrongful Death and Survival Actions to determine the appropriate disposition of the amount of settlement set in the wrongful death action, for April 26, 1983 at 2:30 P.M. in Courtroom 1 or 2, Courthouse, Meadville, Pennsylvania.

Copies of this Order shall be furnished to R. Charles Thomas, counsel for the plaintiff; Gordon R. Miller, counsel for the defendant, and to Joseph F. Kulwicki, counsel for George Hood, the father of the decedent.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mar. 29, 1983, Copies of order to Attys. R. C. Thomas, Gordon Miller and Jos. Kulwicki.

June 13, 1983, MEMORANDUM AND ORDER filed. AND NOW, June 9, 1983, the request for approval of the settlement of the survival action is denied. The request for a decree determining the parties entitled to share in the wrongful death action proceeds is reserved until such time as the wrongful death action has in fact been settled and a fund created for distribution.

BY ORDER OF THE COURT,
Robert L. Walker, J.

June 13, 1983, Copies of Memorandum and Order to Attys. R. Charles Thomas, Gordon R. Miller, and Joseph F. Kulwicki.

July 22, 1983, Motion for Order Approving the Stipulation Entered Into by and between respective parties and order filed. ORDER OF COURT: And Now, July 22, 1983, The within Motion is granted. The Order of Approval is attached to the Stipulation. (2 copies-atty)

Robert L. Walker, J.

ORDER:

AND NOW, this 22nd day of July, 1983, the within Stipulation having been signed by the respective parties thereto, an Order is hereby entered in accord with the terms and conditions of the aforesaid Stipulation.

BY THE COURT,

Robert L. Walker, J.

July 22, 1983, copies of Orders above to Attys. R. Charles Thomas, Gordon R. Miller and Joseph Kulwicki.

27 July 1983, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

By James Johnson
J R Ch Thomas
atty & Plaintiffs

Shafer, Dornhaffer, Swick, Bailey & Irwin
Paul D. Shafer

238.

Pepicelli, Pepicelli, And Watts PC by Alan Pepicelli

R. F. SCHNEIDER PIPE AND SUPPLY COMPANY

vs.

RUDY COLELLA, individually, and d/b/a R. COLELLA AND SONS

Filed Mar. 22, 1983

Tax & entry Paid $35.50
Sheriff's Costs 30.75

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Apr. 6, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Anthony Buccilli, who being duly sworn according to law, deposes and says that on the 28th day of March, 1983, at 1:45P.M. he served Complaint in Assumpsit, filed March 22, 1983 at AD 1983-238, Beaver County, Pennsylvania, upon defendant Rudy Collella ind. and d/b/a R. Colella & Sons at 1906 Watch Hill Drive, Ambridge, Pa. by making known the contents thereof to Carrol Colella, Daugter and handing to and leaving with her the certified copy of the Complaint in Assumpsit received from Crawford County. Anthony Buccelli, Deputy
Frank Policaro, Sheriff

SERVED ON THE within defendant, Rudy Colella, individually, and d/b/a R. Colella and Sons, by deputizing the Sheriff of Beaver Co., Pa., as per his affidavit hereto attached. Served March 28, 1983.
So answers, Howard N. Stewart, sheriff

May 4, 1983, Appearance of Pepicelli, Pepicelli and Watts PC by Alan L. Pepicelli for Rudy Colella, individually and d/b/a R. Colella and Sons defendants filed.

May 11, 1983, Answer Containing New Matter filed.

Lowell T. Williams
NW Legal Services

239.

4-8-83
Received
$15.15.
Cathy Allen
Deputy

SANDRA L. SHINER

vs.

KEVIN E. WRIGHT SR.

Filed Mar. 22, 1983

Tax Paid .50

Indigent filing - costs to be determined

Sheriff's Costs $15.15
Pro Co Rd 3/29/83 35.00

PETITION FOR PROTECTION FROM ABUSE
WITH TEMPORARY ORDER

4 copies (atty)

ORDER:

AND NOW, this 22 day of March, 1983, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 28 day of March, 1983, at 1:30 P.M. o'clock in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

The Defendant is directed to refrain from abusing and/or threatening to abuse the Plaintiff.

Temporary custody of the minor child, Kevin Eugene Wright, Jr. is granted to the Plaintiff.

The Crawford County Sheriff Department is directed to serve a certified copy of this Petition and it's Order upon the Defendant.

The Cochranton and / or Meadville Police Departments and/or the State Police of the Commonwealth of Pennsylvania are directed to enforce this Order by any appropriate means, including incarceration, if necessary.

This Petition and Order shall be filed and served without payment of costs: the Court shall determine at the hearing if the Defendant shall be required to pay the costs.

The Defendant is hereby advised of his right to be represented by counsel, and he is notified that his failure to attend the hearing scheduled above may have serious legal consequences.

By the Court,
P. Richard Thomas, J.

Mar. 22, 1983, copy of order to Atty. Williams.

Mar. 25, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Kevin E. Wright, personally, the within named defendant, by handing a true copy of the within Petition for Protection from Abuse with Temporary Order, AD 1983-239, to him, on March 22, 1983 at 3:00 P.M., at the District of Peace, 106 S. Franklin St. Cochranton, Crawford Co., Pa.
So answers, E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Mar. 29, 1983, ORDER filed. AND NOW, March 28, 1983, by agreement of the parties, the following order is entered:

1. Neither party shall threaten, abuse or harass the other, nor go to any home where the other is living or contact the other in any manner except for necessary conversations relating to the welfare of Kevin Eugene Wright, Jr., a child of the parties.

2. Temporary custody of Kevin Eugene Wright, Jr. shall be with the Plaintiff/Mother, and the Defendant/Father shall have the right to take the child for visits each weekend from 5:00 o'clock P.M. on Friday until 5:00 o'clock P.M. on Sunday. During such visits, the father shall not remove the child from the Commonwealth of Pa. except for the purpose of visiting his relatives in Canton, Ohio, and sahll return the child promptly at the end of the visitation period, so that the child can be transported to the mother.

Transportation between the mother's home and the father's home for the purpose of visitations shall be furnished by any adult person willing to furnish such transportation and agreed to in advance by both parties, and at the time of this Order, the parties ahve agreed that one Shirley Clevenger shall be the person to furnish such transportation.

3. Neither parent shall physically abuse the child in any way while in that parent's custody and physical discipline shall be limited to a reasonable slap on the buttocks with the open hand.

4. The parties shall share legal custody, meaning that each will keep the other advised of any medical or physical problems, and shall consult with the other concerning any important matters in the child's upbringing, including but not limited to education, religious training, medical and dental treatment and similar items.

5. The Defendant shall pay the costs in this proceeding in such reasonable installments as may be agreed upon with the Prothonotary.

This Order shall continue in full force and effect for a period of one (1) year from this date unless modified prior to that date.

If the parties wish to have an ongoing Court Order relating to custody and visitation, they will be required to institute an appropriate proceeding to obtain such Order.

The personnel of any appropriate police department may enforce this Order in accordance with the Act relating to Relief from Abuse, 35 P.S. 10181 et seq.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Mar. 30, 1983, copies of order to Attys. L. Williams and M. A. Kirkpatrick. (copy given dft. 3/29/83 by Prothonotary.)

240.

SCHEDULE OF SPECIAL ASSIGNMENTS

FOR

OFFICE OF DISTRICT MAGISTRATE HARRY RANDALL

Filed Mar. 23, 1983

IN THE MATTER OF THE SPECIAL ASSIGNMENT OF DISTRICT JUSTICES TO DISTRICT 30-3-02

ORDER:

Due to the resignation of District Justice Harry E. Randall, effective April 3, 1983, beginning April 4, 1983, all District Justices in the Thirteenth Judicial District are hereby specially assigned to serve in District 30-3-02, and to facilitate the continued operation of said office, the following schedule is hereby established.

SCHEDULE OF SPECIAL ASSIGNMENTS

April 4 - April 11	Wendell A. Bennett
April 11 - April 18	Ronald A. Cole, Sr.
April 18 - April 25	Maurice L. Dickson
April 25 - May 2	Estelle S. Reisner
May 2 - May 9	Wendell A. Bennett
May 9 - May 16	Robert Leonhart
May 16 - May 23	Ronald A. Cole, Sr.
May 23 - May 31	Maurice L. Dickson
May 31 - June 6	Robert Leonhart
June 6 - June 13	Estelle S. Reisner
June 13 - June 20	Wendell A. Bennett
June 20 - June 27	Ronald A. Cole, Sr.
June 27 - July 5	Robert Leonhart
July 5 - July 11	Maurice L. Dickson
July 11 - July 18	Estelle S. Reisner
July 18 - July 25	Wendell A. Bennett
July 25 - August 1	Ronald A. Cole, Sr.
August 1 - August 8	Robert Leonhart
August 8 - August 15	Maurice L. Dickson
August 15 - August 22	Estelle S. Reisner
August 22 - August 29	Wendell A. Bennett
August 29 - September 6	Ronald A. Cole, Sr.
September 12 - September 19	Maurice L. Dickson
September 19 - September 26	Estelle S. Reisner
September 26 - October 3	Wendell A. Bennett

Emergency matters arising after regular office hours shall be handled by the District Justice on the EMERGENCY ASSIGNMENT SCHEDULE.

District Justices shall serve copies of this Order on all appropriate law enforcement officers in their magisterial districts immediately.

Date: March 22, 1983.

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

ORDER:

AND NOW, March 22, 1983, in view of the resignation of District Justice Harry E. Randall, effective April 4, 1983, the Court hereby authorizes Yvonne H. Henry, office secretary, to sign a signature card with Marine Bank authorizing her to write checks on the existing office checking account and to make appropriate deposits and withdrawals from said account.

Said Yvonne H. Henry is hereby designated as office administrator with full authority to run said office, schedule all appointments and hearings, transfer cases and assign cases to other district justices until a successor district justice is appointed and qualified.

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

Mar. 23, 1983, Copies of above orders distributed by office of P. Richard Thomas, Judge.

July 25, 1983 Order filed. Due to the resignation of District Justice Harry E. Randall, effective April 3, 1983, beginning April 4, 1983, all District Justices in the Thirtieth Judicial District were specially assigned to serve in said district by Order of Court dated March 22, 1983.
Hubert E. Vogan has been appointed to fill the vacancy in District 30-3-02, and is to be swprn into office August 1, 1983. Upon his offical induction into office the Order heretofore entered on March 22, 1983, will no longer be in effect.

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

July 25, 1983 Copies of order sent out by Judge Thomas Office.

John R. Gavin 241.	KATHRYN A. FINK and JOHN P. FINK, her husband vs. JON M. BIERCE Filed Mar. 23, 1983 Tax & Entry Paid $35.50 Sheriff's Costs $34.75 Pro Co Pd 6-10-83 6.00	M.V. COMPLAINT -TRESPASS 1 copy (sheriff) May 5, 1983, Complaint Reinstated filed. May 17, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO John M. Bierce personally the within named defendant by handing a true copy of the within Complaint, No. A.D. 1983-241, to him, on May 12, 1983, at 3:59, at his place of employment, at 213 South Kerr Street, Titusville, in the County of Crawford, the State of Pennsylvania. So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff June 10, 1983 Upon Praecipe of Plaintiff's Attorney this case is marked settled and discontinued of record.

Culbertson, Weiss, Schetroma & Schug
Mary A.Kirkpatrick

242.

DEBRA D. WOLFGANG

vs.

ROBERT WOLFGANG

Filed Mar. 23, 1983

Tax & entry Paid $35.50
2 Counts Paid 30.00
Pro Co Pd 10/11/83- 9.00

COMPLAINT IN DIVORCE, ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS, EXPENSES & EQUITABLE DISTRIBUTION

1 copy (atty)

Mar. 24, 1983, Counseling notices mailed.

March 30, 1983, Affidavit of Service filed. AND NOW, March 29, 1983, comes Mary Ann Kirkpatrick, Esquire being duly sworn according to law, deposes and sets forth as follows: 1. That she is the Attorney for Debra D. Wolfgang, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P355 825 296, postmarked March 23, 1983, to the last known address of the Defendant, Robert Wolfgang, Box 147, Harmonsburg, Pennsylvania 16422.

3. That the Defendant, Robert Wolfgang, on March 25, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire

Apr. 26, 1983, Income and Expense Statement of plaintiff filed.

June 1, 1983, Plaintiff's Inventory and Appraisement filed.

Oct. 7, 1983, Memorandum of Agreement as to Alimony, Alimony Pendente lite, Counsel Fees, Costs, Ezpenses and Equitable Distribution, filed.

Oct. 7, 1983, Affidavit of Consent of defendant filed.

Oct. 7, 1983, Affidavit of Consent of plaintiff filed.

Oct. 7, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 19, 1983 DIVORCE DECREE FILED:

AND NOW, October 19, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DEBRA D. WOLFGANG AND ROBERT WOLFGANG

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. The provisions of the Agreement of October 7, 1983 between the parties relating to alimony pendente lite, counsel fees, costs and expenses and equitable distribution are incorporated herein by reference as a part of this decree.

**BY ORDER OF THE COURT,
Robert L Walker, J.**

Cauley, Birsic & Conflenti
Frederick W. Bode, III
Dana R. Fales
William J. Gregg

243.

CHRISTINE STAFFORD, a minor, by THOMAS STAFFORD and MARGARET STAFFORD, her parents and natural guardians and THOMAS STAFFORD and MARGARET STAFFORD, individually

vs.

MARY ALICE SMITH

Filed Mar. 23, 1983 and Issued.

Tax & entry Paid $35.50
Pro Co Pd 4-4-83 6.00

SUMMONS IN TRESPASS

Issued (atty)

Apr. 4, 1983 Petition for Approval of Settlement of a Minor's Claim and Order filed: Petition for Approval of Settlement of a Minor's Claim and Order filed: AND NOW, to-wit this 4th day of April, 1983, it appearing to the Court that the petitioners are aware of their respective rights, and it further appearing that they have agreed to release the respondence, Mary Alice Smith from any furthur liability as a result of the accident which occured on October 17, 1982, is hereby ORDERED, ADJUDGED AND DECREED that the within action at shall be forthwith settled and that the respondent shall pay the petitioners the sum of THIRTY FIVE THOUSAND ($35,000.00) DOLLARS, TWENTY FIVE THOUSAND ($25,000.00) DOLLARS to be given to the minor and distributed as follows:

a) Cauley, Birsic & Confleti Costs $243.27
b) Cauley, Birsic & Confleti fees 8,243.99
c) Christine Stafford, a minor to be placed in an interest 16,512.74
bearing account, or certificate of deposit with a bank or savings and loan with the endorsement that no withdrawals shall be made without further order of court.

TOTAL $25,000.00

And it is hereby further ORDERED the petitioners shall execute a release in favor of the respondent releasing her from further liability for the accident which occurred on October 17, 1982.

Robert L. Walker, J.

Apr. 4, 1983 Copy of order to Frederick W. Bode, Esq.

Apr. 4, 1983 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record.

Aug. 21, 1986 Petition For Approval of Withdrawal From Minor's Account and Order of Court filed: AND NOW, to-wit, this 20th day of August, 1986, upon presentation of the foregoing Petition for Approval of Withdrawal from Minor's Account, it is hereby Ordered and directed that a withdrawal from Minor's Account, it is hereby Ordered and directed that a withdrawal in the amount of Two Hundred Ninety-two and 54/100 ($292.54) Dollars be authorized from the account titled in the name of Christine Stafford, A minor by Thomas Stafford Trustee and Margaret Stafford, Trustee, Account No.0322518741, said withdrawal being permitted by the Court to reimburse Thomas Stafford and Margaret Stafford, his wife, individually, for expenses incurred by them on behalf of their minor daughter for payment of income tax liabilities for the years 1983, 1984 and 1985.

By the Court,
Robert L. Walker, J.

Dec. 8, 1994 Petition For approval of Withdrawal from Minor's Account and Order filed. AND NOW, to-wit, this 7 day of December, 1994, upon presentation of the foregoing Petition for Approval of Withdrawal from Minor's Account, it is hereby ORDERED and DIRECTED that a withdrawal in the amount of Five-Thousand, Three Hundred, Twenty-four ($5,324.11) Dollars and Eleven Cents, be authorized from the account titled in the name of Christine Stafford, a minor by Thomas Trustee and Margaret Stafford, Trustee, Account Number 0322518741, said withdrawal being permitted by theCourt to reimburse Thomas Stafford and Margaret Stafford, his wife, individually, for expenses incurred by them on behalf of their minor daughter for payment of income tax liabilities for the years 1986 through 1993, and for orthodontal work in the year 1994.

BY THE COURT,
Anthony J. Vardaro, J

Dec. 13, 1994 Faxed Cauley & Conflenti and W. Gregg

Feb. 12, 1998 Petition and Order filed. AND NOW, this 12 day of February, 1998, upon considerationof the foregoing Petition, it is hereby Ordered that all Court-imposed restrictions on settlement proceeds of Christine Stafford at the above number and term are hereby released and the fund in the sum of $35,334.67 plus interest accrued through date of disbursal, which fund has been held by First National Bank of Pennsylvania in the names of Christine Stafford Thomas Stafford and Margaret Stafford shall be released to full and sole control of Christine Stafford.

BY THE COURT,
Anthony J. Vardaro, J

2/12/98 Faxed L. Youngs

William J. Gregg 244.	COLLEEN LONG vs. LLOYD LONG Filed Mar. 23, 1983 Tax & entry Paid $35.50 Pro Co pd 9-12-83 9.00	COMPLAINT IN DIVORCE 1 copy (atty) Mar. 24, 1983, Counseling notices mailed. Apr. 6, 1983, Affidavit of Mailing filed. William J. Gregg, the atty. for the plaintiff, being duly sworn according to law, says that he mailed by registered mail, ret. receipt requested, a true and correct copy (cert.) of the Complaint in Divorce to the Defendant Lloyd Long, at East Erie St. Extension, Linesville, Pa. 16424; and that the defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A". William J. Gregg, Esq. Sept. 7, 1983, Affidavit of Consent of plaintiff filed. Sept 9, 1983 Affidavit Of Consent of Defendant filed. Sept. 9, 1983 Upon Praecipe of Attorney for Defendant for Review Under 201 (c) of the Divorce Code, this case moved to court. Oct. 7, 1983 DIVORCE DECREE FILED: AND NOW, October 7, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between COLLEEN LONG AND LLOYD LONG is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. BY ORDER OF THE COURT, Robert L. Walker, J.

1983

Fuller, Kinnunen
Miller & Gamble
Ann H. Gamble

245.

SANDRA F. SMOCK

vs.

PAUL R. SMOCK

Filed Mar. 23, 1983

Tax & entry Piad $35.50

Pro Co paid 7-15-83 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 23, 1983, Counseling notices mailed.

May 5, 1983 Complaint Reinstated.

May 17, 1983 Affidavit of Mailing Complaint Under PA. R.C.P. No. 1124(b) 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 May 10, 1983, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to Paul R. Smock, Woodlands Inn, Cottage W, 1073 Highway 315, Wilkes-Barre Pa 18700, the Defendant's last known address. The said receipt being attached hereto.

Ann Hansen Gamble

July 15, 1983 Affidavit Of Consent for Defendant filed.

July 15, 1983 Affidavit Of Consent for Plaintiff filed.

July 15, 1983 Upon Praecipe of Attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this case moved to court.

July 21, 1983 DIVORCE DECREE FILED:

And Now, July 20, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SANDRA F. SMOCK AND PAUL R. SMOCK

is hereby dissolved and the parties are hereby divorced and all legal duties, righrs and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Bryan and Bryan
James P. Bryan

246.

FIRST NATIONAL BANK AT ALBION

vs.

JOHN T. GROVES, JR.
CATHERINE D. GROVES

Filed Mar. 23, 1983
@ 1:40 P.M.

Pro Simmons Paid $9.00
Plff on orig. 6.50
Sat. pd 9/18/85 5.00

AGREEMENT TO REVIVE

of

DSB 548 Feb. 1978

Dated.....March 17, 1983
Debt.....$12,716.98
G - 277, 34.....JUDGMENT

James F. Simmons,
Prothonotary

The undersigned hereby agrees that the judgment entered on April 18, 1978 to No 548 Feb. Term 1978 in the Court of Common Pleas of Crawford County, Pa. be revived and the lien continued and authorizes the Prothonotary to enter and index a judgment of revival in the amount of $12,716.98 plus costs.

(see above)

Sept. 18-1985 This Judgment Satisfied
(See paper filed)

Jorden and White
Harry Faber White
and
Michael R. Lastowski
Morgan, Lewis &
Bockius

247.

Shafer, Dornhaffer, Swick, Bailey & Irwin

Shaheen, Lundberg & Callahan
Gregory S. Gann

SERVICEMASTER INDUSTRIES INC.
2300 Warrenville Road
Downers Grove, Illinois
60515

vs.

BRUCE EGLINTON and
RICHARD EGLINTON
doing business as
SERMAC INDUSTRIAL
CLEANING
359½ Poplar Street
Meadville, Pa. 16335

Filed Mar. 23, 1983
and Issued

Tax & entry Paid $35.50

Sheriff's Costs 29.75

SUMMONS IN ASSUMPSIT

(Issued-atty)

Mar. 29, 1983, Complaint in Assumpsit filed.
2 copies (sheriff)

Apr. 19, 1983 Sheriff's Return filed: SERVED Bruce Eglinton, the within named defendant, on March 31, 1983 at 2:57 P.M., by handing a true and attested copy of the within Summons in Assumpsit and Complaint in Assumpsit, AD 1983-247, at R.D.#8, Meadville, Pa., the usual place of business of said defendant, to Sue Tenney, the person for the time being in charge thereof.

SERVED Richard Eglinton, the within named defendant, on March 31, 1983, at 2:58 P.M., by handing a true and attested copy of the within Summons in Assumpsit and Complaint in Assumpsit, AD 1983-247, at R.D.#8, Meadville, Crawford Co., Pa., the usual place of business of said defendant, to Sue Tenney, the person for the time being in charge thereof.

SERVED Sermac Industrial Cleaning, the within named defendant, on March 31, 1983 at 2:59 P.M., by handing a true and attested copy of the within Summons in Assumpsit and Complaint in Assumpsit, AD 1983-247, at R.D.#8, Meadville, Crawford Co., Pa., the usual plaeee of business, to Sue Tenney, the person for the time being charge thereof.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 2, 1983 Preliminary Objections filed.

May 18, 1983 Upon Praecipe of Plaintiff's Attorney, this case is place on the Argument List.

June 21, 1983 Order filed. AND NOW, June 16, 1983, argument on Defendant's Preliminary Objections is hereby scheduled for July 11, 1983 at 11:30 A.M., Courtroom No. 1.

BY ORDER OF THE COURT,
P Richard Thomas,J

June 21, 1983 Copies of order to all counsel.

July 8, 1983 Plaintiff's Answers To Defendants' Preliminary Objections filed.

July 15, 1983, ORDER filed. AND NOW, July 11, 1983, at the time set for argument on Defendant's preliminary objections, the Court is advised that the preliminary objections were filed on the erroneous assumption that the Plaintiff Servicemaster Industries, Inc., had assigned their right title and interest to Sermac by virtue of a general assignment. It now appears that accounts receivable were retained by Servicemaster Industries, Inc., and accordingly, in a suit tosuit to collect said accounts receivable, they would be an appropriate plaintiff. With this clarification, apparently established, the Defendants now withdraw their preliminary objections, and the Court hereby accords them twenty (20) days to file an appropriate responsive pleading.

BY ORDER OF THE COURT,

P. Richard Thomas, P.J.

July 15, 1983 Copies of order to Attys. Harry White and R. Charles Thomas.

Aug. 29, 1983 Answer and New Matter filed.

JURY TRIAL DEMANDED

Dec. 12, 1983, Plaintiff's Request for Production of Documents Addressed to Defendants (First Set) filed.

Dec. 12, 1983, Plaintiff's Preliminary Objections to Defendants' Counterclaim filed.

Dec. 16, 1983 Notice Of Service Of Interrogatories filed.

Dec. 16, 1983 Upon Praecipe To Place Plaintiff's Rreliminary Objections To Defendants' Counterclaim Placed on next Argument List.

ON ARGUMENT LIST FOR JANUARY 30, 1984; No. 3.

Feb. 6, 1984 Rur Plaintiff's Preliminary Objections to Defendant's Counterclaim, Memorandum and Order filed: AND NOW, this 3 day of February, 1984, the Plainiff's Preliminary Objection in the nature of a request for more specific pleading is denied.

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

Feb. 6, 1984 Copies of order all counsel of record.

Apr. 13, 1984, Plaintiff's Motion For Sanctions Pursuant to Rule of Civil Procedure 4019 and order filed. ORDER: AND NOW, this 13 day of April 1984, upon consideration of the foregoing motion for Sanctions, a hearing on the same is scheduled for the 10 day of May, 1984, at 9:30 o'clock in courtroom No. 1 or 2. P. Richard THomas, J.

Apr. 13, 1984, copies of order to Attys. Harry White, Michael R. Lastowski, C. Swick, and Gregory S. Gann.

Apr. 19, 1984 Notice Of Deposition of Bruce Eglinton and Richard Eglinton filed.

Continued on page 531

M.V.

Michael Halliday

248.

Culbertson, Weiss, Schetroma & Schug

Marsh, Spaeder Baur, Spaeder & Schaff by William Patrick Delaney, for Additional Defendant.

NICK J. KUSICH and NELLIE M. KUSICH, husband and wife

vs.

FRANK W. DONOVAN
George Kusich, add'l dft

Filed Mar. 23, 1983

Tax & entry Paid $35.50
Sheriff's Costs $46.50
Sheriffs Costs 27.60
Plaintiffs Costs 75.00
Pro Co pd 7/3/85 7.00

✓COMPLAINT IN TRESPASS

1 copy (sheriff)

✓Apr. 22, 1983, Appearance of Culbertson, Eeiss, Schetroma & Schug, by E. Max Weiss, Esq., filed (for Frank W. Donovan, defendant)

✓April 29, 1983 Sheriff's Return filed. SERVED on the within named defendant, Frank W. Donovan, by deputizing the Sheriff of Venango County, Pennsylvania, as per his affidavit of service hereto attached. Served April 12, 1983.

So answers,

Howard N. Stewart, Sheriff

✓May 20, 1983, Complaint of Original Defendant, Frank W. Donovan, Against Additional Defendant George Kusich, filed. 1 copy (atty)

✓June 22, 1983, Sheriff's Return filed. Before me, the undersigned authority, personally appeared Ronald J. Sherbondy, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 9th day of June 1983, at 6:10 P.M. he served Complaint in Trespass filed at No. 248 AD 1983, Crawford County, Pa. upon defendant George Kusich, at Fredonia Rd., Greenville, Pa. By making known the contents thereof to him, personally and handing to and leaving with him the certified copy of the Complaint in Trespass received from Crawford County Sheriff.

Ronald J. Sherbondy, Dep. Sheriff

So answers,

Don Marenchin, Sheriff

SERVED ON THE WITHIN named defendant George Kusich, by deputizing the Sheriff of Mercer County, Pa., as per his affidavit of service hereto attached. Served June 9, 1983.

So answers,

Howard N. Stewart, Sheriff

✓**July 25, 1983 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by William Patrick Delaney, Esq., for George Kusich, Additional Defendant filed.**

✓**Aug. 1, 1983 Answer And New Matter Of The Additional Defendant, George Kusick filed.**

✓**Aug. 23, 1983 Notice of Interrogatories of Original Defendant filed.**

✓**Aug. 23, 1983 Notice of Serving Interrogatories of Additional defendant filed.**

✓Sept. 6, 1983, Transcript of Proceedings of deposition of Frank Donovan and George Kusich filed.

✓Sept. 14, 1983 Answers To Interrogatories Directed To Defendant, Frank W. Donovan filed.

✓Sept. 14, 1983 Answers To Interrogatories To Original Defendant filed.

✓Aug. 10, 1984, Answer to Interrogatories To Nellie M. Kusich filed.

✓**Oct. 9, 1984, Notice of Serving Interrogatories and Requests for Production of Documents filed. (upon Plaintiffs)**

✓**Oct. 9, 1984, Notice of Service Interrogatories and Requests for Production of Documents upon original Defendant, Frank Donovan, filed.**

✓Oct. 16, 1984, Supplemental Interrogatories and Requests for Production addressed to Original Defendant, and Answers Thereto, filed.

✓**Nov. 30, 1984 Interrogatories And Requests For Production Of Documents Addressed To Plaintiffs filed.**

✓**Dec. 21, 1984 Deposition of Nellie M. Kusich filed.**

✓**Apr. 22, 1985 Certificate Of Readiness filed.**

ON JUNE 1985 CIVIL TRIAL LIST - JURY

June 10, 1985 Deposition of Bertrand L. Stolzer filed.

June 17, 1985 Proof of Costs filed.

July 1, 1985 Upon praecipe of Plaintiff Attorney the above captioned case is marked settled and discontinued of record.

1983

Emil Spadafore
Spadafore and
Vardaro

249.

KENNETH H. BOYER

vs.

JANICE L. BOYER

Filed Mar. 23, 1983

Tax & entry Paid $35.50
Pro Co 9.00

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

1 copy (atty)

Mar. 25, 1983, Counseling notices mailed.

Sept. 13, 1983 Acceptance of Service filed: I, Janice L. Boyer, hereby acknowledge that I received service of the Complaint in this case by certified mail on or about March 25, 1983.
Janice L. Boyer, Defendant

Sept. 13, 1983 Affidavit of Consent of Defendant filed.

Sept. 13, 1983 Affidavit of Consent of Plaintiff filed.

Oct. 11, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of theDivorce Code, this case moved to court.

Oct. 19, 1983 DIVORCE DECREE FILED:

AND NOW, October 19, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KENNETH H. BOYER AND JANICE J. BOYER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Spadafore and Vardaro
Emil Spadafore

250.
Donald E. Wright Jr
Knox Graham McLaughlin Gornall & Sennett Inc.
John M. McLaughlin
for Utility Constr. & Colombia Gas Corp

Shafer, Dornhaffer Swick Bailey & Irwin
Paul D. Shafer
for Utility Const.

BERNARD R. WAGNER and DAVID L. WAGNER, t/d/b/a WAGNERCREST FARMS

vs.

COLUMBIA GAS TRANSMISSION CORPORATION AND UTILITY CONSTRUCTORS, INC.

Filed Mar. 23, 1983

Tax & entry Paid $35.50

Sheriff's Costs 36.00
5.00

Trespass - Gen.

COMPLAINT

2 copies (sheriff)

(JURY TRIAL DEMANDED)

Apr. 11, 1983, Appearance of Knox, Graham, McLaughlin, Gornall & Sennett, Inc. by John M.McLaughlin, attorneys for Utility constructors, Inc., filed. (Jury of Twelve Demanded)

Apr. 12, 1983, Appearance of Knox Graham McLaughlin Gornall and Sennett, Inc. by Donald E. Wright, Jr. attorneys for defendants Columbia Gas Transmission Corp. and Utility Constructors, Inc. filed.

Apr. 21, 1983, Appearance of Shafer, Dornhaffer, Swick Bailey & Irwin, by Paul D. Shafer, Jr., attorneys for defendant Utility Constructors, Inc. filed.

Apr. 22, 1983 Sheriff's Return filed: SERVED ON the within named defendant, Columbia Gas Transmission Corporation, by deputizing the Sheriff of Washington County, Pa., as per his affidavit of service hereto attached. Served March 28, 1983.

SERVED Utility Constructors, the within named defendant on April 5, 1983, at 12:04 P.M., by handing a true and attested copy of the within Complaint AD 1983-250, at Erie St., Linesville, Crawford Co., Pa., the usual place of business of said defendant, to Lynn Summers, Vice President, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Apr. 29, 1983, Notice of Service of Interrogatories to Plaintiffs filed.

Apr. 29, 1983, Notice of Service of Requests for Production to Plaintiffs filed.

May 31, 1983 Interrogatories to Plaintiffs and Answers Thereto filed.

June 23, 1983, Notice Of Service Of Second Set Of Interrogatories To Plaintiffs filed.

Sept. 9, 1983 Requests for Production to Plaintiffs and Response Thereto by Defendant, Bernard L. Wagner filed.

Sept. 9,1983 Interrogatories to Plaintiffs (Second Set) filed.

Sept. 9, 1983 Certificate of Readiness filed.

ON OCTOBER 1983 TRIAL LIST: NO. 17

oN FEBRUARY 1984 TRIAL LIST: No. 5

Jan 23, 1984 Notice of Taking Depositions Upon Oral Examination of Larry E. Spencer and Donnie Holler filed.

Feb. 2, 1984 Motion for continuance of this matter until the second week of Bebruary 1984 and Order filed. AND NOW, February 2, 1984 this case will not be commenced prior to February 13, 1984, but the parties shall be available for the selection of the jury on February 6, 1984. BY THE COURT, Robert L. Walker, J

Feb. 3, 1984 Copies of order to Emil Spadafore John McLaughlin, Donald Wright and Paul Shafer.

Feb. 6, 1984, Oral Depositions of Larry E. Spencer, DVM and Donald B. Holler filed.

Feb. 13, 1984 Motion of Plaintiffs, Bernard R. Wagner and David L. Wagner, t/d/b/a Wagnercrest Farms in Limine to Exclude Testimony and Order filed: AND NOW, this 8th day of February, 1984, upon consideration of the foregoing Motion, Rule is hereby entered on the Defendant to show cause, if any he has, why the requested relief should not be granted.
Returnable for hearing on the 10th day of February 1984.
Robert L. Walker, Judge

Feb. 13, 1984 Copies of order to Emil Spadafore, John McLaughlin, Donald Wright and Paul Shafer, Esqs.

Feb. 13, 1984 Upon Praecipe of Plaintiff's Attorney, Voluntary Non-Suit is hereby entered in this case.

May 29, 1984 Notice of Taking Deposition Upon Oral Examination of Bernard R. Wagner filed.

Aug. 1, 1984 Deposition of Burt Ellerson filed.

Aug. 1, 1984 Deposition of Charles Devenney filed.

Aug. 1, 1984 Deposition of Bernard R. Wagner filed.

Jan 28, 1985 Motion to Strike from Trial List filed.

John F. Spataro

251.

Sisler & Belott
Peter J. Belott, Jr.

Elderkin, Martin, K Kelly, Messina & Zamboldi, P.C. by James H. Richardson Jr.

DENNY L. EMIG and
SANDRA L. EMIG, his wife

vs.

BOYER INDUSTRIES, INC.

Filed Mar. 23, 1983
1

Tax & entry Paid $35.50
Sheriff's Costs $ 27.50
ProCo Pd 12-9-83 5.00
Cert. Pd 12-12-83 - 1.00

COMPLAINT IN TRESPASS AND ASSUMPSIT

1 copy (atty)

(JURY TRIAL DEMANDED)

Apr. 18, 1983, Answer of Defendant filed.

June 6, 1983, Sheriff's Return filed: Before me, the undersigned authority, personally appeared John Folga, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 29th day of March, 1983, at 2:00 P.M., he served Complaint in Assumpsit & Trespass, filed at No. 251 A.D. Term 1983, Crawford County, Pennsylvania, upon defendant Boyer Industries, Inc. at 460 West 12th Street, Erie County, Erie Pennsylvania. By making knonw the contents thereof to Dennis Boyer, Owner and handing to and leaving with him the certified copy of the Complaint received from Crawford County

John Folga, Deputy Sheriff
Robert N, Michel, Sheriff

SERVED on the within named defendant Boyer Industries, Inc. by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. Served March 28, 1983.
So answers, Howard N. Stewart, Sheriff

Sept. 1, 1983 Certificate of Readiness filed.

ON OCTOBER 1983 TRIAL LIST: NO. 14.

Sept. 27, 1983 Order filed. AND NOW, September 26, 1983, the case is called for trial but counsel for the defendant advises that the defendnant may wish to change counsel before trial. The case is scheduled for trial and Boyer Industries is given four (4) days in which to secure new counsel and it will be up to new counsel to petition this Court showing just cause why they are not prepated to go to trial in this case.

BY ORDER OF THE COURT,
P Richard Thomas, J

Sept 29, 1983 Copies of order to John Spataro and Peter Belott.

Sept. 30, 1983 Motion For Continuance and Order filed. ORDER OF COURT: AND NOW, to-wit: This 30th day of September 1983, upon due consideration of the Defendant's Motion for Continuance and upon consideration of agreement of counsel for the Plaintiff thereon, it is hereby ORDERED that the said Motion is granted. Trial of this case shall be set down to the next available jury trial date. Reserving to the court the right to require trial at the November Term 1983.

BY THE COURT,
Robert L. Walker, J

Sept. 30, 1983 Copies of order to John Spataro and James Richardson.

Sept. 30, 1983 Appearance of Elderkin, Martin, Kelly, Messina & Zamboldi P.C. by James H. Richardson, Jr. for Defendants filed.

Sept. 30, 1983 Notice Of Service Of Interrogatories To Plaintiffs (First Set) filed.

Dec. 9, 1983 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

Plate, Shapira, Hutzelman, Berlin & May
Stephen Hutzelman

252.

ASSOCIATES CONSUMER DISCOUNT COMPANY

vs.

JAMES L. CRAWFORD and DIANE M. CRAWFORD, his wife

Filed Mar. 24, 1983

Tax & entry Paid $35.50

Sheriff's Costs	**13.95**
Pro Co Pd 5-23-83	9.00
Pro Co Pd 4/30/84	5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Apr. 4, 1983 Sheriff's Return filed: SERVED James L. Crawford, and Diane M. Crawford, the within named defendants by handing a true copy of the within Complaint in Assumpsit, AD 1983-252, to James Crawford, on March 29, 1983 at 4:48 P.M., at their residence, Rout 8, Box 24, Meadville, Crawford Co., Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, May 23, 1983 @ 3:44 P.M., Upon praecipe of Plaintiff's Attorney, with notice of entry of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendant for want of an answer and damages are assessed as follows: Amount claimed in Plaintiff's Complaint, $544.73; Interest from $19.04; Attorney's fees, $81.71; TOTAL $645.48 Plus the costs of this action.

Debt $645.48 + costs

C-285,44
5-23-83 Judgment Entered

JUDGMENT
James F. Simmons
Prothonotary

Apr. 26, 1984, Upon praecipe of plaintiff attorney, above mentioned case marked satisfied of record.

Dunn and Conner
Andrew J. Conner

253.

MacDonald, Illig, Jones & Britton
John M. Wolford - dft.

Quinn, Gent, Buseck & Leemhuis, Inc., by John M. Quinn for Additional Defendant

ELLEN PORTER and WILLIAM PORTER

vs.

NEOMED CORPORATION

Meadville City Hospital, Add'l Deft.

Filed Mar. 24, 1983

Tax & entry Paid $35.50
Sheriff's Costs 12.75
Sheriff's Costs 12.75
Pro Co Pd 10-12-84 6.00

(gen)

COMPLAINT IN TRESPASS

1 copy (sheriff)

(Jury of Twelve Demanded)

Apr. 4, 1983 Sheriff's Return filed: SERVED by mailing by certified mail, March 24, 1983, a true and attested copy of the within Complaint in Trespass, AD 1983-253 to Neomed Corporation, 5595 Arapho Dr., Boulder, Colorado, the return receipt being hereto attached and made a part of this return.
So answers, Howard N. Stewart, Sheriff

Apr. 20, 1983 Appearance of MacDonald, Illig, Jones & Britton by John M. Wolford, Esq. for Defendant filed.

Apr. 29, 1983, Answer of defendant filed.

Jan 27, 1984 Motion for Leave to Join Additional Defendant and Order filed: Pursuant to the annexed motion, the exhibits, and the signed consent by plaintiff counsel, original defendant is granted leave to join Meadville City Hospital as additonal defendant, on this 27th day of January, 1984, the same to be perfected within twenty days of date hereof.
Robert L. Walker, J

Jan 27, 1984 Copies of order to Andrew Conner and John Wolford, Esqs.

Jan 27, 1984 Complaint Against Meadville City Hospital, Additional Defendant filed. (1 copy atty)

Feb. 3, 1984 Sheriff's Return filed. SERVED Meadville City Hospital the within named defendant on February 2, 1984, at 2:51 P.M., by handing a true copy of the within Complaint Against Additional Defendant, No. A.D. 1983-253, at 751 Liberty Street, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said derendant, to Louise Randolph, Executive Secretary, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 17, 1984 Appearance of Quinn, Gent, Buseck and Leemhuis, Inc by John M. Quinn, Sr for Meadville City Hospital, Additional Defendant filed.

Feb. 27, 1984 Notice Of Service Of Interrogatories And Request For Production filed.

Mar. 19, 1984 Interrogatories and Request for Production to Meadville City Hospital and Answers thereto filed.

Mar. 28, 1984, Answer of Additional Defendant Meadville City Hospital, and New Matter filed.

Mar. 30, 1984 Notice Of Deposition of Ellen Porter and William Porter, filed.

Oct. 12, 1984 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

Shafer, Dornhaffer, Swick, Bailey & Irwin
Paul D. Shafer Jr
Louis J. Stack

254.

JULIA PRITOKA, individually and JULIA PRITOKA Administratrix of the Estate of JOHN PRITOKA, JR., Deceased

vs.

ERIE INSURANCE GROUP

Filed and Issued
Mar. 24, 1983

Tax & entry Paid $35.50
Procopd. 6-16-83 6.00

SUMMONS IN ASSUMPSIT AND TRESPASS

Issued (atty)

June 8, 1983 Petition for Approval of No-Fault (Work Loss) Settlement and Order filed: AND NOW, this 8 day of June, 1983, it is hereby found by the Court that:

1. The proposed settlement set forth in the foregoing Petition is in the best interest of the Estate of John Pritoka, Jr.

2. The Petitioner understands the terms of the settlement and consents to the same.

Based on the foregoing findings of fact it is hereby ordered and decreed that Erie Insurance Group shall pay to Julia Pritoka, Administratrix of the Estate of John Pritoka, Jr., the sum of Fifteen Thousand ($15,000) Dollars in full and final settlement of Erie Insurance Groups work-loss benefits obligation arising as a result of the death of John Pritoka, Jr. Costs of this prodeeding shall be paid by Erie Insurance Group with no reduction in the settlement amount.

Per Curiam,
P. Richard Thomas, J.

June 9, 1983 Copies of order to Paul Shafer, Esq. and Louis Stack, Esq.

June 16 19 83, all claims and causes of action which were or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

Shafer Dornhaffer Swick Bailey Irwin
by Paul D Shafer Jr
atty for Plaintiff

Fuller, Kinnunen,
Miller & Gamble
Ann H. Gamble

255.

RITA A. DALY

vs.

MERL A. DALY

Filed Mar. 24, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Pro Co pd 6/27/83 9.00

COMPLAINT IN DIVORCE, CUSTODY OF CHILDREN

1 copy (atty)

Mar. 25, 1983, Counseling notices attached.

Mar. 29, 1983 Affidavit of Mailing Complaint Under PA. R.C.P. No. 1124(b) filed: ANN HANSEN GAMBLE, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on March 25, 1983, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery Postage prepaid, return receipt requested, to Merl A. Daly, 809 N. First St., Titusville, Pennsylvania 16354, the Defendant's Last known address. The said receipt being attached hereto.

Ann Hansen Gamble

Apr. 6, 1983, Custody Agreement filed.

Apr. 6, 1983, Motion To Enter Custody Agreement as an Order of Court filed.
ORDER: And now, April 6, 1983, Motion Allowed.
Robert L. Walker, J.

Apr. 7, 1983, copy of order to Ann Gamble, Esq.

June 27, 1983 Affidavit of Consent for Defendant filed.

June 27, 1983 Affidavit of Consent for Plaintiff filed.

June 27, 1983 Upon praecipe of Attorney for Plaintiff for Review Under 201 (c) Of The Divorce Code, this case moved to court.

July 1, 1983 DIVORCE DECREE FILED:

AND NOW, July 1, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

RITA A. DALY and MERL A. DALY

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

Mason and Mason
Joan D. Mason

256.

ROSEMARIE BOYLES

v s.

JOHN T. BOYLES

Filed Mar. 24, 1983

Tax & entry Paid $35.50

PRO CO.PD 4-19-83 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 24, 1983, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Mar. 28, 1983, Counseling notices mailed.

Apr. 7, 1983, Affidavit of Service filed. I, Joan D. Mason, Esq. atty. for the plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on March 25, 1983 mail to the above defendant John T. Boyles, by cert. mail #268565, ret. receipt requested, show to whom and date delivered, a complaint in the above divorce action and a plaintiff's affidavit. Said notice was received by John T. Boyles on March 28, 1983, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason, Esq.

Apr. 18, 1983 Upon Praecipe of Plaintiff's Attorney, for Review Under 201(d) of the Divorce Code, this case is moved to Court.

April 22, 1983 DIVORCE DECREE filed:

And Now, April 22, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between ROSEMARIE BOYLES and JOHN T. BOYLES is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mason and Mason
Joan D. Mason

257.

JEANNE M. HAMILTON

vs.

W. LYNN HAMILTON

Filed Mar. 24, 1983

Tax & entry Paid $35.50 ✓
Pro Co pd 7-14-83 9.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

Mar. 28, 1983, Counseling notices mailed.

Mar. 31, 1983 Affidavit of Service filed: I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on March 25, 1983, mail to the above defendant, W. Lynn Hamilton, by certified mail #268566, return receipt requested, show to whom and date delivered, a complaint in the above divorce action. Said notice was received by W. Lynn Hamilton, on March 28, 1983, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason, Attorney for Pltf.

July 8, 1983 Affidavit of Consent for Plaintiff filed.

July 14, 1983 Affidavit of Consent for Defendant filed.

July 14, 1983 Upon praecipe of Attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this case moved to court.

July 21, 1983 DIVORCE DECREE FILED:

AND NOW, July 20, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JEANNE M. HAMILTON AND W. LYNN HAMILTON

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Rose, Schmidt, Dixon & Hasley Harold R. Schmidt Richard DiSalle Lawrence A. Demase and Blystone & Blystone Peter E. Blystone for Pennbank

Kirkpatrick, Lockhart, Johnson & Hutchison John W. Anderson for First Seneca B.

258.

~~John G. Eidemueller Jr.~~ Eugene G. Berry Dep. Atty. Gen. Leroy S. Zimmerman Herbert Olivieri

Tucker, Arensberg, Very, & Ferguson, PC by Anthony P. Picadoo for Ontario Pipeline Inc.

McClure, Dart, Miller, Kelleher & White, Eugene J. Brew, for N.H.Rabell Construction, & Fidelity & Deposit Co. of Md.

Mazzotta & Winters PC ~~Winters & Gorr~~ by Daniel B. Winters for Koski Construction Company additional defendant

Roseberry & Ward Betz Converse Murdoch Inc.

Knox, Graham, McLaughlin, Gornall & Sennett, Inc. by John M. McLaughlin for dfts. Clair Murphy, H. Stone, George Atkins, Robert Bright Michael McManus & Northwest Engineering

Robb, Leonard & Mulvihill for Ontario Pipeline

Routman Moore Goldstone & Valentino Bernard Goldstone for Kirila Contract. & Travelers Ind. Co.

Evans, Garvey & Lackey by Cyril T. Garvey for U. S. Fidelity and Guaranty Company.

Murovich, Reale, Fossee & Ferry, P.C. by Warren D. Ferry for Milano Construction Company, a Pennsylvania Corporation

Dunn and Conner Robert C. Ward, for Douglas Higgins Inc

Dickie, McCamey & Chilcote George E. McGrann for Harsco Corp. Div. of Can-Tex

Continued on page 258A

PENNBANK, a corporation and FIRST SENECA BANK, a corporation

vs.

DEPARTMENT OF ENVIRONMENTAL RESOURCES, COMMONWEALTH OF PENNSYLVANIA

(see list of additional defendants below)

Filed Mar. 25, 1983

Tax & entry Paid $35.50
Sheriff's Costs 32.34
Sheriffs Costs 404.90
Pro Co Pd 9/22/83 9.00
Pro Co Pd 2-2-87 6.00

(Gen.)

COMPLAINT IN TRESPASS

2 copies (sheriff)

April 8, 1983 Sheriff's Return filed. And Now: March 29, 1983, at 9:45 A.M. Served the with COMPLAINT IN TRESPASS upon Commonwealth of Penna. Attorney General by personally handing to Etta Kern, Sec'y and person in charge at time of service. A true attested copy of the original Complaint in Trespass and making known to her the contents thereof at 16th floor, Strawferry Square, Harrisburg, Dauphin County, Pa.
So answers William H. Livingston, Sheriff
Dauphin County
By: John E. Weaver, Deputy Sheriff

SERVED Department of Environmental Resources, Commonwealth of Pennsylvania, the within named defendant by handing a true and attested copy of the within Complaint In Trespass, No.A.D. 1983-258, on March 28, 1983, at 9:40A.M., at 1012 Water St., Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Richard Zinn, Director of Environmental Resources.

SERVED Department of Environmental Resources, Commonwealth of Pennsylvania, by deputing the Sheriff of Dauphin County, Pennsylvania, as per his affidavit of service hereto attached. Served March 29, 1983.
So answers, Edgar D. Householder, Dep.Sheriff
Howard N. Stewart, Sheriff

Apr. 28, 1983, Appearance of John G. Eidemueller, Jr., Leroy S. Zimmerman, and Herbert L. Olivieri, attorneys for defendant, filed.

Apr. 29, 1983, Answer and New Matter of Defendant filed.

May 16, 1983 Plaintiff's Reply to Defendants' New Matter filed.

June 6, 1983, Upon praecipe of original defendant, writ issued to join the following additional defendants: (Issued - sheriff)

1. North and South Shenango Joint Municipal Authority
2. Bert Eaton
3. Frank Arey
4. Robert Hutton
5. Ralph Robinson
6. Clair Murphy, Harvey Stone, and George Atkins, Robert B. Bright, Michael J. McManus, individuals, and Northwest Engineering Co., a Pennsylvania Corporation
7. Betz Converse Murdoch, Inc., a Delaware corporation
8. Can-Tex, Inc., a division of Harsco, a Delaware Corporation
9. Koski Construction Company, an Ohio Corporation
10. Ontario Pipeline, Inc., a New York Corporation
11. Kirila Contractors, Inc., an Ohio Corporation
12. Bruce-Merrilees Electric Company, a Pennsylvania Corporation
13. Milano Construction Company, a Pennsylvania Corporation
14. Motorola Communications and Electronics, Inc., an Illinois Corporation
15. Douglas N. Higgins, Inc., a Michigan Corporation
16. N.H. Rabell Construction
17. George F. Jeffers t/d/b/a Jeffers Company
18. Joseph E. Schwab and Robert E. Schwab t/d/b/a Schwab's Ford
19. Greenhorne-O'Mara, Inc., a Corporation
20. U.S. Fidelity and Guaranty Company, a Maryland Corporation
21. Transamerica Insurance Company, a California Corporation
22. Fidelity and Deposit Company of Maryland, a Maryland Corporation
23. St. Paul Fire and Marine Insurance Company, a Minnesota Corporation
24. Aetna Casualty and Surety Division of Aetna Life and Casualty Company, a Connecticut Corporation
25. Ohio Farmers Insurance Company, an Ohio Corporation
26. Fidelity and Casualty Company of New York, a New York Corporation
27. Ohio Casualty Insurance Company, an Ohio Corporation
28. Travelers Indemnity Company, a Connecticut Corporation

June 10, 1983, Appearance of Tucker, Arensberg, Very & Ferguson, P.C. by Anthony P. Picadio for additional defendantdOntario Pipeline, Inc filed.

June 13, 1983, Appearance of McClure, Dart, Miller, Kelleher & White, by Eugene J. Brew, Jr., attorneys for add'l dfts. N. H. Rabell Construction, and Fidelity & Deposit Company of Maryland filed.

June 14, 1983, Appearance of Winters & Gorr by Daniel B. Winters for Koski Construction Company, additional defendant filed.

JURY TRIAL DEMANDED

June 16, 1983 Appearance of Darwin N. Roseberry, Esq of Roseberry and Ward for Defendant Betz Converse Murdoch, Inc. filed.

June 20, 1983, Appearance of Knox Graham McLaughlin Gornall & Sennett, Inc., by John M McLaughlin, attorneys for defendants: Clair Murphy, Harvey Stone, George Atkins, Robert B. Bright, Michael J. McManus, individuals, and Northwest Engineering Co., a Pa. Corp., filed.

Adams, Shoemaker & McSorley by Edward G. Shoemaker, Esq. for North & South Shenango Joint Muncicpal Authority

Marsh, Spaeder, Baur Spaeder & Schaaf by William J. Schaaf for Aetna Casualty & Surety Company

Richard S. Ehmann for Com. of PA Dprt. of Environmental Resources

Gary A. Peters for Com. of PA Dprt. of Environmental Resources

July 11, 1983 Appearance of Robb, Leonard & Mulvihill, by Dennis ST. J. Mulvihill, Esq. for Deft. Ontario Pipeline filed.

July 18, 1983, Appearance of Routman, Moore, Goldstone & Valentino, by Bernard Goldstone, attorneys for additional defendants Kirila Contractors, Inc., and Travelers Indemnity Company, filed.

July 18, 1983 Appearance of Evans, Garvey And Lackey by Cyril T. Garvey for U. S. Fidelity and Guaranty Company, Additional Defendants filed.

July 20, 1983 Appearance of Murovich, Reale, Fossee & Ferry, P.C by Warren D. Ferry for Milano Construction Company, A Pennsylvania Corporation, Additional Defendant.filed.

July 21, 1983, Upon praecipe of Defendant counsel, writ reissued to join the following additional defendants: Issued (sheriff)

1. North and South Shenango Joint Municipal Authority
2. Bert Eaton
3. Frank Arey
4. Robert Hutton
5. Ralph Robinson
6. Clair Murphy, Harvey Stone, and Goerge, Atkins, Robert B. Bright, Michael J. McManus, individuals, and Northwest Engineering Co., a Pa. Corp.
7. Betz Converse Murdoch, Inc. a Delaware Corp.
8. Can-Tex, Inc. a div. of Harsco, a Delaware Corp.
9. Koski Construction Co., an Ohio Corp.
10. Ontario Pipeline, Inc. a New York Corp.
11. Kirila Contractors, Inc. an Ohio Corp.
12. Bruce Merrilees Electric Co., a Pa. Corp.
13. Milano Construction Company, a Pa. Corp.
14. Motorola Communications and Electronics, Inc., an Illinois Corp.
15. Douglas N. Higgins, Inc. a Michigan Corp.
16. N.H. Rabell Construction
17. George F. Jeffers t/d/b/a Jeffers Company
18. Greenhorne-O'Mara, Inc., a Corp.
19. U.S. Fidelity and Guaranty
20. Transamerica Insurance Co., a California Corp.
21. Fidelity and Deposit Company of Maryland, a Maryland Corp.
22. St. Paul Fire and Marine Insurance Company, a Minnesota Corp.
23. Aetna Casualty and Surety Division of Aetna Life and Casualty, a Connecticut Corp.
24. Ohio Farmers Insurance Company, an Ohio Corp.
25. Fidelity and Casualty Company of New York, a New York Corp.
26. Travelers Indemnity Co., a Connecticut Corp.

Aug. 3, 1983 Plaintiff's Praecipe For Rule To File Complaint Against Additional Defendants filed. Rule issued.

Aug. 11, 1983, Appearance of Dunn and Conner, by Robert C. Ward, attorneys for additional defendant, Douglas N. Higgins, Inc., filed.

Aug. 15, 1983 Appearance of Dickie, McCamey & Chilcote, P.C. by George E. McGrann, Esq. for Additional Defendants, Harsco Corporation, Can-Tex Ind. Division.

Sept. 2, 1983 Writ Returned: Before me, the undersigned authority, personally appeared John Best who being duly sworn according to law, deposes and says that on the 27 day of July 1983, at 9:40 A.M., he served Additional Defendant, filed at No. 258, 1983 Crawford Co. Pa. upon defendant Aetna Casuality & Surety at 815 One Chatham Center, Pgh., Pa. By making known the contents thereof to John Bittenger-Superv. and handing to and leaving with him the certified copy of the writ received from Crawford Co. Sheriff.

Sgt. J. Best, Dep. Sheriff
So answers, Eugene L. Coon, Sheriff Allegheny Co.

Before me, the undersigned authority, personally appeared Clifford Ziegler who being duly sworn according to law, deposes and says that on the 26 day of July, 1983, at 3:00 P.M. he served Additional Def. filed at 258- 1983, Crawford Co., Pa., upon def. Fidelity & Deposit Co. of Maryland at 723 Grant Bldg., Pgh., Pa. By making known the contents thereof to Nancy Zbozney-Sec. and handing to and leaving with her the certified copy of the writ received from Crawford Co. Sheriff.

C. Ziegler, Depc. Sheriff
So answers, Eugene L. Coon, Shf. Allegheny Co. Pa.

Before me, the undersigned authority, personally appeared Paul Hoyson, who being duly sworn according to law, deposes and says that on the 28 day of July, 1983, at 11:00 P.M., he served Additional Def. filed at No. 258, 1983, Crawford Co., Pa., upon def. Transamerica Ins. Co. at Suite 211, Two Parkway Center, Zero Bldg, Holiday Dr., Greentree, Pa. By making known the contents thereof to Mr. Elias Housbogh- Claims Mgr. and handing to and leaving with him the certified copy of the writ received from Crawford Co. Sheriff.

Sgt. Paul Hoyson, Dep. Sheriff
So answers, Eugene L. Coon, Shf. Allegheny Co.Pa.

Before me, the undersigned authority, personally appeared Clifford Ziegler, who being duly sworn according to law, deposes and says that on the 27 day of July 1983, at 10:00 A.M. he served Additional Def. , filed at No. 258 - 1983 Crawford Co., Pa. , upon defendant U. S. Fidelity & Guaranty Co. at 300 Center City Tower

Continued on next page

Blg., Pgh., Pa. By making known the contents thereof to Bill Edwards - Claims and handing to and leaving with him the certified copy of the writ received from Crawford Co. Sheriff.

C. Ziegler, Dep. Sheriff
So answers Eugene L. Coon, Sheriff of Allegheny Co.

I hereby certify and return after due and diligent search, the respondent within named could not be found in Westmoreland County, Penna. to wit: Greenhorne-O'Mara, Inc., a Corp. as of Aug. 15, 1983.
So answers, John W. Peck, Sheriff Westmoreland Co.Pa.

Before me, the undersigned authority, personally appeared Dan McClenahan, Dep. Sheriff of Lawrence Co., who being duly sworn according to law, deposes and says that on the 19th day of Aug. 1983, at 1:20 P.M. he served Praecipe for Writ to Join Additional Defts. filed at No. A.D. 1983 - 258, Crawford Co. Pa., upon deft. George F. Jeffers t/d/b/a Jeffers Co., at 295 Pittsburgh Circle, P.O. Box 410, Ellwood City, Pa. By making known the contents thereof to Lorraine Jeffers, Off. Mgr. person found in charge at time being, and handing to and leaving with her the certified copy of the Praecipe for Writ to Join Addit. Deft. received from Crawford Co.

Dan McClenahan, Dep. Sheriff
So answers, George Sigler, Sheriff Lawrence Co.

Before me, the undersigned authority, personally appeared Shirley Wolfe, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 26th day of July 1983, at 12:00 P.M.DST he served Writ to Join Addit. Deft., filed Crawford Co., Pa. upon deft. N.H. Rabell Construction at John Williams Ave., Erie Co. Albion, Pa. By making known the contents thereof to Natalie Rabell, wife and Adult in charge at time of service and handing to and leaving with her the certified copy of the Writ received from Crawford Co.

Shirley Wolfe, Dep. Sheriff
So answers, Robert N. Michel, Sheriff,Erie Co.

Before me, the undersigned authority, personally appeared Lena Salvi, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 26th day of July 1983, at 12:43 P.,M. he served Writ to Join Addt. Def. Crawford Co., Pa., upon deft. Milano Construction Co., at 1510 West 12th St., Erie Co., Erie, Pa. By making known the contents thereof to Linda Gallagher, Bookeeper and person in charge at time of service and handing to and leaving with her the certified copyof the Writ received from Crawford Co.

Lena Salvi, Dep. Sheriff
So answers Robert N. Michel, Erie Co. Sheriff

Before me, the undersigned authority, personally appeared Dan McClenahan, Dep. Sheriff of Lawrence Co. who being duly sworn according to law, deposes and says that on the 28th day of July 1983 at 10:40 A.M. he served Praecipe for Writ to Join Additional Defts. filed at No. AD 1983 - 258 Co. Pa., upon deft. Bruce-Merrilees Electric Co. at 648 E. Washington St., New Castle, Pa. By making known the contents thereof to Harold Stalker, Manager person found in charge at time being and handing to and leaving with him the certified copy of the Praecipe for Writ to Join Additional Defts. received from Crawford Co.

Dan McClenahan, Dep. Sheriff
So answers Geo. Sigler, Sheriff Lawrence Co.

Defendant -Betz Converse Murdoch, Inc. Document Served- Writ to Join Additional Defts. Individual Served - Frank Becht. Relationship to deft.-P.I.C. Date and Prevailing time- 12:30 P.M. on 7-26-83. Location One Plymouth Meeting Mall, Plymouth Meeting, Pa. 19462. The above document was served onthe defendant as per information listed above in the county of Montgomery, Commonwealth of Pa.
So answers, Frederick B. Hill,Sheriff-Montgomery Co.
James Flannery, Dep. Sheriff

Before me, the undersigned authority, personally appeared Lena Salvi, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 26th day of July 1983, at L:40 P.M. he served Writ to Join Additional Deft. filed Crawford Co., Pa. upon deft. Northwest Engineering Co., at 120 West 10th St., Erie Co., Erie, Pa. By making known the contents thereof to Atty. John McLaughlin and handing to and leaving with him the certified copyof the Writ received from Crawford Co.

Lena Salvi, Deputy Sheriff
Robert N. Michel, Sheriff Erie Co.

SERVED North and South Shenango Joint Municipal Authority the within named defendant on July 28, 1983, at 1:10 P.M. by handing a true and attested copy of the within Writ to Join Additional Defendants, No. A.D. 1983-258, at R. D. # 1, Box 12-A, Jamestown, in the county of Crawford, the State of Pa., the usual place of business, to Linda L. Brown, namely secretary, the person for the time being in charge thereof.

SERVED AND MADE KNOWN TO Bert Eaton personally the within named defendant by handing a true copy of the within Writ to Join Additional Defendants, No. AS 1983 - 258, to him, on July 28, 1983, at 1:35 P.M. at his place of residence at R. D. #1, East Lake Road, Jamestown, in the County of Crawford, the State of Pennsylvania.

CONTINUED ON

PAGE 258 C

SERVED Frank Arey the within named defendant by handing a true copy of the within Writ to Join Additional Defendants, No. AD 1983- 258 to Enid Arey an adult member of the family with whom he resides, namedly wife, on August 2, 1983, at 2:22 P.M. at their residence, at R. D. #1, Decker Road, Jamestown, in the County of Crawford, the State of Pa.

SERVED Robert Hutton the within named defendant by handing a true copy of the within Writ to Join Additional Defendants, No. A.D. 1983-258, to Mrs. Robert Hutton, an adult member of the family with whom he resides, namely wife, on July 28, 1983, at 1:37 P.M. at their residence at R. D. #1, East Lake Rd., Jamestown, in the County of Crawford, state of Pa.

SERVED Ralph Robinson the within named defendant by handing a true copy of the within Writ to Join Additional Defendants, No. AD 1983- 258, to Ilena Robinson, an adult member of the family with whom he resides, namely wife, on July 28, 1983, at 3:00 P.M. at their place of residence, at R. D. #1, Espy Road, Espyville, in the County of Crawford, the State of Pa.

SERVED on the within named defendant Northwest Engineering Company, by deputizing the Sheriff of Erie County, Pa. as per his affidavit of service hereto attached. Served July 26, 1983.

SERVED on the within named defendant Betz Converse Murdock, Inc. by deputizing the Sheriff of Montgomery County, Pa. as per his affidavit of service hereto attached. Served July 26, 1983.

SERVED by mailing by cert. mail, July 26, 1983, a true and attested copy of the within Writ to Join Additional Defendants, No. AD 1983- 258, to CanTex Inc. PO Box 340, Mineral Wells, Texas 76076, the return receipt being hereto attached and made a part of this return.

SERVED by mailing by cert. mail July 25, 1983, a true and attested copy of the within Writ to Join Additional Defendants, No AD 1983- 258 to Koski Construction Company 5841 Woodman Ave., Ashtabula, Ohio 44004, the return receipt being hereto attached and made a part of this return.

SERVED by mailing by cert. mail, July 25, 1983, a true and attested copy of the within Writ to Join Additional Defendants, No. AD 1983- 258, to Ontario Pipeline, Inc. 111 Marsh Road, Pittford, N.Y. 14534, the return receipt being hereto attached and made a part of this return.

SERVED by mailing by cert. mail July 25, 1983, a true and attested copy of the within Writ to Join Additional Defendants, No. AD 1983- 258, to Kirila Contractors, Inc. 7165 Warren Sharon Rd., Brooksville, Ohio, 44403, the return receipt being hereto attached and made a part of this return.

SERVED on the within named defendant, Bruce-Merrillees Electric Co. by deputizing the Sheriff of Lawrence County, Pa. as per his affidavit of service hereto attached. Served July 28, 1983.

SERVED on the within defendant Milano Construction Co. by deputizing the Sheriff of Erie County, Pa. as per his affidavit of service hereto attached. Served July 26, 1983.

SERVED BY mailing by cert. mail, July 25, 1983, a true and attested copy of the within Writ ot Join Additional Defendants No. AD 1983- 258, to Motorola Communications and Electronics, Inc. Motorola Center, 1303, E. Algonquin Rd., Schaumterg, Illinois, the return receipt being hereto attached and made a part of this return.

SERVED by mailing by certified mail, July 25, 1983, a true and attested copy of the within Writ to Join Additional Defendants, No. AD 1983-258, to Douglas N. Higgins, Inc 2770 Carpenter Rd., Ann Harbor, Mich., the return receipt being hereto attached and made a part of this return.

SERVED on the within named defendant, N. H. Rabel Construction by deputizing the Sheriff of Erie County, Pa. as per his affidavit of service hereto attached. Served July 26, 1983.

SERVED on the within named defendant, George F. Jeffers, t/d/b/a Jeffers Co., by deputizing the Sheriff of Lawrence County, Pa. as per his affidavit of service hereto attached. Served Aug. 19, 1983.

NOT FOUND, as to the within named defendant, Greenhorne-O'Mara, Inc. as per the within affidavit attached, received from John W. Peck, Sheriff of Westmoreland County, Pa. Not Found as of Aug. 15, 1983.

SERVED ON the within named defendant U.S. Fidelity and Guaranty Company, a Maryland Corp., by deputizing the Sheriff of Allegheny County, Pa. as per his affidavit of service hereto attached. Served July 27, 1983.

SERVED on the within named defendant, Transamerica Insurance Company, by deputizing the Sheriff of Allegheny County, Pa. as per his affidavit of service hereto attached. Served July 28, 1983.

SERVED on the within named defendant Fidelity and Deposit Company of Maryland, by deputizing the Sheriff of Allegheny County, Pa. as per his affidavit of service hereto attached. Served July 26, 1983.

SERVED by mailing by cert. mail, July 25, 1983, a true and attested copy of the within Writ to Join Additional Defendants, No. AD 1983- 258, to St. Paul Fire and Marine Insurance Co., 385 Washington St., St. Paul, Minnesota, the return receipt being hereto attached and made a part of this return.

CONTINUED ON PAGE 258 D

Record continued from Page 258 C of Ad 1983- 258 (Pennbank vs. DER al)

SERVED on the within named defendant, Aetna Casualty and Surety Division of Aetna Life and Casualty by deputizing the Sheriff of Allegheny County, Pa., as per his affidavit of service hereto attached. Served July 27, 1983.

SERVED by mailing by cert. mail, July 25, 1983, a true and attested copy of the within Writ to Join Additional Defendants, No. AD 1983- 258, to Ohio Farmers Insurance Co. Westfield Center, Ohio, the return receipt being hereto-attached and made a part of this service.

SERVED by mailing by cert. mail, July 25, 1983, a true and attested copy of the within Writ to Join Additional Defendants, No. AD 1983- 258, to Travelers Indemnity Co., One Tower Square Hartford, Connecticut, the return receipt being hereto attached and made a part of this service.

So answers,

E. Ralph Copeland, Chief Deputy Sheriff
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And now, September 20, 1983 at 3:17 P.M. upon praecipe of plaintiffs attorney judgment of Non Pros is hereby entered against the named defendant for failure to file a Complaint within twenty days after being ruled so to do.

P-238
Judgment Entered September 20, 1983

JUDGMENT OF NON PROS
James F. Simmons,
Prothonotary

Sept. 21, 1983 Appearance of Adams, Shoemaker & McSorley by Edward J. Shoeamker, Esqurie for Additional Defendant, North & South Shenango Joint Municipal Authority filed.

Sept. 21, 1983 Rule entered upon Department of Environmental Resources to file a complaint issued.

Sept. 22, 1983 Withdrawl Of Praecipe For Rule Upon Defendant To File A Complaint filed.

Oct. 7, 1983 Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf by William J. Schaaf for Additional Defendants Aetna Casualty and Surety Company filed.

Mar. 27, 1984, Amended Appearance of Daniel B. Winters, Esq. of Mazzotta & Winters, P.C., attorneys for defendant Koski Construction Co., filed. (formerly of Winters & Gorr)

Jan. 6, 1986 Withdrawal of Appearance of Richard S. Ehmann on behalf of Commonwealth of Pennsylvania, Department of Environmental Resources filed.

Jan. 6, 1986 Appearance of Gary A. Peters for Commonwealth of Pennsylvania, Department of Environmental Resources filed.

Jan. 9, 1987, Upon praecipe of Dept. of Environmental Resources, Com. of Pa. appearance of John G. Eidemuller, Jr. withdrawn, and Eugene G. Berry Esq. substituted in his place.

Jan. 9, 1987, Petition for Rule To Show CAuse Why the Department of Environmental Resources, Commonwealth of Pa. Should Not Be Granted Leave To File An Amended New Matter, filed.

Jan. 9, 1987, Motion to Amend New Matter filed.

Jan. 29, 1987, RE: Petition for Rule to SHow cause Why the Dept. of Environment Resources, Com. of Pa. SHould Not Be Granted Leave to File An amended New Matter - ORDER - At the time the above petition comes before this court for an order allowing said amendment or the granting of a Rule to Show Cause, the Court is advised that the Plaitniffs are planning to withdraw and discontinue this action in the near future in view of the settlements reached for respective defendants in the companion case of North and South Shenango Joint Municipal Auth. vs. Burt Eaton, et al (1981 - 765).

Accordingly, the Petition is taken under advisement by this court without action in expectation that upon discontinuance of this suit by the plaintiffs this Petition would be moot. In the event the action is not discontinued within 60 day of this date, counsel for the Department of Environmental REsources may file a motion requesting court disposition of the instant petition. Counsel for the D.E.R. shall be responsible for forwarding a copy of this Order to all counsel of record.

Dated:

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

Jan. 29, 1987, copy of order to Eugene G. Berry, Dep. Atty. Gen.

Feb. 2, 1987 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record.

1983

Rodgers, Perfilio
Herman & Sewinsky
Henry Sewinsky

259.

FIRST NATIONAL BANK
OF MERCER COUNTY

vs.

MICHAEL SOCKO and
MARIE SOCKO

Filed Mar. 25, 1983
@ 10:49 o'clock A.M.

Pro Simmons Paid $9.00
Plff on orig 6.50
Sat. Pd 12-31-86 - 5.00

AGREEMENT TO REVIVE

of

DSB 477 Feb. Term 1978

The undersigned hereby agree that the judgment entered on April 4, 1978, at No. 477 Feb. Term 1978 be revived and the lien continued and authorize the Prothonotary to enter and index a judgment of revival in the amount of $11,993.20.

Dated.....March 22, 1983
Debt.....$11,993.20
S - 116, 116.....JUDGMENT

James F. Simmons,
Prothonotary

Dec. 31, 1986 This Judgment Satisfied.
(see paper filed)

Bozic, Thomas
& Johnson
Bruce M. Johnson

260.

DENNIS L. HOLMES

vs.

DIANE I. HOLMES

Filed Mar. 25, 1983

Tax & entry Paid $35.50
Bro & Ad 11/10/83 45.00
Pro Co pd 11-9-83 9.00

COMPLAINT UNDER SECTION 201(c) OF
THE DIVORCE CODE

1 copy (atty)

Mar. 28, 1983, Counseling notices mailed.

Mar. 29, 1983, Affidavit of Service filed. Bruce M. Johnson, Esq. being duly sworn according to law, deposes and says that on March 25, 1983, he sent a true and correct copy of the Complaint in Divorce properly endorsed with the Notice to Defend and Claim Rights in the above action to the Defendant, Diane I. Holmes, by cert. mail return receipt requested, restricted, restricted delivery, at her last known address of 33o Wallace Ave., Linesville, Pa. 16424. Further that there is attached hereto Receipt for Cert. Mail P342268921 dated Mar. 25, 1983, together with a Return Receipt signed by the Defendant on March 26, 1983, indicating that a copy of the Complaint in Divorce was received by her on that date. Bruce M. Johnson, Esq.

Sept. 30, 1983 Affidavit of Consent for Plaintiff filed.

Sept. 30, 1983 Affidavit of Consent for Defendant filed.

Nov. 9, 1983, Motion To Incorporate by reference the attached Agreement Between Parties, as part of the Final Decree in Divorce, and order filed.
ORDER OF COURT: And now, November 9, 1983, Motion granted.
(Marital Settlement Agreement attached) P. Richard Thomas, J.
Nov. 9, 1983, copies of order to Bruce M. Johnson, Esq. and Mary Ann Kirkpatrick, ESq.

Nov. 9, 1983 Upon praecipe of attorney for Plaintiff For Review Under § 201 (c) of the Divorce Code, this case moved to court.

Nov. 23, 1983, ORDER filed. AND NOW, November 22, 1983, a Complaint having been filed in this matter alleging only a request for dissolution of the marriage and no collateral matters having been plead the Order of Court dated November 9, 1983, incorporating by reference an agreement relating to collateral matters as a part of the final decree in divorce is hereby vacated, and this case is returned to the office of the Prothonotary for further proceedings.
BY ORDER OF THE COURT,
Robert L. Walker, J.
Nov. 23, 1983, copies of order to Attys. Bruce M. Johnson and M. Kirkpatrick.

Dec. 23, 1983 Motion to withdraw form the Court's consideration a certain Agreement as between the parties and Order filed. AND NOW, December 23, 1983 Granted. P Richard Thomas, J

Dec. 23, 1983 Copy of order to Bruce Johnson.

Dec. 23, 1983 Upon praecipe of attorney for plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

Dec. 29, 1983 DIVORCE DECREE FILED:

AND NOW, December 28, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DENNIS L. HOLMES AND DIANE I. HOLMES

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.
BY ORDER OF THE COURT,
Robert L. Walker, J.

June 27, 1985 Child Custody, Visitation and Support Agreement filed.
2 copies (atty)

1983

~~Mark A. Hruska~~
~~Frederick W. Bode of Cauley, Conflenti & Latella~~ (withdrawn)
Dana R. Fales

261.

Fuller, Kinnuen, Miller, & Gamble by
Gordon R. Miller

MATTHEW J. HARE

vs.

THOMAS PEDEN

Filed Mar. 25, 1983

Tax & entry Paid $35.50
Sheriffs Costs 23.55
Pro Co Pd 4/22/86- 5.00

M.V.

COMPLAINT IN TRESPASS

1 copy (atty)

Apr. 7, 1983, Sheriff's Return filed. SERVED Thomas Peden, the within named defendant by handing a true copy of the within Complaint in Trespass, No. A.D. 1983 - 261, to Christine Peden, a adult member of the family with whom he resides, namedly wife, on April 5, 1983, at 3:34 P.M. at their residence at Box 54, Harmonsburg, in the County of Crawford, the State of Pa.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

May 10, 1983, Appearance of Fuller, Kinnunen, Miller & Gamble by G. Miller for defendant filed.

Feb. 3, 1984 Appearance of Cauley, Conflenti & Latella by Frederick W. Bode III, Esq. for Plaintiff filed.

Aug. 6, 1984, Notice of Serving of Interrogatories upon Defendant filed.

Aug. 21, 1984 Answers To Interrogatories Directed To Defendant filed.

Oct. 22, 1984 Notice of Serving of Interrogatories filed.

Jan. 8, 1986 Petition For Leave To Withdraw As Counsel and Order filed. AND NOW, to-wit, this 8th day of January, 1986, upon petition of the law firm of CAULEY, CONFLENTI & LATELLA, by MARK A. HRUSKA, ESQUIRE, it is hereby ORDERED, ADJUDGED AND DECREED THat the aforesaid law firm, Frederick W.Bode,III, Esquire, and Mark A. Hruska, Esquire are granted leave to withdraw as counsel as of the date of this Order of Court; and further, that from this point forward plaintiff shall proceed pro se unless the appearance of other counsel is entered on his behalf. Robert L. Walker, J

Jan. 8, 1986 Copies of order to Mark Hruska, Frederick Bode and Gordon Miller

Jan. 28, 1986, Certificate of Readiness filed.

On April 1986 Trial List- Jury

Apr. 22, 1986, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

Gary A. Fabian
Petruso & Fabian

262.

MARC C. CHENEY

vs.

CYNTHIA M. CHENEY

Filed Mar. 25, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Pro Co Pd 6/1/84- 9.00

COMPLAINT IN DIVORCE, DISTRIBUTION OF PROPERTY

1 copy (atty)

Mar. 28, 1983, Counseling notices mailed.

May 13, 1983 Affidavit of Service filed. Gary A. Fabian, Esquire, 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 April 27, 1983, he deposited in the United States Mail, by certified mail No. 825532, return receipt requested, as evidenced by certified mail receipt attached hereto and made a part hereof, a true and correct copy of a Complaint in Divorce in the above captioned matter, addressed to Cynthia M. Cheney, 202 Brook Street, Titusville, Pennsylvania, 16354.

4. Service of the Complaint was obtained upon the defendant on April 29, 1983, as evidenced by return receipt for certified mail no. 825532 attached hereto and made a part hereof, said receipt being signed by Cynthia M. Cheney.

FURTHER, deponent sayeth not.

Gary A. Fabian

June 1, 1984, Plaintiff's Affidavit Under Section 201(c) filed.

June 1, 1984, Defendant's Affidavit Under 201(c) of the Divorce Code filed.

June 1, 1984, Upon praecipe of plaintiff attorney, For Review Under Section 201(c) of the Divorce Code, this case moved to court. (Proposed language to be included in divorce decree, agreed to by parties, attached)

June 12, 1984 DIVORCE DECREE FILED:

AND NOW, June 8, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MARC C. CHENEY AND CYNTHIA M. CHENEY

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.
Distribution of marital property between the parties shall be in accord with an agreement of the parties signed by their counsel and dated May 29 and 31, 1984 and filed June 1, 1984 .

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

263.

THE PA. BANK & TRUST COMPANY

vs.

WILLIAM K. HILL
MARTHA A. HILL
STANDLEY G. RICHMOND
LAURA RICHMOND
MEADVILLE SPORTING GOODS

Filed Mar. 25, 1983
@ 2:54 o'clock P.M.

Pro Simmons Paid $9.00
Plff on orig. 6.50
Release pd. 10/10/86-5.00

AGREEMENT TO REVIVE
of
DSB 530 Feb. Term 1978

The undersigned hereby agrees that the judgment entered to 530 Feb. Term 1978 Against William K. Hill, Martha A. Hill, Meadville Sporting Goods, Standley G. Richmond, Laura Richmond in amount of $57,500.00, int. from April 7, 1978.

Dated.....March 1983
Debt.....$57,500.00
H - 171, 209
R - 152, 102 JUDGMENT
M - 181 James F. Simmons,
Prothonotary

And Now, Oct. 10, 1986, Writing filed wherein plaintiff releases from the lien of the above entitled judgment the following property:

All that certain piece or parcel of land situate in Summit Twp., Crawford County, Pa. (for more complete description, see Release (Partial) of Lien filed)

March 28, 1988, Revival To:
AD 1988 - 295

Harry Faber White

264.

Emil Spadafore for Lefflers

Culbertson, Weiss, Schetroma, & Schug by Russell Schetroma for Cabot Oil.

RICHARD B. FROGGATT and SHIRLEY A. FROGGATT, Husband and Wife

vs.

JACOB H. LEFFLER and DELORES J. LEFFLER, Husband and Wife, and CABOT OIL AND GAS CORPORATION

Filed Mar. 25, 1983

Tax & entry Paid $35.50
Sheriff's Costs 22.75

COMPLAINT IN ASSUMPSIT

3 copies (sheriff)

April 8, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Jacob H. Leffler personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-264, to him, on March 31, 1983, at 11:18 P.M., at his place of residence, at R.D.# 4, Cochranton, in the County of Crawford, The State of Pennsylvania.

SERVED Delores J. Leffler the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983 - 264, to Jacob H. Leffler, an adult member of the family with whom she resides, namely husband, on March 31, 1983, at 11:17 A.M., at their residence, at R.D.# 4, Cochranton, in the County of Crawford, the State of Pennsylvania.

SERVED Cabot Oil and Gas Corporation, the within named defendant on March 31, 1983, at 2:10 P.M.,by handing a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1983-264, at 819 Conneaut Lake Road, Meadville in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Rudy Adamiah, District Superintendant, the person for the time being in charge thereof.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

April 14, 1983, Preliminary Objections filed on behalf of Defendants, Jacob H. Leffler and Delores J. Leffler filed.

April 22, 1983, Upon praecipe of plaintiff's attorney, the above captioned matter is hereby placed on the May Argument List.

ON ARGUMENT LIST FOR MAY 31, 1983; No. 8.

May 2, 1983 Petition for Interpleader and Order filed: AND NOW, this 2nd day of May, A.D., 1983, upon the Petition of Cabot Oil and Gas Corporation, and upon the Motion of Russell L. Schetroma, Esquire, it is hereby ordered and decreed as follows:

1. Cabot Oil and Gas Corporation shall forthwith cause a copy of the Petition and this Order to be served upon Jacob H. Leffler and Delores J. Leffler by serving a true and correct copy thereof upon their counsel, Emil M. Spadafore, Jr., Esquire, at his offices at 869 Diamond Square, Meadville, Pennsylvania, and upon Richard B. Froggatt and Shirley A. Froggatt by serving their counse, Harry Faber White, II, at his offices at 966 South Main Street, Meadville, Pennsylvania.

2. Jabob H. Leggler and Delores J. Leffler shall respond to the allegations of the said Petition in the manner and within the time required by the Pennsylvania Rule of Civil Procedure 2305.

3. All proceedings in this action and in the action filed in this Court at No. AD 1983-264 are hereby stayed pending resolution of the prayer of said Petition.

By the Court,
Robert L. Walker, J.

May 2, 1983 Copies of order to Emil Spadafore, Russell Schetroma, and Harry White, Esqs.

May 10, 1983, Appearance of Culbertson, Weiss, Schetroma, and Schug by Russell L. Schetroma attorney for Cabot Oil, defendants filed.

June 6, 1983, Order filed. AND NOW, May 31, 1983, at the time set for a argument on Preliminary Objections, this matter is continued until dispostion of an interpleader action in the companion case of Leffler versus Cabot Oil at A. D. 1983 - 224

BY ORDER OF THE COURT,
P Richard Thomas, J

June 6, 1983, Copies of order to Harry White, Emil Spadafore and Russell Schetroma.

Bozic, Thomas & Johnson
David P. Truax

265.

BETTY M. BATTIN

vs.

DONALD L. BATTIN

Filed Mar. 25, 1983

Tax & entry Paid $35.50 ✓
2 Counts Paid 30.00 ✓
Pro Co Pd 7/21/83- 5.00 ✓

COMPLAINT IN DIVORCE, COUNSEL FEES AND COSTS, PERMANENT ALIMONY

1 copy (atty)

Mar. 28, 1983, Counseling notices mailed.

Mar. 30, 1983, Affidavit of Service of Complaint in Divorce filed. David P. Truax, Esq. being duly sworn according to law, deposes and says that on Mar. 28, 1983, he sent a true and correct copy fo the Complaint in Divorce and Notice to Defend and Claim Rights filed in the above action, to defendant, Donald L. Battin, by cert. mail No. P 342 268 971, postage prepaid, restricted delivery, ret. receipt requested; said Complaint in Divorce was mailed to the Defendant at c/o Evelyn Williams, Liza's Hideaway, Conneaut Lake Park, Pa. 16316, Defendant's last known address; further that there is attached hereto a duly executed return receipt card showing the date of delivery as Mar. 29, 1983. David P. Truax, Esq.

Apr. 29, 1983, Motion To Schedule Hearing and Order filed. ORDER: And now, April 29, 1983, the above motion is granted, and hearing is set for May 24, 1983, at 9:30 A.M. in Court Room 1 or 2, Court House, Meadville, Pa., Plaintiff's counsel is directed to serve a true and correct conformed copy of the within Motion advising Defendant of the date, time and place of hearing, said notice to be forwarded to Defendant by both ordinary mail and Certified mail, return receipt requested. Robert L. Walker, J.

Apr. 29, 1983, copy of order to Atty. Truax.

May 4, 1983 Affidavit of Service of Notice of Hearing filed.

May 24, 1983, Plaintiff's Income and Expense Statement filed.

May 24, 1983, ORDER filed. AND NOW, May 24, 1983, at the time the matter comes for hearing, the plaintiff appears with counsel and the defendant appears without counsel.

The defendant is apparently unemployed and may not be employable because of an ongoing alcohol problem. He appears to have no income and merely does odd jobs in return for a place to live and his prospects for employment are dim.

Accordingly, the Court finds no way to award the request for counsel fees and the petition to award counsel fees from the defendant's income and for the defendant to pay Alimony Pendente Lite is denied, without prejudice, however, to the plaintiff in the event the defendant becomes employable before the divorce is finalized to request further hearing on this matter.

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

May 25, 1983, copies of order to Atty. Truax. (one for dft)

July 21, 1983, Upon praecipe of plaintiff attorney, this above divorce action, discontinued of record.

1983

266.	ASBURY MANOR vs. HOWARD PARK and CONNIE SANSBURY Filed Mar. 28, 1983 and issued. Tax & Entry Paid $35.25	APPEAL OF DEFENDANTS FROM JUDGMENT OF JUSTICE OF THE PEACE, 30-2-01 Mar. 28, 1983, Rule to File Complaint Issued. Mar. 30, 1983, Proof of Service filed.

1983

Sisler & Belott
William G. Sesler

267.

Bozic, Thomas and Johnson
R. Charles Thomas

5-27-83
Rec'd Costs from Defendant $12.50

6/20/83 Rec'd $112.50
Vern and Stolz
Cty. Co. Comm.

PAUL D. KNUTH

vs.

PATRICIA K. KNUTH
a/k/a PATRICIA KELLY

Filed Mar. 28, 1983

Tax & entry Paid $35.50
John Fuller, Mediator 112.50
Pres Co Pd 5-27-83 - 9.00

COMPLAINT FOR CUSTODY

1 copy (mediator)

ORDER OF COURT:

You, Patricia K. Knuth, a/k/a Patricia Kelly, have been sued in Court to obtain custody (shared) of the children, Erik Paul Knuth and Dan Kelly Knuth. The above named individuals are ordered to appear in person at the date, time and place of the hearing to be held at the direction of the Child Custody Master.

If you fail to appear as provided by this Court or to bring the children, an order for custody, partial custody or visitation may be entered against you or the court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Association - Service to the Public Committee
360 Chestnut Street, Meadville, Pa. 16335 - Phone 814 724-7719

John Fuller is hereby appointed Child Custody Master and shall conduct a conference and mediate the differences between the parties to negotiate a settlement in writing that shall be entered by agreement as an Order of Court.

Date: Mar. 28, 1983

BY THE COURT,
Robert L. Walker, J.

Mar. 28, 1983, copy of order to Wm. Sesler.

Apr. 13, 1983, Appearance of Bozic, Thomas and Johnson, by R. Charles Thomas, attorneys for defendant filed.

May 10, 1983 Order filed: AND NOW, May 10, 1983, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. Physical custody of Erik Paul Knuth and Dan Kelly Knuth, shall continue in accordance with the agreement of the parties dated April 27, 1982.

II. Legal custody of Erik Paul Knuth and Dan Kelly Knuth, shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records and other important records and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the children.

A. In the event of an disagreement between the mother and father over the matter set forth above, then the mother's decision shall prevail.

B. This order is entered without prejudice to the right of either party to seek a modification of that portion of this order dealing with shared custody on or after one year from the date of this order.

This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within thirty (30) days of the date of this order. Costs of the mediation conference shall be paid by the father.

By the Court,
Robert L. Walker, Judge

May 11, 1983 Copies of order to R. Charles Thomas, William Sesler and John Fuller, Esqs.

Stephen Hutzelman
Plate, Shapira
Hutzelman, Berlin
and May

268.

MARINE MIDLAND BANK

v s.

JAMES FLOYD DELAVERN

Filed Mar. 28, 1983

Tax & entry Paid $35.50
Sheriff's Costs 27.90
Pro Co Pd 6/9/83 9.00
Exempt fee ltr 10/14/84 10.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

April 18, 1983 Sheriff's Return filed: Before me, the authority, personally appeared Edward T. Zakutney, Chief Deputy, who being duly sorn according to law, deposes and says that on the 4th day of April, 1983, at 9:38 A.M., he served Complaint in Assumpsit and Notice, filed at AD 1983-268, Crawford Co., Pa., upon defendant James Floyd Delavern at his place of residence, Maple Lane, Cooperstown, Venango Co., Pa. by making known the contents thereof to his wife, Regina Delavern, and handing to and leaving with her the certified copy of the Complaint in Assumpsit and Notice received from Crawford County Sheriff Howard N. Stewart.
Edward T. Zakutney, Deputy Sheriff
Harry A. Storm, Sheriff

SERVED ON THE WITHIN named defendant, James Floyd Delavern, by deputizing the Sheriff of Venango Co., Pa., as per his affidavit of service hereto attached.
Served April 4, 1983.
So answers, Howard N. Stewart, Sheriff

And Now, June 9, 1983 at 11:00 o'clock A.M., upon praecipe of plaintiff attorney, with notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, and damages are assessed in the amount of Three Thousand Six Hundred Fifty Eight and 26/100 Dollars, plus costs of action. (including Int. from 8/23/82 - $152.40, and Atty. Fees - $457.29)

Debt - - $3,658.26

" D - 91"
June 9, 1983 - Judgment entered

JUDGMENT
James F. Simmons,
Prothonotary

269. Culbertson, Weiss, Schetroma & Schug Donald Fickenscher	DWAYNE E. SHREFFLER vs. MERRICK WARREN (owner) WARREN BUS LINES and ROY BARACKMAN (operator) Filed and Issued Mar 28, 1983 Tax & entry Paid $35.25 Pro Co Pd 4/20/83- 9.00	APPEAL OF DEFENDANT FROM JUDGMENT OF WENDELL A BENNETT, 30-3-01 Mar. 28, 1983, Rule to File Complaint Issued. **Mar. 28, 1983 Proof of Service of Notice of Appeal and Rule to File Complaint filed.** And Now, April 20, 1983, at 4:53 o'clock P.M., upon praecipe of defendant attorneys, 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. S - 44 4/20/83-Judgment entered JUDGMENT OF NON PROS James F. Simmons, Prothonotary Apr. 20, 1983, copy mailed to plaintiff.

Culbertson, Weiss, Schetroma & Schug
Willis E. Schug

270.

Bozic, Thomas & Johnson by R. Charles Thomas

JAMES L. TITUS, Individually and as Administrator of the Estate of MICHAEL J. TITUS

vs.

ERIE INSURANCE EXCHANGE

Filed Mar. 28, 1983 and issued.

Tax & entry Paid $35.50

Sheriff's Costs 14.75
Sheriff's Costs 12.75
Pro for Co. Pd 5/10/84 6.00

charge thereof.
So answers

SUMMONS IN ASSUMPSIT

Issued (sheriff)

Apr. 18, 1983 SERVED Erie Insurance Exchange, the within named defendant, on March 31, 1983, at 1:56 P.M. by handing a true and attested copy of the within Summons in Assumpsit, AD 1983-270 to Elmer C. Stainbrook Insurance Agency, 516 Baldwin St., Meadville, Crawford Co., Pa, to Elmer Stainbrook personally.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 7, 1983 Complaint in Assumpsit filed.

Nov. 17, 1983 Sheriff's Return filed. SERVED Erie Insurance Exchange the within named defendant on November 10, 1983 at 2:55 P.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1983-270, at 516 Baldwin Street, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Darcee Holt namely secretary, the person for the time being in

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 21, 1983 Appearance of Bozic, Thomas & Johnson by R. Charles Thomas for Defendants filed.

Dec. 14, 1983 Petition To Stay Proceeding and Order filed. AND NOW, this 14th day of December, 1983, upon presentation and consideration of the within Petition, a Rule is hereby granted upon the plaintif to show cause if any he has why all proceedings in this case should not be stayed pending resolution of the class action presently pending in the Court of Common Pleas of Allegheny County in the case of John L. Sanders, Jr., Administrator of the Estate of Carol L. Saunders, Deceased, Plaintiff vs. Erie Insurance Group.
Returnable hor hearing and argument on the 30th day of January, 1984 in Court Room No. 1 or 2, Crawford County Court House, Meadville, Pennsylvania at regular agt. list as soon thereafter as the attention of the Court may be had.
BY THE COURT,
Robert L. Walker, J

Dec. 14, 1983 Copies of order to Willis Schug and R. Charles Thomas.

ON ARGUMENT LIST FOR JANUARY 30, 1983; No. 6.

Jan. 11, 1984 Plaintiff's Answer To Defendant's Petition To Stay Proceeding filed.

Feb. 8, 1984 Petition to Stay Proceedings Memorandum and Order filed: AND NOW, February 7, 1984, after argument, we find that Plaintiff was not an intended member of the class of plaintiffs in the Allegheny County Class Action by virtue of not being provided with notice. ACCORDINGLY, WE DENY Defendant's Petition to Stay Proceedings in Crawford County.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
Feb. 8, 1984 Copies of order to Willis Schug and R. Charles Thomas, Esqs.

May 10, 1984 Upon praecipe of plaintiff's attorney, the above captioned case marked settled and discontinued of record.
Culbertson, Weiss, Schetroma and Schug
By: Willis E. Schug, Esq.

1983

MV

Sherry Snyder,
pro se
271.

Bruce A. Barrett

SHERRY SNYDER

vs.

DALE ALAN STAHLMAN

Filed and Issued
Mar. 28, 1983

Tax & entry Paid $35.25 ✓

Arbitrators 6-14-83 Pd 15.00 ✓

Pro Co Pd 9/19/83- 9.00

APPEAL OF DEFENDANT FROM JUDGMENT
OF ESTELLE S. REISNER, DISTRICT 30-2-01

Mar. 28, 1983, Rule to File Complaint Issued.

Mar. 30, 1983, Proof of Service filed.

Apr. 4, 1983 Complaint in Trespass filed. (1 copy Plaintiff)

Apr. 4, 1983 Affidavit of Service filed: I, Sherry L. Snyder, Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on April 4, 1983, place a copy of complaint in th mailbox (located in the Prothonotary's Office at the Crawford County Courthouse, Meadville, Pennsylvania) of the lawyer, Bruce Barrett, who represents the defendant, Dale Alan Stahlman.

Sherry L. Snyder, Plaintiff

Apr. 12, 1983, Answer filed. 1 copy (atty)

June 14, 1983 Praecipe for Arbitrators filed by Plaintiff, whereupon the following Arbitrators are appointed:

F. C. Kiebort, Jr., Chairman
Victor A. Kinnunen
William Walker

June 14, 1983, Arbitrators Take the Qualifying Oath.

Aug. 16, 1983 Notice of Arbitrator's Hearing filed.

Aug. 16, 1983 Decision of Arbitrator's filed in which they find in favor of the Plaintiff in the amount of $329.50 plus costs.

Amount $329.50 + costs

S-45

Aug. 16, 1983 Copy of Decision to Bruce Barrett, Esq. and copy mailed to Sherry L. Snyder at 1217 Chula Ct., Meadville, Pa. 16335.

And now, Sept. 19, 1983 @ 1:02 P.M. upon praecipe of Plaintiff, judgment is hereby entered in the above captioned matter in accordance with decision of the Board of Arbitrators entered thereon.

Debt $329.50 + costs of $24.00

S-45
JUDGMENT
9-19-83 Judgment entered.
James F. Simmons
Prothonotary

Sept. 20, 1983 Notice of entry of Judgment mailed defendant.

Jan. 10, 1994 Satisfaction of Judgment filed.

1-10-94 Received from Susan Nichols on behalf of Dale Alan Stahlman for payment in full of Judgment $353.50 See attached Praecipe & Satisfy (in general acct)

Mar. 28, 2000 paid Dale Alan Stahlman unclaimed monies

Culbertson, Weiss, Schetroma and Schug
Donald Fickenscher

272.

Bozic, Thomas & Johnson
R. Charles Thomas

GRIFFIN MOTORS COMPANY

vs.

JOSEPH MONA and GENEVIEVE L. MONA, Husband and Wife,

Filed Mar. 29, 1983

Tax & entry Paid $35.25
Sheriff's Costs $16.35
Arbitrators6-2-83 15.00
Proco. Pd 10-20-83 9.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF ESTELLE S. REISNER, DISTRICT 30-2-01

Mar. 30, 1983, Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Apr. 18, 1983, Complaint in Assumpsit filed. 2 copies (atty)

May 2, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Joseph A. Mona personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-272, to him, on April 20, 1983, at 10:23 A.M., at his place of residence, at R. D. #1, Saegertown, in the County of Crawford the State of Pennsylvania.

SERVED Genevieve L. Mona the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-272, to Joseph A. Mona, an adult member of the family with whom she resides, namely husband, on April 29, 1983, at 10:24 A.M., at their residence, at R. D. 1, Saegertown, in the County of Crawford, in the State of Pennsylvania.

So answers,

Edger D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 12, 1983, Appearance of Bozic, Thomas and Johnson, by R. Charles Thomas, attorneys for defendants filed.

June 2, 1983 Plaintiff's Attorney files praecipe for reference to Arbitrators whereupon the following arbitrators are appointed:

Peter E. Blystone, Chairman
John S. Kookogey
Joseph F. Kulwicki

July 6, 1983, Arbitrators Take the Qualifying Oath.

Aug. 3, 1983, Answer of Defendants filed. 1 copy (atty)

Sept. 13, 1983 Plaintiff's Reply to New Matter filed.

Sept. 19, 1983 Decision of Arbitrators filed in which they find in favor of the plaintiff and against the defendants, Joseph A. Mona and Genevieve L. Mona, in the sum of One Thousand Four Hundred Twenty-four and 14/100 ($1,424.14) Dollars and costs.

Amount $1,424.14 and cost
ARBITRATORS DECISION

M-93, 73

Sept. 19, 1983 copies of decision to Atty for plaintiff and atty for defendant.

AND NOW,

Oct. 20, 1983 @ 1:13 P.M., upon praecipe of plaintiff attorney, judgment is hereby entered in favor of the Plaintiff and against the defendants, Joseph A. Mona and Genevieve L. Mona, husband and wife in the amount of One Thousand Four Hundred Twenty-four Dollars and Fourteen Cents plus costs and interest from September 19, 1983, pursuant to the decision of Arbitrators dated September 19, 1983.

Debt...$1424.14 plus costs & Int.
JUDGMENT
James F. Simmons
Prothonotary

M-93,73
Judgment entered Oct. 20, 1983

Oct. 21, 1983 Notice of Judgment to Atty for Defendant, R. C. Thomas.

EX/1983-99

1983

(Annulment)

Bruce A. Barrett

273.

6/10/83 Received #125.00 from Plaintiff's atty

7/14/83 Received 116.00 Masters fee. Robert L. Walker

DANNY R. BORTNER

vs.

BETSY ANN BORTNER

Filed Mar. 29, 1983

Tax & entry Paid $35.50
David Hotchkiss
Master 116.00
Pro Co Pd. 7/27/83 - 9.00

COMPLAINT UNDER SECTION 204(a)1
OF THE DIVORCE CODE

1 copy (atty)

Apr. 4, 1983 Affidavit of Service filed: BRUCE A. BARRETT, Esq. being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the Affiant is the Attorney for the Plaintiff in the above captioned Divorce Action.

2. That a true and correct copy of a Complaint under 204(a) 1 of the Divorce Code was sent by registered mail to the Defendant.

3. The registered mail was sent to Betsy Ann Bortner at 128 W. Market St., Mercer, Pa 16137, on March 29, 1983. The sender's receipt is attached hereto.

4. That the Defendant received said registered mail on March 30, 1983. Said receipt card number 342263045 is attached hereto and signed by Betsy A. Bortner.

Bruce A. Barrett, Attorney for Plaintiff

June 1, 1983 Motion for Appointment of Master and Order filed:AND NOW, June 8, 1983, David L. Hotchkiss, is appointed Master in the above matter to hdd a hearing and make report upon claims involving: Annulment.

Deposit required: By Plaintiff $125.00 By Defendant $0

PER CURIAM,
Robert L. Walker, J.

June 8, 1983 Copies of order to Bruce Barrett, Esq.

July 14, 1983, Master's Report filed.

7/20/83 Recd #9.00 Add'l Master's Fee. Nancy J. Mengle

Aug. 15, 1983 <u>Annulment filed:</u>

AND NOW, August 15, 1983, the alleged marriage between the parties is hereby annulled by reason of the fact that at the time of the alleged marriage the defendant had an existing valid marriage and the alleged marriage between the parties to this action is declared null and void ab initio.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Bruce A. Barrett, Public Defender (Ass't)

274.

COMMONWEALTH OF PENNSYLVANIA, EX REL DANIEL L. ANTILL

vs.

HOWARD STEWART, WARDEN CRAWFORD COUNTY JAIL CRAWFORD COUNTY, PENNSYLVANIA

Filed Mar. 29, 1983 and Issued.

Indigent Filing

PETITION FOR WRIT OF HABEAS CORPUS

1 copy (sheriff)

*

ORDER:

AND NOW, this 29th day of March, 1983, upon consideration of the within Petition and upon Motion of Bruce A. Barrett, Esq., First Assistant Public Defender and attorney for the relator, it is directed that a Writ of Habeas Corpus ad subjiciendum be issued forthwith and a hearing be held on the 31st of March, 1983, at 9:30 o'clock A.M., in Courtroom No. 2, Crawford County, Pa., and that the Prothonotary be directed to serve Howard Stewart, Warden of the Crawford County Jail, 360½ Center Street, Meadville, Crawford County, Pa. with the said writ or a copy.

Notice of said hearing shall be given forthwith to the District Attorney of Crawford County.

BY ORDER OF THE COURT,
Robert L. Walker, J.

*

Mar. 29, 1983, Motion for Court Order to Proceed Without Payment of Costs and Order filed. ORDER: AND NOW, Mar. 23, 1983, the above motion allowed.

Robert L. Walker, J.

Mar. 30, 1983, Copies of above orders to Bruce A. Barrett, and District Attorney.

Mar. 31, 1983, ORDER: AND NOW, March 30, 1983, by agreement of counsel for the petitioner and counsel for the respondent, a Writ of Habeas Corpus is granted and Howard Stewart, respondent, as warden of the Crawford County Jail is directed to release the petitioner from incarceration forthwith.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mar. 31, 1983, Copies of order to Attys. Bruce Barrett and John Dawson, and Sheriff of Crawford County.

1983

Plate, Shapira, Hutzelman, Berlin and May
Stephen Hutzelman

275.

Bozic, Thomas & Johnson for Bettie Osborn

ASSOCIATES CONSUMER DISCOUNT COMPANY

vs.

LARRY W. OSBORN and BETTIE A. OSBORN, his wife

Filed Mar. 30, 1983

Tax & entry Paid $35.50

Sheriff's costs 21.35

Pro Co Pd 5/17/83 5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 386, page 1093.

Mar. 31, 1983 Appearance of Bozic, Thomas and Johnson, by R. Charles Thomas, Esq. for Bettie Osborn filed.

Apr. 25, 1983 Sheriff's Return Filed. SERVED BY MAILING by certified mail, March 30, 1983, a true and attested copy of the within Complaint In Mortgage Foreclosure, to Larry W. Osborn, One Richard St., Vienna, Ohio, the return receipt being hereto attached and made a part of this return.

SERVED AND MADE KNOWN TO Bettie A. Osborn personally the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, N. A.D. 1983-275, to her, on April 21, 1983, at 4:10 P.M., at her place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.

So answers,

Florence I. Beck, Dep. sheriff
Howard N. Stewart, Sheriff

May 17, 1983, Upon praecipe of plaintiff attorney, this within action marked settled and discontinued of record.

Shafer, Dornhaffer, Swick, Bailey & Irwin
Paul D. Shafer, Jr.

276.

Knox Graham McLaughlin Gornall and Sennett Inc.
Carl N. Moore

STARN TOOL & MANUFACTURING COMPANY

vs.

INDUSTRIAL RECISION SERVICES, INC.

Filed Mar. 30, 1983

Tax & entry Paid $35.50
Sheriff's Costs $27.50
Pro Co pd. 10-19-83 5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 5, 1983, Sheriff's Return filed. Before me, the undersigned authority, personally appeared Joseph Cherico Deputy Sheriff who being suly sworn according to law, depsoes and says that on the 13th day of April, 1983, at 4:14 P.M. he served Complaint in Assumpsit filed at No. 276 Term, 1983, Crawford County Pennsylvania, upon defendant Industrial Recision Services, Inc. at 1502 Industrial Drive, Erie County, Erie, Pennsylvania, By making known the contents thereof to Frank Bleil, Vice President and handing to and leaving with him the certified copy of the Complaint received from Crawford County.

Joseph Cherico, Deputy Sheriff
Robert N. Michael, Sheriff

SERVED ON the within named defendant, Industrial Recision Services, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached.
Served April 13, 1983.
So answers,

Howard N. Stewart, Sheriff

June 21, 1983, Answer, New Matter, and Counterclaim filed.

July 6, 1983 Reply To New Matter and Answer To Counter-Claim filed.

Sept. 9, 1983, Upon praecipe of plaintiff attorney, this case placed on next trial list.

ON OCTOBER 1983 TRIAL LIST: NO. 18

Sept. 30, 1983 Answers to Interrogatories Directed to the Above Named Defendant, Industrial Recision Services, Inc., for the Purposes of Discovery Pursuant to Rule 4005 filed.

Sept. 30, 1983 Answers to Requests for Admissions Directed to the Above Named Defendant, Industrial Recisions Services, Inc., for the Purposes of Discovery Pursuant to PA R.C.P. No. 4014 filed.

Sept. 30, 1983 Amended Counterclaim filed.

Oct. 6, 1983 Amended Answer to Defendant's Counterclaim filed.

Oct. 12, 1983 Exhibits filed with papers.

Oct. 19, 1983 Upon praecipe of both attorney's for Plaintiff and Defendant hereby request that the above captioned matter be marked settled and discontinued.

1983

Hugh F. McKnight

277.

GLORIA D. HAWLEY

v s.

DALE W. SUTTER, SR.

Filed Mar. 30, 1983

Tax & Entry 4/4/83 $35.50

William Pineo,
Mediator 96.99

9.00

COMPLAINT IN CUSTODY

1 copy (mediator)
1 copy (atty)

ORDER:

AND NOW, this 29th day of March, 1983, this case is referred to William Pineo, Custody Mediator, and both parties shall appear as required for a mediation session before the mediator in accordance with the rule of the Court of Crawford County.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mar. 30, 1983, copy of order to Atty. McKnight.

May 26, 1983 Temporary Order filed: AND NOW, May 26, 1983, after Mediation in the above-captioned 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 minor children, Dale W. Sutter, Jr. and Clinton C. Sutter.

2. The father shall have primary physical custody from August 10th of each year through June 15th of the following year. During this period the mother shall have the right of visitation every weekend, except the last weekend of every month, from Friday at 6 p.m. through Sunday at 6 p.m.

3. The mother shall have primary custody of the children from June 15th through August 10th. During this period the father shall have the right of visitation on every weekend, except the last weekend of every month, from Friday at 6 p.m. through Sunday at 6 p.m.

4. During the children's school summer vacation, each party shall have the right to choose a two week interval during that part of the summer in which they have primary custody in which no visitation shall be accorded the other party Each party shall give the other one month's notice of the interval he or she wishes to select.

5. Notwithstanding any of the above, the mother shall have the right of visitation on New Years Day, Easter, Labor Day, Thanksgiving, Christmas, and each child's birthday. Where the birthday of a child falls on a school day, said visitation will be from after school through 9 p.m.

6. It shall be the responsibility of the party exercising the right of visitation to pick up and deliver the children and it shall be the responsibility of each party to pick up the children at the beginning of his or her period of primary custody.

7. Each party shall teach the children to give to the other party that love and respect which is due a parent from his child and neither party shall do or say anything to blacken the character of the other in the estimation of these children. Each party shall act toward the other in a civil and friendly fashion if eithr of the children are present.

8. The Court notes that the father has made adequate arrangements for the education of said children and such arrangements as he has made shall be continued at least through the school year 1983-1984.

9. This Order is initially entered as a temporary order. Either party shall have the right to move the Court for a hearing de novo for a period of thirty (30) days from the date hereof. In the event that neither party so moves, this shall be considered a permanent Order.

10. Costs of Mediation, which are allowed in the sum of $96.99 are divided equally between the parties and the share of each shall be assessed to him or her as costs in this case. Payments shall be made to the Prothonotary of Crawford County.

BY THE COURT,
Robert L. Walker, J.

May 27, 1983 Copies of order to Hugh F. McKnight, David Devine and William Pineo, Esqs.

3/2/83 Received $ 48.49 from defendants atty
10/10/83 Paid $ 48.49 Cr. Co. Comm
Vernon Kelly

Jay Bryan Schiegg

278.

IN THE MATTER OF CHANGE OF NAME OF:
DIANA LOUISE SUTTON

to.

DEVAN LYNN SHADLE

Filed Mar. 31, 1983

Tax & entry Paid $35.50
Pro Co Pd - Cert. - 5-20-83 #5.00
Pro Co Pd - 5-24-83 - 9.00

PETITION FOR CHANGE OF NAME

ORDER:

AND NOW, March 30, 1983, a petition for change of name having been filed, hearing is fixed thereon for May 24, 1983, at 9:30 o'clock A.M. in Courtroom No. 1 or 2, Courthouse, Meadville, Pennsylvania.

Publication of notice as required by the statute shall be made once in a newspaper of general circulation in Crawford County, once in the Crawford County Legal Journal and once in a newspaper of general circulation in Blair County, Pennsylvania, and proof of publication shall be submitted at the time of hearing.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Apr. 4, 1983, Copy of order to Atty. Schiegg.

May 24, 1983 Order filed: AND NOW, to-wit, this 24 day of May, 1983, it is ORDERED AND DECREED that the above-referenced DIANA LOUISE SUTTON shall have her name changed to DEVAN LYNN SHADLE.

P. Richard Thomas, J.

May 24, 1983 Copies of order to Jay Bryan Schiegg, Esq.

1983

Anthony J. Vardaro

279.

Gent, Thompson and Gent
Henry W. Gent, III

DENIS BUBNA, d/b/a
D. & B. CUSTOM WIRING

vs.

HOPKINS PNEUMATIC
CONVEYING INC.

Filed Mar. 31, 1983

Tax & entry Paid $35.50

Sheriff's Costs 25.70

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

April 22, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Edward T. Zakutney, Chief Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 7th day of April, 1983, at 10:06 A.M. he served Complaint in Assumpsit and Notice, filed at AD 1983-279, Crawford Co. Pa., upon defendant Hopkins Pneumatic Conveying, Inc. at place of business, RD#4, Franklin, Venango Co., Pa. by making known the contents thereof to Richard E. Hopkins, President, and handing to and leaving with him the certified copy of the Complaint in Assumpsit and Notice received from Crawford Co., Sheriff Howard N. Stewart. Edward T. Zakutney, Deputy Sheriff
Harry A. Storm, Sheriff

SERVED ON THE WITHIN named defendant, Hopkins Pneumatic Conveying, Inc. by deputizing the Sheriff of Venango Co., Pa., as per his affidavit of service hereto attached. Served April 7, 1983.
So answers, Howard N. Stewart, Sheriff

May 31, 1983, Answer and Counterclaim filed.

June 6, 1983, Answers To Defendants Counterclaim filed.

1983

Harry Faber White, II

280.

Mason and Mason
Joan D.Mason

PHYLISS J. FLOYD

vs.

HOWARD G. FLOYD, JR.

Filed Mar. 31, 1983

Tax & entry Paid $35.50 ✓
2 Counts Paid 30.00 ✓
Add't Count pd 7/5/84 15.00 ✓

John Fuller, Mediator 120.00

Pro Co Pd 8-23-84 - 9.00 ✓
Pro Co pd 3-29-85 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, CHILD SUPPORT, EQUITABLE DIVISION OF PROPERTY

1 copy (atty)

Apr. 1, 1983, Counseling notices mailed.

Apr. 7, 1983, Affidavit of Service filed. Harry Faber White II, Esq. attorney for plaintiff, Phyliss J. Floyd, in the above captioned matter, being duly sworn according to law deposes and says that he served the Notice to plead and Complaint Under Section 201(c) of the Divorce Code upon the defendant Howard G. Floyd, Jr., by certified mail, return receipt requested, on April 1, 1983 at the defendant's address 514 Grant Street, Box 136, Saegertown, Pa. 16433. The defendant's acceptance of the same is attached hereto.

June 29, 1984 Counterclaim - Complaint For Custody and Order filed. You, Phyliss J. Floyd, have been sued in court to obtain custody, temporary custody, and visitation of the child, Howard G. Floyd, III.

John Fuller is hereby appointed mediator to hear this matter.

You are ordered to appear in person at such times and places as shall be set forth in this matter, whether the same is to be heard by mediator or the Judge. If you choose not to appear at a hearing or mediation, an order may be entered despite the fact that you are absent.

You are further ordered to bring with you, if in your physical custody, or if in the temporary custody of your relatives, the above-named child, to any mediation or hearing scheduled in this matter.

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

Crawford County Bar. Assoc.
Service to the Public Comm.
360 Chestnut Street
Meadville, Pennsylvania 16335
Telephone: (814) 724-7719

By the Court,
P Richard Thomas, J

July 5, 1984 Copies to Harry White and Joan Mason and John Fuller

8/23/84 Received $80.00 from Dft. Howard Floyd Jr.

Rec'd $80.00 8/23/84
Vernon D. Stilley
Chief Deputy Clerk

9/20/84 Received $40.00 from plaintiff

11-20-84 Rec'd $40.00
Vernon D. Stilley
Chief Deputy Clerk

Aug. 10, 1984 Order filed: AND NOW, August 10, 1984, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of Howard G. Floyd, III, shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the child.

II Physical custody of Howard G. Floyd, III, shall be generally divided as follows:

A. Howard G. Floyd, III, shall continue to reside with his aunt and uncle, Larry and Shirley Miller, at 359 Euclid Street, Saegertown, Pennsylvania.

B. The mother shall be entitled to visit and take the child in her custody at such times as she and the child may agree on, provided that is does not interfere with the father's custody and visitation rights as hereinafter set forth.

C. The father shall be entitled to visit and have the child in his custody every other weekend, beginning August 18, 1984, from 9:00 A.M. on Saturday morning to 6:00 P.M. Sunday evenings, both prevailing local times.

D. The mother, father, child and Aunt and uncle, are encouraged to see that the child visit both the mother and father at other times so that the child can maintain a close relationship with both his mother and father.

E. The child shall spend some portion of each of the four major holidays of Thanksgiving, Christmas, Easter and the Fourth of July, with his mother and some portion of each of the said four major holidays with his father.

This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within ten (10) days of the date of this order.

Costs of the mediation conference shall be divided, with the mother paying one-third thereof, or $40.00 and the father paying two-thirds thereof, or $80.00.

Robert L. Walker, Judge

Aug. 13, 1984 Copies of order to Joan Mason, Harry White and John Fuller, Esqs.

Jan 14, 1985 Affidavit of Plaintiff Under Section 201(c) of the Divorce Code filed.

Feb. 13, 1985 Affidavit Of Consent of Defendant filed.

Mar. 29, 1985 Agreement And Consent Court Order filed.

Mar. 29, 1985 Upon praecipe of Plaintiff Attorney To Transmit Record-Section 201(c) of the Divorce Code, this case moved to court.

Apr. 22, 1985 Order filed: AND NOW, this 19th day of April, 1985, upon consideration of the foregoing attached Agreement and Consent Court Order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order.

PER CURIAM,
Robert L. Walker, J.

Apr. 23, 1985 DIVORCE DECREE FILED:
AND NOW, Apr. 22, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between PHYLLIS J.FLOYD & HOWARD G. FLOYD, JR. is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,

Robert L. Walker, J

Cont on margin

Bozic, Thomas & Johnson
Bruce M. Johnson

281.

JAMES R. AYLSWORTH and TWILA J. AYLSWORTH, his wife, and JOHN G. SIEGEL and DEBRA PHELPS SIEGEL, his wife

vs.

CHARLES S. SHIELDS, Guardian of JOAN SHIELDS BRUKNER and ELIZABETH JEAN BRUKNER, their heirs, successors, administrators and assigns

Filed Apr. 4, 1983

Tax & entry Paid $35.50
Sheriff's Costs 182.15

ACTION TO QUIET TITLE

1 copy (sheriff)

Apr. 4, 1983, Affidavit That Defendants' Whereabouts Are Unknown, filed.

Apr. 4, 1983, Motion For Publication and Order of Publication filed. ORDER: AND NOW, to wit; April 4, 1983, upon consideration of the foregoing Motion, the Plaintiff is granted leave to make service of the complaint on the Defendants, their heirs and assigns, publication once a week for one week in the Meadville Tribune and the Crawford County Legal Journal.
(1 copy-sheriff) Robert L. Walker, J.

Apr. 4, 1983, copy of order to Bruce Johnson.

April 26, 1983 Sheriff's Return filed. I, Howard N. Stewart, Sheriff of Crawford County, do hereby certify and make return, that I have made publication in the Crawford County Legal Journal, Meadville, Pa., a periodical printed within my bailiwick, once only, on April 13, 1983, as per copy and proof of said publication hereto attached.

I, Howard N. Stewart, Sheriff of Crawford County, do hereby certify and make return, that I have made publication in the Meadville Tribune, Meadville, Pa., a newspaper printed within my bailiwick once only, on April 13, 1983, as per copy and proof of said publication hereto attached.
So answers, Howard N. Stewart, Sheriff

May 18, 1983 Motion for Entry of Judgment filed.

May 18, 1983 Order for Entry of Judgment filed: AND NOW, May 18, 1983, an affidavit of Service of the Complaint with Notice to Plead having been filed, and no Answer having been made by the Defendants, the court, upon Motion of Bruce M. Johnson, Esq., Attorney for Plaintiffs, hereby orders as follows:

1. That the Article of Agreement as between Frank Gigone and the Defendants herein be cancelled, and
2. That the Plaintiffs herein as successors in title to thessaid Frank Gigone be released and forever discharded from any obligation to the Defendants herein by virtue of said Article of Agreement, and
3. That the Defendants are forever barred from asserting any right, title or interest in and to the subject premises as against the Plaintiffs, their heirs successors or assigns.

Robert L. Walker, J.

May 19, 1983 Copies of order to Bruce Johnson, Esq.

Douglas Ferguson
Jay S. Nedell
Bradley H. Foulk

282.

EARL E. ERICKSON & SUE ERICKSON, HIS WIFE

vs.

CRAWFORD COUNTY, HAROLD B. TURNER, COMMISSIONER, OAKLEY LAMB, COMMISSIONER, HARRY KERR, COMMISSIONER, and JAMES WITHERS Ind., and as agent for CRAWFORD COUNTY

Filed and Issued
Apr. 4, 1983

Tax & entry Paid $35.50
Sheriff's Costs 20.75
6.00

SUMMONS IN ASSUMPSIT

Issued (sheriff)

July 21, 1983 Writ Return filed. SERVED BY mailing by certified mail, April 6, 1983, five true and attested copies of the within Summons In Assumpsit, No. A.D. 1983-282, to Donald E. Wright, Attorney for defendants, at 120 West 10th Street, Erie, Pennsylvania, the return receipt being hereto attached and made a part of this return.
So answers, Howard N. Stewart, Sheriff

4/23 1983, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

Bradley H. Foulk

1983

Culbertson, Weiss, Schetroma & Schug
Mary A. Kirkpatrick

283.

MARGARET STANG

vs.

RICHARD THEODORE STANG

Filed Apr. 4, 1983

Tax & entry Paid $35.50
Constable costs 23.00
Constable costs 14.00
3 Counts paid 45.00

COMPLAINT IN DIVORCE, CLAIM FOR ALIMONY PENDENTE LITE, COUNSEL FEES, COSTS AND EXPENSES, EQUITABLE DISTRIBUTION, AND ALIMONY

1 copy (atty)

Apr. 5, 1983, Counseling notices mailed.

Apr. 6, 1983 Petition for Injunction Prohibiting the Removal, Disposition, Encumbering or Alienation of Property Under Section 403(a) of the Divorce Code and Pa/ R.C.P. 1920.43(a) or Section 401(c) and order filed: And now, April 4, 1983, comes Plaintiff, having filed a Petition setting forth that Plaintiff is about to remove property from the jurisdiction of the court and or to dispose of, alienate, or encumber property before the matter could be heard, and upon consideration of the Petition, it is ordered and decreed that a preliminary injunction issue upon security being entered by the Plaintiff in the sum of $10.00.

Upon entry of said security, the Defendant, under further Order of the Court is enjoined from enjoining from disposing, transferring, encumbering, concealing selling, removing, or alienating any property real or personal owned by the Plaintiff or Defendant, individually, in any form of co-ownership, or in any other person's or entity's name.

Hearing on continuation of the injunction is scheduled for the 7 day of Apr. 1983, at 11:30 A.M., in Court Room No. 1 or 2, Crawford County, Courthouse, Meadville, Pennsylvania.

By the Court,
P. Richard Thomas, J

Apr. 6, 1983 Copies of order to M. Kirkpatrick, Esq.

Apr 7, 1983, Affidavit of Service filed. Anthony Marceca, being duly sworn according to law, deposes and sets forth as follows:

1. That he is a duly certified and licensed constable in Crawford County, Pa.

2. That on information furnished to him, he caused a cert. copy of the Complaint in Divorce in the above matter to be served upon respondent at 6:23 o'clock P.M. on April 4, 1983, at his place of employment, Harmony Forge, Inc. Harmonsburg, Pa.

3. That costs incurred for this service were as follows:

(a) Service	$20.00
(b) Mileage	3.00
Total	23.00

4. Further deponent saith not. Anthony Marceca.

*(see below for Court Order)

Apr. 8, 1983, Affidavit of Service field. Anthony Marceca, being duly sworn according to law, deposes and sets furth as follows:

1. That he is a duly certified and licensed constable in Crawford County, Pennsylvania.

2. That on information furnished to him, he caused a certified copy of the Petition for INjunction in the above matter to be served upon Defendant at 6:20 o'clock P.M. on April 6, 1983, at his place of employment, Harmony Forge, Inc. Harmonsburg, Pa.

3. That costs incurred for this service were as follows:

(a) Service	$10.00
(b) Mileage	4.00
Total	14.00

4. Further Deponent saith not. Anthony Marceca.

* Apr. 7, 1983, ORDER filed. AND NOW, April 7, 1983, by agreement of the parties, both parties are enjoined from disposing of any tangible personal property that is or may be marital property, subject to equitable distribution in any manner whatsoever, provided, however, that the Plaintiff has removed certain funds from a joint bank account, and this Order shall not prohibit her from utilizing those funds for ordinary living expenses, but she shall be prepared at the time of final distribution to account for any of the said funds that she may use.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Apr. 11, 1983, copies of order to Attys. Mary Ann Kirkpatrick and John Bozic.

Apr. 20, 1983, Motion to Set Hearing on Alimony Pendente Lite, Counsel Fees and Order filed. ORDER: AND NOW, April 20, 1983, a hearing on the Motion for Alimony Pendente Lite, Counsel Fees and Expenses is set for the 6th day of May, 1983 at 10:00 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

BY THE COURT,
Robert L. Walker, J.

Apr. 20, 1983, copies of order to Attys. Mary A. Kirkpatrick and John Bozic.

May 4, 1983, Income and Expense Statement Plaintiff filed.

May 12, 1983, Re: Motion On Alimony Pendente Lite, Counsel Fees And Expenses and Order filed. ORDER: AND NOW, May 10, 1983, after hearing and review of the financial statements of the parties, the defendant is directed to pay alimony pendente lite directly to his wife in the amount of $100 per week, commencing May 1, 1983, for a period terminating August 1, 1983, for a peroid

CONTINUED ON PAGE 551

Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

284.

John Bozic

6/24/83 Received $72.50
from plaintiffs atty
6/30/83 Received $28.00
T.B. Marceca Constable

MARGARET STANG

vs.

RICHARD THEODORE STANG

Filed Apr. 4, 1983

Costs to be determined
Constable costs 28.00
Tax & Entry Pd 6/24/83 35.50
Pro Co Pd 6/24/83 9.00

PETITION FOR EMERGENCY RELIEF FROM ABUSE

1 copy (atty)

ORDER:

AND NOW, April 4, 1983, upon presentation and consideration of the within Petition, a hearing thereon is scheduled for the 7th day of April, at 11:30 A.M. o'clock, in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

The Respondent, Richard Theodore Stang, is directed and prohibited from attempting to cause or intentionally, knowingly or wrecklessly causing bodily injury to Petitioner, in any way threatening, frightening or harassing her.

Petitioner is permitted to proceed without the payment of costs, costs to be determined by the court after hearing.

Respondent is hereby advised of his right to be represented by counsel, he is notified that his failure to attend the hearing scheduled above may have serious legal consequences.

BY THE COURT,
Robert L. Walker, J.

Apr. 5, 1983, copy of order to Atty. Kirkpatrick.

Apr. 7, 1983, Affidavit of Service filed. Anthony Marceca, being duly sworn according to law, deposes and sets furth as follows:

1. That he is a duly certified and licensed constable in Crawford County, Pa.

2. That on information furnished to him, he caused a certified copy of the Petition for Emergency Relief From Abuse and Order in the above matter to be served upon Respondent at 6:23 o'clock P.M. on April 4, 1983 at his place of employment, Harmony Forge, Inc., Harmonsburg, Pa.

3. That costs incurred for this service were as follows:

(a) Service	$25.00
(b) Mileage	3.00
Total	$28.00

4. Further deponent Saith not.

Anthony Marceca

Apr. 7, 1983, ORDER filed. AND NOW, April 7, 1983, by agreement of the parties and with no finding regarding the truth of the allegations in the petition, which the Defendant specifically does not admit, the Defendant is prohibited from contacting the Plaintiff in any manner other than through counsel as may relate to their ongoing legal problems or from threatening, harassing or in any way causing or attempting to cause any bodily injury to the Plaintiff. This Order shall remain in full force and effect for a period of six (6) months from this date.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Apr. 11, 1983, copies of order to Attys. M. Kirkpatrick and John Bozic.

Bozic, Thomas & Johnson
R. Charles Thomas

285.

Gordon R. Miller

ANDREA N. MYERS, by her parents and natural guardians, DAVID W. MYERS and DEBORAH MYERS, and DAVID W. MYERS and DEBORAH MYERS in their own right

vs.

JOSEPH WASOK

Filed Apr. 5, 1983 and issued.

Tax & entry Paid $35.50 ✓

Prob. Ad 4/21/83 6,00 ✓

SUMMONS IN TRESPASS

Issued (atty)

Apr. 11, 1983 Petition for Authority to Settle and Compromise a Minor's Claim and Order filed: AND NOW, THIS 11 DAY OF April, 1983, upon presentation and consideration of the within Petition, the prayer of the Petitioners is granted and the proposed settlement is approved and it is ordered and decreed aht David W. Myers and Deborah Myers as parents and natural guardians of Andrea Myers, a minor, be and they are hereby authorized to compromise and settle for the sum of $10,000.00 the claim of said minor Andrea Myers against the Defendant Joseph Wasok for damages resulting from personal injuries sustained by the said Andrea Myers at the time, place and in the manner set forth in the foregoing petition and for the recovery of which an action has been brought at the above number and term and upon payment of said amount by and for the above named Defendant, Joseph Wasok, his heirs, executors and administrators and their insurance carrier, the State Farm Mutual Insurance Company, are released from any and all liability to said minor, Andrea Myers, and David W. Myers and Deborah, parents and natural guardians of the said minor Andrea Myers, and in their own right for damages and injuries sustained by the said minor Andrea Myers arising out of the accident referred to in the foregoing Petition.

It is further ordered and decreed that the sum of $10,000 is to be paid as follows:

a) To the firm of Bozic, Thomas and Johnson, attorneys fees-----$2,000.00
b) To David W. Myers, reimbursement for lost wages----------$ 534.75
c) To David W. Myers, and Deborah Myers, parents and natural guardians of the said Andrea Myers without the additional entry of security on their part, the sum of $7,465.25, said money to be deposited in an interest bearing document in a lending,institution in Crawford County, Pennsylvania, the document representing said investment to be held by the Clerk of Courts of Crawford County, Pennsylvania until said minor attains her majority. In the meantime, no withdrawals shall be made from said accout without further Order of this Court.

And upon receipt thereof, by them, your Petitioners, as parents and natural guardians of the said minor, Andrea Myers, are hereby authorized and directed to settle and discontinue the above entitled action and execute such Release or Releases as may be required by the Defendant and his insurance carrier.

BY THE COURT,
P. Richard Thomas, J.

Apr. 12, 1983 Copy of order to R. Charles Thomas, Esq.

And Now, April 14, 1983, I accept service of the within Writ on behalf of the defendant, Joseph Wasok.
(on writ)

Gordon R. Miller,
Attorney for defendant

Apr. 15, 1983, Appearance of Fuller, Kinnunen, Miller & Gamble, by Gordon R. Miller, attorneys for defendant Joseph Wasok, filed.

21 October 1983, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

Bozic, Thomas & Johnson
Gordon R. Miller
Attys & Plffs

1983

Fuller, Kinnunen, Miller & Gamble
Ann Hansen Gamble

286.

TASIA FUCHS

vs.

RANDY FUCHS

Filed Apr. 5, 1983

Tax & entry Paid $35.50

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 5, 1983, Counseling notice attached.

Apr. 26, 1983, Affidavit of Mailing Complaint Under Pa. R.C.P. No. 1124 (b) filed. Ann Hansen Gamble, being duly sworn according to law, deposes and says that she is an Attorney at Law, duly authorized to practive law in the Commonwealth of Pennsylvania and that on April 19, 1983, she sent a copy of the Complaint in Divorce to the Defendant by cert. mail, restricted delivery, postage prepaid, return receipt requested, to Randy Fuchs, 333 West Washington St., Corry, Pa. 16407, the Defendant's last known address. The said receipt being attached hereto.

Ann Hansen Gamble, Esq.

June 16, 1997 IMPORTANT NOTICE AND COURT ORDER filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 4/26/1983 . 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 August 5, 1997, 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 August 5, 1997. 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: June 16, 1997

June 16, 1997 Copies mailed by Court Administrator's Office.

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

1983

Bruce A. Barrett

287.

DEBRA DIANA COLLINS

vs.

JOHN B. COLLINS

Filed Apr. 5, 1983

Tax & entry Paid $35.50

Pro Co Pd 7-22-83 9.00

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

Apr. 6, 1983, Counseling notices mailed.

Apr. 7, 1983, Affidavit of Service filed. Bruce A. Barrett, Esq. being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.

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

2. That a true and correct copy of a Complaint under section 201(c) of the Divorce Code was sent by registered mail to the Defendant.

3. The registered mail was sent to John B. Collins at R. D. #5, Meadville Pa. 16335. on April 5, 1983. The sender's receipt is attached hereto.

4. That the defendant received said registered mail on Apr 6, 1983. Said receipt card number 342263047 is attached hereto and signed by John B. Collins.

Bruce A. Barrett, ESq.

July 21, 1983 Affidavit of Consent of Defendant filed.

July 21, 1983 Affidavit of Consent of Plaintiff filed.

July 21, 1983 Upon praecipe of Plaintiff's attorney, for review under 201(c) of the divorce code, this case is moved to court.

Aug. 12, 1983 DIVORCE DECREE FILED: AND NOW, August 12, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DEBRA DIANA COLLINS AND JOHN B. COLLINS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Bozic, Thomas & Johnson
Bruce M. Johnson

288.

SHELLEY L. BARRALL

vs.

DONALD D. BARRALL

Filed Apr. 5, 1983

Tax & entry Paid $50.50
Pro Co Pd 7/27/83- 9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, ALIMONY PENDENTE LITE COUNSEL FEES AND COURT COSTS

1 copy (atty)

Apr. 6, 1983, Counseling notices mailed.

Apr. 19, 1983, Affidavit of Service filed. Bruce M. Johnson, Esq. being duly sworn according to law, deposes and says that on April 6, 1983, he sent a true and correct copy of the Complaint in Divorce properly endorsed with the Notice to Defend and claim rights in the above action to the Defendant Donald D. Barrall, by cert. mail, return receipt requested, restricted delivery to his last known address of c/o William Barrall, R. D. #1, Guys Mills, Pa., 16327. Further that there is attached hereto Receipt for Certified Mail P342268922 dated April 6, 1983, together with a Return Receipt signed by the Defendant on April 11, 1983, indicating that a copy of the Complaint in Divorce was received by him on that date.
Bruce M. Johnson, Esq.

July 27, 1983, Affidavit of Consent of Plaintiff filed.

July 27, 1983, Affidavit of Consent of Defendant filed.

July 27, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to Court.

Aug. 1, 1982, Motion To Withdraw Count II of Alimony Pendente Lite, Counsel Fees and Costs, and Order filed. ORDER: And Now, August 1,1983, motion granted.
P. Richard Thomas, J.

Aug. 2, 1983, copies of order to Atty. Bruce Johnson.

Aug. 15, 1983 DIVORCE DECREE FILED:

AND NOW, August 15, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SHELLEY L. BARRALL AND DONALD D. BARRALL

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

**BY ORDER OF THE COURT,
Robert L. Walker, J.**

1983

Elderkin, Martin, Kelly, Messina & Zamboldi
James H. Richardson, Jr.
Culbertson, Weiss, Schetroma and Schug
Donald Fickenscher

289.

James E. Blackwood

Jorden & White by
William T. Jorden

GASPER TUCCI d/b/a
G. TUCCI TRUCKING

vs.

INGRAM ENTERPRISES, INC.

Filed Apr. 5, 1983

Tax & entry Paid $35.50
Sheriff's Costs $32.50

COMPLAINT IN ASSUMPSIT

1 copy (atty)

May 10, 1983, Sheriff's Return filed. Before me, the undersigned authority, personally appeared John Folga, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 19th day of April, 1983, at 10:45 A.M., he served Complaint in Assumpsit at No. 289 Term, 1983, Crawford County Pennsylvania, upon defendant Ingram Enterprises, Inc. at Route 99, Erie County, Edinboro, Pennsylvania. By making known the contents thereof to Mary Hapeman, Land Procurment Officer and handing to and leaving with her the certified copy of the Complaint received from Crawford County.
John Folga, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON the within named defendant Ingram Enterprises, Inc., by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. Served April 19, 1983.
So Answers,
Howard N. Stewart, Sheriff

May 19, 1983, Answer of Defendant and New Matter filed.

Nov. 10, 1983 Appearance of Jorden & White by William T. Jorden for the Defendant filed.

Feb. 3, 1984 Appearance of Elderkin, Martin, Kelly, Messina & Zamboldi, by James H. Richardson, Jr. Esq. for Gasper Tucci, d/b/a G. Tucci Trucking filed.

Feb. 3, 1984 Reply to New Matter filed.

Beb. 23, 1984 Motion for Judgment on the Pleadings filed.

Feb. 23, 1984 Upon Praecipe of Plaintiff's Attorney, this case is placed on the Argument list.

ON ARGUMENT LIST FOR MARCH 26, 1984; No. 5.

Apr. 30, 1984 Petition For Leave To Amend Answer And New Matter filed.

Apr. 30, 1984 Order filed. AND NOW, April 30, 1984, partial judgment on pleadings upon admission of various amounts due is granted in favor of the Plaintiff and against the defendant in the sum of $12,131.27, said sum being the amounts admitted to be due in answers to the following paragraphs in the Complaint.

Paragraph	Amount Admitted
9	$ 467.67
10	549.78
11	2510.20
13 13	3205.50
14	483.48
15	1368.00
16	620.98
19	1973.50
20	102.00
24	849.66
	$ 12131.27

In addition, judgment is entered in favor of the plaintiff and against the defendant for interest at the legal rate as follows:
On the amounts due under paragraph 9, 10, 11, 14; 20 and 24 of the plaintiff's Complaint, from April 1, 1983; on the amount due under paragraph 13 of the plaintiff's Complaint, from February 28, 1984; on the amount due in paragraph 16 of the plaintiff's Complaint, from February 3, 1983, and on the amount due under paragraph 19 of the plaintiff's Complaint, from February 6, 1983.
The defendant is granted leave to amend her answer to cure the insufficiency of general denials to paragraphs 7, 8, 17, 18, 28, 29 and 31 of the Complaint and for the purpose of asserting any appropriate counterclaim that the defendant may wish to assert, said amended answer to be filed within twenty (20) days of this date.
BY ORDER OF THE COURT,
Robert L. Walker, J
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May 1, 1984 Copies of order to James H. Richardson, Jr and Jorden & White

Culbertson, Weiss, Schetroma & Schug, E. Max Weiss (limited)
Pepicelli and Pepicelli
Theodore H. Watts

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~~Fuller, Kinnunen, Miller and Gamble~~

Wayman, Irvin & McAuley. W. Arch Irvin, Jr for Higgins & Ohlin (s)

P. CHARLES THOMAS
~~Fuller, Kinnunen, Miller & Gable by Gordon R. Miller~~ for Meadville Redi-Mix

Dickie, McCamey & Chilcote by Herman C. Kimpel for Russell F. Barbitta & Burke James Jr.

Shafer, Dornhaffer, Swick, Bailey & Irwin
By: Robert Bailey for Thomas Dillon & Forest City Ent.

~~Roderick, Myers & Linton by Scott H. Rupert for Defendant Burk James, Jr.~~ later 10/25/90

Jack E. Reagle for Lauren Reagle

Wasson, Egan & Wilson by John Fanzo for Lauren Reagle

HOUSING AUTHORITY OF THE CITY OF MEADVILLE, a non-profit corporation

vs.

THOMAS J. DILLON & CO., INC., an Ohio Corporation FOREST CITY ENTERPRISES, an Ohio Corporation; ROGER G. HIGGINS and JOHN T. OHLIN, individually and t/a d/b/a OHLIN AND HIGGINS, a partnership; RUSSELL F. BARBITTA, BURK JAMES, JR., DONALD C. F. MILLER, DONALD R. RATHBUN, all individually and t/a d/b/a BARBITTA-JAMES & ASSOCIATES and MEADVILLE REDI-MIX, INC.
Lauren
Lawrence H. Reagle, Architect and Associates, Add'l Deft.
Filed and issued Apr 6, 1983

Tax & entry Paid $35.50

Sheriff's Costs $12.75
Sheriff's Costs 14.75
Pro Co pd 6-27-91 12.00
Pro Co pd 7-9-91 10.00
Pro & Re 7/19/91 6.00

JURY

SUMMONS IN ASSUMPSIT AND TRESPASS

Issued (~~Sheriff~~) atty

Apr. 29, 1983 Appearance of Fuller, Kinnunen, Miller and Gamble by Gordon R. Miller, Esq. for Defendant Meadville Redi-Mix Concrete, Inc. filed.

May 4, 1983, Sheriff's Return filed. SERVED Meadville Redi-Mix the within named defendant on May 3, 1983 at 10:36 A.M., by handing a true and attested copy of the within Summons In Assumpsit and Trespass, No. A.D. 1983-290, at Cochranton Road, Meadville, in the County of Crewford, the State of Pennsylvania, the usual place of business, to Albert Allegretti Secretary Treasurer, the person for the time being in charge thereof.

So answers,

Edger D. Householder Deputy Sheriff
Howard N. Stewart, Sheriff

Mayy5, 1983, Appearance of Wayman, Irvin & McAuley for Roger G. Higgins and John T. Ohlin and t/a/d/b/a Ohlin And Higgins defendants filed.

May 27, 1983, Appearance of Fuller, Kinnunen, Miller & Gable by Gordon R. Miller for the defendants Meadville, Redi-Mix filed.

June 7, 1983, Rule Entered by Defendant Meadville Redi-Mix Upon Plaintiff to File Complaint Issued. (Issued - atty)

June 15, 1983 Motion for Extension of time to file Complaint and Order filed: AND NOW, this 15th day of June, 1983, upon consideration of the within Motion, the Plaintiff is allowed thirty days from the date of this order in which to file an original Complaint in this Action.

BY THE COURT,
Robert L. Walker, J

June 15, 1983 Copies of order to counsel of record.

July 26, 1983, Complaint filed.

July 28, 1983 Certificate of Service filed. I hereby certify that a copy of the Complaint in the above captioned matter was delivered to the office of Gordon R. Miller, Attorney for Defendant, Meadville Redi-Mix, Inc., on July 28, 1983

Christopher J. Youngs

Aug. 22, 1983 Appearance of Dickie, McCamey & Chilcote, P.C. by Herman C. Kimpel for Defendants RUSSELL F. BARBITTA filed.

Aug. 26, 1983 Upon Praecipe of Defendants, Roger C. Higgins and John T. Ohlin and. and t/a/d/b/a Ohlin and Higgins, a partnership, Writ to Join Lawrence H. Reagle, Architect and Associates as Additional Defendants issued.

Sept. 1, 1983 Notice of Service of Interrogatories filed.

Sept. 2, 1983, Appearance Shafer Dornhaffer, Swick Bailey & Irwin, by Robert S. Bailey, attorneys for defendants Thomas J. Dillon and Company, Inc. and Forest City Enterprises, filed

Sept. 16, 1983 Writ Return filed. SERVED AND MADE KNOWN TO Lawrence Reagle personally the within named defendant, by handing a true copy of the within Writ to Join Additional Defendant, No. AD 1983-290, to him, on September 2, 1983, at 11:15 A.M., at the address of Cotton Road, Meadville, in the County of Crawford, the State of Penns.
So answers

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 16, 1983, Motion of Defendant, Burk James, Jr. for Order Permitting Additional 30 days to file Responsive Pleading filed.

Sept. 16,1983 Re: Motion of Defendant Burk James, Jr. - ORDER: AND NOW, September 15, 1983, the Motion of Defendant Burk James, Jr., for an additional thirty (30) days to file a responsive pleading is granted and any contest of jurisdiction must also be raised within said time.

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

Sept. 16, 1983, Copies of order to all counsel of record.

Sept. 23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq. hereby certified that he is the attorney for Plaintiff, Housing Auth. of the City of Meadville, in the within action and that a copy of the Complaint was sent by cert. mail, ret. receipt requested, to Donald R. Rathbun, 810 Hayes Ave., Cuyahoga Falls, Ohio, 44221, on July 28, 1983, and was received by Defendant, Donald R. Rathbun, on July 30, 1983. The receipt for cert. mail and the ret. receipt are attached hereto marked Exhibit A. Theodore H. Watts, Esq.

RECORD CONTINUED ON PAGE 290A/

Sept. 23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq., hereby certifies that he is the attorney for the plaintiff, Housing Auth. of the City of Meadville, in the within action and that a copy of the Complaint was sent by cert. mail, ret. receipt requested, to Burk James, Jr., 869 Thornton St., Akron, Ohio 44300, on Aug. 15, 1983, and was received by dft. Burk James Jr., on Aug. 19, 1983. The receipt for cert. amil and ret. receipt are attached hereto marked Exhibit A. Theodore H. Watts, Esq.

Sept. 23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq., hereby certifies that he is the Attorney for the Plaintiff, Housing Auth. of the City of Meadville, in the within action and that a copy of the Complaint was sent by cert. mail, ret. receipt requiested, to Russell F. Barbitta, 869 Thornton St., Akron, Ohio 44300 on Aug. 15, 1983 and was received by dft. Russel F. Barbitta, on Agu. 18, 1983. The receipt for cert. mail and the ret. receipt are attached hereto marked Exhibit A. Theodore H. Watts, Esq.

Sept.23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq. hereby certifies that he is the attorney for the plaintiff Housing Auth. of the City of Meadville, in the within action and that a copy of the Writ of Summons was sent by cert. mail, ret. receipt requested deliver to addressee only, to Roger G. Higgins, 134 Western Ave., Akron, Ohio 44313, on April 18, 1983, and was received by Roger G. Higgins on April 20, 1983. The receipt for cert. mail and the ret. receipt are attached hereto marked Exhibit A.
Theodore H. Watts, Esq.

Sept. 23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq., hereby certifies that he is the attorney for the plaintiff, Housing Auth. of the City of Meadville, in the within action and that a copy of the Writ of Summons was sent by cert. mail, ret. receipt requested, deliver to addressee only, to John T. Ohlin, 134 Western Ave., Akron, Ohio 44313 on Apr. 18, 1983, and was received by dft. John T. Ohlin, on Apr. 20, 1983. The receipt for cert. mail and the ret. receipt are attached hereto marked Exhibit A.
Theodore H. Watts, Esq.

Affidavit of Service filed.
Sept. 23, 1983, Theodore H. watts, Esquire, hereby certifies that he is the attorney for the plaintiff, Housing Auth. of the City of Meadville, in the within action and that a copy of the Complaint was sent by cert. mail, ret. receipt requested to Ohlin and Higgins, 134 Western Ave., Akron, Ohio 44313, on July 28, 1983, and was received by Defendant, Ohlin and Higgins, on Aug. 1, 1983. The receipt for cert. mail and the ret. receipt are attached hereto marked EXhibit A. Theodore H. Watts, Esq.

Sept. 23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq., hereby certifies that he is the attorney for the plaintiff, Housing Auth. of the City of Meadville, in the within action and that a copy of the Complaint was sent by cert. mail, return receipt requested, to Roger C. Higgins, 134 Western Ave., Akron Ohio 44313, on July 28, 1983, and was received by dft., Roger C. Higgins, on Aug. 1, 1983, The receipt for cert. mail and the ret. receipt are attached hereto marked Exhibit A. Theodore H. Watts, Esq.

Sept. 23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq., hereby certifies that the is the attorney for the plaintiff, Housing Auth. of the City of Meadville, in the within action and that a copy of the Complaint was sent by cert. mail, ret. receipt requested, to John T. Ohlin, 134 Western Ave, Akron, Ohio 44313, on July 28, 1983 and was received by dft John T. Ohlin, on Aug. 1, 1983. The receipt for cert mail and the ret. receipt are attached hereto marked Exhibit A. Theodore H. Watts, Esq.

Sept. 23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq. hereby certifies that he is the attorney for the plaintiff Housing Auth. of the City of Meadville, in the within action and that a copy of the Complaint was sent by cert. mail, ret. receipt requested, deliver to addressee only, to Allan S. Ellett, Pres., Forest City Enterprises, and Thomas J. Dillon and Co., Inc., on April 18, 1983, and was received by dft Forest City Enterprises and Thomas J. Dillon and Co. Inc. on April 20, 1983, The receipt for cert. mail and the return receipt are attached hereto marked Exhibit A.
Theodore H. Watts, Esq.

Sept. 23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq., hereby certifies that he is the attorney for the plaintiff Housing Authority of the City of Meadville, in the within action and that a copy of the Complaint was sent by cert. mail, ret. receipt requested to Albert L. Reisenfeld, Associate General Counsel for Forest City enterprises and Thomas J. Dillon and Co., Inc., 10800 Brook Park Rd., Cleveland, Ohio 44130, on July 28, 1983, and was received by Albert L. Reisenfeld, on July 30, 1983. The receipt for cert. mail and the ret. receipt are attached hereto marked Exhibit A.
Theodore H. Watts, Esq.

Sept. 23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq., hereby certifies that the is the attorney for the plaintiff, Housing Auth. of the City of Meadville, in the within action and that a copy of the Writ of Summons was sent by cert. mail, ret. receipt requested, to Donald R. Rathbun, 26 Hawthorne Ave., Akron, Ohio 44300, on April 18, 1983, The receipt for cert. mail and the ret. receipt are attached hereto marked Exhibit A.
Theodore H. Watts, Esq.

Sept. 23, 1983, Affidavit of Service filed. Theodore H. Watts, Esq., hereby certifies that he is the attorney for the plaintiff, Housing Auth. of the City of Meadville, in the within action and that a copy of the Writ of Summons was sent by cert. mail, ret. receipt requested, to Russell F. Barbitta, 26 Hawthorne Ave., Akron, Ohio 44300, on Apr. 18, 1983, and was received by dft. Russell F. Barbitta, on April 21, 1983. The receipt for cert. mail and the ret. receipt are attached hereto marked Exhibit A. Theodore H. Watts, Esq.

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b.

1983

Continuation of AD 1983 - 290 - (Housing Auth. vs. Thomas Dillon et al)

Sept. 26, 1983 Affidavit of Service filed. Theodore H. Watts, Esquire, hereby certifies that he is the Attorney for the plaintiff, Housing Authority fo the City of Meadville, in the within action and that a copy of the Complaint was sent by cert. mail, ret. receipt requested, to Barbitta-James and Associates, 869 Thornton St., Akron, Ohio 44300, on Aug. 15, 1983, and was received by Defendant, Barbitta-James and Associates, on Aug. 19, 1983, at 576 Diagonal Road. The receipt for cert. mail and the ret. receipt are attached hereto and marked Exhibit A. Theodore H. Watts, Esq.

Oct. 17, 1983 Motion Of Defendant Burk James, Jr., permitting an additional thirty (30) days for the filing of a responsive pleading or motion with relation to Plaintiff's Complaint and any contest of jurisdiction will also be raised within said time period.

Oct. 17, 1983 Order filed. This cause came to be heard on the oral motion of Defendant, BURK JAMES, JR., for an Order allowing an additional thirty (30) days (November 15, 1983) for the filing of a responsive plaeading or motion with jurisdiction in the above-captioned matter.
The Court having considered said motion, it is hereby ORDERED AND ADJUSTED that the motion be granted and that the Defendant, Burk James, Jr., shall have an additional leave to plead or motion to Plaintiff's Complaint for a period of thirty (30) days (November 15, 1983). P Richard Thomas, J
Oct. 19, 1983 Copies of order to Scott Ruport, and all other counsel.

Dec 14, 1983 Answer, New Matter and Counterclaim of Forest City Enterprises, filed.

Dec. 14, 1983 Answer, New Matter and Counterclaim of Forest City Dillon, Inc. filed.

Dec. 20, 1983, Answer and New Matter of defendants Roger C. Higgins and John T. Ohlin, ind. and t/d/b/a Ohlin and Higgins, filed.

Dec. 21, 1983 Answer and New Matter of Barbitta-James, Russell Barbitta, Burk James and Donald Rathbun filed.

Jan. 16, 1984 Barbitta-James Reply To New Matter filed.

May 10, 1984 Answer and New Matter filed.

May 29, 1984, Answers of Meadville Redi-Mix, Inc. to Plaintiff's Interrogatories to Defendant, Redi-Mix, Inc. filed. (JURY TRIAL DEMANDED)

June 13, 1984, Defendant Forest City Dillon, Inc. Interrogatories Upon Plaintiff, and answers thereto filed.

June 18, 1984 Answer And New Matter To New Matter Under Rule 2252(d) Of Meadville Readi-Mix, Inc., filed.

June 19, 1984, Request of Dft. Ready-Mix, Inc., for Production of Documents, filed.

July 10, 1984 Reply To New Matter Of Meadville Redi-Mix filed.

July 23, 1984 Complaint to Join Additional Defendant filed.

July 26, 1984 Reply To New Matter Of Forest City Dillon, Inc. filed.

Aug. 10, 1984 Appearance of Jack E. Reagle, Esq. for Lauren H. Reagle filed.

Aug. 10, 1984 Preliminary Objections filed.

Nov. 2, 1984, Amended Complaint To Join Additional Defendant, Lawrence H. Reagle, t/d/b/a Lawrence H. Reagle Registered Architect and Associates, filed. (by Defendants Higgins al)

Nov. 16, 1984 Upon praecipe of Attorney for Lauren H. Reagle to change caption from Lawrence H. Reagle to Lauren H. Reagle.

Nov. 16, 1984 Preliminary Objections filed.

Nov. 19, 1984 Notice Of Service Of Interrogatories to Robert S. Bailey, Esq. filed.

Nov. 19, 1984 Notice Of Service Of Interrogatories to Robert S. Bailey, Esq. filed.

Nov. 19, 1984 Notice Of Service Of Interrogatories to Theodore H. Watts, Esq. filed.

Nov. 28, 1984, Motion to Close Pleadings, Complete Discovery and Set Trial Date and Order filed. ORDER: AND NOW, this 28 day of Nov. 1984, after consideration of the foregoing Motion to Close Pleadings, Complete Discovery and Set Trial Date, a Rule is hereby entered upon the parties to the above action to show cause, if any they have, why a schedule for the closing of pleadings, completion of discovery and a tenative trial date should not be set. Said Rule is made returnable and for hearing on the 21 day of Dec. 1984, at 10:30 A.M. in Court Room No. 1 or 2, of the Crawford County Courthouse, Meadville, Pa.
Counsel for Forest City Dillon, Inc. and Forest City Enterprises is directed to serve a cert. copy of the foregoing Motion and this Order on counsel for all parties to this action, or in the event no counsel has entered an appearance, on the party directly, all by First Class, Prepaid Mail.
BY THE COURT:
P. Richard Thomas, J.
Nov. 28, 1984, copies of order to all counsel of record, according to above order, by counsel for Forest City Dillon, Inc and Forest City Enterprises.

Continued on next page....

Dec 10, 1984 Upon praecipe of Attorney for Additional Defendant this case is placed on the next Argument List filed.

Dec. 24, 1984 Order filed. AND NOW, December 21, 1984, after a conference with all counsel, the following schedule is fixed for the completion of the presently pending matter:

1. Responsive pleadings that are presently due from any party shall be filed on or before January 31, 1985.
2. Responses to presently pending discovery such as answers to interrogatories and production of documents or things shall be filed on or before February 15, 1985.
3. Presently pending preliminary objections filed by the additional defendant to his joinder shall be argued at the regualr argument list on January 28, 1985. An party wishing to take a position regarding the additional defendant's preliminary objections shall file a brief regarding their position or join in the brief of any other party at least five (5) days prior to argument and shall appear for the argument. Any party not wishing to take any position concerning disposition of the preliminary objections need not file a brief or appear for argument.
4. Discovery by way of depositions is stayed until disposition of the preliminary objections filed by the additional defendant.

Counsel for the plaintiff has advised all other counsel that certain repairs will be made to the building beginning approzimately April 1, 1985 and that the party desiring to inspect the premises, photograph it or otherwise preserve information concerning its present condition should arrange to do so on or before that date and plaintiff will make the building available for such inspection on reasonalbe notice during regular business hours.

BY ORDER OF THE COURT,
Robert L. Walker, J

Dec. 26, 1984 Copies to Counsel of record.

ON ARGUMENT LIST FOR JANUARY 28, 1985

Feb. 15, 1985 Interrogatories To Plaintiff and Answers thereto filed

Mar 19, 1985 Memorandum and Order filed: AND NOW, March 19, 1985, the additional defendant's Preliminary Objections are overruled and the additional defendant is granted twenty (20) days from this date to file a further responsive pleading.

**BY ORDER OF THE COURT,
Robert L. Walker, J.**

Mar. 19, 1985 Copies of order to all counsel of record.

Mar. 25, 1985 Notice of Deposition of Madge Larsen filed.

Mar. 25, 1985 Notice of Deposition of Lauren Reagle filed.

Mar. 25, 1985 Notice of Deposition of Thomas J. Dillon filed.

Apr. 3, 1985, Notice of Deposition of Lawrence H. Reagle filed.

Apr. 8, 1985 Answers To Interrogatories To Defendant Forest City Enterprises filed.

Apr. 8, 1985 Answers To Interrogatories To Defendant Thomas J. Dillon and Co. filed.

Apr. 10, 1985, Notice of Deposition of Lawrence H. Reagle filed.

Apr. 10, 1985, Motion of additional defendant for Extension of Time, and Order filed. ORDER: AND NOW, this 19th day of April 1985 upon consideration of the within Motion for Extension of Time, an extension of two weeks is hereby granted.

BY THE COURT,
Robert L. Walker, J.

Apr. 10,1985, copies to all counsel of record.

Apr. 24, 1985 Upon praecipe of Jack Reagle his appearance is withdrawn as counsel for Lauren Reagle.

Apr. 24, 1985 Appearance of Wasson, Egan & Wilson by John R. Fonzo for Lauren Reagle filed.

Apr. 24, 1985 Answer To Amended Complaint To Join Additional Defendant And New Matter filed.

June 17, 1985 Reply To New Matter And Counterclaim filed.

July 11, 1985, Notice of Deposition of Lauren H. Reagle filed.

July 11, 1985, Notice of Deposition of Thomas J. Dillon filed.

July 11, 1985, Notice of Deposition of Madge Larsen filed.

July 29, 1985, Preliminary Objections In The Nature of a Motion To Strike and Motion For More Specific Pleadings filed.

August 28, 1985, Notice of Service of Request for Production of Documents and Interrogatories filed.

Oct. 9, 1985, Interrogatories Directed To The Plaintiff For the Purposes of Discovery Pursuant To Rule 4005 and answer thereto filed.

Oct. 31, 1985 Notice Of Deposition of Thomas J. Dillon filed.

Nov. 14, 1985 Notice of Deposition of Paul V. Kebert filed.

Nov. 18, 1985, Deposition of Madge Larsen filed. (exhibits included)

CONTINUED ON NEXT PAGE, 290d

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Nov. 18, 1985, Deposition of Lauren Reagle filed. (exhibits included)

Nov. 25, 1985 Notice of Deposition of Paul V. Kebert filed. JURY TRIAL DEMANDED.

Dec. 16, 1985, Deposition of Thomas J. Dillon filed.

Dec. 20, 1985, Notice of Interrogatories and Request for Production of Documents, served on plaintiff, filed.

Dec. 26, 1985, Oral Deposition of Paul V. Kebert, filed.

Jan 21, 1986 Notice of Service of Request for Production of Documents filed.

Feb. 28, 1986 Defendant, Forest City's, Response To Plaintiff's Request For Production of Documents filed.

Mar. 5, 1986, Amended Reply to New Matter and Counterclaim filed. 1 copy (atty)

June 26, 1986 Notice Of service Of Interrogatories to Plaintiff filed.

July 31, 1986 Notice Of Deposition of Roger Higgins filed.

Sept. 24, 1986 Notice Of Deposition of Roger Higgins filed.

Sept. 24, 1986 Notice Of Depsotion of Donald R. Rathbun filed.

Oct. 3, 1986 Notice of Deposition of Roger Higgins filed.

Oct 3, 1986 Notice of Deposition of Donald R. Rathbun, filed.

Oct. 17, 1986, Notice of Deposition, Roger Higgins - Change in Time Only - filed.

Oct. 17, 1986, Notice of Deposition of Donald R. Rathbun and Burke James Jr. - Change of Time ONly - filed.

Oct. 30, 1986, Answers to Interrogatories to Plaintiff filed. 1 copy (atty)

June 1, 1988 Notice Of Deposition of Frank D'Elba filed.

Sept. 13, 1988, Transcript of Proceedings of deposition of Francis J. D'Alba, filed.

Dec 8, 1988 Motion for Protective Order and Order filed: AND NOW, this 8th day of December, 1988, upon consideration of the within Motion, Argument upon the matter is set for January 30, 1989, at 9:15 o'clock A.M., in Courtroom No. 1 or 2. Depostion of Theodore H. Watts is stayed until argument.

By the Court,
Robert L. Walker, J

Dec 12, 1988 Copies of order to Attorney of record by Judge Walker's Sec.

Dec 15, 1988 Forest City Dillon Inc.'s Response to Motion for Protective Order filed.

Dec. 20, 1988, Special Appearance of Culbertson, Weiss, Schetroma and Schug, by. E. Max Weiss, attorneys for plaintiff, filed. (for a limited purpose)

Jan. 30, 1989 Reply of Housing Authority of the City of Meadville to Forest City Dillon Inc.'s New Matter Contained in Aswers To Motion For Protective Order filed.

Jan. 31, 1989 Deposition of William O. Chandley, Jr. filed.

Jan. 31, 1989 Deposition of Earl H. Marsh filed.

Feb. 6, 1989, Oral Deposition of Floyd Luikart, filed.

August 25, 1989 Answers To Request For Admission filed.

Sept 11, 1989 Motion to Determine the Sufficiency of Plaintiff's Objections to Requests for Admissions Pursuant to Pa R.A.P. 4014(C) and Motion for Sanctions for Failure to Answer Interrogatories filed.

Sept 11, 1989 Order filed: AND NOW, this 8th day of September, 1989 upon presentation of Defendant Dillon's Motion to Determine the Sufficiency of Plaintiff's Objections to Dillon's Request for Admissions, it is hereby by ordered that argument of the sufficiency of the Objections is hereby set for the 18th day of October, 1989 in courtroom 2 at 10:00 A.M.

BY THE COURT,
Robert L. Walker, J.

Sept 11, 1989 Copies of order given or mailed to all counsel of record.

Sept 11, 1989 Thomas J. Dillon & Company, Inc's Interrogatories Directed to The Plaintiff, the Housing Authority of the City of Meadville for the Purposes of Discovery Pursuant to PA RCP No. 4005 filed.

Sept. 13, 1989 Answers To Thomas J. Dillon & Company, Inc's Interrogatories Directed To The Plaintiff, The Housing Authority of the City of Meadville For The Purposes of Discovery Pursuant To PA RCP No. 4005 filed.

Continued on Page 290E

Sept. 15, 1989, Motion to Re-schedule Hearing and Order filed. ORDER: AND NOW, this 15th day of Sept. 1989, upon consideration of the within Motion, hearing in the above matter is re-scheduled for the 23rd day of Oct. 1989, at 9:30 a.m. in C. R. No. 1 or 2.
By the Court,
Robert L. Walker, J.
Sept. 18, 1989, copies to all counsel of record, boxes and mailed.

Jan 15, 1990 Re: Deposition of Attorney - Theodore H. Watts, Memorandum and Order filed: AND NOW, January 11, 1990, plaintiff's motion for protective order is denied.

BY THE COURT,
Robert L. Walker,
Senior Judge

Jan 15, 1990 Copies of opinion and order put in local attys box and copy mailed to Atty. Kimpel.

Jan. 22, 1990, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Jan. 22, 1990, the plaintiff is ordered torespond factually to the request for admissions insofar as they have not been previously responded to within thirty (30) days of this date.
BY ORDER OF THE COURT,
Robert L. Walker, J.
Jan. 22, 1990, copies to all counsel of record by Judge's sec.

Feb 1, 1990 Thomas J. Dillion & Company, Inc's Interrogatories Directed to the Plaintiff, the Housing Authority of the City of Meadville for the Purposes of Discovery Pursuant to PA RCP No. 4005 and Answers filed.

Feb. 20, 1990, Answers to Request for Admission filed.

Feb. 20, 1990, Certificate of Service of above Answers filed.

Aug. 31, 1990, Defendant, forest City enterprises, INc.'s Motion for Summary Judgment filed.

Aug. 31, 1990, ORDER filed. AND NOW, this 31 day of Aug.' 1990, upon consideration of defendant Forest City Enterprises' Motion for Summary Judgment it is hereby ordered that a rule to show cause why Summary Judgment should nto be granted in favor of defendants and agaisnt the plaintif is hereby entered and is returnable for argument on the October list. Judge Miller cannot hear. Defendant Dillon shall file it brief in suppor tof said Motion 15 days prior to date of Argument and plaintiff and other responding parties who oppose said motion shaould file their responding brief and supporting materials on or before five days prior to the date of argument.
By the Court,
P. Richard Thomas, J.
Sept. 4, 1990, copies to all counsel of record.

Aug. 31, 1990, Motion for Summary Judgment of Thomas J. Dillon and Company, Inc. filed.

Aug. 31, 1990, ORDER filed. AND NOW, this 31 day of Aug. 1990 upon consideration of defendant Dillon's Motion for Summary Judgment, it is hereby ordered that a rule to show cause why Summary Judgment should not be granted in favor of defendants and against the plaintiff is hereby entered and is returnable for argument on October list. Judge Miller cannot hear. Defendant, Dillon shall file its brief in support of said Motion 15 days prior to the date of aRgument and plaintiff and other responding parties who oppose said Motion should file their responding brief and supporting materials on or before five days prior to the date for argument.
By the Court,
P. Richard Thomas, J.
Sept. 4, 1990, copies to all counsel of record.

Aug. 31, 1990, Forest City Dillon's Motion for Summary Judgment - Exhibit List - filed..

Sept. 28, 1990 Motion For Summary Judgment filed.

Sept. 28, 1990 Upon praecipe of Attorney Mazeski the above matter is placed on the next available argument list.

1990 OCTOBER ARGUMENT LIST

Oct. 9, 1990 Order Setting Argument Date filed. And now, October 5, 1990, argument in the above matter is hereby set for November 1, 1990, at 1:30 P.M., in Courtroom No. 1, of the Crawford County Courthouse. FOR THE COURT,
Imogene Yetman, C.A.
Oct. 10, 1990 Copies to all counsel of record.

Oct. 15, 1990, Defendants Roger C. Higgins and John T. Ohlin t/d/b/a Ohlin and Higgins Motion for Summary Judgment, filed.

Oct. 15, 1990, ORDER filed. AND NOW, Oct. 15, 1990, Defendants Roger C. Higgins and JOhn T. Ohlin's Motion for Summary Judgment is set for argument Nov. 1, 1990, at 1:30 p.m. (at the same time as previously scheduled Motion for Summary Judgment)
FOR THE COURT, Imogene Yetman, Ct. Adm.
Oct. 16, 1990, copies to all counsel of record.

Oct. 24, 1990, Motion to Continue Argument and order filed. ORDER: AND NOW, this 24 day of Oct. 1990, upon consideration of the foregoing Motion to continue Argument, is continued to the Dec. Argument list. Pro place on List.
BY THE COURT,
P. R. Thomas, S.J.
Oct. 24, 1990, copies of order to all counsel of record.

Continued on Page 290 F

290F

1983

Oct. 25, 1990, Letter form Scott H. Ruport, withdrawing as attorney for Burk James, Jr., filed.

ON DECEMBER 1990 ARGUMENT LIST

May 22, 1991 Upon Praecipe of Attorneys for Defendants Roger C. Higgins and John T. Ohlin t/d/b/a Ohlin and Higgins, the above-entitled lawsuit is marked settled and discontinued as it relates to all cross-claims asserted by this defendant.

2:21 p.m.

AND NOW June 10, 1991 Upon Praecipe of Attorney for Defendants, Russell F. Barbitta, Burke James, Jr., Donald C.F. Miller, Donald R. Rathbun, all individually and t/d/b/a Barbitta-James and Associates, the above entitled lawsuit is hereby marked settled and discontinued as to all cross-claims asserted by these defendants.

June 25, 1991 Upon praecipe of Attorney for Meadville Redi-Mix, Inc. the above entitled case is marked settled and discontinued as it relates to all cross-claims asserted by Meadville Redi-Mix, Inc.

June 25, 1991 Upon praecipe of Attorney for Thomas J. Dillon and Company, Inc. and Forest City Enterprises the above entitled law suit is marked settled and discontinued as it relates to all cross claims asserted by Thomas J. Dillon and Company, Inc and Forest City Enterprises.

July 5, 1991 Upon praecipe of Plaintiff Attorney the above case is marked settled and discontinued of record as to all defendants.

Papers on File Cab A.

John F. Spataro

291.

Sylvia Dratler

LONIETTA E. BYRD

vs.

SAM J. BYRD, JR.

Filed Apr. 7, 1983

Tax & entry Paid $35.50 ✓
1 Count Pd 4/11/83 15.00 ✓
William Pineo,
Mediator 169.30
9.00
Pro Co. pd 11/13/84 9.00
Mediation Costs 160.88
Pro Co pd 11/26/84 5.00
Pro Co 9.00

10/21/83 Received $20.00 from defendant

11/4/83 Received $20.00 from Dependant

11/18/83 Received 20.00 from Dft.

12/2/83 Received 20.00 from defendant.

12/16/83 Received $4.25 from defendant

4-5-84 Recd $89.25 Crawford County Comm Vernon A. Stoltz

Recd 93.65 costs Vivian Stoltz

Recd 84.65 Costs Vivian Stoltz

Recd 89.15 costs Vivian Stoltz

5/6/85 Received 20.00 defendant

6/6/85 Received 20.00 defendant

6/26/85 Received $50.44 defendant

Recd 11-4-85 $90.44 Vivian Stoltz

COMPLAINT IN DIVORCE, CUSTODY & VISITATION

1 copy (atty)

Apr. 8, 1983, Counseling notices mailed.

May 25, 1983 Motion to Appoint Child Custody Mediator and Order filed: And Now, 5-25-83, William Pineo, appointed mediator and directed to set a conference hearing.

P. R. Thomas, J.

May 25, 1983 Copy of order to John Spataro, Esq.

July 15, 1983 Temporary Order filed: AND NOW, this 14th day of July, 1983, after mediation in the above captioned case, and upon the recommendation of the Child Custody Mediator, is is hereby ordered and decreed that:

1. The parties shall share custody of their three minor children, Adeijae S. Byrd, Akiba H. Byrd and Rashadeen A. Byrd.

2. Starting with August 1, 1983, at 9:00 a.m. the children shall reside with their mother every week from Sunday at 7:00 p.m. through Friday at 7:00 p.m. and on the last weekend of every month. The children shall reside with their father every weekend from Friday at 7:00 p.m. through Sunday at 7:00 p.m. For Labor Day weekend, the children shall reside with their father from Friday at 7:00 p.m. through Monday at 7:00 p.m.

3. For the summer of 1984, and in all summers thereafter, the children shall reside with their father from the closing of school until 7:00 p.m. on the third Friday in July. For the interval beginning with 7:00 p.m. on the third Saturday in July through the opening of the school year, the children will reside with their mother. The party not having primary physical custody shall have the right to visit with said children on alternate weekends from Friday at 8:00 p.m. until Sunday at 7:00 p.m. and on the intervening Sundays from noon until 7:00 p.m. During the summer school vacation, each party shall have the right to designate a two week interval within his or her period of primary custody during which no visitation shall be accorded the other party. Each party shall give the other a one-month's notice of the two week period he or she wishes to select.

4. 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 child and neither party shall do or say anything to blacken the character of the other in the eyes of said children.

5. The Child Custody Master has noted for the court that each of the parties enjoy some income and, therefore, the costs and the fees of this Mediation which are fixed at $169.30 are divided equally between the parties and the share of each is assessed to him as costs. Payment shall be made to the Prothonotary of Crawford County.

6. Either party may move the court for a hearing de novo for a period of thirty days from the date hereof. In the event that neither party so moves, this shall be considered a permanent order.

By the Court,
P. Richard Thomas, Judge.

July 18, 1983 Copies of order to John Spataro, Esq. and Defendant and William Pineo, Esq.

Aug. 10, 1983, Motion for a Trial De Novo and Order filed. ORDER OF COURT: And now, Aug. 10, 1983, Hearing set for Sept. 8, 1983, at 2:30 P.M.

Robert L. Walker, J.

Aug. 11,1983, copies of order to John Spataro, James Irwin and W. Pineo.

Oct. 24, 1984, Affidavit of Consent of defendant filed.

Oct. 24, 1984 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 divorce complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated April 11, 1983. The defendant acknowledged service on April 12, 1983 by accepting delivery on that date as evidenced by the attached signed return receipt.

FERGUSON, SPATARO & O'SHEA
BY: John F. Spataro
Attorne for Plaintiff

Nov. 13, 1984 Affidavit Of Consent for Plaintiff filed.

Nov. 13, 1984 Upon praecipe of attorney for Plaintiff to Transmit Record, 201(c) of the Divorce Code, this case moved to court.

Nov. 19, 1984 DIVORCE DECREE FILED:

AND NOW, November 19, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LONIETTA E. BYRD AND SAM J. BYRD, JR.

is hereby dissolved and the parties are hereby divorced and all lggal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated exeept as hereinafter set forth:

Continued on page 530.

Ferguson, Spataro & O'Shea
Thomas O'Shea
Culbertson, Weiss, Schetroma and Schug
Mary A. Kirkpatrick

292.

Bozic, Thomas and Johnson
R. Charles Thomas

GEORGE BOYLES

vs.

CATHERINE BOYLES

Filed Apr. 7,. 1983

Tax & entry Paid $35.50 ✓
1 Count Paid 15.00 ✓
Pro Co pd. 9-1-83 9.00 ✓
William Pineo, Mediator
Mediation Costs 122.40
Pro Co Rd 2/7/85 9.00 ✓

COMPLAINT IN DIVORCE AND CUSTODY

1 copy (atty)

Apr. 8, 1983, Counseling notices mailed.

Apr. 18, 1983 Affidavit of Service filed: AND NOW, April 18, 1983, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for George Boyles, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she cause a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P355 825 313, postmarked April 7, 1983, to the last known address of the Defendant, Catherine Boyles, 331 Cussewago Road, Meadville, Pennsylvania.

3. That the Defendant, Catherine Boyles, on April 11, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire

2/7/85 Received $61.20 from plaintiff

Received 6/28/85 $61.20 Vivian Stoltz

8/19/85 Received Plaintiff's Ex. 2 Photograph

Apr. 28, 1983, Appearance of Bozic, Thomas and Johnson, attorneys for defendant filed. (R. Charles Thomas)

Sept. 1, 1983 Memorandum of Agreement as to Child Custody filed.

Sept. 1, 1983 Affidavit of Consent of Defendant filed.

Sept. 1, 1983 Affidavit of Consent of Plaintiff filed.

Sept. 1, 1983 Upon Praecipe of attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this case moved to court,

Oct. 3, 1983 DIVOECE DECREE FILED:

AND NOW,September 29, 1983, it is hereby ordered, adjudged and decreed that that the marriage heretofore existing between

GEORGE BOYLES AND CATHERINE BOYLES

Is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

Dec. 12, 1984 Petition For Custody and Order filed. AND NOW, December 12, 1984, upon the Petition of George Boyles, through his attorneys, Ferguson, Spataro & O'Shea, William Pineo, Esq. is hereby appointed Child Custody Master in this matter. The parties shall attend the mediation conference scheduled by the Child Custody Master and shall comply with all requests of the Child Custody Master.

BY THE COURT,
P Richard Thomas, J

Dec. 12, 1984 Copies to Thomas O'Shea, R. Charles Thomas and William Pineo

Dec. 26, 1984 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 Custody Petition filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated December 13, 1984. The defendant acknowledged service on December 14, 1984 by accepting delivery on that date as evidenced by the attached signed return receipt.

FERGUSON, SPATARO & O'SHEA
Thomas D. O'Shea, Esq.

Dec. 31, 1984 Motion to set visitation and Order filed. And now, 12/31/84 Refused but court notes a mediators hearing scheduled Jan 15. 85. P R Thomas

Jan. 2. 1985 Copies to Thomas O'Shea, R. Chales Thomas and William Pineo

Feb. 5, 1985 Temporary Order filed. AND NOW, Feb. 4, 1985, after mediation in the above captioned case and upon the recommedations 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 Jessica Renea Boyles.
2. Starting with the weekend of February 1, 1985 the father shall have physical custody of Jessica from Friday at 7:00 p.m. through Sunday at 7:00 p.m. except for the last full weekend of every month.
3. For the summer of 1985, Jessica shall spend one month at her father's home during which period the mother shall have visitation every weekend, except for the last weekend of said period, from Friday at 7:00 p.m. through Sunday at 7:00 p.m. For the summer of 1986, and all summers thereafter, Jessica shall spend each summer at her father's house from June 15th through August 15th and her mother shall have visitation every weekend, except for the last weekend of every month from Friday at 7:00 p.m. through Sunday at 7:00 p.m. Each party shall have the right to designate a two week period during her or her protion of the summer during which no visitation need be accorded the other party.
4. Jessica shall spend Christmas from December 24th at noon through Christmas Day at 7;00 p.m. with her mother and shall spend Thanksgiving Day at 7;00 p.m. with her father.

Continued on next page

In addition, she shall spend Memorial Day weekend from Friday at 7:00 p.m. through Monday at 7:00 p.m. with her mother and this shall constitute the "last weekend of the month" for the month of May for the purposes of the weekend visits noted above. Jessica shall spend Labor Day weekend from Friday at 7:00 p.m. through Monday at 7:00 p.m. with her father.

5. Each party shall teach the child to give to the other that love and respect which is due a parent from his or her child and neither shall do or say anything to blacken the character of the other in the eyes of said child. In addition, each party shall caution his or her friends and relatives not to disparage the other party or his or her friends and relatives to said child and shall caution said friends and relatives to behave in a civil manner toward the other party.

6. Neither party shall expose said child the company of persons of the opposite sex to whom he or she is not related by blood or marriage between the hours of 10:00 p.m. and 7:00 a.m.

7. Each party shall share with the other all information relating to Jessica's health, welfare, and education, and each shall acquaint the other with major events in Jessica's life.

8. The parties are free to make other arrangements than those set out here but only if they mutually agree. In the absence,of agreement, this order shall govern.

9. The parties shall exchange telephone numbers and addresses so that necessary information may be exchanged nut neither party shall use this knowledge to harrass or annoy the other party in any way.

10. Costs and fees of this mediation, which are fixed at $122.40, are divided equally between the parties. The mediator has noted for the court that the mother is presently indigent and her share is, therefore, alloted to Crawford County, the father's share is assessed to him as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

11. Either party may move the court for a hearing de novo for a period of 30 days from the date hereof. If neither party so moves, this order shall be considered permanent.

By the Court:
P Richard Thomas, J

Feb. 6, 1985 Copies to Thomas O'Shea, R. Charles Thomas and William Pineo

Feb. 27, 1985 Motion for a hearing de novo and Order filed. And now, February 27, 1985 A hearing de novo in the above custody matter is set for: March 28, 1985 at 9:30 A.M.
Robert L. Walker, J

Feb. 28, 1985 Copies to Thomas O'Shea, R. Charles Thomas and William Pineo

Apr. 3, 1985, Motion to Withdraw Motion for Hearing De Novo, and Order filed. ORDER: AND NOW, this 3rd day of April, 1985, Plaintiff's Motion to Withdraw his previous Motion for Hearing De Novo is granted.

BY ORDER OF COURT,
Robert L. Walker, J.

April 3, 1985, Copies of Order to Thomas D. O'Shea, R. Charles Thomas, Mary Ann Kirkpatrick, and William Pineo, Esqs.

Apr. 4, 1985, ORDER filed. AND NOW, April 3, 1985, the plaintiff having this day with the approval of the Court, withdrawn his motion for hearing de novo, the defendant is granted ten (10) days from this date in which to file a motion for hearing de novo if she so desires.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Apr. 8, 1985, copies of order toThomas O'Shea, R. C. Thomas, and M. A. Kirkpatrick.

July 29, 1985, Petition to Adjudge Respondent in Contempt of Court and Order filed. AND NOW, this 29 day of July, 1985, upon consideration of the within Petition to Adjudge Respondent in Contempt of Court, it is hereby ORDERED AND DECREED that a rule be entered upon the Respondent, Catherine Boyles, to show cause, if any she has, why she should not be held in contempt of court.

RULE RETURNABLE the 12 day of August, 1985, at 3:00 o'clock P.M. in Court Room No. 2, at which time this matter shall be heard.

BY THE COURT:
P. Richard Thomas, J.

Copies of Order to Attorneys Thomas O'Shea, Mary A. Kirkpatrick, and R. Charles Thomas.

Aug. 2, 1985, Motion to Continue hearing and order filed. ORDER: AND NOW, Aug. 2, 1985, the above motion allowed. Contempt hearing is rescheduled for Aug. 8, at 11:00 A.M. Ct. Rm. 2.

P. R. Thomas, Judge

Aug. 7, 1985, copies of order to Attys. T. O'Shea, M. Kirkpatrick and R. Charles Thomas.

Aug. 9, 1985 Order filed. AND NOW, August 8, 1985, although the Court is of the opinion that the reasons given by the defendant for refusing to let the child to for the second week's vacation are totally inadequate, no finding of contempt is made at this time. The custody Order of February 4, 1985, is amended by incorporating therein the custody agreement entered into between the parties on July 5, 1985, offered as Exhibit "A" in this proceeding. plaintiff not having had the second week of summer vacation provided for under the agreement of July 5, 1985, the defendant is ordered to permit the child to go with the plaintiff from 6:00 o'clock p.m., August 9, 1985, to 6:00 o'clock p.m., August 18, 1985, which shall include the weekend visit to which he is entitled.

If the mother wishes to have a psyclological evaluation of the child she may arrange for the same at hee

own expense or without expense if she so qualifies and the plaintiff shall cooperate in such evaluation to the extent of appearing for any appointments made for him for interview with the psychologist. Upon obtaining such a psychologicl report, the defendant may submit the same to the Court with any proposed request for modification that she may deem appropriate based upon the psychological report, at which time, a hearing will be fixed thereon.

BY ORDER OF THE COURT,
Robert L. Walker, J

Aug. 13, 1985 Copies of order to Thomas O'Shea and R. Charles Thomas

Aug. 13, 1985 Exhibits filed.

Aug. 19, 1985 Motion and Order filed: AND NOW, this 19th day of August, 1985, Plaintiffs Motion is granted and the Prothonotary is directed to release the photographs marked as Plaintiff's Exhibit "2" to the Plaintiff.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Aug. 22, 1985 Copies of order to R. Charles Thomas and Thomas O'Shea Esqs.

June 16, 1994 Consent Custody Order and Order filed. AND NOW, this 15 day of June 1994 this Honorable Court hereby grants the Consent Custody Order between the parties.

BY THE COURT:
Anthony J. Vardaro, J

June 16, 1994 Faxed to Thomas and Lindsay

Jun. 28, 1994 Consent Custody Order and ORDER filed. AND NOW, upon presentation and consideration of the foregoing agreement, duly executed by the parties, the terms thereof are hereby entered as an Order of Court. (2 Copys Atty.)

BY THE COURT:
Anthony J. Vardaro, J.

6-30-94 Faxed to Attys. Thomas. 6-30-94 Given to Atty. Lindsay.

1983

Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

293.

RONALD J. CHECCHIO

vs.

ANN CHECCHIO

Filed Apr. 7, 1983

Tax & entry Paid $35.50

Pro. Co. paid 5/16/83
$9.00

COMPLAINT IN DIVORCE

1 copy (atty)

Apr. 11, 1983, Counseling notices mailed.

May 5,1983, Affidavit of Service filed. And Now, May 5, 1983, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:
1. That she is the Attorney for Ronald J. Checchio, Plaintiff in the above captioned matter.
2. That on information furnished to her by the Plaintif she caused a certified copy of the Complaint in Divorce and Plaintiff's Affidavit Under Section 201(d) of the Divorce Code to be forwarded by Certifies Mail No. P355 825 323, postmarked April 21, 1983, to the last known address of the Defendant, Ann Checchio, c/o Soldier's Relief Commission, 435 Michigan Street, Toledo, Ohio, 43624.
3. That the Defendant, Ann Checchio, on April 25, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire.

May 5, 1983, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

May 16, 1983, Praecipe of Attorney for Plaintiff for Review Under Section 201 (d) Of Divorce Code, this case moved to court filed.

May 25, 1983 DIVORCE DECREE FILED:

AND NOW, May 25, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

RONALD J. CHECCHIO and ANN CHECCHIO

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J

Culbertson, Weiss, Schetroma & Schug
Mary A. Kirkpatrick

294.

Bozic, Thomas & Johnson

9/6/83 Received $200.00 from plaintiff.

9/21/83 Received $200.00 from defendants atty

12/16/83 Recd $40.00 Refund of Surplus Masters Fee.
Nancy J Mongiello

12/16/83 Received $320.00 Master fee
Mary A. Kirkpatrick

12/16/83 Recd $40.00
John H Bozic Jr

SUZANNE M. HASSINGER

vs.

JOSEPH L. HASSINGER

Filed Apr. 7, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Gary Fabian, Master
Pro Co pd 2/14/83 9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Apr. 11, 1983, Counseling notices mailed.

Apr. 29, 1983, Petition for Special Relief Under Section 403(a) of the Divorce Code and Pa. R.C.P. 1920.43(a), filed. ORDER: AND NOW, April 29, 1983, a Hearing is scheduled for the 6th day of May, 1983 at 11:00 A.M. in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa. for the purpose of determining the appropriateness of the Special Relief requested and Ordering a working schedule for the operation of the businesses owned by the Plaintiff and the Defendant. BY THE COURT,
Robert L. Walker, J.
Apr. 29, 1983, copy of order to Atty. Kirkpatrick

May 2, 1983, Appearance of Bozic, Thomas & Johnson, by John H. Bozic, Jr., Esq., for defendant, Joseph L. Hassinger, filed.

May 10, 1983, Order filed. AND NOW, May 6, 1983, at the time the matter is before the Court requesting special relief under Section 403(a) of the Divorce Code, it appears the parties are the joint operators of Sue's Cafe and each desires to have sole responsibiltiy for the operation, supervision and daily running of the restaurant business. It appears the business is combined with a pizza business in Saegertown.

By agreement of the parties, the defendant Joseph L. Hassinger shall have sole responsibility for the conduct, management and control of the business for a period of two months and the wife Suzanne M. Hassinger will not interfere, directly orindirectly, in the operation of said business and will not be present in the business unless specifically invited by her husband.

The husband shall be responsible for the receipt of all income and the payment of all expenses and the husband shall pay to the wife weekly commencing with the week of May 8, 1983, a draw of $250.00 per week which shall reppesent the wifes interest in daid business.

The business will operate in this fashion for a period of two months unless the parties mutually agree to extend the operation beyond the tw0-month period.

The matter is listed on the Court Calender for review July 7, 1983, at 1:30 p.m.

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

May 10, 1983, Copies of order to Mary Ann Kirkpatrick and John Bozic.

June 9, 1983, Plaintiff's Inventory and Appraisement filed.

June 9, 1983, Complaint Reinstated.

June 16, 1983 Affidavit of Service filed: And now, June 16, 1983, comes Mary Ahn Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Suzanne M. Hassinger, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P355 825 350, postmarked June 9, 1983, to the last known address of the defendant, Joseph L. Hassinger, 803 Chestnut Street, Meadville, Pennsylvania, 16335.

3. That the Defendant Joseph L. Hassinger, on June 13, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire

June 24, 1983, Contempt Petition and Order filed. AND NOW, June 24, 1983, a Rule is issued upon Joseph L. Hassinger to show cause if any he has why he should not be held in contempt for violation of the Honorable Court's Order of May 6, 1983.
Rule Returnable and for hearing on the 1 day of July, at 2:00 o'clock P.M. in Court Room No.1 of the Crawford County Courthouse in Meadville, Pennsylvania.
By The Court:
P Richard Thomas, J

June 24, 1983 Copies of order to Mary Ann Kirkpatrick and R Charles Thomas.

June 24, 1983, Motion to adjourn the hearing fixed on the contempt petition from July 1, 1983, at 2:00 P.M. to July 7, 1983, at 1:30 P.M. and order filed. AND NOW, June 24, 1983, motion granted. P Richard Thomas,J

June 27, 1983, Copies of order to Mary Ann Kirkpatrick and R. Charles Thomas.

CONTINUED ON PAGE 294A

June 27, 1983 Motion For Appointment Of Master and Order filed. AND NOW, July 7, 1983, Gary Fabian is appointed Master in the above matter to hold a hearing and make a reprot upon claims involving: Divorce & Equitable Distribution Deposit required: By Plaintiff $200, By Defendant $200. Further deposit may be ordered on Petition of Master

Per Curiam,
P Ricahrd Thomas, J

July 8, 1983 Copies of order to Mary Ann Kirkpatrick and John Bozic.

July 15, 1983, Motion To Enter an Order continuing May 6, 1983 Order, and Order filed. ORDER: AND NOW, July 14, 1983, upon Motion of Plaintiff and Defendant, the Court's Order of May 6, 1983, concerning the operation of the couple's joint businesses, Sue's Cafe and Sue's Pizza Shop, shall remain in full force and effect for a period of four (4) months, unless the parties mutually agree otherwise.

The matter is listed on the Court calendar for review on Nov. 3, 1983, at 1:30 o'clock P.M. in Court Room No. 1 of the Crawford County Courthouse, in Meadville, Pa.

By the Court:
P. Richard Thomas, J.

July 18, 1983, copies of order to Atty. John Bozic and Mary A. Kirkpatrick.

July 15, 1983, Motion to Permit plaintiff to Withdraw Contempt Petition and Order filed. ORDER: AND NOW, July 14, 1983, the Motion is granted.

P. Richard Thomas, J.

July 18, 1983, copies of order to Atty. John Bozic, and Mary A.Kirkpatrick.

Aug. 17, 1983 Contempt Petition and Order filed. AND NOW, August 17, 1983, a Rule is issued upon Joseph L. Hassinger to show cause if any he has why he should not be held in contempt for violation of the Honorable Court's Orders of July 14, 1983 and May 6, 1983.
Rule Returnable and for hearing on the 7th day of Sept., at 9:30 o'clock A.M., in Court Room No. 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania.

By the Court:
Robert L. Walker, J

Aug. 17, 1983 Copies of order to Mary Ann Kirkpatrick and John Bozic.

Sept. 13, 1983 Order filed. AND NOW, September 7, 1983, after informal hearing and argument of counsel, it appears the defendant for the past seven weeks has not paid the weekly draw from the business to his wife required by former Court Order. It appears there is now the sum of $1750.00 due by the defendant on the Consent Order and the Court finds that the defendant has not acted in good faith in refusing to at least make partial payments toward this draw and arbitrarily and capriciously on discontinuing all payments thereon for a period of seven weeks/ ACCORDINGLY, he is found in contempt of court, but punishment for contempt will be delayed and the case is continued generally on the following conditions:
1. Commencing with the week of September 4, 1983, the weekly draw is reduced to the sum of $200.00 per week, to be payable to the plaintiff wife.
2. Commencing with the week of October 16, 1983, an additional $100.00 per week will be paid to apply on the $1750.00 arrears exésting on the required payments, which payments shall contiue until the arrears are paid in full.
3. It further appears that the parties have an agreed Support Order not reduced to Court Order, and while there are apparently arrears on this Support Order originally for two children, but since July 30, 1983, for one child, the Court urges the matter to be brought current but has no authority in view of the lack of a Court Order to modify the parties' agreement.
4. On or before September 27, 1983, the defendant will file an Inventory and Appraisement in appropriate form.
5. In the event the above conditions are not complied with, the Court will entertain a motion filed after October 15, 1983 to consider the wife's proposition of returning the business operation of Sue's Cafe to her with the attendant responsibility to meet financial obligations involving the business and to provide for a reasonable draw to be paid to the husband for his interest in the business.

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

Sept 14, 1983 Copies of order to Mary Ann Kirkpatrick and John H. Bozic, Jr.

Sept. 27, 1983 Defendant's Inventory and Appraisement filed.

Nov. 16, 1983, Affidavit of Consent of plaintiff filed.

Dec. 2, 1983 Affidavit Of Consent for Defendant filed.

Dec. 15, 1983, Motion to Set Fee of Master and Order filed. ORDER: AND NOW, this 14th day of Dec. 1983, upon presentation of the within motion, the fee of the master for services in this matter is set at $320.00 Payment is to be made in the following manner: Prothonotaryto distribute fee to Master from funds on deposit and if no further unpaid costs are due, to distribute the remaining proceeds equally between Plaintiff and Defendant.

BY THE COURT,
P. Richard Thomas, J.

Dec. 15, 1983, copies of order to Attys. Mary Ann Kirkpatrick and John Bozic.

Feb. 10, 1984 Upon praecipe of Attorney for Plaintiff for Review Under Section 201(c) of the Divorce Code, this case moved to court.

Feb. 23, 1984 Order filed. AND NOW, February 23, 1984, this matter having praeciped for review under Section 201(c) of the Divorce Code, and it appearing that there was a claim for equitable diestribution in the original complaint, and from a review of the proceedings, it would appear that the parties have resolved that matter, but there being nothingof record to indicate that the count of equitable distribution has been withdrawn or that the parties request a bifurcation hearing, and although reference is made in the praecipe for review to a proposed decree, no proposed decree has been submitted, this matter is returned to the Prothonotary's Office for further proceedings.

BY ORDER OF THE COURT,
Robert L. Walker, J

Feb. 23, 1984 Copies to counsel of record.

Continued on next page

294-B

1983

Hassinger vs. Hassinger A.D. 1983-294 (Divorce)

Mar. 14, 1984 Motion to Withdraw Count II of the Complaint in Divorce and Order filed. AND NOW, this 14th day of Mar., A.D., 1984, the within Motion is allowed.
By The Court:
Robert L. Walker, J

Mar. 15, 1984 Copies to Mary Ann Kirkpatrick and John Bozic.

Mar 19, 1984 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the divorce code, this case is moved to Court

March 20, 1984 DIVORCE DECREE FILED:

AND NOW, March 20, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SUZAMME M. HASSINGER AND JOSEPH L. HASSINGER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Fuller, Kinnunen,
Miller & Gamble
Gordon R. Miller

295.

Blystone & Blystone
Peter E. Blystone
for Rome Twp.

ANNA SWABIK

vs.

DAVID T. WAGNER and
ROME TOWNSHIP

Filed Apr. 8, 1983

Tax & entry Paid $35.50
Pro Co Pd 5-24-83 5.00

M.V.

COMPLAINT IN TRESPASS

Apr. 12, 1983, Acceptance of Service and Entry of Appearance filed. And Now, this 12th day of April, 1983, we hereby accept service of plaintiff's complaint on behalf of Rome Township, one of the defendants, by receipt of a true and correct copy thereof, waive the issuance of a writ and being authorized to accept service on behalf of the defendant.

We hereby enter our appearance as attorney for Rome Township, one of the above named defendants.

Blystone & Blystone, Peter E. Blystone

Apr. 12, 1983, Preliminary Objections of Defendant Rome Township To Plaintiff's Complaint filed.

Apr. 15, 1983 Motion of Defendant, Rome Township for Extension of Time to Join Additional Defendant and Order filed: AND NOW, this 15 day of April, 1983, upon presentation of the foregoing Motion the time for joining any and all additional Defendants by the Defendant, Rome Township is extended until the expiration of thirty days following the entry of an Order by this Court unholding or dismissing Defendant, Rome Township's Preliminary Objections.

P. Richard Thomas, Judge

Apr 15, 1983 Copies of order to Gordon Miller and Peter Blystone, Esqs.

May 23, 1983 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record.

William B. Moore

296.

GREGORY J. McCULLOUGH

vs.

CHRISTINE M. LEIENDECKER

Re:
Custody and Visitation
of
JESSICA M. McCULLOUGH

Filed Apr. 8, 1983

Tax & entry Paid $35.50

PETITION TO MODIFY CUSTODY AND VISITATION ORDER, AND FOR CONTEMPT CITATION FOR VIOLATION OF EXISTING ORDER

1 copy (atty)

1 copy (mediator)

ORDER:

AND NOW, this 8th day of April, 1983, upon consideration of the foregoing Petition to Modify Custody and Visitation Order, and for Contempt Citation for Violation of Existing Order, it is hereby ordered that:

1. All parties and their counsel, if any, appear for a mediation conference before John Fuller, Child Custody Master, at such time and place as the said Master may specify.

2. At the same time and place, the Defendant shall show cause, if any she has, why she should not be held in contempt of court for violations of the existing custody and visitation order and the said Master shall report to the Court whether or not the Defendant should be held in contempt of court.

3. The Plaintiff is directed to attempt to serve this Petition, and the Master is directed to attempt to serve notices of the mediation conference upon the Defendant by mailing copies of the same, certified mail, return receipt requested, to her at her last known address in Pennsylvania. If the said mail is not forwarded to her in Colorado, they are directed to make service of the same upon the Defendant by publication 2 (2) times in a newspaper of general circulation in Denver, Colorado.

PER CURIAM,
Robert L. Walker, J.

Apr. 8, 1983, copy of order to Wm. Moore, Esq.

June 15, 1983, Order filed. ORDER: AND NOW, June 15, 1983, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED: I. THAT legal custody of Jessica M. McCullough shall be shared between the mother and the father, that is, each shall be entitiled to full access to school records, medical records and other important records, and each shall be entitled to participate fully in decisions affecting the health, education, and religious instruction of the child. II. Physical custody of Jessica M. McCullough shall be with her mother, Christine M. Leindecker, subject to the following conditions: A. The father shall be entitled to visit and take the child with him for the summer of 1983, commencing June 13, 1983. The father shall return the child to the home of the mother one week before the child's school is scheduled to begin in August of 1983. The actual amount of the airplane transportation of the child from the home of the father to the home of the mother and from the home of the mother to the home of the father shall be equally divided between the mother and the father. B. The mother shall be able to visit the child and take the child into her custody Friday, June 17, 1983, from 9:00 A.M. until 8:00 P.M. when she shall return the child to the home of the father. C. In the summer of 1984 and in subsequent years, the father shall be entitled to have the child in his custody from a period in June beginning one week after the child's school year terminates until a period in August ending two weeks before the child's school year commences. Cost of transportation shall be equally divided between the parties as provided above. D. The father shall be able to visit and have the child in his custody from December 20 to December 26, 1983. In 1984, the child shall be in the home of the father from December 26 to January 2 and in subsequent years unless this order has been modified, the father shall have the child in his home on December 20 to December 26 in odd years and in his home on December 26 to January 2 in even years. Cost of transportation for the Christmas holiday visit shall also be divided between the parties. E. The father is to encourage the child to attend church services when the child is in the custody of the father. F. During the summer montherwhen the child is in the custody of the father, the mother shall be entitled to visit the childfor a three day period provided she gives the father thirty days advance notice of her intended visit to Pennsylvania. During the fall, winter, and spring months, the father shall be entitled to visit the child for a three-day period, provided he gives the mother at least thirty days notice of his intended visit to Colorado. This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within twenty (20) days of the date of this order. Cost of the mediation conference shall be equally divided between the parties.

By the court,
Robert L. Walker,J

June 15, 1983, Copies of order to William B. Moore Karyn Rok, and John Fuller.

Pepicelli and
Pepicelli
Alan Pepicelli

297.

CYNTHIA J. BURNSIDE

vs.

RICHARD A. BURNSIDE

Filed Apr. 8, 1983

Tax & Entry $35.50
Sheriff Costs $39.75

PETITION FOR PROTECTION FROM ABUSE

1 copy (sheriff)

ORDER:

AND NOW, this 8th day of April, 1983, upon presentation of the foregoing Petition, a hearing is set for the 15th day of April, 1983, at 9:30 o'clock A.M. in Court Room No. 1 or 2, of the Crawford County Court House, Meadville, Crawford County, Pa.

Until the time of said hearing, it is hereby ordered and decreed that the Respondent, Richard A. Burnside, refrain from abusing or contacting the Petitioner, Cynthia J. Burnside, or her minor children, Lisa J. Slayton, Stacey L. Burnside or Matthew A. Burnside. The Respondent is hereby ordered not to enter the residence of the Petitioner pending hearing on this Petition.

BY THE COURT,
Robert L. Walker, J.

Apr. 8, 1983, copy of order to Alan Pepicelli, Esq.

Apr. 19, 1983 Order filed: AND NOW, April 15, 1983, at the time the matter is before the Court, the defendant does not appear, but the Court notes that records in the Sheriff's Office indicate personal service was made on the defendant April 12, 1983. The Court hears brief testimony and is satisfied that a protection from abuse Order is appropriate. ACCORDINGLY, THE defendant is hereby precluded from contacting his wife or her children in any fashion or procuring others to do so. He will not annoy, molest or threaten her in any fashion nor will he arrange for others to make said contacts.

This Order shall be in effect for a period of one (1) year and is entered without prejudice to the right of the defendant to take such appropriate action as he deems necessary to establish visitation arrangements with his children, but the Court cautions that the same, if granted, will have to be closely supervised or monitored.

On oral motion of plaintiff's counsel, she is authorized to proceed as an indigent person without paying costs in this case.

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

Apr. 19, 1983 Copies of order to Alan Pepicelli and Defendant.

May 25, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Richard A. Burnside personally the within named defendant by handing a true copy of the within Petition For Protection From Abuse and Order, No. A.D. 1983-297, to him on April 12, 1983, at 9:00 P.M., at his place of visitation, at the Titusville Police Department, Titusville, in the County of Crawford, the State of Pennsylvania.

So answers, Dale L. Beach, Jr. Titusville Police Off.
Howard N. Stewart, Sheriff

298.

Dennis G. Kuftic
Devine & Kuftic

COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION, BUREAU OF TRAFFIC SAFETY CONTROL SECTION, Room 302, Transportation and Safety Building, Harrisburg, Pa. 17123

vs.

THOMAS L. SELL

Filed Apr. 8, 1983

Tax & entry Paid $35.50
Proc & Pd 6/15/83 9.00

APPEAL FROM ORDER OF SUSPENSION OF MOTOR VEHICLE OPERATING PRIVILEGES

1 copy (atty)
1 copy (Dept. of Trans.)

ORDER:
AND NOW, this 8th day of April, 1983, upon consideration of the foregoing Petition, a supersedeas is hereby ordered barring any recall, suspension, cancellation or revocation of the operating privileges of the defendant, Thomas L. Sell, until a full hearing on this matter, which will be held on the 24th day of May, 1983, at 9:30 A.M. in Court Room No. 1 or 2. Furthermore, the Defendant's Counsel is directed to serve the Petition and this Order on the Secretary of Transportation. SO ORDERED.

Robert L. Walker, J.
Apr. 8, 1983, copy of order to Dennis Kuftic, Esq.

May 20, 1983 Motion for Continuance and Order filed: AND NOW, to-wit, this 17 day of May, 1983, upon consideration of the foregoing Motion, Defendant's license suspension appeal hearing at the above term and number is hereby ordered continued from May 24, 1983, at 9:30 a.m. to the 9th day of June, 1983, at 1:30 p.m. in Courtroom number 2.

P. Richard Thomas, J.
May 24, 1983 Copies of order to Dennis Kuftic, Esq. and Dept. of Trans.

June 9, 1983, Order filed. AND NOW, June 8, 1983, proir to hearing scheduled June, 9, 1983, counsel for the Commonwealth and Defendant appear before the Court and advise the Court that they have amicably resolved the matter, and that the Defendant will withdraw his appeal and accept a fifteen (15) day suspension. By agreement of counsel, the Commonwealth of Pennsylvania, Department of Transportation will make said fifteen (15) day suspension effective August 22, 1983. Defendant to pay all costs in this case within ten (10) days.

BY ORDER OF THE COURT,
P Richard Thomas, J

June 9, 1983, Copies of order to Nancy Norkus and Dennis Kuftic.

1983

Joseph F. Kulwicki

299.

IN THE MATTER OF BRADLEY LORIN HARNETT, A MINOR, BY LYNN LARSON SMITH, HIS MOTHER AND NATURAL GUARDIAN

Filed Apr. 8, 1983

Tax & entry pd 4/7/83 $35.50 ✓
pro co bd 6/2/83 9.00 ✓

PETITION FOR CHANGE OF NAME

ORDER:

AND NOW, to-wit, April 8th, 1983, upon motion of Joseph F. Kulwicki, Esquire, attorney for the petitioner above named, it is ORDERED and DECREED that the within petition be heard on the 20th day of May, 1983, at (:30 A.M. in Courtroom number one or two of the Crawford County Court House Meadville, Pa. and that notice of the filing of the within Petition and of the aforesaid date of hearing will be published in the Meadville Tribune and the Crawford County Legal Journal once.

BY THE COURT,
Robert L. Walker, J.

Apr.11, 1983, copy of order to Jos. Kulwicki, atty.
(Birth Certificate copy and three Consents attached)

Apr. 20, 1983, Affidavit of Service filed. Kimberly S. DeAngio, being sworn according to law, deposes and says that she is an employee of Joseph F. Kulwicki, and as such, on Wed, April 13, 1983, she placeda certified copy of the Petition for Change of Name in the above matter in the United States Mail, addressed as follows:

Dennis E. Harnett, c/o 737 Park Ave., Meadville, Pa. 16335

Said petition was sent cert. mail, deliver to addressee only, restricted delivery, being cert. mail item number 188 563. The signature card for said cert. mail item number 188 563 has been returned to the office of Joseph F. Kulwicki, bearing the signature of Dennis E. Harnett.

Said receipt for cert. amil and signature card for cert. mail item No. 188 563 are attached hereto and made a part hereof.

Further deponent sayeth not. Kimberly S. DeAngio.

May 20, 1983 Affidavit of No Liens and Proofs of Publication filed.

May 20, 1983 Order filed: AND NOW, this 20 day of May, 1983, upon hearing of the within Petition and upon motion of Joseph F. Kulwicki, Esq., attorney for the petitioner, and upn presentation of 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 obligation to the granting of the prayer of this petition,

IT IS HEREBY ORDERED AND DECREED THAT the name of the minor child, Bradley Lorin Harnett be and is hereby changed to Bradley Lorin Harnett Smith.

BY THE COURT,
P. Richard Thomas, J.

May 26, 1983 Copies of order to Joseph Kulwicki, Esq.

1983

Pillar and Mulroy, P.C.
Thomas M. Mulroy

300.

Carl M. Carlotti, Esq.

Shafer, Dornhaffer, Swick, Bailey & Irwin by Louis Stack for The Redevelopment Authority Of The City of Meadville

Culbertson, Weiss, Schetroma and Schug By Russell L. Schetroma for City of Meadville

WAYNE W. SELL CORP.

vs.

STEWART EXCAVATING CO.
The City of Meadville and Redevelopment Authority of the City of Meadville.
Additional Defendants

Filed Apr. 11, 1983

Tax & entry Paid $35.50
Sheriff's Costs 12.75
Sheriff's Costs 16.75
Pro Co Pd 4-25-84 6.00 9.00
Pro Co pd 11-10-83 5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Apr. 22, 1983, Sheriff's Return filed. SERVED Stewart Excavating Co. the within named defendant, on April 18, 1983, at 3:03 P.M., by handing a true and attested copy of the within Complaint In Assumpsit No. A.D. 1983-300, at R.D.#2, Box 448, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business, to Darlene Stewart, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy
Howard N. Stewart, Sheriff

May 9, 1983 Answer and New Matter filed.

May 25, 1983, Plaintiff's Reply to New Matter and Plaintiff's New Matter filed.

June 8, 1983 Complaint Against Additional Defendants filed.

June 13, 1983, Answer To Plaintiff's New Matter filed.

June 14, 1983, Sheriff's Return filed. SERVED The City of Meadville the within named defendant on, June 13, 1983, at 11:18 A.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. AD 1983-300 at 984 Water Street, Meadville, in the County of Crawford, State of Pennsylvania, the usual place of business, to Ron Ruchton, City Clerk, the person for the time being in charge thereof.
SERVED Redevelopment Authority of The City of Meadville the within named defendant, on June 13, 1983, at 11:15 A.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1983-300 at 984 Water Street, Meadville in the County of Crawford, the State of Pennsylvania, the usual place of business to Victor Leap, Executive Director, the person for the time being in charge thereof
So answers, Edgar D. Householder, Deputy Sheriff
Howard No Stewart, Sheriff

July 7, 1983 Notice to City of Meadville of Intention of Stewart Excavating to take Default judgment filed.

July 7, 1983 Notice to Redevelopment Authority of the City of Meadville of Intention of Stewart Excavating Co. to take Default Judgment filed.

July 7, 1983 Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin for The Redevelopment Authority Of The City of Meadville, by Louis J. Stack filed.

July 11, 1983 Preliminary Objections of the Redevelopment Authority of the City of Meadville filed.

July 13, 1983 Answers and New Matter to Complaint Against Additional Defendants of the City of Meadville filed.

Aug. 10, 1983 Plaintiff's Motion for Judgment on the Pleadings filed.

Aug. 10, 1983 Motion for Expedited Hearing on Plaintiff's Motion for Judgment on the Pleadings.

Aug. 10, 1983 Praecipe for Hearing Date on Plaintiff's Motion for Judgment on the Pleadings filed:

Aug. 23, 1983 Upon Praecipe of Attorney for Additional Defendant, this case is placed on the Argument List.

Sept. 27, 1983, at 1:34 o'clock P.M., upon praecipe of plaintiff attorney, with copy of notice of intention to file judgment, certification of notice of intention to file judgment, receipts and affidavit of service attached, Judgment is hereby entered in favor of plaintiff and against the original defendant Stewart Excavating Co., relief admitted to be due by Paragraph 9 of Dft's answer, in the amount of Twenty Thousand Ninety Four and 86/100 Dollars.
Debt - - - $20,094.86
S - 185
Judgment entered 9/27/83
JUDGMENT
James F. Simmons,
Prothonotary

Nov. 10, 1983, Upon praecipe of Attorney for Plaintiff the above case is marked settled & discontinued against Stewart Excavating Co., only filed.

Sept 30, 1983 Memorandum and Order filed: AND NOW, September 28, 1983, the Preliminary Objections of the Redevelopment Authority of the City of Meadville are sustained in part, and the original defendant is directed to file an amended complaint amending Count I in the manner set forth in its brief, and amending the complaint so that a proper verification is contained thereon, within twenty (20) days of this date. Such amendment shall be accomplished by restating the complaint in its entirety and not simply by adding, subtracting or modifying individual paragraphs. Except as herein contained, the additional defendant's Preliminary Objections are overruled.
BY ORDER OF THE COURT,
Robert L. Walker, J.
Sept. 30, 1983 Copies of order and Memorandum to all counsel of record.

Oct. 18, 1983 Amended Complaint Against Additional Defendants filed.

EX1983-93

Continued on page 300A

1983

Record Continued from page 300 of AD 1983-300 Wayne v. Stewart

Nov. 18, 1983 Answer and New Matter to Complaint Against Additional Defendants Redevelopment Authority of the City of Meadville filed. (Exhibit belonging to Answer and New Matter filed in Filing Cabinet under S)

Dec. 16, 1983 Reply to New Matter filed.

Jan. 19, 1984, Answer of the Additional Defendant, The City of Meadville, to Amended Complaint of Original Defendant, Stewart Excavating Company, and New Matter of the City of Meadville Pursuant to Pa. Rule of Civil Procedure 2252 (d) Joining the Redevelopment Authority of the City of Meadville as Additional Defendant, filed.

Jan. 19, 1984, Answer of the Additional Defendant, The City of Meadville, To New Matter of the Additional Defendant, The Redevelopment Authority of the City of Meadville, filed.

Jan. 27, 1984 Additional Defendant's Reply Of The Redevelopment Authority Of The City Of Meadville To The City Of Meadville's New Matter filed.

Apr. 2, 1984 Upon Praecipe of Attorney for Stewart Excavating Co., action against Defendants, City of Meadville and Redevelopment Authority of the City of Meadville, (Additional defendants) is hereby marked settled and discontinued of record.

1983

Shafer, Dornhaffer, Swick & Bailey
Robert S. Bailey

301.

Pepicelli & Pepicelle & Watts by Alan Pepicelli

ERICH SASS

vs.

BRUNO HARRIS

Filed Apr. 11, 1983

Tax & entry Paid $35.50
Sheriffs Costs 15.55
Pro Co Pd 6/24/83- 15.00
Pro Co Pd 9-6-83 - $5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

Apr. 22, 1983, Sheriffs Return filed. SERVED Bruno Harris the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1983 - 301, to Anna Haris, an adult member of the family with whom he resides, namely wife, on April 15, 1983, at 11:55 A.M. at their residence, at R. D. #3, Conneaut Lake, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

May 16, 1983, Appearance of Pepicelli, Pepicelli And Watts PC by Alan L. Pepicelli for Defendant filed.

June 3, 1983 Answer filed.

June 13, 1983 Notice of Service of Interrogatories filed.

June 23, 1983, Plaintiff's Reply To Defendant's New Matter filed.

June 24, 1983, Upon praecipe of plaintiff attorney, For Reference to the Arbitrators, the following Arbitrators are appointed:
Paul E. Allen, Chairman
Bruce M. Johnson
John F. Spataro

July 1, 1983 Arbitrators take qualifying oath.

Sept 6 19 83, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

Robert S. Bailey, Attyfor
Plaintiff

Emil M. Spadafore 302.	CYRIL F. LORZ, JR., Administrator of the Estate of STEVEN G. LORZ and CYRIL F. LORZ, JR. and NANCY M. LORZ, in their own right vs. ERIE INSURANCE EXCHANGE Filed and Issued Apr. 11, 1983 Tax & entry Paid $35.50	SUMMONS IN ASSUMPSIT Issued (sheriff) Feb. 3, 1987 Writ Returned: Returned to Prothonotary's Office, January 29, 1987, unserved, no instruction, and no check. So answers, Howard N. Stewart, Sheriff

1983

Alan L. Pepicelli
Pepicelli and
Pepicelli

303.

ROBERT J. ROSSI and
PATRICIA A. ROSSI,
his wife

vs.

LLOYD E. AKINS, JR.
a/k/a BUTCH AKINS and
CATHI L. AKINS, his wife

Filed April 11, 1983
at 4:29 o'clock P.M.

Tax & entry Paid $35.50
Sheriffs costs $42.50
Pro Co Pd 5/17/83 9.00
Pro Co Pd 9/17/87 5.00

COMPLAINT IN EJECTMENT

3 copies (sheriff)

For possession of property situate in Fifth Ward, City of Meadville, Crawford County, Pa., with restitution in amount of $1,347.36, plus sum of $224.56 per month from date of filing of complaint.

May 9, 1983, Sheriff's Return filed. SERVED Lloyd E. Adins, Jr. the within named defendant by handing a true copy of the within Complaint in Ejectment No. AD 1983 - 303, to Cathi L. Akins, an adult member of the family with whom he resides, namely wife, on April 18, 1983, at 4:21 P.M. at their residence, at 305 Columbia Ave., Meadville, in the County of Crawford State of Pa.

SERVED AND MADE KNOWN TO Cathi L. Akins, personally the within named defendant by handing a true copy of the within Complaint in Ejectment, No. AD 1983- 303, to her on April 18, 1983, at 4:20 P.M. at her place of residence at 305 Columbia Ave., Meadville, in the County of Crawford, State of Pa.

So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

And Now, May 9, 1983, at 10:13 A.M., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendants, for want of an answer, and the same is liquidated in the amount of $1,571.92, plus costs.

Debt - - $1,571.92

A - 103, 23, 33

JUDGMENT IN EJECTMENT
James F. Simmons,
Prothonotary

Judgment entered - 5/9/83

May 12, 1983, Sheriff's Return filed. Before me, the undersigned authority personally appeared Joseph Cherico, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 27th day of April, 1983, at 2:52 P.M., he served Complaint in Ejectment at No. 303 Ter,, 1983 Crawford County Pennsylvania, upon defendant Lloyd E. Akins, Jr a/k/a Butch Akins at MacGregor, College Park Apartments, Darrow Road, Erie County, Edinboro, Pennsylvania. By making known the contents thereof to Scott L. Kent, Roommate and handing to and leaving with him the certified copy of the Complaint received from Crawford County

Joseph Cherico, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON THEwithin named defendant Lloyd E. Akins, Jr., a/k/a Butch Akins, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. Served April 27, 1983.

So answers, Howard N. Stewart

AND NOW, May 17, 1983 @ 1:36 P.M. Upon Praecipe of Plaintiff attorney, judgment is hereby re-entered in favor of the plaintiff and against the defendants Lloyd E. Akins, Jr. a/k/a Butch Akins, for want of an answer and the same is liquidated in the amount of $1,571.92 plus costs.

Debt $1,571.92

A-103, 23

JUDGMENT IN EJECTMENT
James F. Simmons
Prothonotary

Judgment entered May 17, 1983

July 21, 1983 Notice of Entry of Judgment mailed defendants.

Sept. 16, 1987, UPon praecipe of plaintiff attorey, the above judgment is marked satisfied, and the within case marked settled and discontinued of record.

Mason and Mason
Joan D. Mason

304.

William Gregg

GRACE A. KEYSER

vs.

BETTY JO CHAPMAN, Defendant, and ARTHUR FISH and GERTRUDE FISH, Defendants, and JAMES H. CHAPMAN, JR., Defendant

Filed Apr. 11, 1983

Tax & Entry Paid $35.50
4/12/83

COMPLAINT FOR CUSTODY, TEMPORARY CUSTODY AND VISITATION

1 copy (atty)

Apr. 22, 1983, ORDER filed. 2 copies (atty)
AND NOW, April 22, 1983, the Court noting that a custody hearing in a companion case of Chapman vs. Chapman at No. 1982 - 285 has been previously set for May 5, 1983 at 9:30 A.M., the Court sets a hearing on this case at the same time.

You, Betty Jo Chapman, Arthur Fish, Gertrude Fish, and James H. Chapman, Jr have been sued in Court to obtain custody, partial custody or visitation of the child, Jamie Jo. Chapman.

You are hereby ordered to appear in person at such times and places as set for hearing in this matter, whether by the mediator or Judge.

You are further ordered to bring with you, if in your physical custody, the child, Jamie Jo Chapman, to any such hearing or mediation.

If you fail to appear as provided in this Order or to bring the child, if in your physical control, an Order for custody partial custody or visitation may be entered against you.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help. (Crawford County Notice to Defend info)

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

Apr. 25, 1983, copy of order to Atty. J. Mason.

May 9, 1983 Affidavit Of Service filed. I, Joan D. Mason, Esquire for the plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on April 27, 1983, mail to the above Defendant, James H. Chapman, by certified mail #268 571, a Complaint for Custody, Temporaryl Custody and Visitation and an Order in the above custody action. Said notice was received by James H. Chapman on May 2, 1983 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason- Attorney for Plaintiff

May 9, 1983 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on April 27, 1983 mail to the above Defendant, Gertrude Fish, by certified mail #268 572, a Complaint for Custody, Temporary Custody and Visitation, and an Order. Said notice was received by Arthur Fish, her husband and an adult member of her household, on April 30, 1983, as indicated by the return receipt card which was returned to the office of the Plaintiff's Attorney and is attached hereto.

Joan D. Mason - Attorney for Plaintiff

May 9, 1983 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on April 27, 1983 mail to the above Defendant, Arthur Fish, by certified mail #268 573, a Complaint for Custody, Temporary Custody and Visitation, and an Order. Said notice was received by Arthur Fish on April 30, 1983, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason - Attorney for Plaintiff

May 9, 1983 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on April 27, 1983 mail to the above Defendant, Betty Jo Chapman, by certified mail #268 574, a Complaint for Custody, Temporary Custody and Visitation, and an Order. Said notice was received by Betty Jo Chapman on April 29, 1983, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason - Attorney for Plaintiff

May 9, 1983 Order filed: AND NOW, May 5, 1983, after hearing, counsel for the defendant, James H. Chapman, requests a continuance of this case in order to present one (1) witness regarding the alleged abuse of drugs by the mother, Betty Jo Chapman, at time pertinent to the dates involved in this case.

Accordingly, this hearing is continued until May 24, 1983 at 10:00 a.m., for the production of witness Grace Huston.

It appears she will recide a lengthy list of her personal observations of Betty Jo Chapman using or abusing drugs and that she has reduced her proposed testimony or a substantial portion of it to writing.

In view of the fact that she is coming from the State of Kanaas and in order not to require her to return for rebuttal of her testimony by other witnesses, we will require counsel for James Chapman to furnish counsel for Betty Jo Chapman the written report in her hands from witness Huston covering the nature of her testimony in order that any rebutting witnesses may be available on May 24, 1983.

In the meantime, in view of the fact the father is here for this hearing, we will accord the father visits on May 6th and May 7th before he leaves to return to the State of Kansas.

Accordingly, by agreement of the parties, the mother or someone on her behalf will deliver the child to the Rlice Station at 4:00 p.m. in Conneautville, Pennsylvania on Friday, May 6th and the father or someone on his behalf will pick

Continued on next page

up the child and return the child to the Police Station promptly at 9:00 p.m. on said date. Likewise, the same arrangement will be made for visitation of the child with the father between the hours of 10:00 a.m. and 2:00 p.m. on Saturday May 7th.

At the time of pickup and delivery, there will be no words of animosity or unkindness of the parties and on one will do anything to place the child in a position of confusion or disrespect for either parent.

Visitations with grandmother Grace A. Keyser are reserved and will be determined after final hearing.

(Paper filed at AD 1982-285)

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

May 10, 1983 Copies of order to William Gregg, Joan Mason, Esqs. and James Chapman.

May 31, 1983, ORDER filed. AND NOW, May 24, 1983, the Court finds it inappropriate to award custody to the plaintiff grandmother but believes it advisable she have meaningful visitations with the child, and said visits having been provided in a companion case at No. 1982 - 285, the Court dismisses this petition.

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

June 1, 1983, copies of order to Attys. Joan Mason and W. Gregg.

May 31, 1983, VISITATION ORDER filed. AND NOW, May 24, 1983, this grandparent's petition for custody and visitation is heard with a companion custody case at 1982- 285. Plaintiff's petition for custody of minor grandchild Jamie Jo. Chapman is denied. Visits with said grandchild are accorded to Grace A. Keyser as follows:

The Child shall be in the custody of grandmother Keyser on the third weedend of every month that the mother Betty Jo Chapman has custody of the child with the visitations to be from Noon on Saturday until 7:00 Sunday, unless the parties agree for mutual convenience on other times.

An additional visit shall be accorded to the grandmother for a period of five (5) hours to take place in the first or second weeks of every calendar month the mother has custody, with the mother and grandmother to agree on a mutually convenient day -- preferably one that the grandmother is not working. If the parties cannot agree, the visit will be on the 10th day of each month.

It shall be the responsibility of the grandmother to pick up and return the child for said visits.

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

June 1,1983, copies of order to Joan Mason and William Gregg, Attys.

304
-B-

1983

Fuller, Kinnunen,
Miller, and Gamble
Gordon R. Miller

305.

COMMERCIAL CREDIT PLAN
a Consumer Discount
Company

vs.

RICHARD A. EDWARDS and
BARBARA EDWARDS

Filed Apr. 12, 1983

Tax & entry Paid $35.50 ✓

Sheriff's Costs: $21.55

Pro Co Pd 7-8-83 9.00 ✓

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

April 29, 1983 Sheriff's Return. SERVED AND MADE KNOWN TO Richard A. Edwards personally the within named defendant by handing a true copy of the within Complaint, No. A.D. 1983-305, to him, on April 12, 1983, at 2:00 P.M., at his place of residence, at 327 Main Street, Saegertown, in the County of Crawford, State of Pa.

SERVED AND MADE KNOWN TO Barbara Edwards personally the within named defendant by handing a true copy of the within Complaint, No. A.D. 1983-305, to her, on April 25, 1983, at 9:46 A.M., at her place of residence, at 112 Bolard Avenue, Cambridge Springs, in the County of Crawford the State of Pennsylvania.

So answers,

E. Ralph Copeland, Chief Deputy She
Edger D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, July 8, 1983 @ 10:03 A.M., upon praecipe of Plaintiff's attorney, with affidavit of entry of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant for want of an answer and the same is liquidated at the sum of Three Thousand Nine Hundred Seventy-four Dollars and Eighty-nine Cents and interest from August 1, 1982 at rate of 21% plus court costs.

Debt $3,974.89 + Int & Costs

E-144, 24
Judgment Entered 7-8-83

JUDGMENT
James F. Simmons
Prothonotary

EX 1983-108

~~Emil Spadafore~~
Mariann Luksik,
Legal Aid
Mason and Mason
Joan D. Mason

306.

Emil Spadafore

6/3/83 Received $67.94 from defendants atty.

6/20/83 Paid $67.94 Vernon L Kelly for C. Co. Comm

CAROL A. BONNELL

vs.

ROY L. BLYSTONE

Filed Apr. 12, 1983 ✓

Tax & entry Paid-$35.50

Wm. Pineo, Mediator
135.89
9.00

John Fuller, Mediator
120.00
9.00

PETITION FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

You, Roy L. Blystone, Respondent, have been sued in court to obtain custody, partial custody or visitation of the children, Marylee Blystone and Roy Lee Blystone, Jr.

William Pineo is hereby appointed as Mediator to hear this matter.

You are ordered to appear in person at such times and places as shall be set for hearing this matter

You are further ordered to bring with you, if in your physical custody the children Marylee Blystone and Roy Lee Blystone, Jr.

If you fail to appear as provided by this Order or to bring the children if in your physical control, an Order for custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Association
Service to the Public Committee
360 Chestnut St.
Meadville, Pa. 16335
Telephone No. 734-7719

Dated: 4/12/83

By the Court,
P. Richard Thomas, J.

Apr. 14, 1983, copy of order to Joan Mason.ESq.

Apr. 29, 1983 Service of Copy of Complaint Accepted by Emil Spadafore, Esq.

May 20, 1983 Temporary Order filed: AND NOW, May 20, 1983, after Mediation in the above-captioned case and upon the recommendation of the Child Custody Master,

IT IS HEREBY ORDERED AND DECREED that:

1. The parties shall share custody of their minor children, Maryleee Blystone and Roy Lee Blystone.

2. The father shall have primary custody of said children until July 31, 1983 and the mother shall have the right to visit with her children every weekend from Friday at 7:00 p.m. until Sunday at 7:00 p.m., except for the last weekend of every month.

3. The mother shall have possession of the children for a four month period beginning August 1, 1983 and ending December 1, 1983. The father shall have possession of the subject minor children from December 1, 1983 through April 1, 1984, after which the parties shall continue alternating the four month periods. The parties shall insure that the children continue to attend school in the Cambridge Springs Area.

4. The parent who has not the possession of the said minor children shall have the right to visit with his or her children on alternate weekends from 7:00 p.m. Friday until 8:00 p.m. Sunday beginning with the second full weekend after he or she has given possession of the children to the other party. In addition the nonpossessory parent shall have the right to visit with his or her children one evening per week from the end of school (or 3 p.m. if in the summertime) until 9:00 p.m. in those weeks in which he or she has not had visitation or possession of said children. Said parent shall give the other one weeks notice of the evening which he or she wishes to select.

5. Each party shall, during the period in which he or she has primary custody designate a two week period during which no visitation by the other shall be required. Each party shall give the other notice of said period by May 15th.

6. The children shall spend Christmas Eve from Noon until 9:00 p.m. and Holy Saturday from Noon to 9:00 p.m. in the home of the parent which has not possession of said children under the provisions of paragraph 2.

7. Each party shall be responsible for picking up the children at the beginning of the period in which he or she is to exercise the right of the nonpossessory parent and the non possessory parent shall be responsible for picking up and delivering the children from visitations accorded to the nonpossessory parent.

8. The parties shall cooperate in seeking counseling for the child Roy Lee Blystone with a reputable psychologist or psychiatrist.

9. Each party shall teach the children to give to the other party that love and repsect which is due a parent from his children and neither shall do or say anything to blacken the character of the other in the estimation of said children.

10. The parties shall not indulge in any altercation or argument in the presence of the children.

11. Either party may move for a hearing de novo for a period of thirty (30) days from date hereof. Should neither party so move, this Order shall be considered a permanent Order.

12. The parties may agree to minor alterations in this Order but in the event that problems arise which cannot be resolved with the parties, the terms of this Order shall govern. Either party may request further mediation at any time.

13. Costs and fees of this mediation, which are allowed in the amount of $135.89, are divided equally between the parties and their share of each shall be assessed to him as costs. Each party shall pay his share to the Prothonotary of Crawford County.

BY THE COURT,
P. Richard Thomas, J.

May 24, 1984 Copies of order to Joan Mason, Emil Spadafore and Wm. Pineo, Esqs.

RECORD CONTINUED
ON PAGE 306A

Jan. 28, 1985, Petition To Modify Custody, and Order filed.
ORDER OF COURT:

AND NOW, this 28th day of Jan. 1985, upon consideration of the foregoing Petition to Modify Custody, it is hereby ordered that all parties and their counsel are to appear in person for a mediation conference before JOHN FULLER, CHILD CUSTODY MEDIATOR at such time and place as the Mediator may specify. The Party having custody of the minor children at the time scheduled for mediation is ordered to bring the minor children to the mediation conference.

BY THE COURT,
Robert L. Walker, J.

1 copy (mediator)

Jan. 28, 1985 copies of order to J. Mason, E. Spadafore and Mariann Luksik, and John Fuller.

Feb. 12, 1985 Affidavit Of Service filed. I, MARIANN E. LUKSIK, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of recrod for Carol A. Bonnell, and that as such I an authorized to execute this Affidavit; that I did, on the 31st day of January, 1985, send by Certified Mail, Addressee Only, Return Receipt Requested to Roy L. Blystone a true and correct copy of the Petition to Modify Custody at his last known address of Box 127, Venango, Pennsylvania 16440 as evidenced by the attached sender's receipt No. P 151 159 106, and that on the 7th day of February, 1985, I did receive the duly executed return receipt dated the 5th of February, 1985.

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. 4904, relating to unsworn falsification to authorites.

Mariann Luksik

Feb. 28, 1985, ORDER filed. AND NOW, Feb. 28, 1985, after mediation conference before JOHN FULLER, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of the minor children, Mary Lee Blystone and Roy Lee Blystone shall be shared between the mother and the father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall participate fully in decisions affecting the children's education, religious instruction and other important decisions.

II. Physical custody of the children, Mary Lee Blystone and Roy Lee Blystone, shall be with their mother, Carol A. Bonnell, during the school year from approximately Sept. 1 to Approximately June 1 each year and custody of the two children shall be with their father, Roy L. Blystone, during the summer months when school is not in session, from approximately June 1 to Sept. 1, each year, subject to the following conditions:

A. When the children are in custody of their mother during the school year, the father shall have the right to visit and take the children into his custody every other weekend beginning March 1, 1985, from Friday at 7:00 P.M. until Sunday at 7:00 P.M.

B. During the summer months when the children are primarily in the custody of the father, the mother shall have the right to visit and take the children with her every other weekend from Friday at 7:00 P.M. until Sunday at 7:00 P.M.

C. Holidays and custody on such holidays shall be as follows: In 1985, the children shall be in the custody of the father on Easter Sunday and on Christmas Day and the children shall be in the custody of the mother on Thandsgiving Day. In 1986, these holidays shall be reversed and the parties shall continue to alternate having the children in their custody on such holidays in the same manner thereafter until this order has been changed or amended. On holidays when the children are in the father's custody, they shall be in the custody of the mother on the evening preceding such holiday from 6:00 P.M. to 10:00 P.M., and on hilidays when the children are in the custody of the mother, they shall be in the custody of the father on the evening preceding such holidays from 6:00 to 10:00 P.M.

D. Each year the children shall spend the Christmas vacation from school of approximately ten (10) days with their father and each summer the children shall spend ten (10) consecutive days with their mother. The mother shall give the father at least thirty (30) days notice of the ten days in which she intends to exercise such summer visitation.

E. Neither the mother nor the father shall say anything disrespectful about the other parent or the other step-parent nor shall either step-parent say anything disrespectful about the other stepparent or other parent in the presence of the children, but on the contrary, all parties shall do everything in their power to foster love and affection between the children, the parents and step-parents.

Costs of the mediation conference shall be equally divided between the parties.

This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed within thirty (30) days of the date hereof.

By the Court,
Robert L. Walker, Judge

Feb. 28, 1985, copies of order to Attys. M. Luksik, E. Spadafore and John Fuller.

Continued on Page 306B

Aug. 5, 1985 Petition to have Respondent Held in Contempt For Failure to Comply with Custody Order; Notice and Order to Appear filed. Order: Legal proceedings have been brought against you alleging that you have willfully disobeyed an order of court for custody.

If you wish to defend against the claim set forth in the following pages, you may, but are not required to, file in writing with the court your defenses or objections.

306 B

1983

Continuation of Carol A. Bonnell vs. Roy L. Blystone (AD 1983 - 306)

Whether or not you file in writing with the court your defenses or objections, you must appear in person in court on August 27, 1985, at 10:30 in Court Room 1 or 2 at the Crawford County Court House, Meadville, Pennsylvania.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds that you have willfully failed to comply with its order for custody, you may be found to be in contempt of court and committed to jail, fined or both.

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

August 5, 1985 Crawford County Bar Association Service to the Public Committee, 360 Chestnut St., Meadville, Pa. 16335 Telephone No. 724-7719

Robert L. Walker, J.

Aug. 8, 1985 copies of order to Attys., M. Luksik, E. Spadafore and John Fuller.

Aug. 5, 1985 Petition for Mediation Conference and Modification of Custody Order and Order filed. Order : AND NOW, This 5th day of August, 1985, it is hereby ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Master, John Fuller, at a time to be set by the Master in the Crawford County Court of Common Pleas, Crawford County, Pennsylvania, as required by Local Rule 31(e) of the Court of Common Pleas of Crawford County, Pennsylvania.

It is further ordered that pending said hearing the Petitioner shall have custody of the minor child, Mary Lee Blystone, with reasonable visitation with the Respondent/father as can be mutually agreed upon between the parties.

Robert L. Walker, J.

Aug. 8, 1985 copies of order to Attys., M. Luksik, E. Spadafore and John Fuller.

Aug. 19, 1985 Affidavit of Service of Petition to Have Respondent Held in Contempt of Custody Order filed.

Aug. 19, 1985 Affidavit of Service of Petition for Mediation Conference and Modification of Custody Order filed.

Aug. 27, 1985, Petition To Have Respondent Held in Contempt For Failure To Comply with Custody Order, filed.

Aug. 28, 1985, ORDER filed. AND NOW, August 27, 1985, the request to find the defendant in contempt is DENIED and both parties are cautioned to comply with the existing Order or any future modification thereof regarding custody and visitation.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Aug. 28, 1985, copies of order to Attys. Dennis Kuftic, and Emil Spadafore.

1983

Harry Faber White II

307.

Mark D. Prather

NORTHWEST CRAWFORD COUNTY SEWER AUTHORITY

vs.

WALTER J. HOWICK

Filed and Issued
Apr. 12, 1983

Tax & Entry Paid $35.25 ✓
Pro.Co Pd 2/15/84- 15.00 ✓
Sat 8-13-92 PD 5.00

APPEAL OF DEFENDANT FROM JUDGMENT OF WENDELL A. BENNETT, DISTRICT JUSTICE

Apr. 12, 1983, Rule to File Complaint Issued.

April 14, 1983 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

May 4, 1983, Complaint filed.

June 7, 1983, Answer Containing New Matter filed.

June 17, 1983, Plaintiff's Reply to Defendants' New Matter filed.

Feb. 14, 1984, Upon praecipe of plaintiff attorney, for Reference to the Arbitrators, the following Arbitrators are appointed: David L. Hotchkiss, Ch.
~~Charles J. Swick, Ch.~~
Gary A. Fabian
Stephen E. Hall

Mar 28, 1984 Decision of Arbitrators filed in which they find in favor of the Plaintiff and against the Defendants in the amount of eight hundred six dollars and twenty cents ($806.20) together with record costs.

H-221, 16

DECISION OF ARBITRATORS
Amount $806.20

Mar 28, 1984 Copies of decision given Harry White and Mark Prather, Esqs.

Aug. 13, 1992 This Judgment satisfied (see paper filed).

Bozic, Thomas & Johnson
John H. Bozic, Jr.

308.

DARLA A. HANNAN

vs.

JOSEPH K. HANNAN

Filed April 12, 1983

Tax & entry Paid $35.50 ✓

Sheriff's Costs 17.15
Proof fd 4/25/83 9.00 ✓

COMPLAINT FOR CUSTODY

2 copies (atty)

Apr. 12, 1983, ORDER filed. You, Joseph K. Hannan, Defendant, have been sued in court to obtain custody of the child, Joseph Michael Hannan.

You are ordered to appear in person on the 22nd day of April, 1983, at 1:30 o'clock P.M. in Courtroom No. 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

Pending further order of this Court, the Defendant or anyone acting on his behalf, is prohibited from removing the child, Joseph Michael Hannan, from the custody of the Plaintiff, Darla A. Hannan, or from the jurisdiction of this Court.

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

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help. Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street
Meadville, Pennsylvania 16335
(814) 724-7719

P. Richard Thomas, P.J.

Apr. 12, 1983, copy of order to Atty. Bozic.

Apr. 19, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Joseph K. Hannan, personally, the within named defendant, by handing a true copy of the within Complaint for Custody and Order, AD 19830308, to him, on April 14, 1983 at 4:18 P.M., at his place of visitation, Reed Ave., Conneaut Lake, Crawford Co., Pa.

So answers, E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Apr 20, 1983 Order filed: AND NOW, this 20th day of April, 1983, there appeared beforeme, the Plaintiff, DARLA A. HANNAN, represented by John H. Bozic, Jr., Esq., and JOSEPH K. HANNAN, who is unrepresented, The said JOSEPH K. HANNAN, was served a copy of the Complaint and Order thereon on April 14, 1983 and acknowledges that he understands that he has the right to counsel but elected to waive this right.

Upon consent of the parties, prime custody of the minor child, JOSEPH MICHAEL HANNAN, is hereby granted to the natural mother, DARLA A. HANNAN, Plaintiff.

The parties recognize that the natural father, JOSEPH K. HANNAN, has rights to reasonable visitation of the said minor child, but by reason of the fact that the said father is in the military service stationed in San Diego, California, a precise visitation schedule is difficult to construct under these circumstances. Either party hereto may petition this Court at any time to establish the natural father's visitation rights.

On any visit with the minor child, the Defendant is prohibited from removing the child from the Commonwealth of Pennsylvania without further Order of this Court.

Robert L. Walker, J.

Apr. 20, 1983 Copies of order to John Bozic, Jr., Esq.

April 20, 1983 Order filed: AND NOW, April 20, 1983, as a supplement to the Order submitted by the parties, it is ORDERED that the Plaintiff keep the Defendand notified by any serious illness, emergency or other important factor bearing on the welfare of the minor child Joseph Michael Hannan.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Apr. 20, 1983 Copies of order to John Bozic, Esq. and Defendant.

Culbertson, Weiss, Schetroma & Schug
David Hotchkiss

309.

RICHARD L. BEEBE and JOY E. BEEBE

vs.

CHARLES A. BISH, an Individual, RONALD A. BISH, an Individual, and CHARLES A. BISH and RONALD A. BISH, t/a BISH MARINE, a Partnership

Filed Apr. 12, 1983

Tax & entry Paid $35.50
Sheriff's Costs: $19.75
Sheriff's Costs $15.15
Pro Co Pd 6/20/83 9.00

ACTION IN MORTGAGE FORECLOSURE

3 copies (sheriff)

Apr. 12, 1983, Affidavit of Non-Military Service filed.

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 384, page 393.

April 29, 1983 Sheriff's Return. SERVED AND MADE KNOWN TO Charles A. Bish, personally the within named defendant by handing a true copy of the within Complaint In Action to Mortgage Foreclosure, No. A.D. 1983-309, to him, on April 20, 1983, at 11:10 A.M., at his place of residence, at R. D. #3, Cochranton, in the County of Crawford, the State of Pennsylvania.

SERVED Ronald A. Bish the within named defendant by handing a true copy of the within Complaint In Action to Mortgage Foreclosure, No. A.D. 1983-309, to Charles A. Bish, namely father, on April 20, 1983, at 11:11 A.M., at R. D. #3, Cochranton, in the County of Crawford the State of Penna.

SERVED Bish Marine, the within named defendant by handing a true copy of the within Complaint In Action to Mortgage Foreclosure, No. A.D. 1983-309, to Charles Bish, on April 20, 1983, at 11:12 A.M., at R. D. #3, Cochranton, in the County of Crawford, the State of Pennsylvania.

So answers,

Edger D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 27, 1983, Praecipe for Complaint Reinstatement fileed.

June 13, 1983, Sheriff's Return filed. On, June 1, 1983, at 3:29 P.M., posted the within property, located at R. D. #2, Conneaut Lake, in the County of Crawford, the State of Pennsylvania. No person, was found in possession of the mortgaged premises.
So answers, Howard N. Stewart, Sheriff

And Now, June 20, 1983, at 4:19 o'clock P.M., upon praecipe of plaintiff attorney, with copy 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 damages are assessed in the amount of One Hundred Thirty One Thousand Six Hundred One and 85/100 Dollars, plus int. on prin. debt at rate of $25.18327 per diem from 6/11/82. (includes real est. taxes $2,915.34 & Atty. fees of $6,127.93)

Debt --------$131,601.85
Int. from 6/11/82

B - 36, 146, 36, 146, 186
6/20/83 - Judgment entered

JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION 1983 - 47

Paul D. Shafer, Shafer, Dornhaffer, Swick Bailey & Irwin, and Berkman Ruslander Pohl Lieber & Engel Stephen C. Veltri

310.

Markel, Schafer & Means, P.A. by Seymour J. Schafer, Charles M. Means AND Bozic, Thomas & Johnson by R. Charles Thomas

Hollinshead & Mendelson, Leonard M. Mendelson for intervenor Merrill-Dickson Properties, Inc.

ABLE MANAGEMENT, INC., FRANK THEATEE CORPORATION VENANGO MANAGEMENT CO., INC., CHESTER F. DEMARSH and ELEANOR J. DEMARSH, his wife,

vs.

C.K.M. CORPORATION

Filed April 13, 1983

Tax & entry Paid $35.50 ✓
Sheriffs Costs 16.75
Appeal 1/18/84 paid 30.00 ✓
Pro Co pd 12/6/84 6.00 ✓

COMPLAINT IN EJECTMENT

1 copy (sheriff)

To recover possession of Bantam Twin, located in City of Meadville, County of Crawford, and judgment.

Apr. 25, 1983, Sheriffs Return filed. SERVED C.K.M. Corporation the within named defendant on April 15, 1983, at 12:05 P.M. by handing a true and attested copy of the within Complaint in Ejectment, No. A.D. 1983 - 310 at Bantam Theaters, Park Avenue, Meadville, Pennsylvania, in the County of Crawford, the State of Pa., the usual place of business to Eleanor Mead, Manager, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

May 18, 1983, Preliminary Objections of defendant C. K. M. Corporation filed.

May 26, 1983 Amended Complaint filed.

June 14, 1983, Preliminary Objections To AmendedComplaint filed.

June 22, 1983, Motion and Order filed. AND NOW, June 22, 1983, Argument on Defendant's Preliminary Objections to the Amended Complaint is hereby set for July 25, 1983, at 2:30 o'clock P.M. in Courtroom No. 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania, 16335.
Per Curiam,
Robert L. Walker, J

June 22, 1983, Copies of order sent to all counsel.

**July 26, 1983 RE: Preliminary Objections To Amended Complaint and Order filed. AND NOW, July 26, 1983, Defendant's Preliminary Objections to the Amended Complaint are overruled and the Defendant is accorded twenty (20) days from the date of this order to file appropriate responsive pleadings to the amended complaint. MOTION FOR AWARD OF ATTORNEY FEES AND NOW, July 26, 1983, a Motion for Attorney Fees having been presented to the Court on July 25, 1983, and delayed for argument by the motion's Judge until the undersigned Judge could hear argument on the Preliminary Objections, the ruling of the Court on said motion is as follows: The defendant is given twenty (20) days from the date of this order to file an appropriate responsive pleading to this motion.
At this time the Court believes a ruling on this motion should be delayed until the ultimate outcome of this case, and ACCORDLINGLY, the matter of the Award of Attorney Fees, is delayed until the ultimate decision of the lower court, which must again be brought to the attention of the Court for ruling by motion of either party.
BY ORDER OF THE COURT,
P Richard Thomas, P.J.**

July 26, 1983 Copies of order sent to all counsel.

Aug. 15, 1983 Response To Motion For An Award Of Attorney's Fees And New Matter filed.

Aug. 15, 1983 Answer To Amended Complaint And New Matter filed.

Sept. 9, 1983 Plaintiffs Answer To New Matter filed.

Sept. 9, 1983 Petition To Reinstate Waste And For Other Relief filed.

**Sept. 9, 1983 Order filed. AND NOW, September 9, 1983 upon consideration of the foregoing Petition a Rule is entered on the Defendant to show cause why the prayer of the Petitioner should not be granted.
Returnalbe for hearing on Oct. 4, 1983 at 9:30 o'clock A.M. in Courtroom No. 1 of Crawford County Courthouse, Meadville, Pennsylvania.
Per Curiam
P. Richard Thomas, J**

Sept. 12, 1983 Copies of order to Paul Shafer, Stephen Veltri, Seymour Schafer, Charles Means and R. Charles Thomas.

**Oct. 3, 1983 Motion To Withdraw Petition To Restrain Waste and Order filed. AND NOW, October 3, 1983, upon consideration of the foregoing Motion to Withdraw the Petition For Restrain of Waste, it is hereby ordered that the hearing set for October 4, 1983, at 9:30 A.M. in Courtroom No. One is cancelled and the Rule to Show Cause is discharged.
By the Court,
P Richard Thomas, J**

Oct. 4, 1983 Copies of order to Paul Shafer, Stephen Veltri, Seymour Schafer, Charles Means and R. Charles Thomas.

Nov. 4, 1983, Petition to Intervene and Order of Court filed. AND NOW, to wit this 4th day of Nov. 1983, upon consideration of the foregoing Petition to Intervene, it is ORDERED that a Rule is hereby issued upon the above-named parties to the instant action to show casue why petitioner Merrill-Dickson Properties, Inc. should not be granted leave to intervene in this action and allowed to make all proper responses, defenses and claims.
This Rule is returnable on the 9 day of Dec. 1983 at 1:30 P.M. in courtroom No. 1 or 2, Crawford County Court House, at which time a hearing shall be held on the matters raised in the Petition to Intervene. This order entered on condition Merrill-Dickson file an amendment to the petition either attaching the written document of assignment or pleading in detail the date & conditions of any oral assignment, with said amendment to be filed on or before Nov. 18, at 5 P.M.
P. R. Thomas, J.
Nov. 4, 1983, copies of order to all counsel of record.

Continued on Next Page . . .

Nov. 10, 1983 Re: Motion for an Award of Attorney Fees and Order filed:
The Court's attention is directed to the fact that the above motion appeared in the records of this case, but apparently had never been stamped as officially filed, although a response to said motion was filed by the defendant August 15, 1983.
The Court directs the Prothonotary to file said motion and the Court will consider that it had been timely filed nunc pro tunc.
No argument is scheduled on said motion, but counsel for the parties will direct the Court's attention to this matter at the time ultimate resolution of this case is made by court opinion, agreement of parties or separate court order.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Nov. 14, 1983 Copies of order to all counsel of record.

Nov. 16, 1983 Amended Petition to Intervene filed.

Dec. 2, 1983 Answer Of Plaintiffs To Amended Petition To Intervene filed.

Dec. 2, 1983, Deposition of Ernest Stern filed.
Dec. 14, 1983, Exhibits filed.

Dec. 14, 1983 Order filed. AND NOW, December 9, 1983, at the time set for argument, counsel for the plaintiff and counsel for Merrill-Dickson Properties Inc., intervenor, stipulate that the facts of this case necessary for the Court to resolve the issues to be argued are contained in a statement of the case found on Page 1, 2, and at the tope of Page 3, with a footnote at the bottom of Page 3 in a memordandum of law in support of petition to intervene and will become for the purposes of the record in this case a part of said record with the same force and effect as if the facts had been proved under oath by questions and answers. The following are also stipulated:
1. Counsel for the plaintiff and intervenor agree that Exhibit A and Exhibit B attached to the amended complaint shall be incorporated as part of the facts in the case.
2. In resolving the issues to be argued in this case, the Court may consider any portions of the sixty-nin (69) page deposition of Ernest Stern given November 4, 1983, with particular reference to Pages 48, 49, and 50.
3. The Court may consider, in resolving this issue, a letter of agreement dated February 16, 1978 between John D. Harper, Jr., and Thomas Reich and Ernest Stern. (Designated as intervenor Exhibit #1.)
4. Also, the parties agree that the assignment of lease with indemnification and acceptance by assignee, which is attached to the amended peition to intervene, was in fact executed by the entities who appear at the end thereof on or about the date stated. (Designated as Intervenor Exhibit #2.) It is further stipulated that the document was delivered to the then counsel for the parties.
4A. The document, which has been marked as Intervenor Exhibit #2, was delivered after execution to the then counsel for Merrill-DicksonProperties, Inc.
5. The parties further stipulate that Her-Tom Properties, Inc., has changed its name to Merrill-Dickson Properties, Inc., that its business address is 1331 Frick Building, Pittsburgh, Pennsylvania. The President of Merrill-Dickson Properties, Inc., is John D. Harper, Jr., and the sole shareholders of Merrill-Dickson Properties, Inc., are John D. Harper, Jr., and Thomas Reich.
6. The theater, which is referred to in some of the written exhibits as the Meadville I and II is the very same theater which is the subject of this litigation, which is also known as the Bantam Cinemas Twin.
7. Cinemette Corporation of America is the parent corporation of CKK,M. and C.K.M. is wholly owned by Cinemette Corporation of America. The president of Cinemette Corporation of America is Ernest Stern. Merrill-Dickson Properties, Inc., is a Pennsylvania corporation.
8. The income and expenses from the Bantam Cinema Twin or the Meadville I and II are reported for income tax purposes on the tax returns of Merrill-Dickson Properties, Inc.
9. Attached to the rear of Intervenor Exhibits #2 is what formerly appeared as the first page of the document. The present first page of that document has been substituted with the consent of Cinemette Corporation of America and C.K.M. in order to clear up what Cinemette Corporation of America and C.K.M. and Merrill-Dickson Properties, Inc., considered to be an ambiguity and error in the description of the premises signed.
10. Merrill-Dickson Properties, Inc., does not now nor has it ever had any interest in a theater known as the Bantam Drive-In situate in Crawford County or any other County in Pennsylvania or in any other State.
BY ORDER OF THE COURT,
P Richard Thomas, P.J.

Dec. 15, 1983 Copies of order to all Counsel of record.

Jan. 3, 1984 RE: Petition Of Merrill-Dickson Properties, Inc. To Intervene Memorandum And Order filed. AND NOW, January 3, 1984, the Petition of Merrill-Dickson Properties, Inc., filed November 4, 1983, requesting permission to intervene in this action is denied..
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Jan 4, 1984 Copies of order to Louis Stack, Stephen Veltri, Leonard Mendelson, Merkel, Schaefer & Means, P.A. and Thomas.

Jan. 18, 1984, NOTICE OF APPEAL of Intervenor Merrill-Dickson Properties, Inc. to Superior Court of Pennsylvania from Order entered in matter on 1/3/84.

Feb. 2, 1984 Affidavit Of Service of Subpoena filed.

Feb. 2, 1984 Notice Of Deposition of Merrill-Dickson Properties filed.

Feb. 22, 1984 Notice Of Appeal Docketing Superior Court Docket No. Assigned 00088PGH84 filed.

June 27, 1984, Record Returned from the Superior Court of Pennsylvania, Pittsburgh, Pa., and Certification of discontinuance from the record of Superior Court, filed.
June 15, 1984, Praecipe for Discontinuance, filed. (APPEAL DISCONTINUED)
June 27, 1984, copy of notice of remand mailed to Superior Court of Pa.

Dec. 6, 1984 Upon praecipe of attorney for Plaintiffs the above captioned case is marked settled and discontinued of record.

310
-B-

_____TERM

SHAFER, SWICK, BAILEY, IRWIN AND STACK

James R. Irwin

~~Culbertson, Weiss~~, Schetroma & Schug
~~Mary A. Kirkpatrick~~ (withdrawn)

311.

~~John D. Petruso~~ withdrew

Mason & Mason
Joan D. Mason

GUY F. HART

vs.

JUDITH HART

Filed Apr. 13, 1983

Tax & entry Paid $35.50
1 count Paid 15.00
Add'l Count Pd 5/23/84 15.00
R. Charles Thomas, Master
State Pd. 1-2-92 10.00
Pro. Co. Pd. 1-2-92 9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Apr. 15, 1983, Counseling notices mailed.

Apr. 18, 1983 Affidavit of Service filed: AND NOW, April 18, 1983, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she the attorney for Guy F. Hart, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P355 825 167, postmarked April 13, 1983, to the last known address of the Defendant, Judith Hart, R.D.#5, Dutch Hill Road, Meadville, Pennsylvania.

3. That the Defendant, Judith Hart, on April 14, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire

Apr. 19, 1983, Appearance of John D. Petruso, attorney for defendant filed.

May 2, 1983, Petition for Special Relief Under the Divirce Code Pursuant to Pa. R.C.P. 1920.43. Order filed. AND NOW, May 2, 1983, after presentation of the Petition for Special Relief, a rule was issued upon the Defendant to show cause if any she has why the Plaintiff should not be permitted to enter the marital residence to remove his separate property and specified items of marital property which he needs for the maintenance of his separate residence.

Hearing is scheduled for the 25th day of May, 1983, at 9:30 o'clock, A.M., in Court Room No. 1 or 2 of the Crawford County Courthouse at Meadville, Pennsylvania.

By the Court,
Robert L. Walker, J.

May 2, 1983, Copies to Mary A. Kirkpatrick and John D. Petruso.

May 20, 1983, AnswersOf Defendant To Plaintiff's Petition For Special Relief filed.

May 26, 1983 Order filed. AND NOW, May 25, 1983, after partial hearing and by agreement of the parties, it is ordered that the plaintiff shall have the right to go to the former marital domicile on June 4, 1983, at a reasonable period of time during daylight hours and remove from the premises the following items: One cherry kitchen table, one small night stand/dresser, one blue sofa, the safe, the hall tree, tools and hardware.

BY ORDER OF THE COURT,
Robert L. Walker, J

May 27, 1983, Copies to Mary Ann Kirkpatrick and John D. Petruso.

July 6, 1983, Plaintiff's Inventory and Appraisement filed.

Aug. 12, 1983 Notice of Interrogatories to Defendant filed.

Aug. 22, 1983 Motion For Appointment Of Master and Order filed. AND NOW, Aug. 22, 1983, R. Charles Thomas is appointed Master in the above matter to hold a hearing and make report upon claims involving: Equitable Distribution. Deposit required: By Plaintiff $250.00 By Defendant $250.00.

PER CURIAM,
Robert L. Walker, J

Aug 23, 1983 Copies of order to Mary Ann Kirkpatrick, John D. Petruso and R. Charles Thomas.

Aug. 23, 1983 AND NOW, August 22, 1983, a Motion for Appointment of a Master having been filed and an Order entered appointing a Master, but it appearing that the defendant has not filed an Inventory and Appraisement as required by the rules although the time in which to do so has expired, the defendant is ordered to file her Inventory and Appraisement on or before September 9, 1983 or be precluded from offering testimony at the Master's hearing relating to any matter that would have been included in the inventory and appraisement.

BY ORDER OF THE COURT,
Robert L. Walker, J

Aug 24, 1983 Copies of order to Mary Ann Kirkpatrick, John D. Petruso and R. Charles Thomas.

Sept. 2, 1983, Inventory and Appraisement of Judith A. Hart filed.

Sept. 14, 1983 Notice and Answers to Plaintiff's First Set of Interrogatories filed.

Nov. 18, 1983 Affidavit of Consent for Plaintiff filed.

Continued on page 528A

5/12/86 Rec'd $250.00 from plaintiff

12-11-91 Rec'd 250.00 from Deft

Pd R C Thomas Esq Master Fees Ck# 66654 $420.00 2-18-92

Pd Morse Gentner & Hodge Stens Fees 2-18-92 Ck# 66655 55.50

Pd Guy F Hart refund 2-18-92 Ck# 66656 12.25

Pd. Judith Hart Refund 2-18-92 Ck# 66657 12.25

Replaced by Check # 71966 9-24-92 to Judith Hart $12.25

James R. Irwin

Shafer, Dornhaffer, Swick & Bailey

312.

Knox Graham McLaughlin Gornall & Sennett, Inc.

Blystone & Blystone
Peter E. Blystone

LeROY CHANEY

vs.

BOROUGH OF CAMBRIDGE SPRINGS

Filed Apr. 13, 1983

Tax & entry Paid $35.50
Sheriff's Costs: $16.75
Pro Co Pd 4.25.84.70

COMPLAINT IN ASSUMPSIT AND TRESPASS

1 copy (sheriff)

(Jury Trial Demanded)

April 29, 1983 Sheriff's Return. SERVED Borough of Cambridge Springs the within named defendant on April 15, 1983, at 3:38 P.M., by handing a true and attested copy of the within Complaint In Assumpsit and Trespass, No. A.D. 1983-312, at City Hall 26 Federal Street, Cambridge Springs, in the County of Crawford, the State of Pennsylvania, the usual place of business, to David W. Stone, Manager, the person for the time being in charge thereof.

So answers,

E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

May 2, 1983 Appearance of Knox Graham McLaughlin Gornall & Sennett, Inc. by John M. McLaughlin, Esq. for Defendant filed.

May 23, 1983, Answers filed.

Aug. 4, 1983, Amended Answer of Defendant, filed.

Sept. 1, 1983, Interrogatories Addressed to the Defendant, and Answers Thereto, filed.

Sept 6, 1983 Plaintiff's Reply To New Matter filed.

Sept. 13, 1983 Upon Praecipe of Defendants Attorney for Placement On Trial List this case placed on next available trial list filed. (Certificate of Service attached).

Oct. 19, 1983 Responses to Defendant, Borough of Cambridge Springs' Requests for Production to Plaintiff filed.

Oct. 25, 1983, Defendant's Corrected Answers to Plaintiff's Interrogatories filed.

Nov. 4, 1983, Notice of Taking Deposition Upon Oral Examination of LeRoy Chaney, filed. (Certificate of Service attached)

Nov. 9, 1983 Notice Of taking Depositions On Oral Examination of David W. Stone and Esther B. Houpt filed.

Nov. 21, 1983, Defendant's Motion for Summary Judgment filed.

Nov. 21, 1983, Upon praecipe of defendant attorney, Motion for Summary Judgment placed on next Argument List. (brief)

ON ARGUMENT LIST FOR DECEMBER 19, 1983; No. 2.

Dec. 5, 1983, Oral Depositions of Leroy Chaney, Esther B. Houpt and David W. Stone, filed.

Dec. 5, 1983, Notice of Service of Requests for Production of Documents to Defendant filed.

Dec. 13, 1983, Notice of Service of Interrogatories to Plaintiff filed.

Jan. 4, 1983, Plaintiff's Request for Production of Documents to Defendant Borough of Cambridge Springs, and Responses Thereto filed.

ON FEBRUARY 1984 TRIAL LIST: No. 7

Jan. 17, 1984, Answers To Interrogatories to Plaintiff (first Set) filed.

Jan. 26, 1984, Defendant's Reply to Plaintiff's Supplementary Brief Re Defendant's Motion for Summary Judgment, filed.

Jan. 26, 1984, Affidavit filed, by David W. Stone, Borough Manager of defendant, Borough of Cambridge Springs, attesting to receipt of Christopher Roofner's resignation letter.

ON APRIL 1984 CIVIL TRIAL LIST; No. 4.

Mar 22, 1984 Sur Defendant's Motion for Summary Judgment, Opinion and Order filed: AND NOW, March 20, 1984, we hold that since Plaintiff's lawsuit is not time barred by 42 Pa. C.S.A. Section 5571(b), there are triable issues of fact and Defendant's Motion for Summary Judgment is denied.

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

Mar. 22, 1984 Copies of order to James Irwin and John McLaughlin, Esqs.

Apr. 6, 1984 Appearance of Blystone & Blystone by Peter Blystone, Esq. for Defendant filed.

CONTINUED IN MARGIN

Apr. 9, 1984 Motion to Amend Complaint by the withdrawal of Count I and Order filed. AND NOW, April 9, 1984 Plaintiff's Motion to Amend his Complaint by withdrawing Count I is hereby granted. Robert L. Walker, Apr. 10, 1984 Copies to James Irwin, John McLaughlin, & Peter Blystone

Apr. 23, 1984
Upon praecipe of plaintiff attorney, the above captioned matter is hereby marked settled and discontinued of record.

1983

Theodore B. Ely, II Ely & Bernard 313.	RALPH E. WEAVER, JR. and KATHLEEN WEAVER, his wife vs. BRUCE JOHNSON, Esquire, individually and d/b/a BOZIC, THOMAS and JOHNSON Filed and Issued Apr. 13, 1983 Tax & entry Paid $35.50 **Pro Co Pd 12-10-85 5.00**	SUMMONS IN ASSUMPSIT AND TRESPASS Issued (sheriff) **Dec. 10, 1985 Upon Praecipe of Plaintiff's Attorney this case is marked settled and discontinued of record.**

Theodore B. Ely, II
Ely & Bernard

314.

Culbertson, Weiss, Schetroma & Schug
Willis E. Schug
for Pa. Bank & Trust Co. Co-admin. of Est of W. Wagner d/b/a W.Wagner d/b/a W. Wagner

Pepicelli, Pepicelli Watts & Youngs Christopher Youngs for Charles Stiles al

RALPH E. WEAVER, JR. and KATHLEEN WEAVER, his wife

vs.

ELIZABETH WAGNER and THE PENNSYLVANIA BANK AND TRUST CO., Meadville, Pennsylvania, individually and d/b/a as co-administrators of the Estate of WILHELM WAGNER a/k/a WILLIAM WAGNER, a/k/a WM. WAGNER, and CHARLES E. STILES, individually and d/b/a C. E. STILES AND ASSOCIATES

Filed and Issued
Apr. 13, 1983

Tax & entry Paid $35.50 ✓
Sheriff's Costs $20.75
Sheriff's Costs 43.00
Sheriffs Costs 26.00
Pro Lo Pd 12-10-85 5.00 ✓

SUMMONS IN ASSUMPSIT AND TRESPASS

Issued (sheriff)

May 17, 1983, Summons Reissued.

June 2, 1983, Writ Return filed. SERVED The Pennsylvania Bank & Trust Company the within named defendant on May 25, 1983, at 3:55 P.M., by handing a true and attested copy of the within Summons In Assumpsit, No. A.D. 1983-314, at 201 Chestnut Street, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Wally Erwin, namely Trust Officer, the person for the time being in charge thereof.
SERVED Elizabeth Wagner and Pennsylvania Bank & Trust Company, the within named defendants on May 25, 1983, at 3:54 P.M., by handing a true and attested copy of the within Summons In Assumpsot and Trespass, No. A.D. 1983-314, at 201 Chestnut Street, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Wally Erwin, namely Trust Officer, the person for the time being in charge thereof.
SERVED AND MADE KNOWN TO Charles Stiles, personally the within named defendant by handing a true copy of the within Summons In Assumpsit and Trespass, No. A.D. 1983-314, to him, on May 31, 1983, at 4:06, at his place of residence, at 264 Charles Street, Maadville, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 6, 1985 Summons Reissued.

May 10, 1985, Complaint filed.(2 copies - sheriff)

May 20, 1985 Sheriff's Return filed: SERVED by mailing by certified mail, May 7, 1985, a true and attested copy of the within Summons AD 1983-314 to Elizabeth Wagner at 27921 Elba Dr., St. Claire Shores, Michigan 48081, the return receipt being hereto attached and made a part of this return.
SERVED The Pennsylvania Bank and Trust Co., the within named defendant, on May 6, 1985 at 3:25 P.M. by handing a true and attested copy of the within Summons AD 1983-314 at 201 Chestnut St., Meadville, Crawford Co., Pa. the usual place of business of said defendant to Wally Erwin, the person for the time being in charge thereof.
SERVED AND MADE KNOWN TO Charles Stiles, personally, the within named defendant by handing a true copy of the within Summons AD 1983-314 to him on May 15, 1985 at 11:40 A.M. at his place of residence at 264 Charles St., Meadville, Crawford Co., Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 23, 1985, SERVED The Pennsylvania Bank and Trust Company, the within named defendant on May 13, 1985, at 8:45 A.M. by handing a true and attested copy of the within Complaint No. AD 1983 - 314 at 201 Chestnut St., Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Mary Jo Welsh, secretary, the person for the time being in charge thereof.
SERVED by mailing by certified mail, May 10, 1985, a true and attested copy of the within Complaint AD 1983 - 314 to Elizabeth Wagner at 27921 Elba Drive, St. Claire Shores, Michigan, 48081, the return receipt being hereto attached and made a part of this return.
So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

June 3, 1985, Answer and New Matter Pursuant to Pennsylvania Rule of Civil Procedure 2252(d) filed.

June 3, 1985, Affidavit of Service of Answer and New Matter filed.

June 18, 1985 Amended Answer and New Matter Pursuant to Pennsylvania Rule of Civil Procedure 2252(d) filed.

June 18, 1985 Affidavit of Service of Amended Answer and New Matter filed.

July 8, 1985 Appearance of Pepicelli, Pepicelli, Watts and Youngs by Christopher Youngs, Esq. for Charles E. Stiles and C. E. Stiles And Associates filed.

Aug. 16, 1985 Preliminary Objections filed.

Aug. 30, 1985 Motion To Amend Complaint and Order filed. AND NOW, to-wit; this 30 day of Aug., 1985 it is hereby ORDERED, ADJUDGED and DECREED that the Plaintiffs, Ralph E. Weaver, Jr. and Kathleen Weaver, be granted for argument on Sept. 30, 1985. BY THE COURT,
P Richard Thomas, J

Sept. 3, 1985 Copies to Edwin Smith and Christopher Youngs and Willis Schug

Aug. 30, 1985 Motion To Dismiss Preliminary Objections and Order filed. AND NOW, to-wit: this 30 day of Aug., 1985, upon consideration of the foregoing Motion to Dismiss Preliminary Objections, it is hereby ORDERED, ADJUDGED and DECREED that arguemt will be held on Sept. 30, 1985 BY THE COURT,
P Richard Thomas, J

Sept. 3, 1985 Copies of order to Edwin Smith, Chirstopher Youngs and W. Schug

Continued on next page . . . .

Aug. 30, 1985 Motion To List Preliminary Objections For Argument On September 30, 1985 and Order filed. AND NOW, this 30th day of August, 1985, upon presentation of the foregoing Motion, the Prothonotary is ordered to place the Preliminary Objections filed on behalf of Charles E. Stiles on the September 30, 1985 Argument List. Said Preliminary Objections shall be argued at the same time that date as the Motions to Dismiss Preliminary Objections and to Amend Complaint which were filed on behalf of Plaintiffs.

BY THE COURT,
P Richard Thomas,J

Sept. 3, 1985 Copies of order to Edwin Smith, Christopher Youngs and Willis Schug

ON ARGUMENT LIST FOR SEPTEMBER 30, 1985

Sept. 30, 1985, Order filed. AND NOW, September 30, 1985, by agreement of all parties, argument in this matter is continued to the October Argument List.

BY ORDER OF THE COURT
Robert L. Walker, J.

Oct. 2, 1985, Copies of Order to Atty's Theodore B. Ely, III, Willis E. Schug, Christopher Youngs.

Dec. 10, 1985 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

314
B

1983

1983

Harry Faber White

315.

IN RE:

PETITION FOR CHANGE OF NAME

of

TAMARA FAYE SARGENT

Tax & Entry 4/15/83 $35.50

PETITION FOR CHANGE OF NAME

ORDER:

AND NOW, this 13 day of April, 1983, upon presentation of the foregoing motion for change of name, a hearing on the aforesaid petition is scheduled for the 2 day of June, 1983, in courtroom 1 or 2 at 9:30 o'clock. Said hearing date is to be at least one month but no more thatn 3 months after the filing of this petition.

P. Richard Thomas, J.

Apr. 15, 1983, copy of order to Atty. White.

June 2, 1983, Proof Of Publication Of Notice In The Meadville Tribune filed.

June 2, 1983, Proof Of Publication Of Notice In Crawford County Legal Journel filed..

June 2, 1983 Certificate of Title filed.

Robert S. Bailey
Shafer, Dornhaffer
Swick & Bailey

316.

JOHN B. FEEHAN, Administrator of the Estate of MARK J. FEEHAN Deceased, and JOHN B. FEEHAN and AUDINE H. FEEHAN

vs.

LIBERTY MUTUAL INSURANCE COMPANY

Filed Apr. 14, 1983

Tax & entry Paid $35.50 ✓

Pltf Co Pd 5-16-83 6.00 ✓

Sheriff's Costs 27.50

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 16, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared, John Folga, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 20th day of April 1983, at 2:30 P.M. he served Complaint in Assumpsit, filed at AD 1983-316, Crawford Co., Pa., upon defendant Liberty Mutual Insurance Co., at 900 State St., Erie Co., Erie, Pa. by making known the contents thereof to Joseph P. Covert, Claims Supervisor and handing to and leaving with him the certified copy of the Complaint received from Crawford Co.

John Folga, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED on the within named defendant, Liberty Mutual Insurance Co., by deputizing the Sheriff of Erie Co., Pa., as per his affidavit of service hereto attached. Served April 20, 1983.

So answers, Howard N. Stewart, Sheriff

May 16 1983, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

Robert S. Bailey Atty for Plaintiffs

Emil Spadafore Jr.
Spadafore & Vardaro

317.

MARINE BANK

vs.

GLENN N. MARTIN, and
CAROLL A. MARTIN,
his wife

Filed Apr. 14, 1983

Tax & entry Paid $35.50
Sheriff's Costs $19.55
Pro Co Pd 5/17/83- 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

1 copy (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 388, page 57.

April 29,1983 Sheriff's Return. SERVED AND MADE KNOWN TO Glenn N. Martin personally the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983-317, to him, on April 22, 1983, at 2:24 P.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.

So answers,

Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

May 17, 1983, Affidavit of Service filed. I, Emil M. Spadafore, Jr., Esquire, being duly sworn according to law hereby state that I held, by certified mail, return receipt requested, personal addressee only, a certified copy of the Complaint in Mortgage Foreclosure to Caroll A. Martin at 13613 B Treeline, Roundrock, Texas on or about April 14, 1983.

The defendant, Caroll A. Martin, received said true and correct copy of the Complaint in Mortgage Foreclosure in the above-captioned case, on or about April 16, 1983 as is evidenced by the attached receipt for certified mail no. P 256 480 882. Emil M. Spadafore, Jr., Esq.

And Now, May 17, 1983 at 3:23 o'clock P.M., Judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer, and damages are assessed in the amount of Forty Five Thousand Twenty and 47/100 Dollars. (Unpaid balance$37,974.43; Int. to 4/11/83-$2,299.64; Atty Comm of 10%-$4,024.40; Real Est. Taxes for 1982-$725.00)

Debt - - -$45,026.47

74, 34 - M
5/17/83- Judgment Entered

JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION 1983 - 42

Elderkin, Martin, Kelly, Messina & Zamboldi
Kenneth G. Vasil

318.

SEARS, ROEBUCK AND COMPANY

vs.

ANTHONY KANTZ and HELEN KANTZ, his wife

Filed Apr. 14, 1983

Tax & entry Paid $30.50 ✓
Pro Co Pd 4/20/83 5.00 ✓
Sheriffs Costs 14.75
Pro Co Pd 7/20/83- 9.00 ✓
Exemplification Pd 3-16-84 10.00 ✓

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

April 22, 1983, Sheriffs Return filed. NOT FOUND, as to the within named defendant, Anthony Kantz, as of April 20, 1983.
NOT FOUND, as to the within named defendant, Helen Kantz, as of April 20, 1983.
So answers, Howard N. Stewart, Sheriff

June 14, 1983 Affidavit of Service filed: KENNETH G. VASIL, being duly sworn according to law, deposes and states that he served a copy of the Complaint in Assumpsit in the above entitled case upon the defendants, Anthony Kantz and Helen Kantz, his wife, by depositing the same in the United States Mail, certified mail, return receipt requested, with sufficient postage prepaid, and addressed to the defendants at 664½ Arch Street, Meadville, Pennsylvania 16335. Said process was mailed on June 2, 1983. Said process was returned on June 6, 1983 by the United States Post Office as "unable to forward" as is evidenced by Exhibit A, attached hereto.
Kenneth C. Vasil

And Now, July 20, 1983, at 4:04 o'clock P.M., upon praecipe of plaintiff attorney, with notices 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 in the amount of One Thousand Four Hundred and 59/100 Dollars, and plus int. from July, 1983, and costs of action.

Debt - -$1,400.59
Int. from July 1983

K - 13, 83
Judgment entered - 7/20/83

JUDGMENT
James F. Simmons,
Prothonotary

1983

John F. Spataro 319.	SCOTT RICHARD HYDE, Petitioner By his Guardian, DONNA MARIE HYDE Filed Apr. 15, 1983 Tax & Entry Paid $35.50	PETITION FOR CHANGE OF NAME Apr. 15, 1983, Motion For Permission to Publish the Filing of Petition and Setting of Hearing and Order filed. ORDER FOR PUBLICATION: AND NOW, to-wit, 15 April, 1983, upon motion of John F. Spataro, Esq., Attorney for the petitioner above named, it is ordered and decreed that the within be heard on the 6 day of May, 1983, at 9:30 A.M. in Courtroom 1 or 2, and that notice of the filing of the within petition and of the aforesaid date of hearing be published in the Meadville Tribune and Crawford County Legal Journal once a week. Petitioner will sent to Thomas R. Hyde at his last known address, a copy of the within Petition and Order for Publication by certfied mail, return receipt requested. - P. Richard Thomas, J. Apr. 15, 1983, copy of order to Atty. J. Spataro. May 6, 1983, DECREE filed. AND NOW, to wit: May 6, 1983, upon hearing of the within petition and upon motion of John F. Spataro, Esq., 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 of the prayer of the petition, IT IS ORDERED AND DECREED that the name of the petitioner be and is hereby changed to SCOTT RICHARD VINCENT. P. Richard Thomas, J. May 6, 1983, Copy of Order to John F. Spataro, Esq.

1983

Ferguson & Thiess
Douglas Ferguson

320.

SHARON A. KANE

vs.

JAMES S. KANE

Filed Apr. 15, 1983

Tax & entry Paid $50.50 ✓
Pro Co Pd 8/8/83- 9.00 ✓

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Apr. 18, 1983, Counseling notices mailed.

May 2, 1983 Affidavit Of Service filed. KIMBERLY R. BURCHILL, being duly sworn according to law, deposes and says that she forwarded to the Defendant, James S. Kane, a copy of the Complaint in Divorce with regard to the above captioned matter to his last known address at R.D. #2, Box 692, Meadville, Pennsylvania 16335, by certified mail, receipt number P 342 261 310, attached hereto, with the date of delivery as April 21, 1983.

And further your Deponent saith not.

Kimberly R. Burchill

Aug. 5, 1983, Affidavit of Consent of plaintiff filed.

Aug. 5, 1983, Affidavit of Consent of defendant filed.

Aug. 5, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Aug. 5, 1983 Motion to Withdraw Count II of Divorce Complaint filed. ORDER: 8/9/83 - Granted. P. Richard Thomas, J.

Aug. 5, 1983, Agreement and Consent Court Order filed.

Aug. 5, 1983 Order filed: AND NOW, August 9, 1983, upon consideration of the foregoing Agreement and Consent Court Order, said Agreement and Consent Court Order are entered of record at the above captioned number and term.

PER CURIAM.
P. Richard Thomas, J.

Aug. 22, 1983 Motion to withdraw the Order of Aug. 9, 1983 and reinstate Count II of the Divorce Complaint and Order filed. Order: And Now, August 22, 1983, Motion allowed.

Robert L. Walker, J.

Aug. 23, 1983 DIVORCE DECREE FILED:

AND NOW, August 22, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SHARON A. KANE AND JAMES S. KANE

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Egler, Anstandig, Garrett & Riley
Frederick N. Egler, Jr.

321.

Shafer, Dornhaffer, Swick, Bailey and Irwin
Louis Stack

AETNA LIFE INSURANCE CO.

vs.

JACK D. HAYLETT and LINDA HAYLETT, his wife

Filed Apr. 18, 1983

Tax & entry Paid $35.50
Sheriff's Costs $19.15
Pro Co Pd 6-29-83 5.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

May 2, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Jack D. Haylett personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-321, to him, on April 22, 1983, at 4:37 P.M., at his place of visitation at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.

SERVED AND MADE KNOWN TO Linda Haylett personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-321, to her on April 22, 1983, at 4:36 P.M., at her place of visitation at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.

So answers,

Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

June 10, 1983 Answer filed.

June 29, 1983 Upon Praecipe of Plaintiff's Attorney, this case is marked discontinued of record.

Arthur Lashin
Hayt, Hayt, & Landau

322.

Shafer, Dornhaffer, Swick, Bailey & Irwin
Paul D. Shafer, Jr.

CHEMICAL BANK

vs.

CLARENCE E. CRAWFORD and JANET CRAWFORD (h/w)

Filed Apr. 18, 1983

Tax & entry Paid $35.50
Sheriff's Costs $16.75
Pro Co Pd 8/11/83 - 9.00
Pro Co pd 7/10/86 5.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

May 10, 1983, Sheriff's Return filed. SERVED Clarence E. Crawford the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-322, to Tammy Crawford, an adult member of the family with whom he resides, namely daughter, on May 4, 1983, at 1:12 P.M., at their residence, at R. D. #2, Box 127, Guys Mills, in the County of Crawford, the State of Pennsylvania.

Served Janet Crawford the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-322, so Tammy Crawford, an adult member of the family with whom she resides, namely daughter, on May 4, 1983, at 1:11 P.M., at their residence, at R. D. #2, Box 127, Guys Mills, in the County of Crawford, the State of Pennsylvania.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

May 20, 1983, Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin, attorneys for Defendants, filed. (by Paul D. Shafer, Jr.)

And Now, August 11, 1983 at 10:37 o'clock A.M., upon stipulation entered by attorneys for plaintiff and defendant, Judgment is entered against defendants Clarence E. Crawford and Janet Crawford, and the same is liquidated in the sum of Three Thousand Four Hundred Sixty Five and 58/100 Dollars.
(for complete stipulation, see " C - 34, 285" paper filed)

Debt - - $3,465.58
JUDGMENT
James F. Simmons,
Prothonotary

8/11/83 = Judgment entered.

Aug. 11, 1983, Notice of Entry of Judgment mailed to defendants.

July 10, 1986 This Judgment Satisfied
(see paper filed)

Devine and Kuftic
Dennis Kuftic
Blystone &Blystone
Curtis Blystone

323.

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

JESSIE MARTIN

vs.

SAMUEL MARTIN

Filed April 18, 1983

Tax & entry Pd 4/26/83 $35.50
4 Counts Pd 4/26/83 60.00
Pro Co Pd 5-18-83 -- 9.00
Mediation costs 160.00

CERTIFICATION OF RECORD FROM THE COURT OF COMMON PLEAS, ERIE COUNTY, PENNSYLVANIA NO. AD 1982-3309 - COMPLAINT IN DIVORCE

*ERIE COUNTY RECORD:

Apr. 18, 1983, Petition for Change of Venue and Order filed. AND NOW, this 14 day of April, 1983, upon consideration of the foregoing Petition for Change of Venue, it is ordered that this action is hereby transferred to the Court of Common Pleas of Crawford County, Pa. The Prothonotary is directed to transmit the record with a certified copy of the docket entries to the Prothonotary of the Court of Common Pleas of Crawford County, Pa. James B. Dwyer, Judge

Apr. 18, 1983, Complaint in Divorce, Support of Children, Custody, Alimony, Marital Property, Alimony Pendente Lite, Counsel Fees and Expenses filed.

Apr. 18, 1983, Affidavit of Service filed. Before me the subscriber personally appeared Dale Loomis who being duly sworn, according to law, doth depose and says that he is a constable in the County of Erie, State of Pa and that on the 31st of August 1982, at 10:30 a.m. he did serve upon Samuel Martin, the defendant in the above captioned cause, a true and correct copy of the Complaint in Divorce A.V.M. by handing the same to him at R. D. #2, Lincolnville, Pa., in the County of Crawford, State of Pa.

Said copy of the complaint was duly endorsed with notice to Defendant to appear and answer within 20 days from date of service (or the matter would proceed without him) The affiant was hereby identified by operator license plate No. 15633481. Dale Loomis, Constable

*(end of Erie County Record)

May 12, 1983, Affidavits of Consent of plaintiff and defendant filed.

May 12, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

May 25, 1983 Postnuptial Agreement filed.

May 25, 1983 DECREE OF DIVORCE FILED:

AND NOW, to-wit, this 24th day of May, 1983, on Motion of Dennis G. Kuftic, Esquire, Attorney for Plaintiff, the Court by virtue of the authority vested in in by law decrees that said Jessie Martin and Samuel Martin be, and they are hereby divorced from the bonds of matrimony, and all and every duties, rights and claims accruing to either of the said parties in pursuance of said marriage, shall henceforth cease and determine, except for those duties, rights and claims between the parties specifically enumerated in a Postnuptial Agreement executed by the parties and dated May 3, 1983, the terms of which are hereby incorporated by reference as if fully set forth herein, and the said parties shall be at liberty to marry again, in like manner as if they had never been married.

Robert L. Walker, J.

May 11, 1984 Petition to Modify Custody and Order filed: AND NOW, this 11 day of May, 1984, it is ordered that all parties in the above coptioned case and their counsel shall appear for a mediation conference before the mediator, John Fuller, at a time to be set by the Mediator in the Crawford County Courthouse with the Child Custody Mediator as Required by Rule 31(E) of the Court of Common Pleas of Crawford County, Pennsylvania.

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

BY THE COURT,
P. Richard Thomas, J.

May 15, 1984 Copies of order to James Irwin, Dennis Kuftic, and Curtis Blystone, Esqs.

May 21, 1984 Affidavit filed. I, LEORY CHANEY, constable, being duly sworn according to law depose and say that I personally served a true and correct copy of a Petition to Modify Custody and Order attached thereto, as filed in Crawford County at A.D. 1983-323, to Jessie Martin, Plaintiff, Respondent, at her residence of Linconville, Pennsylvania, on May 12th, 1984.

LeRoy Chaney, Constable

June 12, 1984, ORDER filed. AND NOW, June 12, 1984, after a mediation conference before John Fuller, Esq., and upon agreement of the parties, IT IS HEREBY ORDERED AND DECREED:

1. That legal custody of Adeline Martin and Loretta Martin shall be shared between the mother and the father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the children.

II. Plysical custody of Adeline Martin and Loretta Martin shall be with their mother, Jessie Martin, subject to the following conditions:

a. The father shall be entitled to visit and take the children with him the second, third, and fourth weekends of every month beginning June 16, 1984, from 10:00 o'clock, AM on Saturday morning until 8:00 o'clock P.M. on Sunday evening, both prevailing local times. The father shall be responsible for picking up and returning the children to the mother.

b. Beginning with the summer of 1984, the father shall be entitled to have the children in his custody for a period to correspond with his vacation from work. In 1984, this shall be

Recd $80.00 costs Vivian Stoltz

Recd $80.00 from defendant 8/28/87

Recd $80.00 Sept 2, 1987 Vivian Stoltz

8/26/87 Recd 10.00
9/3/87 Recd 5.00
9/15/87 Recd 5.00
10/6/87 Recd 5.00
10/29/87 Recd. 5.00

Recd 11-17-87 $30.00 Vivian Stoltz

12/8/87 Recd $10.00 pd.

Recd 12-31-87 $10.00 Vivian Stoltz

CONTINUED ON Page 533

Fuller, Kinnunen, Miller & Gamble
John Fuller

324.

DAVID J. TUJETSCH

vs.

CINDY L. POCHATKO,
In the Matter of:

AMBER MARIE TUJETSCH

Filed Apr. 18, 1983

Tax & entry Paid $35.50 ✓

Pro Co Pd 4-22-83 9.00 ✓

Pro Co Exempli Pd. 6/1/89 - 13.50 ✓

COMPLAINT TO CONFIRM CUSTODY

1 copy (atty)

Apr. 20, 1983 Affidavit of Service filed: DAVID J. TUJETSCH, being duly sworn according to law, deposes and says that he served a certified copy of the Complaint in the above entitled action on the Defendant, Cindy L. Pochatko, by handing a certified copy of the Complaint to her on April 19, 1983, at 6:00 o'clock P.M. at her residence at Welch Road, Waterford, Pennsylvania.

David J. Tujetsch

Apr. 22, 1983 Consent Order Confirming Custody of Minor child and Visitation Rights and Order filed: AND NOW, this 22 day of April, 1983, in accordance with the child custody rules of Crawford County, the foregoing agreement is hereby entered as a consent order in the above captioned case, to be effective May 1, 1983.

By the Court,
Robert L. Walker, Judge

Apr. 22, 1983 Copies of order to John Fuller, Esq.

1983

Culbertson, Weiss, Schetroma & Schug
Mary A. Kirkpatrick

325.

Bozic, Thomas & Johnson by Bruce Johnson.

8/25/87 Recd $56.25 from dft

8/26/87 Recd $56.25 from pltf

Recd $56.25 Sept 2, 1987 Vivian Stoltz

Recd $56.25 Sept 2, 1987 Vivian Stoltz

DUANE JAMES
Petitioner

vs.

KAREN JAMES BAUMGARDNER
Respondent

In Re:
GARY ROBERT JAMES

Filed Apr. 18, 1983

Tax & entry Paid $35.50
Mediation Costs $112.50

PETITION FOR SHARED CUSTODY
1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, April 19, 1983, upon presentation of the foregoing Petition, the parties herein and their representative counsel are ordered to appear before John Fuller, Child Custody Master, at such time and place as the Child Custody Master shall determine.

BY THE COURT,
Robert L. Walker, J.
Apr. 19, 1983, copy of order to Atty. Kirkpatrick.

May 9, 1983, Affidavit of Service of Custody Petition and Order filed. Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for the Petitioner in the above captioned action.
2. That on information furnished to her by the Petitioner, she caused a certified copy of the Petition and Order entered April 19, 1983, to be forwarded by Certified Mail No. P3555825 317, postmarked April 1, 1983, to the last known address of the Respondent, at Patricia Drive, Meadville, Pennsylvania, 16335.
3. That the Respondent, on April 20, 1983, personally signed the return receipt card which is attached hereto as Exhibit "A".

Mary Ann Kirkpatrick, Esquire

May 13, 1983, Order filed. AND NOW, May 13, 1983, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:
I. That legal custody of Gary Robert James shall be shared between the mother and the father, that is, each shall be entitled to full access to school records, medical records, and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the child.
II. Physical custody of Gary Robert James shall be with his mother, Karen James Baumgardner, subject to the following condition: A. During the months from September through May, the father shall be entitled to visit and take the child with him every other weekend beginning with the first weekend in September, from 3:00 P.M. on Friday until 7:00 P.M. on Sunday, both prevailing local times. The father shall be responsible for picking up and returning the child to the mother B. During the months of June, July, and August of each year, custody of the child shall be divided or shared as follows: (1) The child shall be in the home of the mother for the first two weeks in June following the end of the school yeat, (this year, from June 3rd to June 17th); (2) On June 17, 1983, the father shall pick the child up at 3:00 P.M. and the child shall be in the home of the father until July 2nd, at which time the father shall deliver the child to the home of the mother on or before 10:00 A.M. The child shall remain in the home of the mother from July 2nd until July 10th, when the child shall be returned to the home of the father on or before 7:00 P.M. The child shall then continue to reside in the home of the father from July 10th, 1983 until August 17, 1983, when the child shall be returning to the home of the mother. The mother shall be entitled to have the child in her home from Friday at 3:00 P.M., July 22, until Sunday, July 24, 1983 at 7:00 P.M. and also from 3:00 P.M. on Friday, August 5th until 7:00 P.M. on August 7, 1983. C. In years subsequent to 1983 the same general visitation and custody schedule shall prevail, that is, the child shall be in the home of the mother form September through May with the father having the right to take the child into his custody every other weekend from Friday at 3:00 P.M. until Sunday at 7:00 P.M. The child shall be in the home of the father during the summer months, except for the first two weeks after the close of the school year in June and except for the two weeks preceeding the opening of the school year in September and except for one week in July to correspond with the July 4th holiday. D. The mother and father on the holidays of Thanksgiving, Christmans and Easter shall endeavor to see that the child spends some part of each holiday in the home of the mother and some part of each holiday in the home of the father. This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within Thirty (30) days of the date of this order. Costs of the mediation conference shall be equally divided between the parties.

By the Court
Robert L. Walker, J

May 13, 1983 Copies to Mary Ann Kirkpatrick, Karen James Baumgardner, and John Fuller.

June 14, 1983, Exceptions To Custody Order filed.

June 14, 1983, Order filed. AND NOW, this 13 day of June, 1983, upon presentation of the foregoing Exceptions, a hearing de novo is scheduled in the above captioned matter for the 5th day of July, 1983, at 9:30 o'clock A.M. in Court Room #1 or 2, Crawford County Court House, Meadville, Pennsylvania 16335

P Richard Thomas, J

June 14, 1983 Copies of order to Mary Ann Kirkpatrick, John Fuller, and Bruce Johnson.

July 6, 1983 Motion to withdraw the Exceptions file by Respondent and Order filed. AND NOW, July 5, 1983 Motion granted P R Thomas

July 6, 1983 Copies of order to Mary Ann Kirkpatrick and Bruce Johnson.

Paul D. Shafer

326.

UNION BANK & TRUST CO., ERIE

vs.

GRANT L. PRICE
ANNICE L. PRICE

Filed Apr. 19, 1983
@ 10:14 A.M.

Pro Simmons Paid $9.00
Plff on orig. 9.50

Pro Co Pd 4/7/87- 5.00

AGREEMENT TO REVIVE

of

DSB No. 329 Feb. Term 1978

The undersigned hereby agrees that the judgment entered on 3/8/78 to No. 328 Feb. 1978 in the Court of Common Pleas of Crawford County, Pa. be revived and the lien continued and authorizes the Prothonotary to enter and index a judgment of revival in the amount of $7,303.40 plus costs.

Dated.....March 28, 1983
Debt.....$7,303.40
P - 74, 14.....JUDGMENT

James F. Simmons,
Prothonotary

Apr. 7, 1987, This Judgment satisfied. (see paper filed)

1983

Bozic, Thomas and Johnson

327.

Harold J. Bender

JOSEPH R. TUCCI

vs.

MERIDIAN OIL

Filed and Issued
Apr. 19, 1983

Tax & entry Paid $35.25 ✓
Pro Co Pd 12-12-83 - 6.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF
ROBERT J. LEONHART, DISTRICT JUSTICE

Apr. 19, 1983, Rule to File Complaint Issued.

Apr. 25, 1983 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

May 5, 1983 Complaint filed. 1 copy atty.

Sept. 6, 1983, Answer filed.

Sept. 9, 1983 Certificate Of Readiness filed.

ON OCTOBER 1983 TRIAL LIST: NO. 26

Nov. 1, 1983, at 3:00 P.M., VERDICT filed. The Court finds the plaintiff has carried his burden of proof on all items on the disputed billing except the amount of gravel used and the totla truckage expense. We have reduced the amount of gravel use claimed from 1,148 cubic yards to 884 cubic yards at $6.00 per yard, a difference of 264 cubic yards and $1,584.00. We have correspondingly reduced the truck usage charge by 23% from $730.00 to $562.00, a difference of $168,00, and award a verdict to the plaintiff in the amount of $3,439.00 (original claim of $5,190.70 less $1,752.00 rounded to the nearest dollar).

If no exceptions are filed within ten (10) days of the filing of this verdict, the Prothonotary on praecipe shall enter this verdict as a final judgment.

BY ORDER OF THE COURT,
Dated: October 28, 1983
P. Richard Thomas, P.J.

Nov. 1, 1983, copies of Verdict to Attys. R. Charles Thomas and H. Bender.
M - 184 ------ Verdict Entered

Nov. 1, 1983, EXHIBITS filed.

Dec. 8, 1983, Motion to Mold Verdict in Conformity with Motion Made at Time of Trial, and Order filed. ORDER OF COURT, AND NOW, December 4, 1983, The within Motion is granted and the Verdict heretofore entered in the above case is molded so that the name of the defendant shall appear as Meridian Exploration Company.

P. Richard Thomas, J.

Dec. 9, 1983, copies of order to Attys. R. Charles THomas and Harold Bender.

12 Jan 1983, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

By [signature]
atty for Pltff

1983

328.

MARINE BANK

vs.

THOMAS G. PRODY
MILDRED V. PRODY

Filed Apr. 19, 1983
@ 11:43 o'clock A.M.

Pro Simmons Paid $9.00
Plff on orig 6.50
Satisfaction Pd 3-15-88 5.00

AGREEMENT TO REVIVE

of

DSB No. 207 May Term 1978

The undersigned hereby agrees that the judgment entered on May 10, 1978 to 207 May 78 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $22,044.00 plus costs.

Dated..... April 4, 1983
Debt.....$22,044.00
P - 164, 114....JUDGMENT

James F. Simmons,
Prothonotary

March 15, 1988 This Judgment Satisfied.
(see paper filed)

1983

Ferguson & Thiess
Douglas Ferguson

329.

ELLEN ANN DUNTON

vs.

ERNEST BLAINE DUNTON

Filed Apr. 19, 1983

Tax & entry Paid $35.50

COMPLAINT UNDER SECTION 201(c)
OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

Apr. 20, 1983, Affidavit of Service filed. Kimberly R. Burchill, being duly sworn according to law, deposes and says that she handed to the Defendant Ernest Blaine Dunton, a copy of the Complaint in Divorce with regard to the above captioned matter, on April 19, 1983, at 2:50 P.M. at 283 Walnut St., Meadville, Pa. 16335.

And further your Deponent saith not.

Kimberly R. Burchill.

Apr. 21, 1983, Counseling notices mailed.

June 16, 1997 IMPORTANT NOTICE AND COURT ORDER filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 4/20/1983 . 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 August 5, 1997, 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 August 5, 1997. 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: June 16, 1997

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

Bozic, Thomas and Johnson R. Charles Thomas 330.	BERNARD R. WAGNER and DAVID L. WAGNER, trading as WAGNERCREST FARMS vs. CABOT OIL COMPANY Filed Apr. 19, 1983 and issued. Tax & entry Paid $35.50 **Sheriff's Costs: $14.75**	SUMMONS IN TRESPASS AND ASSUMPSIT Issued (sheriff) April 29, 1983 Sheriff's Return. SERVED Cabot Oil Company the within named defentant on April 26, 1983, at 2:56 P.M., by handing a true and attested copy of the within Summons In Trespass and Assumpsit, No. A.D. 1983-330, at Conneaut Lake Road, Meadville, in the County of Crawford, the State of Pennsylvania, to Rudy Adamiah, District Superintendent, the person for the time being in charge thereof. So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff

Knox Graham
McLaughlin Gornall
& Sennett Inc.
Donald E. Wright Jr

Mark D. Clark

331.

Grant C. Travis, Esq.
for Daryl A. Brown

IN RE:

CONDEMNATION BY COLUMBIA GAS TRANSMISSION CORPORATION FOR A PIPELINE EASEMENT IN ROCKDALE TOWNSHIP, CRAWFORD COUNTY PENNSYLVANIA
COLUMBIA GAS TRANSMISSION CORPORATION, A DELAWARE CORPORATION

vs.

DARYL A. BROWN AND
ANITA M. BROWN, HIS WIFE

Filed Apr. 20, 1983
@ 9:55 o'clock A.M.

Tax & entry Paid $35.50

PETITION FOR APPROVAL OF BOND

2 copies (atty)

PRELIMINARY ORDER:

AND NOW, this 20th day of April, 1983, after consideration of the foregoing Petition, and upon motion of Counsel for the Petitioner, it is hereby ORDERED and DECREED that same be filed forthwith and that May 24, 1983, at 1:30 o'clock P.M. in Court Room No. 2 of the Crawford County Court House, Meadville, Pa., is hereby fixed as the time and place for the Presentation of said Petition to this Court and for further consideration thereof and hearing thereon.

Petitioner is hereby directed to serve a Notice of the intended presentation of the foregoing Petition and said scheduled hearing on the Respondents at least thirty (30) days prior to the scheduled presentation of the foregoing Petition and hearing thereon.

BY THE COURT,
Robert L. Walker, J.

Apr. 20, 1983, copy of order to Atty. Donald Wright.

Apr. 20, 1983, Notice to Condemnees filed.

Apr. 20, 1983, Memorandum of Book and Page Number filed. (In Deed Record Book 547 at page 960)

Apr. 29, 1983, Proof of Service filed. Charles R. Rothert, Sr. being duly sworn according to law, deposes and says that he is a Lease and Right of Way Representative for Columbia Gas Transmission Corporation and that on the 21st day of April 1983, he served Daryl A. Bronw and Anita M. Brown, his wife, Condemnees, with a Notice to Condemnees in the form attached, having attached thereto a copy of the Petition for Approval of Bond and its exhibits, being the Resolution (Exhibit "A") the Bond (Exhibit "B", a Map (Exhibit "C"), an Affidavit of Tender (Exhibit "D") and a Certificate of Public Convenience and Necessity (Exhibit "E"), by hand delivering to Condemnee the Notice and its attachments.
This 21st day of April, 1983. Charles R. Rothert, Sr.

May 24, 1983, Order filed. AND NOW, the 24th day of May 1983, came the Petitioner, Columbia Gas Transmission Corporation, by its attorneys, and presented to the Court its duly verified Petition for Approval of Bond with its attached Resolution of the Executive Committee of the Board of Directors, taking the easement described therein, its Bond with Seaboard Surety Company as surety, and Plan showing the location of the easement across the property of Condemnees; and also presented an Affidavit of Tender of the Bond to Condemnees, and proofs of service upon each Condemnee of a Notice to Condemnees of the hearing date with the Petition and its Exhibits attached served more than thirty (30) days prior to such hearing date; upon motion of counsel for Petitioner and consideration of all of which, the Petition for Approval of Bond with its attachments, and the proof of service of the Notice to Condemnees, are hereby ORDERED FILED in the office of the Prothonotary; and it appearing that Condemnees were served with proper notice of the hearing thereof; and no objections appearing to the Petition, the sufficiency of the Bond, the power and right of Petitioner to condemn the property interests described in the Petition, or the procedure followed by Petitioner, it is further ORDERED that the prayer of the Petition is hereby granted, and that the Bond be and the same is hereby approved.

BY THE COURT:
Robert L. Walker,J

May 25, 1983, Copies to Donald W. Wright, Jr., Esq, Mark D. Clark.

July 12, 1999 Petition For Rule To Show Cause and ORDER filed. AND NOW, this 9th day of July, 1999, upon consideration of the foregoing PETITION FOR RULE TO SHOW CAUSE, it is hereby ORDERED that:

(1) A rule is issued upon the respondents to show cause why the petitioner is not entitled to the relief requested;

(2) The respondents shall file an answer to the petition within twenty days of service upon the respondents;

(3) The petition shall be decided under Pa. R.C.P. No. 206.7;

(4) A hearing shall be held on Aug. 23, 1999, in Courtroom No.3 at 9:15 a.m. of the Crawford Co. Courthouse; and

(5) Notice to the entry of this order shall be provided to all parties by the petitioner.

BY THE COURT:
Anthony J. Vardaro, J.

July 12, 1999 FAXED Attys. Abbott, Kuhn.

Augsut 23, 1999 Motion to Continue Hearing and Order filed. And Now, this 23 day of Augsut 1999 upon consideration of teh foregoing Motion to Continue Hearing, it is hereby Ordered that the Motion is Granted. The hearing on Columbia Gas Transmission Corporation's petition for Rule to Show Cause is continued pending the possible resolution of these proceedings. Counsel advises negotiations pending.

By the Corut
P. Richard Thomas, SJ

8/23/99 Faxed Kuhs A Brown Travor & Abbott

Sept 3, 1999 Praecipe for Entry of Appearance filed. Appearance of Grant C. Travis, Esq. on behalf of Condemnee Daryl A. Brown in the above captioned matter

FOR FURTHER DOCKET ENTRIES SEE COMPUTER 1983 3031

Knox Graham
McLaughlin Gornall
and Sennett Inc.
Donald E. Wright Jr

332.

~~Bozic, Thomas & Johnson~~
~~John H Bozic, Jr.~~
(withdrawn)

Shafer, Dornhaffer, Swick, Bailey & Irwin
Paul D. Shafer, Jr.

IN RE:
CONDEMNATION BY COLUMBIA GAS TRANSMISSION CORPORATION FOR A PIPELINE EASEMENT IN ATHENS AND ROCKDALE TOWNSHIPS, CRAWFORD COUNTY, PENNSYLVANIA

COLUMBIA GAS TRANSMISSION CORPORATION, a DELAWARE CORPORATION

vs.

RICHARD D. McDEVITT and CHARLOTTE McDEVITT, his wife, and WILLIAM E. KANE and SUSAN L. KANE, his wife

Filed April 20, 1983
@ 10:06 o'clock A.M.

Tax & entry Paid $35.50
Pro Co Pd 9-19-84 5.00

PETITION FOR APPROVAL OF BOND

PRELIMINARY ORDER:
AND NOW, this 20th day of April, 1983, after consideration of the foregoing Petition, and upon motion of Counsel for the Petitioner, it is hereby ORDERED AND DECREED that same be filed forthwith and that May 24, 1983 at 1:30 o'clock P.M. in Court Room No. 2 of the Crawford County Court House, Meadville, Pa., is hereby fixed as the time and place for the presentation of said Petition to this Court and for further consideration thereof and hearing thereon.

Petitioner is hereby directed to serve a Notice of the intended presentation of the foregoing Petition and said scheduled hearing on the Respondents at least thirty (30) days prior to the scheduled presentation of the foregoing Petition and hearing thereon.

BY THE COURT,
Robert L. Walker, J.

Apr. 20, 1983, copy of order to Atty. D. Wright.

Apr. 20, 1983, Notice to Condemnees filed.

Apr. 20, 1983, Affidavit of Service filed. Before me, the subscriber, a Notary Public, personally appeared Donald E. Wright, Jr. Esq. who being duly sworn according to law, deposes and says that he is a competent adult and attorney for Columbia Gas Transmission Corporation, and that on the 20th day of April, 1983, he served Richard D. McDevitt and Charlotte McDevitt, his wife and William E. Kane and Susan L. Kane, his wife, Condemnees, each with a Notice to Condemnees in the form attached, having attached thereto a true and correct copy of the Petition for Approval of Bond and its Exhibits, being a Resolution (Exhibit "A"), a Bond (Exhibit "B"), a Map (Exhibit "C"), an Affidavit of Tender (Exhibit "D"), and a Certificate of Public Convenience and Necessity (Exhibit "E") by depositing the same in the United States Post Office in Erie, Pa., on April --, 1983, in postage prepaid envelopes marked cert. mail, return receipt requested and addressed as follows:

Richard D. McDevitt and Charlotte McDevitt
323 Fairview Ave., Canfield Ohio 44406
William E. Kane and Susan L. Kane
345 Lisbon St., Canfield Ohio 44406

There is attached hereto the receipts for Cert. Mail showing said mailing and the Return receipts showing receipt thereof by Condemnees or their agents.
This 20th day of April, 1983. Donald E. Wright, Jr., Esq.

Service accepted by counsel for condemnees by John H. Bozic, Jr., on April 20, 1983.

Apr. 20, 1983, Memorandum of Book and Page Number filed. (In Deed Record Book 547, page 963)

May 24, 1983, Order filed. AND NOW, the 24th day of May, 1983, came the Petitioner, Columbia Gas Transmission Copporation, by its attorneys, and presented to the Court its duly verified Petiton for Approval of Bond with its attached Resolution of the Executive Committee of the Board of Directors, taking the easement described therein, its Bond with Seaboard Surety Company as surety, and Plan showing the location of the easement across the property of Condemnees; and also presented an Affidavit of Tender of the Bond to Condemnees; and proofs of service upon each Condemnee of a Notice to Condemnees of the hearing date with the Petition and its Exhibits attached served more than thirty (30) days prior to such hearing date; upon motion of counsel for Petitioner and consideration of all of which, the Petiton for Approval of Bond with its attachments, and the proof of service of the Notice to Condemnees, are hereby ORDERED FILED in the office of the Prothonotary; and it appearing that Condemnees were served with proper notice of the hearing thereof; and no objections appearing to the Petiton, the sufficiency of the Bond, the power and right of Petitoner to condemn the property interest described in the Petiton, or the procedure followed by Petitoner, it is further ORDERED that the prayer of the Petiton is hereby granted, and that the Bond be and the same is hereby approved.

BY THE COURT:
Robert L. Walker,J

May 25, 1983 Copies sent to Donald E. Wright, Jr. and John H. Bozic,Jr.

Oct. 4, 1983 Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by Paul D. Shafer, Jr. for Defendants filed.

Jan 3, 1984, Petition for Appointment of Board of View and Order filed:AND NOW, to wit, the 3rd day of January, 1984, upon consideration of the foregoing Petition, and upon the motion of Paul D. Shafer, Jr., Esquire, attorney for the petitioners, the court appoints: JOHN D. PETRUSO, Chairman
JOHN K. GAMBLE
NORMA M. KESSLER
as a Board of View to assess the damages caused by the acquiring, appropriation and condemning of a permanent pipeline easement across the surface of Petitioners' property in Athens and Rockdale Townships, Crawford County, Pennsylvania as described in Deed Dated April 12, 1976 and recorded in Deed Book 498 at page 799 in the office of the Recorder of Deeds of Crawford County, Pennsylvania on April 16, 1976,

Continued on next page....

and do direct that the said Board of View shall hold its first meeting as required by the Acts of Assembly and Rules of Court in such case made and provided, and after evidence is given and report filed, give due notice of the filing of the report, as required by law, the cost thereof to be taxed as part of the cost of said proceeding, and do further direct that said Board of View shall report to this Court in accordance with existing laws and rules of Court.

By the Court,
Robert L. Walker, J.

Jan. 3, 1984 Copies of order to Donald Wright, John Bozic and Paul Shafer, Esqs. and Norma Kessler, John Gamble and John Petruso, Esq.

Jan. 24, 1984, Upon praecipe of Bozic, Thomas and Johnson, by John H. Bozic, Esq., appearance for defendants Richard D. McDevitt, and Charlotte McDevitt, withdrawn.

June 19, 1984 Order filed. On January 3, 1984, Norma M. Kessler was appointed on the Board of Viewers in the above matter. On June 15, 1984, Norma M. Kessler submitted her resignation as a court appointed viewer.
Paul R. DeArment is hereby appointed substitute viewer in the above case.

BY ORDER OF THE COURT,
Dated: June 18, 1984
P Richard Thomas, P.J.

June 19, 1984 Copies to Donald Wright, Paul Shafer, John Petruso and Paul DeArment

June 20, 1984 Notice Of Rescheduled View and Hearing filed.

June 20, 1984 Notice of View and Hearing filed.

Aug. 23, 1984 Report Of The Board Of View filed.

Aug. 23, 1984 Notice Of Filing Report Of Viewers filed.

Aug. 23, 1984 Appeal of Condemnees from Viewer's Decision filed Aug. 23, 1984, filed.

JURY TRIAL DEMANDED

Sept. 19, 1984 Upon Praecipe of Plaintiff's Attorney, this case is hereby marked settled and discontinued of record.

1983

MacDonald, Illig, Jones & Britton
S. E. Riley, Jr.

333.

Quinn, Gent, Buseck and Leemhuis, Inc.
By: George Joseph

BERNARD REDLAWSK

vs.

JASON COOK

Filed Apr. 20, 1983

Tax & entry Paid $35.50
Sheriff's Costs 32.50

M.V.

COMPLAINT IN TRESPASS

1 copy (sheriff)

June 3, 1983, Appearance of Quinn, Gent, Buseck and Leemhuis, Inc. by George Joseph, attorneys for defendant, filed.

June 30, 1883 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Lt. James D. Kanash, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 13th day of May, 1983, at 11:30 P.M. he served Complaint in Assumpsit at No._____ Term, 19__, Crawford County, Pennsylvania, upon defendant Jason Cook at Place of employment, 207 Plum Street, Erie County, Edinboro, Pennsylvania. By making known the contents thereof to him personally and handing to and leaving with him the certified copy of the Complaint received from Crawford County.

Lt. James D. Kanash, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON the within named defendant Jason Cook by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached, Served May 13, 1983.
So answers,

Howard N. Stewart, Sheriff

Dale, Woodard,
Montgomery & White
James Greenfield

334.

PENNSYLVANIA BANK &
TRUST CO., now by
merger, PENNBANK

vs.

JOHN L. BAKER & SONS,
JOHN L. BAKER, G. THOMAS
O'BRIEN and EDDY B.
BAKER, Defendants

MARGARET B. BAKER,
Terre Tenant

Filed and Issued
Apr. 20, 1983
@ 2:04 o'clock P.M.

Pro Simmons Paid $15.00
Plff on orig 6.50
Sheriff's Costs $38.35
Pro Co Pd 6/20/83 9.00

WRIT OF REVIVAL

of

DSB 608 September Term 1978

Issued - sheriff

Dated.....Apr. 20, 1983
Debt.....$16,084.52
Int. from.....April 20, 1983
B - 184, 290, 211, 286
O - 74 JUDGMENT
James F. Simmons,
Prothonotary

(Suggestion of Death of John L. Baker attached)

May 9, 1983, Writ Return filed. SERVED Thomas O'Brien the within named defendant by handing a true copy of the within Writ of Revival, to Peggy O'Brien, an adult member of the family with whom he resides, namely wife, on April 28, 1983, at 4:27 P.M., at their residence, at R. D. #4, Cochranton, in the County of Crawford, the State of Pa.

Served Eddy Baker the within named defendant by handing a true copy of the within Writ of Revival, to Mrs. Eddy Baker, an adult member of the family with whom he resides, namely wife, on April 28, 1983, at 4:19 P.M., at their residence, S. Franklin St. Cochranton, in the County of Crawford, the State of Pennsylvania.

SERVED Margaret B. Baker, the within named defendant by handing a true copy of the within Writ of Revival, to Peggy O'Brien, namely daughter-in-law, on April 28, 1983, at 4:28 P.M., R. D. #4, Cochranton, in the County of Crawford, the State of Pennsylvania.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 20, 1983, at 11:05, upon praecipe of plaintiff attorney, with copies of notice to file default judgment attached, Judgment is hereby entered in favor of the plaintiff, and against the named defendants, and terre tenant, for failure to answer Writ of Revival, damages are assessed in the amount of Sixteen Thousand Eighty Four and 52/100 Dollars, with charges and interest and costs.

B - 184, 290, 211, 286
O - 74

Debt - - $16,084.52
JUDGMENT
James F Simmons,
Prothonotary

6/20/83 - Judgment entered.

Dale, Woodard, Montgomery & White
James Greenfield

335.

PENNBANK

vs.

G. THOMAS O'BRIEN and EDDY B. BAKER, trading as J. L. BAKER & SONS, and G. THOMAS O'BRIEN, PEGGY T. O'BRIEN, also known as PEGGY J. O'BRIEN EDDY B. BAKER and MARGARET B. BAKER, individually

Filed Apr. 20, 1983

Tax & entry Paid $35.50
Sheriff's Costs 43.15
Pro Co Pd 6/20/83 - 9.00

COMPLAINT REQUIRED BY SECTION 407 OF ACT NO. 6 OF 1974, 41 P.S. 407

4 copies (sheriff)

May 9, 1983 Sheriff's Return filed: SERVED G. Thomas O'Brien, the within named defendant, by handing a true copy of the within Complaint required by section 407 of Act No. 6 or 1974, 41 P.S. S 407, to Peggy O'Brien and adult member of the family with whom he resides, namely wife, on April 28, 1983, at their residence, R.D.4, Cochranton, Crawford Co., Pa.

SERVED Eddy Baker, the within named defendant, by handing a true copy of the within Complaint Required by Section 407 of Act No. 6 of 1974, 41 P.S. S 407, to Mrs. Eddy Baker, an adult member of the family with whom he resides, namely wife, on April 28, 1983, at their residence, Franklin St. Cochranton, Crawford Co., Pa.

SERVED AND MADE KNOWN TO Peggy T. O'Brien, personally, the within named defendant, by handing a true copy of the within Complaint Required by Section 407 of Act No. 6 of 1974, 41 P.S. S 407, to her, on April 28, 1983, at 4:25 P.M. at her residence, R.D.#4, Cochranton, Crawford Co., Pa.

SERVED Margaret Baker, the within named Defendant by handing a true copy of the within Complaint Required by Section 407 of Act No. 6 of 1974, 41 P.S. 407 to Peggy O'Brien, namely daughter-in-law, on April 28, 1983, at 4:29 P.M. at R.D.#4, Cochranton, Crawford Co., Pa.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 20, 1983, upon praecipe of plaintiff attorney, with copies of notices 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 damages are assessed in the amount of Seventy Eight Thousand Two Hundred Eighty Seven and 73/100 Dollars, with int. in accordance with terms of the note from April 20, 1983, and costs. (Int. to Apr. 20, 1983 of $11,588.52, and atty's comm. of $10,211.44 included)

Debt - - $78,287.73

O - 74 , 74, 134, 134
B - 211, 184, 286

JUDGMENT
James F. Simmons,
Prothonotary

6/20/83 - Judgment entered.

June 27, 1983 Motion to Conform Judgment Pursuant to Section 407 of Act No. 6 of 1974, 41 P.S. § 407 and Order filed: NOW, this 27 day of June, 1983, upon consideration of the foregoing Motion to Conform Judgment Pursuant to Section 407 of Act. No. 6 of 1974, 41 P.S. §407,

It is ORDERED, ADJUDGED and DECREED, pursuant to Section 407(a) of the Act of January 30, 1974, P.L. 13, No. 6, as amended(41 P.S. §407(a)) and Pennsylvania Rule of Civil Procedure No.2986 (a), the judgment entered in the above-captioned proceedings shall be, and is hereby, conformed to the judgment entered on June 20, 1983, in proceedings in this Court at No. A.D. 1983-335, to-wit:

Principal	$56,487.77
Interest to April 20, 1983	11,588.52
Attorney's Commission	10,211.44
Total amount due as of April 20, 1983	78,287.73

Interest in accordance with the terms of the Note from April 20, 1983
Costs

BY THE COURT,
P. Richard Thomas, President Judge

June 28, 1983 Copy of order to James Greenfield, Esq.

EX1984-46

1983

Culbertson, Weiss, Schetroma & Schug
Mary A. Kirkpatrick

336.

Bozic, Thomas & Johnson
David P. Truax

MARY LOUISE HERZBERGER

vs.

GEORGE HERZBERGER III

Filed Apr. 20, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Pro Co pd 8/13/85 9.00

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (atty)

Apr. 22, 1983, Counseling notices mailed.

Apr. 26, 1983, Appearance of Bozic, Thomas & Johnson, by David P. Truax, attorneys for defendant filed.

Apr. 27, 1983, Affidavit of Service filed.

And now, April 27, 1983, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for Mary Louise Herzberger, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P355 825 324, postmarked April 22, 1983, to the last known address of the Defendant, George Herzberger, III, R. D. #1, Box 21, Cochranton, Pa. 16314.

3. That the Defendant, George Herzberger, III, on April 25, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A"/

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pa. Rules of Civil Procedure. Mary Ann Kirkpatrick, ESq.

June 17, 1983, Petition for Special Relief Under the Divorce Code Pursuant to Pa. R.C.P. 1920.43 and Order filed. And Now, June 10, 1983, after presentation of the Petition for Special Relief, a rule is issued upon the Plaintiff to show casue if any he has why the items listed in Attachment "A" should not be released into the temporary possession and care of Plaintiff, pending the outcome of the equitable distribution action portion of this divorce.
Hearing is scheduled for the 5th day of July, 1983, at 1:30 o'clock, P.M. in Court Room No. 1 or 2 of the Crawford County Courthouse at Meadville, Pennsylvania.

By the Court:
Robert L. Walker,J

June 17, 1983 Copies of order to Mary Ann Kirkpatrick and David P. Truax.

July 1, 1983 Plaintiff's Inventory and Appraisement filed.

July 7, 1983 Order filed. AND NOW, July 5, 1983, at the time set for hearing on special relief relating to an itemized list attached to the petition designated A, the parties mutually agree that all items on the list may be removed by the Plaintiff within two (2) weeks of this date, except as follows: Tack- wife will remove one full Western and one English tack only. Harness, buggies and wagons metal wheels, shafts and poles will remain at the marital domicile in the custody of the Defendant/Husband. Wife may remove house cats, whose principal residence is the marital domicle. Parties mutually agreee this Order is entered without prejudice to the right of either party to establish a value of said items and ownership thereof within the definitions of the Divorce Code.

**BY ORDER OF THE COURT,
P Ricahrd Thomas, J**

July 7, 1983 Copies of order to Mary Ann Kirkpatrick and David P. Truax.

Nov. 9, 1983, Affidavit of Consent of plaintiff filed.

Mar. 25, 1985, Affidavit of Consent of defendant filed.

June 3, 1985, Motion to Withdraw Count and Order filed. ORDER OF COURT: AND NOW, this 3rd day of June A.D. 1985, the within Motion is allowed.

By The Court,
Robert L. Walker, J.

June 3, 1985, copies of order to M. Kirkpatrick and D. Truax, attys.

Aug. 9, 1985 Upon praecipe of Defendant Attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

AUG. 20, 1985 DIVORCE DECREE FILED.

AND NOW, August, 19, 1985, it is hereby ordered, adjudged and decreed, that the marriage hereto fore existing between

MARY LOUISE HERZBERGER and GEORGE W. HERZBERGER, III

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

**BY ORDER OF THE COURT,
Robert L. Walker, J**

Hayt, Hayt, &
Landau
Scott D. Landau

337.

CITIBANK (SOUTH DAKOTA)
N. A.
100 North Phillips
Sioux Falls, S.D. 57102

vs.

JOANNE VALENTINE
R. D. #3, Gehrton Rd.
Linesville, Pa. 16424

Filed April 21,1983

Tax & entry Paid $35.50
Sheriff's Return $17.95
Pro Co Pd 7-5-83 9.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 16, 1983, Sheriff's Return filed. SERVED Joanne Valentine the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-337, to Charles Valentine, an adult member of the family with whom she resides namely husband, on May 13, 1983, at 1:35 P.M., at their residence, at R. D. #3, Gehrton Road, Linesville, in the County of Crawford, State of Pennsylvania.
So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW,

July 5, 1983 @ 10:45 A.M., upon praecipe of Plaintiff's Attorney, with affidavit of entry of Judgment attached, judgment is hereby entered in favor of the Plaintiff and against the Defendant for want of an answer and the same is liquidated at the sum of One Thousand Four Hundred Four Dollars and Fifty-three Cents as follows: Unpaid balance One thousand Two Hundred Sixteen Dollars and Eighty-three Cents; Late Charges; Four Dollars and Fifty Cents; Attorney fees at 15%: One Hundred Eighty-three Dollars and Twenty Cents; TOTAL DUE One Thousand Four Hundred Four Dollars and Fifty-three Cents.

Debt $1404.53

V-91 JUDGMENT
Judgment entered James F. Simmons
7-5-83 Prothonotary

July 6, 1983 Notice of Entry of Judgment mailed defendant.

Halliday, Beighley, & Halliday P.C.
Michael Halliday

338.

KERR-McGEE CHEMICAL CORPORATION

vs.

JAMES R. ZAKOSTELECKY and REBECCA L. ZAKOSTELECKY, husband & wife

Filed and Issued
Apr. 21, 1983
@ 1:55 o'clock P.M.

Pro Simmons Paid	$15.00
Plff costs	41.35
Sheriff's Costs	23.95
Pro Co Pd 6/6/83 -	9.00

WRIT OF REVIVAL

of

AD 48 November Term 1978
(DSB 383 Sept. Term 1973)

Dated.....April 21, 1983
Debt.....$2,844.33
Int. from .....August 1973
"Z - 95, 145.....JUDGMENT
James F. Simmons,
Prothonotary

Issued - (sheriff)

May 16, 1983 Sheriff's Return filed: SERVED James Zakostelecky, the within named defendant by handing a true copy of the within Writ of Revival, to Lucy Zakostelecky, an adult member of the family with whom he resides, namely mother, on May 13, 1983, at 2:08 P.M., at their residence, R.D.#1, Conneautville, Crawford Co., Pa.

SERVED Rebecca L. Zakostelecky, the within named defendant by handing a true copy of the within Writ of Revival to Lucy Zakostelecky, an adult member of the family with whom she reside, namely mother-in-law, on May 13, 1983, at 2:07 P.M., at their residence, R.D.#1, Conneautville, Crawford Co., Pa.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 6, 1983, at 1:53 o'clock P.M., upon praecipe of plaintiff attorney, Judgment of Revival is hereby entered in favor of the plaintiff and against the defendants for want of an answer, and damages are assessed as follows: Original revived judgment $2,844.33; Int from Aug. 1, 1973 to May 31, 1983 of $1,678.14, total of Four Thousand Five Hundred Twenty Two and 47/100 Dollars.

Debt - $4,522.47
JUDGMENT
James F. Simmons,
Prothonotary

"Z - 95, 145"
6/6/83 - Judgment entered

Halliday, Beighley,
& Halliday, P.C.
Michael Halliday

339.

LAKEVIEW PACKING CO., INC

vs.

JESSE HAAS, a/k/a
H. JESSEE HAAS

Filed Apr. 21, 1983
@ 2:03 P.M. - Issued.

Pro Simmons Paid $15.00
Plff on orig 12.50
Sheriff's Costs 19.55
Pro Co Pd 6/6/83- 9.00
Pro Co Pd 1/7/86 - 5.00

WRIT OF REVIVAL

of

DSB 1981 - 508

Dated..... April 21, 1983
Debt.....$7,802.18
Int. from Nov. 1, 1979
"H - 96, 86.....JUDGMENT
James F. Simmons,
Prothonotary

Issued - (sheriff)

May 16, 1983 Writ Returned: SERVED AND MADE KNOWN TO Jesse Haas, a/k/a Jesse Haas personally the within named defendant, by handing a true copy of the within Writ of Revival, to him, on May 13, 1983 at 1:58 P.M. at his place of employment, at the Conneautville Courier Conneautville, Crawford Co., Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 6, 1983, at 1:53 o'clock P.M., upon praecipe of plaintiff attorney, judgment of revival is hereby entered in favor of the plaintiff and against the defendant for want of an answer, and damages assessed as follows: Original Judgment, $7,802.18, int. from Nov. 1, 1979 to May 31, 1983 of $1,677.46, total of Nine Thousand Four Hundred Seventy Nine and 64/100 Dollars.
Debt - - $9,479.64

" H - 96, 86"
6/6/83 - Judgment entered

JUDGMENT
James F. Simmons,
Prothonotary

Jan. 3, 1986 This Judgment Satisfied.
(see paper filed)

MacDonald Illig
Jones & Britton
John D. Wilson

340.

THE FIRST NATIONAL BANK OF PENNSYLVANIA

vs.

ROBERT E. BINGHAM and ELAINE I. BINGHAM, his wife

Filed Apr. 22, 1983

Tax & entry Paid $35.50
Sheriff's Costs $19.75
Proth'd 7-20-83 9.00
Sat paid 4/20/87- 5.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE

2 copies (atty)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 400, page 228.

May 2, 1983 Sheriff's Return filed. SERVED Robert E. Bingham the within named defendant by handing a true copy of the within Complaint In Action of Mortgage Foreclosure, No. A.D. 1983-340, to Sharon Bingham, and an adult member of the family with whom he resides, namely daughter-in-law, on April 25, 1983, at 9:57 A.M., at their residence at R. D. #2, Box 86, Cambridge Springs, in the County of Crawford, State of Pennsylvania.

SERVED Elaine L. Bingham the within named defendant by handing a true copy of the within Complaint In Action of Mortgage Foreclosure, No. A.D. 1983-340, to Sharon Bingham, an adult member of the family with whom she resides namely daughter-in-law, on April 25, 1983, at 9:56 A.M., at their residence, at R. D. #2, Box 86, Cambridge Springs, in the County of Crawford, State of Pennsylvania.

So answers,

Edger D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, July 20, 1983 @ 1:28 P.M., upon praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for failure to file an answer and the damages are assessed as follows: As prayed for in Complaint, Twenty-one Thousand Four Hundred Seventy-two Dollars and Sixty-three Cents; Interest @ 13% from 4/1/83 thru 7/20/83, Seven Hundred Eighty-six Dollars and Forty-eight Cents; Late Charges thru July 16, 1983, Thirteen Dollar and Thirty-five Cents; TOTAL Twenty-two Thousand Two Hundred Seventy-two Dollars and Forty-six cents together with costs of suit.

Debt $22,272.46 with costs

B-143,53
JUDGMENT ENTERED &/20/83

JUDGMENT
James F. Simmons
Prothonotary

EX 1983-64

April 16, 1987, UPon praecipe of plaintiff, satisfaction in full of the within judgment debt, interest and costs, received and above judgment is hereby satisfied of record.
(see paper filed)

Jury Trial

Harrington & Schweers
Dennis C. Harrington

JOHN PSAK and MILDRED PSAK, Administrators of the Estate of CAROL PSAK Deceased

341.

vs.

Dillon, McCandless & King
Thomas W. King, III for Robert Keck

CONNEAUT LAKE CRUISES, INC., a corporation, CHRISTINE McCURDY, ROBERT KECK, and ZANE TESLICK

Meyer, Darrah, Buckler, Bebenek & Eck
Richard J. Mills for Conneaut Lake Cruises & Zane Teslick

Warren Keck,III,Nancy Keck Warren Keck IV, addl dfts

Knox Graham withdrew
McLaughlin Gornall & Sennett Inc.
John McLaughlin for C. McCurdy

Filed Apr. 22, 1983

Tax & entry Paid $35.50 ✓

Sheriff's Costs	66.53
Sheriff's Costs	59.60
Pro Pd 4-8-86	7.00 ✓

MacDonald, Illig, Jones & Britton by John M. Wolford for Robert Keck & **Christine McCurdy**

Marsh, Spaeder, Baur, Spaeder & Schaaf, Will Schaaf for Warren, Nancy & Warren Keck

✓COMPLAINT IN TRESPASS

4 copies (sheriff)

✓**May 5, 1983, Appearance of Dillon, McCandless & King by Thomas W. King, III for Robert Keck, an individual, and no other parties filed.**

✓ May 9, 1983, Notice of Service of Plaintiff's Interrogatories filed.

✓**May 10, 1983, Notice Of Service of Plaintiff's Interrogatories filed.**

✓ May 13, 1983 Appearance of Meyer, Darragh, Buckler, Bebenek & Eck by Richard J. Mills, Esq. for Conneaut Lake Cruises, Inc and Zane Teslick filed.

✓May 18, 1983, Appearance of Knox Graham McLaughlin Gornall & Sennett Inc., by John M. McLaughlin, attorneys for defendant Christine McCurdy, filed. (Jury of twelve demanded)

✓**May 20, 1983, Notice of Service of Interrogatories filed.**

✓May 27, 1983, Appearance of MacDonald, Illig, Jones & Britton by John M. Wolford for defendant Robert Keck filed.

✓June 9, 1983 Answer and New Matter of Robert Keck filed.

✓June 9, 1983 Answers to Interrogatories Directed to Defendant, Robert Keck filed.

✓June 13, 1983 Sheriff's Return filed: Before me the undersigned authority, personally appeared Daniel Veith, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 27th day of April, 1983, at 2:00 P.M., he served Complaint filed at AD 1983-341, Crawford County, Pennsylvania, upon defendant Zan Teslick, a/k/a Zan Teslik at Residence R.D.2, Longview Dr. Harmony, Lancaster Twp., Butler Co., Pa. by making known the contents thereof to Alice Norman, Mother and handing to and leaving with her the certified copy of the Complaint.

Daniel Veith, Deputy Sheriff
Denny C. Richard, Sheriff

Before me, the undesigned authority, personally appeared Robert A. Frederick, Chief Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 27th day of April, 1983, at 1:05 P.M. he served Complaint filed 25, Apr., 83 issued in Crawford County, Pennsylvania, upon defendant Robert Keck Sr. personally at his place of business, North Main St., Butler Twp., Butler Co. Pa. 16001 by making known the contents thereof to him and handing to and leaving with him the certified copy of the Complaint received from Crawford Co., Pa.

R. A. Frederick, Deputy Sheriff
Denny C. Richard, Sheriff

Before me, the undersigned authority, personally appeared Ronald J. Sherbondy Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 17th day of May, 1983, at 12:10 P.M. he served Complaint filed at AD 1983-341 Crawford County, Pennsylvania, upon defendant Christine McCurdy at 4 Chambers Ave., Greenville, Pa. by making known the contents thereof to her personally and handing to and leaving with her the certified copy of the complaint received from Crawford County.

Ronald J. Sherbondy, Deputy Sherif
Don Marenchin, Sheriff

SERVED Conneaut Lake Cruises, Inc., the within named defendant on April 26, 1983, at 3:20 P.M., by handing a true and attested copy of the within Complaint AD 1983-341, at Conneaut Lake Park, PO Box 148, Conneaut Lake, Crawford Co., Pa. the usual place of business to Lloyd Hailland, namely president, the person for the time being in charge thereof.

SERVED on the within named defendant, Christine McCurdy, by deputizing the sheriff of Mercer Co., Pa. as per his affidavit of service hereto attached. Served May 17, 1983.

SERVED on the within named defendant, Robert Keck, by deputizing the Sheriff of Butler Co., Pa., as per his affidavit of service hereto attached. Served April 27, 1983.

SERVED on the within named defendant Zane Teslick, by deputizing the Sheriff of Butler Co., Pa. as per his affidavit of service hereto attached. Served April 27, 1983.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

✓ June 16, 1983, Plaintiffs' Reply to New Matter of Defendant, Robert Keck, filed.

✓ **Aug. 23, 1983 Interrogatories Directed to Defendant, Christine McCurdy and Answers thereto filed.**

✓**Sept. 8, 1983 Answer and New Matter of Conneaut Lake Cruises, Inc., and Zane Teslick filed.**

✓**Sept 26, 1983 Plaintiff's Reply To New Matter Of Defendants Conneaut Lake Cruises, Inc., And Zane Teslick filed.**

✓**Oct. 12, 1983 Reply to New Matter of Defendant Robert Keck filed.**

✓Dec. 12, 1983, Notice of Serving Interrogatories directed to plaintiff filed.

Continued on Page 541.

~~William Gregg~~
Cauley, Birsic & Conflenti
Franklyn Conflenti
~~David R. Cashman~~

342.

James R. Miller

GARY L. FITZGERALD

vs.

ARCHIE C. VOORHIES, WARREN R. KECK, JR., GEORGE HARDY ROWLEY, ARCHIE O. WALLACE and WARREN R. KECK, III, individually and trading and doing business as VOORHIES, KECK, ROWLEY & WALLACE, a partnership

Filed Apr. 22, 1983

Tax & entry Pd 5/2/83 $35.50
Allegheny Co costs 99.25
Pro Co pd 4/9/85 6.00

COMPLAINT IN TRESPASS AND ASSUMPSIT
CERTIFIED DOCKET ENTRIES FROM THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA - GD83- 03991

ORDER OF COURT:
AND NOW, to-wit this 21st day of April, 1i83, it appearing to the Court that the proper venue for the above entitled matter is in Crawford County and it further appearing to the Court that counsel for the plaintiff and counse for the defendants have agreed to the transfer of this case from the Court of Common Pleas of Allegheny County to the Court of Common Pleas of Crawford County, Pennsylvania, it is hereby ORDERED, ADJUDGED and DECREED that the Prothonotary of the Court of Common Pleas of Allegheny County be and hereby is directed to transfer the action filed at the above number and term to the Prothonotary of Crawford County in the Court of Common Pleas, so the same might be docketed in that Court and all further proceedings with respect to this action shall be handled by the Court of Common Pleas of Crawford County, Pennsylvania.
Robert A Doyle, Judge

***
(Allegheny County Entries)
Mar. 8, 1983, Complaint in Trespass and Assumpsit filed. JURY TRIAL DEMANDED.

Mar. 10, 1983, Sheriffs Return filed. Mar. 16, 1983, Served and made known to Archie O. Wallace, the within named defendant, by handing a true and attested copy of the within Complaint in Trespass and Assumpsit and Notice to Defend and of Suit to him, personally, at the Mercer Co. Courthouse, Mercer, Penna at 9:25 A.M.
Don Marenchin, Sheriff of Mercer Co.

Mar. 16, 1983, Served Warren R. Keck III, Warren R. Keck, Jr., George Hardy Rowley and Archie C. Voorhies, the within named defendants by handing a true and attested copy of the within Complaint in Trespass and Assumpsit and Notice to Defend and Notice of Suit for each defendant to Jacqueline Smith, agent for said defendants, at the place of business, 47 Clinton St., Greenville, Pa. at 3:00 P.M.
Ronald J. Sherbondy, Dep. Sheriff
So answers,
Don Marenchin, Sheriff

***
(end of Allegheny County entries)

Apr. 27, 1983, Notice of Serving Interrogatories upon Defendant counsel filed.

Apr. 27, 1983, Notice of Serving Request for Production and Inspection of Documents upon defendant counsel filed.

May 26, 1983 Answer to Plaintiff's Complaint filed.

May 26, 1983 Answers to Interrogatories filed.

July 19, 1983, Notice of Deposition of Plaintiff Gary L. Fitzgerald, filed.

Dec. 5, 1983, Notice of Deposition of Warren R. Keck, III, Esq., filed.

June 22, 1984, Notice of Serving Requests for Admissions upon defendants filed.

Aug. 3, 1984 Defendant Warren R. Keck, III's Answers To Plaintiff's Request For Admissions filed.

Aug. 13, 1984 Notice of Service of Interrogatories Directed to Plaintiff filed.

Aug. 22, 1984 Notice Of Serving Of Supplemental Interrogatories To Defendants filed.

Aug. 23, 1984 Motion For Production Of Documents filed.

Aug. 23, 1984 Notice Of Serving Motion For Production Of Documents filed.

Oct. 23, 1984, Motion To Determine Sufficiency of an Answer to Request for Admission filed. JURY TRIAL DEMANDED.

Oct. 26, 1984 Answers to Supplemental Interrogatories to Defendants filed.

Nov. 13, 1984 Notice Of Serving Of Interrogatories filed.

Dec. 17, 1984, Notice of Deposition of Dr. Tariq Qureshi filed.

Dec. 17, 1984, Notice of Deposition of Dr. Robert A. Bazylak filed.

Feb. 4, 1985 Answers To Plaintiff's expert Interrogatories Directed To Defendant filed.

Feb. 5, 1985 Notice Of Deposition By Video Tape of JOSEPHINE FURE filed.

Feb. 5, 1985 Notice Of Deposition By Video Tape of LEON P. HALLER filed.

Apr. 9, 1985 Appearance of William Gregg for Plaintiff filed.

Apr. 9, 1985 Upon praecipe of Plaintiff Attorney the above referenced case is marked settled and discontinued of record.

1983

343.

NORTHWEST PA. BANK AND TRUST CO., now by merger NORTHWEST BANK

vs.

MICHAEL C. GREGG
SANDRA L. GREGG

Filed Apr. 22, 1983
@ 2:24 o'clock P.M.

Pro Simmons Paid $9.00
Plff on orig. 6.50

AGREEMENT TO REVIVE

of

No. DSB 287 Feb. Term 1978

The undersigned hereby agrees that the judgment entered on Mar. 1, 1978, to No. 287 Feb. 1978 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $14,066.64 plus costs.

Dated.....April 14, 1983
Debt.....$14,066.64
" G - 114, 154...JUDGMENT

James F. Simmons,
Prothonotary

Mar. 11, 1987 This judgment satisfied
(all papers filed)

Bruce A. Barrett

344.

A. I. CREDIT

vs.

ALBERT B. LOWROS,
Individually a/d/b/a
DIAMOND CAFE

Filed Apr. 22, 1983

Tax & entry Paid $35.50
Sheriff's Costs $25.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

May 9, 1983, Sheriff's Return filed. SERVED Albert B. Lowros the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-344, to Daniel Lowros, an adult member of the family with whom he resides, namely son, May 4, 1983, at 11:50 A.M., at 130 Diamond Street, Titusville, in the County of Crawford, the State of Pennsylvania.

SERVED Diamond Cafe, the within named defendant on May 4, 1983, at 11:49 A.M., by handing a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1983 344, at 130 Diamond Street, Titusville, in the County of Crawford, the State of Pennsylvania, to Daniel Lowros, the person for the time being in charge thereof.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

August 12 1983, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

Bruce A Barrett

345.

ORDER FOR NINETY (90) PERSONS TO SERVE AS JURORS FOR COURT TO BE HELD JUNE 13, 1983 AT 9:30 O' CLOCK A.M.

Filed Apr. 22, 1983 and Issued to Sheriff of Crawford County

COURT OF COMMON PLEAS - CRAWFORD COUNTY
ORDER TO SELECT JURORS

SPECIAL ORDER

The Court hereby sets a special one week jury trial term for the week of June 20 - 24, 1983.

Both criminal and civil cases will be scheduled.

A call of the civil list will be held June 6, 1983 at 9:30 A.M. in Courtroom No. 1.

A call of the criminal trial list will be called on June 13, 1983 at 9:30 A.M. in Courtroom No. 1.

The jury commissioners are directed to summon a panel of ninety (90) ninety jurors for this term of court with the venire to be issued by the prothonotary.

Dated: April 22, 1983

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

July 18, 1983, Sheriffs Return filed. I do hereby make return that I have summoned the ninety 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 Monday, June 20, 1983.

So answers, Howard A. Stewart, Sheriff

The Schedule hereto attached is a correct list of the above Jurors drawn by us.

Dorothy H. Kennedy,
Lucile Kean, Jury Commissioners.

Fuller, Kinnunen
Miller & Gamble
Gordon R. Miller

346.

Robert F. McCabe, Jr.
Lindsay, McGinnis,
McCandless & McCabe
for Reliance Ins.

Thomas C. Hutcheson
for Inland West
Corp.

AMERICAN CAST IRON PIPE COMPANY

vs.

INLAND WEST CORPORATION and RELIANCE INSURANCE COMPANY

Filed Apr. 25, 1983

Tax & entry Paid $35.50

Sheriff's Return $41.75

Rec & fd 12/9/83 6.00 ✓

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

May 16, 1983 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Bernard Cowdery who being duly sworn according to law, deposes and says that on the 2nd day of May, 1983, at 9:15 A.M., he served Complaint In Assumpsit, filed at No.--- Term 1983--,----County Pennsylvania, upon defendant Reliance Insurance Company at 4 Penn Center Plaza. By making known the contents thereof to Mrs. Digorigo-Receptionist and handing to and leaving her the certified copy of the Complaint in Assumpsit received from Crawford County

Bernard Cowdery, Deputy Sheriff
Joseph A. Sullivan, Sheriff

Before me, the undersigned authority, personally appeared William Marker who being duly sworn according to law, deposes and says that on the 3rd day of May, 1983, at 10:00 A.M. he served Complaint In Assumpsit, filed at No. --- Term, 19--, -----County Pennsylvania, upon defendant Inland West Corporation at C/O C.T. Corp. System, 123 South Broad Street. By making known the contents thereof to Ms. Faiola- Clerk in Charge and handing to and leaving with her the certified copy of the Complaint in Assumpsit received from Crawford County

William Marker, Deputy Sheriff
Joseph A. Sullivan, Sheriff

SERVED ON THE within named defendant Inland West Corporation, by deputizing the Sheriff of Philadelphia County, Pennsylvania, as per his affidavit of service hereto attached. Served May 3, 1983.
Served ON THE within named defendant Reliance Insurance Company, by deputizing the Sheriff of Philadelphia County, Pennsylvania, as per his affidavit of service hereto attached.
Served May 2, 1983.
So answers, Howard No. Stewart, Sheriff

May 16, 1983, Appearance of Robert F. McCabe for Defendant RELIANCE INSURANCE COMPANY filed.

June 13, 1983, Answer and New Matter filed on Behalf of Reliance Insurance Company filed.

Aug. 15, 1983, Reply of plaintiff filed.

Sept 9, 1983, Answer and New Matter filed on Behalf of Inland West Corporation, filed.

December 9, 1983, all claims and causes of action, or counterclaim, action having been settled, adjusted and compromised, this action is hereby discontinued of record

Gordon R Miller
attorney for plaintiff

347.	PETITION FOR INVOLUNTARY TREATMENT of	PETITION FOR INVOLUNTARY TREATMENT Mental Health Procedures Act of 1976 (Sections 304 & 305)
Bruce A. Barrett	MICHELLE L. SMATHERS	Apr. 27, 1983, Report of Mental Health Review Officer, (John D. Petruso, Esq.), Recommendation, and Order filed. ORDER: AND NOW, this April 27, 1983, 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 Michelle Smathers be committed to Warren State Hospital for treatment for a period not to exceed 90 days. BY THE COURT, Robert L. Walker, J. Apr. 27, 1983, Copies of order to Doris Miller, (for Warren State Hosp.), Bruce Barrett, and Paul Dickey, Mental Health.
	Filed Apr. 25, 1983	

Gen.

Nicholas F. Lorenzo, Jr.

PAUL AIKEN and NOLA O. AIKEN, Co-Administrators of the Estate of CAROLYN DIANE AIKEN, a/k/a CAROL D. AIKEN, deceased, on behalf of the next of kin of CAROLYN DIANE AIKEN, a/k/a CAROL D. AIKEN, deceased
and
PAUL AIKEN and NOLA O. AIKEN, Co-Administrators of the Estate of CAROLYN DIANE AIKEN, a/k/a CAROL D. AIKEN, deceased on behalf of the Estate of CAROLYN DIANE AIKEN, a/k/a CAROL D. AIKEN, deceased,

vs.

CONNEAUT LAKE CRUISES, INC., a corporation, CHRISTINE McCURDY, an individual, ROBERT KECK, an individual, and ZANE TESLICK, an individual,
Warren KeckIII, Nancy Keck, Warren Keck IV addl dfts

348.

Meyer, Darragh, Buckler, Bebenek & Eck by Richard J. Mills, for Conneaut Lake Cruises, Inc. and Zane Teslick

Dillon, McCandless & King, by Thomas W. King, III for Robert Keck

~~Knox, Graham, McLaughlin, Gornall & Sennett, Inc. by John M. McLaughlin for Christine McCurdy, an individual~~ (withdrew)

MacDonald, Illig, Jones & Britton by John M. Wolford for Robert Keck ~~and Christine McCurdy~~

Marsh, Spaeder, Baur, Spaeder & Schaaf, Will Schaaf for the 3 Kecks

Filed Apr. 25, 1983

Tax & entry Paid $35.50

Sheriff's Costs 65.28

PaCoPd 3-24-86- 6.00

✓COMPLAINT IN TRESPASS

4 copies (sheriff)

✓May 5, 1983, Appearance of Dillon, McCandless & King by Thomas W, King, III for the Robert Keck, an individual, and no other parties filed.

✓May 13, 1983, Appearance of Meyer, Darragh, Buckler, Bebenek & Eck by Richard J. Mills for Conneaut Lake Cruises, Inc. and Zane Teslick filed.

✓May 25, 1983, Appearance of Knox, Graham, McLaughlin, Gornall & Sennett, Inc by John M. McLaughlin for defendant Christine McCurdy filed.

✓May 27, 1983, Appearance of MacDonald, Illig, Jones & Britton by John M. Wolford for defendant Robert Keck filed.

✓June 9, 1983 Answer and New Matter of Robert Keck filed.

✓June 14, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Daniel Veith, Deputy Sheriff, who being duly sworn according to law deposes and says that on the 29 day of April, 1983, at 3:00 P.M. he served Zane Teslick a/k/a Zane Teslik filed at AD 1983-348, Crawford Co., Pa., upon defendant Zane Teslik personally at his place of Residence, R.D.#, Harmony, Lancaster Twp., Butler, Co., Pa. by making known the contents thereof to Zane Teslick and handing to and leaving with him the certified copy.

Daniel Veith, Deputy D. C. Richard, Sheriff

Before me, the undersigned authority, personally appeared Robert A. Frederick, Chief Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 27th day of April, 1983 at 1:05 P.M. he served a complaint in Trespass, filed Apr. 25, 1983, upon defendant Robert Keck, Sr., personally at his place of business, Keck Chry-Ply North Main St., Butler, Twp, Butler Co., Pa. 16001 by making known the contents thereof to Robert Keck Sr., and handing to and leaving with him the certified copy of the Complaint received from Crawford Co., Pa.

R. A. Frederick, Deputy Sheriff
Dennis C. Richard, Sheriff

BEFORE ME, the undersigned authority, personally appeared Ronald J. Sherbondy, Deputy Sheriff, who being duly sworn to law, deposes and says that on the 11th day of May, 1983, at 6:10 P.M., he served Notice, Complaint in Trespass and Affidavit, filed at 348AD 1983, Crawford Co., Pa., upon defendant Christine McCurdy at 4 Chambers Ave., Greenville, Penna. by making known the contents thereof to her personally and handing to and leaving with her the certified copy of the Notice, Complaint & Affidavit received from Crawford Co. Sheriff.

Ronald J. Sherbondy, Deputy Sheriff
Don Marenchin, Sheriff

SERVED Conneaut Lake Cruises, Inc. the within named defendant on April 26, 1983 at 3:21 P.M., by handing a true and attested copy of the within Complaint in Trespass, AD 1983-348, at P.O. Box 148, Conneaut Lake, Park, Conneaut Lake, Crawford Co., Pa. the usual place of business to Lloyd Hailand, namely president, the person for the time being in charge thereof.

SERVED on the within named defendant, Christine McCurdy, by deputizing the Sheriff of Mercer Co., Pa., as per his affidavit of service hereto attached. Served May 11, 1983.

SERVED on the within named defendant, Robert Keck, by deputizing the Sheriff of Butler Co., P a. as per his affidavit of service hereto attached. Served April 27, 1983.

SERVED ON THE within named defendant, Zane Teslick, by deputizing the Sheriff of Butler Co. Pa. as per his affidavit of service hereto attached. Served April 29, 1983.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

✓June 20, 1983, Answer to New Matter of Defendant Robert Keck, filed.

✓**Sept. 8, 1983 Answer and New Matter of Conneaut Lake Cruises, Inc. and Zane Teslick filed.**

✓**Sept. 20, 1983 Reply to New Matter of Defendants, Conneaut Lake Cruises, Inc., and Zane Teslick filed.**

✓**Oct. 12, 1983 Reply to New Matter of Defendant Robert Keck filed.**

✓Dec. 12, 1983, Notice of Serving Interrogatories Directed to Plaintiffs filed.

✓**Jan. 25, 1984 Answers To First Set Of Interrogatories Defendant, Robert Keck filed.**

✓**Feb. 14, 1984 Answers To First Set Of Interrogatories Defendant, Robert Keck filed.**

✓**Mar 16, 1984 Answers to Interrogatories Directed to Plaintiffs filed.**

RECORD CONTINUED ON PAGE 348.A....

1983

Mar. 28, 1984, Answers To First Set of Interrogatories to Defendant, Zane Teslick, filed.

SEE *S BELOW

Apr. 19, 1984 Answers To First Set Of Interrogatories To Defendant, Christine McCurdy filed.

***Apr. 18, 1984 Request for Production filed.**

***Apr. 18, 1984 Notice of Deposition of Lloyd R. Holland filed.**

Apr. 25, 1984, Deposition of Alexander S. McCurdy filed. (filed at AD 1983 - 341)

Apr. 25, 1984, Deposition of Warren R. Keck, III, filed. (filed at AD 1983 - 341)

Apr. 25, 1984, Deposition of Christine McCurdy filed. (filed at AD 1983 - 341)

June 25, 1984 Notice Of Service Of Requests For Production To Plaintiff filed.

Sept. 14, 1984, Deposition of Warren Beaver and Theodore Moran filed.

Sept. 14, 1984, Deposition of Barry Hodge filed.

Sept. 14, 1984, Depositions of Zane Testlick, Edward Glover, Nancy Keck, and Warren R. Keck, IV filed.

Sept. 14, 1984, Deposition of Kenneth Brown filed.

Sept. 14, 1984, Deposition of Lloyd Holland filed.

Sept. 14, 1984, Exhibit Folder, for Depositions taken, April 2, 1984, June 4, 1984, and June 5, 1984, filed.

Sept. 26, 1984 Request For Production Of Documents And Copies Under Rules Of Civil Procedure No. 4009 filed.

Oct. 5, 1984, Motion to Consolidate Cases and Order filed. ORDER OF COURT: AND NOW, to wit, this 5th day of Oct. 1984, upon consideration of the within Motion, it appearing to the court that all of the cases captioned in the Motion involve same or similar issues of law and fact; and it further appearing to the Court that all of these cases in caption arise from an accident that occured on July 17, 1982, on Conneaut Lake; it is hereby ordered and decreed that the lawsuits captioned in the within Motion shall be and are hereby consolidated for all Pre-Trial Proceedings and for trial.

Robert L. Walker, J.

Oct. 10, 1984, copies of order to all counsel of record.

Oct. 5, 1984, Motion for Enlargement of Time to Join Additional Defendants and order filed. ORDER: AND NOW, this 5th day of October, 1984, it appearing to the Court that evidence recently discovered requires the joinder of Warren Keck, III, Nancy Keck and Warren Keck IV as additional defendants in the lawsuits above captioned; it is hereby ORDERED, ADJUDGED AND DECREED that the time within which Conneaut Lake Cruises, Inc. may join Warren Keck, III, Nancy Keck, and Warren Keck, IV shall be and is extended for a period of ten (10) days from the date hereof.

Oct. 10, 1984, copies of order to counsel of record.

Oct. 5, 1984, Complaint to Join Additional Defendants Warren Keck, III, Nancy Keck and Warren Keck, IV, filed. (filed by Conn. Lake Cruises, Inc. and Zane Texlik, dfts)

Oct. 31, 1984, Appearance of Meyer, Darragh, Buckler, Bebenek & Eck, by Richard J. Mills, attorneys for additional defendant Zane Teslik, filed.

Oct. 31, 1984, Answer of Defendants Conneaut Lake Cruises, INc. and Zane Teslik, to New Matter of Defendant Robert Keck, filed.

Oct. 31, 1984, Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf, by Will J. Schaaf, attorneys of Warren Keck III, Nancy Keck and Warren Keck, IV filed.

Nov. 16, 1984, Notice of Deposition of Myrna Moran filed.

Nov. 16, 1984, Notice of Deposition of Robert Keck, Jr., filed.

Nov. 29, 1984, Answers to Requests for Production to Plaintiffs filed.

Dec. 12, 1984 Notice of Deposition of Myrna Moran filed. (see AD 1983-341)

Dec. 12, 1984 Notice of Deposition of Robert Keck Jr. filed(See AD 1983-341)

Dec. 12, 1984 Notice of Deposition of Katherine E. Slack filed.

Dec. 17, 1984, Notice of Taking Depositions Upon oral examination of John A. Fantone, Diane Fantone, James Cunningham, Pauline Cunningham, Richard A. Leeson, Mary Ann McMunn, Jacqueline M. Reilly, Kathleen E. Fox filed.

Dec. 24, 1984 Amended Notice of Deposition of Katherine Slack filed.

Jan 31, 1985 Answer and New Matter of Zane Teslik filed.

Aug. 5, 1985, Defendant Conn Lake Cruises and Zane Teslik's Notice of Service of Interrogatories Directed to Eileen Koenig, filed.

Aug. 5, 1985, Defendant Conn. Lake Cruises and Zane Teslik's Notice of Service of Interrogatories Directed to Linda Ann Mutzabaugh, filed.

Aug. 5, 1985, Defendant Conn. Lake Cruises and Zane Teslik's Notice of Service of Interrogatories Directed to Sarah E. Cummings, filed.

CONTINUED ON PAGE 348B

✓Aug. 5, 1985, Defendant Conneaut Lake Cruises and Zane Teslik's Notice of Service of Interrogatories Directed to Hideliza Valena, filed.

✓Aug. 5, 1985, Answers to First Set of Interrogatories to Defendant Conneaut Lake Cruises, Inc. filed.

✓Aug. 5, 1985, Answers to Interrogatories Directed to Defendants, Conneaut Lake Cruises, Inc. and Zane Teslick, filed.

✓**Aug. 22, 1985 Certificate of Readiness filed.**

✓Aug. 30, 1985, Answers to Interrogatories Directed to Linda Ann Mutzenbaugh filed. (filed at AD 1983 - 341)

ON OCTOBER 1985 TRIAL LIST

✓**Oct. 4, 1985 Defendant McCurdy's Motion For Sanctions Against Plaintiff Valena filed.**

✓**Oct. 4, 1985 Upon praecipe of Defendant McCurdy's Attorney this case is placed on the next Agrument List.**

✓**Oct. 7, 1985 Notice Of Service Of Interrogatories And Requests For Production To Plaintiff, Conneaut Lake Cruises, Inc. filed.**

✓Oct. 9, 1985, Answer On Behalf of Plaintiffs Psak and Koenig to McCurdy Motion for Continuance filed. (filed at AD 1983 - 341)

✓Oct. 10, 1985, Motiom on Behalf of Defendant, Christine McCurdy, for Continuance of Trial filed.

✓Oct. 10, 1985, ORDER filed. AND NOW, October 9, 1985, all of the above cases which have already been consolidated for trial by Order of this Court are continued to the Feb. jury trial term and any of the above cases not presently on the trial list shall be placed on the February trial list by the Prothonotary without the necessity of filing certificates of readiness.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Oct 15, 1985, copies of order to all counsel of record.

✓**Jan 7, 1986 Order filed: AND NOW, January 6, 1986, trial in the above cases having been set for February 24, 1986 and a number of trial counsel having requested a pretrial conference, and the Court being of the opinion that a pretrial conference would be advantageous, a pretrial conference is sheduled for February 4, 1986 at 9:30 A.M. in Courtroom 2, Courthouse, Meadville, Pennsylvania.**

If possible, the pretrial conference should be attended by all trial counsel, but if it is impossible for trial counsel to attend, then an associate may attend the pretrial conference provided counsel attending the conference has full authority to act. Defendants shall have counsel fully authorized to act or the necessary representatives with authority to act at the pretrial conference. If plaintiffs' counsel are not fully authorized to act in regard to any issues which may arise at the pretrial conference, including settlement, they should arrange for their respective clients to be present.

In accordance with Rule 21 of the local rules of this Court, all parties shall file a pretrial narrative at least five (5) days prior to the date of the pretrial conference. A copy of Rule 21 is enclosed herewith.

BY ORDER OF THE COURT,
Robert L. Walker, J.

(Original order filed at AD 1983-241)

Jan 7, 1986 copies of order to all counsel.

On February Trial List 1986 - Jury

✓**Jan 24, 1986 Appearance of MacDonald, Illig, Jones & Britton by John M. Wolford, Esq. for Christine McCurdy filed.**

✓**Jan. 27, 1986 Withdrawal of Appearance of Knox, Graham, McLaughlin, Gornell & Sennett, Inc. by John M. McLaughlin and Mark E. Mioduszewski filed.**

Feb. 6, 1986 Pre-Trial Memorandum filed. (Copies sent out by Judge Walker's secretary)

Feb 18, 1986 Proposed Voir Dire Questions on Behalf of Plaintiffs Aiken, Cummings and Mutzabaugh-Herter filed.

Feb 18, 1986 Plaintiffs' Joint Exhibit List filed. Original filed at AD 1984-322.

Feb. 19, 1986 Petition to Fix Time for Testifying or to Give Testimony by by Videotape Recordingfiled.

Feb. 20, 1986 Suggested Voir Dire of Defendants Keck & McCurdy filed.

Feb 24, 1986 Answer to Petition to Fix Time for Testifying or to give Testimony by Videotape recording filed.

Feb. 25, 1986, Conneaut Lake Cruises Inc and Zane Teslik Exhibit List filed. (see paper filed at 341 AD 1983)

CONTINUED ON PAGE 348C

Record Continued from Page 348B of AD 1983-348 Aiken v Conneaut Lake Cruises

Mar. 5, 1986 Order filed: AND NOW, March 4, 1986, the Motion of Warren Keck, III, Nancy Keck and Warren Keck IV, for compulsory nonsuit is granted.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Mar 11, 1986 Copies of order to all counsel
(paper filed at AD 1983-341)

V E R D I C T

AND NOW, Feb. 24, 1986 @ 3:18 P.M. jury selected and sworn as follows: 1. Robert Baker; 2. Joseph Matelan; 3. Kevin P. O'Hara; 4. Gerry Stockton Jr: 5. Phyllis Jane Keliher; 6. Beverly Bowman; 7. Mary E. Harper; 8. Roy Wagner; 9. Linda Onderko; 10. James Geary; 11. Nancy Kordes; 12. Mary Lou McMillen, twelve good and lawful persons, who upon their solemn oaths which they have taken and at least 10 of them say:

1. Do you find that there was negligence on the part of Zane Teslik and Conneaut Lake Cruises?
Yes

2. If your answer to question 1 is in the affirmative, do you find that that negligence was a legal cause of the injuries to the plaintiffs?
Yes

3. Do you find that there was negligence on the part of Christine McCurdy and Robert Keck?
Yes

4. If your answer to question 3 is in the affirmative, do you find that that negligence was a legal cause of the plaintiffs' injuries?
Yes

5. If your answer to all of the foregoing questions is in the affirmative, assign a percentage of negligence to each group of defendants.

Zane Teslik and Conneaut Lake Cruises	45%
Christine McCurdy and Robert Keck	55%
Total	100%

Linda Onderko, foreperson

Mar. 7, 1986 Order filed: AND NOW, March 4, 1986, the Defendant Conneaut Lake Cruises' Motion in Limine regarding the dry rot found on the Red Wing is denied.

BY ORDER OF THE COURT,
Robert L. Walker. Judge

Mar 11, 1986 Copies of order to all counsel.

Mar 7, 1986 Order filed: AND NOW, March 4, 1986, the motion for directed verdict of Robert Keck is denied.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Mar 11, 1986 Copies of order to all counsel.

Mar 7, 1986 Motion in Limine filed.

Mar 7, 1986 Motion in Limine on Behalf of Warren Keck, III, Nancy Keck, and Warren Keck, IV, Additional Defendants filed.

Mar 7, 1986 Points for Charge on Behalf of Additonal Defendants filed.

Mar 7, 1986 Suggested Voir Dire of Defendants Keck & McCurdy filed.

Mar. 7, 1986 Motion in Limine filed.

Mar 7, 1986 Motion for Directed Verdict as to Robert Keck filed.

Mar 7, 1986 Proposed Supplemental Voir Dire on Behalf of Additional Defendants filed.

Mar. 7, 1986 Motion in Limine filed.

Mar 7, 1986 Supplemental Points for Charge filed.

Mar 7, 1986 Points for Charge filed.

Mar 7, 1986 Motion for Directed Verdict filed.

Mar 7, 1986 Points for Charge filed.

Mar 7, 1986 Points for Charge Suggested by Defendants Keck & McCurdy filed.

Mar 7, 1986 Additonal Points for Charge filed.

Mar 7, 1986 Exhibits filed by large filed cabinet.

Mar 19, 1986 Petition to settle and compromise wrongful Death and Survival actions and order filed: AND NOW, this 20th day of March, 1986 upon presentation of the foregoing Petition, it is hereb y ordered and decreed as follows:

a) The petitioners, Paul Aiken and Nola O. Aiken, in their own right and as co-administrators of the Estate of Carolyn Diane Aiken, a/k/a Carol D. Aiken, deceased, are authorized and empowered to execute any documents necessary to effect a complete settlement, release and discontinuance of the above-entitled action;

)b The settlement of the wrongful death action in the amount of Four Hundred Forty-nine Thousand and 00/100($449,000.00) Dollars,

Continued on next page

348 (d)

TERM

gross settlement, and the settlement of the survival action in the sum of One Thousand Dollars, gross settlement, is hereby approved.

c) Distribution of the settlement amount is approved as follows:

(1) The sum of Two Hundred Ninety-three Thousand Seven Hundred Seventy-seven and 43/100 ($293,777.43) Dollars to Paul Aiken and Nola O. Aiken as net distribution of the wrongful death action;

(2) The sum of Five Hundred Ninety-three and 67/100 ($593.67) Dollars to Paul Aiken and Nola O. Aiken as Co-Adminstrators of the Estate of Carolyn Diane Aiken a/k/a Carol D. Aiken, deceases;

(3) The sum of One Hundred Fifty-five Thousand Six Hundred Twenty-eight and 90/100 ($155,628.90) Dollars to Nicholas F. Lorenzo, Jr., Esq, as counsel fees and reimbursement of costs.

BY THE COURT,
Robert L. Walker, J.

MARCH 21, 1986 Copies of order to all counsel of record.

Mar. 24, 1986, Upon praecipe of plaintiff attorney, the above captioned matter is marked settled, terminated and discontinued.

1983

Altomare & Barnhart
Joseph C. Barnhart

349.

Sharon Barnhart,
pro se

JOSEPH C. BARNHART

vs.

SHARON L. BARNHART

Filed Apr. 25, 1983

Tax & entry Paid $35.50

Pro Co Pd 9-23-83 9.00

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

Apr. 25, 1983, Entry of Appearance, Pro Se, and Acceptance of Service filed. And now, this 25th day of April, 1983, I, Sharon L. Barnhart, hereby direct the Prothonotary of Crawford County to enter my appearance in the above captioned matter, pro se, and I hereby accept service of the Plaintiff's Complaint in Divorce in the above-captioned matter.

Sharon L. Barnhart, Defendant

Aug. 15, 1983, Affidavit of Consent of plaintiff filed.

Aug. 15,1983, Affidavit of Consent of defendant filed.

Sept. 22, 1984 Upon Praecipe of Plaintiff's Attorney, Kor Review Under 201 (c) of the Divorce Code, this case is moved to court.

Oct. 7, 1983 DIVORCE DECREE FILED:

AND NOW, October 7, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JOSEPH C. BARNHART AND SHARON L. BARNHART

is hereby dissolved and the parties are hereby divorced and all legal duties, right s and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mason and Mason
Joan D. Mason

350.

R. Allen Thomas

DOROTHY LOUISE LEWIS

vs.

JESSIE LEE LEWIS

COMPLAINT IN DIVORCE

1 copy (atty)

Filed Apr. 25, 1983

Tax & entry Paid $35.50

Pro Co pd. 8-24-83 9.00

Apr. 26, 1983, Counseling notices mailed.

May 23, 1983, Affidavit of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on May 2, 1983 mail to the above Defendant, Jessie Lee Lewis, by certified mail #268 578, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Jessie Lee Lewis on May 9, 1983 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason- Attorney for Plaintiff

Aug. 11, 1983 Affidavit of Consent of Defendant filed.

Aug. 23, 1983 Affidavit of Consent of Plainfiff filed.

Aug. 23, 1983 Upon praecipe of Attorney for Plaintiff for Review Under §201 (c) of the Divorce Code, this case moved to court.

Sept. 1, 1983 DIVORCE DECREE FILED:

AND NOW, September 1, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DOROTHY LOUISE LEWIS AND JESSIE LEE LEWIS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J

1983

Robert Felton 351. Joseph Barnhart	ROBERT E. & KATHERYN L. WALTERS vs. JAMES E. FRY Filed and Issued Apr. 25, 1983 Tax & entry Paid $35.25	APPEAL OF DEFENDANT FROM JUDGMENT OF R. COLE, DISTRICT MAGISTRATE Apr. 25, 1983, Rule to File Complaint Issued. Apr. 28, 1983 Proof of Service of Notice of Appeal and Rule to File Complaint filed.

Bentz & Chestek Kenneth D. Chestek 352.	JOHN DEERE COMPANY vs. JAMES J. SMOLINSKI Filed Apr. 26, 1983 Tax & entry Paid $30.50 Pro Co pd 5/3/83 5.00 Sheriff's Costs 25.55 Pro Co pd 5/4/84 5.00	COMPLAINT IN ASSUMPSIT 1 copy (sheriff) June 2, 1983 Complaint Reinstated. June 14, 1983 Sheriff's Return filed: SERVED James J. Smolinski, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1983-352, to Mrs Anthony Smolinski, an adult member of the family with whom he resides, namely mother, on June 3, 1983, at 2:44 P.M. at their residence, R.D.#2, Linesville, Crawford Co., Pa. So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff May 3, 1984 Upon praecipe to Settle and Discontinue the above captioned case is marked settled and discontinued.

Routman, Moore, Goldstone & Valentino
Charles Gilchrest

353.

Knox, Graham, McLaughlin, Gornall and Sennett, Inc.
Mark Mioduszewski
Carl N. Moore
for dfts. Valley Forge & CNA Ins. & Associated Agencies

ROBERT JENKINS and ERNESTINE JENKINS, Husband and Wife

vs.

VALLEY FORGE INSURANCE COMPANY, CNA INSURANCE COMPANY, and ASSOCIATED AGENCIES

Filed Apr. 26, 1983

Tax & entry Paid $35.50
Sheriff's Costs $ 49.00

Pro Co Pd 4/22/86- 6.00

SUMMONS IN ASSUMPSIT

Issued (sheriff)

May 5, 1983, Appearance of Knox, Graham, Mclaughlin Gornall and Sennett, Inc. by Mark E. Mioduszewski for the defendants. filed. (for defendants Valley Forge Ins. Co. & CNA Ins. Co.)

May 9, 1983, Rule Entered upon Plaintiff to File Complaint Issued.

May 12, 1983, Appearance of Knox, Graham, McLaughli Gornall, and Sennett by Carl N. Moore, Esquire for the Defendants Associated Agencies filed.

May 23, 1983, Service of Rule accepted by Charles F. Gilchrest, attorney for plaintiffs.

June 7, 1983 Writ Return filed. Before me, the undersigned authority, personally appeared Roland Noar, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 12 day of May, 1983, at 10:45 A.M. he served Summons In Assumpsit, filed at No. 353 AD Term, 1983,---- County Pennsylvania, upon defendant Valley Forge Ins. at 4 Allegheny Center Pgh Pa. By making known the contents thereof to Agnes Barrent, receptionist and handing to and leaving with her the certified copy of the ---- received from Crawford County

Roland Noar, Deputy Sheriff
Eugene L. Coon, Deputy Sheriff

Before me, the undersigned authority, personally appeared Roland Noar who being duly sworn according to law, deposes and says that on the 12 day of May, 1983, at 10:45 A.M. he served Summons In Assumpsit, filed at No. 353 AD Term, 1983 ---- County Pennsylvania, upon defendant CNA Ins. Co at 4 Allegheny Center Pgh Pa. By making known the contents thereof to Agnes Barrent, receptionist and handing to and leaving with her the certified copy of the received from Carwford.

Roland Noar, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED by mailing certffied Mail, May 4, 1983, a true and attested copy of the within Summons In Assumpsit, No. AD 1983-353, to Valley Forge Insurance Company, 1234 Market Street, Philadelphia, Pennsylvania, the return receipt being hereto attached and made a part of this return.

SERVED on the within named defendant, Valley Forge Insurance Company, by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached. Served May 12, 1983.

SERVED on the within named defendant, CNA Insurance Company, by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached. Served May 12, 1983.

Served Associated Agencies the within named defendant on April 27, 1983, at 3:54 P.M., by handing a true and attested copy of the within Summons In Assumpsit, No. AD 1983-353, at P. O. Box 465, 830 Park Ave, Meadville, in the County of Crawford, the State of Pennsylvania, the usual place of business of said defendant, to Ruth Longstreth, namely secretary, the person for the time being in charge thereof.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

June 14, 1983, Complaint in Assumpsit filed.

Aug. 5, 1983, Answer and New Matter filed.

Dec. 28, 1983 Reply Of Plaintiffs To Defendant's New Matter filed.

May 15, 1985 Proof Of Service Of Requests For Production To Defendants filed.

July 15, 1985 Defendant's Responses To Plaintiffs' Request To The Defendants For Production Of Documents And Other Tangible Things And Items filed.

Oct. 9, 1985, Defendants Supplemental REsponses to Plaintiffs Requests to the Defendants for Production of Documents and Other Tangible Things and Items, filed.

Feb. 19, 1986 Certificate Of Readiness and praecipe for Trial List filed.

Feb. 26, 1986 Depositions of Robert Henkins and Ernestine Jenkins filed.

on April Trial List - 1986 - Jury

Apr. 22, 1986, Upon praecipe of plaintiff attorney, the above captioned action is marked settled and discontinued of record, and certificate issued.

354.

Bruce Barrett

PETITION FOR INVOLUNTARY TREATMENT

of

ELLA MAE BETTS

Filed April 26, 1983

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 and 305)

Apr. 16, 1984, Petition For Involuntary Treatment filed.

Apr. 23, 1984 Report Of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 23 of April, 1984, 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 Ella Mae Betts be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

BY THE COURT,
P Richard Thomas, J

Apr. 23, 1984 Copies to Mr. Dickey, Warren St. Hosp. and Bruce Barrett

Sept. 21, 1984 Petition for Involuntary Treatment filed.

Sept. 21, 1984 Report Of Mental Health Review Officer, Recommentation and Order filed. AND NOW, this 20 of September, 1984, 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 directeddthat the said Ella Mae Betts be committed to Warren State Hospital for treatment for a period not to exceed 180 days.

BY THE COURT,
p Richard Thomas

Sept. 21, 1984 Copies to Mr. Dickey, Warren State Hosp. and Bruce Barrett

Mar. 12, 1985, Petition for Involuntary Treatment filed.

Mar. 12, 1985, Report of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 11th of March 1985, 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 Ella Mae Betts be committed to Warren St. Hospital for treatment for a period not to exceed 189 days.

(John Petruso, ESq., Review Officer)

BY THE COURT,
P. Richard Thomas, J.

Mar. 12, 1985, copies to Atty. B. Barrett, Warren St. Hosp., and Mr. Dickey.

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

355.

MARY GASPER

vs.

DENNIS GASPER

Re: Custody of MICHELLE GASPER

Filed Apr. 27, 1983
Tax + Entry $35.50
Indigent filing
Costs to be determined
Sheriff's Costs 23.00
Certification Pd 7/11/85 - 10.00

PETITION FOR CUSTODY (UCCJA)

ORDER:
AND NOW, this 27th day of April, 1983, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Master, John Fuller, at a time to be set by the Master in theCrawford County Courthouse with the Child Custody Master as required by Rule 31(e) of the Court of Common Pleas of Crawford County.

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

BY THE COURT,
Robert L. Walker, J.

Apr. 27, 1983, copy of order to Atty. Irwin.

Apr. 27, 1983, Petition By Indigent Party Under Pa. R.C.P. 1920.62 and Order filed. ORDER: AND NOW, this 27th day of April, 1983, upon consideration of the within Petition, Mary Gasper is hereby relieved of the obligation to pay the costs of pursuing her claim in divorce, and is granted leave to proceed as an indigent party in forma pauperis, reserving the right to impose costs on either party or divide the same.

BY THE COURT,
Robert L. Walker, J.

Apr. 27, 1983, copy of order to Atty. Irwin.

Apr. 29, 1983 Complaint Under Section 201(c) and 201(a) of the Divorce Code, Alimony Pendente Lite, Counsel Fees, Child Support, and Child Custody filed. 1 copy (Atty).

May 4, 1983, Affidavit filed: I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, depose and say that I am the attorney of record for the Plaintiff, MARY GASPER, and that as such I am authorized to make this affidavit; that I did, on the 29th day of April, 1983, send by Certified mail, Return Receipt Requested, Addressee Only, to Defendant, DENNIS GASPER, A true and correct copy of the Divorce Complaint, Petition for Custody, and Custody Order, all filed at the above temm and number, at his last known address of 1608 Seaton St., Pittsburgh, PA-15226, as evidenced by the attached receipt No. 489 800, and that on the 4th day of May, 1983, I did receive the duly executed return receipt dated the 3rd day of May, 1983.

James R. Irwin, Esquire

June 15, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Jerry Hanlon Sr., who being duly sworn according to law, deposes and says that on the 26 day of May, 1983, he did not serve, AD 1983-355, upon defendant Dennis Gasper at 1608 Seaton St., Pgh, Pa., Nei papers expired before service could be made attempts made.

Jerry E. Hanlon, Sr.,Deputy Sheriff
Eugene L. Coon, Sheriff

NOT FOUND, as to the within named defendant, Dennis Gasper, as per the within affidavit received from Sheriff Eugene L. Coon, Allegheny County, Pe/ Not Found as of May 26, 1983.

So answers, Howard N. Stewart, Sheriff

Aug. 5, 1983 Order filed: AND NOW, Agg. 5, 1983 after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of Michelle Gasper shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instructions of the child.

II. Physical custody of Michell Gasper, shall be with her mother, Mary Gasper subject to the following conditions:

A. The father shall be entitled to visit and take the child with him every other week, beginning Thursday, August 4, 1983, from a0:00 A.M. on Thursday morning until 8:00 P.M. on Sunday evening, both prevailing local times. The father shall be responsible for picking upand returning the child to the mother.

B. Beginning with the year starting in October of 1983, and ending in October 1984, the father shall be entitled to have the child in his custody for a one week vacation period to coincide with the father's vacation from work. In subsequent years, if the father's vacation period from work is increased, then he shall be entitled accordingly to an increased period of time to have the child in his custody, to coincide with the father's vacation period. Notice of the time in which the father intends to exercise such extended visitation shall be given to the mother at least thirty(30) days in advance of the intended vacation-visitation period.

C. Holidays, special days and birthdays are defined and custody on such days shall be divided as follows: Holidays shall be Easter, July 4th, Thanksgiving and Christmas. The father shall have custody of the child on Christmas Day of 1983 and July 4th of 1984, and the mother shall have custody of the child on Thanksgiving Day of 1983 and Easter Sunday of 1984. In 1984, the mother shall have custody of the child on Christmas Day and the father shall have custody of the child on Thanksgiving Day. The parties shall continue to alternate holidays from year to year in the same manner if this order has not been previously changed

Continued on page 556

Fuller, Kinnunen, Miller and Gamble
Ann Hansen Gamble

~~Pepicelli and Pepicelli~~(withdrawn)
~~Theodroe H. Watts~~

356.

Bozic, Thomas & Johnson by R. Charles Thomas

MICHELLE L. MORIAN

vs.

DENNIS A. MORIAN

Filed Apr. 27, 1983

Tax & entry Paid $35.50 ✓
2 Counts Paid 30.00 ✓
Pro Cold 11/16/83 15.00 ✓
Pro Co Pd 2-21-85 9.00 ✓

5/4/84 Received $300.00 Master fee from plaintiff
4/2/85 Return of Master's fee received. Ann Hansen Gamble

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION, COUNSEL FEES, COSTS

1 copy (atty)

Apr. 29, 1983, Counseling notices mailed.

May 12, 1983, Certificate Of Service filed. Theodore H. Watts, hereby certifies that he is the Attorney for the Plaintiff, Michelle L. Morian, in the within Action and that a copy of the Complaimt in Divorce was sent by certified mail, return receipt requested, deliver to addressee only to the Defendant, Dennis A. Morian, at R. D. 1, Atlantic, PA 16111, on April 27, 1983 and was received by the Defendant on May 7, 1983. The receipt for cerified mail and the return receipt are attached hereto marked Exhibit "A".

Pepicelli and Pepicelli PC
By: Theodore H. Watts

Oct. 12, 1983, Motion To Set Hearing for Claim for Counsel Fees and Costs and Order filed. ORDER: AND NOW, 10/12/ Hearing set Nov. 10, 1983, at 10:30 A.M.
P. Richard Thomas, J.
Oct. 13,1983, copies of order to Attys. A. Gamble and T. Watts.

Oct. 12, 1983, Upon praecipe of Theodore H. Watts, attorney for plaintiff, appearance withdrawn.

Oct. 12, 1983, Appearance of Fuller, Kinnunen, Miller and Gamble, by Ann H. Gamble, attorney for plaintiff, filed.

Nov. 1, 1983 Amended Complaint In Divorce filed.

Nov. 9, 1983 Motion to continue the hearing scheduled and Order filed. AND NOW, November 9, 1983, The within Motion is granted. This case to be rescheduled upon Motion of either party. P Richard Thomas, J
Nov. 9, 1983 Copies of order to Ann Hansen Gamble and R. Charles Thomas.

Jan. 31, 1984 Inventory & Appraisement Of Plaintiff, Michelle L. Morian filed.

Jan. 31, 1984 Plaintiff's Income And Expense Statement filed.

Jan. 31, 1984 Motion to set a date for hearing and Order filed. AND NOW, January 31, 1984 hearing set for February 16, 1984, at 1:30 P.M. P Richard Thomas,J
Feb. 1, 1984 Copies of order to Ann Hansen Gamble and R. Charles Thomas.

Feb. 17, 1984, ORDER filed. AND NOW, February 16, 1984, after hearing, Plaintiff's request for alimony pendente lite is denied at this time without prejudice to her right to renew the request if the circumstances warrant. The Defendant is DIRECTED to pay the sum of $350.00 towards his wife's counsel fees, $175.00 on or before the end of February and $175.00 on or before the end of March, said sums to be paid through his counsel to Plaintiff's counsel, reserving to the Court the right to make such adjustments as may be appropriate relating to counsel fees, either by interim Orders or at the time of entry of a final decree.
ROBERT L. WALKER, Judge
Feb. 17, 1984, Copies of order to attys. Ann Gamble and R. Charles THomas.

Apr. 2, 1984, Motion For Rule To Add Additional Counts in Divorce and order filed. ORDER: AND NOW, this 2nd day of April, 1984 a rule is granted on the Defendant Dennis A Morian, to show cause, if any he has, why the Complaint heretofore filed should not be amended as set forth in Plaintiff's Motion. Rule returnable the 26th day of April, 1984, at 9:30 A.M. at courtroom 1 or 2 Crawford County Court House, Meadville, Pa.
Robert L. Walker, J.

Apr 2, 1984, copies of order to Attys. Ann Gamble and R. Charles Thomas.

Apr. 26, 1984 Motion For Appointment Of Master and Order filed. AND NOW, April 30, 1984, Joan D. Mason is appointed Master in the above matter to hold a hearing and made report upon claims involving: Divorce on Indignities Grounds Alimony, Equitable Distribution, Additional Counsel Fees & Costs.
Deposit required: By Plaintiff $300 By Defendant $300
PER CURIAM,
Robert L. Walker, J
May 2, 1984 Copies to Ann Hansen Gamble, R. Charles Thomas and Joan Mason

Apr. 30, 1984 Order filed. AND NOW, April 26, 1984, Leave is granted nunc pro tunc to file the amended complaint in divorce previously filed in this action on November 1, 1983, and said amended complaint shall be deemed properly filed.
BY ORDER OF THE COURT,
Robert L. Walker, J
May 2, 1984 Copies to Ann Hansen Gamble and R. Charles Thomas

June 29, 1984 Order filed. AND NOW, June 29, 1984, pursuant to order of court dated April 30, 1984, the undersigned has been appointed Master and makes the the following order;
If the Defendant wishes to file an inventory and appraisement, or an income and expense statement as provided for in the Rules of Civil Procedure, he may do so on or before July 31, 1984, If no inventory and appraisement is filed on or before July 31, 1984, the Defendant shall be precluded from offering testimony or evidence in opposition to characterization or evaluation of assets as listed on Plaintiff's inventory and appraisement filed with the court on or about January 31, 1984.
By the Master,
Joan Mason
June 29, 1984 copies to Ann Hansen Gamble and R. Charles Thomas and Joan Mason

July 31, 1984 Defendant's Income And Expense Statement filed.

July 31, 1984 Inventory And Appraisement Of Dennis A. Morian, The Defendant filed.

Jan. 29, 1985, Motion For Approval of attached Custody and Visitation Agreement, and Order filed. ORDER: AND Now, this 29th day of January, 1985 the Agreement attached hereto is hereby entered as an Order of Court the same as if it had been entered following a full hearing on the merits of the matter.

Robert L. Walker,
J.

Jan 29, 1985, copies of order to Attys. Ann Gamble, R. Chas. Thomas and Joan Mason.

Feb. 13, 1985 Affidavit Of Consent of Plaintiff filed.

Feb. 15, 1985 Affidavit Of Consent of Defendant filed.

Feb. 21, 1985 Motion to Withdraw Counts filed.

Feb. 21, 1985 Motion to Dismiss Master & Return Fees filed.

See below

**

Feb 21, 1984 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.

Mar. 14, 1985 DIVORCE DECREE FILED:

AND NOW, March 14, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MICHELLE L. MORIAN AND DENNIS A. MORIAN

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

**

Mar. 14, 1985 Order filed: AND NOW, this 14th day of March 1985, the within Motion is hereby granted.

Robert L. Walker, J.

**

March 14, 1985 Order filed: AND NOW, this 14th day of March 1985, the within Motion is hereby granted.

Robert L. Walker, J.

March 19, 1985 Copies of Orders given to Ann Hansen Gamble, Esq., and R. Charles Thomas, Esq.

1983

Plate, Shapira, Hutzelman, Berlin & May Stephen Hutzelman 357.	MARINE MIDLAND BANK vs. GERALD T. GILBERT and LINDA GILBERT, his wife Filed Apr. 28, 1983 Tax & entry Paid $35.50 Sheriff's Costs 19.15 Pro Co Pd 6/27/83 5.00	COMPLAINT IN ASSUMPSIT 2 copies (sheriff) May 18, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Gerald T. Gilbert, personally, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1983-357, to him, on May 18, 1983, at 10:51 A.M., at his place of visitation, at the Crawford Co. Sheriff's Office, Room 101, Meadville, Pa. SERVED AND MADE KNOWN TO Linda Gilbert, personally, the within named defendant by handing a true copy of the within Complaint in Assumpsit, AD 1983-357, to her on May 17, 1983 at 12:30 A.M., at her place of visitation, The Crawford Co. Sheriff's Office, Room 101, Meadville, Pa. So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff

June 27 1983, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

Stephen H. Hutzelman

Paid 5.00 6/27/83

1983

358. R. Charles Thomas	CAROL PETERGAL vs. NORMA L. COLBURN Filed and Issued Apr. 28, 1983 Tax & entry Paid $35.25	APPEAL OF DEFENDANT FROM JUDGMENT OF ESTELLE S. REISNER, DISTRICT MAGISTRATE Apr. 28, 1983, Rule to File Complaint Issued. May 2, 1983; Proof of service of Notice of Appeal and Rule to File Complaint filed.

MacDonald Illig
Jones & Britton
John D. Wilson

359.

J. Alan Johnson for USA

THE FIRST NATIONAL BANK OF PENNSYLVANIA

vs.

CHARLES C. ANDERSON, JR. and CHERIE M. ANDERSON, his wife, and THE UNITED STATES OF AMERICA

Filed Apr. 29, 1983

Tax & entry Paid $35.50
Sheriff's Costs 36.75
Pro Co Pd 7-14-83 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

4 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 361, page 186.

May 20, 1983, Sheriff's Return filed. Before me the undersigned authority, personally appeared Clifford Ziegler who being duly sworn according to law, deposes and says that on the 2 day of May, 1983, at 1:05 P.M. he served Complaint in Action to Mortgage Foreclosure filed at No. 359 A.D. Term, 1983 ----- County Pennsylvania, upon defendant U.S. of America at 633 U.S. Post Office, Pgh. PA. By making known the contents thereof to Jo Ann Nemmer, Secretary and handing to and leaving with her the certified copy of the received from Crawford

C. H. Ziegler, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED AND MADE KNOWN TO Charles C. Anderson, Jr. personally the within named defendant by handing a true copy of the within Complaint In Action of Mortgage Foreclosure, No. A.D. 1983-359, to him, on May 13, 1983, at 9:40 A.M., at his place of visitation, at the Crawford County Sheriff's Office Room 101, Meadville, the State of Pennsylvania.

SERVED Cherie M. Anderson the within named defendant by handing a true copy of the within Complaint In Action of Mortgage Foreclosure, No. A.D. 1983-359, to Rose Ann Piccilo, an adult member of the family with whom she resides, namely mother, on May 12, 1983, at 8:50 A.M., at their residence, at 736 Washington Street, Meadville, in the County of Crawford, the State of Pennsylvania.

SERVED THE U.S. Attorney for the Western District of Pa., by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached. Served May 2, 1983.

SERVED BY mailing by certified mail April 29, 1983, a true and attested copy of the within Complaint In Action of Mortgage Foreclosure, No. A.D. 1983-359, to Attorney General of the U.S., Washington, D. C., the return receipt being hereto attached and made a part of this return.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

July 7, 1983 Answer of the United State of America to Complaint in Mortgage Foreclosure filed.

AND NOW, July 14, 1983 @ 2:37 P.M., upon Praecipe of Plaintiff's Attorney, judgment is hereby entered against Charles C. Anderson, Jr. and Cherie M. Anderson, his wife, for failure to file an answer and damages are assessed againt said defendants as follows: As prayed for in Complaint Sixteen Thousand Five Hundred Seventeen Dollars and Twenty-nine Cents; Interest on Fourteen Thousand Ninety-four Dollars and Eighty-three Cents at 8-3/4% per annum from 4-21-83 through 7-11-83 Two Hundred Eighty-one Dollars and Twenty-six Cents; Additional Late Charges Twelve Dollars and Ninety-six Cents; TOTAL Sixteen Thousand Eight Hundred Eleven Dollars and Fifty-one Cents,together with costs of suit.

Debt $16,811.96 w/costs of suit
JUDGMENT
James F. Simmons
Prothonotary

A-235,235
7-14-83 Judgment entered.

EX 1983-58

Joan D. Mason

360.

DEBORAH SUE YODER

vs.

JAMES LUTHER YODER

Filed Apr. 29, 1983

Tax & Entry Paid $35.50

Pro Co pd 6/1/84 9.00

COMPLAINT IN DIVORCE

1 copy (attorney)

May 2, 1983, Counseling Notices mailed.

Feb 1, 1984 Affidavit Of Consent of Defendant filed.

May 30, 1984 Affidavit Of Consent for Plaintiff filed.

June 1, 1984 Affidavit of Service filed, I, Joan D. Mason, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on May 3, 1983 mail to the above Defendant, James Luther Yoder, by certified mail #247 920, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by James Luther Yoder on May 6, 1983 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason

June 1, 1984 Upon praecipe of attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

June 12, 1984 DIVORCE DECREE FILED:

AND NOW, June 8, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DEBORAH SUE YODER AND JAMES LUTHER YODER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

Clifford J. Kirvan 361.	NORTHWEST SAVINGS ASSOCIATION vs. DENNIS L. BULLOCK and GLORIA BULLOCK, his wife Filed May 2, 1983 Tax & Entry Paid $35.50 Pro Co Pd 6/17/83- 5.00	COMPLAINT IN MORTGAGE FORECLOSURE 2 copies (attorney) To Foreclose Mortgage Recorded in Crawford County in Mortgage Book 398, Page 937. June 17, 1983, Upon praecipe of plaintiff attorney, this above action marked settled and discontinued.

J. Gregory Moore

362.

Fuller, Kinnunen, Miller & Gamble by Gordon Miller for Thomas E. Lindquist

Barco and Barco George J. Barco for dfts. Howard & Sandra Campbell & Gary Linsted

MAX L. STEIGER and MELODY L. STEIGER, his wife

vs.

HOWARD EUGENE CAMPBELL and SANDRA FAYE CAMPBELL, his wife, GARY LINSTEAD, and THOMAS E. LINDQUIST, Esq.

Filed May 2, 1983

Tax & Entry Paid $35.50
Sheriff's Costs $36.75
Sheriff's costs 26.75

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

May 25, 1983, Writ Return. SERVED BY mailing by certified mail, May 2, 1983, a true and attested copy of the within Summons In Trespass and Assumpsit, No. A.D. 1983-362, to Howard Eugene Campbell, 5345 Arbor Drive, North Kingsville, Ohio, the return receipt being hereto attached and made a part of this return.
SERVED BY mailing by certified mail, May 2, 1983, a true and attested copy of the within Summons In Trespasssand Assumpsit, No. A.D. 1983-362, to Sandra Faye Campbell, 5345 Arbor Drive, North Kingsville, Ohio, the return receipt being hereto attached and made a part of this return.
SERVED BY mailing by certified mail, May 2, 1983, a true and attested copy of the within Summons In Trespass and Assumpsit, No. A.D. 1983-362, to Gary Linstead, West Morley Street, Andover, Ohio, the return receipt being hereto attached and made a part of this return.
SERVED AND MADE KNOWN TO Thomas E. Lindquist personally the within named defendant by handing a true copy of the within Summons In Trespass and Assumpsit, No. A.D. 1983-362, to him, on May 17, 1983, at 9:50 A.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.
So answers,

Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Dec. 30, 1983 Complaint In Trespass And Assumpsit filed.

Jan. 26, 1984, Sheriff's Return filed. SERVED BY mailing by certified mail January 3, 1984, a true and attested copy of the within Complaint in Trespass and Assumpsit, No. AD 1983- 362, to Howard Eugene Campbell, 5345 Arbor Drive, North Kingsville, Ohio, the return receipt being hereto attached and made a part of this return.
SERVED BY mailing by certified mail Jan. 3, 1984, a true and attested copy of the within Complaint in Trespass and Assumpsit, NO. AD 1983 - 362, to Sandra Faye Campbell, 5345 Arbor Drive, North Kingsville, Ohio, the return receipt being hereto attached and made a part of this return
SERVED BY mailing by certified mail Jan. 3, 1984, a true and attested copy of the within Complaint in Trespass and Assumpsit, No. AD 1983- 362, to Gary Linstead, West Morley St., Andover, Ohio, the return receipt being hereto attached and made a part of this return.
SERVED AND MADE KNOWN TO Thomas E. Lindquist personally the within named defendant by handing a true copy of the within Complaint in Trespass and Assumpsit, No. AD 1983- 362, to him, on Jan. 17, 1984, at 4:44 P.M. at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pa.
So answers,

Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Jan. 31, 1984 Appearance of Fuller, Kinnunen, Miller and Gamble by Gordon Miller for Thomas E. Lindquist, Esq., defendant filed.

Feb. 6, 1984, Preliminary Objections filed. (By Barco and Barco, for dfts. Howard Eugene Campbell and Sandra Faye Campbell, and Gary E. Linsted)

Feb. 6, 1984, Certification as to Service of Preliminary Objections, filed.

Mar. 7, 1984 Preliminary Objections of Thomas Lindquist filed.

1983

Harry Faber White,II

363.

CHARLES E. FLEEK

vs.

KAREN S. FLEEK

Filed May 2, 1983

Tax & Entry Paid $35.50

Pro Co pd 11/13/85 9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (attorney)

May 2, 1983, Counseling Notices mailed.

May 6, 1983, Affidavit Of Service filed. HARRY FABER WHITE, II, ESQ., Attorney for the plaintiff, Charles E. Fleek, in the above captioned matter, being duly sworn according to law deposes and says that he se served the Notice to Plead and Complaint Under Section 201(c) of the Divorce Code upon the defendant, Karen S. Fleek, by certified mail, restricked delivery, return receipt requested, on May 4, 1983 at the defendant's address, R. D. #1, Hadley, Pennsylvania, 16327. The defendant's acceptance of the same is attached hereto.

Harry Faber White,II, Esq.

Oct. 24, 1985, Affidavit of Consent of Plaintiff filed.

Oct. 30, 1985, Affidavit of Consent of defendant filed.

Nov. 7, 1985 Upon praecipe of Plaintiff Attorney To Transmit-Record - Section 201(c) of the Divorce Code, this case moved to court.

Nov. 22, 1985 DIVORCE DECREE FILED:

AND NOW, November 22, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CHARLES E. FLEEK AND KAREN S. FLEEK

is heeeby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

364.

IN THE MATTER OF THE AUDIT PREPARED BY THE AUDITORS OF CRAWFORD COUNTY

FOR

THE YEAR ENDING DECEMBER 31, 1982

Filed May 2, 1933

REPORT OF THE AUDITORS OF CRAWFORD COUNTY FOR THE YEAR ENDING DECEMBER 31, 1982

ORDER:

AND NOW, April 28, 1983, the Prothonotary is directed to file foregoing report of record.

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

May 2, 1983, Copies of Order to Fred Wagner, and the Crawford County Commissioners.

1983

Nancy Norkus 365. Bozic, Thomas & Johnson	COMMONWEALTH OF PENNSYLVANIA vs. STEPHEN RAMSEY GRIGGS Filed May 2, 1983 Tax & Entry Paid $35.50 Pro Co Pd 7-12-83- 9.00	APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES 1 copy (attorney) ORDER: AND NOW, this 3 May, 1983, upon presentation and consideration of the within Petition it is adjudged and decreed that a hearing on the Appeal shall be held on the 8 day of June, 1983, at 10:30 o'clock A.M. at the Crawford County Court House, Meadville, Pennsylvania, or as soon thereafter as the attention of the Court may be had and that thirty (30) days written notice shall be given by the Petitioner to the Secretary of Transportation of the Commonwealth of Pennsylvania by Certified Mail, Return Receipt Requested. BY THE COURT, P. Richard Thomas, J. May 4, 1983, Copy of Order to R. Charles Thomas, Esq. **June 14, 1983 Order Filed. And Now, June 8, 1983, prior to hearing, the Commonwealth moves to quash the appeal as not being timely filed within thirty (30) days of the date of mailing the notice, citing Commonwealth versus Rogers, 419 A2d. 235 and Commonwealth versus Ermsch, 454 A2d. 1174. Defense counsel objects to the motion and requests ten (10) days to file a short brief with the Court citing contrary cases or violation of procedural rules. Accordingly, Court takes the motion under advisement and upon filing of any further briefs or citations from the Defendant,the Court will render a decision.** BY ORDER OF THE COURT, P. Richard Thomas, P.J. June 15, 1983 copies of order given to Nancy Norkus, Esq., and R. Charles Thomas, Esq. June 14, 1983 Order Filed: And Now, June 8, 1983, the Commonwealth through Exhibit 1 and citation of Section 1532b (1) presents its case and rests, citing the authority of Commonwealth to suspend for two (2) separate offenses ostensively occurring as part of one transaction citing Commonwealth versus Seiscio, 424 A2d, 566, a 1981 decision, and, Commonwealth versus Reese, 455 A2d. 232, a 1983 decision. Defendant fails to appear and presents no testimony, and counsel for the Defendant asks leave of ten (10) days to study cases and statutes cited by the Commonwealth and present a brief in opposition. Accordingly, the Court takes the suspension relating to Section 3733 under advisement and upon receipt of further information from defense counsel, will make a decision in due course. BY ORDER OF THE COURT, P. Richard Thomas, P.J. June 15, 1983 copies of order given to Nancy Norkus, Esq., and R. Charles Thomas, Esq. June 23, 1983, Sur Commonwealth's Motion to Quash Appeal - OPINION AND ORDER filed. ORDER: AND NOW, June 22, 1983, the Commonwealth's Motion to Quash Appeal is granted and the Appellant's appeal is dismissed. BY ORDER OF THE COURT, P. Richard Thomas, P.J. June 23, 1983, Copies of Opinion and Order to R. Charles Thomas and Nancy Norkus. **June 23, 1983 Exhibits filed with papers.**

Joan D. Mason

366.

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

JANICE L. ROBERTS

vs.

ARDEN D. ROBERTS

Filed May 3, 1983

Tax & Entry Paid $95.50

Douglas W. Ferguson, Master
State pd 1-8-93 10.00
Pro Co pd 1-8-93 9.00

COMPLAINT IN DIVORCE

(Count I- Divorce; Count II - Custody, Partial Custody, Visitation; Count III - Division of Property and Debts; Count IV - Alimony, Alimony Pendente Lite, Counsel Fees, Costs & Expenses)

1 copy (sheriff)

May 26, 1983, Affidavit of Service filed.. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on May 3, 1983 mail to the above Defendant, Arden D. Roberts, by certified mail #247 921, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Arden D. Roberts on May 16, 1983 as indicted by the return receipt card which was returned to the office of the Plaintiff's attorney and is attahhed hereto.

Joan D. Mason-Attorney for Plaintiff

May 31, 1990 Answer and Counterclaim filed.

May 31, 1990 Defendant's Affidavit Under Section 201(d) of The Divorce Code filed.

Nov. 14, 1990, Defendant's Income and Expenses Statement filed.

Nov. 14, 1990, Inventory and Appraisement of Arden D. Roberts filed.

Nov. 16, 1990 Petition For Bifurcation and Order filed. AND NOW, this 16 day of November, 1990, hearing on the Defendant's Petition For Bifurcation is set forth 19th day of December, 1990 at 2:00 o'clock p.m. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
Gordon R. Miller, J

Nov. 20, 1990 Copies of order put in Joan Mason and R. Charles Thomas' box.

Dec. 24, 1990 Motion For Continuance and Order filed. And now, December 21, 1990 This hearing is continued to the 30th day of January, 1991 at 11:000 o'clock a.m., in Court Room NO. 1 or 2.

For The Court,
Imogene Yetman, C.A.

dec. 27, 1990 copies of order put in Joan Mason and r. Charles Thomas' box.

Jan 16, 1991 Motion for Hearing on Alimony, Alimony Pendente Lite, Counsel Fees and Expenses and Order filed: AND NOW, January 16, 1991, Motion granted. The hearing shall be held January 30, 1991 at 11:00 a.m.

Gordon R. Miller, J.

Jan 16, 1991 Copies of order put in Atty's Mason and Thomas' boxes.

Feb. 1, 1991, INcome and Expense Statement of Plaintiff filed.

Feb. 1, 1991, ORDER filed. AND NOW, Jan.31, 1991 the court having heard testimony and arguments on the bifurcation issues but not having heard testimony nor received evidence on the other matters hereby continues the hearing on alimony pendente lite, counsel fees and expenses until Apr. 3, 1991 at 9:00 a.m. in C. r. No. 2 of the Crawford County Courthouse.

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

feb. 4, 1991 copies to J. Mason and R. C. Thomas, Esqs.

Feb. 5, 1991, MEMORANDUM AND ORDER filed. ORDER: AND NOW, this 5th day of Feb. 1991 the defendants petition for bifurcation of a divorce fromthe economic issues is refused.

On or before Feb. 28, 1991 the plaintiff shall file the following with the Prothonotary and serve a true and correct copy thereof upon counsel for the defendant:

1. A true and correct copy of her most recent Federal income tax return.
2. A completed income and expense statement in the form required by the practice and procedures governing an action for support.
3. An inventory and appraisement of all property as required and inthe form required by Pa. R.C.P. 1920.33.

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

Feb. 5, 1991, copies given to both attys. (box)

Feb 28, 1991 Inventory and Appraisement of Plaintiff filed.

Apr. 4, 1991, ORDER filed. AND NOW, Apr. 3, 1991 the hearing on alimony pendente lite and related claims is continued, with the consent of both parties and their counsel to Wed., May 29, 1991 at 10:30 a.m. in C. R. No. 2 ofthe Crawford County Courthouse

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

Apr. 8, 1991 copies to J. Mason and R. C. Thomas attys.

May 21, 1991 Order Resetting Hearing filed. AND NOW, May 21, 1991, hearing in the above matter in heretofore set for May 29, 1919, is hereby reset by the court for June 24, 1991, at 3:30 p.m. in Courtroom 2.

FOR THE COURT,
Imogene Yetman, C.A.

May 21, 1991 Copy put in Atty's box

June 25, 1991 Motion to Reschedule Hearing and Order filed: AND NOW, June 24, 1991, This motion is granted. The hearing is scheduled for the 9 day of August, 1991 at 9:30 a.m. in Courtroom 2.

Gordon R. Miller, J

July 1, 1991 Copies of order put in Attys. Mason and Thomas's boxes.

Aug. 9, 1991 Order filed. AND NOW, August 9, 1991, at the time fixed for hearing in this matter the parties engaged in extensive settlement negotiations and appear to be making progress toward an amicable settlement. Therefore, and with the agreement of the parties, this matter is continued generally to be rescheduled on motion of either party.

BY THE COURT,
Gordo R. Miller, J

Aug. 14, 1991 Copies of order put in Atty. Mason and Thomas' box

Continued on Pg. 366A

Mar. 27, 1992, Motion for Appointment of Master in Divorce and Order Appointing Master filed.
ORDER APPOINTING MASTER: AND NOW, March 31, 1992, Douglas W. Ferguson Esq. is appointed master in respect to the following claims: DIVORCE, EQUITABLE DISTRIBUTION, ALIMONY, COUNSEL FEES AND COSTS AND EXPENSES
Deposit required: By Plaintiff: $300.00
By Defendant : $450.00
BY THE COURT,
Gordon R. Miller, Judge

Apr. 2, 1992, copies to D. Ferguson, R. C. Thomas, Joan D. Mason attys.

Sep.2, 1992 NOtice of Pre-Trial Conference filed.

Oct. 20, 1992 SUMMARY OF DISCUSSIONS AND ACTIONS TAKEN AT PRE-HEARING CONFERENCE, filed.

Oct. 20, 1992 NOTICE OF MASTER'S HEARING, filed.

Dec 8, 1992 Affidavit of Consent of Defendant filed

Jan. 8, 1993 AFFIDAVIT OF CONSENT OF PLAINTIFF, FILED.

Jan. 8, 1993 Upon praecipe of Plaintiff attorney to transmit record, case moved to Court.

Jan. 12, 1993 Motion to Remove Count II and ORDER OF COURT filed. And now, January 11, 1993, Motion granted. Gordon R. Miller, J.(Copys to Attys) (1-5-93)

F I N A L D I V O R C E D E C R E E F I L E D

Jan. 13, 1993 Stipulation and FINAL DECREE filed. AND NOW, this 12 day of January, 1993, it is ordered and decreed that JANICE L. ROBERTS, Plaintiff, and ARDEN D. ROBERTS, defendant, are divorced from the bonds of matrimony.

IT IS FURTHER ORDERED AND DECREED AS FOLLOWS:

I. EQUITABLE DISTRIBUTION-REAL ESTATE

1. The Plaintiff is awarded all that certain piece or parcel of land situate in East Fallowfield Township, Crawford County, PA. as more specifically described in a certain Deed from Harvey J. Byler and Alma May Byler to the Plaintiff and Defendant, said Deed being dated Nov. 16, 1964 and recorded in Crawford Co. Deed Book 415, Page 17. The said property is the former marital residence of the Plaintiff and Defendant with the mailing address of RD # 1, Atlantic, PA. 16111.

II. EQUITABLE DISTRIBUTION - TANGIBLE PERSONAL PROPERTY

2. The Plaintiff is awarded the tangible personal property presently located at the former marital residence of the parties at RD # 1, Atlantic, PA. including but not limited to the following: Furniture; appliances; miscellaneous personal property used within the home and in conjunction with the occupancy of the aforesaid home by the Plaintiff and the Plaintiff's family. Said property shall become the sole and exclusive property of the Plaintiff with the exceptions of the items of tangible personal property awarded to the Defendant pursuant to the provisions of Paragraph 3. of this Decree.

3. The Defendant is awarded all tools and equipmetn utilized by the Defendant in his occupation as a carpenter and now located at the Defendant's residence at 122 Andrews Trace, New Castle, PA. and which items were formerly located in the marital home; the Defendant is also awarded the remaining tools and equipment utilized by the Defendant in connection with his occupation as a carpenter and which tools and equipment are still located in the marital residence at RD # 1, Atlantic, PA. The Defendant shall remove the balance of his tools and equipment from the marital home within ten days after the entry and filing of this Decree in Divorce.

III. EQUITABLE DISTRIBUTION - INTANGIBLE PERSONAL PROPERTY

4. LIFE INSURANCE. The Defendhat shall designate as beneficiaries of any employer-provided life insurance policy(s) now available to the Defendant by reason of his employment or that may become available to the Defendhat by reason of future employment the children born of the marriage of the Plaintiff and Defendant in equal shares. The Defendant shall provide a Certificate of Insurance evidencing the existence of such policy and the beneficiary designation form for one of the Defendant's children so chosen by the Defendant within thirty (30) days of the effective date that the Defendant is covered under said employer's policy. In the event the Defendant changes employers then in that event the obligation imposed upon the Defendant changes employers then in that event the obligation imposed upon the Defendant shall continue to apply to all life insurance coverage available to and provided to the Defendant through his employment or by reason of the Defendant's affiliation with a labor union providing job-related life insurance benefits.

IV. MARITAL DEBTS

%. The Plaintiff shall be solely and exclusively responsible for payment of a certain Mortgage loan incurred by the Plaintiff and Defendant in favor of the Beneficial Finance Company, which Mortgage is dated the ____day of ____, 19__ and recorded in Crawford County Mortgage Book___, Page ____ and which Mortgage encumbers the real estate known as RD # 1, Atlantic, PA. The Plaintiff shall pay the monthly payments due on the aforesaid Mortgage on a regular and timely basis and further shall indemnify and hold the Defendant harmless from any liability on the aforesaid loan. In the event of default by the Plaintiff in the payment of the aforesaid loan and in the event that the Beneficial Finance Co. commences legal action against the Plaintiff and the Defendhat as a result of said default, then, and in that event, the Plaintiff shall be responsible for any and all counsel fees incurred by the Defendant in the defense of said claim.

6. The Plaintiff shall be solely and exclusively responsible for the payment of a certain loan incurred by the Plaintiff and the Defendant in favor of Dorothy J. Shodgrass as evidenced by a certain Note dated March 10, 1980 in the principal amoutn of $25,000.00 and which Note has been entered in the Court of Common Pleas of Crawford Co., PA. at DSB 1982-509 and most recently revived July 9, 1992 at AD 1987-621. The Plaintiff shall pay such payments as may be demanded by the said Dorothy J. Shodgrass on a regular and timely manner and shall further indemnify and hold the Defendant harmless from any liability on the aforesaid loan. In the event of default by the Plaintiff in payment of the aforesaid loan and in the event that Dorothy J. Shodgrass commences legal action against the Plaintiff and the Defendant as a result of said default, then, and in that event, the Plaintiff shall be responsible for any and all counsel fees incurred by the Defendant in the defense of said claim.

7. The Plaintiff shall be solely and exclusively responsible for the payment of one-half (½) of a certian loan incurred by the Plaintiff and Defendant in favor of Robert Carlson and Mildred Carlson, which loan is evidenced by a Judgmetn Note dated Sept. 20, 1982 in the principal amount of $17,400.00 together with interest thereon at the rate of 12% per annum and which Note has been entered in the Court of Common Pleas of Crawford Co., PA. by a judgmetn at 1983-126 and which judgmetn was revived Feb. 22, 1988 at AD 1988-163. The Plaintiff shall execute a Judgment Note in the principal amount of $15,000.00, which Note shall bear interest at the rate of 12% per annum and which amount represents one-half of the amount agreed to and accepted by the said Robert Carlson and Mildred Carlson as due and owing on the aforesaid loan dated Sept. 20, 1982 in the principal amount of $17,400.00. The Plaintiff shall pay such payments on the aforesaid loan as evidenced by the aforesaid Note as required by the said Robert Carlson and Mildred CArlson in a timely manner.

8. The Defendant shall be solely and exclusively responsible for the payment of one-half (½) of a certain loan incurred by the Plaintiff and Defendant in favor of Robert Carlson and Mildred Carlson, which loan is evidenced bya Judgment Note dated Sept. 20, 1982 in the principal amount of $17,400.00 together with interest thereon at the rate of 12% per annum and which Note has been entered in the Court of Common Pleas of Crawford Co., PA. by a judgmetn at 1983-126 and which judgment was revived Feb. 22, 1988 at AD 1988-163. The Defendant shall execute a Judgmetn note in the principal amount of $15,000.00, which Note shall bear interest at the rate of 12% per annum and which amount represents one-half of the amount agreed to and accepted by said Robert Carlson and Mildred Carlson as due and owing on the aforesaid loan dated Sept. 20, 1982 in the principal amount of $17,400.00. The Defendant shall pay such payments on the aforesaid loan as evidenced by the aforesaid Note as required by the said Robert Carlson and Mildred CArlson in a timely manner.

9. The Defendhat shall pay to Alltel Corporation on account of a bill in the amount of $518.37 for telephone services rendered to the marital home of the Plaintiff and Defendant between January 1990 and April of 1990 the sum of $281.51, which sum shall be paid within ten (10) days of the entry and filing of this Decree in Divorce.

RECORD CONTINUED ON PAGE 366 (b).....

JANICE L. ROBERTS

VS.

ARDEN D. ROBERTS

RECORD CONTINUED FROM PAGE 366 (a)

OF

AD 1983 - 366

****

10. The Plaintiff shall pay to Alltel Corporation on account of a certain bill in the amount of $518.37 representing telephone service provided to the Plaintiff and Defendant's marital residence between January 1990 and April of 1990 the sum of $236.86 and shall receive credit for any and all amounts that the Plaintiff has paid on the aforesaid obligation of $518.37. The Plaintiff shall pay said sum of $236.86 less any credits thereon to Alltel Corporation within ten (10) days of the date of the filing and entry of this Decree in Divorce.

11. The Plaintiff shall pay to Penn Power Company the sum of $1590.83 on account of a certain electric bill for electrical service provided to the marital residence of the Plaintiff and Defendant as of Oct. 17, 1990. Said bill shall be paid pursuant to an agreement between the Plaintiff and Penn Power at the rate of $135.00 per month.

12. The Defendant shall be solely and exclusively responsible for a debt owed to Dr. Lester Raub in the approximate amount of $500.00 which debt was incurred for services rendered by Dr. Raub to the Plaintiff. In the event of default by the Defendant in payment of the aforesaid obligation and in the event that the said Dr. Raub or a collection agency acting on his behalf commences legal action against the Plaintiff as a result of said default, then, and in that event, the Defendant shall be responsible for any and all counsel fees incurred by the Plaintiff in the defense of said claim.

± 13. The Defendant shall be solely and exclusively responsible for the payment of a certain debt in the approximate amount of $1300.00 owed to Greenville Hospital for services rendered to the Plaintiff and Defendant and their children. The Defendant shall make regular monthly payments in a timely manner to Shenango Bonding (collection agency for Greenville Hospital) on account of the aforesaid debt until the same has been paid in full. In the event of default by the Defendant in payment of the aforesaid debt and in the event that Shenango Bonding and/or the Greenville Hospital commences legal action against the Plaintiff as a result of said default then and in that event the Defendant shall be responsible for payment of any and all counsel fees incurred by the Plaintiff in the defense of said claim.

V. ALIMONY PENDENTE LITE, ALIMONY AND COUNSEL FEES

14. The Plaintiff's claim for alimony pendente lite is denied.

15. The Plaintiff's claim for permanent alimony is denied.

16. The Defendant, having heretofore paid on account of Plaintiff's counsel fees the sum of $800.00, the payment of any additional counsel fees is denied.

VI. The Plaintiff shall pay the sum of $150.00 to Attorney Plimpton L. Graul, Jr., of Greenville, PA., on account of attorneys fees incurred by Robert Carlson and Mildred Carlson for services rendered by the said Plimpton Graul, Jr., Esq., relative to the renegotiation of the loan owed by the Plaintiff and the Defendant to the said Robert Carlson and Mildred Carlson. This payment shall be made forth with.

VII. The Defendant shall pay the sum of $150.00 to Attorney Plimpton L. Graul, Jr., of Greenville, PA., on account of attorneys fees incurred by Robert Carlson and Mildred Carlson for services rendered by the said Plimpton Graul, Jr., Esq., relative to the renegotiation of the loan owed by the Plaintiff and the Defendant to the said Robert Carlson and Mildred Carlson. this paymetn shall be made forthwith.

VIII. Master's fees and Court stenographer fees shall be shared equally between the Plaintiff and the Defendant and shall be paid forthwith.

IX. That neither the Plaintiff nor the Defendant shall make any further claims against the other party hereto except for the enforcement of the rights and responsibilities set forth in this Divorce Decree.

X. That neither the Plaintiff nor the Defendant shall be required to file an Inventory and Appraisement nor an Income and Expense Statement as would have otherwise been required by teh Pennsylvania Rules of Civil Procedure. The Plaintiff and Defendant thereby waive his or her right to require further disclosure of the debts and the assets of the other party.

XI. Defendhat acknowledges and affirms that he has no other judgments against him, or against the marital residence, and if by any chance other liens exist that may jeopardize or stand against said property, including the Plaintiff's interest in the property, Defendant agrees to pay said debts and hold Plaintiff hamelss and indemnify her for any payment she may be made to make, that were his obligations under either the general or specific terms of this agreement, and to areimburse her promptly for any expenses or fees she may reasonably incur in defending herself, and/or property that is to become hers under this Decree.

BY THE COURT:
Anthony J. Vardaro, J.

Jan. 13, 1993 Defendant's Pre-Trial Narrative filed.

Bruce L. Smith

367.

PATRICIA A. BRENNER

vs.

DENNIS M. BRENNER

Filed May 3, 1983

Tax & Entry Paid $35.50

Pro Co Pd 8-17-83 9.00

Pro Cold 10/5/83 30.00

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

1 copy (attorney)

June 15, 1983 Affidavit of Service filed: BRUCE L. SMITH, BEING duly sworn according to law, deposes and says that on the 5th day of May, 1983, he served the Complaint and Notice to Defend and Claim Rights in the above captioned matter on the above named Defendant by mailing a true and correct copy of the said Complaint and Notice to Defend and Claim Rights to the Defendant at his residence at R.D.#2, Union City, Pennsylvania 16438, and that the Complaint and accompanying Notice to Defend and Claim Rights was received by the Defendant on May 6, 1983, as evidenced by return receipt No. P 373 643 560 attached hereto, which was lost in transmittal to Attorney for Plaintiff, but the existence of which was verified by the U. S. Postal Service on their form 3811-A, which is attached, along with a photo copy of their form sighed by the Defendant on the day the certified mail was received, all pursuant to Pennsylvania Rule of Civil Procedure No. 1920.4(a)(1)(ii).

Bruce L. Smith, Attorney for Plaintiff

Aug. 17, 1983 Petition for the Approval of an Agreement Voluntarily Entered into Between the Parties Pursuant to Chapters Four and Five of the Divorce Code of 1980 filed.

Aug. 17, 1983 Affidavit of Consent of Defendant filed.

Aug. 17, 1983 Affidavit of Consent of Plaintiff filed.

Aug. 17, 1983 Upon Praecipe of Plaintiff Attorney for Review under 201(c) this case is moved to Court.

Sept. 2, 1983 Order filed. AND NOW, the 18th day of August, 1983, pursuant to the Petition of Bruce L. Smith to have the Agreement between the parties approved by the Court, it is hereby ordered that the Agreement between the parties dated July 18, 1983, is approved, and shall be filed of record in the case as a Court-ordered Agreement.

By the Court,
Robert L. Walker, J

Sept 2, 1983 Copies of order to Bruce L. Smith

Sept. 2, 1983 Memorandum and Order filed. AND NOW, September 1, 1983, the Order of August 18, 1983 is vacated and in accordance with the foregoing Memorandum, decision is reserved on a grant of a divorce decree dissolving the marriage.

BY ORDER OF THE COURT,
Robert L. Walker, J

Sept. 2, 1983 Copies of order to Bruce L. Smith.

Oct 5, 1983 Supplemental Petition Beyond the Original Prayer in the Complaint in Divorce as Filed, Requesting the Expansion of the Divorce Decree to Incorporate the Agreement Voluntarily Entered into filed.

Oct. 13, 1983 <u>DIVORCE DECREE FILED</u>:

AND NOW, October 13, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

PATRICIA A. BRENNER AND DENNIS M. BRENNER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J

1983

Mahany, Roeder & Smith

368.

CHALMER WEDEKIND

vs.

RICHARD EUGENE SNYDER

Filed May 3, 1983
@10:47 A.M. - Issued

Pro Simmons Paid $15.00
Plff on orig 6.25

WRIT OF REVIVAL

of

DSB 658 February Term, 1978

Dated.....May 3, 1983
Debt.....$2,025.00
Int. from ....(See Praecipe)
"S-264".....JUDGMENT

James F. Simmons,
Prothonotary

Issued - (sheriff)

Feb. 3, 1987 Writ Returned: Returned to Prothonotary's Office, January 29, 1987, unserved, no instructions, and no check.
So answers, Howard N. Stewart, Sheriff

1983

Nancy Norkus

369.

Bozic, Thomas & Johnson

COMMONWEALTH OF PENNSYLVANIA

vs.

JEFFREY RONALD HOGUE

Filed May 3, 1983

Tax & Entry Paid $35.50
Pro Co Pd 7-12-83- 9.00

APPEAL FROM SUSPENSION OF OPERATING PRIVILEGES

1 copy attested (attorney)

ORDER:
AND NOW, this 3rd day of May, 1983, upon presentation and consideration of the within Petition it is adjudged and decreed that a hearing on this Appeal shall be held on the 8th day of June, 1983, at 10:30 o'clock A.M. at the Crawford County Court House, Meadville, Pennsylvania, or as soon thereafter as the attention of the Court may be had and that thirty (30) days written notice shall be given by the Petitioner to the Secretary of Transportation of the Commonwealth of Pennsylvania by Certified Mail, Return Receipt Requested.

BY THE COURT,
P. Richard Thomas, J.

May 4, 1983, Copy of Order to R. Charles Thomas, Esq.

June 13, 1983, Transcript Of Colloquy Taken at Time of Hearing filed.

June 15, 1983 Order filed: AND NOW, June 8, 1983, it appearing that the Defendant has received a five (5) year suspension and has somewhat of an extensive prior record, the Court hears arguments from defense counsel and Commonwealth counsel pro and con justifying the five year suspension. The Court notes it is difficult for the Court at this time to grasp the legal posture of both parties to the action, as it relates to this suspension, and accordingly, accepts into evidence Commonwealth Exhibit No. 1, as the Commonwealth's case, hears certain objections by the defense, and requests counsel for both parties to file briefs outlining their argument and any case citations. Defendant shall have the obligation of filing a brief within twenty (20) days and serve a copy thereof on counsel for the Commonwealth, and counsel for the Commonwealth shall have an additional ten (10) days to file a reply brief.

One of the preliminary issues to be resolved in this case is the Commonwealth's motion to quash, and the Court will decide said issue within fifteen days, and in the event the Court denies the Commonwealth's motion to quash, the above required briefs will be filed. In the event the Court sustains the Commonwealth's posture, the aforesaid matter is moot.

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

June 15, 1983 Copies of order to Nancy Norkus, Esq. and R. Charles Thomas, Esq.

June 23, 1983, Sur Commonwealth's Motion To Quash Appeal - OPINION AND ORDER filed. ORDER:AND NOW, June 22, 1983, the Commonwealth's Motion to Quash Appeal is granted and the Appellant's Appeal is dismissed.

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

June 23, 1983, Copies of order to R. Charles Thomas and Nancy Norkus.

June 23, 1983 Exhibits filed with papers.

Theodore H. Watts

370.

Fuller, Kinnunen, Miller & Gamble by Gordon R. Miller.

3/14/84 Received $250.00 from plaintiff Watts
5/4/84 Received $250.00 from Defendant
10/19/84 received Miller's Fees Attached 10/19/84 rec'd
11/28/84 Received $366.15 from plaintiff
11/30/84 received 366.15 (adjustment reverts Watts)
3-15-85 Rec'd Exhibits from Prothonotary per order 3-14-85

CAROLE L. RIGGS

vs.

LARRY D. RIGGS

Filed May 3, 1983 ✓

Tax & Entry Paid $50.50
Sheriff Costs $14.75

Stephen Hall, Master
Pro for Co. paid $9.00 11-28-84
Pro Co pd 12/17/84 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OR 201(d)
OF THE DIVORCE CODE
EQUITABLE DISTRIBUTION
1 copy - sheriff

May 4, 1983, Counseling notices mailed.

May 12, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Larry D. Riggs, personally the within named defendant by handing a true copy of the within Complaimt Under Section 210 (C) or 201 (d) of the Divorce Code, No. A.D. 1983-370, to him, on May 11, 1983, at 3:20 P.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.

So answers, Catherine I. Allem, Deputy Sheriff
Howard N. Stewart, Sheriff

May 12, 1983, Certificate Of Service filed. Theodore H. Watts, hereby certifies that he is the Attorney for the Plaintiff, Carole L. Riggs, in the within Action and that a copy of the Complaint in Divorce was served on the Defendant, Larry D. Riggs, personally by the Crawford County Sheriff's Department on May 11, 1983, at 3:20 o'clock P.M.

Pepicelli, Pepicelli, and Watts PC
By: Theodore H. Watts

May 16, 1983 Appearance of Fuller, Kinnunen, Miller & Gamble by Gordon R. Miller for Defendant filed.

Jan. 19, 1984, Inventory and Appraisement of Carole L. Riggs, Plaintiff, filed.

Mar. 1, 1984 Income and Expense Statement Of Plaintiff filed.

Mar 2, 1984 Motion for Appointment of Master and Order filed: AND NOW, 3-7-84, Stephen Hall is appointed Master in the above matter to hold a hearing and make report upon claims involving: Divorce-Indignities only
Equitable Distribution
Deposit required: By plaintiff $250 by Defendant $250.
PER CURIAM,
P. Richard Thomas, J.

Mar 7, 1984 Copies of order to Theodore Watts, Gordon Miller and Stephen Hall, Esqs.

Apr. 6, 1984, Defendant's Inventory and Appraisement filed Under Rule 1920.33 filed.

June 29, 1984 Affidavit Of Consent of Plaintiff filed.

June 29, 1984 Affidavit Of Consent of Defendant filed.

Oct. 3, 1984, Notice of Masters Hearing filed.

Oct. 3, 1984, Rescheduled Master's Hearing notice filed.

Oct. 3, 1984, Re-Scheduled Master's Hearing notice filed.

Oct. 3, 1984, Transcript of Proceedings of Master's Hearing of June 29, 1984, filed.

Oct. 3, 1984, Exhibits of Master's Hearing filed.

Oct. 3, 1984, Master's Report filed.

Oct. 3, 1984, Notice of Filing Master's Report filed.

Oct. 3, 1984, Certification of Master of Service of about report and notice filed.

Oct. 15, 1984, Defendants Exceptions to Master's Report, filed.

Oct. 16, 1984, Plaintiff's Cross-Exceptions to Master's Report Nunc Pro Tunc filed.

Oct. 17, 1984, Upon praecipe of plaintiff attorney, this case listed on next Argument List.

Oct 19, 1984 Petition for Master's Fees and Payment of Costs and Order filed: AND NOW, Oct 19, 1984, upon consideration of the foregoing peition, it is hereby ORDERED and DECREED that the Prothonotary release to Stephen E. Hall, Master in the above-captioned case, the sum of $500.00 to be applied by the Master as follows:

1. $327.30 - Lois Conklin, Court Reporter
2. Balance toward his fees.

A hearing his hereby scheduled before the Master to ascertain amount & responsibility for Master fees.

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

Oct. 22, 1984 Copies of order to Stephen Hall, Theodore Watts and Gordon Miller, Esqs.

ON NOVEMBER 1984 ARGUMENT LIST

Continued on next page

Nov. 28, 1984 Recommendation of Master concerning Master's Fees and Order filed: Order - AND NOW, Nov. 28, 1984, upon consideration of the foregoing Recommendations by the Master in the above-captioned case, it is hereby Ordered and Decreed that Plaintiff and Defendant shall each pay the sum of $366.15 to Stephen E. Hall, Esquire, Master, for his fees as Master, which payments shall be made on or before December 31, 1984.

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

Nov. 28, 1984 Upon Praecipe of Attorney for Plaintiff for review under 201(c) of Divorce Code, this case moved to Court.

Nov. 29, 1984 Motion to Withdraw Plaintiff's Cross-Exceptions and Order filed. Order: AND NOW, this 26 day of Nov., 1984, upon consideration of the foregoing Motion, it is hereby ordered that the Cross-Exceptions to Master's Report filed are hereby withdrawn.

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

Nov. 29, 1984 Motion for Leave to withdraw Exceptions and Order filed. Order: And Now, 11-26-84, Granted.

P. Richard Thomas, P.J.

Nov. 29, 1984 DIVORCE DECREE FILED:

AND NOW, November 29, 1984, both parties haveing withdrawn exceptions filed to the Master's Report, it is hereby ordered and decreed that the mafriage heretofore existing between

CAROLE L. RIGGS AND LARRY D. RIGGS

is hereby dissolved and the parties are hereby divorced and the ancillary rights between the parties are resolved on the terms recommended by the Master, Both parties will pay the master's fee by December 31, 1984, pursuant to Court order of November 28, 1984.

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

✓ Dec. 17, 1984 Notice Of Election To Resume Prior Surname filed. Carole L. Riggs TO BE KNOWN AS Carole L. Miller

Jan. 4, 1985 Petition To Have Defendant Held In Contempt Of Court and Order filed. AND NOW, this 4 day of Jan., 1985, upon consideration of the within Petition, a Rule is hereby entered upon the Defendant, to show cause, if any there be, why he should not be held in contempt of Court for his failure to comply with the Court Order adated November 29, 1984.
Hearing and/or argument is hereby set for the 1 day of Feb., 1985, at 9:30 o;clock A.M. in Courtroon No. 2, Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
P Richard Thomas, J

Jan. 4, 1985 Copies to Gordon Miller, Alan Pepicelli and Stephen Hall

Jan 4, 1985, Exceptions to Master's Report filed.

Jan 4, 1984 Answer to Contempt Petition filed.

Jan. 9, 1985 Motion To Strike Defendant's Exceptions To Master's Report and Order filed. And now, Jan. 9, 1985 Counsel for def. admits exceptions were untimely filed so same are dismissed. P Richard Thomas, J

Jan. 9, 1985 Copies to Gordon Miller, Alan Pepicelli and Stephen Hall

Jan. 30, 1985 Motion for withdrawal of Plaintiff's Petition and Order filed. And now, 1/30 1985 Granted. P Richard Thomas, J

Jan. 30, 1985 Copies to Gordon Miller and Alan Pepicelli

Mar. 14, 1985, Motion For Return of Exhibits Admitted at Time of Master's Hearing, and order filed. ORDER OF COURT: And Now, March 13, 1985, motion granted.

P. Richard Thomas, J.

Mar. 14, 1985, copies of order to Attys. Gordon Miller, Alan Pepicelli and Stephen Hall.

Joan D. Mason

371.

IN RE: NAME CHANGE OF
LISA MARIE KRAUZA
a/k/a LISA MARIE CARLSON

Filed May 4, 1983

Tax & Entry Paid $35.50
Pro Co Pd 6/16/83 9.00

PETITION FOR CHANGE OF NAME

ORDER:

AND NOW, this 4 day of May, 1983, upon presentation of the attached Petition for Change of Name, hearing on said petition is set for the 1 day of June, 1983, at 9:30 o'clock A.M. in courtroom #1 or 2 in Crawford County Courthouse, Meadville, Pennsylvania.

Notice of the filing of the within Petition, and of the aforesaid date of hearing, shall be published in the Meadville Tribune once, and in the Crawford County Legal Journal once.

Per Curiam,
P. Richard Thomas, J.

May 5, 1983, Copy of Order to Joan D. Mason, Esq.

June 1, 1983, Affidavit of Consent of father filed.

June 1, 1983, ORDER filed. Upon presentation of the Petition for Change of Name, 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 grant of the Petitioner's prayer, the Petitioner's name is hereby changed to LISA MARIE CARLSON.

Per Curiam,
P. Richard Thomas, J.

June 1, 1983, copy of order to Atty. J. Mason.

Jeff Connelly

372.

ROBERTA S. HEBERLING

vs.

BRUCE HEBERLING

Filed May 4, 1983

Tax & Entry Paid $35.50 ✓
Pro Co Pd 6/28/83 9.00 ✓

COMPLAINT UNDER SECTION 201(c) or 201(d) OF THE DIVORCE CODE

1 copy - attorney

May 4, 1983, Plaintiff's affidavit under Section 201(d) of the Divorce Code filed. (1 copy - attorney)

June 28, 1983, Affidavit of Not Found filed. Before me the Plaintiff in the above captioned matter, who being duly sworn according to law deposes and says as follows:

1. That a complaint in Divorce was filed on May 4, 1983, and that an affidavit of separation under section 201(d) of the divorce code was also filed on May 4, 1983.

2. That a copy of both was mailed to his last known address, which was returned on May 23, 1983.

3. That the plaintiff has tried to locate the defendant by placing an ad in the Eire Times News, said publication dated May 27, 28th and 29th, 1983, requesting the defendant, Bruce Heberling to contact Attorney Jeff Connelly at 868-5445. The Plaintiff further does testify that the Defendant has never attempted to make contact with her with regards to the advertisement, and that the Defendant never made any contact with Attorney Jeff Connelly with regard to the advertisement, a copy of said publication is attached hereto and marked Plaintiff's Exhibit "A".

- - -

4. That, after further discussions with Jeff Connelly, Esquire, Attorney for the plaintiff it was determined the whereabouts of the Defendant are unknown.

Your deponent does state that as Plaintiff in the above-captioned matter, and as spouse of the Defendant, she has made a good faith investigation to ascertain the present residence and whereabouts of the Defendant in Erie County, in terms of attempting to physically locate the Defendant and by publication in a Newspaper of general circulation, and further, this Affidavit of Not Found is filed as the undersigned has no knowledge of the present whereabouts of the defendant and has not been able to locate the whereabouts of the Defendant in order to notify him, and serve on the Defendant the Complaint in Divorce.

Roberta S. Heberling.

June 28, 1983, Upon praecipe of plaintiff attorney, to Transmit Record, this case moved to Court.

July 8, 1983 Order filed. This 201(d) divorce is before us for entry of a decree. Apparently, the Defendant could not be located for service and in actuality the divorce complaint was never served on the Defendant. It appears under the Procedural Rules, service cannot be perfected upon a Defendant by a simple Affidavit of Not Found. We note that Divorce Code 1920.4(a) (1) (iii), that service may be obtained in such manner as the Court shall by special order direct when personal service or certified mail service cannot be affected. We note in Section (a) (3), that in order to complete service on an unfound defendant, that an affidavit setting forth the nature of the investigation must be presented to the Court and then Court discretion dictates the next step to accomplish service. It would seem that in this case a diligent effort had been made to locate the Defendant and in all probability the Court would have excused further efforts at service or directed mailing of a copy of the complaint to any known relatives within Erie County for theoretical delivery to the Defendant. The foregoing not having been accomplished, we cannot now grant this divorce unless the faulty service noted aforesaid is completed in some fashion.
ACCORDINGLY, the matter is returned to the Prothonotary for appropriate further proceedings.

BY ORDER OF THE COURT,
P Richard Thomas, J

July 8, 1983 Copy of order to Jeff Connelly.

Aug. 4, 1983, Complaint Reinstated.

Oct. 20, 1983, Petition To Excuse Further Efforts to Serve the Defendant and Order filed. ORDER: AND , now-to-wit, on this 20 day of Oct. 1983, upon the foregoing petition, it is hereby ordered and decreed that the Plaintiff be excused from further efforts to serve the Defendant. P. Richard Thomas, J.

Oct. 24, 1983, copy of order to Jeff Connelly, Esq.

Oct. 31, 1983 Upon praecipe of attorney for Plaintiff for review under 201 (d) of Divorce Code, this case moved to court.

Nov. 1, 1983 DIVORCE DECREE FILED:

AND NOW, THIS 1 day of Nov., 1983, it is ordered and decreed that Roberta S. Heberling, plaintiff, and Bruce Heberling, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
P. Richard Thomas, J.

Bozic, Thomas & Johnson

373.

CHERYL JEAN GATES

vs.

TIMOTHY WAYNE GATES

Filed May 4, 1983

Tax & Entry Pd 5/17/83 35.50 ✓

John Fuller, Mediator 75.00

Pro Co. Pd 6/24/83 9.00 ✓

COMPLAINT FOR CUSTODY

ORDER OF COURT:

YOU, TIMOTHY WAYNE GATES, Defendant, have been sued in Court to obtain custody of Sarah Jean Gates.

You are ordered to appear in person at the Crawford County Court House, Meadville, Pennsylvania for a conference and/or hearing upon notice of JOHN FULLER Esquire, who has been appointed as Custody Mediator in this case.

You are further ordered to bring with you Sarah Jean Gates.

If you fail to appear as provided at the conference and/or hearing after being notified by the Custody Mediator pursuant to this Order or to bring the child, 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.

BY THE COURT,
P. Richard Thomas, J.

(2 copies - attorney)

June 9, 1983 Order filed: AND NOW, June 7, 1983, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody and physical custody of Sarah Jean Gates, shall be with her mother, Cheryl Jean Gates.

II. Inasmuch as the father has submitted a sworn statement dated May 20, 1983, stating that he desires no visitation with said child at the present time, no provision is made in this order for visitation rights for the father.

III. This order is entered without prejudice to the right of the father to request a further mediation conference or hearing for the purpose of determining whether he is entitled to: visitation rights; shared physical custody, or shared custody.

This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within thirty (30) days of the date of this Order.

Costs of the mediation shall be paid by Crawford County.

By the Court,
P. Richard Thomas, J.

June 9, 1983 Copy of order to John Fuller and R. Charles Thomas, Esq.

Bozic, Thomas & Johnson

374.

DAVID HETRICK

vs.

TAMA LEE HETRICK

Filed May 4, 1983

Tax & Entry 5/5/83 35.50

COMPLAINT FOR CUSTODY

ORDER OF COURT:

YOU, TAMA LEE HETRICK, Defendant, have been sued in Court to obtain custody of Corey David Hetrick.

You are ordered to appear in person at the Crawford County Court House, Meadville, Pennsylvania for a conference and/or hearing upon notice of WILLIAM PINEO, Esquire, who has been appointed as Custody Mediator in this case.

You are further ordered to bring with you Corey David Hetrick.

If you fail to appear as provided at the conference and/or hearing after being notified by the Custody Mediator pursuant to this Order or to bring the child, 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.

BY THE COURT,
P. Richard Thomas, J.

(2 copies - attorney)

May 25, 1983, Memo from Mediator as to reconcilation of parties filed.

1983

Mary Ann Kirkpatrick

375.

NANCY DEVNEY

vs.

JOHN DEVNEY

Filed May 4, 1983

Tax & Entry Paid $35.50

Pro Co pd. 8-2-83 9.00

COMPLAINT
(Count I - Divorce)

1 copy - attorney

May 6, 1983, Counseling notices mailed.

May 9, 1983 Affidavit of Service filed: AND NOW, May 9, 1983, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the attorney for Nancy Devney, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P355 825 328, postmarked May 4, 1983, to the last known address of the Defendant, John Devney, 362 Sherman Street, Meadville, Pennsylvania 16335.

3. That the Defendant, John Devney, on May 6, 1983, personally signed the return receipt card which was affixed to theComplaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire

Aug. 2, 1983 Affidavit of Consent for Defendant filed.

Aug. 2, 1983 Affidavit of Consent for Plaintiff filed.

Aug. 2, 1983 Upon praecipe of Attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this case moved to court.

Aug. 15, 1983, ORDER filed. AND NOW, August 12, 1983, this case is returned to the Prothonotary's Office by reason of the fact that the affidavits of consent are dated within ninety days of the filing of the Complaint in voilation of Pa. R.C.P. 1920.42.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Aug. 15,1983, copies of order to Atty. Kirkpatrick.

Aug. 19, 1983 Affidavit of Consent of Plaintiff's filed.

Aug. 19, 1983 Affidavit of Consent of Defendant's filed.

Aug. 19, 1983 Upon praecipe to resubmit the above captioned case to Court filed.

Aug. 23, 1983 <u>DIVORCE DECREE</u> FILED:

AND NOW, August 23, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

NANCY DEVNEY AND JOHN DEVNEY

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Stephen H. Hutzelman

376.

MARINE MIDLAND BANK

vs.

WILLIAM J. SCHLEY, JR.
NELLIE SCHLEY

Filed May 5, 1983

Tax & Entry Paid $35.50
Sheriff's Costs $21.75
Pro Co Pd 11-14-83 9.00

Rec'd 11/14/84 5.00

COMPLAINT IN ASSUMPSIT

1 copy - sheriff

May 13, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO William J. Schley, Jr. personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-276, to him, on May 12, 1983, at 3:29 P.M., at his place of residence, at R. D. #2, Box 278, Spartansburg, in the County of Crawford the State of Pennsylvania.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Nov. 14, 1983 @ 1:48 P.M., upon praecipe of Plaintiff's attorney with affidavit of notice of entry of judgment pursuant to Pa. R.C.P. 237.1 attached, judgment is hereby entered in favor of the plaintiff and against the defendant and damages are assessed as follows: Amount claimed in Plaintiff's Complaint, Seven Hundred Nineteen and 66/100 Dollars; Interest from September 30, 1982, Fifty Dollars and Forty Cents; Attorney's Fee, One Hundred Seven Dollars and Ninety-five Cents; TOTAL Eight Hundred Seventy-eight Dollars and one Cent. Plus the costs of this action.

Debt $878.01 plus costs
JUDGMENT
James F. Simmons
Prothonotary

S-171, 121
Nov. 14, 1983 Judgment entered.

EX1984-37

1983

Stephen H. Hutzelman

377.

MARINE MIDLAND BANK

vs.

DENNIS ROSSMAN

Filed May 5, 1983

Tax & Entry Paid $35.50
Sheriff's Costs $23.75

Pro Co Pd 7-7-83 9.00

COMPLAINT IN ASSUMPSIT

1 copy - sheriff

June 6, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Dennis Rossman personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-377, to him, on June 2, 1983 at 11:42 A.M., at his place of residence, at 901 W. Central Avenue, Titusville, in the Co. of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, July 7, 1983 @ 12:42 P.M., Upon praecipe of plaintiff's Attorney, with affidavit of notice of entry of judgment attached, judgment is hereby entered in favor of the plaintiff and against the Defendant for want of an answer and damages are assessed as follows: Amount claimed in Plaintiff's Complaint: Three Hundred Fifty-six Dollars and Thirty-eight Cents' Interest from April 19, 1983: Five and 34/100 Dollars; Attorney's Fees: Fifty-three Dollars and Forty-six Cents; TOTAL: Four Hundred Fifteen Dollars and Eighteen Cents; Plus the costs of this action.

Debt $415.18 + Costs
JUDGMENT
James F. Simmons
Prothonotary

R-42
July 7, 1983 Judgment entered.

Stephen H. Hutzelman 378	MARINE MIDLAND BANK vs. CAROLINE LESLIE Filed May 5, 1983 Tax & Entry Paid $35.50 ✓ **Sheriff's Costs 49.00** ✓ Pro Co Pd 10/12/83-9.00 ✓ Exemplification 10/17/84 10.00 ✓	COMPLAINT IN ASSUMPSIT 1 copy - sheriff **June 30, 1983 Sheriff's Return filed: AND NOW, June 16, 1983, the within Complaint is returned UNSERVED. So answers, Robert N. Michel, Sheriff Ned Anderson, Deputy Sheriff** ***Defendant resides in Columbus, Pa. has been off sick from work for some time** **NOT FOUND, as to the within named defendant Caroline Leslie, as per the within affidavit received from Sheriff Robert N. Michel, Erie Co., Pa. Not Found as of June 3, 1983.** **Affidavit attached.** **So answers, Howard N. Stewart, Sheriff** And Now, October 12, 1983 at 11:34 A.M., upon praecipe of plaintiff attorney,, with copy of notice of intention to file default jjdgment attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, and damages assessed in the amount of Five Hundred Three and 50/100 Dollars, including int. of $32.80, and Collection fee of $61.40. Debt - - $503.50 JUDGMENT James F. Simmons, Prothonotary Judgment entered - 10/12/83 L - 31

Ann Hansen Gamble

379.

ANN DIAMOND

vs.

FRANCES X. DIAMOND

Filed May 5, 1983

Tax & Entry Paid $35.50
Pro Co pd 2/5/86 9.00

COMPLAINT IN DIVORCE

1 copy - attorney

May 23, 1983, Affidavit of Mailing Complaint Under PA. R.C.P. NO. 1124(b) 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 May 6, 1983, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to Frances X. Diamond, 150 South Main Street, Richandlandtown, PA 18955, the Defendant's last known address. The said receipt being attached hereto.

/Ann Hansen Gamble

Jan. 8, 1986 Affidavit Of Consent of Defendant filed.

Feb. 3, 1986 Affidavit Of Consent of Plaintiff filed.

Feb. 3, 1986 Upon praecipe of Plaintiff Attorney To Transmit Record, this case is moved to court.

Mar. 10, 1986 DIVORCE DECREE FILED.

AND NOW, March 7, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ANN DIAMOND and FRANCES X. DIAMOND

it hereby dissolved and the parties are hereby divorced and all legal duties rights and claims of either of the parties to the other in pursuance of said marriage fare hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J

Gordon R. Miller

380.

MEADVILLE REDI MIX CONCRETE, INC.

vs.

A.G.I., INC.

Filed May 5, 1983

Tax & Entry Paid $35.50
Sheriff's Costs 30.25
Pro Co Pd 9-23-83 9.00

COMPLAINT IN ASSUMPSIT

1 copy - sheriff

June 7, 1983, Sheriff's Return filed.. Before me the undersigned authority, personally appeared Jerry Hanlon Sr. Deputy Sheriff who being duly sworn according to law, deposes and says that on the 25 day of May 1983, at 2:00 P.M. he served Complaint In Assumpsit, filed at No. 380 A.D. Term, 1983, Crawford County, Pennsylvania, upon defendant A.G.E. Inc. at 107 Wabash Ave. Pgh PA. By making known the contents thereof to Marie White, Secretary and handing to and leaving with her the certified copy of the received from Crawford.

Jerry E. Hanlon Sr. Deputy Sheriff
Eugene L Coon, Sheriff

SERVED ON The within named defendant, A.G.I., Inc., by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached

Howard N. Stewart, Sheriff

Served May 25, 1983.
So answers,

AND NOW, Sept. 22, 1983 @ 9:19 A.M., upon praecipe of Plaintiff's attorney with affidavit of Notice of Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and damages are assessed as follows: Principal Twelve Thousand Three Hundred Eight and 92/100 Dollars; Interest from April 30, 1983; Costs; Real Debt Twelve Thusand Three Hundred Eight Dollars and Ninety-two Cents plus interest and Costs.

Debt $12,308.92 Costs and Interest

A-186
9-22-83 Judgment entered.

JUDGMENT

James F. Simmons
Prothonotary

Shafer, Dornhaffer,
Swick, Bailey & Irwin
Paul D. Shafer, Jr.
and
Kirkpatrick, Lockhart, Johnson & Hutchison
H. Woodruff Turner
Bruce Wiegand
Thomas E. Birsic
381.

MacDonald, Illig, Jones & Britton
James M. Antoun

ATLAS ENERGY GROUP, INC.

vs.

NATIONAL FUEL GAS SUPPLY CORPORATION, a corporation, and NATIONAL FUEL GAS DISTRIBUTION CORPORATION a corporation

Filed May 6, 1983

Tax & Entry Paid $35.50
Sheriff Costs $46.75
Pro Co pd 5/30/84 5.00

COMPLAINT IN ASSUMPSIT

3 copies - attorney

May 31, 1983 Preliminary Objections filed.

May 31, 1983, Sheriff's Return filed. Before me, the undersigned authority, personally appeared John Folga, deputy Sheriff who being duly sworn according to law, deposes and says that on the 10th day of May, 1983, at 10"10 A.M. he served Complaint in Assumpsit, filed at No.___, 19__, Crawford County Pennsylvania, upon defendant National Fuel Gas Distribution Corporation at 800 State Street Erie County Erie, Pennsylvania By making known the contents thereof to D. W. Morse, Assistant Vice President and handing to and leaving with D. W. Morse the certified copy of the Complaint in Assumpsit received from Crawford County.

John Folga, Deputy Sheriff
Robert N. Michel, Sheriff

Before me, the undersigned authority, personally appeared R. E. White, Deputy Sheriff,who being duly sworn according to law, deposes and says that on the 11th day of May, 1983, at 9:25 A.M. he served Complaint in Assumpsit and Notice of Defend, filed at No. AD 381 Term, 1983, Crawford County Pennsylvania, upon defendant National Fuel Gas Supply Corporation at their offices, 308 Seneca Street, Oil City, Venango County, Pa By making known the contents thereof to Marian Reed, secretary in charge for the time being, and handing to and leaving with her the certified copy of the Complaint in Assumpsit and Notice to Defend received from Crawford County Sheriff Howard N. Stewart.

R. E. White, Deputy Sheriff
Harry A. Storm, Sheriff

SERVED on the within named defendant, National Fuel Gas Supply Corporation, by deputizing the Sheriff of Venango County, Pennsylvania, as per his affidavit of service hereto attached. Served May 11, 1983.
SERVED on the within named defendant, National Fuel Gss Distribution Corporation by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit of service hereto attached. Served May 10, 1983.
So Answers, Howard N. Stewart, Sheriff

June 2, 1983 Plaintiff's First Set of Interrogatories Directed to Defendant, Nation Fuel Gas Supply Corporation filed.

June 2, 1983 Plaintiff's First Request for Production of Documents Directed to Defendant, National Fuel Gas Supply Corporation filed.

June 2, 1983 Requests for Admissions Directed to Defendant, National Fuel Gas Supply Corporation-First Set filed.

June 6, 1983, Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin, by Paul D. Shafer, attorneys as co-counsel for plaintiff filed.

June 8, 1983, Motion For Argument Date On Preliminary Objections and Order filed. AND NOW, to-wit-this 8 day of June, 1983, upon consideration of the foregoing Motion for Argument Date on Preliminary Objections, it is hereby ORDERED, ADJUDGED and DECREED that argument on the Preliminary Objections filed by Defendants National Fuel Gas Supply Corporation and National Fuel Gas Distribution Corporation shall be held on July 25, 1983, at 1:30 P.M.

BY THE COURT,
P Richard Thomas,J

June8, 1983, Copies of order to Paul Shafer, N. Woodruff Turner, Bruce Wiegand, Thomas E. Birsic and James M. Antoun filed.

June 13, 1983, Petition for Removal with Notice of Removal Petition filed. (copies from United States District Court for Western District of Pa)

June 13, 1983, Removal Bond Under 28 U.S.C.A. Sec. 1446(d) filed. (copies from United States District Court for Western District of Pennsylvania)

Nov. 21, 1983, Certified Copy of Memorandum and Remand Order from the United States District Court for the Western District of Pennsylvania filed.
ORDER: AND NOW, to-wit, this 17th day of November 1983, upon consideration of the foregoing Motion to Remand Action, it is hereby ORDERED, ADJUDGED AND DECREED that the above-captioned action is hereby remanded to the Court of Common Pleas of Crawford County, Pennsylvania, and Defendant, National Fuel Gas Distribution Corporation, shall immediately pay to and reimburse Plaintiff, Atlas Energy Group, Inc. for its reasonable expenses incurred in this Court as a result of Defendant, National Fuel Gas Distribution Corporation's improper removal.

Joseph P. Willson,
Senior District Judge

May 29, 1984 Upon Joint Stipulation For Dismissal by and through their respective counsel the Complaint and Counterclaim are dismissed with prejudice. (in the above-captioned case)

1983

Douglas W. Ferguson

382.

CARL D. CARPENTER

vs.

LAURA J. CARPENTER

Filed May 6, 1983

Tax & Entry Paid $35.50 ✓

Pro Co paid 8-9-83 9.00 ✓

Pro Co pd 8-30-83 5.00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy - attorney

May 6, 1983, Counseling Notices mailed.

May 13, 1983, Affidavit Of Service filed. KIMBERLY R. BURCHILL, being duly sworn according to law deposes and says that she forwarded to the Defendant, Laura J. Carpenter, a copy of the Complaint in Divorce with regard to the above captioned matter to her last known address at P.O. Box 33, Meadville, PA 16335, by certified mail, receipt number P342 261 311, attached hereto, with the date of delivery as May 9, 1983.

And further your Deponent saith not.

Kimberly R. Burchill

Aug. 9, 1983 Affidavit of Consent for Defendant filed.

Aug. 9, 1983 Affidavit of Consent for Plaintiff filed.

Aug. 9, 1983 Upon praecipe of Attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this case moved to court.

Aug. 19, 1983 DIVORCE DECREE FILED:

AND NOW, August 19, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CARL D. CARPENTER AND LAURA J. CARPENTER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J

Aug. 30, 1983 Notice Of Election To Retake Maiden Name filed. TO BE KNOWN AS: LAURA J. GRINNELL.

383.

NORTHWEST BANK

vs.

MURRAY L. SILVIS
PATRICIA J. SILVIS

Filed May 6, 1983
@ 1:15 o'clock P.M.

Pro Simmons Paid $5.00
Pro Pd 5/11/83 4.00
Sat. Pd 11-13-87. 5.00

AGREEMENT TO REVIVE

of

DSB 1978 - 605 May Term

The undersigned hereby agrees that the judgment entered on July 14, 1978 to 605 May Term 1978 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $12,799.20 plus costs.

Dated..... April 26, 1983
Debt..... $12,799.20
S - 111,
131.....JUDGMENT

James F. Simmons, Prothonotary

Nov. 13, 1987 This Judgment Satisfied.
(see paper filed)

384. Bruce Barrett	PETITION FOR INVOLUNTARY TREATMENT of DEVONNE MacQUARRIE Filed May 6, 1983	PETITION FOR INVOLUNTARY TREATMENT Mental Health Procedures Act of 1976 (Sections 304 and 305) May 12, 1983 Report of Mental Health Review Officer, Recommendation and Order filed: AND NOW, this 12 day of May, 1983, 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 DeVonne MacQuarrie be committed to Warren St. Hospital for treatment for a period not to exceed 90 days. BY THE COURT, P. Richard Thomas, J. May 13, 1983 Copies of order to Bruce Barrett, Mr. Dickey and certified copy to Warren St. Hospital.

385.

PETITION FOR INVOLUNTARY TREATMENT

of

KAREN BRUMBAUGH

Filed May 6, 1983

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 and 305)

May 9, 1983 Order filed: AND NOW, May 6, 1983, a petition for examination having been presented by the Administrator and the Court noting that an appointment has been scheduled to procure a doctor's examination of the above person on Monday, May 9, 1983, and that Karen Brumbaugh has made threats to assault anyone attempting to take her for said appointment, the Court directs that she appear before a doctor at the Mental Health Center at City Hospital on said date and hereby authorizes the Administrator, his staff or any duly qualified police officer to produce said prospective parent at the hospital for an examination by a doctor and after said examination, to be released or detained in accordance with the provisions of the Mental Health Act.

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

May 9, 1983 Copies of order to Doris Miller,

May 10, 1983

Shafer, Dornhaffer, Swick, Bailey & Irwin
Christina McCrea

386.

Culbertson, Weiss, Schetroma & Schug
David Hotchkiss

TELMARK, INC.

vs.

ROBERT E. KNUTH and TONI A. KNUTH, his wife

Filed May 6, 1983

Tax & entry Paid $35.50
Sheriff's Costs 15.95
Pro Co Pd 10-18-83 15.00
Pro Co Pd ~~5-1-84~~ 4-27-84 6.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

June 7, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Robert E. Knuth personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-386, to him, on June 2, 1983, at 3:00 P.M. at his place of residence, at R.D. #1, Bradford Road, Sagertown, in the County of Crawford, the State of Pennsylvania.
SERVED Toni A. Knuth the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-386, to Robert E. Knuth, an adult member of the family with whom she resides, namely husband, on June 2, 1983 at 3:00 P.M. at their residence, at R.D. 1, Bradford Road, Saegertwon, in the County of Crawford, State of Pa.
So answers, E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

July 8, 1983 Answer, New Matter and Counterclaim filed.

Aug. 16, 1983 Reply to New Matter filed.

Oct 18, 1983 Praecipe for Arbitrators filed by Atty. for Plaintiff, whereupon the following arbitrators are appointed:

Bruce A. Barrett, Chairman
Curtis Blystone
John Fuller

Nov. 9, 1983, Arbitrators Take the Qualifying Oath.

March 7, 1984 Decision of Arbitrators filed in which they find in favor of the Plaintiff in the amount of $5,628.61, together with record costs. We find against the defendant in favor of the plaintiff on the Defendants' counter claim.

Amount $5,628.61

K-143,163 DECISION OF ARBITRATORS

Mar. 7, 1984 Copies of Decision given to Attorneys.

Apr. 27, 1984 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of record.

1983

Prather, Prather & Pineo
William Pineo

387.

JOHN FARKAS, Administrator of the Estate of ANDREW MICHAEL FARKAS, Deceased, and JOHN FARKAS and JOYCE M. FARKAS, his wife, Individually.

vs.

ERIE INSURANCE EXCHANGE a Corporation

Filed and Issued
May 6, 1983

Tax & entry Paid $35.50 ✓
Sheriff's Costs 29.00
Pro Se pd 8-19-85 5.00 ✓
Certificate of Descont 8-19-85 1.00 ✓

SUMMONS IN ASSUMPSIT

Issued (sheriff)

* (see Petition and order below)

June 6, 1983, Writ Return filed. Before me, the undersigned authority, personally appeared John Folga, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 12th day of May, 1983, at 2:05 P.M. he served Summons in Assumpsit, filed at No. --- Term---, Crawford County Pennsylvania, upon defenant Erie Insurance Exchange at the place of Business 144 East 6th Street Erie Co. Erie, Pennsylvania. By making known the contents thereof to Molly Schillinger, Receptionist in charge at time of service received from Crawford County.

John Folga, Deputy Sheriff
Robert N. Michel, Sheriff

SERVED ON the within defendant, Erie Insurance Exchange, by deputizing the Sheriff of Erie County, Pennsylvania, as per his affidavit hereto attached. Served May 12, 1983.

So answers, Howard N. Stewart, Sheriff

*May 23, 1983, Petition for Approval of Settlement of Claim For No Fault Work Loss Benefits Under 40 P.S. 1009.106(B) and Order filed. ORDER: AND NOW, May 23, 1983, the Court hereby approves the proposed settlement of the No Fault claim for work loss benefits asserted by the petitioners in the above captioned as set out in the settlement agreement with distribution as follows:

1. Erie Insurance Exchange will pay the Petitioners the sum of $15,000.00 plus accrued interest of $2250.00 and reasonable attorney's fees and costs for preparing the required documents for settlement, said fees and costs amounting to $200.00.

2. It is understood that, should the Superior or Supreme Court render a final opinion indicating that benefit limits under a No Fault automobile insurance policy may be "stacked" in accordance with the number of automobiles insured, the Petitioners may make a claim for a further $15,000.00 which claim will be resolved at that time. Any statute or Limitations applicable to this matter shall be tolled until the rendering of a final opinion by the Supreme or Superior Courts as to "stacking".

BY THE COURT,
Robert L. Walker, Judge

May 23, 1983, copies of order to Attys. Wm. Pineo, Gordon Miller, John Beatty, Dunlavy, John Eidemueller, Jr. and P. Blystone.

Aug. 14, 1985 Upon praecipe of Plaintiff Attorney the above captioned case is marked settled and discontinued of record.

1983

388.

James R. Irwin

WELYAN WESLEYAN METHODIST BUS. ASSOC., GENE HOOGSTAD

vs.

SHARYN L. LAKE

Filed and Issued
May 9, 1983

Tax & entry Paid $35.25 ✓
Pro Co Pd 6-1-83 9.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT OF HARRY E. RANDALL, DISTRICT 30-3-02

May 9, 1983, Rule to File Complaint Issued.

May 12, 1983, Proof of Service filed.

AND NOW,
June 1, 1983 @ 2:17 P.M. upon Praecipe of Defendants attorney, judgment of Non Pros is hereby entered against the plaintiff for failure to file complaint.

Judgment of Non Pros
James F. Simmons
Prothonotary

W-201, H-75
Judgment Entered 6-1-83

June 2, 1983 Notice of Entry of Judgment mailed plaintiff.

1983

389. Culbertson, Weiss, Schetroma & Schug Donald Fickenscher	JOSEPH DOWNIE vs. GEORGE E. BARNES Filed May 9, 1983 and Issued Tax & entry Paid $35.25 Pro Co Pd 6-7-83 9.00	APPEAL OF DEFENDANT FROM JUDGMENT OF ESTELLE S. REISNER, DISTRICT 30-2-01 May 9, 1983, Rule to File Complaint Issued. May 10, 1983, Proof of Service filed. June 7, 1983, @ 2:46 P.M. AND NOW, upon Praecipe of Plaintiff's Attorney, judgment of Non Pros is hereby entered against the plaintiff for failure to file complaint. JUDGMENT OF NON PROS D-93 James F. Simmons Prothonotary

Fuller, Kinnunen
Miller & Gamble
Gordon R. Miller

390.

Michael Halliday

Ely & Smith
Theodore B. Ely

REID E. STELL

vs.

VIVIAN C. STELL

Filed May 10, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Sheriff's Costs 9.00
Sheriff's Costs 37.28

COMPLAINT IN DIVORCE, EQUITABLE DISTRIBUTION

1 copy (sheriff)

May 11, 1983, Counseling notices mailed.

May 20, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Vivian C. Stell personally the within named defendant by handing a true copy of the within Complkaint In Divorce, No. A.D. 1983-390, to her, on May 13, 1983, at 11:30 A.M., at her place of residence, at Sportsmen's Tavern, Route 618, Conneaut Lake, Pennsylvania, in the County of Crawford, The State of Pennsylvania.
So, Answers, Edgar D. Householder, Deputy Sheriff
Howard No Stewart, Sheriff

11/5/86 Rec'd $250.00
for plaintiff
10/9/87 Paid $250.00 To
Harry White Master
Fee Ck # 4240
James J Summers Esq

June 9, 1983, Motion For Counseling and Order filed. AND NOW, this 9th day of June, 1983, Plaintiff and Defendant are hereby ordered to participate in a maximum of three (3) counseling sessions with a qualified professional of their choice. The counseling sessions are to be completed within 90 days from the date of the filing of this Complaint, unless extended by the Court for cause shown. The counselor shall file a report with the Court stating whether the parties did or did not attend.
The party obtaining this Order is directed to send a copy of this Order and the "list of Qualified Professionals" to his/her spouse by regular mail and file a certification of such service with the Clerk.
The party not requesting counseling shall have seven (7) days from the date of mailing this Order and the list of qualified professionals to select a qualified professional from the list and notify the requesting party of the name of the professional and the date of appointments with the professional. If the selection and notice is not accomplished within seven (7) days, then the requesting shall immediatley select a qualified professional, schedule appointments and give notice thereof to the other party.

BY THE COURT,
Robert L. Walker, J

June 9, 1983 Copies of Order to Gordon R. Miller, and Michael Halliday.

June 9, 1983, Petition For Alimony Pendente Lite, Counsel Fees and Expenses and Order filed. AND NOW, this 9th day of June, 1983, upon donsideration of the causes set forth in the foregoing Petition, is is Ordered that a Rule be entered upon the Plaintiff, Reid E. Stell, to show cause, if any he has, why haeshould not pay Defendant's alimony pendente lite, counsel fees and expenses in the above divorce action.
RULE RETURNABLE the 30th day of June, 1983, at 9:30 o'clock A.M., with hearing to be held on said Rule at the same time in Courtroom No. 1, Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker,J

June 9, 1983 Copies of order to Gordon R. Miller and Michael Halliday.

June 29, 1983, Motion to Continue the Hearing Scheduled for June 30, 1983 and Order filed. ORDER OF COURT: And now, 6/30/83, Continued to July 15, 1983 at 2:00 P.M. P. R. Thomas J.

June 29, 1983, copies of order to Gordon Miller, and Michael Halliday, Esqs.

July 15, 1983, Motion for Continuance, and Order of Court filed.
ORDER OF COURT: AND NOW, this 15 day of July, 1983, the hearing in the above is continued until:
The 30 day of August, 1983, at 9:30 o'clock A.M.

BY THE COURT,
P. Richard Thomas, J.

July 15, 1983, copies of order to Attys. Gordon R. Miller, and Michael Halliday.

Sept 1, 1983 Motion For Continuance and Order filed. AND NOW, this 31st day of August, 1983, the hearing in the above is continued until Motion is made by either party.

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

Sept 1, 1983 Copies of order to Gordon R. Miller and Michael Halliday.

Jan. 31, 1986 Plaintiff's Petition For Leave To Amend Complaint and Order filed. AND NOW, this 31 day of Jan., 1986, upon consideration of the foregoing petition to amend and motion the plaintiff is hereby given leave to amend his complaint as presented.

P. Richard Thomas, J

Jan. 31, 1986 Copies of order to Gordon Miller and Michael Halliday

Feb. 7, 1986, Amended Complaint in Divorce filed. 1 copy (sheriff)

Feb. 7, 1986 Plaintiff's affidavit under 201(d) of the Divorce Code filed. 1 copy (sheriff)

Mar. 31, 1986, Answer to Amended Complaint and Counterclaim, filed.

Apr. 4, 1986 Sheriff's Return filed. SERVED by mailing by certified mail, February 26, 1986, a true and attested copy of the within Petition & Amended Complaint & Notice, No. A.D. 1983 - 390 Term to Viviam C. Stell, c/o Kelly Eliott 2223 West 31st Avenue, Denver, Colorado 80211, the return receipt being hereto attached and made a part of this return.
So answers, Howard N. Stewart, Sheriff

Apr. 4, 1986 Affidavit to be attached to Answer To Amended Complaint and Counterclaim filed.

Apr. 22, 1986 Plaintiff's Reply to the defendant's Counterclaim filed.

Aug. 27, 1986, Inventory and Appraisement of Reid E. Stell filed.

Aug. 27, 1986, Budget Information of Reid E. Stell filed.

OCt. 27, 1986 Motion For Appointment Of Master In Divorce and ORder filed. AND NOW, OCt. 27, 1986, John B. Brautigam Esquire is appointed Master in respect to the following claims:
All set out in paragraph 3 (c)
Deposit required: By Plaintiff $250.00; By Defendant $100.00
Per Curiam,
P. Richard Thomas, J

Oct. 28, 1986Copies of order to Gordon Miller, Theodore Ely and JOhn Brautigam

Nov. 5, 1986 MOtion for Approval of Withdrawal from appointment as Master in Divorce filed.

Nov. 5, 1986 ORder filed. AND NOW, November 5, 1986, the appointment of John B. Brautigam as Master in the above captioned action is vacated in accordance with his Motion and Bruce M. Johnson, Esquire, is appointed Master in accordancw with the original Order appointing a Master.
BY ORDER OF THE COURT,
Robert L. Walker, J

Nov. 6, 1986 Copies of order to Gordon Miller, Theodore Ely and Bruce Johnson

Dec. 5, 1986 Motion and Order filed: Order: AND NOW, Dec. 5, 1986 Harry White II is appointed master and Bruce M. Johnson appointment vacated
Robert L. Walker, J.

Dec. 10, 1986 Copies of order to Gordon Miller, Theodore Ely and John Brautigam.

Feb. 18, 1987 Motion For RElief and ORder filed. AND NOW, this 18th day of February, 1987, upon presentation of the within Motion it is ORDERED AND DIRECTED as follows:
1. That the plaintiff may proceed to a Master's hearing without depositing any more funds for the Master's fees and expenses.
2. That the defendant shall not be permitted to file an income and expense statement or an inventory and appraisement not present evidence regarding the same by reason of the fact that she has not complied with the Rules of Civil Procedure and the Divorce Code by filing said documents timely.
BY THE COURT,
P. Richard Thomas, J

Feb. 20, 1987 Copies of order to Gordon Miller, Theodore Ely, and Harry White

Mar. 23, 1987 Notice Of Master's Hearing filed.

Sept. 24, 1987 Master's Report filed.

Oct.5, 1987 Defendant's objections To Master's Report and Motion For Reconsideration filed.

Oct. 9, 1987, Petition for Payment of Master's Fees and Order filed. AND NOW, this 9 day of Oct. 1987, upon consideration of the foregoing petition, the petitioner is hereby awarded Master's Fees in the sum of $300.00 and the Prothonotary is directed to release said sums to him.
BY THE COURT,
P. Richard ThomaS, J.

Oct. 13, 1987, copies of order to Attys. G. Miller, T. Ely and Harry White.

OCt. 20, 1987 Motion To Withdraw defendant's Objections To Master's Report And Further Withdrawing Motion For Reconsideration filed.

Oct. 28, 1987 RE: Motion To WIthdraw Defendant's Objections To Master's Report And Further WIthdrawing Motion For Reconsideration Order filed. AND NOW, October 26, 1987, the motion by the Defendant to withdraw her objections and contest of the Master's Repor and the awards made therein is granted. We will enter an order divorcing the parties by separate divorce decree.
BY ORDER OF THE COURT,
P. Richard Thomas, J

Oct. 28, 1987 Copies of order to Gordon Miller, James Recht and Harry White

Oct. 28, 1987 **DIVORCE DECREE FILED.**

AND NOW, October 26, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between Reid E. Stell and Vivian C. Stell is hereby dissolved an dthe parties are hereby divorced and the Master's REport recommending a divorce and adjudicating all ancillary issues raised in the pleadings is hereby approved to the end that all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are terminated.
Each party, within 30 days of the filing of this Decree, shall take the requisite legal steps to effectuate the terms and conditions of the Master's Report.
BY ORDER OF THE COURT,
P. Richard Thomas, J

390
B

1983

1983

Culbertson, Weiss, Schetroma & Schug
Mary A Kirkpatrick

391.

PAUL MAYNARD

vs.

DENISE K. MAYNARD

Filed May 10, 1983

Tax & entry Paid $35.50
Pro Co pd. 8-15-83 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

May 11, 1983, counseling notices mailed.

May 24, 1983, Affidavit of Service filed. And Now, May 24, 1983, comes Mary Ann Kirkpatrick, Esquire being duly sworn according to law, deposes and sets forth as follows:
1. That she is the Attorney for PAUL MAYNARD, Plaintiff in the above captioned matter.
2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P355-825-332, postmarked May 10, 1983, to the last known address of the Defendant, DENISE K, MAYNARD, 340 Euclid Avenue, Box 141, Seagertown, Pennsylvania, 16433.
3. That the Defendant, DENISE K. MAYNARD, on May 17, 1983, personally signed the return card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".
4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire

Aug. 15, 1983 Affidavit of Consent for Defendant Filed.

Aug. 15, 1983 Affidavit of Consent for Plaintiff filed.

Aug. 15, 1983 Upon praecipe of Attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this case moved to court.

Aug. 19, 1983 DIVORCE DECREE FILED:

AND NOW, August.19, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

PAUL MAYNARD AND DENISE K. MAYNARD

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

**BY ORDER OF THE COURT,
Robert L. Walker, J.**

Lentchner & Lebovitz
Arthur Lebovitz

392.

MELLON BANK, N.A.

vs.

SAM NELSON and
DOROTHY M. NELSON

Filed May 10, 1983

Tax & entry Paid $35.50
Sheriff's Costs 16.75
Pro Co pd. 7-25-83 9.00

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

June 15, 1983, Upon Praecipe To Reinstate Complaint filed.

July 6, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Sam Nelson personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-392, to him, on July 5, 1983 at 10:49 A.M., at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pa.
SERVED AND MADE KNOWN TO Dorothy Nelson personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No A.D. 1983-392, to her on May 12, 1983, at 8:35 A.M., at her place of residence at 1048 Willow Place, Meadville, in the County of Crawford, the State of Pennsylvania.
So answers,

Catherine I. Allen, Deputy Sheriff
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart Sheriff

And Now, July 25, 1983 at 1:58 P.M. upon praecipe of plaintiff's attorney, with Affidavit and with Affidavit of Non Mititary Service and with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and agaisst the defendant Dorothy M. Nelson for failure to file an answer and the damages are assessed at the sum of Four Thousand Two Hundred Thirty four and 11/100 Dollars plus interest, and cost of suit.

Debt $ 4,234.11
Int. from May 10, 1983

N-41

Judgment entered July 25, 1983
Notice of entry mailed July 26, 1983

Judgment
James F. Simmons
Prothonotary

And Now, Aug. 9, 1983 at 10:30 A.M. upon praecipe of plaintiff's attorney, with Addifavit of Non Military Service and with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant Sam Nelson for failure to file an answer and the damages are assessed at the sum of Four Thousand Two Hundred Thirty-four and 11/100 Dollars plus interest and cost of suit.

Debt $ 4,234.11
Int. from May 10, 1983

N_151
Judgment entered Aug. 9, 1983
Notice of entry mailed Aug. 10, 1983

Judgment
James F. Simmons
Prothonotary

Revival To:
AD 1988-706

1983

James R. Irwin

393.

KENNETH A. LEVELS

vs.

GEVERNA C. LEVELS

Filed May 11, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Pro Co pd 1/12/84 5.00

COMPLAINT UNDER SECTION 201(d) OF THE DIVORCE CODE, & VISITATION

1 copy (atty)

May 12, 1983, Counseling notices mailed.

May 16, 1983, Affidavit filed. I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, depose and say that CHARLES J. SWICK, ESQUIRE is the attorney of record for the Plaintiff in the above captioned matter; that i did, on behalf of CHARLES J. SWICK, on the 11th day of May, 1983, send by Certified Mail, Return Receipt Requested, Addressee Only, to GEVERNA C. LEVELS, a true and correct copy of the divorce complaint filed at the above term and number, at her last known address of 4166 New Road, Youngstown, Ohio 44501, as evidenced by the attached sender's receipt #248980 and that on the 16th day of May, 1983, I did receive the duly executed return receipt dated the 14th day of May. 1983.

James R. Irwin, Esquire

Jan. 12, 1984 Upon praecipe of attorney for Plaintiff the above-captioned matter is marked settled and discontinued.

Devine & Kuftic
Dennis G. Kuftic

394.

SANDRA LEE ISON

vs.

JAMES F. ISON

Filed May 11, 1983

Tax & entry Paid $35.50 ✓
Mediation costs 97.39

PETITION FOR MODIFICATION OF CUSTODY AGREEMENT

1 copy (mediator)
1 copy (atty)

ORDER:

AND NOW, this 11 day of May, 1983, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Master, William Pineo at a time to be set by the Master in the Crawford County Courthouse with the child Custody Master as required Rule 31 (E) of the Court of Common Pleas of Crawford County, Pa.

Is is further ordered and decreed that pending a final determination by the Court, Petitioner, Sandra Lee Ison, shall have temporary custody of Jason Michael Ison.

P. Richard Thomas, J.

May 11, 1983, copy of order to Atty. Kuftic.

June 22, 1983 Temporary Order filed: AND NOW, June 22, 1983, after mediation in the above-captioned matter and upon recomendation by the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED that:

1. The parties shall share legal and physical custody of their minor child, Jason Michael Ison.

2. The father shall have primary physical custody of Jason beginning July 1, 1983 at 4 p.m. through Labor Day, 1983 at 9 p.m. For every year following 1983 the father shall have primary physical custody from Memorial Day at 9 p.m. through Labor Day at 9 p.m. At all other times the mother shall have primary custody.

3. The party not having primary physical custody shall have the right of visitation on alternate weekends, beginning with the second weekend after the party shall have relinquished primary physical custofy to the other party, from Friday at 4 p.m. through Sunday at 9 p.m. Should any national holiday fall on the Monday immediately succeeding said weekend visitation, the visiting party shall have the right of visitation through said holiday at 9 p.m. In addition the visiting party shall have the right of visitation one day per week upon a one day's notice to the custodial party.

4. The mother shall have the right to have Jason on Christmas Eve, 1983 from 9 a.m. through 9 p.m. and the father shall have the right to have Jason on Christmas Day from 9 a.m. through 9 p.m., and the mother shall have the right to have Jason on his birthday, January 28th, from 9 a.m. through 9 p.m. and the parties shall thereafter alternate these holidays visitations.

5. The parties are free to make additional or different arrangements respecting visitation and primary physical custody so long as it is done by mutual agreement. In the absence of mutual agreement, the terms of this Order shall govern.

6. The Master has noted for the Court that neither party was represented at the mediation conference. They shall therefore have the right to further mediation for any reason for a period of sixty (60) days from the date hereof and to further mediation upon a substantial change of circumstances of either party or of Jason, at any time thereafter.

7. Each party shall teach Jason to give to the other that love and respect which is due a parent from his child and neither party shall do or say anything to blacken the character of the other in Jason's estimation.

8. Either party shall have the right to move the Court for a hearing de novo for a period of sixty (60) days from the date hereof. In the event that neither party so moves, this Order shall be considered permanent except for the mediation provisions noted above.

9. Costs and fees of this mediation which are fixed at $97.39 are divided between the parties equally and the share of each shall be assessed to him or her as costs. Payment shall be made to the Prothonotary of Crawford County.

BY THE COURT,
P. Richard Thomas, J

June 22, 1983 Copies of order to Petitioner, Respondent, Dennis Kuftic, Esq. and William Pineo, Esq.

1983

R. Allen Thomas,
Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

395.

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

1/31/84 received
$80.50 from defendant

2/1/84 recd
$15.50 from
defendant.
Nancy J Mangilo

RELDA PERKINS

vs.

PAUL F. PERKINS

Filed May 11, 1983
Entry ~~Indigent filing~~ pd 1/31/84 65.00
Tax pd 5/13/83 $.50
Constable Costs 16.00
Pro Co pd 5-15-85 9.00
Pro Co Pd 6-7-85 5.00

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

May 11, 1983, Petition to Proceed in Forma Pauperis and order filed. ORDER Granting Leave to Proceed in Forma Pauperis and Setting Hearing on Claim for Alimony Pendente Lite, Costs and Counsel Fees:

And Now, this 11th day of May, 1983, upon presentation of the within Complaint and Petition for Leave to Proceed in Forma Pauperis, a hearing is set on the same for the 10 day of June, 1983, at 9:30 A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse Meadville, Pa.

Plaintiff is permitted to file her Complaint as an Indigent party and to proceed accordingly without payment of costs therefor.

BY THE COURT,
P. Richard Thomas, J.

May 11, 1983, copy of order to M. Kirkpatrick, Esq.

May 12, 1983, Counseling notices mailed.

May 16, 1983, Affidavit of Service filed. Anthony Marceca, being duly sworn according to law, deposes and sets furth as follows:

1. That he is a duly certified and licensed constable in Crawford County, Pennsylvania.
2. That on information furnished to him, he caused a certified copy of the Complaint in Divorce in the above matter to be served upon Defendant at 6:12 P.M. on May 12, 1983, at Ellis Road, R. D. #1, Cambridge Springs, Pa.
3. That costs incurred for this service were as follows:

(a) Service	$10.00
(b) Mileage	6.00
Total	16.00

4. Further, Deponent Saith Not. Anthony Marceca.

June 9, 1983, Motion for Rescheduling of Hearing and Order filed. And Now, June 9, 1983, Haaring scheduled for June 10, 1983, is continued generally.
Robert L. Walker, J

June 9, 1983 Copy of Order to Mary Ann Kirkpatrick.

June 13, 1983, Appearance of Shafer,Dornhaffer, Swick, Bailey & Irwin, by James R. Irwin, attorneys for defendant, filed.

Oct. 18, 1983 Plaintiff's Income and Expense Statement filed.

Nov. 4, 1983, Motion to Set Hearing on Alimony Pendente Lite, Alimony, Counsel Fees and Expenses, and Order filed. ORDER: AND NOW, November 4, 1983, a hearing on the Motion for Alimony Pendente Lite, Alimony, Counsel Fees, and Expenses is set for the 9 day of Dec., at 10:00 A.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

BY THE COURT,
P. R. Thomas, J.

Nov. 4, 1983, copies of order to Mary Ann Kirkpatrick and James R. Irwin.

Dec. 12, 1983 Order filed. AND NOW, December 9, 1983, the matter is before the Court on a Motion for Alimony Pendente Lite, Counsel Fees and Expenses. The plaintiff has already been authorized to preceed In Forma Pauperis.

The matter is reviewed informally with the parties and their counsel and it appears that the defendant is a union carpenter who has a gross income of between $17,000.00 and $20,000.00 per year but is currently laid off and lost a period of employment in 1983 because of an injury to his hip.

The parties have not separated with the defendant continuing to occupy the marital domicile and underwriting the expenses of said jointly owned real estate and the plaintiff has taken up residence with distant relavtives and has absolutely no assests.

The defendant's assets apparently consist of a small savings account, a checking account of $176.00 and he is awaitng unemployment compensation which will be retroactive to December 1, 1983 and is estimated to be $185.00 per week.

Accordingly, the Court awards Alimony Pendente Lite as follows: The defendant will pay the plaintiff $50.00 forthwith, and upon receipt of the first unemployment check, he will pay her from said check $40.00 per week retroactive to December 1 1983 in one lump sum payment, and thereafter, will pay her $40.00 per week from his unemployment check as Alimony Pendente Lite.

It shall be an additional condition of the low figure of this Alimony that the defendant continue to maintain the household and continue to be responsible for the mortgage payments on said premises, the insurance payments and the prospective responsibility to pay the taxes on the real estate before the penalty date in 1984 The Court notes that the parties have mutually agreed to list the real estate for sale and it is now in the hands of a realtor.

This order is entered on the assumption that the defendant's only income for the immediate future will be unemployment compensation but at such time as the defendant returns to relatively full employment status, this Alimony Pendente Lite Order would be inordinately low, and unless the parties can agree on an adjustment thereto the matter may be referred back to the Court.

At this time, counsel for the plaintiff advises that in view of the tight financial situation of the parties any requests for counsel fees will be deferred and may be covered by future Court Order or may be considered by the Master in a recommended divorce decree in this case.

Court costs in the amount of $80.50 estimated to date will be the responsibility of the defendant and must be paid within two (20 months of this date. If it is not paid, the Master is authorized to deduct the same from his share of the ultimate decree of distribution. CONTINUED ON PAGE 557

Plate, Shapira, Hutzelman, Berlin & May
Stephen Hutzelman

396

Stephen Hall

MARINE MIDLAND BANK

vs.

IRL J. RONCAGLIONE

Filed May 11, 1983

Tax & entry Paid $35.50
Sheriff's Costs 18.75
Pro Co Pd 6-27-83 9.00
Pro Co Pd 8/10/84 5.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 20, 1983 Sheriff's Return filed: SERVED Irl J. Roncaglione, the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1983-396, to Ron Roncaglione, as adult member of the family with whom he resides, namely nephew, on May 13, 1983, at 12:20 P.M., at their residence, R.D.#2, Linesville, Crawford Co., Pa.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

June 23, 1983, Preliminary Objections filed.

AND NOW, June 27, 1983 @ 10:42 A.M., upon praecipe of Plaintiff's Attorney, with notice ot entry of Judgment attached, judgment is hereby entered in favor of plaintiff and against the defendant for want of an answer and damages are assessed as follows: Amount claimed in Plaintiff's Complaint One Thousand Three Hundred Forty-five Dollars and Ninety-three Cents; Interest from January 18, 1983 Forty Dollars and Twenty-eight Cents; Attorney's Fees Two Hundred One Dollars and Eighty-nine Cents; TOTAL One Thousand Five Hundred Eighty-eight Dollars and Ten cents; plus costs of this action.

Debt $1,588.10 plus costs
JUDGMENT
James F, Simmons
Prothonotary

R-83
6-27-83 JUDGMENT ENTERED

July 21, 1983 Stipulation to Remove Judgement filed.

July 21, 1983 Amended Complaint filed.

Aug. 10, 1984, Upon praecipe of plaintiff attorney, the above matter is hereby marked settled and discontinued of record.

1983

Ann Hansen Gamble
Fuller, Kinnunen,
Miller & Gamble

397.

CANDACE K. CARBAUGH

vs.

ALAN G. CARBAUGH

Filed May 11, 1983

Tax & entry Paid $35.50
Pro Co pd 3/23/84 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

May 25, 1983 Affidavit of Mailing Complaint Under PA. R.C.P. NO. 1124(b) 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 May 18, 1983, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to Alan G. Carbaugh, 211 South Perry Street, Titusville, Pennsylvania 16354, the Defendant's last known address. The said receipt being hereto attached.

Ann Hansen Gamble

Oct. 24, 1983, Affidavit of Consent of plaintiff filed.

Dec 7, 1983 Affidavit of Consent of Defendant filed.

Mar. 23, 1984 Upon praecipe of attorney for Plaintiff for Review Under 201 (c) of the Divorce Code, this case moved to court.

APRIL 13, 1984, DIVORCE DECREE FILED:

AND NOW, April 13, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CANDACE K. CARBAUGH AND ALAN G. CARBAUGH

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Fuller, Kinnunen, Miller & Gamble
Ann Hansen Gamble

398.

AUDREY G. GRAY

vs.

DALLAS D. GRAY

Filed May 11, 1983

Tax & entry Paid $35.50
Pro Co Pd. 8-24-83 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

May 23, 1983, Affidavit of Mailing Complaint Under PA. R.C.P. NO. 1124(b) filed. ANN HANSEN GAMBLE, being duly sworn according to law, deposes and says that she is an Attorney to Law, duly authorized to practice law in the Commonwealth of Pennsylvania and that on May 19, 1983, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to Dallas D. Gray, R. D. 2, Cochranton, Pennsylvania 16314, the Defendant's last known address. The said receipt being attached hereto.

Ann Hansen Gamble

Aug. 24, 1983 Affidavit of Consent of Plaintiff filed.

Aug. 24, 1983 Affidavit of Consent of Defendant filed.

Aug. 24, 1983 Upon praecipe of Attorney for Plaintiff for Review Under §201 (c) of the Divorce Code, this case moved to court.

Sept. 21, 1983, DIVORCE DECREE filed. AND NOW, September 21, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

AUDREY G. GRAY AND DALLAS D. GRAY

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

399.	GENE RAY TAYLOR vs. JAMES TARACZKOZY Filed and Issued May 11, 1983 Tax & entry Paid $35.25 Sheriff's Costs **Pro Co Pd 8-10-83 9.00**	APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT JUSTICE - - 30-3-02 May 11, 1983, Rule to File Complaint Issued. May 13, 1983, Proof of Service filed. **AND NOW, Aug. 10, 1983 @ 12:05 P.M., upon praecipe of Plaintiff, judgment of Non Pros is hereby entered against the plaintiff for failure to file complaint.** **JUDGMENT OF NON PROS** **T-71** **James F. Simmons** **Judgment entered 8-10-83** **Prothonotary**

1983

Bozic, Thomas &
Johnson
John Bozic

400.

THE ANDOVER BANK

vs.

DALE D. THOMPSON

Filed May 11, 1983

Tax & entry Paid $35.50
Sheriff's Costs 17.55

Pro Co Pd 7/27/83- 9.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

May 20, 1983, Sheriff's Return filed. SERVED Dale D. Thompson, the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-400, to Audry Thompson, an adult member of the family with whom he resides, namely wife, on May 13, 1983, at 11:57 A.M., at their residence, at 575 Penn Street, Linesville, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, July 27, 1983 at 10:52 A.M., upon praecipe of plaintiff attorney, with copy of Notice of Intention to File Default Judgment attached, Judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, and the same is liquidated in the amount of Seven Thousand Eight Hundred Sixty Three and 68/100 Dollars.
Debt - $7,863.68
T - 42
JUDGMENT
7/27/83- Judgment entered
James F. Simmons,
Prothonotary

Revoked & AD 1992-537

1983

Gen.

Joseph Kulwicki 401. Shafer, Dornhaffer, Swick, Bailey & Irwin by Christina McCrea.	DONALD COOPER vs. VERNON S. TENNEY Filed May 12, 1983 Tax & entry Paid $35.50	COMPLAINT IN TRESPASS 1 copy (atty) (Jury Trial Demanded) May 17, 1983, Affidavit of Service filed. ANTHONY MARCECA, Constable in and for the state of Pennsylvania and County of Crawford, being duly sworn according to law, deposes and says that he served a certified copy of the complaint filed in the above matter, upon the defendant, Vernon S. Tenney, at his place of residence at 1031 Willow Alley, Meadville, Crawford County, Pennsylvania, on Monday May 16, 1983, at 6:20 p.m., by personally handing him a copy of same. FURTHER DEPONENT SAYETH NOT. Anthoney Marceca June 1, 1983, Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by Christina McCrea for the Defendant filed. Oct. 13, 1983 Notice of Attorney for Defendant Of Service Of Interrogatories filed.

Culbertson, Weiss, Schetroma & Schug
Donald Fickenscher

402.

NICOLLS
W. BRUCE ~~NICHOLLS~~

vs.

NICOLLS
DARLA J. ~~NICHOLLS~~

Filed May 12, 1983

Tax & entry Paid $35.50
Sheriff's Costs 12.75
Pro Co Pd 8-12-83 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

May 13, 1983, Counseling notices mailed.

May 20, 1983, Sheriff;s Return filed. SERVED AND MADE KNOWN TO Darla J. Nicholls personally the within named defendant by handing a true copy of the within Complaint In Divorce, No. A.D. 1983-402, to her, on May 13, 1983, at 1:38 P.M., at her place of visitation at the Crawford County Sheriff's Office, Room 101, Meadville, int the County of Crawford, the State of Pennsylvania.
So answers, Catherine I. Allen, Deputy Sheriff
Howard N. Stewart, Sheriff

Aug. 12, 1983, Motion To Allow Change of Name and Order filed. ORDER: AND NOW, this 12th day of August, A.D., 1983, the within Motion is allowed and the Prothonotary is directed to change the surname in the above captioned matter to Nicolls in all pleadings, papers and indices thereto.
BY THE COURT,
Robert L. Walker, J.

Aug. 12, 1983, copy of order to Donald Fickenscher, Esq.

Aug. 12, 1983 Affidavit of Consent of Defendant filed.

Aug. 12, 1983 Affidavit of Consent of Plaintiff filed.

Aug. 12, 1983 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.

Aug. 23, 1983 Order filed. AND NOW, August 22, 1983, this matter is returned to the Prothonotary's Office since the defendant's Affidavit of Consent was executed with ninety (90) days of the filing of the Complaint. BY ORDER OF THE COURT.
Robert L. Walker J

Aug. 24, 1983 Copies of order to Donald A. Fickenscher.

Aug. 25, 1983 Affidavit of Consent of Defendant filed.

Aug. 25, 1983 Upon Praecipe of Plaintiff Attorney for Review Under 201(c) of the Divorce Code, this case is moved to court.

Aug. 30, 1983 <u>DIVORCE DECREE</u> FILED:

AND NOW, August 26, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

W. BRUCE NICOLLS AND DARLA J. NICHOLLS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

**BY ORDER OF THE COURT,
Robert L. Walker, J.**

1983

Clifford Kirvan

403.

IN RE:

LEE A. GILSON, a minor, by CANDICE L. GILSON, his mother and next friend,
Petitioner

Filed May 13, 1983

Tax & Entry 5/16/1983 $35.50

PETITION FOR COMPROMISE OF ACTIONS OF WHICH MINOR IS A PARTY, TO ALLOW COUNSEL FEES, EXPENSES, AND DIRECT DISTRIBUTION, & ORDER

ORDER:

AND NOW, May 12, 1983, the petition to settle this action on the terms set forth in the proposed compromise are approved and attorny fees set forth therein are approved.

The net residue for the benefit of the minor, Lee A. Gilson, shall be paid to the mother, Candace L. Gilson, as guardian to be placed in insured investments yielding the highest practical return and to be captioned in the name of Candace L. Gilson, guardian with a notation on said account that withdrawal of principal may only be by further court order with the entire proceeds and accumulated interest to be distributed at the request of the juvenile at any time after the juvenile attains the age of 18.

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

May 16, 1983, copy of order to Clifford Kirvan, Esq.

Bozic, Thomas & Johnson
R. Charles Thomas
Gerald J. Spitz
and
Dunn & Conner
Andrew J. Conner
404.

Shafer, Dornhaffer, Swick & Bailey by Robert S. Bailey and Louis J. Stack for Ben Feldman and Bartlett Gardens Limited Partnership

~~Culbertson, Weiss, Schetroma & Schug Russell Schetroma for dft. Burin~~ (withdrawn)

Fuller, Kinnunen,, Miller, Petruso & Gamble
Gordon R. Miller
for dft. Burin

CHARLES T. SWIFT
215 McClellan Street
Cambridge Springs, Pa.

vs.

BARTLETT GARDENS
LIMITED PARTNERSHIP
290 Churchill-Hubbard Rd
Youngstown, Ohio

ANDREW J. BURIN
17 Wildfern Drive
Youngstown, Ohio

BEN FELDMAN
Box 30
East Liverpool, Ohio

Filed and Issued
May 13, 1983

Tax & entry Paid $35.50

Sheriff's Costs 26.75
Pro Co Pd 4-14-88 - 6.00
Pro Co Pd 9-15-88 - 1.00

SUMMONS IN ASSUMPSIT

Issued (sheriff)

June 23, 1983, Notice Of Oral Deposition filed.

June 27, 1983 Complaint In Assumpsit filed.

June 28, 1983 Sheriff's Return filed: SERVED by mailing by certified mail, May 16, 1983, a true and attested copy of the within Summons in Assumpsit, No. AD 19839404, to Bartlett Gardens Limited Partnership, at 390 Churchill-Hubbard Road, Youngstown, Ohio, the return receipt being hereto attached and made a part of this return.

SERVED by mailing by certified mail, May 16, 1983, a true and attested copy of the within Summons in Assumpsit, AD 1983-404, to Andrew J. Burin, at 17 Wildfern Dr., Youngstown, Ohio, the return receipt being hereto attached and made a part of this return.

SERVED by mailing by Certified mail, May 16, 1983, a true and attested copy of the within Summons in Assumpsit, AD 1983-404, to Ben Feldman, Box 30, East Liverpool, Ohio, the return receipt being hereto attached and made a part of this return.

So answers, Howard N. Stewart, Sheriff

July 22, 1983, Oral Deposition of Andrew J. Burin, of Friday July 8, 1983, filed.

July 29, 1983 Preliminary Objections Of Ben Feldman and Bartlett Gardens Limited Partnership To Plaintiff's Complaint filed.

Jan. 19, 1984, Appearance of Bozic, Thomas and Johnson, by R. Charles Thomas, attorneys for plaintiff, filed.

May 23, 1984 Motion Of Defendant Ben Feldman, And Bartlett Gardens Limited Partnership To Compel Answers To Interrogatories And Production Of Documents And For Sanctions and Order filed. AND NOW, this 23 day of May, 1984, upon presentation of a Motion of the Defendants to compel answers to interrogatories and production of documents, and for sanctions, it is hereby Ordered that:

1. Plaintiff answer Defendants' interrogatories within fifteen (15) days;

2. Plaintiff produce all documents requested in Defendants' request for production of documents within fifteen (15) days; and By argreement of counsel

BY THE COURT,
R Richard Thomas, J

May 23, 1984 Copies to R. Charles Thomas and Robert Bailey

Aug. 14, 1984 Answers To Interrogatories Propounded Upon Plaintiff By Defendants Bartlett Gardens Limited And Ben Feldman filed.

Nov. 13, 1984, Upon praecipe of plaintiff attorney, the above case is placed on the next available argument list.

ON ARGUMENT LIST FOR DECEMBER 17, 1984

Mar. 11, 1985, Notice of Deposition of Charles T. Swift, a/k/a C. Thomas Swift, filed.

Mar. 22, 1985, Notice of Deposition of Charles T. Swift, a/k/a C. Thomas Swift filed. (3/27/85 at 2:00 P.M.)

May 9, 1985 Oral Deposition of Marvin H. Feldman, filed.

May 9, 1985 Oral Deposition of C. Thomas Swift filed.

Apr. 16, 1986 Memorandum and Order filed. AND NOW, April 16, 1986, the preliminary objections of the defendants, Ben Feldman and Bartlett Gardens, a limited partnership, are sustained and the Plaintiff is granted twenty (20) days in which to file an amended complaint.

BY ORDER OF THE COURT,
Robert L. Walker, J

Apr. 16, 1986 Copies of order to counsel of record.

May 7, 1986 Motion to extend time to file Amended Complaint and Order filed. And now, May 7, 1986 That the within Motion is allowed. P. Richard Thomas,

May 7, 1986 Copies of order to R. Charles Thomas and Robert Bailey

Nov. 24, 1986, Appearance of Dunn & Conner, by Andrew J. Conner, attorneys for plaintiff (co-counsel) filed.

Nov. 24, 1986, Amended Complaint filed.

Dec. 15, 1986 Preliminary Objections filed.

Dec. 29, 1986 Notice Of Deposition of Ben Feldman filed.

Jan. 6, 1987 Notice Of Deposition of Ben Feldman filed.

Jan. 14, 1987, Notice of Deposition of Andrew J. Burin, filed.

Feb. 13, 1987 Upon praecipe of Plaintiff Attorney the above-captioned matter is placed on the next agrument list.

ON ARGUMENT LIST FOR MARCH 1987

Continued on Page 404A

Apr. 15, 1987, Notice of Deposition of Bill Stabler and Joe Wickham filed.

Apr. 22, 1987, Preliminary Objection of defendant Andrew J. Burin, filed.

Apr. 29, 1987, MEMORANDUM AND ORDER filed. ORDER: AND NOW,Apr. 29, 1987, defendants' Preliminary Objections to the ninth count of the Complaint are sustained. That count is stricken as an equity count and the plaintiff is granted leave to amend the complaint within twenty (20) days of this date, if he so desires, to assert in a civil action count, his theory of unjust enrichment.

BY THE COURT,
Robert L. Walker,

Apr. 29, 1987, copies to Attys. Conner, Bailey & Miller.

May 13, 1987 Amended Complaint filed.

July 22, 1987 Notice Of Serving INterrogatories filed.

July 23, 1987 Plaintiff's Request For Admissions Directed To Defendant, Ben Feldman filed.

July 28, 1987, Plaintiff's Request for Admissions Directed to Defendant Andrew J. Burin, filed.

Aug. 31, 1987 Answer and New Matter filed.

Aug. 31, 1987 Defendant's Response To Plaintiff's Request For Admissions Directed To defendant Ben Feldman filed.

Sept. 2, 1987 Responses To Plaintiff's Requests For Admissions Directed To Defendant, Andrew J. Burin filed.

Sept. 3, 1987, Answer and New Matter of defendant Andrew H, Burin, filed.

Sept. 4, 1987 defendant's Answers To Plaintiff's Interrogatories Directed To defendant, Ben Feldman filed.

Sept 21, 1987 Motion for Summary Judgment Against Andrew J. Burin Pursuant to Rule 1035 of the Pennsylvania Rules of Civil Procedure and Order filed:AND NOW, to-wit, this 21st day of September, 1987, it is hereby ORDERED, ADJUDGED AND DECREED that a Rule to Show Cause is issued on Plaintiff's Motion for Summary Judgment against Andrew J. Burin, returnable sec. leg.

Robert L. Walker, J.

Sept 2, 1987 Copies of order to Attys Conner, Bailey & Miller.

Sept 21, 1987 Upon Praecipe of Plaintiff's Attorney this case is placed on the Argument List.

On October 1987 Argument List

Oct. 9, 1987, Upon praecipe of Culbertson, Weiss, S chetroma and Schug, by Russell L. Schetroma. appearance withdrawn for defendant, Burin, filed. (consentto withdrawal attached)

Dec. 8, 1987 Upon praecipe of Plaintiff Attorney the above-captioned matter is placed on the next argument list.

On January 1988 Arg't. List

Apr. 13, 1988, Upon praecipe of plaintiff attorney, teh above captioned case is marked settled and discontinued of record.

Martin E. Goldhaber 405. Spadafore & Vardaro by Emil M. Spadafore Jr.	WESTMORELAND CASUALTY COMPANY, a Pennsylvania Corporation vs. JAMES HAFER, t/d/b/a JAMES HAFER TRUCKING AND HAFER'S GARAGE Filed May 13, 1983 Tax & entry Paid $35.50 Sheriff Costs $15.15 Pro Co Pd 2-24-84 9.00	COMPLAINT IN ASSUMPSIT 1 copy (sheriff) June 2, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO James Hafer personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-405, to him, on June 1, 1983 at 11:55 A.M., at his place of visitation, at the Crarford County Sheriff's Office, Room 101, Meadville, the State of Pa. So answers, Edgar D. Householder, Deputy Sheriff Howard N. Stewart, Sheriff **Aug. 18, 1983 Answer Containing New Matter And Counterclaim filed.** Sept. 14, 1983 Reply To New Matter And Counterclaim filed. **Sept. 22, 1983 Certificate of Readiness filed.** Oct. 21, 1983, Request for Admissions Directed to James Hafer, t/d/b/a James Hafer Trucking and Hafer's Garage, filed. **Dec. 23, 1983 Upon Praecipe of Plaintiff's Attorney, this case is placed on the Argument List.** ON ARGUMENT LIST FOR JANUARY 30, 1983; No. 4. **ON FEBRUARY 1984 TRIAL LIST: No 24** Jan. 13, 1984 Order filed. AND NOW, January 12, 1984, the argument previously scheduled for January 30, 1984 in the above matter is rescheduled for January 27, 1984 at 4:00 o'clock P.M. in Courtroom No. 2, Courthouse, Meadville, Pennsylvania BY ORDER OF THE COURT, Robert L. Walker, J Jan. 13, 1984 Copies of order to Martin Goldhaber and Emil Spadafore Feb. 24, 1984 Upon Praecipe of Attorneys for Entry of Judgment by Consent, judgment is hereby entered against James Hafer in the amount of Six Thousand Six Hundred Seventy-eight Dollars in favor of the Westmoreland Casualty Co. Debt $6,678.00 JUDGMENT H-94 James F. Simmons Judgment entered Feb. 24, 1984 Prothonotary Feb. 24, 1984 Notice of entry of Judgment mailed defendant Hafer.

1983

Bruce A. Barrett

406.

SANDRA J. GANLEY

vs.

JOHN T. GANLEY

Filed May 13, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Pro Co Pd. 10/15/84-9.00

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

May 14, 1983, Counseling notices mailed.

May 17, 1983, Affidavit of Service filed. BRUCE A. BARRETT, Esquire, being duly sworn according to law, deposes and says that they following facts in support of his Affidavit of Service are true and correct to the best of his knownledge, information and belief.

1. That the affiant is the Attorney for the Plaintiff in the above captioned Divorce Action.
2. That a true and correct copy of a Complaint under section 201 (c) of the Divorce Code was sent by registered mail to the Defendant.
3. The registered mail was sent to John T. Ganley at 689 Maple Street, Meadville PA 16335, on May 13, 1983. The sender's receipt is attached hereto.
4. That the defendant received said registered mail on March 16, 1983. Said receipt card number 342263050 is attached hereto and signed by John T. Ganley.

Bruce A. Barrett

Oct. 15, 1984, Affidavit of Consent of plaintiff filed.

Oct. 15, 1984, Affidavit of Consent of defendant filed.

Oct. 15, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 23, 1984 Order filed: The matter is before the Court on a 201 (c) consent divorce. The plaintiff in her original Complaint made a claim for division of marital property and said claim remains an out-standing part of this divorce action, While both parties have filed the requisite affidavits, the Courts of this county have continuously ruled that these affidavits do not dispose of valid ancillary divorce claims raised in the pleadings of either party. Accordingly, we will return this divorce to the Prothonotary and upon the plaintiff's withdrawal of Count II of her Complaint, we will entertain the matter anew on a new praecipe to grant the 201 (c) divorce.
Dated: October 19, 1984.

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

Oct. 24, 1984 copy of order given to Bruce A. Barrett, Esq.

Oct. 29, 1984 Motion by Plaintiff's attorney to withdraw of Count II, for reason parties have reached an agreement, and Order filed:
AND NOW, 10-26-84 Granted.

P. Richard Thomas, P.J.

Oct. 29, 1984 DIVORCE DECREE FILED:

AND NOW, October 26, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

SANDRA J. GANLEY AND JOHN T. GANLEY

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

407.

MARINE BANK

vs.

KENNETH W. LAIRD
CATHERINE A. LAIRD

Filed May 13, 1983
@ 2:40 P.M.

Pro Simmons Paid $9.00
Plff on orig. 6.50
Pro Co Pd 6/26/85 $15.00

AGREEMENT TO REVIVE

of

DSB 516 Sept. Term 1978

The undersigned hereby agrees that the judgment entered on Oct. 10, 1978 to 516 Sept. 1978 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $23,200.00 plus costs.

Signed and dated this 9th day of May 1983.

Dated..... May 9, 1983
Debt.....$23,200.00
L - 104, 34....JUDGMENT

James F. Simmons, Prothonotary

June 26, 1985
This Judgment Satisfied
(see paper filed)

1983

408.

MARINE BANK

vs.

DANIEL J. MILLER
FANNIE N. MILLER
JACOB M. MILLER
MARY ANN MILLER

Filed May 13, 1983
@ 3:11 P.M.

Pro Simmons Paid	$9.00
Plff on orig	6.50

AGREEMENT TO REVIVE

of

DSB 410 May Term 1978

The undersigned hereby agrees that the judgment entered on June 14, 1978 to 410 May Term 1978 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $20,998.80 plus costs.

Dated.....May 11, 1983
Debt $20,998.80
M - 212, 209, 211, 207

JUDGMENT
James F. Simmons, Prothonotary

Oct 5-1983 This Judgment Satisfied.
(See papers filed)

1983

M. A. Kirkpatrick

John F. Spataro

409.

Stephen E. Hall

JAMES L. PETERSON

vs.

DONNA PETERSON

COMPLAINT IN DIVORCE, CUSTODY, SUPPORT AND VISITATION

1 copy (atty)

Filed May 13, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Pro Co Pd 8-24-83 9.00
John Fuller, Mediator 140.00
Pro Co Pd 8/29/89 9.00

May 17, 1983, Counseling notices mailed.

June 17, 1983 Consent Court Order and Order filed: AND NOW, this 17th day of June, 1983, the within Consent Court Order is hereby entered and made a part of the divorce decree to be entered by this Court.
Robert L. Walker, J.
June 17, 1983 Copies of order to John Spataro, Esq.

8/29/89 Recd 79.00 from plff
8/30/89 Recd $70.00 from Defendant
Recd 9-6-89 $70.00 Vivian Stoltz
Recd 9-6-89 $70.00 Vivian Stoltz

Aug. 23, 1983 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 divorce complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named defendant by certified mail, addressee only, return receipt requested, dated May 16, 1983. The Defendant acknowledged service on May 18, 1983 by accepting delivery on that date as evidenced by the attached signed return receipt.
John F. Spataro, Attorney for Plaintiff

Aug. 23, 1983 Affidavit of Consent of Defendant filed.

Aug. 23, 1983 Affidavit of Consent of Plaintiff filed.

Aug. 23, 1983 Upon Praecipe of Plaintiff's Attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.

Sept. 21, 1983, DIVORCE DECREE filed. Robert L. Walker, J.

AND NOW, September 21, 1983, it is hereby ordered, adjudged and decreed that the marriage hereto fore existing between

JAMES L. PETERSON AND DONNA PETERSON

is hereby dissolved and the parties are hereby divorced and all legal duties rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.
BY ORDER OF THE COURT,
Robert L. Walker, J.

Aug. 3, 1984, Motion For Order and Order filed. ORDER: AND NOW, Aug. 3, 1984, it is hereby ordered that the attached Agreement is an Order of Court. (custody agreement attached)
By the Court,
P. Richard Thomas, J.
Aug. 3, 1984, Copies of order to Attys. John Spataro, and M. Kirkpatrick.

June 30, 1989, Petition to Modify Custody Order and Agreement filed. ORDER: AND NOW, upon consideration ofthe foregoing Petition, JOHN FULLER, ESQUIRE is hereby appointed Custody Mediator to hear this matter.
Counsel for petitioner shall serve a copy of this order and petition upon respondent's counsel fo record if he has not already done so. BY ORDER OFTHE COURT,
P. R. Thomas, J.
July 6, 1989, copies of order to John Fuller, JOhn Spataro. and M. Kirkpatrick.

Aug. 10, 1989, ORDER filed. AND NOW, Aug. 10, 1989, after mediation conference before JOhn Fuller, Esq. it is ORDERED AND DECREED as follows:
1. Legal custody of Casey James Peterson and Jay Leonard Peterson shall be shared between the mother and the father, that is each parent shall be entitled full access to school records, medical records and other important records, and each parent shall be entitled to take part fully in decisions affecting the children's education, religious instruction, medical treatment and other such important decisions.
II. physical custody of Casey James Peterson and Jay Leonard Peterson shall be with their father, James L. Peterson, subject tot he following conditions:
A. The mother shall be entitled to visit and take the children into her cusotdy from July 31, 1989 until Aug. 20, 1989,.
B. Beginning Sept. 1, 1989, the mother shall be entitled to visit and take the children into her cusotdy every other weekend, from Fri. at 6:00 p.m. until Sunday evening at 6;00 p.m.
C. Beginning with the Summer of 1990 and each summer thereafter until this order has been modified, the mother shall have the children in her custody from July 1st to Aug. 20, each Summer.
D. Holidays shall be defined as Thandsgiving Day and Easter Sunday and in the home of the father on Christmas Day.
In 1990 and evenyears thereafter, the children shall be in the home of the mother on Christmas Day and in the home of the father on Easter Sunday and Thanksgiving Day. Additionally, over the Christmas vacation each year, the children shall be in the home of the mother from Dec. 26th until the day before school starts in Jan.
E. The mother and father shall divide the transportation responsibilities with transportation being the responsibility of the parent receiving custody. For example, on a weekend visit when the mother is receiving custody of the children on Friday evening, it shall be her responsibility to come to Crawford County and pick up the children at the home of the father and on Sunday evening when the children are being returned to the home of the father, it shall be the responsibility of the father to go to the home of the mother to pick up the two boys. The parties are encouraged to work out the other transportation arrangements that would equally share the transportation responsibilties.
F. Holiday schedules **shall take precedence** over weekend visits.
G. Neither mother nor father shall say or do anything in an attempt to turn the children agaisnt the other parent, but on the other hand shall do everything in the power of eac h to foster a favorable and loving attitude on the part of the children towards both parents.
H. Neither mother nor father shall expose the children to any person or situation which may be harmful to the children's health or well being.
I. Both parents agree to inform the other immediately of ny illness or injury regarding the children and both parents agree to furnish the other with a current telephone number.

Continued on Page 569

1983

410.

MARINE BANK

vs.

RALPH A. WOLFKIEL
DIANNE Y. WOLFKIEL

Filed May 13, 1983
At 3:20 P.M.

Pro Simmons Paid $9.00
Plff on orig 6.50
Pro.Co. paid 5-28-87 5.00

AGREEMENT TO REVIVE

of

DSB 494 May Term 1978

The undersigned hereby agrees that the judgment entered on June 27, 1978 to 494 May Term 1978 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of $14,512.80 plus costs.

Dated.....May 11, 1983
Debt.....$14,512.80
W - 141, 41 JUDGMENT

James F. Simmons, Prothonotary

May 28, 1987 This Judgment Satisfied.
(See paper filed)

1983

Bruce M. Johnson
Bozic, Thomas & Johnson

411.

WILLIAM S. RANDALL

vs.

MARY KATHERINE RANDALL

Filed May 13, 1983

Tax & entry Paid $35.50 ✓
Pro Co pd 11/30/83 9.00 ✓
Pro Co pd 12-19-83 5.00 ✓

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

May 17, 1983, Counseling notices mailed.

May 27, 1983 Affidavit of Service filed. BRUCE M. JOHNSON, ESQ.,being duly sworn according to law, deposes and says that on May 23, 1983, he sent a true and correct copy of the Complaint in Divorce and Notice to Defend and Claim Rights filed in the above action, to the Defendant, Mary Katherine Randall, by Certified Mail, Return Receipt Requested, Restricted Delivery, at her last known address c/o Elmer Lance, R.D.# 4, Brooks Road, Meadville, Pa. 16335. Further that there is attached hereto Receipt for Certified Mail #P342 268 923, dated May 23, 1983, together with a Return Receipt signed by the Defendant on May 24, 1983, indicating that a copy of the Complaint In Divorce was received by her on that date.

Bruce M. Johnson, Esq.

Nov. 30, 1983 Affidavit Of Consent for Defendant filed.

Nov. 30, 1983 Affidavit Of Consent for Plaintiff filed.

Nov. 30, 1983 Upon praecipe of attorney for plaintiff for review under 201(c) of the Divorce Code, this case moved to court.

Dec. 14, 1983 DIVORCE DECREE FILED:

AND NOW, December 14, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

WILLIAM S. RANDALL AND MARY KATHRYN RANDALL

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Dec. 19, 1983 Notice Of Election To Retake Maiden Name filed. Mary Kathryn Randall TO BE KNOWN AS: Mary Kathryn Lance

Spadafore & Vardaro
Anthony J. Vardaro

412.

JANICE D. BARCO

vs.

JOSEPH M. BARCO,
RICHARD WOOD and
FRAN WOOD

Filed May 13, 1983

Tax & entry Paid $35.50 ✓

COMPLAINT FOR CUSTODY

4 copies (atty)

ORDER OF COURT: You, Joseph M. Barco, Richard Wood, and Fran Wood, Defendants, have been sued in Court to obtain custody, parital visitation, or visitation of the children: Brook Ann Barco and Jason Joseph Barco.
You are ordered to appear in person at Court Room 1 or 2 on June 9, 1983, at 9:30 o'clock A.M. for a hearing.
YOu are further ordered to bring with you the children Brook Ann Barco and Jason Joseph Barco.
If you fail to appear as provided by this order or to bring the children, an order for custoday, parital custody or visitation may be entered against you or the Court may issue a warrant for your arrest.
YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP. CRAWFORD COUNTY BAR ASSOCIATION Service to the Public Committee, 360 Chestnut Street, Meadville, PA 16335, Telephone No. (814) 724 - 7719 BY ORDER OF COURT, P Richard Thomas, J.
Copy to Anthony J. Vardaro on May 16, 1983.

June 6, 1983, Affidavit of Service filed. AND NOW, This 6 day of June, 1983 Anthony J. Vardaro, Esquire, Attorney for the Plaintiff Janice D. Barco after being duly sworn according to law deposes and says that on May 16, 1983, he deposited in the regular United States mail in Meadville, Pennsylvania a true and correct copy of a complaint filed in this matter as well as an order of Court, all being addressed to Joseph M. Barco, W-2 Divison, USS Port to us Porteues A.S. 19, F.P.O. San Francisco, California, 96646 and received a receipt for Certified Mail No. P 262 137 842 attached hereto as Exhibit A. On May 27, 1983 he received by return mail a return receipt being hereto attached and made apart hereof as Exhibit B.
He further deposes that on May 16, 1983 he placed in regular United States mail a true and correct copy of the complaint filed in this matter as well as in order of Court addressed to Richard Wood, Geneva, PA 16316 and received receipt for Certified Mail P 262 137 840 which is attached hereto and made apart hereof as Exhibit C. On May 23, 1983 he received by return mail a return receipt bearing the same Article Number and aigned on May 20, 1983 by Francis A. Wood, said return receipt being attached hereto and made apart hereof as Exhibit D.
He further avers that on May 16, 1983 he placed in United States mail addressed to Fran Wood, Geneva, PA 16316 a true and correct copy of the complaint in this matter as well as an order of Court and received a receipt for Certified Mail No. P 262 137 841 which is attached hereto and made apart hereof as Exhibit E. On May 20, 1983 he received a return receipt by return mail bearing the same Article Number and signed by Francis Wood on May 17, 1983 which is attached hereto and made apart hereof as Exhibit F.
And further the deponent saith not. Anthony Vardaro.

June 13, 1983 Consent Order filed: WHEREAS, the defendant Joseph M. Barco is a member of the Armed Forces of the United States of America, specifically, the United States Navy, and is presently stationed on board ship in the territory of Guam;and

WHEREAS, an interlocutory order was entered in the Superior Court of the Territory of Guam effective December 29, 1982, under the terms of which said Order, custody of the two minor children, Brook Ann Barco and Jason Joseph Barco, was given to the defendant, Joseph M. Barco; and

WHEREAS, the two minor children were delivered into the custody and control of Richard Wood and Fran Wood by the natural father by reason of the fact that his duties required a service at sea and the children have been in Crawford County Pennsylvania since on or about March 3, 1983; and

WHEREAS, the natural father desires to preserve his full rights to contest the right of the plaintiff Janice D. Barco concerning the custody of the two said minor children; and

Continued on page 412 A.

WHEREAS, the parties desire to enter into an interim agreement concerning the care and custody of the two minor children, preserving the full rights of all parties hereto;

NOW, THEREFORE, this 9th day of June, 1983, it is agreed as follows:

1. During the months of June, July and August of 1983, the plaintiff Janice D. Barco shall have custody and control of the two said minor children, excepting that custody of the two said minor children shall be with the defendants Richard Wood and Fran Wood during the weeks of June 19 to 26, July 17 to 24, and August 14 to 21, 1983. Custody shall change on said dates at 1:00 p.m.

2. All rights of the parties to the pending proceedings in Crawford County are specifically preserved, including the right of the defendants to question the jurisdiction of this Court by reason of the pending proceedings in the territory of Guam.

3. There shall be a review of this interim custody arrangement before this Court, to be held at 9:30 o'clock a.m. August 18, 1983.

4. Any party to this proceeding shall have the right to petition this Court to review the custodial arrangements of this agreement pending the aforesaid review of August 18, 1983.

5. No party shall remove the children from the jurisdiction of this Court for any period in excess of three (3) days without Court approval.

6. The parties agree that they will communicate with each other regarding significant events affecting the welfare of the children to include illnesses or the like.

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

June 13, 1983 Copies of order to Anthony Vardaro, Esq. and John Bozic, Esq.

Record Continued from Page 412 of AD 1983-412 Barco Custody

Aug. 19 1983 Order filed: AND NOW, August 18, 1983, this matter is continued to August 26, 1983, at 10:00 o'clock A.M., at which time, a hearing will be held limited to the issue of whether this Court has jurisdiction of a Complaint filed by the plaintiff under the Uniform Child Custody Jurisdiction Act and in light of an existing Order entered by the Superior Court of Guam. Pending said continued hearing, the Order of June 9, 1983 relating to physical custody of the children is continued in full force and effect.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Aug. 19, 1983 Copies of order to Anthony Vardaro, Esq and John Bozic, Esq.

Aug. 23, 1983 Order filed. AND NOW, August 22, 1983, the hearing originally set for August 26, 1983 at 10:00 o'clock A.M. is rescheduled for August 31, 1983 at 10:30 o'clock AM. in Courtroom No. 2.

BY ORDER OF THE COURT,
Robert L. Walker, J

Aug 24, 1983 Copies of order to Anthony J. Vardaro and John H. Bozic, Jr.

Sept. 1, 1983 Order filed. AND NOW, August 31, 1983, it appearing that a final Order was entered in the Superior Court of Guam on August 2, 1983, awarding custody of the children to Joseph Michael Barco, one of the defendants herein, which final decree was preceded by an interlocutory decree entered December 29, 1983, containing essentially the same provisions and said decree has been entered on August 31, 1983, in this Court at No. 1983-719 under the terms of 42 Pa.C.S. 4356, and it further appearing that said decree should be granted full faith and credit by this Court as having been entered under a statutory provision essentially similar to the Uniform Child Custody Act (See 28 U.S.C. 1738(a)), and it further appearing that at least as of this date this State could not be considered the home State of the children under the terms of the Uniform Child Custody Jurisdiction,Act, the Court declines to accept jurisdiction of this case and this proceeding is dismissed without prejudice to the right of the plaintiff herein, the defendant in the proceeding at No. 1983-719, to request modification by this Court if the facts required under 42 PA.C.S. 5355, permitting modification of the decree of another Court are met.

BY ORDER OF THE COURT,
Robert L. Walker, J

Sept. 1, 1983 Copies of order to Anthony J. Vardaro and John H. Bozic, Jr.

Shafer, Dornhaffer
Swick Bailey &
Irwin
Louis J. Stack

413.

NORTHWEST BANK

vs.

RAYMOND C. ELDER and
SALLY A. ELDER,
husband and wife

Filed May 13, 1983

Tax & entry Paid $35.50
Sheriff's Costs 34.15
Pro Co Pd 6/30/83- 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 353, page 445.

June 17, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Raymond C. Elder personally the within named defendnat by handing a true cipy of the within Complaint In Mortgage Foreclosure, No. AD 1983-413, to him, on June 2, 1983, at 3:00 P.M., at his place of visitiation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania. SERVED Sally A. Elder the within named defendant by handing a true cipy of the within Complaint In Mortgage Foreclosure, No. AD 1983-413, to June Potts, an adult member of the family with whom she resides, namely mother, on May 27, 1983, at 3:40 P.M. at their residence, at R.D. #3, Conneautville, In the County of Crawford, State of PA.
So answers,

Edgar D. Householder, Deputy Sheriff
E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, June 30, 1983, @ 1:26 o'clock P.M., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendant, for want of an answer, and damages are assessed in the amount of Twenty Four Thousand Five Hundred Fifty and 29/100 Dollars, plus interest from 5/3/83 at rate of 8 3/4% on unpaid principal balance of $22,252.82. (default notice given)

Debt - - $24,550.29
Int. from 5/3/83

E - 141, 151

6/30/83 - Judgment entered.

JUDGMENT

James F. Simmons,
Prothonotary

EXECUTION 1983 - 52

Joseph F. Kulwicki

414.

9/6/83 Received $37.90 from plaintiff

9/12/83 Received $37.90 for C. Calvin. Vivian L. Stoltz

9/19/83 Received $37.90 from Plff.

8/29/84 Rec'd $37.90 Vivian L. Stoltz Chief Deputy Clerk

JAMES C. McALEVY

vs.

DEBORAH K. McALEVY
a/k/a DEBORAH K. KIRK

In Re:
WILLIAM J. McALEVY,
male minor, ten years
of age

Filed May 13, 1983

Tax & entry Pd 5/13/83 $35.50

Mediation Costs 75.80
William Pineo
Pro Co. Pd 10/5/83 9.00

COMPLAINT IN CUSTODY

ORDER: AND NOW, this 13th day of May, 1983, upon presentation and consideration of the within complaint, all parties are directed to appear for a mediation conference before a Child Custody Master at such time and place to be specified by the Master.

Furthermore, pending the mediation conference, plaintiff shall be entitled to retain primary custody of the minor child and the defendant shall not be permitted to remove the child from the jurisdiction of the Court without further Order of Court.

Said Child Custody Master is William Pineo.

A certified copy of this Custody Complaint shall be served upon the defendant by certified mail, restricted delivery, to her last known address.

BY THE COURT
Robert L. Walker, J

May 13, 1983, Copies to Joseph F. Kulwicki, and William Pineo.

June 7, 1983, Affidavit Of Service filed. Debra A. Calvin, being duly sworn according to law, deposes and says that she is employed by Atty. Joseph F. Kulwicki, and as such, on May 19, 1983, she placed a certified copy of the complaint in custody in the U.S. Mail, addressed to the defendant at 10777 Northgate Street, Culver City, CA 90230, deliver to addressee only, restricted delivery, being certified mail item number 188 564.
Said signature card for certified mail item number 188 564 has been returned to the office of Joseph F. Kulwicki signed by the defendant as having received same.
FURTHER DEPONENT SAYETH NOT. Debra A. Calvin

June 17, 1983, Temportary Order filed. AND NOW, June 17, 1983, upon the consent of the parties hereto, the Mediation Hearing which was scheduled for Friday, June 24, 1983 is hereby continued to Tuesday, August 16, 1983 at 10:00 A.M. in the Crawford County Courthouse, Meadville, Pennsylvania.
Meadwhile the parties shall share legal custody of their minor child, William J. McAlevy and the mother shall have physical custody of said child until the date of said hearing. The mother shall be responsible for returning said child to Crawford County, Pennsylvania for the hearing as rescheduled.

BY THE COURT,
Robert L. Walker,J

June 17, 1983 Copies of order to Joseph F. Kulwicki, Deborah Kirk McAlevy, and William Pineo.

Aug. 19, 1983 Temporary Order filed. AND NOW, August 19, 1983, after mediation in the above captioned matter, and upon the recommendations of the Child Custody Master, it is hereby ordered and decreed that: 1. The Plaintiff, father shall have custody of the minor child, William J. McAlevy, except for the times no noted below when the Defendat, mother, shall have custody.
2. The Defendant, mother, shall have custody of William J. McAlevy for two months every summer during the child's summer vacation from school. She shall give the Plaintiff thirty days notice as to which two months she selects.
3. Each party shall inform the other about matters pertaining to education, health care, and the activites of the said minor child.
4. Neither party shall expose said minor child to situations which would be physically or morally improper for a child of like age and experience.
5. Each party shall teach William to give to the other that love and respect which is due a parent from his child and neither shall do or say anything to blacken the character of the other in his estimation.
6. It shall be the responsibility of the Defendant to arrange for transportation in the exercise of her custodial rights.
7. Costs and fees of this mediation, which are fixed at $75.80, are divided equally between the parties and the share of each is assessed to him or her as costs. Payment shall be made to the Prothonotary of Crawford County.

Robert L. Walker, J.

Aug. 23, 1983 Copies of order to Joseph F. Kulwicki, Deborah Kirk McAlevy, and William Pineo.

Jack, Kookogey & Felton
John S. Kookogey

415.

Stephen C. F. Diamond for Est. of Beatrice Fink Schulman

LEE A. HOPKINS and OLLIE LAUGHLIN

vs.

BEATRICE LEVY FINK SCHULMAN, STEPHAN A. FINK, Executors of the Estate of BEATRICE FINK SCHULMAN, and JOAN G. LEVY, their respective heirs, successors personal representatives and assigns

Filed May 16, 1983
@ 10:07 o'clock A.M.

Tax & entry Paid $35.50 ✓
ProCoPd 7-29-83 9.00 ✓

COMPLAINT- ACTION TO QUIET TITLE

3 copies (atty)

June 27, 1983, Affidavit of Service, Acceptance of Service, Motion for Judgment, and Final Decree filed.

Affidavit: John S. Kookogey, being duly sworn according to law, deposes and says that he served a true and certified copy of the Complaint in this Action with Notice to Plead, by cert. mail, restricted, on the following Defendants, all being non-residents of the Commonwealth of Pa:

NAME	DATE DELIVERED	POSTAL RECEIPT
Mrs. Joan G. Levy	May 18, 1983	May 20,'83
Mrs. Beatrice Levy Fink Schulman	May 18, 1983	May 20,'83
Stephen A. Fink and James C. Fink, Executors of the Estate of Beatrice Fink Schulman, c/o Stephan C. F. Diamond, Esq., Attorney for the Executors of said Estate	May 18, 1983	May 20,'83

And he further avers that the postal receipts attached hereto were received from said Defendants in response to the respective deliveries of the certified mail, aforesaid.

And he further avers counsel for the Estate of Beatrice Fink Schulman, viz. Stephen C. F. Diamond, Esq., 425 Park Avenue, New York, New York, has accepted service of the Complaint on behalf of said Estate, as per attachment.

And your deponent further avers that more than twenty (20) days have elapsed since the dates of service on the Defendants in this action, and that the said Defendants, their heirs and assigns, have not appeared nor filed any responsive pleading to said Complaint. John S. Kookogey, Esq.

Acceptance of Service:
AND NOW, this 20 day of May, 1983, I Stephen C.F. Diamond, Esq., attorney for the Estate of Beatrice Fink Schulman, do hereby accept service of the Complaint, filed at A.D. No. 415, 1983, in the Court of Common Pleas of Crawford County, Pa. on behlaf of said Estate. Stephen C.F. Diamond, Esq.

Motion for Judgment and Final Decree:
AND NOW, June 27, 1983, upon presentation of the foregoing motion and due consideration thereof, it is hereby ORDERED AND DECREED that the Defendants, Beatrice Levy Fink Schulman, Stephan A. Fink and James C. Fink, Executors of the Estate of Beatrice Fink Schulman, and Joan G. Levy, their respective heirs, successors personal representatives, and assigns, are forever barred from asserting any right, title, lien or interest inconsistent with the claim of the Plaintiffs as set forth in the Complaint in this case, of, in or to the parcel of land described in paragraph 1 of the Plaintiffs' Complaint and from impeaching, denying or in any way attacking the title of the plaintiffs in said property; from issuing or continuing any action attacking the same and from encumbering, Mortgaging or conveying the same or any part thereof; unless the Defendants, their respective heirs, successors, personal representatives and assigns, take such action as is herein directed within thirty (30) days after the entry of this judgment. It is further ORDERED AND DECREED that if no Petition to open this judgment or set aside this Decree is presented by the Defendants, their respective heirs, seccessors, personal represnetatives, and assigns, within thirty (30) days from and after the entry of this Decree, the same shall be final. If such action is not taken within said thirty (30) day period, the Prothonotary, on praecipe of the Plaintiffs, shall enter final judgment.

"S - 21, F - 153, 93
S - 21, L - 96"

PER CURIAM,
P. Richard Thomas, President Judge

June 28, 1983, copies of order to Attys. John Kookogey, and Stephen C.F. Diamond.

AND NOW, July 29, 1983 @ 4:18 P.M., upon praecipe of Plaintiff's attorney, final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court,

Final Judgment
James F. Simmons
Prothonotary

S-21;F-153,93; L-96
Judgment Entered 7-29-83

1983

Kuhn and Kuhn Daniel J. Kuhn 416.	LOUIS BARANYAI vs. SUSAN M. BARANYAI Filed May 16, 1983 Tax & entry Paid $35.50 Pro Co Paid 7/7/83 5.00	COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE 1 copy (atty) May 17, 1983, Counseling notices mailed. May 24, 1983, Affidavit of Mailing filed. DANIEL J. KUHN, ESQ., Attorney for the Plaintiff, after being duly sworn according to law, hereby states that he mailed by Certified Mail, return receipt requested, a true and correct copy of the Complaint in the action to the Defendant, at her residence, R. D. #2, Canadohta Lake, Union City, Pennsylvania 16438; and that the Defendant did receive same on May 19, 1983, as evidenced by the signed receipt attached hereto as Exhibit "A". Daniel J. Kuhn

July 7, 1983, Upon praecipe of plaintiff attorney, this above divorce action discontinued of record.

417.

Bruce Barrett

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT

of

JAMES R. FOULK

Filed May 16, 1983

APPLICATION FOR EXTENDED INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976 - - - -
(Section 303)

May 26, 1983, Petition For Involuntary Treatment filed.

June 9, 1983, Petition For Involuntary Treatment filed.

June 9, 1983 Report of Mental Health Review Officer, Recommendation and Order filed: AND NOW, this 6th day of June, 1983, 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 James R. Foulk be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

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

Supplemental Order: AND NOW, June 7, 1983, after signing the above order for commitment to Warren State Hospital, the Court is advised by attorney for the defendant and the Mental Health Review Officer that the commitment ordered at the time of the hearing was a continued commitment to the Mental Health Center at Meadville City Hospital, but that after hearing the patient requested a commitment to Warren which was consented to by the staff at the Mental Health Center. The Court believes such a dramatic change of placement should not be made without review by the Mental Health Review Officer and with the consent of the patient's attorney and after review and recommendation by the Mental Health staff. ACCORDINGLY, the above order is cancelled, and the Court directs the Mental Health Review Officer to either hold another hearing or after review and consent, to file a supplemental report with the Court containing a recommendation that placement at Warren State Hospital is more appropriate that a continued stay at the City Hospital Mental Health Center.

BY THE COURT,
P. Richard Thomas, J.

June 9, 1983 Copies of orders to City Hospital, Atty Barrett, Mr. Dickey.

June 14, 1983, Supplemental Report of Mental Health Review Officer and Order filed. ORDER: AND NOW, this 14th day of June, 1983, upon consideration of the petition filed at the above number and term, and after review of the supplemental report of the Mental Health Review Officer, it is hereby ORDERED and DIRECTED that the said James R. Foulk be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

BY THE COURT,
P. Richard Thomas, J.

June 14, 1983, Copies of order to Doris Miller (for Warren State Hosp.) Bruce Barrett, 2 copies to Paul Dickey, Mental Health office.

Jan. 4, 1984, Petition for Involuntary Treatment filed. (Mental Health Procedures, Act of 1976)

Jan. 10, 1984 Report Of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 9th day of January, 1984 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 James R. Foulk be committed to Warren State Hospital for treatment for a period not to exceed 90 days.

BY THE COURT,
P Richard Thomas, J

Jan. 10, 1983 Copies of order to Warren St. Hosp., Bruce Barrett and Paul Dickey.

1983

Mason and Mason
Joan D. Mason

418.

Harry F. White, II

LYNNETTE M. SUTTER

vs.

RONALD L. SUTTER

COMPLAINT IN DIVORCE, CUSTODY, PARTIAL CUSTODY, VISITATION

3 copies (atty)

Filed May 16, 1983

Tax & entry Paid $35.50 ✓
1 Count Paid 15.00 ✓
Pro Co pd 8/22/84 9.00 ✓

May 17, 1983, Counseling notices mailed.

May 20, 1983 Defendant's Request for Marital Counseling and Order filed: AND NOW, this 20 day of May, 1983, upon consideration of the foregoing Request for Marital Counseling. Rule Granted Returnable for June 10, 1983 1:30 P.M.

P. R. Thomas, J.

May 20,1983 Copy of order to Joan Mason, Esq. and Harry White, Esq.

May 2[illegible], 1983, Affidavit of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on May 17, 1983 mail to the above Defendant Ronald L. Sutter, by certified mail #247 923, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Ronald L. Sutter on May 18, 1983 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason-Attorney for Plaintiff

Dec. 12, 1983, Affidavit of Consent of plaintiff filed.

Aug. 6, 1984 Affidavit Of Defendant Under Section 201(c) Of The Divorce Code, filed:

Aug. 22, 1984 Agreement And Consent Court Order filed.

Aug. 22, 1984 Upon praecipe of attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

Sept. 12 1984 Order filed: AND NOW, this 11 day of Sept., 1984, upon presentation of the foregoing attached Agreement and Consent Court Order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order.

PER CURIAM.
P. Richard Thomas, J.

Sept. 13, 1984 copies of order to Joan Mason and Harry White, Esqs.

Sept. 12, 1984 DIVORCE DECREE FILED:

AND NOW, September 11, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

LYNNETTE M. SUTTER AND RONALD L. SUTTER

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

John F. Spataro

419.

Joan D. Mason

DONALD E. GLASS

vs.

CAROL E. GLASS

Filed May 16, 1983

Tax & entry Paid $35.50 ✓

Pro Co-Pd 8/4/83 30.00 ✓

Pro Co pd 10-14-83 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

May 17, 1983, Counseling notices mailed.

Aug. 3, 1983 Petition For Additional Remedies Regarding Custody, Temporary Custody And Visitation, And Equitable Distribution filed.

Oct. 14, 1983 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 divorce complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated May 19, 1983. The Defendant acknowledged service on May 24, 1983 by accepting delivery on that date as evidenced by the attached signed return receipt. John F. Spataro

Oct. 14, 1983 Affidavit Of Consent for Plaintiff filed.

Oct. 14, 1983 Affidavit Of Consent for Defendant filed.

Oct. 14, 1983 Upon Praecipe of Plaintiff's Attorney to transmit record-201(c) of the divorce code, this case moved to court,

Oct. 14, 1983 Agreement and Consent of both parties filed.

Oct. 26, 1983 Order filed: By agreement and consent of the parties, the within Agreement and Consent Court Order are hereby incorporated in the Divorce Decree to be entered by this court. To the extent the provisions thereof are proper subjects of a Court Order.

Robert L. Walker, J.

Oct. 26, 1983 DIVORCE DECREE FILED:

AND NOW, October 26, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DONALD E. GLASS AND CAROL E. GLASS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

R. Charles Thomas
Bozic, Thomas
& Johnson

420.

Prather, Prather &
Pineo by William
Pineo

Mason and Mason
Joan Mason

Received $20.00 from dept 4-27-88

5/11/88 Recd. #400 to Plaintiff

2/22/89 Paid $105.00 To Anthony Vardaro Master Fee Ck # 4907

2/22/89 Paid $50.00 To Kelly Shaffer, Steno Fee Ck # 4903

2/22/89 Paid $296.64 To R. Charles Thomas Ck # 4909

2/22/89 Paid $148.36 To Joan D. Mason Ck # 4910

JOSEPH P. SCHORTING, JR.

vs.

LORINDA SCHORTING

Filed May 17, 1983

Tax & entry Paid $35.50 ✓
Pro Co. Pd 3/6/89 9.00 ✓
Pro Co Pd 10/11/83 30.00 ✓
Pro Co Pd 10/7/83- 9.00 ✓
Anthony J. Vardaro,
Master
Pro co pd 3/31/88 15.00 ✓

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

May 18, 1983, Counseling notices mailed.

May 26, 1983, Appearance of Prather, Prather & Pineo by William Pineo for Lorinda Schorting, Defend- and filed.

Oct. 7, 1983, Answer and Counterclaim filed. (Equitable Distribution, permanent alimony)

AND NOW, October 7, 1983 at 4:57 o'clock P.M., upon praecipe of defendant attorney, this action is indexed against the plaintiff in the Judgment index as a Lis Pendens, affecting property in Randolph Township, Crawford County, Pa..

10/7/83- Lis Pendens entered.

S - 94

LIS PENDENS
James F. Simmons,
Prothonotary

Aug. 17, 1984 Petition For Special Relief and Order filed. AND NOW, this 17 day of August, 1984, upon consideration of the foregoing petition, the court, orders that neither party hereto shall dispose of any assets acquired during the course of the marriage, without written permission by both parties hereto, signed by both parties hereto, or unless further order of court so allows.

At this time, the court does not schedule hearing on this matter, but gives either party the right to request a hearing.

Per Curiam,
Robert L. Walker, J

Aug. 17, 1984 Copies to R. Charles Thomas, William Pineo and Joan Mason

July 27, 1987, Motion for Permission to Amend Divorce Complaint and order filed. ORDER OF COURT: And now, July 27, 1987, the within Motion is granted and the plaintiff is permitted to amend the Divorce complaint heretofore filed in the above case so as to set forth a cause of action under Section 201(d) ofthe Divorce Code.

P. Richard Thomas, J.

JUly 31, 1987, copies of order to R. C. Thomas and JOan Mason.

July 27, 1987, Amended Complaint under Section 201(d) of the divorce code filed.

July 27, 1987, Plaintiffs Affidavit Under Section 201(d) of the Divorce code filed.

Feb. 18, 1988 Plaintiff's Income and Expense Statement filed.

Feb. 18, 1988 Inventory and Appraisement Of Jseph P. Schorting, Jr. filed.

Feb 19, 1988 Motion for Appointment of Master in Divorce and Order filed: AND NOW; February 24, 1988, Anthony J. Vardaro, Esquire is appointed Master in respect to the following claims: Equitable distribution and permanent alimony.

Deposit required: By Plaintiff $400.00 By Defendant$ 200.00

Per curiam,
Robert L. Walker, Judge

Feb 26, 1988 Copies of order to R. Charles Thomas, William Pineo, Joan Mason and Anthony Vardaro, Esqs.

Feb 25, 1988 Order filed: AND NOW, February 24, 1988, plaintiff having mooved for the appointment of a Master in the above case, and a Master having been appointed, and noting that the defendant has filed no Inventory and Appraisement, nor Income and Expense Statement, the defendant is required to file the same within thirty (30) days of this date or be precluded from offering testimony as to econo,is issues at the time of the Master's Hearing.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Feb 26, 1988 Copies of order to R. Charles Thomas, William Pineo, Joan Mason and Anthony J. Vardaro, Esqs.

Mar. 25, 1988 Inventory And Appraisement Of Lorinda Schorting filed.

Mar. 25, 1988 Petition to Require Plaintiff's Authorization and Order filed: Order: Mar. 25, 1988 Rule to show cause returnable on April 4, 1988 at 1:30PM

Walker, J.

Mar. 30, 1988 Petition For Additional Remedies filed. (Counsel Fees and Court Costs) and Order filed:

AND NOW, this 7th day of April, 1988, upon consideration of the attached Petition for Additional Remedies, hearing is set for the 28th day of April, 1988, at 1:30 o'clock p.m. in courtroom # 1 or 2, Crawford County Courthouse, Meadville, Pennsylvania.

For the Court,
Imogene Yetman, Court Administrator

April 8, 1988 Copies of order to R. Charles Thomas, William Pineo and Joan Mason, Esqs.

April 7, 1988 Motion to Continue hearing and order filed: And now, April 7, 1988, reset for April 28, 1988 at 1:30 P.M., in Courtroom 1 or 2.

Imogene Yetman, Court Administrator

April 8, 1988 Copies of order to Joan Mason, R. Charles Thomas and William Pineo, Esqs.

April 20, 1988 Motion to Allow Withdrawal of Appearance of William Pineo,Esq. as atty., for defendant Lorinda Schorting and Order filed. Order: AND NOW,April 19, 1988, upon consideration of the foregoing Motion, the same is hereby granted and William Pineo, Esquire, is hereby permitted to withdraw his appearance as the attorney for the defendant.

By the Court,

P. Richard Thomas, J.

April 25, 1988 Copies of order to Joan Mason, R. Charles Thomas, and William Pineo,esqs

Apr. 27, 1988 Income and Expense Statement of Lorinda Schorting filed.

May 3, 1988 ORDER filed. AND now, April 28, 1988, in regard to the request for attorney fees filed by the wife defendant, after hearing, the Court determines that there is no such discrepancy between net earnings of the parties that the Court at this time should award attorney fees to the wife. This Order is entered without prejudice to the right of the Master or ultimately the Court to allocate counsel fees of both parties in an equitable fashion in requesting or making a final decree.

With regard to the petition to require plaintiff's signature on an authorization, the objection by plaintiff was that the authorization was too broad. After taking testimony, it has now been determined under oath that the only pension or post-employment income plan that the plaintiff husband now has in existence is with Imperial Carbide Incorporated, and accordingly, counsel for the defendant wife will prepare a new authorization and consent directed only to Imperial Carbide Inc. and the defendant will sign the same within ten (10) days after it is received by his counsel.

Counsel for the plaintiff agrees that any late filing of the income and expense statement by the defendant wife is not an issue and will not be raised further in this case.

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

May 5, 1988 Copy of Order to Attys. R. Charles Thomas, Joan Mason and William Pineo.

Nov. 15, 1988 Notice of Scheduled Pre-Trial Conference filed.

Nov. 15, 1988, Notice of Scheduled Master's Hearing filed.

Jan. 6, 1989 Notice Of Scheduled Pre-Trial Conference filed.

Jan. 6, 1989 Notice of Rescheduled Master's Hearing filed.

Feb. 22, 1989 Motion For Payment Of Master's Fees and Order filed. AND NOW, this 21 day of Feb., 1989, upon consideration of the foregoing Motion, the Prothonotary of Crawford County is directed to pay to the order of Anthony J. Vardaro, Esquire, Master in this matter the sum of $105.00 and pay to the order of Kelly Shafer, Court Reporter, the sum of $50.00 from deposits held for Master's fees and expenses.

BY THE COURT:
P. Richard Thomas, J

Feb. 23, 1989 Copies of order to R. Charles Thomas, Joan Mason and Anthony Vardaro

Feb 27, 1989 Motion for Vacating Appointment of Master and Order filed: AND NOW, Feb 27, 1989, The appointment of Anthony Vardaro, Esquire, as Master in this case is vacated and the Prothonotary is authorized and directed to pay to the Master fees in the amount of $105.00 as hereto fore approved by the Court and $50.00 to Kelly Shafer, Court Reporter, and the balance on deposit with the Prothonotary shall be refunded as follows: To R. Charles Thomas, counsel for the Plaintiff, $296.64; to Joan D. Mason, Esquire, counsel for the defendant, $148.36.

Robert L. Walker, j.

FEb 27, 1989 Copies of order to Joan Mason and R. Charles Thomas and Anthony Vardaro.

Mar. 3, 1989 Affidavit of Service of Complaint in Divorce and 201(d) Affidavit filed. R. Charles Thomas, Esq., being duly sworn according to alw, deposes and says that on July 27, 1987 he sent a true and correct copy of the AmendedComplaint in Divorce, property endorsed with the Notice to Defend, and on Aug.4, 1987 the appropriate 201(d) Affidavit, filed in the above captioned aciton, to the Defendant, Lorinda Schorting, at RD #1, Guys Mills, PA; that attached to this Affidavit are deuly executed return receipt cards showing date of delivery as follows: Complaint in Divorce - July 29, 1987; 201(d) Affidavit - August 5, 1987.

R. Charles Thomas, Esq.

March 3, 1989 Upon Praecipefor Review Under Section 201(d) of Divorce Code, this case is moved to Court.

Mar. 10, 1989 **D E C R E E F I L E D .**

AND NOW, this 10th day of March, 1989, the Court orders and decrees as follows:

1. DIVORCE: Upon consideration of the pleadings and affidavits filed in the above-captioned case, this Court hereby grants an absolute divorce from the bonds of matrimony to the above-named parties,on the grounds that the marriage is irretrievably broken and ninety (90) days have elapsed from the date of the filing of the Complaint, and an Affidavit has been filed by each of the parties evidencing that each of the parties consents to the divorce pursuant to Section 201(c) of the Pennsylvania Divorce Code.

2. REAL ESTATE: The real estate situate in Randolph Township, crawford County, Pennsylvania and consisting of 175 acres, more or less, together with a dwelling house and other outbuildings erected thereon as more specifically described in a certain Deed from Joseph P. Schorting, Jr. and Lorinda M. Schorting to Joseph P. Schorting Jr. dated April 19th, 1979 and recrded in Crawford County Deed Book 522, Page 612, is awarded to the Plaintiff and Deendant subject to the following terms and conditions:

a) The Plaintiff shall, contemporaneously with the Stipulation attached to this Decree, sign, execute and acknowledge a Deed conveying the aforesaid described property to the Plaintiff and the Defendants as tenants in common.

b) The Plaintiff and Defendant shall sell the above described real estate to a bonafide purchaser for value and shall make a concerted effort to sell the aforesaid real estate for a peirod of sixty (60) days without the intervention

of a real estate broker, provided, however, that in the event the Plaintiff and Defendant have not entered into a binding sales agreement for the aforesaid real estate within sixty (60) days from the date of the signing and execution of the Stipulation attached to this Decree then and in that event the Plaintiff and Defendant shall list the subject property for sale with a broker to be determined by mutual agreement of the Plaintiff and Defendant.

c) There shall be excepted and reserved from the aforesaid real estate at the time of the sale of the same four (4) acres which shall be conveyed to William E. Gustafson without consideration being paid by the said William E. Gustafson said four (4) acres being the land that has been occupied and utilized by the said William E. Gustafson.

d) The net proceeds from the sale of the aforesaid real estate shall be divided equally between the Plaintiff and the Defendant Pending sale ofthe aforesaid real estate neither the Plaintiff nor the Defendant will encumber their interest in said real estate.

3. TANGIBLE PERSONAL PROPERT: Tangible personal property that was in the possession of the Plaintiff at the time of the separation of the parties is awarded to the Plaintiff. The proceeds of tangible personal property sold by the Plaintiff at the time of the separation of the parties is awarded to the Plaintiff. Tangible personal property that was in the possession of the Defendant at the time of the separation of the parties is awarded to the defenant. The proceeds of tangible personal property sold by the Defendant at the time of the separation of the parties is awarded to the Defendant.

4. The profit sharing plan of the Pl aintiff with Imperial Carbide Corporation is awarded to the Plaintiff.

5. Any and all retirement benefits to which the Plaintiff is entitled by reason of his employment with Imperial Carbide Corporation is awarded to the Plaintiff.

6. The sum of $1,500.00 is awarded to the Defendant to be paid by the Plaintiff immediately upon the signing of the Stipulation attached to this decree, which sum of money shall be deposited with Plaintiff's counsel, R. Charles Thomas, Esquire, and delivered to defenant's counsel immediately upon the entry of a Decree in Divorce by this Court.

7. Defendant is awarded alimony at the rate of $250.00 per month provided, however, that all alimony payments shall terminate august 30, 1989 and no further award of alimony will be made notwithstanding any change in the financial circumstances of the Plaintiff and the Defendant.

8. The Defendant shall be responsible for payment of the counsel fees of her Attorney, Joan D. Mason , Esquire.

9. The Plaintiff shall be responsible for payment of the counsel fees of his Attorney, R. Charles Thomas, Esquire.

10. Master's fees have heretofore been approved and paid to Anthony Vardaro, Esquire, in the amount of $105.00, and Court Reporter's fees were paid to Kelly Shafer in the amount of $50.00. The excess deposit remaining with the Prothonotary is awarded as follows: To the Plaintiff, $296.64; to the Defendant $148.36.

BY THE COURT,
Robert L. Walker, J

Mar. 10, 1989 **D I V O R C E D E C R E E F I L E D .**

And now, March 10, 1989, it is ordered and decreed that JOSEPH P. SCHORTING, JR. plaintiff, and LORINDA SCHORTING, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

Elizabeth A. Brew

Michael Visnosky
McClure, Dart, Miller, Kelleher & White

421.

Thomas E. Africa

John Petruso

CHARLES LIPCHIK, d/b/a CANADOHTA LAKE PARK

vs.

PENNSYLVANIA ELECTRIC COMPANY

Filed May 18, 1983

Tax & entry Paid $35.50

Sheriff's Costs 24.35
Pd Pro Co. 11-30-84. 5.00
Pro Co Pd. 12-4-84 1.00

Gen.

COMPLAINT IN TRESPASS

1 copy (sheriff)

June 8, 1983, Appearance of Thomas E. Africa for Defendant filed.

June 14, 1983 Sheriff's Return filed: Before me, the undersigned authority personally appeared Douglas A. Irvine, Deputy Sheriff to D.E. Allen Jr., Sheriff of the County of Warren, Pa. who being duly sworn according to law, deposes and says that on the 24th day of May at 2:00 p.m. he served the Complaint in action of assumpsit, filed at Crawford Co., Pa. upon defendant Pennsylvania Electric Co. at the place of business, 1500 Pennsylvania Ave., W., Warren, Warren Co., Pa. by making known the contents thereof to William S. McCelment, person in charge at the time of service and by handing to and leaving with him the certified copy of said complaint with notice to plead endorsed thereon.

Douglas A. Irvine, Deputy
D. E. Allen, Sheriff

SERVED on the within named defendant, Pennsylvania Electric Co., by deputizing the Sheriff of Warren Co., Pa., as per his affidavit of service hereto attached. Served May 24, 1983.
So answers, Howard N. Stewart, Sheriff

June 27, 1983, Answer to Plaintiff's Complaint Including New Matter filed.

June 27, 1983, Certificate of Service of Defendant's Answer filed.

Oct. 3, 1983 Certification of Service filed. The Undersigned counsel hereby certifies that on the 30th day of September, 1983, an original and two copies of the Defendant's Interrogatories to Plaintiff were duly served on the person listed and at the address shown by first class mail, postate prepaid:

Michael J. Visnosky, Esquire, Attorney for Plaintiff
McClure, Dart, Miller, Kelleher & White
501 Marine Bank Building, Erie, Pa. 16501

Thomas E. Africa, Esq.
Attorney for Defendant

Nov. 14, 1983 Answer to New Matter filed.

Dec. 7, 1983 Defendant's Counter-Reply to Plaintiff's Answer to New Matter filed.

Dec. 7, 1983 Certification of Service of Copy of Defendant Counterclaim, Defendant's Second Set of Interrogatories and Defendant's Request for Production filed.

Jan. 5, 1984, Plaintiff's Answers to Request for Documents filed.

Jan. 5, 1983, Plaintiff's answers to Interrogatories (Second Set) filed.

Aug. 15, 1984 Motion for Sanctions and Order filed: AND NOW, this 15th day of August, 1984, upon consideration of the foregoing Motion, a Rule is issued upon the Plaintiff to show cause, if any he has, why sanctions should not be ordered as requested.

Rule returnable on the 29th day of October, 1984 the regular argument list at the Crawford County Courthouse in Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker, J.

Aug. 15, 1984 Copies of order to Elizabeth Brew, John Petruso, Michael Visnosky and Thomas Africa, Esqs.

ON ARGUMENT LIST FOR OCTOBER 1984

Nov. 30, 1984 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discharged of record.

Alan Pepicelli
Pepicelli and
Pepicelli

422.

**E. Max Weiss
Culbertson, Weiss,
Schetroma and Schug**

ROBERT K. ADAMS, JR., Individually and ROBERT K. ADAMS, JR., Administrator of the Estate of PATRICIA JEAN ADAMS, deceased

vs.

NATIONWIDE MUTUAL INSURANCE COMPANY

Filed May 18, 1983

Tax & entry Paid $35.50 ✓
6.00

COMPLAINT IN ASSUMPSIT

May 18, 1983, Plaintiff's Request for Production of Documents filed.

May 23, 1983, Service of copy of Complaint and Request for Production accepted by E. Max Weiss, attorney for defendant.

May 24, 1983, Appearance of Culbertson, Weiss, Schetroma and Schug by E. Max Weiss for defendants filed.

Aug. 12, 1983 Answer and New Matter filed.

Aug. 29, 1983 Plaintiff's Reply To New Matter Of Defendant filed.

Dec. 7, 1983 Notice Of Service Of Interrogatories filed.

Jan. 31, 1984 Answers To Interrogatories To Defendant, (First Set) filed.

Nov. 15, 1984, Motion for Judgment on the Pleadings filed.

Nov. 15, 1984, Upon praecipe of defendant attorney, the above Motion for Judgment on the pleadings placed on next argument list. (brief)

ON ARGUMENT LIST FOR DECEMBER 17, 1984

Jan. 18, 1985 Re: MOTION FOR JUDGMENT ON THE PLEADINGS: The case is before us on a motion for judgment on the pleadings involving the all too familiar no-fault "stacking: issue. It appears the deceased mother resided with spouse and children in a home also occupied by the deceased's mother and grandmother. Decased was not a name insured in either of the policies owned by mother and grandmother, but was killed in a third party automobile accident in 1982. Deceased mother's insurance carrier paid work loss and survivior's benefits and this suit is an action by the estate to recover the same loss again from Nationwide Mutual Insurance Company who insured grandmother. The troublesome issue of double recovery also known as pyramiding, cumulating or stacking was resolved October 14, 1983, by the Superior Court of Pennsylvania is Antanovich vs. Allstate Insurance Co., ___Pa. Super.____, 467 A.2d 345.

Apparently, both counsel admit that Antanovich and its companion case of Brendlinger vs. Allstate is controlling of the present situation, but court and counsel are aware that on February 10, 1984, the Supreme Court of Pennsylvania allowed an appeal in the Antanovich case. To the best of out knowledge, the Supreme Court has not ruled in this matter to date.

A decision by this Court would be meaningless until the Supreme Court decides the pending appeal.

ACCORDINGLY, we will hold this decision in abeyance until we are notified by either counsel of the Supreme Court's decision at which time we will resolve the stacking issue in accord with the Supreme Court's decision.

Dated: January 17, 1985.

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

Jan. 21, 1985 Copies to Alan Pepicelli and Mary Ann Kirkpatrick

Mar. 5, 1985, Motion of Defendant for Judgment on the Pleadings and order filed. ORDER: AND NOW, March 5, 1985, Judgment on the Pleadings granted in favor of Defendant. Opinion Removed (Antonovich vs. Allstate & Keystone 17,18,19 Wid, 43 E.D. '84

By The Court,
P. Richard Thomas, J.

Mar. 5, 1985, copies of order to A. Pepicelli and M. A. Kirkpatrick

1983

Bozic, Thomas & Johnson

R. Charles Thomas

423.

Culbertson, Weiss Schetroma and Schug by E. Max Weiss

JAMES D. BRADEN

vs.

THE MIDWESTERN INDEMNITY COMPANY

Filed May 18, 1983

Tax & entry Paid $35.50 ✓

Sheriff Costs $12.75

Pro for Co paid 9/29/83 6.00 ✓

COMPLAINT IN ASSUMPSIT

June 2, 1983, Sheriff Return filed. SERVED by mailing by certified mail, May 19, 1983, a true and attested copy of the within Complaint In Assumpsit, No. A.D. 1983-423, to The Midwestern Indemnity Company at 1700 Edison Avenue, Milford, Ohio, the return receipt being hereto attached and made a part of this return So answers, Howard N. Stewart, Sheriff

June 7, 1983, Appearance of Culbertson, Weiss, Schetroma and Schug by E. Max Weiss for Midwestern Indemnity Company filed.

July 27, 1983 Answers filed.

Sept. 14, 1983 Petition for Approval of Settlement of No-Fault Claims and Order filed. AND NOW, this 14th day of Sept., A.D. 1983, in consideration of the facts alleged in the foregoing Petition, it is hereby ordered and decreed that leave is granted to the Plaintiff to compromise and settle the within litigation as follows:

a) $7,311.40: Balance of medical bills to be paid by the Defendant directly to the health care providers.

b) $7,428.00: Work loss benefits to be paid by the Defendant in a lump sum to the Plaintiff.

c) $1,000.00: Attorney's fees to be paid by the Defendant to R. Charles Thomas, Esquire.

Upon payment of the above sums, Defendant will have paid sums totaling its policy limits of Twenty-five Thousand Dollars ($25,000.00). Interest as to the Defendant is hereby waived and the Defendant is discharged therefrom. All sureties of record are discharged and Plaintiff is directed to execute Defendant's Release and to settle and discontinue the action of record.

By The Court,
Robert L. Walker, J

Sept. 14, 1983 Copies of order to R. Charles Thomas and E. Max Weiss.

29 Sept 1983, all claims and causes of action which were, or could have been, asserted in this action have been settled, adjusted and compromised, this action is hereby discontinued of record.

By Thomas Johnson
Attorneys

1983

Rodgers, Perfilio
Heiman & Sewinsky
Henry Sewinsky

424.

FIRST NATIONAL BANK
OF MERCER COUNTY

vs.

JOHN C. McCURDY and
MARALYNN McCURDY

Filed May 18, 1983
@ 4:33 o'clock P.M.

Pro Simmons Paid $9.00
Plff on orig 6.50
Satisfaction Pd. 6/28/88 5.00

AGREEMENT TO REVIVE

of

DSB No. 377 May Term 1978

The undersigned hereby agree that the judgment entered on June 1, 1978, at No. 377 May Term 1978 be revived and the lien continued and authorize the Prothonotary to enter and index a judgment of revival in the amount of Nine Thousand Five Hundred Seventy Seven and 01/100 Dollars.

Debt $9,577.01
Dated..... May 16, 1983
"M - 94, 114 - JUDGMENT

James F. Simmons,
Prothonotary

June 28, 1988 This Judgment satisfied.
(See paper filed).

1983

Rodgers, Perfilio
Heiman & Sewinsky
Henry Sewinsky

425.

FIRST NATIONAL BANK
OF MERCER COUNTY

vs.

LARRY J. JEWART,
JAMES E. JEWART and
LOUISE J. JEWART

Filed May 18, 1983
@ 4:43 o'clock P.M.

Pro Simmons Paid $9.00 ✓
Plff on orig 6.50
Pro Co Pd 5-31-85 5.00 ✓

AGREEMENT TO REVIVE

of

DSB 383 May Term 1978

The undersigned hereby agree that the judgment entered on June 9, 1978 at No. 383 May Term 1978 be revived and the lien continued and authorize the Prothonotary to enter and index a judgment of revival in the amount of $4,849.26 plus attys comm. of $242.46 for a total of $5,091.72.

Dated.....May 12, 1983
Debt.....$5,091.72
"J - 104, 94, 104

JUDGMENT
James F. Simmons, Prothonotary

May 31, 1985 This Judgment Satisfied(see paper filed)

426.

Harry Faber White, II

IN RE:
MOTOR VEHICLE LICENSE SUSPENSION

of

BRIAN KEITH SHOREY

Filed May 20, 1983

Tax & entry Paid $35.50 ✓

Fee Co. Fd. 6/20/83 Good ✓

APPEAL FROM MOTOR VEHICLE LICENSE SUSPENSION

ORDER:

AND NOW, this 20 day of May, 1983, upon consideration of the foregoing Appeal from Suspension Notice, a hearing on said appeal is scheduled for the 28 day of June, 1983, in courtroom 1 or 2, at 9:30 o'clock in Crawford County Courthouse.

This appeal shall act a supersedeas pursuant to section 1550 of the Behicle Code and no suspension can be imposed against the appellant until final determination of this matter.

P. Richard Thomas, J.

May 20, 1983, copy of order to Harry White, Esq.

June 7, 1983 Petition to Withdraw Appeal and Order filed: AND NOW, THIS 7 day of June, 1983, upon consideration of the foregoing petition to withdraw appeal, the appellant, Brian Keith Shorey, is hereby allowed to withdraw his appeal and to begin serving his suspension for failure to take a breathalyzer.

P. Richard Thomas, J.

June 8, 1983 Copies of order to Harry White and Nancy Norkus, Esqs.

1983

Fuller, Kinnunen,
Miller & Gamble
Ann Hansen Gamble
427.

KAREN A. STACK

vs.

MARK C. STACK

Filed May 20, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Pro Co pd 10-18-83 9.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

June 2, 1983 Affidavit of Mailing Complaint Under PA. R.C.P. No. 1124(b) 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 May 23, 1983, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to Mark C. Stack, c/o Delbert Frantz, 930 Madison Avenue--North, Windslow, Washington 98110, the Defendant's last known address. The said receipt being attached hereto.

Ann Hansen Gamble

June 20, 1983, Motion, STIPULATION as to Custody and visitation agreement, and order filed. ORDER OF COURT: And now, June 20, 1983, Motion Allowed.

Robert L. Walker, J.

June 20, 1983, copy of order to Atty. A. Gamble.

Oct. 18, 1983 Afffdavit Of Consent for Plaintiff filed.

Oct. 18, 1983 Affidavit Of Consent for Defendant filed.

Oct. 18, 1983 Upon praecipe of Attorney for Plaintiff for review under 201 (c) of the divorce code, this case moved to court.

DIVORCE DECREE FILED. Robert L. Walker, J.

AND NOW, October 27, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between:

KAREN A. STACK AND MARK C. STACK

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Dunn & Conner
Andrew J. Conner

428.

Dickie, McCamey
& Chilcote
Theodore O. Struk

Robb, Leonard &
Mulvihill
Dennis J. Mulvihill
for ST Joint Venture

SCOTT SAVILLE and
MARY SAVILLE

vs.

OLD MOUNTAIN GAS, INC.

Filed and Issued
May 20, 1983

Tax & entry Paid $35.50
Sheriff's Costs 36.50

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

June 13, 1983 Sheriff's Return filed: Before me, the undesigned authority, personally appeared R. E. White, Deputy Sheriff, who being duly sworn according to law deposes and says that on the 25th day of May, 1983, at 9:20 A.M., he served Summons in Trespass and Assumpsit, filed at AD 1983-428, Crawford County, Pennsylvania, upon defendant Old Mountain Gas, Inc. at their place of business, R.D.1, Pleasantville, Venango County, Pa. by making known the contents thereof to Hazel L. Spohaiski, office secretary and adult in charge, and handing to and leaving with her the certified copy of the Summons in Trespass and Assumpsit received from Crawford County Sheriff Howard N. Stewart,

R. E. White, Deputy Sheriff
Harry A. Storm, Sheriff

SERVED ANDTHE WITHIN named defendant Old Mountain Gas, Inc. by deputizing the Sheriff of Venango County, Pennsylvania, as per his affidavit of service hereto attached. Served May 25, 1983.
So answers, Howard N. Stewart, Sheriff

Aug. 5, 1983 Appearance of Dickie, McCamey & Chilcote, P.C. by Theodore O. Struk, Esq. for Defendant filed.

Oct. 25, 1983, Upon praecipe of defendant attorney, for Rule to File Complaint, Rule entered upon the plaintiff to file complaint, Issued. Issued - atty.

Nov 15, 1983 Complaint In Trespass filed.

Aug. 28, 1984 Notice Of Service Of Interrogatories Directed To Plaintiff's Scott Saville and Mary Saville filed.

Sept. 17, 1984, Answer to Complaint, New Matter, and New Matter Under Rule 2252(d) of Old Mountain Gas, Inc., Defendant, filed.

*****

Sept. 21, 1984 Requests For Production Of Documents Directed To Defendant, Old Mountain Gas, Inc. filed.

Sept. 25, 1984 Request For Production Of Documents Directed To Plaintffs filed.

Sept. 25, 1984 Request For Production Of Documents Directed To The Western Company Of North America filed.

Sept. 25, 1984 Objections To Plaintiffs' Request For Production Of Documents filed.

Sept. 25, 1984 Notice Of Deposition Barry Rookey and Richard Rowell filed.

Sept. 25, 1984 Notice Of Deposition of the Custodian of Records of the Western Company of North America filed.

***** **Sept. 17, 1984 Motion For Consolidation For Discovery, Pre-Trial and Trial filed.**

Sept. 27, 1984 Order filed. AND NOW, September 25, 1984, argument on consolidation is hereby set for October 22, 1984, at 2:30 P.M. in Courtroom No. 1.

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

Sept. 28, 1984 Copies to Andrew Conner and Theodore Struk

Oct. 12, 1984, Supplemental Interrogatories directed to Plaintiff filed.

Nov. 9, 1984 Plaintiffs' Answer to Old Mountain Gas, Inc.'s New Matter filed.

(See Amended Motion for Consolidation for Discovery, Pre-Trial and Trial filed at AD 1983 - 147)

Nov. 27, 1984, Consolidation Order filed. AND NOW, November 26, 1984, in accord with the criteria of R.C.P. 213, the court hereby consolidates the above three cases for all purposes and all pretrial and trial proceedings will proceed as if the cases were one case. BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Nov. 27, 1984, copies of order to Attys. Andrew Conner, R. C. Thomas, Theodore O. Struk, and dft St. Joint Venture 1981B, c/o Old Mountain Gas, Inc., Pleasantville, Pa.

Dec. 24, 1984 New Matter Pursuant To PRCP 2252(d) Directed Against Lubiniecki Welding And Radiator Company And St. Joint Venture 1981B filed. (see A.D. 1984-147)

Jan 21, 1985 Appearaohe oof Robb, Leonard & Mulvihill by Dennis St. J. Mulvihill, Esq. for ST Joint Venture 1981B filed. (See paper filed ad AD 1983-147)

Feb. 27, 1985, Request for Production of Documents filed on behalf of Old Mountain Gas, Inc. filed. (filed at AD 1983 - 147)

Feb. 27, 1985, Notice of Deposition of Frank Davidson filed. (at 1983-147)
Feb. 27, 1985, Notice of Deposition of Barry Rookey filed. (at 1983-147)

Continued on
Page 428A

1983

Feb. 27, 1985, Notice of Deposition of Philip Kirkpatrick filed. (at AD 1983 - 147)

Feb. 27, 1984, Notice of Deposition of Richard Powell filed. (at AD 1983 - 147)

Feb. 27, 1984, Notice of Deposition of Walter Lubiniecki filed. (at AD 1983 - 147)

Feb. 27, 1984, Notice of Deposition of Walter Lubiniecki filed. (at AD 1983 - 147)

Mar 8, 1985 Notice of Service of Requests for Production of Documents filed. (at AD 1983-147)

Mar 11, 1985 Answers to Interrogatories Directed to Plaintiffs. Scott Saville and Mary Saville, filed.

May 1, 1985 Answer And New Matter filed. (see paper A.D. 1983-147)

May 1, 1985 Reply To New Matter Pursuant To Pa. R.C.P. 2252(d) Directed Against Lubiniecki Welding And Radiator Company And St. Joint Venture 1981B filed. (see paper AD 1983 - 147)

July 10, 1985 Notice of Deposition of Rick Rowell filed.

July 10, 1985 Notice of Deposition of Larry Ceparski filed.

July 10, 1985 Notice of Deposition of Pat Erickson filed.

Nov. 14, 1985 Notice Of Deposition of Alan Bernstein and Mrs. Alan Bernstein filed.

Feb. 26, 1986 Deposition of Jayusia P. Bernstein filed. (see A.D. 1983-147)

May 30, 1986 Notice of Deposition of Scott Saville filed. (see AD 1983-147)

Feb. 20,1987, Deposition of Scott Saville filed. (see deposition filed at AD 1983 - 147)

Mar. 5, 1987 Notice of Deposition of Clifford Gfeller filed. (filed at AD 1983-147)

Mar. 5, 1987 Notice of Deposition of Frank DAvidson filed. (filed at AD 1983 -147)

Mar. 5, 1987 Notice of Deposition of Philip Kirkpatrick filed. (filed at AD 1983-147)

May 26, 1987, Notice of Deposition of John Redic filed. (filed at AD 1983-147)

May 26, 1987, Notice of Depositon of designated engineer having knowledge of work performed by Gearhart filed. (filed at AD 1983 - 147)

June 2, 1987 Notice of Deposition of Frank Davidson filed.(See AD 1983- 147)

June 2, 1987 Notice of Deposition of Clifford Gfeller filed.(See AD 1983 -147)

June 2, 1987 Notice of Deposition of Philip Kirkpatrick filed.(See AD 1983 - 147)

Sept. 29, 1987 ORDER filed. AND NOW, Sept. 28, 1987, at the request of Theodore O. Struk, Dickie, McCamey & Chilcote, counsel for defendant, Old Mountain Gas Inc., a settlement conference in the above cases is scheduled for Dec. 8, 1987 at 1:45 P.M. in Courtroom 2, Courthouse, Meadville, PA.

It would be preferred if counsel who wil be trying the case would arrange to be present for teh settlement conference, and that parties and/or representatives of insurance would attend the settlement conference in order to make it more meaningful.

Copies of this Order are being furnished to all counsel of record, and if the requisite parties are unavailable on the date indicated for unavoidable reasons, they should contact the Court on or before Oct. 23, 1987.

By Order Of The Court,
Robert L. Walker,J.

Oct. 1, 1987 Copy of Order to Attys. Andrew J. Conner, Theodore O. Struk, R. Charles Thomas, Dennis St. J. Mulvihill, John M. McLaughlin and Jeffrey T. Wiley.

Oct. 22, 1987, Notice of Serving Interrogatories filed.

Nov. 23, 1987 Notice Of Deposition of Randy Ott, Jim McCall, Paul King and Stanley Thompson, Jr. filed. (See AD 1983-147)

Feb 29, 1988 Motion to Compel Discovery and Order filed: Now to wit this 29th day of Feb., 1988, upon due consideration of the foregoing Motion, it is hereby ordered, adjudged and decreed that Lubiniecki Welding and Radiator Company will have in the hands of counsel for Old Mountain Gas, within ten days of the date of this Order, each and every document call for or reffered to in the said Exhibit A, and upon default a hearing will be set to determine appropriate sanctions.

BY THE COURT,
Robert L. Walker, J

Mar 3, 1988 Copies of order to counsel of record.

428 B

1983

Saville vs. Oil Mountain Gas A.D. 1983 - 428

Mar. 16, 1988 Notice Of Serving Interrogatories filed (at AD 1983-147)

Mar. 22, 1988, Notice of Deposition and Request for Production of Documents Pursuant to Rule 4007.1(e) of the Pa. rules of Civil Procedure filed. (see paper filed at AD 1983 - 147)

Mar. 22, 1988, Notice of Deposition and Request for Production of Documents pursuant to Rule 4007.1(e) of the Pa. rules of Civil Procedure, filed.
(see paper filed at AD 1983 - 147)

Mar. 24, 1988 Motion for Summary Judgment

Mar. 24, 1988 Upon praecipe of Jeffrey T. Wiley, Esq. the above case is placed on the next argument list.

On April 1988 Argument List

Apr. 11, 1988, Affidavit for Motion of Summary Judgment filed.

Apr 12, 1988 Response in Opposition to Old Mountain Gas' Motion for Summary Judgment filed.

Apr 13, 1988 Plaintiff's Motion for Production of Documents Directed to the Defendant, Old Mountain Gas and Order filed: April 13, 1988 Argument scheduled for May 23, 1988 at Argument List.
Apr 13, 1988 Plaintiffs' Walker, J Continued Argument on Old
Apr 14, 1988 Copies of order to all counsel of record.

April 13, 1988 Plaintiffs' Motion to Continue Argument on Old Mountain Gas' Motion for Summary Judgment Regarding Statutory Employer Defense and Order filed: AND NOW, to-wit, this 13th day of April, 1988, upon consideration of the foregoing Motion, it is hereby ORDERED, ADJUDGED AND DECREED that the Argument on Old Mountain Gas' Motion for Summary Judgment based upon the statutory employer defense not set for Monday, April 25, 1988 is continued until May 23, 1988.
Robert L. Walker, J
Apr 14, 1988 Copie of Order to all counsel.

Apr. 18, 1988 Motion To Set Hearing Or, In The Alternative, To Vacate Orders Of Court filed.

Apr. 21, 1988 Motion For Protective Order filed.

Apr. 21, 1988 Order filed. AND NOW, April 21, 1988, hearing is set on the Motion of Halliburton Services for protective order for April 25, 1988 at 9:00 a.m. in Courtroom 2, Courthouse, Meadville, Pennsylvania. Counsel for Halliburton Services shallgive notice to all counsel of record by telephone by the close of business this date, to be confirmed by letter with a copy of the Motion for Protective Order.
BY THE COURT,
Robert L. Walker, J

Apr. 22, 1988 Memorandum and Order filed. AND NOW, April 19, 1988 arguments on all pending matters in the above cases will be held on May 23, 1988 at a time to be scheduled, and a copy of the list will be furnished to all counsel.
BY ORDER OF THE COURT,
Robert L. Walker, J

Apr. 25, 1988 Copies to all counsel

Apr 25, 1988 Order filed: Argument on matters pending in the above captioned cases is set for May 23, 1988, at 10:00 A.M., in Courtroom 2.
Date: April 25, 1988
FOR THE COURT,
Imogene Yetman, Court Administrator

Apr 26, 1988 Order filed: AND NOW, April 25, 1988, Halliburton Services having filed a motion for protective Order in relation to discovery depositions scheduled by the Plaintiff, as to Halliburton Services and certain of its employees, which discovery deposition was to have been taken on this date at Indiana, Pennsylvania, and the Plaintiff haviang requested an opportunity to file a written response to the motion and having agreed to postpone the deposition until the Court has had an opportunity to review the answer to the motion and enter an Order in relation thereto, Plaintiff is granted until May 2, 1988 to file a written response to Halliburton Services motion, after which the Court will enter an Oder as to therequest for protective Order.
BY ORDER OF THE COURT,
Robert L. Walker, Judge

Apr 27, 1988 Copies of order to all counsel.

May 6, 1988 Affidavit In Support Of P laintiffs' Answer In Response To Haliburton's Motion For Protective Order Regarding The Deposition of Haliburton Representatives Scheduled For Monda, April 25, 1988 filed.

May 6, 1988 Saville Affidavit Exhibits filed.

May 6, 1988 Plaintiffs' Answer To Haliburton's Motion For Protective Order filed.

May 18, 1988, Plaintiffs' Answer to Old Mountain Gas' (OMG) Motion for Summary Judgment, filed. (see paper filed at AD 1983 - 147)

Mar. 8, 1989, OPINION AND ORDER filed. ORDER: AND NOW, March 8, 1989, summary judgment is entered in favor fo the defendant, Old Mountain Gas, Inc., and against the plaintiffs.
BY ORDER OF THE COURT,
Robert L. Walker, Judge
S - 151, 111
Mar. 8, 1989 copies to counsel of record by Gretchen, Judge's Sec.

Continued on Page 428C

Mar 22, 1989 Plaintiff's Motion Requiring a Court Order Regarding Filing of Pre-Trial Depostions and Order filed: AND NOW, to-wit, this 22nd day of March, 1989, upon consideration of the foregoing Motion, it is hereby ORDERED, ADJUDGED AND DECREED that copies of the following pre-trial depositions shall be accepted and considered as filed by the Prothonotary of the Court of Common Pleas of Crawford County, Pennsylvania:

Lawrence Ceparski taken August 7, 1985
Gary Chaney taken June 5, 1985
Frank Davidson taken June 23, 1987
Clifford Gfeller taken June 24, 1987
Martin J. Janos, Jr. taken June 5, 1985
Philip S. Kirkpatrick take June 23, 1987
Walter Lubiniecki, Sr. taken September 6, 1985 and continued June 6, 1985
Walter Lubiniecki, Sr. Stipulation dated June 6, 1985
John G. Redic taken June 9, 1987
Barry Rodkey taken June 4, 1985
Richard Rowell taken August 7, 1985
Stanley R. Thompson taken October 23, 1984 and continued December 3, 1987
Sylvester G.Thompson taken October 17, 1984
Michael Wissel taken June 9, 1987

Robert L. Walker

Mar 22, 1989 Copies of order to all counsel of record.

Mar 22, 1989 Motion Requesting Court Order of Reconsideration of Court's March 8, 1989 Summary Judgment Order and Order Requesting Stay of All Proceedings Including, but Not Limited to, the Time Period in Which to File a Notice of Appeal with the Superior Cout from the March 8, 1989 Summary Judgment Order and Order filed: AND NOW, to-wit, this 22nd day of March, 1989, upon consideration of the foregoing Motion, it is hereby ORDERED, ADJUDGED AND DECREED that this County stays all proceedings in the within action including, but not limited to, the time in which any appeal must be taken from the Court's March 8, 1989 Order granting Old Mountain Gas summary judgment on the statutory employer defense until such time as the Court has the opportunity to consider the depositions and evidence in the pre-trial depositions not filed with the Court on or prior to March 8, 1989 on the specific issues applicable to the statutory employer defense and until such time as the Court disposes of the related discovery motions involving the proposed discovery of Haliburton representatives made reference to in Haliburton's Motion filed on April 21, 1988 and Plaintiffs' Answer to Haliburton's Motion Filed on May 4, 1988. Reargument set for May 8, 1989 at 1:30 P.M.

Robert L. Walker, J.

Mar 22, 1989 Copies of order to all counsel.

Mar. 22, 1989 Old Mountain Gas Inc's Response to Plaintiffs' Motion Requesting Reconsideration of Court's March 8, 1989 summary Judgment Order and Requesting Stay of All Proceedings filed.

Mar 22, 1989 Deposition of Michael Wissel filed.

Mar 22, 1989 Deposition of Philip S. Kirkpatrick.

Mar 22, 1989 Deposition of Walter Duane Lubiniecki filed.

Mar 22, 1989 Deposition of Richard Rowell filed.

Mar 22, 1989 Deposition of Frank Davidson filed.

Mar 22, 1989 Deposition of Barry Rodkey filed.

Mar 22, 1989 Deposition of Martin J. Janos, Jr. filed.

Mar 22, 1989 Document Request During Depostion of Martin Janos, Jr. filed.

Mar 22, 1989 Deposition of Walter D. Lubiniecki and Walter Lubeniecki filed.

Mar 22, 1989 Deposition of John G. Redic filed.

Mar 22, 1989 Stipulation Between Counsel Taken on June 6, 1985 filed.

Mar 22, 1989 Deposition of Barry Rodkey taken June 4, 1985 filed.

Mar 22, 1989 Deposition of Stanley R. Thompson taken Oct 23, 1984 filed.

Mar 22, 1989 Response to Request for Production of Documents taken on Oct. 3, 1987 filed.

Mar 22, 1989 Continuing Depostion of Stanley Thompson, Jr., taken Dec 3, 1987 filed.

Mar 22, 1989 Deposition of Gary Chaney taken June 5, 1985 filed.

Mar 22, 1989 Deposition of Lawrence Ceparski filed.

Mar 22, 1989 Deposition of Clifford Gfeller taken June 24, 1987 filed.

Mar 22, 1989 Deposition of Sylvester G. Thompson filed.

Continued on the next page

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D

1983

Continuation of Saville vs. Old Mountain Gas (AD 1983 - 428) Continued from previous page....

Mar. 30, 1989 Order filed. AND NOW, to wit this 30th day of March, 1989, upon due consideration of the application for a briefing schedule by counsel for Old Mountain Gas, it is hereby ordered, adjudged and decreed that plaintiffs will have in the hands of defense counsel on or before April 17, 1989, plaintiff's Brief containing all matters which will be argued or advanced in support of plaintiff's request that the Court reverse its Order granting Old Mountain Gas' Motion for Summary Judgment, and further that any other Briefs containing all matters which will be heard at the oral argument before this Court on May 8, 1989, be served and filed on or before May 4, 1989.

By the Court:
Robert L. Walker, J

Apr. 3, 1989 Copies of order to all counsel of record.

Apr. 18, 1989, ORDER filed. AND NOW, April 17, 1989, with theacquiescence of all parties, argument on the plaintiffs' request for reconsideration of summary judgment is rescheduled from May 8, 1989 to June 5, 1989 at 1:30 p.m. Plaintiffs' brief will be due on or before May 1, 1989, and defendants' brief due on or before May 17, 1989.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Apr. 18, 1989, copies to attorneys (mail) by judge's secretary.

Joseph E. Altomare

Altomare & Barnhart

429.

Culbertson, Weiss, Schetroma & Schug

LESLIE PETTIT and MARJORY PETTIT, parents and natural guardians of TODD PETTIT, a minor; RONALD METZER and MARGARET METZER, parents and natural guardians of JOANNE METZER, a minor

vs.

ATLEY BYLER, JR.

Filed and Issued May 20, 1983

Tax & entry Paid $35.50
Sheriff's costs $12.75
Pro Co pd 6/12/84 6.00

SUMMONS IN TRESPASS

Issued (sheriff)

May 25, 1983, Writ Return filed. SERVED AND MADE KNOWN TO Atley Byler, Jr. personally the within named defendant by handing a true copy of the within Summons In Trespass, No. A.D. 1983-429, to him, on May 20, 1983 at 1:25 P.M., at his place of residence for the time being, at Crawford County Jail, 360½ Center Street, Meadville, the State of Pennsylvania.
So answers, E. Ralph Copeland, Chief Dep. Sheriff
Howard N. Stewart, Sheriff

June 27, 1983 Appearance of Culbertson, Weiss, Schatroma & Schug by Max Weiss, Esq. for Defendant filed.

June 8, 1984, Petition of Leslie Pettit and Marjory Pettit, parents and natural guardians of Todd Pettit, a minor, filed.

June 8, 1984, Petition of Ronald Metzgar and Margaret Metzgar, parents and natural guardians of Joanne Metzgar, a minor, filed.

June 8, 1984, ORDER filed. AND NOW, to-wit, this 8th day of JUne, 1984, upon consideration of the Petition of Leslie Pettit and Marjory Pettit, parents and natural guardians of Todd Pettit, a minor, IT IS ORDERED AND DECREED as follows:

1. Settlement of claim of said minor for the cash sum of Nine Thousand Dollars ($9,000.00) is hereby approved;
2. The payment of counsel fees in the amount of one-third (1/3) thereof is hereby approved, and
3. The balance of the proceeds shall be payable to said Petitioners to hold, administer and apply exclusively to or for the benefit of the minor, Todd Pettit.

BY THE COURT,
Robert L. Walker, J.

June 8, 1984, copies of order to Attys. Jos. Altomare and E. Max Weiss.

June 8, 1984, ORDER filed. AND NOW, to-wit, this 8th day of June, 1984, upon consideration of the Petition of Ronald Metzgar and Margaret Metzgar, parents and natural guardians of Joanne Metzgar, a minor, IT IS ORDERED AND DECREED as follows:

1. Settlement of claim of said minor for the cash sum of Four Thousand Dollars ($4,000.00) is hereby approved;
2. The payment of counsel fees in the amount of one-third (1/3) thereof is hereby approved; and,
3. The balance of the proceeds shall be payable to said Petitioners to hold, administer and apply exclusively to or for the benefit of the minor, Joanne Metzgar.

BY THE COURT,
Robert L. Walker, J.

June 8, 1984, copies of order to Attys. Jos. Altomare and E. Max Weiss.

June 11, 1984 Upon praecipe of attorney for Plaintiff the above captioned case is marked settled and discontinued of record.

Blystone &
Blystone
Peter E. Blystone

430.

PENNBANK, formerly THE PENNSYLVANIA BANK AND TRUST COMPANY

vs.

RICHARD D. MORRISSEY and MARY E. MORRISSEY, his wife, and EDWARD J. MORRISSEY, their Son

Filed May 20, 1983

Tax & entry Paid $35.50
Sheriff's Costs 69.25
Pro Co Pd 8-25-83 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

4 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 388, page 133.

May 20, 1983, Military Affidavit filed.

July 22, 1983, Complaint Reinstated.

Aug. 22, 1983 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Stephen Korol who being duly sworn according to law, deposes and says that on the 4 day of August, 1983, at 9:55 P. M., he served complaint in mortgage foreclosure, filed at No. 430 Term, 1983 A.D. Crawford County, Pennsylvania upon defendant Edward J. Morrissey at 1607 Marthat St. Munhall Pa. By making known the contents thereof to Edward personally and handing to and leaving with him the certified copy of the received from Crawford.
So answers
Stephen Korol, Dep. Sheriff
Eugene L Coon, Sheriff

Before me, the undersigned authority, personally appeared Rose Breda, Deputy Sheriff Allegheny Co. who being duly sworn according to law, deposes and says that on the 26th day of May, 1983, at 10:30 AM, he served Mary E. Morrissey, filed 5/20/83 at No 430 Term, 1983, Crawford County, Pennsylvania, upon defendant Mary E. Morrissey at 118 West Edna Street, Munhall, Pa 15120. By making known the contents thereof to Kathy Morrissey, Daughter of the Defendant and handing to and leaving with her the certified copy of the complaint in Mortgage Foreclosure received from Howard N. Stewart, Sheriff of Crawford County.
So answers
Rosemary Breda, Deputy Sheriff
Eugene L. Coon, Sheriff

SERVED AND MADE KNOWN TO Richard D. Morrissey, one of the defendants in this action, by posting a copy of the Complaint, filed in this action, on the most public part of the land, at R. D. #2, Conneaut Lake, Crawford County, Penna., on May 27, 1983, at 2:58 P.M., (the within property was vacant) and by sending to Richard D. Morrissey a copy of the Complaint, filed in this action, by Certified Mail to his last known address, to-wit; P.O. Box 3624, Annapolis, Maryland 21403. Said Certified was sent to the said Richard D. Morrissey on the 20th day of May 1983, and said Certified Mail Article was delivered to Richard D. Morrissey, personally on the 28th day of May 1983, at P. O. Box 3624, Annapolis, Maryland 21403, as is indicated by the Certified Mail Article Return Receipt attached hereto and made a part of this service and signed by the said Richard D. Morrissey, personally.
SERVED on the within named defendant Mary E. Morrissey, by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached. Served May 26, 1983.
SERVED on the within named defendant Edward J. Morrissey, by deputizing the Sheriff of Allegheny County, Pennsylvania, as per his affidavit of service hereto attached. Served August 4, 1983.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Aug. 25, 1983 @ 11:00 A.M., upon praecipe of Plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file and answer and damages are assessed as follows: Principal balance due pursuant to terms of mortgage, Sixteen Thousand Four Hundred Forty-four Dollars and one Cent; Reasonable attorney's fees of 5% of Mortgage debt in accordance with terms of mortgage documents and provisions of the Act of Assembly of 1974 known as Act No. 6., Eight Hundred Twenty-two Dollars and Twenty Cents; TOTAL principal debt and attorneys fees, Seventeen Thousand Two Hundred Sixty-six Dollars and Twenty-one cents; plus interest on principal debt at the rate of 11% per annum from September 28, 1982.

Debt $17,266.21 + int.

M-144,114, 54
8-25-83 Judgment entered.

JUDGMENT
Prothonotary

Ex 1983-78

Bruce A. Barrett

431.

THOMAS P. SOKOL and LORALEE SOKOL, his wife

vs.

LOUIS J. RICHARDSON, a/k/a LEWIS J. RICHARDSON and GENEVIEVE B. RICHARDSON, his wife, ORLO P. RICHARDSON and V. CATHERINE RICHARDSON, his wife, and WILLIAM L. ROBINSON and MILDRED L. ROBINSON, his wife, and their heirs, executors, administrators and assigns

COMPLAINT IN ACTION TO QUIET TITLE

Filed May 20, 1983 @ 3:24 o'clock P.M.

Tax & entry Paid $35.50
Pro Co Pd 9/8/83 9.00

May 20, 1983, Motion for Service by Publication Affidavit, and Order for Service by Publication filed.
AND NOW, this 20th day of May, A.D., 1983, upon consideration of the foregoing Motion, the Plaintiffs are hereby granted leave to make service of the Complaint on Louis J. Richardson, AKA Lewis J. Richardson and Genevieve B. Richardson, his wife; Orlo P. Richardson and V. Catherine Richardson, his wife, their heirs and assigns, by publication of the attached legal notice entitled Action to Quiet Title once in the Meadville Tribune, a newspaper of general circulation in Crawford County, Pennsylvania, and once in the Crawford County Legal Journal.
By the Court:
P. Richard Thomas, J.
May 23, 1983, Copy of order to Atty. Barrett.

June 23, 1983, Affidavit of Service filed. BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.
1. That the affiant in the Attorney for the Plaintiffs.
2. That a true and correct copy of a Quiet Title Complaint was sent by registered mail to the Defendant.
3. The registered mail was sent to Mildred L. Robinson at 42 Jordan St., Skaneateles, NY 13152, on June 16, 1983, The sender's receipt is attached hereto. 4. That the defendant received said registered mail on June 18, 1983. Said receipt card number 342263056 is attached hereto and signed by Mildred L. Robinson. Bruce A. Barret,

June 23, 1983, BRUCE A. BARRETT, Esq., being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief. 1. That the affiant is the Attorney for the Plaintiffs. 2. That a true and correct copy of a Quiet Title Complaint was sent by registered mail to the Defendant. 3. The registered mail was sent to William L. Robinson at 42 Jordan St., Skaneateles, NY 13152, on June 16, 1983. The sender's receipt is attached hereto. 4. That the defendant received said registered mail on June 18, 1983. Said receipt card number 342263055 is attached hereto and signed by William L. Robinson. Bruce A. Barrett

1

AND NOW, Sept. 8, 1983, at 4:57 o'clock P.M., upon praecipe of plaintiff 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.
FINAL JUDGMENT
James F. Simmons
Prothonotary

R - 104, 74, 124, 164, 204, 257

Aug. 5, 1983, Affidavit of Service filed. Bruce A. Barrett, Esquire, being duly sworn according to law, deposes and sets forth as follows, to-wit:
hat he did cause a Legal Notice to be published in the Meadville Tribune, a newspaper of general circulation in Crawford County, Pa. on July 7, 1983, and in the Crawford County Legal Journal on July 13, 1983. Proof of publication in both the Meadville Tribune and the Crawford County Legal Journal is attached hereto to this Affidavit.
Moreover, the said Legal Notice in the above captioned matter published in the Meadville Trubune and Crawford County Legal Journal contained the notice required by Rule 1009 (f) of the Pa. Rules of Civil Procedure, which notice required the Defendants, or any of them, to enter a written appearance personally or by an attorney within twenty (20) days of the publication of the said Legal Notice on July 7, 1983 and July 13, 1983.
Furthermore, your Affiant says that no Answer has been made by any of the defendants nor any entry of Appearance filed on their behalf in this Court as of the date of this Affidavit.
And further, affiant saith not. Bruce A. Barrett, Esq.

Aug. 8, 1983 Motion for Final Judgment in Action to Quiet Title and Final Order and Decree filed: AND NOW, this 8th day of August, 1983, an Affidavit of Service of the Complaint in the above Action to Quiet Title by publication together with a Notice to Plead having been filed and no Answer having been made by any of the Defendants or any entry of appearance filed on their behalf, this Court now, upon Motion of BRUCE A. BARRETT, Attorney for Plaintiffs, and pursuant to Rule 1066 of the Pennsylvania Rules of Civil Procedure, hereby orders and decrees that the Defendants above named, their heirs and assigns, be, and they are hereby, forever barred from asserting any right, lien, title or interest in the subject premises in Richmond Township, Crawford County, Pennsylvania, as more fully described an Exhibit "A", attached hereto and incorporated herein by reference, inconsistent with the interest or claim of the Plaintiffs as set forth in their Complaint, unless the Defendants or any of them file an Action in Ejectment against the Plaintiffs, file written objections to this order or file any such other action inconsistent with the interest or claim of the Plaintiffs as set forth in their Complaint within thirty (30) days following the date of thie ORder.
The Prothonotary of Crawford County, Pennsylvania, shall, if such action is not taken by the Defendants within the aforementioned thirty (30) day period, on praecipe of the Plaintiffs, enter a final judgment against each of the Defendants, their heirs and assigns, forever barring them from asserting any right, lien, title or interest in or to the aforementioned premises and forever barring them from impeaching, denying or in any way attacking Plaintiff's title to said Premises, or from issuing or maintaining any action attacking the same or any part thereof. Robert L. Walker, J.

Aug. 8, 1983 Copies of order to Bruce A. Barrett, Esq.

RECORD CONTINUED ON MARGIN.....

Paul D. Shafer, Jr

Shafer, Dornhaffer, Swick, Bailey & Irwin

432.

R. Charles Thomas for Township

John Spataro for Twp. Bd. of Appeals

E. Max Weiss for Conn. Lake Homeowners Ass'n & DeCapua

UTILITY CONSTRUCTORS, INC., and CLAIRMONT SUMMERS and LYNN SUMMERS,
Appellants

vs.

THE SADSBURY TOWNSHIP SUPERVISORS and CONNEAUT LAKE AREA HOMEOWNERS ASSOCIATION, HUIDEKOPER BAY PARK, INC., HUIDEKOPER RESIDENTS ASSOCIATION and ALFRED W. DeCAPUA,
Appellees

Filed May 23, 1983

Tax & Entry Paid $35.50
Pro Co Pd 4-11-84 - 900
Pro Co pd 4-18-84 30.00

NOTICE OF APPEAL

Certiorari Issued mailed (Zoning Bd. Ch.)

May 23, 1983, Motion For Zoning Appeal Hearing Pursuant to Pennsylvania Municipalities Planning Code Section 1010 and Order filed.

ORDER: AND NOW, this 23rd day of May, 1983, upon the presentation and consideration of Appellant's motion a hearing date for presentation of additional evidence is set for the 7th day of July 1983, at 9:30 A.M. in Courtroom No. 1.

By the Court,
Robert L. Walker, J.

May 24, 1983, copy of order to Paul Shafer, Esq. and copy mailed to Zoning Board Chairman Fred DeWalt.

July 6, 1983, Motion for Continuance and Order filed. ORDER: AND NOW, July 6, 1983, upon consideration of the foregoing Motion, the hearing scheduled for July 7, 1983, is hereby continued until the 8th day of Sept. 1983, at 1:30 P.M. in Courtroom No. 1 of the Crawford County Courthouse, Meadville, Pa.

Per Curiam,
P. Richard Thomas, J.

July 6, 1983, Copy of order to Atty. Paul D. Shafer, and copy to Fred DeWalt, and Attys. R. C. Thomas, John Spataro, and E. Max Weiss.

Sept. 1, 1983, Certiorari Returned. To the Honorable, the Judge within named: The plea above mentioned, with all things touching the same, so full and entire as before me they remain, I hereby respectfully certify and send, together with this writ, as above I am commanded.

Fred DeWalt.

(Record consisting of Hearing Transcript, Reproduced Commonwealth Court Record, Supplemental Reproduced Record, Zoning Amendment Application, copy of challenge of Sadsbury Twp's Zoning Amendment Ord. No. 139, 1981, 2 legal notice copies, and Findings of Fact and Conclusions of Law, of Sadsbury Township Zoning Hearing Board, 2 maps)

Sept. 13, 1983 Order filed: AND NOW, September 8, 1983, additional testimony having been taken and counsel having requested time to prepare briefs for argument, the matter is hereby set for argument October 7, 1983, at 11:00 a.m. before the undersigned.

The Intervenors will file a supplemental brief and serve the same on counsel for the homeowners on or before September 21, 1983, and counsel for homeowners, et al, will fine a reply brief and have the same in the Court's hands by 5:00 p.m., October 5, 1983.

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

Sept. 13, 1983 Copies of order to all Counsel of record.

Sept. 21, 1983, Appellant's Supplemental Brief filed.

Mar. 23, 1984 Opinion and Order Validity Of Township Ordinance filed. ORDER: AND NOW, this 20 day of March, 1984, we find Ordinance Number 139-1981 to be a valid and reasonable exercise of the Township's power to regulate land use and is in furtherance of its legitimate concern for the public welfare. The opinion of the Sadsbury Township Zoning Hearing Board declaring this Ordinance to be unconstitutional and invalid is hereby reversed. BY ORDER OF THE COURT,
P Richard Thomas P.J.

Mar. 23, 1984 Copies given to Paul Shafer, R. Charles Thomas, John Spataro and E. Max Weiss

Apr. 18, 1984 Notice Of Appeal of Defendants Conneaut Lake Area Homeowners Association, Huidekoper Bay Park, Inc., Huidekoper Residents Association and Alfred W. DeCapua to the Commonwealth Court of Pennsylvania from an Order entered in this matter on the 20th day of March, 1983, Order for Transcript and Proof of Service filed.

May 3, 1984 Notice of Docketing of Appeal Under Pennsylvania Rule of Appellate Procedure 907 filed.

June 12, 1984, Transcript of Proceedings of Evidentiary Hearing of Thursday, Sept. 8, 1983, filed.

Feb. 21, 1985, Certificate of Contents of Remanded Record and Notice of Remand Under Pennsylvania Rules of Appellate Procedure 2571 and 2572(e) filed.
Feb. 21, 1985, copy of certificate mailed to Commonwealth Court.

Feb. 21, 1985, OPINION AND ORDER filed. (Commonwealth Court Order) ORDER: NOW, December 19, 1984, the March 20, 1984 order of the Court of Common Pleas of Crawford County at Civil Action No. AD 1983 - 432, is affirmed.

FRANCIS A. BARRY,
Judge

1983

James R. Irwin

433.

Louis D. Musica

REGINA SMOCK

vs.

LLOYD SMOCK

COMPLAINT UNDER SECTION 201(a) OF THE DIVORCE CODE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, AND ALIMONY, ALIMONY PENDENTE LITE, AND COUNSEL FEES

1 copy (sheriff)

Filed May 23, 1983

Tax & entry Paid	$35.50
3 Counts Paid	45.00
Sheriff Costs	$12.75
Pro Co pd 6/8/84	9.00
Pro Co Pd 8-13-84	**5.00**

May 24, 1983, Counseling notices mailed.

June 2, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Lloyd Smock personally the within named defendant by handing a true copy of the within Complaint Under Section 201(d) of the Divorce Code, No. A.D. 1983-433, to him, on June 1, 1983, at 11:19 A.M., at his place of employment, at Channellock, Inc., South Main Street, Meadville, in the County of Crawford, the State of Pennsylvania.
So answers,
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

June 20, 1983, Appearance of Louis D. Musica, attorney for defendant filed.

Apr. 12, 1984 Affidavit Of Consent for Plaintiff filed.

Apr. 12, 1984 Affidavit Of Consent for Defendant filed.

June 7, 1984 Sepatation And Property Settlement Agreement filed.

June 7, 1984 Upon praecipe of attorney to transmit record, this case is moved to court.

June 13, 1984 DIVORCE DECREE FILED:

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 § 201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution; This Decree provides that the marital property of the above named parties shall be divided in accord with a Separation and Property Settlement Agreement dated April 2nd, 1984, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term.

This Agreement, in part, provides that Plaintiff shall be sole owner of jointly owned real estate in Meadville, CrawfordCounty, Pennsylvania. The parties have mutually divided their personal property and motor vehicles, with Husband being the sole owner of a 1978 Ford pick-up truck and Wife the sole owner of a certain 1975 Ford LTD.

3. A copy of the Separation and Property Settlement Agreement of the parties, dated April 2nd, 1984, 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 number and term.

4. No other matters or causes of action provided under the Pennsylvania Divorce Code Act No. 1980-26 are reserved by either of the parties.

This Order shall be effective as of this 13th day of June 1984.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Aug. 13, 1984 Notice of Election to Retake Maiden Name filed. To be known as Regina M. Foriska.

Mason & Mason

434.

John F. Spataro

ROBERT L. LEWIS

vs.

DON C. TYLER

Filed May 23, 1983
and issued.

Tax & entry Paid $35.25 ✓

Pro Co Pd 8-16-83 - 15.00 ✓

APPEAL OF DEFENDANT FROM JUDGMENT
OF DISTRICT MAGISTRATE WENDELL BENNETT

May 23, 1983, Rule to File Complaint Issued.

May 25, 1983, Proof of Service filed.

June 8, 1983, Complaint filed.

July 12, 1983 Answer to Complaint filed.

Aug. 15, 1983 Defendant's Attorney files praecipe for reference to arbitrators, whereupon the following Arbitrators are appointed:

Russell L. Schetroma, Chairman
Theodore Watts
Christine McCrea

11/22/83 Received $160.00
Sub-Fee
James F Ammerman

Aug. 31, 1983, Arbitrators Take the Qualifying Oath.

Nov. 2, 1983, Decision of Arbitrators filed in which they find: in favor of the plaintiff Robert L. Lewis and against the defendant Don C. Tyler in the amount of One Thousand and sixty-eight dollars ($1,068.00) plus costs.

11-8-83 Received $160.00
Crawford County
Commissioners
Virgil D Kelly
& others

T - 41
Decision entered - 11/2/83

DECISION OF ARBITRATORS

Nov. 2, 1983, copies of Decision to Attys. Mason and John Spataro.

Nov. 22, 1983, Attorneys Affidavit filed.

Nov. 22, 1983, Appeal From Award of Arbitrators of Defendant filed. Notice of Appeal to Attys. R. Schetroma and Dan Mason.

Nov. 22, 1983, Defendant's Notice of Appeal filed.

Mar 13, 1984 Certificate of Readiness filed.

Apr. 2, 1984, Motion to Schedule Case for Trial and order filed. ORDER OF COURT: And Now, April 2, 1984, Trial set for May, 1, 1984 at 1:30 P.M.

Robert L. Walker, J.

Apr. 2, 1984, copies of order to Attys. Dan Mason, John Spataro, and Russell Schetroma.

May 2, 1984 Exhibits filed with papers.

May 3, 1984 Verdict filed: AND NOW, May 1, 1984, after non-jury trial, the Court finds the plaintiff has failed to carry the burden of proof, and accordingly, enters judgment in favor of the defendant.

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

May 4, 1984 Copies of order to Dan Mason and John Spataro, Esqs.

1983

Rodgers Perfilio
Heiman Sewinsky PC

435.

FIRST NATIONAL BANK OF
MERCER COUNTY

vs.

WILLIAM R. SPENCER, JR.
and DEBORAH L. SPENCER

Filed May 23, 1983
@ 4:00 o'clock P.M.

Pro Simmons Paid $9.00
Plff on orig 6.50
Satisfaction Pd. 5/20/88 5.00

AGREEMENT TO REVIVE

of

DSB 347 May Term 1978

The undersigned hereby agree that the judgment entered on June 1, 1978 at No. 347 May Term 1978 be revived and the lien continued and authorize the Prothonotary to enter and index a judgment of revival in the amount of Nine Thousand Five Hundred Seventy Seven.

Dated.....May 17, 1983
Debt.....$9,577.01
S - 173, 43....JUDGMENT

James F. Simmons,
Prothonotary

May 20, 1988 This Judgment Satisfied.
(See paper filed).

Culbertson, Weiss, Schetroma and Schug Donald Fickenscher 436.	SANDRA L. HALL SWARTZ-LANDER vs. NATHAN SAVITZ and THOMAS STERRETT Filed May 23, 1983 Tax & entry Paid $35.50 ✓	SUMMONS IN TRESPASS Issued (sheriff) Feb. 3, 1987 Writ Returned: Returned: Returned to Prothonotary's Office, January 29, 1987, unserved, no instructions, and no check. So answers, Howard N. Stewart, Sheriff

1983

Peter E. Blystone
Blystone & Blystone

437.

FIRST FEDERAL SAVINGS OF ERIE, A DIVISION OF COLONY-FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION

vs.

JAMES A. HUMMEL and SUSAN A. HUMMEL

Filed May 24, 1983

Tax & entry Paid $35.50
Sheriff's Costs $29.35
Pro Co Pd 6/27/83 9.00

COMPLAINT-ACTION OF MORTGAGE FORECLOSURE

3 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 403, page 217.

May 24, 1983, Military Affidavit filed. 1 copy (sheriff)

May 25, 1983, Affidavit Pursuant to Pa. R.C.P. No. 1145(c) As To Last Known Address filed. 1 copy (sheriff)

June 7, 1983, Sheriff's Return filed. SERVED AND MADE KNWON TO James A. Hummel, one of the defendants in this action, by posting a copy of the Complaint, filed in this action, on the most public part of the land at R. D. #3, Walnut Drive, Conneaut Lake, in the County of Crawford, State of Pa., on May 27, 1983, at 2:30 P.M., and by sending to James A. Hummel, a copy of the Complaint, filed in this action, by Registered Mail to his last known address, to-wit: 230 Fifth St. New Philadelphia, Ohio. Said Registered Mail was sent to the said James A. Hummel on the 24th day of May, 1983 and said Registered Mail Article was returned, undelivered to the Office of the Sheriff of Crawford Co., Pa., as is indicated by Registered Mail Article No. P355 827 645 attached to and made a part of this return.
SERVED AND MADE KNOWN TO Susan A. Hummel, one of the defendants in this action, by posting a copy of the Complaint, filed in this action, on the most public part of the land, at R. D. #3, Walnut Drive, Conneaut Lake, in the County of Crawford, State of Pa., on May 27, 1983, at 2:30 P.M., and by sending to Susan A. Hummel, a copy of the Complaint, filed in this action, by Registered Mail, to her last known address, to-wit: 230 Fifth St. N.W., New Philadelphia, Ohio. Said Registered Mail was sent to the said Susan A. Hummel on the 24th day of May, 1983, and said Registered Mail Article was returned, undelivered to the Office of the Sheriff of Crawford Co., Pa., as is indicated by Registered Mail Article No P355 827 644 attached to and made a part of this return.
NO PERSON, was found in possession of the mortgaged premises, located at R. D. 3, Walnut Drive, Conneaut Lake, in the County of Crawford, the State of Pennsylvania
So answers,
E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff
upon praecipe of plaintiff atty.

And Now, June 27, 1983 at 11:00 o'clock A.M. Judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an answer, and damages are assessed in the amount of Thirty Nine Thousand Nine Hundred Fifty Nine and 01/100 Dollars, with int. at rate of $12.202 per diem from Nov. 1, 1982.

Debt - $39,959.01
Int. from 11/1/82

H - 92, 152
6/27/83 - Judgment entered

JUDGMENT
James F. Simmons,
Prothonotary

EXECUTION 1983 - 50

James R. Irwin

438.

JANICE ANN TOKARCIK

vs.

ALEXANDER JOHN TOKARCIK

Filed May 24, 1983

Tax & entry Paid $35.50
3 Counts Paid 45.00
Pro Co pd. 9-8-83 9.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, COUNSEL FEES, CHILD SUPPORT, AND CHILD CUSTODY

May 24, 1983, Counseling notices mailed.

May 24, 1983, Acknowledgement of Service filed. I, Alexander John Tokarcik, being duly sworn according to law, depose and say that on this 23rd day of May, 1983, I was personally served by James R. Irwin, a certified copy of a Divorce Complaint, filed at the above stated term and number. Alexander John Tokarcik.

Sept. 8, 1983 Separation And Property Settlement Agreement filed.

Sept. 8, 1983 Affidavit Of Consent of Defendant filed.

Sept. 8, 1983 Affidavit of Consent of Plaintiff filed.

Sept. 8, 1983 Upon Praecipe To Transmit Record of Plaintiff Attorney this case moved to court.

Sept. 28, 1983 DIVORCE DECREE Filed

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 §201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accord with a Separation and Property Settlement Agreement dated September 6th, 1983, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term on September 8th, 1983.

This Agreement, in part, provides that Plaintiff shall be in exclusive possession of the marital residence located at R. D.# 3, Box 53, Conneaut Lake, Pa., as long as said real estate is used as the primary residence of Wife and at least one child of this marriage, and further, so long as Wife shall not cohabit with an adult male unrelated by blood, or remarry.

Further, the division of marital-owned personal property shall be made in accordance with Section 10 of the Separation and Property Settlement Agreement dated September 6th, 1983, as aforementioned.

3. Child Support: This Decree provides that t he Husband shall pay to the Wife for the support, maintenance and education of their minor children, the sum of Three Hundred Twenty-Five ($325.00) Dollars bi-weekly, payable in advance, until each child attains the age of eighteen (18) years or graduates from high school, whichever event occurs last. The parties agree that the amount of child support will be reduced by one-third (1/3) of the current obligation upon such event. Said provisions are set out in further detail in section 16 of the aforementioned Separation and Property Settlement Agreement.

4. Child Visitation/Custody: This Decree provides that the Wife shall have custody of the three (3) minor children and that Husband shall have liberal visitation with a minimum of once a week.

5. A copy of the Separation and Property Settlement Agreement of the parties, dated September 6th, 1983, 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 number and term.

6. No other matters or causes of action provided under the Pennsylvania Divorce Code Act No. 1980-26 are reserved by either of the parties.

This Order shall be effective as of this 27 day of Sept., 1983.

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

439.

Knox Graham
McLaughlin Gornall
and Sennett, Inc.
Carl N. Moore
for Gen. Accident
Corp.

EDWARD A. SMITH and
ALVERTA L. SMITH,
individually and as
parents and natural guar-
dians of ARLEY SMITH,
a minor

vs.

RICHARD ALLEN HALSAVER
and KENNETH GEORGE HAL-
SAVER, Co-Executor of
the Estate of B. IRENE
PROPER, KENNETH GEORGE
HALSAVER, KENNETH
HALSAVER III, KATHRYN
IRENE PATTON, ROBERT
WARREN HALSAVER, RICHARD
ALLEN HALSAVER, and
GENERAL ACCIDENT
CORPORATION

Filed and Issued
May 25, 1983

Tax & entry Paid $35.50 ✓
Pro Co Pd 5/25/83 6.00 ✓

SUMMONS IN TRESPASS

Issued

May 25, 1983, Petition To Settle Minor's Action and Order filed. ORDER: AND NOW, this 25 day of May, 1983, upon consideration of the foregoing Petition, it is hereby ORDERED, ADJUDGED AND DECREED that the within cause of action be settled, with prejudice, for the sum of $4,000.00 This settlement is to be alloca-ted as follows:

Edward A. Smith and Alberta L. Smith for payment of the hospital and doctor's bills for their son, Arley Smith, as a result of the accident of July 11, 1982.....$2,696.98

Edward A. Smith and Alberta L. Smith, as parents and natural guardians of Arley Smith a minor, in trust until Arley Smith reaches the age of majority..... 1,303.02

It is hereby ORDERED AND DECREED that the trust created herein shall be placed in a savings account in a federally insured bank or savings and loan institution in Crawford County, Pennsylvania and that there are to be no withdrawals of the minoes from that fund until Arley Smith reaches the age of majority or with prior Court approval. P. Richard Thomas, J.

May 25, 1983, copy of order to Atty. Moore.
1 copy (atty)

May 25, 1983, Upon praecipe of defendant attor-ney, this above action marked settled and discontinued of record.

Fuller, Kinnunen, Miller and Gamble

Ann Hansen Gamble

440.

Barbara L. Charles

~~Ferguson, Spataro & Rowden~~

~~J. Wesley Rowden~~ (withdrawn)

Mahany, Roeder & Smith

Tamera Ochs Rothschild

BARBARA I. SHUDA

vs.

ALEC J. SHUDA

Filed May 25, 1983

Tax & entry Paid $35.50 ✓
3 Counts Paid 45.00 ✓

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

1 copy (atty)

June 7, 1983, Affidavit Of Mailing Complaint Under PA. R.C.P. No. 1124(b) 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 May 31, 1983 she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to Alec J Shuda, 2851 Cantrell Street, Philadephia, Pennsylvania, the Defendants last known address. The said receipt being attached hereto. Ann Hansen Gamble

Aug. 4, 1983 Motion to Enter Custody and Visitation Agreement and Order filed: And now, Aug. 4, 1983 Motion granted.

P. Richard Thomas, J

Aug. 4, 1983 Copies of order to Ann H. Gamble, Esq.

Aug. 4, 1983 Custody and Visitation Agreement filed.

Oct. 26, 1983 Motion to set a date for hearing and Order filed. AND NOW, 10/25 1983 Hearing set Dec. 1, 1983 10:30 A.M. P Richard Thomas, J

Oct. 27, 1983 Copies of order to Ann Hansen Gamble and Alec J. Shuda.

Nov. 29, 1983 Inventory And Appraisement Of Plaintiff, Barbara I. Shuda filed.

Dec. 1, 1983 Plaintiff's Income And Expense Statement filed.

Dec. 2, 1983, ORDER filed. AND NOW, December 1, 1983, at the time fixed for hearing on the plaintiff's request for alimony pendente lite and counsel fees and costs, the plaintiff and her counsel having appeared and the defendant, although notified of thehearing, having failed to appear, and the Court having very little evidence as to the defendant's current earnings because of his failure to appear and his failure to communicate with his wife, the defendant is ordered to pay the sum of $250.00 in counsel fees on or before December 31, 1983, and the sum of $75.00 per week as alimony pendente lite until further Order of Court. This Order is made without prejudice to the right of the defendant to request further hearing, personally appear at such hearing and offer appropriate evidence as to his income if the amount herein ordered is excessive in the light of such income. BY ORDER OF THE COURT,
(5) Robert L. Walker, Judge

Dec. 2, 1983, Copies of order to Atty. Gamble. (one copy for dft also)

June 18, 1985 Withdrawal of Appearance of Samuel Brenner Attorney for Defendant, and Appearance of Barbara L. Charles, Esq. Attorney for Defendant filed.

Jan. 20, 1989, Appearance of Ferguson, Spataro & Rowden, by J. Wesley Rowden, attorneys for defendant, filed.

Oct. 11, 1989, UPon praecipe of Defendant attorney, J. Wesley Rowden, appearance withdrawn. And upon praecipe of Tamera Ochs Rothschild, appearance for defendant Alec J. Shuda, filed.

Oct. 11, 1989, Certificate of Service of Withdrawal of Appearance and Entry of Appearance filed.

June 16, 1997 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 10/11/1989. 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 August 5, 1997, 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 August 5, 1997. 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:

Date: June 16, 1997 Anthony J. Vardaro, J.

June 16, 1997 Copies mailed by Court Administrator's office.

Aug. 18, 1997 Proof of Service filed.

RECORD CONTINUED ON PAGE 440 (a).....

440(a)

AD 1983-440

BARBARA I. SHUDA

vs.

ALEX J. SHUDA

RECORD CONTINUED FROM PAGE 440

OF

AD 1983 - 440

****

Aug. 22, 1997 Petition for Exclusive Possession and ORDER filed. AND NOW, August 21, 1997, hearing is set for the 29th day of October, 1997, at 3:30 P.M., in Courtroom #1 of #2, of the Crawford Co. Courthouse, Meadville, PA., to hear plaintiff's petition for exclusive possession of the marital residence.

FOR THE COURT:
Ann A. Walker, Court Administrator

Aug. 25, 1997 Order FAXED Attys. Gamble and Rothschild.

Aug 5, 1997 Objection To Dismissal, filed.

Oct. 22, 1997 Motion to continue to date Certain and order filed. ORDER: ADN NOW, this 22 day of Oct 1997, hearing on the above matter is hereby continued tothe 7th dayof Jan, 1998 at 11:15 a.m. in courthouse, Meadville, Pa.

For the court,
Ann walker, ct. Adm.

10/23/97 faxed to Rothchild and Gamble

Jan 8, 1998 MOTION TO CONTINUE GENERALLY AND ORDER FILED. AND NOW, This 7th day of January 1998, hearing on the above captioned matter is hereby continued generally.

BY THE COURT
ANTHONY J. VARDARO, J.

1/8/98 FAXED GAMBLE & ROTHSCHILD

AS OF Nov. 23, 1999 ALL FILINGS IN THIS CASE ARE ON COMPUTER

AD 1983-440

1983

Mason and Mason
Joan D. Mason

441.

Watts, Pepicelli,
Youngs and Youngs
Christopher Youngs

CONSTANCE J. ZAPPIA

vs.

JOSEPH ZAPPIA

Filed May 25, 1983

Tax & entry Paid	$35.50 ✓
3 Counts Paid	45.00 ✓
Pro Co pd 11/3/89	9.00 ✓
State Pd 11/3/89	10.00 ✓

COMPLAINT IN DIVORCE, CUSTODY, TEMPORARY CUSTODY, VISITATION, EQUITABLE DISTRIBUTION, ALIMONY PENDENTE LIET, ATTORNEY FEES, COSTS

1 copy (atty)

May 26, 1983, Counseling notices mailed.

Dec. 17, 1986 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attoreny for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did onMay 26, 1983 mail to the above Defendant, Joseph Zappia by certified mail #262 247 924, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Joseph Zappia on May 28, 1983 as indicated by the return reciept card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason
of Plaintiff

Jan. 7, 1987 Affidavit of Consent filed. 1. A Complaint in divorce under Section 201(c) of the Divorce Code was filed on May 25, 1983.

2. The marriage of plaintiff and defendant is irretrievably broken and ninety days have elapsed from the date of filing the Complaint.

3. I consent to the entry of a final decree of divorce.

4. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.

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

Jan. 16, 1987, Appearance of Watts, Pepicelli, Youngs and Youngs, P.C., by Christopher Youngs, attorneys for defendant, filed.

May 8, 1987, Petition for Special Relief and Order filed. ORDER: AND NOW, this 8th DAY OF May 1987, counsel directed to attempt to resolve the issue. If not resolved court will set hearing at request of either party.

P.R.T., J.

May 11, 1987, copies of order to Attys Joan Mason and Christopher YOungs.

Nov. 29, 1988, Affidavit of Consent of defendant filed.

Nov. 3, 1989 Upon praecipe of Plaintiff Attorney For Review Under §201(c) of the Divorce Code, this case moved to court.

Nov. 3, 1989 Motion To Remove Additional Counts and Order filed. And now, Nov. 9, 1989 Motion Allowed.

Robert L. Walker, J

Nov. 14, 1989 Copies of order to Joan Mason and Christopher Youngs

Nov. 9, 1989 **DIVORCE DECREE FILED.**

And now, November 9, 1989, it is ordered and decreed that CONSTANCE J. ZAPPIA, plaintiff, and JOSEPH ZAPPIA, defendant, are divorced from the bonds of matrimony.

BY THE COURT,
Robert L. Walker, J

442.

THE PA. BANK AND TRUST CO.

vs.

GLENN C. EISENHUTH
SANDRA EISENHUTH

Filed May 25, 1983
@ 11:00 o'clock A.M.

Pro Simmons Paid $9.00
Plff on orig 6.50

AGREEMENT TO REVIVE

of

DSB 1978 - May #485

The undersigned hereby agrees that the judgment entered on June 26, 1978 to Common Pleas, May #485, be revived and the lien continued and authorizes the Prothonotary to enter and index a judgment of revival in the amount of $23,124.06 plus costs.

Dated.....May 23, 1983
Debt.....$23,124.06
E - 73, 153....JUDGMENT

James F. Simmons, Prothonotary

July 5, 1984 Writing filed wherein Plaintiff releases from the lien of the above entitled judgment the following described property, to-wit: that certain piece or parcel of land situate in the Borough of Hydetown, Crawford County, Pennsylvania, bounded and described as follows: (For More complete description, See Release of Lien filed)

1983

Knox, Graham, McLaughlin, Gornall & Sennett, Inc.
David M. Mosier

443.

THE HARFORD MUTUAL INSURANCE COMPANY

vs.

ALFRED ROBINSON

Filed May 26, 1983

Tax & entry Paid $35.50
Sheriff's Costs 37.75
Sheriffs Costs 18.75
Pro Co pd 5/17/84 6.00

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

July 18, 1983 Sheriff's Return filed. AND NOW, June 24, 1983 after diligent search and inquiry, Alfred Robinson, Defendant within named" "not found" within the jurisdiction of this court.

Ned Anderson, Deputy Sheriff
Robert N. Michel, Sheriff

NOT FOUND, as to the within named defendant Alfred Robinson, as per the within affidavit received from Sheriff Robert N. Michel, Erie County, Pennsylvania attached. Not Found as of June 24, 1983.
So answers, Howard N. Stewart, Sheriff

Sept. 6, 1983, Complaint Reinstated.

Sept. 26, 1983, Sheriffs Return filed. SERVED AND MAKE KNOWN TO Alfred Robinson, personally the within named defendant by handing a true copy of the within Complaint in Assumpsit, No. AD 1983 - 443, to him, on Sept. 26, 1983, at 9:40 A.M. at his place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pa.
So answers, Florence I Beck, Dep. Sheriff
Howard N. Stewart, Sheriff

May 16, 1984 Upon praecipe of Plaintiff's Attorney the above captioned case is marked settled and discontinued of record.

Shafer, Dornhaffer, Swick, Bailey & Irwin
Charles Swick

444.

ELIZABETH ANN WHITNEY

vs.

BRIAN DEAN WHITNEY

Filed May 26, 1983

Tax & entry Paid $35.50
2 Counts Paid 30.00

Pro Co Pd 2-8-84 9.00
Pro Co Pd 3/20/84 - 5.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE, ALIMONY PENDENTE LITE,& COUNSEL FEES

May 27, 1983, Counseling notices mailed.

Feb. 8, 1984 Affidavit of Service filed: I, Charles J. Swick, Esquire, after being duly sworn according to law, depose and say that I am the attorney of record for the Plaintiff in the above captioned matter, and that as such, I am authorized to execute this Affidavit; that I did, on the 31st day of May, 1983, send by Certified Mail, Return Receipt Requested, Addressee Only, to Brian D. Whitney, a true and correct copy of the divorce complaint filed at the above term and number at his last known address of 596 Arch Street, Meadville, Pa., as evidenced by the attached sender's receipt No: 499 194 and that on June 10th, 1983, I did receive the duly executed return receipt dated the 9th day of June, 1983.

Charles J. Swick, Esquire
Attorney for Plaintiff

Feb. 8, 1984 Affidavit of Consent of Plaintiff filed.

Feb. 8, 1984 Affidavit of Consent of Defendant filed.

Feb 8, 1984 Upon Praecipe of Plaintiff's Attorney and Waiver of Plaintiff, this case is moved to Court.

Feb. 13, 1984 DIVORCE DECREE FILED:

AND NOW, February 13, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ELIZABETH ANN WHITNEY AND BRIAN DEAN WHITNEY

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Mar. 20, 1984, Notice of Election To REtake Maiden Name filed. To Be Known As ELIZABETH ANN SEIDEL.

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

445.

VENANGO FEDERAL SAVINGS AND LOAN ASSOCIATION

vs.

DAVID W. STRUBLE and MARY M. STRUBLE

Filed May 26, 1983

Tax & entry Paid $35.50

Sheriff's Costs 21.55
Pro Co pd. 7/20/83 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 391, page 444.

June 27, 1983 Sheriff's Return filed: SERVED David W. Struble, the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure, AD 1983-445 to Jane Marano, namely sister-in-law, the person in charge of said defendant's residence on June 23, 1983, at 10:54 A.M. at R.D.3, Union City, Crawford Co., Pa., the residence of said defendant.

SERVED Mary M. Struble, the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure, AD 1983-445, to Jane Marano, namely sister, the person in charge of said defendant's residence on June 23, 1983, at 10:53 A.M. at R.D.3, Union City, Crawford Co., Pa., the residence of said defendant.

So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, July 20, 1983 at 2:59 P.M. upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an Answer to Plaintiff's Complaint within twenty (20) days from service hereof and damages are assessed at the sum of Fifteen Thousand Sixty-five and47/100, with interest and costs.

S-45-115

Debt, $ 15,065.47
Judgment
James F. Simmons
Prothonotary

July 20, 1983- Judgment entered

mailed

July 20, 1983 Notice of Entry of Judgment to both defendants.

EX 1983 - 65

As of June 10, 2002 any filings involving this case may be found on the computer.

Culbertson, Weiss, Schetroma & Schug
Donald Fickenscher

446.

MARVIN SHICK

vs.

JOLENE and/or CARL PETERSON

Filed May 26, 1983

Tax & Entry Paid $35.25
Pro Co Pd 8-31-83 9.00
Pro Co Pd 8-31-83 9.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF DISTRICT JUSTICE HARRY RANDALL

May 26, 1983, Proof of Service filed.

June 13, 1983 Complaint filed. (2 copies-Atty).

July 20, 1983 Affidavit of Service filed: AND NOW, July 20th, 1983, comes Donald A. Fickenscher, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That he is the Attorney for MARVIN H. SHICK, Plaintiff in the above captioned matter.

2. That on information furnished to him by the Plaintiff, he caused a certified copy of the Complaint in Assumpsit to be forwarded by Certified Mail No. P355 825 354, postmarked June 13, 1983, to last known address of the Defendant, JOLENE PETERSON, 76 Williams Street, Meadville, Pennsylvania, 16335.

3. That the Defendant, Jolene Peterson, on June 15, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Donald A. Fickenscher, Esquire

July 20, 1983 Affidavit of Service filed: AND NOW, July 20th, 1983, comes Donald A. Fickenscher, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That he is the Attorney for MARVIN H. SHICK, Plaintiff in the above captioned matter.

2. That on information furnished to him by the plaintiff, he cause a certified copy of the Complaint in Assumpsit to be forwarded by Certified Mail No. P355 825 353, postmarked June 13, 1983, to the last known address of the Defendant, CARL PETERSON, 76 Williams Street, Meadville, Pennsylvania 16335.

3. That the Defendant, CARL PETERSON, on June 15, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Donald A. Fickenscher, Esquire

AND NOW, August 31, 1983 @ 2:00 P.M., upon praecipe of Plaintiff's Attorney with affidavit of notice of entry of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant/ Carl Peterson for failure to file an answer and the same is liquidated at the sum of One Thousand Three Hundred and Fifty Dollars plus Thirty-six Dollars and Fifty Cents District Justice Costs, costs of suit and interest from June 13, 1983.

Debt $1,350.00 + Costs & int.

P-208
Judgment enter against Carl Peterson 8-31-83

JUDGMENT
James F. Simmons
Prothonotary

AND NOW, August 31, 1983 @ 2:00 P.M., upon praecipe of Plaintiff's Attorney with affidavit of notice of entry of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant, Jolene Peterson, for failure to file an answer and the same is liquidated at the sum of One Thousand Three Hundred Fifty Dollars plus cost of District Justice, Thirty-six Dollars and Fifty Cents, costs of this suit and interest from June 13, 1983.

Debt $1,350.00 + costs & int.

P-203
Judgment entered against Jolene Peterson 8-31-83

JUDGMENT
James F. Simmons
Prothonotary

1983

Culbertson, Weiss, Schetroma & S chug
Donald Fickenscher

447.

MARVIN SHICK

vs.

PENNY and/or WILLIAM WILLIS

Filed May 26, 1983

Tax & entry Paid $35.25
Pro Co Pd 8-3-83 9.00
Pro Co. Pd 8-3-83 9.00

APPEAL OF PLAINTIFF FROM JUDGMENT OF DISTRICT JUSTICE HARRY RANDALL

May 26, 1983, Proof of Service filed.

June 13, 1983 Complaint filed. (2 Copies Attested) Atty.)

July 29, 1983 Affidavit of Service filed. And Now, July 20th, 1983, comes Donald A. Fickenscher, Esquire, being duly sworn according to law, deposes and sets forth as follows: 1. That he is the Attorney for Marvin H. Shick, Plaintiff in the above captioned matter. 2. That on information furnished to him by the Plaintiff he caused a certified copy of the Complaint in Assumpsit to be forwarded by Certified Mail No. P355 825 352, postmarked June 13, 1983, to the last known address of the Defendant, PENNY WILLIS, 902 Main Strett, Conneautville, Pennsylvania, 16406. 3. That the Defendant, PENNY WILLIS, on June 14, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A". 4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure. Donald A. Fickenscher, Esquire

July 20, 1983 Affidavit of Service filed. And Now, July 20th, 1983, comes Donald A. Fickenscher, Esquire, being duly sworn according to law, deposes and sets forth as follows: 1. That he is the Attorney for MARVIN H. SHICK, Plaintiff in the above captioned matter. 2. That on information furnished to him by the Plaintiff, he caused a certified copy of the Complaint in Assumpsit to be forwarded be Certified Mail No. P355 825 351, postmarked June 13, 1983, to the last known address of the Defendant, WILLIAM WILLIS, Box 641, Linesville, Pennsylvania 16424. 3. That the Defendant, WILLIAM WILLIS, on June 20, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A". 4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure. Donald A. Fickenscher, Esquire

AND NOW, Aug. 3, 1983 Upon Praecipe of Plaintiff's Attorney, with affidavit of notice of entry of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant, Penny Willis, for want of an answer and the same is liquidated in the amount of Seven Hundred Forty-five Dollars plus Thirty-six Dollar and Fifty Cents cost of District Justice action, costs of this suit and interest from June 13, 1983.

Debt $781.50 + Int & Costs
W-131 JUDGMENT
James F. Simmons
8-3-83 Judgment entered Prothonotary

AND NOW, Aug. 3, 1983 Upon Praecipe of Plaintiff's Attorney, with affidavit of notice of entry of judgment attached, judgment is hereby entered in favor of the Plaintiff and against the defendant, William Willis, for want of an answer and the same is liquidated in the amount of Seven Hundred Forty-five Dollars plus Thirty-six Dollars and Fifty Cents cost of District Justice action, costs of this suit and interest from June 13, 1983.

Debt $781.50 + Int and costs
W-171 JUDGMENT
8-3-83 Judgment entered. James F. Simmons
Prothonotary

1983

Barco and Barco
George J. Barco

448.

Bozic, Thomas &
Johnson
R. Charles Thomas

ROBERT J. SHAY, JR.

vs.

ERIE INSURANCE EXCHANGE

Filed May 26, 1983

Tax & entry Paid $35.50 ✓
Pro Co pd 12-27-84 6.00 ✓

COMPLAINT IN ASSUMPSIT

2 copies (atty)

(Jury Trial Demanded)

May 26, 1983, Praecipe for Appearance and Acceptance of Service filed. And now, May 26, 1983, we hereby appear for Erie Insurance Exchange the defendant in the above case, and acknowledge receipt of a true and correct copy of the filed Complaint on behalf of the Defendant this date.

R. Charles Thomas, Esq.

July 27, 1983, Answer filed.

Sept. 7, 1984, Certificate of Readiness filed.

ON TRIAL LIST FOR OCTOBER 1984; No. 30; Non Jury

Sept. 26, 1984 Order filed. AND NOW, September 24, 1984, at the time of the call of the List, counsel advises depositions have not been completed. The Court directs all depositions in this case to be completed by November 15, 1984, and the Court will schedule the matter for hearing in a non-jury trial some time after December 1, 1984.

BY ORDER OF THE COURT,
P Richard Thomas, J

Sept. 26, 1984 Copies to Yolanda Barco and R. Charles Thomas

Dec. 21, 1984 Petition For Approval Of Settlement Of No-Fault Claim and Order filed. AND NOW, this 21st Day of December, 1984, in consideration of the facts set forth in the foregoing Petition and the verification thereif, it is hereby ordered and decreed:

1). That the proposed settlement of the wage loss claim in the above action for the amount of $1,500.00 without interest and free of attorney fees, is approved.

2). That the proposed settlement relates to the work loss claim only, with the Plaintiff to continue to be entitled to all of the medical care, rehabilitation services and other allowable expenses under the applicable law; and

3). That upon payment of the settlement amount of $1,500.00 for the wage loss claim, the Plaintiff is directed to execute the Defendant's Release therefor and to mark the action settled and discontinued of record.

BY THE COURT,
P. Richard Thomas

Dec. 21, 1984 Copies to George Barco and R. Charles Thomas

Dec. 26, 1984 Upon praecipe of Attorney for Plaintiff the above case is marked settled and discontinued of record as of this date.

Feb. 12 1985, Deposition of Darla M. Shay filed. (deposition filed at AD 1981 - 1012.)

449. Bruce A. Barrett	PETITION FOR INVOLUNTARY TREATMENT of ALICE M. PHANCO Filed May 26, 1983	PETITION FOR INVOLUNTARY TREATMENT Mental Health Procedures Act of 1976 (Sections 304 and 305) June 6, 1983, Report Of Mental Health Review Officer (John D. Petruso) Recommendation and Order filed. AND NOW, this 6 of June, 1983, 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 Alice M. Phanco be committed to Warren State Hosp. for treatment for a period not to exceed 90 days. BY THE COURT, P Richard Thomas, J June 6, 1983, Copies to Bruce A Barrett, Mr. Dickey and Mrs. Miller of Meadville City Hospital.

Oct. 3, 1983 Report Of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 30th of Sept. 1983, 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 Alice Phanco be committed to Warren St. Hosp. for treatment for a period not to exceed 180 days.

By The Court, P Richard Thomas

Oct. 5, 1983 Copies to Bruce Barrett, Paul Dickey and Warren State Hospital

May 24, 1984, Petition for Involuntary Treatment filed.

May 24, 1984, Report of Mental Health Review Officer John W. Petruso, Recommendation, and Order filed. ORDER: AND NOW, this 24 day of May 1984, 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 Alice Phanco be committed to Warren St. Hosp for treatment for a period of not to exceed 180 days.

BY THE COURT,
P. Richard THomas, J.

May 24, 1984, copies of order to Atty. Barrett, Paul Dickey and Warren St. Hosp.

Dec. 17, 1984 Petition For Involuntary Treatment filed.

Dec. 17, 1984 Report Of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 14th of December, 1984, 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 Alice Phanco be committed to Warren State Hosptial for treatment for a period not to exceed 180 days. BY THE COURT,
P Richard Thomas, J

Dec. 17, 1984 Copies to Atty. Barrett, Mr. Dickey and Warren St. Hosp.

450. Bruce A. Barrett	PETITION FOR INVOLUNTARY TREATMENT of DIANE S. CARPENTER Filed May 26, 1983	PETITION FOR INVOLUNTARY TREATMENT Mental Health Procedures Act of 1976 (Sections 304 and 305) June 6, 1983, Report Of Mental Health Review Officer (John D. Petruse) Recommendation and Order filed. AND NOW, this 6 of June, 1983, 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 Diane S. Carpenter be committed to Philhaven Psychiatric Hosp., Lancaster, PA for treatment for a period not to exceed 40 days. BY THE COURT, P Richard Thomas, J June 6, 1983, Copies to Bruce A. Barrett, Mr. Dickey and Mrs. Miller of Meadville City Hospital.

Feb. 7, 1984 Petition for Involuntary Treatment filed.

1983

Bozic, Thomas &
Johnson
John H. Bozic, Jr.

451.

Paul E. Allen

MARQUETTE SAVINGS ASSOCIATION

vs.

PAUL E. SHERMAN and KAREN I. SHERMAN, his wife

Filed May 27, 1983

Tax & entry Paid $35.50
Sheriff's Costs 16.75
Pro Co pd 10-17-83 5.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 362, page 151.

June 14, 1983, Sheriff's Return filed. SERVED Paul E. Sherman the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983-451, to Karen I Sherman, an adult member of the family with whom he resides, namely wife, on June 1, 1983, at 10:53 A.M., at their residence, at R.D. 2, Woodcock Township Road, 652, Saegertown, in the County of Crawford, the State of Pennsylvania. SERVED AND MADE KNOWN TO Karen I Sherman, personally the within named defendant by ahnding a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983-451, to her, on June 1, 1983, at 10:53 A.M., at her place of residence, at R. D. 2, Woodcock Township, Township Road, 652, Saegertwon, in the County of Crawford, the State of Pennsylvania.
So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

June 14, 1983 Defendants' Answer and New Matter filed.

Oct. 17, 1983 Upon praecipe of Plaintiff's Attorney to discontinue the above-captioned action in mortgage foreclosure without prejudice in accordance with Pa R.C.P. 229(a).

Clifford J. Kirvan 452.	OIL CREEK PLASTICS, INC. vs. MATCOR, INC. Filed May 31, 1983 and Issued Tax & entry Paid $35.50 ✓ Sheriff's Costs 48.25 Pro Co pd 5/29/84 5.00 ✓ Pro Co Rd 6/25/84 1.00 ✓	SUMMONS IN ASSUMPSIT Issued (sheriff) Aug. 16, 1983, Complaint Reinstated. Oct. 24, 1983 Writ Returned filed. Before me, the undersigned authority, personally appeared Matthew Dryer, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 23 day of August, 1983 at 9:25 A.M., he served Summons in Assumpsit, filed 8/14/83 at No. 452 Term 1983, Crawford County, Pennsylvania, upon defendant Matcor, Inc. at 301 Airport Blvd. Doylestown, Buckingham Township, Bucks County, Pennsylvania. By making known the contents thereof to William Schutt, president and handing to and leaving with him the certified copy of the Summons in Assumpsit received from Crawford County, Matthew Dryer, Deputy Sheriff Lawrence R. Michaels, Sheriff SERVED ON the within named defendant Matcor, Inc., by deputizing the Sheriff of Bucks County, Pennsylvania, as per his affidavit of service hereto attached. Served August 23, 1983. So answers, Howard N. Stewart, Sheriff May 25, 1984 Upon praecipe of attorney for Plaintiff the above captioned case is marked settled and discontinued of record.

1983

Anthony J. Vardaro 453.	ANTHONY D. MOTTILLO and JEAN E. MOTTILLO, his wife vs. SHAKLEE CORPORATION Filed and Issued May 31, 1983 Tax & entry Paid $35.50 Pro Co Pd 10/29/85-6.00	SUMMONS IN TRESPASS Issued (atty) June 21, 1983, Affidavit of Service filed. Anthony J. Vardaro, Esquire, being duly sworn according to law, deposes and says that on May 31, 1983 he delivered to the Post Offfice in Meadville, Pennsylvania for delivery to Shaklee Corporation at 444 Market Street, San Francisco, CA 94111, by certified mail, return receipt requested, a true and correct copy of the Complaint in this matter for which deponent received at the time receipt for certified article no. P 256 480 885 which is attached hereto as Exhibit "A". Thereafter on June 8, 1983 it was returned to Anthony J. Vardaro, Esquire, return receipt card bearing the same number and signed, said return receipt card being attached hereto as Exhibit "B". Anthony J. Vardaro, Esquire.

Oct. 24, 1985, Upon praecipe of plaintiff attorney, the above captioned case is marked settled and discontinued of record.

1983

Mason and Mason
Joan D. Mason

454.

VIRGINIA MARIE GREENAWALT

vs.

LENNIE RAY STEWART

Filed May 31, 1983

Tax & entry Paid $35.50 ✓
Sheriff's Costs $15.15
Pro Co Pd 11-19-84 9.00 ✓

COMPLAINT FOR CUSTODY

1 copy (sheriff)
1 copy (mediator)

ORDER:

You, Lennie Ray Stewart, have been sued in court to obtain custody, temporary custody, and visitation with the children Steven Richard Stewart and Christopher Ray Stewart.

John Fuller is hereby appointed Mediator to hear this matter.

You are ordered to appear in person at such times and places as shall be set for hearing in this matter, whether by the mediator or judge.

If you choose not to appear at a hearing or mediation, an Order may be entered despite the fact you were absent.

You are further ordered to bring with you, if in your physical custody, the two above named children.

Neither party hereto is to remove either of the children, Steven Richard Stewart and Christopher Ray Stewart from Crawford County, Pennsylvania, pending final determination of this matter.

You should take this paper to your lawyer at once. If you do not have a lawyer, or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help. Crawford County Bar Association
Service to the Public Committee
360 Chestnut St.
Meadville, Pa. 16335

By the Court,
P. Richard Thomas, J.

May 31, 1983, copy of order to Joan Mason, Esq.

June 2, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Lennie Ray Stewart, personally the within named defendant by handing a true cipy of the within Order and Complaint For Custody, No. A.D. 1983-454, to him, on May 31, 1983 at 3:07 P.M., at his place of residence, at R. D. #3, Conneaut Lake, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 15, 1984, Petition For Temporary Custody and Order filed. 1 copy (atty)

ORDER: AND NOW, this 15th day of Feb., 1984, the Defendant, Lennie Ray Stewart, is ordered to return the child, Steven Richard Stewart to the child's mother, Virginia Marie Greenawalt, and to leave both children in the mother's custody, apart from mutually agreed upon visitation, pending this litigation.
Per Curiam,
Robert L. Walker, J.

Feb. 15, 1984, copy of order to Joan Mason, Esq.

Nov. 14, 1984 Agreement and Consent Court Order filed: AND NOW, this 15 day of Nov. 1984, upon consideration of the foregoing attached Agreement and Consent Court Order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order.
Per Curiam,
P. Richard Thomas, J.

Nov. 19, 1984 copies of order to Joan Mason, Esq.

Culbertson, Weiss,
Schetroma & Schug
Mary A. Kirkpatrick

455.

6/30/83 Received $56.25
from plaintiff's Atty

9/1/83 Received $56.25
for C.C.Co. Comm
Vivian L. Stalty

8/13/83 Recd $56.25
From Defendant

Recd $56.25
Sept 2, 1983
Vivian Stalty

IRENE M. WOHLER
Petitioner

vs.

J. RICHARD WOHLER, II
Respondent

In Re:
JAMES RICHARD WOHLER, III

Filed May 31, 1983

Tax & entry Paid $35.50
Mediation Costs $112.50

PETITION FOR SHARED CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, May 13, 1983, upon presentation of the foregoing Petition, the parties herein and their representative counsel are ordered to appear before John Fuller, Child Custody Master, at such time and place as the Child Custody Master shall determine.

BY THE COURT,
Robert L. Walker, J.

June 1, 1983, copy of order to M. Kirkpatrick Esq.

June 24, 1983 Order filed. AND NOW, June 23, 1983 after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED: I. That legal custody of James Richard Wohler, III, shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records, and other important records, and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of their son. II. Physical custody of James Richard Wohler, III, shall be with his father, J. Richard Wohler, II, subject to the following conditions: A. The mother shall be entitled to visit and take her son into her custody every week, beginning Monday morning, June 27, 1983, at 10:00 A.M. to 7:00 P.M. on Tuesday evening, both prevailing local times. The mother shall be responsible for picking up and returning the boy to the father. B. The above visitation schedule set forth in paragraph A above, shall not apply to the period between Wednesday, July 20, 1983 to August 1, 1983, when the boy will be on a family vacation with his father. C. Beginning with the school year in September of 1983, and continuing until May 23, 1984, when the minor child will become an adult, the mother shall be able to visit and take her son into her custody every Sunday evening from 6:30 P.M. to 10:00 P.M. unless either the mother of the boy jas a serious conflict in their work schedule. Transportation on the Sunday evening visits shall be provided by the son, or his father. D. The mother and father sahll arrange their schedules on the four major holidays of July 4th, Thanksgiving Day, Christmas and Easter, so that the boy spends some portion of each holiday with each parent. E. There shall be no deviation form the above visitation schedule without the mutual consent of the mother and father. This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within Thirty (30) days of the date of this order. Costs of the mediation conference shall be equally divided between the parties.

By the Court,
R Richard Thomas, J.

June 27, 1983, Copies of order to Mary Ann Kirkpatrick, Bruce M. Johnson, and John Fuller.

Jack, Kookogey & Felton Robert J. Felton 456.	ROBERT W. WALLACE and BETTY J. WALLACE, his wife vs. JOHN NESBITT, his personal representatives, heirs, and assigns Filed June 1, 1983 @ 9:21 o'clock A.M. Tax & entry Paid $35.50 Pro Co pd. 9-19-83 9.00	COMPLAINT - ACTION TO QUIET TITLE June 1,1983, Affidavit, Motion For Leave to Serve by Publication, and Order filed. ORDER: AND NOW, this 1 day of June 1983, upon motion of Robert J. Felton, Attorney for Plaintiffs in the above captioned matter, leave is hereby granted to serve John Nesbitt, his personal representatives,heirs, and assigns, and all other persons, Defendants in said action, by publication of a notice of the facts set forth in the Complaint in the Titusville Herald, a newspaper of general circulation, and inthe Crawford County Legal Journal, one (1) time, and requiring the said Defendants to plead within twenty (20) days from last date of publication thereof. Per Curiam, P. Richard Thomas, J. June 1, 1983, Copy of order to Robert Felton, Esq. Aug. 11, 1983 Motion for Judgment and Order filed: FINAL DECREE: AND NOW, Aug. 11, 1983, upon presentation of the foregoing motion and due consideration thereof, it is hereby ORDERED AND DECREED that the above-named Defendants, their respective heirs, personal representatives and assigns, are forever barred from asserting any right, title, lien or interest inconsistent with the claim of the Plaintiffs, as set forth in the Complaint in this case, of, in or to the parcel of land described in Paragraph III of Plaintiffs' Complaint and from impeaching, denying or in any way attacking the title of the Plaintiffs in said property; from issuing or continuing any action attacking the same and from encumbering, mortgaging or conveying the same or any part thereof, unless the Defendants, their respective heirs, personal representatives, or assigns, take such action as is herein directed within thirty (30) days after the entry of this judgment. It is further ORDERED AND DECREED if no Petition to open this judgment or set aside this Decree is presented by the Defendants, their respective heirs, personal representatives, or assigns, 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 the Plaintiffs, shall enter judgment. PER CURIAM, Robert L. Walker, Judge Aug. 11, 1983 Copies of order to Robert J. Felton, Esq. And Now, Sept. 19, 1983 at 12:58 P.M. upon praecipe of plaintiff's attorney final judgment is hereby entered in this case, in favor of the plaintiffs and against the defendants, pursuant to the foregoing Order of Court. N-95 FINAL JUDGMENT James F. Simmons Prothonotary

Mason and Mason
Joan D. Mason

457.

Culbertson, Weiss,
Schetroma & Schug
Mary Ann Kirkpatrick

KIMBERLY ANN EBBERT

vs.

EDWARD JOSEPH VARDARO

Filed June 1, 1983

Tax & entry Paid $35.50 ✓
5.00

COMPLAINT FOR CUSTODY, TEMPORARY CUSTODY AND VISITATION

1 copy (atty)
1 copy (mediator)

ORDER:

You, Edward Joseph Vardaro, have been sued in court to obtain custody, temporary custody and visitation with the child Joseph Edward Vardaro.

William Pineo is hereby appointed mediator to hear this matter.

You are ordered to appear in person at such time and places as shall be set for hearing in this matter, whether by the mediator or the Judge.

If you choose not to appear at the hearing or mediation, an Order may be entered despite the fact you were absent.

You are further ordered to bring with you, if in your physical custody, the above named child.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Crawford County Bar Association
Service to the Public Committee
360 Chestnut Street
Meadville, Pennsylvania 16335
Telephone: 814 724-7719

By the Court,
P. Richard Thomas, J.

June 1, 1983, copy of order to Joan Mason, Esq.

June 13, 1983, Affidavit of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on June 2, 1983, mail to the above Defendant, Edward Jospph Vardaro, by certified mail #247 925, return receipt requested, deliver to addressee only, a certified copy of the Complaint for Custody, Temporary Custody, Visitation and Order in the above captioned action. Said notice was received bt Edward Joseph Vardaro on June 4, 1983, as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. /Joan D. Mason-Attorney for Plaintiff.

June 29, 1983, Appearance of Culbertson, Weiss, Schetroma and Schug, by Mary Ann Kirkpatrick, attorneys for defendant filed.

Mar. 6, 1984 Order filed: AND NOW, March 2, 1984, the above custody matter remaining undisposed of for an unreasonable period of time, the Court will enter an order terminating the matter in accord with the provisions of Rule of Judicial Administration 1901, unless plaintiff or defendant requests hearing on such proposed termination within thirty days of the filing of this Order.

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

Mar. 6, 1984 Copies of order to Joan Mason, Mary Ann Kirkpatrick, Esq. and William Pineo, Esq.

Apr. 25, 1984 Termination Order filed: AND NOW, April 25, 1984, the Court having notified counsel of record and/or the parties involved in the above captioned actions on or about March 6, 1984, that the matters have been inactive for an unreasonable period of time and the Court having received no requests for extensions of time to bring the matters to a conclusion, the Court hereby declares the above captioned cases terminated, with prejudice in accord with Rule of Judicial Administration 1901.

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

Apr 27, 1984 Copies of order to Joan Mason, Esq. and Mary Ann Kirkpatrick, Esqs.

1983

William B Moore

458.

JUDITH ANNE RHOADES

vs.

CLIFFORD EARL RHOADES

Filed June 1,1983

Tax & entry paid $35.50

Pro Co Pd 9/6/83 6.00

Pro Co Pd 9/7/83 3.00

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

1 copy (atty)

June 2, 1983, Counseling notices mailed.

Sept. 6, 1983, Affidavit of Service filed. William B. Moore, 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 the 2nd day of June, 1983, he deposited in the United States Mails by certified mail, restricted delivery, return receipt requested, postage prepaid, certified mail no. P 468 758 771 as evidenced by the receipt attached hereto and made a part hereof, a true and correct copy of the divorce complaint naming Clifford Earl Rhoades, as the defendant in the above captioned matter, and addressed to said defendant at --.

4. Service was obtained on the Defendant, on the 3rd day of June, 1983, as evidenced by return receipt for cert. mail no. P468 758 771 attached hereto and made a part hereof said receipt being signed by --.

Further, Deponent saith not. William B. Moore.

Sept. 6, 1983, Affidavit of Consent of plaintiff filed.

Sept. 6, 1983, Affidavit of Consent of defendant filed.

Sept. 6, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 3, 1983 DIVORCE DECREE FILED:

AND NOW, September 29, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JUDITH ANNE RHOADES AND CLIFFORD EARL RHOADES

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

		M.V.
Spadafore & Vardaro Anthony Vardaro 459. **Gary A. Fabian**	JOSEPHINE CATALANO, and FRANK **CATALANO** vs. WENDY J. ROTH and MARJORIE L. ROTH Filed June 1, 1983 Tax & entry Paid $35.50 Pro Co Pd 10/14/83 6.00	COMPLAINT IN TRESPASS 3 copies (atty) June 21, 1983, Affidavit of Service filed. Anthony J. Vardaro, Esq. being duly sworn according to law, deposes and says that on June 6th, 1983, he delivered to the Post Office in Meadville, Pa. for delivery to Wendy J. Roth at 527 Martling Ave., Tarrytown, New Your, 10591, by certified mail, ret. receipt requested, restricted delivery, a true and correct copy of the complaint in this matter for which deponent received at that time receipt for cert. art. No. P 262 138 110 which is attached hereto as Exhibit "A". Thereafter on June 16, 1983, it was returned to Anthony J. Vardaro, Esq. ret. receipt card bearing the same number and signed by Wendy J. Roth, said return receipt card being attached hereto as Exhibit "B". Anthony J. Vardaro. June 21, 1983, Affidavit of Service filed. Anthony J. Vardaro, being duly sworn according to law, deposes and says that on June 6th, 1983, he delivered to Post Office in Meadville, Pa. for delivery to Marjorie L. Roth at 527 Martling Ave., Tarrytown, New York 10591, by cert. mail, ret. receipt requested, restricted delivery, a true and correct copy of the Complaint in this matter for which deponent received at that time receipt for certified art. No. P 262 137 997 which is attached hereto as Exhibit "A". Thereafter on June 17th, 1983 it was returned to Anthony J. Vardaro, Esq., ret. receipt card bearing the same number and signed by Marjorie L. Roth, said return receipt card being attached hereto as Exhibit "B". Anthony J. Vardaro, Esq. **Sept. 20, 1983 Defendant's Answers filed.** Oct. 13, 1983, Upon praecipe of plaintiff attorney, the above captioned case marked settled and discontinued of record.

Joseph Kulwicki 460.	WILLIAM R. CALVIN vs. ALBERT E. HAWKINS Filed June 2, 1983 Tax & entry Paid $35.50	SUMMONS IN TRESPASS Issued (sheriff) Feb. 3, 1987 Writ Returned: Returned to Prothonotary's Office, January 29, 1987, unserved, no instructions, and no check. So answers, Howard N. Stewart, Sheriff

Cusick, Madden, Joyce & McKay
E. Madden

461.

FIRST FEDERAL OF WESTERN PENNSYLVANIA, SUCCESSOR TO FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF MERCER COUNTY

vs.

ERNEST S. DONNER and RUTH W. DONNER, husband and wife, and RANDALL L. CALVIN and ROSE M. CALVIN, husband and wife, Terre-tenants

Filed June 2, 1983

Tax & entry pd 6/6/83 $35.50
Sheriff's Costs 31.75
Pro Co Pd 7/19/83 9.00
Sat. pd. 7-27-84 5.00

COMPLAINT IN MORTGAGE FORECLOSURE

6 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 347, page 1010.

July 1, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Ernest S. Donner, one of the defendants in this action by posting a copy of the Complaint, filed in this action, on the most public part of the land, at R. D. #1, Adamsville, in the Co. of Crawford, State of Pa., on June 3, 1983, at 1:43 P.M., and by sending to Ernest S. Donner a copy of the Complaint, filed in this action, by Registered Mail to his last known address, to-wit: P.O. Box 4191, San Clemente, California, 92672. Said Registered Mail was sent to the said Ernest S. Donner on the 2nd day of June, 1983, and said Registered Mail Article was delivered to Ernest S. Donner, on the 20th day of June, 1983, at P.O. Box 4194, San Clemente, California, 92672, as is indicated by the Registered Mail Article Return Receipt attached hereto and amde a part of this service. SERVED AND MADE KNOWN TO Ruth W. Donner, one of the defendants in this action, by posting a copy of the Complaint, filed in this action on the most public part of the land, at R. D. #1, Adamsville, in the Co. of Crawford, State of Pa., on June 3, 1983, at 1:43 P.M., and by sending to Ruth W. Donner a copy of the Complaint, filed in this action, by Registered Mail to her last known address, to-wit: P.O. Box 4191, San Clemente, California 92672. Said Registered Mail was sent to the said Ruth W. Donner on the 2nd day of June, 1983, and said Registered Mail Article was delivered to Ruth W. Donner, on the 20th day of June, 1983, at P.O. Box 4191, San Clement, California 92672, as is indicated by the Registered Mail Article Return Receipt attached hereto and made a part of this service.
SERVED AND MADE KNOWN TO Rose M. Calvin personally the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983-461, to her, on June 3, 1983, at 1:40 P.M., at her place of residence, at R.D. 1, Adamsville, in the County of Crawford, the State of Pennsylvania.
SERVED Randell L. Calvin the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-461, to Rose M. Calvin, an adult member of the family with whom he resides, namely wife, on June 3, 1983, at 1:41 P.M., at their residence, at R. D. #1, adamsville, in the Co. of Crawford, State of PA.
So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, July 19, 1983 at 1:21 o'clock P.M. upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendants for failure to file an answer, and damages are assessed at the sum of Forty-three Thousand, Two Hundred one and 66/100 Dollars.

Debt. $43,201.66
Judgment
James F. Simmons
Prothonotary

D-53-143, C-141-141
7/19/83 - Judgment entered

EXECUTION 1983-62

Apr. 27. 1984 This Judgment Satisfied.
(See paper filed)

Michael Dunlavey

462.

Brian H. Baxter

WILLIAM JAWORSKI and LOUISE JAWORSKI, his wife

vs.

COMMONWEALTH OF PENNSYLVANIA and THE DEPARTMENT OF TRANSPORTATION, COMMONWEALTH OF PENNSYLVANIA

Filed and Issued
June 3, 1983

Tax & entry Paid $35.50

Pro.Co. pd 11/12/93 30.00
User's Fee pd 11/12/93 5.00
Prev Pd 3-14-94 9.00

SUMMONS IN TRESPASS

Issued (atty)

June 23, 1983, Appearance of LeRoy S. Zimmerman, Herbert L. Olivieri by Brian H. Baxter for Defendant Commonwealth Of Pennsylvania, Department of Transportation filed.

June 23, 1983, Rule entered upon Plaintiff to file Complaint, Issued.

July 12, 1983 Affidavit of Service filed: BEFORE ME, the undersigned authority, a Notary Public in and for said Commonwealth and County, personally appeared BRIAN H. BAXTER, who, being first duly sworn according to law, deposes and says that he caused service of the Certified Rule, upon the Plaintiffs, by service upon Michael E. Dunlavey, Esq., 33 E. Main St., North East, Pa. 16428, on June 27, 1983, by causing the delivery of the same by certified mail. A copy of the Return Receipt is attached hereto, marked Exhibit "A" and made a part hereof.

Further deponent sayeth not.
Brian H. Baxter
Deputy Attorney General

July 28, 1983 Complaint filed.

(JURY TRIAL DEMANDED)

Aug. 8, 1983 Defendant's Answer and New Matter filed.

Aug. 19, 1983 Notice Of Service Of Interrogatories filed.

Aug. 19, 1983 Request To Produce Under PA R.C.P. 4009 Directed To Plaintiff(s) filed.

Aug. 25, 1983 Plaintiff's Reply To Defendants' New Matter filed.

Sept. 26, 1983, Answers to Interrogatories Directed to Plaintiffs filed.

Jan 6, 1984 Notice of Deposition of William and Louise Jaworski filed.

Jan. 30, 1984, Notice of Re-Scheduled Deposition, of William Jaworski and Louise Jaworski, and Certificate of Service filed.

June 30, 1993 Plaintiffs' Request For Admissions Addressed To All Defendants filed.

July 20, 1993 Petition For Judgment of Non Pros filed.

July 20, 1993 Objections to Requsts for Admissions of Fact filed.

August 2, 1993 ORDER filed. AND NOW, July 26, 1993, a rule to show cause is hereby issued and directed to the plaintiffs to show cause if any they have why the petition for judgment of non pros should not be granted. Said rule is returnable for hearing and/or argument on the 16th day fo August, 1993 at 10:15 o'clock a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse.

Counsel for the defendants shall serve a true and correct copy of this Order and rule upon counsel for the plaintiffs forthwith.

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

Aug. 2, 1993 Copies of Order mailed to Atty. B. Baxter; copy mailed to Atty. M. Dunlavey.

Aug. 13, 1993, Plaintiffs' Motion to Continue Argument and order filed. ORDER: AND NOW, this 13 day of August 1993, the above motion is allowed and the argument resc heduled for Aug. 30, 1993 at 1:45 p.m. in C. R. No. 1.

FOR THE COURT,
Ann Walker, Ct. Adm.

Aug. 20, 1993, copies of order to Attys. Dunlavey and Baxter

Sept. 9, 1993 Plaintiffs' Motion To Continue The Argument and Order filed. ORDER: AND NOW, this 3rd day of September, upon reading the foregoing Motion to Continue Argument, it is hereby ORDRED, ADJUDGED and DECREED that Argumetn is continued until September 10, 1993 at 2:15 p.m. in Courtroom No. 1.

BY THE COURT,
Anthony J. Vardaro, J.

Sept. 9, 1993 counsel notified by Court

Nov. 3, 1993, MEMORANDUM AND ORDER filed. ORDER: AND NOW, Nov. 1, 1993, the defendants petition for judgment of non pros is granted and judgment of non pros is hereby entered on behalf of the defendants and against the plaintiffs for the reasons set forth in the attahced memorandum.

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

Nov. 3, 1993, copies dist. to Attys. dunlavey and Baxter.

Nov.12, 1993 Plaintiffs' Notice of Appeal to Commonwealth Court, filed.

Nov. 24, 1993 Plaintiffs' Petition Pursuant to Rule 3051 of the Pennsylvania Rules of Civil Procedure for Relief from a Judgment of NonPros and ORDER filed. AND NOW, this 23rd day of November,1993, upon reviewing the Petition for Relief from Judgment of Non Pros filed by the Plaintiff, the Court hereby denies said petition.

BY THE COURT:
Gordon R. Miller, President Judge

12-3-93 Copy of Order to Baxter

Continued to Page 462 A

William Jaworksi and
Louise Jaworski, his wife
vs.
Commonwealth of Pennsylvania and
The Department of Transportation,
Commonwealth of Pennsylvania

Continued fromPage 462
of Record
AD 1983 - 462

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December 17, 1993 Notice of Appeal Docketing filed. Commonwealth Cpurt Docket No. 2730CD1993.

August 8, 1994 , MEMORANDUM OPINION BY JUDGE MCGINLEY and ORDER filed. AND NOW, this 4th day of August, 1994, the order of the Common Pleas Court of Crawford County in the above-captioned matter is affirmed.
Bernard L. McGinley, Judge

Aug. 15, 1994 Copy of Order to Attys. Michael Dunlavey and Brian Baxter.

Apr. 5, 1995 MEMORANDUM OPINION BY JUDGE McGINLEY and ORDER filed. AND NOW, this 4th day of August,1994,the order of theCommon Pleas Court of Crawford County in the above-captioned matter is affirmed.
B. L. McGinley, Judge

4-12-95 copy to Attys. Dunlavy and Baxter

Apr. 5, 1995 CERTIFICATE OF CONTENTS OF REMANDED RECORD AND NOTICE OF REMAND UNDER PENNSYLVANIA RULES OF APPELLATE PROCEDURE 2571 AND 2572(e) and ORDER filed. NOW, September 22, 1994, having considered appellants' application for reargument and appellee's answer in opposition, the application is denied.
BY THE COURT:
James Gordner Colins, P.J.

4-12-95 Copy to Attys. Dunlavey and Baxter

Apr. 5, 1995 Notice of Status of Petition for Allowance of Appeal and/or Cross-Petition and/or Petition for Extension of Time/or to File Petition for Allowance of Appeal Nunc Pro Tunc filed.

1983

Kenneth G. Vasil Elderkin, Martin, Kelly, Messina & Zamboldi 463.	SEARS, ROEBUCK AND COMPANY vs. GEORGE T. O'BRIEN Filed June 3, 1983 Tax & entry Paid $35.50 **Sheriff's Costs 15.55**	COMPLAINT IN ASSUMPSIT 1 copy (sheriff) **June 27, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO George T. O'Brien, personally the within named defendant by handing a true copy of the within Complaint In Assumpsit, No. A.D. 1983-463, to him, on June 23, 1983, at 3:24 P.M., at his place of residence, at R. D. #4, Box 134, Cochranton, in the County of Crawford, the State of Pennsylvania.** **So answers, Edgar D. Householder, Deputy Sher** **Howard N. Stewart, Sheriff**

Fuller, Kinnunen,
Miller & Gamble
Ann Hansen Gamble

464.

VIRGINIA TERRILL

vs.

TERRY L. TERRILL

Filed June 3, 1983

Tax & entry Paid $35.50
1 Count Paid 15.00
Pro Paid 10/20/83- 9.00

COMPLAINT IN DIVORCE, CUSTODY

1 copy (atty)

June 10, 1983, Affidavit of Mailing Complaint Under PA. R.COP. No. 1124(b) filed. ANN HANSON GAMBEE, 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 June 6, 1983, she sent a copy of the Complaint in Divorce to the Defendant by certified mail, restricted delivery, postage prepaid, return receipt requested, to Terry L. Terrill, R. D. 1. Townville, Pennsylvania 16360, the Defendant's last known address. The said receipt being attahced hereto Ann Hanson Gamble

Oct. 20, 1983, Affidavit of Consent of Plaintiff filed.

Oct. 20, 1983, Affidavit of Consent of Defendant filed.

Oct. 20, 1983, Motion To Enter Attached Agreement and order filed. ORDER OF COURT: And now, October 20, 1983, Motion allowed except that paragraph 3 relating to remedies is not made a part of the court order as not being appropriately a part hereof.

Robert L. Walker, J.

Oct. 20, 1983, Agreement of parties filed.

Oct. 20, 1983, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to the Court.

Nov. 9, 1983 DIVORCE DECREE FILED:

AND NOW, Nov. 9, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

VIRGINIA TERRILL AND TERRY L. TERRILL

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

**BY ORDER OF THE COURT,
Robert L. Walker,**

1983

Bozic, Thomas & Johnson
David P. Truax

465.

Joseph F. Kulwicki

KATHY A. MEAD

vs.

ROBERT J. MEAD

Filed June 3, 1983

Tax & entry Paid $35.50
2 Counts Paid 30.00
Pro Co pd 2/24/84 9.00

COMPLAINT IN DIVORCE, DIVISION OF PROPERTY, ALIMONY PENDENTE LITE, COUNSEL FEES & COSTS

1 copy (atty)

June 6, 1983, Counseling notices mailed.

June 10, 1983, Appearance of Joseph F. Kulwicki, attorney for defendant file.

Feb. 8, 1984 Acknowledgment Of Service Of Complaint In Divorce filed. AND NOW, this 27 day of December, 1983, Defendant herein acknowledges that he was duly served with a true and correct copy of the Complaint In Divorce filed in the within action between June 3, 1983, date of filing the Complaint, and June 10, 1983, the date of entry of an Appearance by former counsel for the Defendant. Service of the above Complaint in Divorce was by Certified Mail No. P342268973, restricted delivery, return receipt and dated June 3, 1983. However, a return receipt card was never received by counsel for the Plaintiff. Robert J. Mead.

Feb. 23, 1984 Affidavit Of Consent for Defendant filed.

Feb. 23, 1984 Affidavit Of Consent for Plaintiff filed.

Feb. 23, 1984 Upon praecipe of attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court,

Mar. 20, 1984 DIVORCE DECREE FILED:

AND NOW, March 20, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

KATHY A. MEAD AND ROBERT J. MEAD

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Theodore H. Watts
Pepicelli and
Pepicelli

466.

ROBERT E. JOHNSON

vs.

CHERYL LEE JOHNSON

Filed June 3, 1983

Tax & entry Paid $35.50
Pro Co pd. 9-14-83 9.00

COMPLAINT UNDER SECTION 201(c) OR 201(d) OF THE DIVORCE CODE

1 copy (atty)

June 6, 1983, Counseling notices mailed.

Sept. 14, 1983 Affidavit of Consent for Defendant filed.

Sept. 14, 1983 Affidavit of Consent for Plaintiff filed.

Sept . 14, 1983 Affidavit Of Serive filed. JOYCE E. SLITER, being duly sworn according to law, deposes and says that she is an adult over the age of eighteen (18) years; that he/she served the Complaint in Divorce filed in the above matter on Cheryl Lee Johnson, Defendant personally by handing to her a true and correct copy thereof and informing her of its contents at 363 Chestnut Street, Meadville, Pa. on June 27, 1983 at 3:50 P.M.
Deponent further avers that at the time of said service the said Defendant identified herself to deponent.
Joyce E. Sliter

Sept. 14, 1983 Upon praecipe of Attorney for Plaintiff for Review Under 201 (d) of Divorce Code, this case moved to court.

Oct. 7, 1983 DIVORCE DECREE FILED:

AND NOW, October 7, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ROBERT E. JOHNSON AND CHERYL LEE JOHNSON

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Halliday, Beighley, & Halliday, P.C.
Michael Halliday
and
Morton B. DeBroff

Shafer, Dornhaffer, Swick, Bailey & Irwin by Paul D. Shafer for Jean Pepper

Dale, Woodard, Montgomery & White, by H. William White for Jean Pepper

Culbertson, Weiss, Schetroma & Schug for Kennedys
Alan Shaddinger

Reale, Fossee & Ferry, P.C. by Edwin P. Brown, Jr.
Adobe International Inc.

HATTIE KEYS

vs.

DONALD WAYNE KENNEDY, and PAUL J. KENNEDY, individually and t/a KENNEDY TRUCKING COMPANY and/or PAUL J. KENNEDY TRUCKING COMPANY and JEAN PEPPER

Adobe International, Inc. add'l dft.

Filed June 6, 1983

Tax & entry Paid $35.50 ✓
Sheriff's Costs 24.35
Sheriffs Costs 38.00
Pro Co Rd 10-7-88 - 7.00 ✓

M.V.

COMPLAINT IN TRESPASS

3 copies (sheriff)

June 22, 1983, Appearance of Shafer, Dornhaffer, Swick, Bailey & Irwin by Paul D. Shafer,Jr., for the Defendant Jean Pepper filed.

June 27, 1983, Appearance of H. William White, Esq., of Dale, Woodard, Montgomery & White, attorneys for defendant Jean Pepper, only, filed.

June 27, 1983, Sheriff's Return filed. SERVED Donald Wayne Kennedy the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1983-467, to Jake Lankowske, an adult person in charge of said defendant's residence on June 23, 1983 at 3:07 P.M., at R. D. #3, Box 16, Cochranton, in the County of Crawford, State of Pennsylvania, the residence of said defendant.
Served Paul J. Kennedy the within named defendant by handing a true copy of the within Complaint In Trespass, No A.D. 1983-467, to Jake Lankowske, an adult person in charge of said defendant's residence on June 23, 1983 at 3:06,P.M., at R. D. #3, Box 16, Cochranton, in the County of Crawford, the State of Pennsylvania, the residence of said defendant. SERVED AND MADE KNOWN TO Jean Pepper personally the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1983-467, to her, on June 14, 1983, at 2:29 P.M., at her place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pa.
So answers, Catherine I. Allen, Deputy Sheriff
Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

June 28, 1983 Appearance of Culbertson, Weiss, Schetroma & Schug by E, Max Weiss, Esq. for Kennedys and Kennedy Trucking filed.

Aug. 3, 1983 Answers and New Matter filed. (Defendant's Kennedy's)

Sept. 23, 1983, Answer and New Matter of Defendant Jean Pepper filed.

Sept. 26, 1983 Reply of Defendants Kennedy to New Matter of Defendant Pepper filed.

Nov. 14, 1983 Plaintiff's Answers To Defendant's Interrogatories filed.

May 8, 1984 Depositions of Jean Pepper, Harold Pepper, Paul Kennedy and Donald Kennedy filed.

June 6, 1984, Defendant Pepper's Answers to Plaintiff's First Interrogatories to Defendant, filed.

June 20, 1984, Defendant's Answers to Plaintiff's First Interrogatories to Defendant filed.

June 19, 1985 Petition for Extension of Time to Join Additional Defendant Nunc Pro Tunc and Order filed: AND NOW, this 19th day of June, AD 1985, upon presentation of the within Petition, it is hereby ordered that the time within which the Kennedy Defendants may join Adobe International, Inc. as an Additional Defendant is extended to the expiration of ten days after the date of this Order, without prejudice to the right of the proposed Additional Defendant or any other party to challenge the validity of the Joinder.
By order of the Court,
Robert L. Walker, J.
June 24, 1985 Copies of order to All counse of record.

July 1, 1985, Complaint of Original Defendants, Donald Wayne Kennedy and Paul J. Kennedy, Individually, and t/a Kennedy Trucking Company and/or Paul J. Kennedy Trucking, Against Additional Defendant, filed.

July 10, 1985 Verification of Paul J. Kennedy to Complaint of Kennedy Defendants Against Additional Defendant, Adobe International, Inc. filed.

July 26, 1985 Appearance of Reale, Fossee & Ferry, P.C. by Edwin P. Brown, Jr. for Adobe International, Inc. filed.

July 26, 1985, Sheriffs Return filed. Before me the undersigned authority appeared Gail Carter who being duly sworn according to law, deposes and says that on the 11 day of July 1985 at 11:56 A.M. he served Complaint against the Additional Defendant filed at AD 467 1983, Crawford County, Pa. upon defendant Adobe International, Inc. at Oliver Bldg Mellon Square, Pgh. Pa
c/o C.T. Corporation Systems
By making known the contents thereof to Grace Walz sec. and handing to and leaving with her the cert. copy of the -- received from Crawford County.
Gail Carter, Dep. Sheriff
so answers Eugene L Coon, Sheriff
SERVED on the within named defendant Adobe International Inc. by deputizing the Sheriff of Allegheny County, Pa. as per his affidavit of service hereto attached. Served on July 11,1985.
So answers Howard N. Stewart, Sheriff

RECORD CONTINUED ON PAGE 563

468.

PENNBANK, successor to THE PA. BANK AND TRUST CO.

vs.

RUTH S. STIPICH

Filed June 6, 1983
@ 2:45 o'clock P.M.

Pro Simmons Paid	$9.00
Plff on orig	6.50
Pro Co. Pd. 1/31/91	5.00

AGREEMENT TO REVIVE

of

DSB 362 May Term 1978

The undersigned hereby agrees that the judgment entered on June 5, 1978 to Craw. Co. May 1978 362 be revived and the lien continued and authorizes the prothonotary to enter and index a judgement of revival in the amount of $6,000.00 plus costs.

Dated.....April 28, 1983
Debt.....$6,000.00
S - 145 JUDGMENT
James F. Simmons,
Prothonotary

Jan. 31, 1991, Writing filed wherein plaintiff releases from the lien of the above entitled judgment the following property, to-wit: All that certain piece or parcel of land situate in Richmond Township, Crawford Co., PA.. (For more complete description, see papers filed).

Watts, Pepicelli, Youngs & Youngs
~~Christopher J. Youngs~~ (withdrawn)
Shafer, Dornhaffer, Swick, Bailey & Irwin
Christina McCrea

469.

Culbertson, Weiss, Schetroma and Schug by Mary Ann Kirkpatrick

MICHELE S. HAZEN

vs.

GEORGE R. HAZEN

Filed June 6, 1983

Tax & entry Paid $35.50

Proc Rd 7/1/83 9:68

PETITION FOR RELIEF UNDER THE PROTECTION FROM ABUSE ACT

1 copy (atty)

June 7, 1983, Order And Rule To Show Cause filed (1 copy atty.) ORDER: AND NOW, this 6th day of June, 1983, upon consideration of the within Petition, and upon Motion of Christina McCrea, Attorney for Petitioner, it is hereby Ordered, adjudged, and decreed, that the above captioned Respondent shall refrain from abusing the Petitioner, Michele S. Hazen, and other household members, and further, that possession of the premises located at 779 Williamson Road, Meadville, PA-16335, is granted to the Petitoner, to the exclusion of Respondent, evicting him from said premises pending final hearing on the merits of this Petition.
A Rule is hereby granted on the Respondent to show casse why the foregoing Order should not be made final.
Rule Returnable and hearing the 10th day of June, 1983. at 11:00 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker,J

June 8, 1983 Copy of order to Christina McCrea.

June 9, 1983, Appearance of Culbertson, Weiss, Schetroma and Schug by Mary Ann Kirkpatrick for Defendant filed.

June 10, 1983, Motion to reschedule hearing and Order filed. AND NOW, June 10, 1983, upon consideration of the foregoing Motion, a Hearing is scheduled for the 28, day of June, 1983, at 1:30 o'clock, P.M., in Court Room No. 1 or 2 of the Crawford County Courthouse at Meadville, Pennsylvania.

By The Court,
P R Thomas,J

June 10, 1983 Copies of order to Christina McCrea and Mary Ann Kirkpatrick

June 13, 1983 Affidavit of Service filed: I, Constable LeRoy Chaney, being duly sworn according to law, deposes and say that I personally served a true and correct copy of a Temporary Protection from Abuse Order to George R. Hazen, the Respondent, at his place of employment, Talon, Plant #7, South Main Street, Meadville, Crawford County, Pennsylvania on June 8th, 1983, at 3:30 P.M. at the Guardhouse of Talon at the above address.

Leroy Chaney, Constable

June 28, 1983 Order filed: AND NOW, July 28, 1983, upon the agreement of the parties as indicated by their respective counsel, the following Order is entered:
1. The Respondent specifically denies conduct in violation of the Protection from Abuse Act.
2. The Respondent agrees not to enterethe home of the Petitioner which is currently the jointly owned residence on Williamson Road and further agrees not to enter any other premises which he knows to be residence of the Petitioner.
3. The Respondent shall not threaten, frighten, or harm the Petitioner or members of her household in any way.
4. This Order shall remain in effect for one year.

By the Court,
P. Richard Thomas, J.

June 28, 1983 Copies of order to Mary Ann Kirkpatrick, Esq. and Christina McCrea, Esq.

August 27, 1986, Inventory and Appraisement of Michele Hazen filed.

Feb. 2, 1990 Appearance of Watts, Pepicelli, Youngs and Youngs PC by Christopher J. Youngs for Plaintiff filed.

Dec. 23, 1991 MOTION FOR LEAVE TO WITHDRAW and ORDER, filed, ORDER: AND NOW, this 23rd day of Dec., 1991, upon presentation and consideration of the foregoing motion, Christopher J. Youngs, Esq. is granted leave to withdraw as counsel for the Plaintiff in the above action. P. Richard Thomas, S.J.
Jan. 6, 1992 copy in box for C. Youngs, M. A. Kirkpatrick & Shafer Firm

1983

Culbertson, Weiss, Schetroma & Schug
Mary A. Kirkpatrick

470.

James R. Irwin

GEORGE HAZEN

vs.

MICHELE HAZEN

Filed June 7,1983

Tax & entry Paid $35.50 ✓
Pro Co Pd 7/12-83 45.00 ✓
State pd 12-1-94 10.00
Pro Co pd 12-1-94 9.00
Pro.Co. Pd 12/20/94 $5.00

COMPLAINT IN DIVORCE

1 copy (atty)

June 8, 1983,Counseling notices mailed.

June 16, 1983 Affidavit of Service filed: And Now, June 16, 1983, comes Mary Ann Kirkpatrick, Esquire, being duly sworn according to law, deposes and sets forth as follows:

1. That she is the Attorney for George Hazen, Plaintiff in the above captioned matter.

2. That on information furnished to her by the Plaintiff, she caused a certified copy of the Complaint in Divorce to be forwarded by Certified Mail No. P825 349 postmarked June 7, 1983, to the last known address of the Defendant, Michele Hazen, 779 Williamson Road, Meadville, Pennsylvania 16335.

3. That the Defendant, Michele Hazen, on June 9, 1983, personally signed the return receipt card which was affixed to the Complaint in the above matter and which is attached hereto as Exhibit "A".

4. Service of the Complaint against the Defendant is therefore effected in accordance with Pennsylvania Rules of Civil Procedure.

Mary Ann Kirkpatrick, Esquire

July 6, 1983 Counter Claim filed. (Two Counts)

July 6, 1983 Petition for Alimony Pendente Lite, Counsel Fees, Expenses and other Preliminary Relief and Order filed: AND NOW, this 6 day of July, 1983, upon Motion of SHAFER, DORNHAFFER, SWICK, BAILEY & IRWIN, Attorneys for Defendant/Petitioner, and upon consideration of the Petition filed in the above matter, a Rule is entered upon Plaintiff to show cause why a temporary order of Alimony, Counsel Fees, Expenses and Other Preliminary Relief should not be entered pending further hearing of this Court.

Hearing is set for the 5 day of Aug., 1983, at 2:00 o'clock, in Courtroom 1 or 2, Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
P. R. Thomas, J.

July 6, 1983 Copies of order to M. Kirkpatrick, Esq. and James Irwin, Esq.

Aug. 8, 1983 Order filed: AND NOW, August 5, 1983, after hearing, the plaintiff is directed to pay through the Domestic Relations Office of Crawford County as Alimony Pendente Lite the sum of $30.00 per week in biweekly installments effective this date and running through November 30, 1983, or until a final decree in divorce is granted whichever shall first occur.

The defendant shall also pay toward counsel fees the sum of $200.00 within a period of Sixty (60) days from this date and the Court reserves the right to make further adjustments as to counsel fees depending upon the ultimate distribution of the marital property including the right to require reimbursement by the defendant if that seems appropriate at the time.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Aug. 9, 1983 Copies of order to M. Kirkpatrick and James Irwin, Esqs.

Aug. 10, 1983 Exhibits filed with papers.

Oct. 4, 1983 Inventory and Appraisement of George Hazen, Plaintiff filed.

Nov. 21, 1983 Affidavit of Consent for Plaintiff filed.

June 10, 1986 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

July 2, 1986 Motion For Appointment of Master In Divorce and Order Appointing Master filed. AND NOW, July 7, 1986, Alan Pepicelli, Esq. is appointed Master in respect to the following claims; Divorce, Alimony, Equitable division of property, counsel fees and costs.
Deposit required: By Plaintiff $400; By Defendant $200.

PER CURIAM,
P. Richard Thomas, Judge

Nov. 17, 1994 Motion To Withdraw Counterclaim In Divorce and Order filed. AND NOW, this 16th day of November, 1994, upon presentation and consideration of the within Motion, Defendant's Counterclaim in Divorce is hereby withdrawn. Gordon R. Miller, J

Nov. 17, 1994 Faxed to Kirkpatrick and Irwin

Nov. 28, 1994 Affidavit of Consent of Defendant, filed.

Nov. 28, 1994 Upon praecipe of Plaintiff's attorney to transmit record, case moved to Court.

DIVORCE DECREE FILED

Dec. 6, 1994 AND NOW, December 2, 1994, it is ordered and decreed that GEORGE HAZEN, plaintiff, and MICHELE HAZEN, 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.

Continued to Page 571

William B. Moore 471.	SHARON JEANNE GEARY vs. JAMES RICHARD GEARY Filed June 7, 1983 Tax & entry Paid $35.50	PETITION FOR ENTRY OF CONSENT SUPPORT, CUSTODY, AND VISITATION ORDER SUPPORT ORDER: AND NOW, June 7, 1983, upon consideration of the foregoing agreement between the parties, a Support Order is hereby entered as per the terms of the above Consent Support Order. BY ORDER OF COURT, P. Richard Thomas, J. June 8, 1983, Two copies of order to Atty. Moore. (1 for dft)

Bruce A. Barrett

472.

Bozic, Thomas & Johnson
R. Charles Thomas

10/16/84 Received $40.00 from defendants atty
10/16/84 Received $9.60 from plaintiff
10/29/84 Received $50.00 from plaintiff
11/13/84 Received $50.00 from plaintiff

11-20-84 Paid $160.80 Vernon L. Stolly Chief Deputy Clerk.

JOHN L. PADEN

vs.

CAROL L. PADEN

Filed June 7, 1983

Tax & entry Paid $35.50
Sheriff's Costs 14.75

William Pineo, Mediator
Mediation Costs 160.80
Prothd 11/13/84 9.00

PETITION FOR CUSTODY
1 copy (sheriff)
1 copy (mediator)

ORDER:
AND NOW, this 6th day of June, 1983, upon presentation and consideration of the foregoing Petition for Custody, it is ordered and decreed that William Pineo is appointed child custody master. The master is directed to schedule a hearing on this matter. Temporary custody of the minor child, Justin, shall be with Tracy Paden until such time as a hearing can be held on this matter.
Robert L. Walker, J.
June 8, 1983, Copy of order to Atty. Barrett.

June 14, 1983, Sheriff's Return filed. SERVED AND MADE KNOWN TO Carol L Paden personally the within named defendant, by handing a true copy of the within Petition For Custody, No. A.D. 1983-472, to her on June 10, 1983, at 6:20 P.M., at 495 North Street, Meadville, in the County of Crawford, the State of Pa.
So answers,
William Strickland, City Police Department
Howard N. Stewart, Sheriff

July 18, 1983 Temporary Order filed. NOW, July 18, 1983 after mediation in the above captioned case and upon the recommendation of the Child Custody Master, IT IS HEREBY ORDERED AND DECREED: 1. The parties shall share legal custody of the minor child, Justin Paden. 2. The mother shall have physical custody of Justin during the last full week of every month and in addition on every weekend, except for the first wekend of every month, from Saturday at 9:00 A.M. through Monday at noon. The mother shall be responsible for picking up and delivering the child in the exercise of her custodial rights. 3. It is anticipated that different arrangements will have to be made dependant upon the outcome of the charges lodged against the mother in criminal court, trial of which is now scheduled for September term, Accordingly, either party is granted the right to request further mediation upon a substantial change in their circumstances, including those anticipated to occur by reason of said charges. 4. Each party shall teach the child to give to the other that love and respect to which is due a parent from his or her child neither party shall do or say anything to blacken the character of the other in the estimation of said child. 5. The Master has noted for the court that the plaintiff is now incarcerated and the mother on Public Assistance and therefore costs and fees of this mediation, which are fixed at $132.05 are assessed to Crawford County. 6. Either party may move for hearing de novo in this case for a period of thirty (30) days form the date hereof. In the event that neither party so moves, this shall be considered a permanent order, subject to provisions above relating to further mediation.
Per Curiam,
Robert L. Walker, J

July 18, 1983 Copies of order to Bruce A. Barrett, William Pineo and Defendant.

Dec. 29, 1983 Order filed. AND NOW, December 28, 1983, the Order entered in the foregoing custody case is amended so that the mother, Carol L. Paden, shall have custody of Justin Paden, her minor child during the months of January February, March and April of 1984 from Noon on the 20th day of each month until 5:00 o'clock P.M. on the last day of each month.
Beginning May 1, 1984, the Order of July 18, 1983 shall return to full effectiveness.
BY ORDER OT THE COURT
Robert L. Walker, J

Dec. 29, 1983 Copies of order to Bruce Barrett, William Pineo and Anthony Vardaro

July 9, 1984 Petition For Modification Of Order and Order filed. AND NOW, this 9 day of July, 1984, upon presentation and consideration of the within Petition For Modification and by reason of the changed circurmstances as set forth in the Petition, this matter is returned to the Custody Mediator, William Pineo, Esquire, for further mediation conference to resolve the issues as set forth in the Petition for Modification.
A copy of this Petition shall be served upon the attorney for the Plaintiff, Bruce Barrett, Esquire, the Custody Mediator, William Pineo, Esquire; and the Plaintiff, John L. Paden, by Certified Mail, Return Receipt Requested.
The Plaintiff is directed to appear at the time of the mediation conference to be scheduled by the Custody Mediator. The Plaintiff is advised that in the event he fails to appear at the time of the mediation conference, the Custody Mediator may enter an Order in his absence.
BY THE COURT,
P Richard Thomas, J

July 10, 1984 Copies to Bruce Barrett, R. Charles Thomas and William Pineo

Sept. 7, 1984 Temporary Order filed. AND NOW, Sept. 7, 1984 after mediation in the above captioned case and upon the recommedation of the Child Custody Master
IT IS HEREBY ORDERED AND DECREED THAT:
1. The parties shall share legal and physical custody of the minor child, Justin Paden.
2. From 6:00 p.m. of September 1, 1984, through 6:00 p.m. of December 1, 1984, the said child shall reside with his father. From 6:00 p.m. of December 1, 1984, through 6:00 p.m. of March 1, 1985, said child shall reside with his mother. From 6:00 p.m. of March 1, 1985 through 6:00 p.m. of June 1, 1985, said child shll reside with his father. From 6:00 p.m. on June 1, 1985, through 6:00 p.m. of August 20, 1985, the child shall reside with his mother.
3. During the period from September 1, 1984 through August 20, 1985, the party not having primary custody of said minor child in accordance with paragraph 1 hereof, shall have the right of visitation with said child on alternate weekends beginning with the second weekend after said child shall have gone to live with the parent receiving primary custody, from Friday at 6:00 p.m. through Sunday at 6:00 p.m. Continued on page 472a

4. Justin shall spend Thanksgiving 1984 from 6:00 p.m. of the Wednesday preceeding Thanksgiving through 8:00 p.m. of Thanksgiving day with the mother. For Christmas of 1984, Justin will spend from noon of Christmas Eve through noon of Christmas day with his father.

5. Beginning August 20, 1985, the child shall reside with his father from 6:00 p.m. on August 20 of each year through 6:00 p.m. of June 15 of the following year During this time, the mother shall have the right of visitation with her son every weekend, except for the last weekend of every month, from Friday at 6:00 p.m. through Sunday at 6:00 p.m. Beginning with June 15, 1985, the mother shall have primary custody of her son from 6:00 p.m. on June 15, through August 20, During this time,the father shall have the right of visitation with his son every weekend except for the second weekend of every month from Friday at 6:00 p.m. thr through Sunday at 6:00 p.m.

6. Beginning with Thanksgiving of 1986, and in alternate years thereafter, Justin shall spend Thanksgiving with his mother, beginning at 6:00 p.m. of the Wednesday preceeding Thanksgiving through 6:00 p.m. on Thanksgiving day itself. Beginning with Christmas of 1985, Justin's school vacation shall be divided into two periods, the first period beginning with 9:00 a.m. of the first day of said school vaction and ending at 2:00 p.m. of December 27th. The second period begins with the ending of the first period and ends at 5:00 p.m. of the day preceeding the reopening of school. For 1985, the mother shall have Justin reside with her during the first period and the father, the second, Thereafter, the parents shall laternate the periods. Beginning in the spring of 1986, the mother shall have the right of visitation with Justin from 10:00 a.m. of the first day of his spring vacation from school until 5:00 p.m. of the third day preceeding the reopening of school.

7. Each party shall teach Justin to give to the other party that love and respect which is due a parent from his or her child and neither shall do or say anything to blacken the character of the other in the estimation of said child.

8. Each party shall take care to avoid argument or altercation with the other in front of said child.

9. Neither party shall expose said child to situations which would be morally improper or physically dangerous for a child of like years and understanding and neither party shall be under the influence of alcoholic beverages nor shall he consume or possess any illegal drugs whil he has the care and custody of said child.

10. The Master has noted for the Court that the father earns a reasonable wage at Conrail but that the mother earns minimum wage at her job. Costs and fees of this mediation, which are fixed at $160.80, are therefore divided with ¼ share being assessed to the mother as costs and 3/4 share being assessed to the father as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

11. Either party may move the court for a hearing do novo for a period of thirty days from the date hereof. If neither party so moves, this shall be considered a permanent order.

By the Court:
Robert L. Walker

Sept. 10, 1984 Copies to Bruce Barret, R. Charles Thomas and William Pineo

Sept. 19, 1984, Motion for Technical Correction and Order filed. And now, September 19, 1984, upon consideration of the within Motion, the same is hereby granted and the third sentence of paragraph 5 of the Order of September 7, 1984 is hereby amended to read, "Beginning with June 15, 1986, the mother shall have primary custody of her son from 6:00 p.m. on June 15, through 6:00 p.m. on August 20."

By the court,
Robert L. Walker, J.

Sept. 19, 1984, copies of order to Attys. Bruce Barrett, R. Charles Thomas and William Pineo.

472B

1983

Knox Graham
McLaughlin Gornall
and Sennett Inc.
Jack M. Gornall

473.

IN RE:
CONDEMNATION BY COLUMBIA GAS TRANSMISSION CORPORATION FOR A PIPELINE EASEMENT IN GREENWOOD TOWNSHIP, CRAWFORD COUNTY PENNSYLVANIA

COLUMBIA GAS TRANSMISSION CORPORATION, a Delaware Corporation

vs.

PHOEBE JANE LYLANDER and RICHARD H. NYLANDER, her husband; CLARA GAIL WINKLEVOSS and J. DONALD WINKLEVOSS, her husband; and ROWENA ANN SHICK and J. CHARLES SHICK, her husband

Filed June 9, 1983
@ 9:15 o'clock A.M.

Tax & entry Paid 35.50

Pro Co pd 7/8/99 7.50

PETITION FOR APPROVAL OF BOND
(Condemnation)
5 copies (atty)

June 9, 1983, Petition for Approval of Bond, Condemnation of Pipeline Rights-of-way in Fairfield and Greenwood Townships, Crawford County, Pennsylvania; Bond With Surety, Affidavit of Tender, and Order filed! PRELIMINARY ORDER:

AND NOW, this 9th day of June, 1983, after consideration of the foregoing Petition, and upon motion of Jack M. Gornall, Attorney for Petitioner, it is hereby ORDERED AND DECREED that same be filed forthwith and that July 14, 1983, at 9:30 A.M. in Court Room No. 1 of the Crawford County Court House, Meadville, Pa., is hereby fixed as the time and place for the presentation of said Petition to this Court and for further consideration thereof and hearing thereon.

Petitioner is hereby directed to serve a Notice of the intended presentation of the foregoing Petition of the foregoing Petition and said scheduled hearing on the Respondents at least thirty (30) days prior to the scheduled presentation of the foregoing Petition and hearing thereon.

BY THE COURT,
Robert L. Walker, J.

June 9, 1983, copy of order to Atty. Gornall.

June 9, 1983, Memorandum of Book and Page Number filed.

June 20, 1983 Proof of Service filed: Charles R. Rothert, Sr., being duly sworn according to law, deposes and says that he is a Lease and Right of Way Representative for Columbia Gas Transmission Corporation and that on the 14th day of June, 1983, he served Phoebe Jane Nylander and Richard H. Nylander, Condemnees, with a Notice to Condemnees in the form attached, having attached thereto a copy of the Petition for Approval of Bond and its Exhibits, being the Resolution (Exhibit "A"), the Bond(Exhibit "B")) a Map(Exhibit "C"), and an Affidavit of Tender(Exhibit (D), by hand delivering to Phoebe Jane Nylander and Richard H. Nylander, Condemnees, the Notice and its attachments.

This 16th day of June, 1983

Charles R. Rothert, Sr.

June 20, 1983 Proof of Service filed: Charles R. Rothert, Sr., being duly sworn according to law, deposes and says that he is a lease and Right of Way Representative for Columbia Gas Transmission Corporation and that on the 14th day of June, 1983, he werved Clara Gail Winklevoss and J. Donald Winklevoss, Condemnees, with a NOTICE TO CONDEMNEES in the form attached, having attached thereto a copy of the Petition for Approval of Bond and its Exhibits, being the Resulution (Exhibit "A"), the Bond (Exhbit "B"), a Map (Exhibit "C"), and and Affidavit of Tender (Exhibit "D"), by hand delivering to Clara Gail Winklevoss, condemnee, the Notice and its attachments.

This 16th day of June, 1983.

Charles R. Rothert, Sr.

Proof of Service filed

June 20, 1983 Charles Rother, Sr. being duly sworn according to law, deposes and says that he is a Lease and Right of Way Representative for Columbia Gas Transmission Corporation and that on the 13th day of June, 1983, he served Rowena Ann Shick and J. Charles Shick, Condemnees, with a NOTICE TO CONDEMNEES in the form attached, having attached thereto a copy of the Petition for Approval of Bond and its exhibits, being the Resolution (Exhibit "A"), the Bond (Exhibit "B"), a Map (Exhibit "C"), and Affidavit of Tender (Exhibit "D"), by hand delivering to Rowena Ann Schick, Condemnee, the Notice and its attachments.

July 14, 1983 Order filed. AND NOW, the 14th day of July, 1983, came the Petitioner, Columbia Gas Transmission Corporation, by its attorneys, and presented to the Court its duly verified Petition for Approval of Bond with its attached Resolution of the Executive Committee of the Board of Directors, taking the easement described therein, its Bond with Seaboard Surety Company as surety, and Plan showing the location of the easement across the property of Condemnees; and also presented an Affidavit of Tender of the Bond to Condemnees, and proofs of service upon each Condemnee of a Notice to Condemnees of the hearing date with the Petition and its Exhibits attached served more than thirty (30) days prior to such hearing date; upon motion of counsel for Petitioner and consideration of all of which, the Petition for Approval of Bond with its attachments, and the proof of service of the Notice to Condemnees, are hereby ORDERED FILED in the office of the Prothonotary; and it appearing that Condemnees were served with proper notice of the hearing thereof; and no objections appearing to the Petition, the sufficiency of the Bond, the power and right of Petitioner to condemn the property interests described in the Petition, or the procedure followed by Petitioner, it is further ORDERED that the prayer of the Petition is hereby granted, and that the Bond be and the same is hereby approved. 1 copy (atty.)

BY THE COURT:
P Richard Thomas, J.

Jun 21, 1999 Praecipe to Settle, Disocntinue and End Filed. Upon Praecipe of Kevin C. Abbott Esq. Attorney for plaintiff the above referenced action is marked settled, discontinued and ended.

Knox, Graham McLaughlin Gornall and Sennett Inc
Jack M. Gornall

474.

IN RE:
CONDEMNATION BY COLUMBIA GAS TRANSMISSION CORPORATION FOR PIPELINE EASEMENT IN FAIRFIELD TOWNSHIP, CRAWFORD COUNTY PENNSYLVANIA

COLUMBIA GAS TRANSMISSION CORPORATION, a Delaware Corporation,

vs.

JOHN C. ANDRAKE III and DIANE ANDRAKE, his wife, and JOHN C. ANDRAKE JR., and ANNE ANDRAKE, his wife

Filed June 9, 1983
@ 9:17 o'clock A.M.

Tax & entry Paid $35.50

Pro Co Pd 7/8/99 7.50

PETITION FOR APPROVAL OF BOND
(Condemnation)
6 copies (atty)

June 9, 1983, Petition For Approval of Bond, Condemnation of Pipeline Rights-of-way in Fairfield and Greenwood Townships, Crawford County, Pennsylvania, Bond With Surety, Affidavit of Tender, and Order filed.

PRELIMINARY ORDER:

AND NOW, this 9th day of June, 1983, after consideration of the foregoing Petition, and upon motion of Jack M. Gornall, Attorney for Petitioner, it is hereby ORDERED AND DECREED that same be filed forthwith and that July 14, 1983 at 9:30 A.M. in Court Room No. 1 of the Crawford County Court House, Meadville, Pa., is hereby fixed as the time and place for the presentation of said Petition to this Court and for further consideration thereof and hearing thereon.

Petitioner is hereby directed to serve a Notice of the intended presentation of the foregoing Petition and said scheduled hearing on the Respondents at least thirty (30) days prior to the scheduled presentation of the foregoing Petition and hearing thereon.

BY THE COURT,
Robert L. Walker, J.

June 9, 1983, copy of order to Atty. Gornall.

June 9, 1983, Memorandum of Book and Page Number filed.

June 20, 1983 Proof of Service filed: Charles R. Rothert, Sr., being duly sworn according to law, deposes and says that he is a Lease and Right of Way Representative for Columbia Gas Transmission Corporation and that on the 13th day of June, 1983, he served John C. Andrake III and Diane Andrake, Condemnees, with a NOTICE TO CONDEMNEES in the form attached, having attached thereto a copy of the Petition for Approval of Bond and its Exhibits, being the Resolution (Exhibit "A"), the Bond (Exhibit "B"), a Map (Exhibit "C"), and an Affidavit of Tender (Exhibit "D"), by hand delivering to Diane Andrake, Condemnee, the Notice and its attachments.

Charles R. Rothert, Sr.

June 20, 1983 Proof of Service filed: Charles R. Rothert, Sr., being duly sworn according to law, deposes and says that he is a Lease and Right of Way Representative for Columbia Gas Transmission Corporation and that on the 13th day of June, 1983, he served John C. Andrake, Jr., and Anne Andrake, Condemnees, with a NOTICE TO CONDEMNEES in the form attached, having attached thereto a copy of the Petition for Approval of Bond and its Exhibits, being the Resolution (Exhibit "A"), the Bond (Exhibit "B"), a Map (Exhibit "C"), and An Affidavit of Tender (Exhibit "D"), by hand delivering to John C. Andrake, Jr. Condemnee, the Notice and its Attachments.

Charles R. Rothert, Sr.

July 14, 1983 Order filed. AND NOW, the 14th day of July, 1983, came the Petitioner, Columbia Gas Transmission Corporation, by its attorneys, and presented to the Court its duly verified Petition for Approval of Bond with its attached Resolution of the Executive Committee of the Board of Directors, taking the easement described therein, its Bond with Seaboard Surety Company as surety, and Plan showing the location of the easement across the property of Condemnees; and also presented an Affidavit of Tender of the Bond to Condemnees, and proofs of service upon each Condemnee of a Notice of Condemnees of the hearing date with the Petition and its Exhibits attached served more than thirty (30) days prior to such hearing date; upon motion of counsel for Petitioner and consideration of all of which, the Petition for Approval of Bond with its attachments, and the proof of service of the Notice to Condemnees, are hereby ORDERED FILED in the office of the Prothonotary; and it appearing that Condemnees were served with proper notice of the hearing thereof; and no objections appearing to the Petition, the sufficiency of the Bond, the power and right of Petitioner to condemn the property interests described in the Petition, or the procedure followed by Petitioner, it is further ORDERED that the prayer of the Petition is hereby granted and that the Bond be and the same is hereby approved.

(1 Copy Atty.)

**BY THE COURT:
P Richard Thomas,J**

June 21, 1999 Praecipe to Settle, Disocntinue and end filed. Upon Praecipe of Kevin C. Abbott, Attorney for Plaintiff in the above captioned matter the above referenced action is marked settled, disocntinued and ended of record

1983

Shafer, Dornhaffer, Swick, Bailey & Irwin
Christina McCrea

475.

Ferguson & Spataro
John F. Spataro

LARRY Z. KUKUDA

vs.

STEVEN KUKUDA

Filed June 10, 1983

Tax & entry Paid $35.50
Sheriff's Costs 16.95

COMPLAINT IN REPLEVIN
1 copy (sheriff)

Without Bond to Recover the following described property:

a. mobile home
b. International Model 240 tractor
c. Blade for mowing machine
d. dune buggy
e. hand tools
f. 30 foot log chain
g. hedge trimmer
h. aluminum shovel
i. four steel drums
j. cement posts
k. steel posts
l. gate
m. steel siding
n. railroad ties
o. lumber

Estimated value of property.....$15,500.00.

June 10, 1983, MotionFor Issuance of Writ of Seizure, and Order filed. 1 copy (sheriff) ORDER: 6/10/83, Hearing on writ of seizure set for June 28, 1983 2:30 PM Ct. Rm # 1 or 2.

P. Richard Thomas, J.

June 10, 1983, Copy of order to Atty. McCrea.

June 10, 1983, Notice of Hearing for Seizure of Property filed.

June 28, 1983 Motion to Continue and Order filed: June 27, 1983 Motion granted.

P. Richard Thomas, P.J.

June 28, 1983 Copy of order to Christina McCrea, Esq. and Defendant.

July 1, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Steven Kukuda personally the within named defendant by handing a true copy of the within Complaint In Replevin, No. A.D. 1983 - 475, to him, on June 30, 1983, at 10:12 A.M., at his place of residence, at Church Street Extension, R. D. #3, Cambridge Springs in the County of Crawford, the State of Pennsylvania.
So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

July 27, 1983 Answer To Complaint In Replevein filed.

Emil M. Spadafore
Spadafore &
Vardaro

476.

MARINE BANK

vs.

EUGENE C. CLICKETT

Filed June 10, 1983

Tax & entry Paid $35.50

Sheriff's Costs 28.35

PROCoPD 9-20-83 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

3 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 375, page 49.

Aug. 24, 1983 Complaint Reinstated filed.

Sept. 20, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Eugene C. Clickett, the defendant in this action, by posting a copy of the Complaint, filed in this action, on the most public part of the land at the Borough of Centerville, Crawford County, Pa., on June 23, 1983, at 11:28 A.M., and by sending to Eugene C. Clickett, a copy of the Complaint, filed in this action, by Certified Mail to his last known address to-wit: P.O. Box 24, Centerville, Pennsylvania. Said Certified Mail was sent to the said Eugene C. Clickett, on the 25th day of August, 1983, and said Certified mail Article was delivered to Eugene C. Clickett, personally on the 26th day of August, 1983, at P.O. Box 24, Centerville, Pa., as is indicated by the Certified mail article return receipt attached hereto and made a part of this return.

SERVED AND MADE KNOWN TO Laurie Coulter, the tenant in possession of the premises at the Borough of Centerville, Crawford Co., Pa. by handing a true copy of the within Complaint in Mortgage Foreclosure, No. AD 1983-476, to her on the 23rd day of June, 1983, 11:27 A.M.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, Sept. 20, 1983 @ 4:33 P.M. Upon praecipe of plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the same is liquidated as follows: Principal & Interest & Late Charges, Twenty-five Thousand Five Hundred Fifty-one Dollars and Fifty-three Cents; Delinquent Taxes & Tax Escrow, Five Hundred Fifty-One Dollars and Ninety-seven Cents; Total Twenty-six Thousand One Hundred Three Dollars and Fifty Cents.

Debt $26,103.50

C-235
9-20-83 Judgment Entered

JUDGMENT
James F. Simmons
Prothonotary

EX/983-82

Sept. 29, 1983 Affidavit of Non Military Service filed.
(filed at Ex. 1983 - 82)

Oct. 1, 1984, ORDER filed. AND NOW, this 28th day of September, 1984 after hearing in the above captioned matter, the Court finds as a matter of fact that the property upon which execution has been issued is not currently occupied by the owners as their residence, and, in fact, is vacant and is not eligible for mortgage loan assistance under Act 91 of 1983 or the regulations contained in 14 Pennsylvania Bulletin, 723 et. seq., and the Plaintiff is granted leave to proceed with the execution sale after notice is given by the Sheriff in accordance with Pa. R.C. P. 1329.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Oct. 3, 1984, Copies of Order to Emil M. Spadafore, Esq, and defendant.

1983

Joseph Kulwicki

477.

HAZEL J. POST

vs.

GARY POST

Filed June 10, 1983

Tax & entry Paid $35.50

COMPLAINT UNDER 201(c) OF DIVORCE CODE

1 copy (atty)

June 13, 1983, Counseling notices mailed.

July 12, 1983 Affidavit Of Service filed. JAMES WITHERS, Constable in and for the state of Pennsylvania and County of Crawford, being duly sworn according to law, deposes and says that he served a certified copy of the complaint by personally handing the defendant same at his place of employment, at Area Tool Co., Baldwin Street, Meadville, Pa, at approximately 12:50 P. m., On Thursday, June 23, 1983.
FURTHER DEPONENT SAYETH NOT. James Withers

June 16, 1997 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 7/12/1983 . 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 August 5, 1997, 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 August 5, 1997. 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: June 16, 1997

June 16, 1997 Copies mailed by Court Administrator's Office.

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

Joseph Kulwicki

478.

Bruce A. Barrett

ELIZABETH A. HENRY

vs.

LARRY LEE HENRY

COMPLAINT IN DIVORCE, CUSTODY & VISITATION, ALIMONY PENDENTE LITE, COUNSEL FEES, AND EXPENSES, AND PERMANENT ALIMONY

1 copy (atty)

Filed June 10, 1983

Tax & entry Paid $35.50
2 Counts paid 30.00
Pro Co pd. 10-5-83 9.00

June 13, 1983, Counseling notices mailed.

June 27, 1983, Motion to Schedule Hearings on Counts II and III of Complaint and order filed. ORDER: AND NOW, June 27, 1983, John Fuller Appointed Custody Mediator to set hearing. Alimony p.d. and Counsel fees Hearing 8/5/83 at 9:30 A.M., Court Room No. 1.
P. Richard Thomas, J.

June 27, 1983, copies of order to Jos. Kulwicki and John Fuller, attys.

June 29, 1983 Affidavit Of Service filed. JAMES WITHERS, Constable in and for the State of Pennsylvania and County of Crawford, being duly sworn according to law, deposes and say that on Thursday, June 16, 1983, he served a certified copy of the divorce complaint in the above matter upon the defendant, Larry Lee Henry by personally handing him same at the office of District Justice Maurice Dickson in Cochranton, Crawford County, Pa., at approximately 2:15 P.M. FURTHER DEPONENT SAYETH NOT. James Withers

Aug. 8, 1983 Order filed. AND NOW, August 5, 1983, at the time scheduled for hearing on various issues raised by the Complaint in Divorce, the parties in open court and advising the Court that they have reached tentative agreement regarding custody and visitation, which will be reduced to writing, and if agreed to by the parties, filed of record in this proceeding, thereby disposing of count two of the Complaint; and the parties further having advised the Court that they intend to filed addifavits of consent under Section 201 (C) of the Divorce Code, and having agreed to certain matters relating to count three of the Complaint in accordance with said agreement, the following Order is entered: 1. Defendant shall pay the sum of $125.00 towards his wife's counsel fees within thirty (30) days of this date. 2. Plaintiff withdraws with prejudice any further claim for counsel fees and any claim for alimony pendente lite and permanent alimony.
**BY ORDER OF THE COURT,
Robert L. Walker, J.**

Aug. 8, 1983 Copies of order to Joseph Kulwicki and Bruce Barrett.and John Fuller.

Sept. 19, 1983 Motion For Withdrawal Of Counts and Order filed. AND NOW, September 19, 1983 Motion Allowed Robert L. Walker, J
Sept. 19, 1983 Copies of order to Joseph Kulwicki and Bruce Barrett and John Fuller.

Oct. 5, 1983 Affidavit of Consent for Defendant filed.

Oct. 5, 1983Affidavit of Consent for Plaintiff filed.

Oct. 5, 1983 Upon praecipe of attorney for Plaintiff for Review Under 201 (c) of the Divroce Cdoe, this case moved to court.

Oct. 17, 1983 Marital Agreement filed.

Oct. 17, 1983 DIVORCE DECREE FILED:
AND NOW, October 17, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ELIZABETH A. HENRY AND LARRY LEE HENRY

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Kuhn and Kuhn 479.	DEBRA LEE HART vs. RICHARD C. SHERMAN Filed June 10, 1983 Tax & entry Paid $35.50	CUSTODY AGREEMENT ORDER: (Consent of defendant included) AND NOW, this 6 day of June, 1983, after due consideration of the foregoing Custody Agreement, this Agreement is made an Order of the Court of Common Pleas of Crawford County, Pennsylvania, and custody of Chastity Ann Hart is hereby awarded to her natural mother, Debra Lee Hart. P. Richard Thomas, J. June 10, 1983, copy of order to firm of Kuhn and Kuhn.

480

1983

Robert Felton

R. Charles Thomas
Bozic, Thomas & Johnson

480.

Ann H. Gamble

7/21/83 Received $75.40 from plaintiffs atty

9/12/83 Received $75.40 for C. Co. Comm. Virginia Kelly

LARRY E. EMERSON

vs.

SUZANNE L. EMERSON

Filed June 10, 1983

Tax & entry Paid $35.50 ✓

William Pineo,
Master 150.80
9.00 ✓

Pro Co Pd 7/21/83

COMPLAINT FOR CUSTODY

1 copy (atty)
1 copy (mediator)

COURT ORDER:

You, Suzanne L. Emerson, have been sued in Court to obtain custody of Jennifer Lynn Emerson and Kristen Elaine Emerson.

You are ordered to appear in person at such time as is directed by William Pineo, Esquire, who has been appointed as Master for a conference and/or hearing in this case.

If you fail to appear as provided by this Order at the time of the hearing and/or conference set by the master hereinbefore appointed, an Order for Custody may be entered against you or the Court may issue a Warrant for your arrest.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help: Crawford County Bar Association
Service to the public committee
360 Chestnut St.
Meadville, Pa. 16335
Telephone (814) 724-7719

By the Court, P. Richard Thomas, J.

June 10, 1983, copy of order to Atty. R. Charles Thomas.

July 15, 1983 Temporary Order filed: AND NOW, this 14 day of July, 1983, after Mediation in the above captioned case and upon the recommendations of the Child Custody Mediator, it is hereby ordered and decreed that:

1. The Parties shall share legal custody of their minor children, Jennifer Lynn and Kristen Elaine.

2. For the summer of 1983, the children will reside with their mother from 9:00 a.m. on August 1st, through 9:00 p.m. of the day preceeding the beginning of the children's school year. During this period, the father shall have the right to visit with said children on alternate weekends, beginning with the second Friday after the children shall have gone to live with their mother, from 9:00 p.m. until 9:00 p.m. Sunday. In addition, the father shall have the right of visitation with his daughters on alternate Thursdays, where such Thursdays do not immediately preceed a weekend visitation, from 5:00 p.m. through 9:00 p.m. In suceeding summers. tje children shall reside with their father until the end of the children's school year through 9:00 a.m. on the third Saturday of July. During that period the mother shall have the right of visitation on alternate weekends, starting with the second weekend after the close of school, from 9:00 p.m. on Friday, until 9:00 p.m. on Sunday, and on alternate Thursdays, where said Thursdays do not immediately preceed a weekend visitation, from 5:00 p.m. until 0:00 p.m. The children will reside with their mother from 9:00 a.m. of the third Saturday in July through 9:00 p.m. on the second day preceeding the opening of the children's school year. The father shall have the right of visitation with said children on alternate weekends beginning with the second weekend after the children shall have gone to reside with their mother from at 9:00 p.m. through Sunday at 9:00 p.m. and in addition, on alternate Thursdays, where said Thursday does not immediately preceed a weekend visitation, from 5:00 p.m. through 9:00 p.m. For the summers beginning with 1984, each party shall have the right to designate a two-week interval during the period in which he has primary custody of said children where no visitation shall be given to the other party. Each party shall give the other one month's notice of the interval which he or she selects.

3. Holidays shall be defined as Thanksgiving, Christmas Eve, Christmas, and Easter from 9:00 a.m. through 9:00 p.m. Not withstanding the schedules set forth above, the children shall be at their mother's home for Thanksgiving and Christmas of 1983 and at their father's home on Christmas Eve, 1983 and Easter of 1984, and the parties shall thereafter alternate the holiday visits.

4. The parties are free to make such otheror additional visitations arrangements as may seem fit and are encouraged to cooperate in any adjustments which may be required. However, all such changes must be done by mutual agreement and if no agreement can be made, the terms of this order shall govern.

5. during the school year, the children shall reside with their father during the week from Sunday at 7:00 p.m. through Friday at 7:00 p.m. and during the last weekend of the month. For all weekends except the last weekend of the month the children will reside with their mother from Friday at 7:00 p.m. until Sunday at 7:00 p.m. Holiday arrangements per paragraph 3 shall take precedence over this paragraph.

6. Each party shall teach the children to give to the other party that love and respect which is due a parent from his child and neither party shall do or say anything to blacken the character of the other in the estimation of said children.

7. In the event that changed circumstances make it necessary to adjust the terms of this order, either party may seek further mediation.

8. Either party may move the court for a hearing denovo for a period of thirty days from the date of this order. In the event that neither party so moves, this order shall be considered permant subject to provisions noted above.

9. The Master had noted for the court that each party appears to enjoy some income and therefore the cost and fees of this mediation which are fixed at $150.80 are divided equally between the parties and the share of each is assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

By the Court,
P. Richard Thomas, J.

July 15, 1983 Copies of order to William Pineo, Esq., and R. Charles Thomas, Esq. and defendant.

Continued on Page 597....

1983

Blystone & Blystone
Peter E. Blystone

481.

PENNBANK formerly THE PENNSYLVANIA BANK AND TRUST COMPANY

vs.

GLENN E. BRANDT and MOLLIE L. BRANDT

Filed June 10, 1983

Tax & entry Paid $35.50
Sheriff's Costs 35.42
Pro Co Pd 8/5/83- 9.00

COMPLAINT IN ACTION OF MORTGAGE FORECLOSURE AND ASSUMPSIT

3 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 396, page 890.

July 21, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Glenn E. Brandt, one of the defendants in this action, by posting a copy of the Complaint, filed in this action, on the most public part of the land at Woodcock Twp., Crawford Co., Pa., on June 30, 1983 at 10:40 A.M., and by sending to him a copy of the Complaint by certified mail, restricted delivery, to his last know address, Lot 5, Erwin Acres, Lawton, Okla. Said mail was sent to him on June 13, 1983 and was delivered to him, personally, on June 28, 1983, at that address, as is indicated by the Return Receipt attached hereto and made a part of this service and signed by Glenn E. Brandt personally.

SERVED AND MADE KNOWN TO Mollie L. Brandt, personally, the within named defendant by handing a true copy of the within Complaint in Action of Mortgage Foreclosure and Assumpsit, AD 1983-481, to her on July 8, 1983 at 2%0 P.M. at her place of visitation, the Crawford Co.,Sheriff's Office, Room 101, Meadville, Pa.

So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Aug. 5, 1983, at 3:57 o'clock P.M., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendants, for want of an answer, and the damages are assessed in the amount of Forty One Thousand Eight Hundred Fourteen and 06/100 Dollars, plus interest on principal debt at rate of 15% per annum from Nov. 11, 1982.

"B - 74, 114"

JUDGMENT
Int. from 11/11/82

James F. Simmons,
Prothonotary

EXECUTION 1983 - 72

1983

Ferguson & Thiess
Douglas Ferguson

482.

12/30/85 Rec'd $140.00
for plaintiff
Received 12-30-85
$140.00
Vivian Stoltz

EUGENE KUCHARSKI

vs.

KYM SARGENT

Filed June 13, 1983

Tax & entry Paid $35.50 ✓
Pro Co Ad 12/30/85 9.00 ✓

PETITION TO MODIFY CHILD CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:
AND NOW, June 13, 1983, upon presentation of the foregoing Petition, the parties herein and their representative counsel are ordered to appear before John Fuller, Child Custody Mediator at such time and place as the Child Custody Master shall determine. Service of the within Petition and order shall be made upon the respondent, Kym Sargent, by certified mail addressee only and regular mail to her last known address.

By the Court,
Robert L. Walker,
Judge

June 13, 1983, copy of order to Atty. Ferguson.

July 1, 1983 Consent Order For Custody Of Minor Child and Order filed. AND NOW,this 1 day of July, 1983, upon consideration of the foregoing Consent Order entered into between the parties, an Order is hereby entered in accordance with the terms in the above Consent Court Order.

Per Curiam,
P Richard Thomas, J

July 1, 1983 Copy of order to Douglas Ferguson.

Aug. 30, 1985 Petition For Modification Of Custody Order and Order filed. AND NOW, this 30 day of Aug., 1985, upon Petition of Eugene Kucharski, through his attorneys, Ferguson, Spataro & O'Shea, John Fuller, Esq., is hereby appointed Child Custody Master in this matter. The parties and their counsel shall attend the mediation conference scheduled by the Child Custody Master and shall comply with all requests of the Child Custody Master.

It is ordered and decreed that pending a final determination by the court, the aforesaid child, Nicholas L. Kucharski, shall mot be removed from the jurisdiction of the court by either party hereunder, under possilbe punishment for Contempt of Court.

BY THE COURT,
P. Richard Thomas,J

Sept. 3, 1985 Copies of order to Thomas O'Shea, and John Fuller

Sept. 11, 1985 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 custody complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named Defendant by certified mail, addressee only, return receipt requested, dated August 30, 1985. The Defendant acknowledged service on September 3, 1985 by accepting delivery on that date as evidenced by the attached signed return receipt.

Thomas O'Shea

Nov. 1, 1985 Order filed. AND NOW, Nov. 1, 1985, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. Legal custody of Nicholas L. Kucharski shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records and other important records and each shall be entitled to take part in decisions affecting the health, eduction and religious instruction of the child.

II. Physcial custody of Nicholas L. Kucharski shall be shared between the mother and father in the following manner.

A. Beginning November 4, 1985, the child shall reside in the home of his father from Monday after school, until Friday after school. Friday after school the child shall go to the home of the mother and remain there throughout the weekend. The mother shall see that the child is taken to school Monday morning and Monday after school, the child will return to the home of the father. The responsibility for transportation for the child to and from the home of the mother and to and from the home of the father shall be equally divided between the parties.

B. Beginning with the summer of 1986, the parties shall esqually divide having the child in their homes with the child residing the first two weeks in June in the home of the mother, the next two weeks in the home of the father, and thereafter, the parties shall continue to alternate having the child in their homes every two weeks. On or about September 1, 1986, when school resumes, the parties shall then revert to the visitation schedule set forth above and the child shall be in be in the home of the father during the week and in the home of the mother on weekends.

C. The holidays of Thanksgiving, Christmas and Easter shall be alternated between the parties so that each parent is entitled to have the child in their home for a portion of each of the said three holidays, as follows: The child shall be in in the home of the mother on Thanksgiving Day of 1986. The child shall be in the home of the mother on Christmas Day of 1985 and in the home of the father on Christmas Day of 1986. The child shall bein the home of the father on Easter Sunday of 1986 and in the home of the mother on Easter Sunday of 1987. When the child is in the home of the father on one of the above mentioned three holidays, the child shall be in the home ofmother on the evening preceding such holiday from 6:00 P.M. until 10:00 P.M. When the child is in the home of the mother, the child is in the home of the father on the evening preceding the holdiay from 6:00 P.M. to 10:00 P.M. The parties shall continue to alternate the hlidays in the same manner thereafter until this order has been changed or amended.

D. The parties are encouraged to modify the above set forth visitation schedule if they can mutually agree to do so, to fit their circumstances and the needs of the child.

D. Neither parent shall say or do anything in an attempt to turn the child against the other parent but on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of the child toward the other parent.

CONTINUED ON THE NEXT PAGE

E. Neither parent shall say or do anything in an attempt to turn the child against the other parent but on the contrary, shall do everything in the power of each to create a favorable and loving attidtude on the pa part of the child toward the other parent.

F. Neither parents shall expose the child to any situation or person which would adversely affect the health, welfare and wellbeing of the child and shall not take the child to any place of business which is not appropriate for a child of his age.

G. Each parent shall notify the other of any illness or emergency involving the child at the earliest possible time.

This order is entered without prejudice to the right of either party to ask for a further conference or hearing without proving a substantial change of circumstances at any thime after June 1, 1986.

This order shall be a temporary order but shallbecome apermanent order unless exceptions thereto are filed by either party within thrity (30) days of the date hereof. Costs of the mediation conference shall be paid by the father.

By the Court,
Robert L. Walker, J

Nov. 4, 1985 Copies of order to Thomas O'Shea, Robert Bailey and John Fuller.

July 3, 1986 Petition For Modification Of Custody Order and Order filed. AND NOW, this 3 day of July, 1986, the above captioned case is returned to the mediator for conference, at which time the minor child Nicholas L. Kucharski shall be made available. This matter is hereby referred to John Fuller, child custody mediator.

Per Curiam,
P.Richard Thomas, J

July 7, 1986 Copies of order to Thomas O'Shea, Robert Bailey and John Fuller

June 24, 1988 Motion, Consent Child Custody and visitation Deree filed: AND NOW, upon agreement of the parties, an Order is hereby entered in the above-captioned case as follows:

1. That the legal custody of the minor child, Nicholas L. Kucharski, shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records and other important records, and each shall be entitled to participate in decisions affecting the health, education and general welfare of said child.

2. Primary physical custody of said minor child, Nicholas L. Kucharski, shall be with the mother, subject to the visiation schedule hereinafter set forth.

3. The father shall be entitled to visitation privileges with and have temporary physical custody of the minor child, Nicholas L. Kucharski, with a minimum visitation schedule as follows: Commencing June 3, 1988, father shall be entitled to exercise visitation privileges and have temporary physical custody of the said minor child, Nicholas L. Kucharski, on every other weekend from Friday at 7:00 o'clock P.M. through Saturday at 7:00 o'clock P.M., at which time said child shall be returned to the home of the mother.

In the event father, for any reason, is not able or does not wish to exercise any of the visitation or temporary physical custody privileges herein afforded, she shall notify the mother not later that 7:00 o'clock P.M. on the day preceding the day in which visitation or temporary physical custody is to commence.

4. Each parent shall notify the other of any illness or other emergency involving the minor child at the earliest possible time, and the Mother shall never telephone the Father unless it is an emergency.

5. Neither parent shall say or do anything in an attempt to alienate or turn the said minor child against the other parent, but on the contrary shall do everything in the power of each to create a favorable and loving attitude on the part of said child toward the other parent.

6. Neither parent shall expose the said child to any situation or person which would adversely affect the health, welfare or well-being of said child, and neither parent shall take said child to any place of business which is not appropriate for a child of his age.

7. Each party shall confer with the other on all matters of importance relating to the child's health, maintenance, education, religious training and general welfare, with a view towards obtaining and following a harmonious policy in the child's best interests and shall keep the other parent informed of the progress of the child's education and social adjustments.

8. The Father shall be responsible for picking up and returning the child to the home of the Mother, and the Mother shall not have the right to require that the Father pick up or return the child to any location other than her home.

This Agreement shall be contrued and continue to be construed in accordance with the laws of the Commonwealth of Pennsylvania.

Robert L. Walker, J.

WITNESS:
Thomas O'Shea
Alan Pepicelli

Eugene Kucharski
Kym Sargent

June 24, 1988 Copies of order to Thomas O'Shea, Robert Bailey and John Fuller, Esqs. and Alan Pepicelli, Esq.

1983

Dana R. Fales, Inc.
William J. Gregg

483.

MARIAN L. ROBERTS

vs.

MANUEL B. ROBERTS

Filed June 13, 1983

Tax & entry Paid $35.50
Pro Co pd. 9-16-83 9.00

COMPLAINT IN DIVORCE

1 copy (atty)

June 14, 1983, Counseling notices mailed.

July 5, 1983 Affidavit of Mailing filed. WILLIAM J. GREGG, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by registered mail, return receipt requested, a true and correct copy of the Complaint in Divorce to the Defendant MANUEL B. ROBERTS, at Box 115, Harmonsburg, Pennsylvania 16422; and that the Defendant did receive same as evidenced by the signed receipt attached hereto as Exhibit "A".
William J. Gregg

Sept. 16, 1983 Affidavit of Consent of Plaintiff filed.

Sept. 16, 1983 Affidavit of Consent of Defendant filed.

Sept. 16, 1983 Upon praecipe of Plaintiff's Attorney for Review Under 201 (c) of the Divorce Code, this case moved to court.

Oct. 7, 1983 DIVORCE DECREE FILED:

AND NOW, October.7, 1983,it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MARIAN L. ROBERTS AND MANUEL B. ROBERTS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

James R. Irwin

484.

PATRICIA ANN FERRICK

vs.

KENNETH ROBERT FERRICK

Filed June 13, 1983

Tax & entry Paid $35.50
3 Counts Paid 45.00

COMPLAINT UNDER SECTION 201(c) AND 201(a) OF THE DIVORCE CODE, EQUITABLE PROPERTY DETERMINATION & DISTRIBUTION, ALIMONY, ALIMONY PENDENTE LITE, COUNSEL FEES, CHILD SUPPORT, AND CHILD CUSTODY

1 copy (atty)

June 14, 1983, Counseling notices mailed.

Aug. 9, 1983 Affidavit filed. Ai, LEROY CHANEY, BEING duly sworn according to law, depose and say that I personally served a true and correct copy of a Divorce Complaint filed at the above captioned term and number, on KENNETH ROBERT FERRICK, at his place of employment, AMERICAN GENERAL, Conneaut Lake Road, Meadville, Crawford County, Pennsylvania on August 9th, 1983 at 8:45 A.M. LeRoy Chaney, Constable

June 16, 1997 IMPORTANT NOTICE AND COURT ORDER filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 8/9/1983 . 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 August 5, 1997, 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 August 5, 1997. 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

Anthony J. Vardaro, J.
By the Court:

Date: June 16, 1997
June 16, 1997 Copies mailed by Court Administrator's Office.

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

1983

Paul D. Shafer, Jr.

485.

UNION BANK & TRUST CO., ERIE

vs.

LEE P. EDWARDS AND MARILYN C. EDWARDS

Filed June 14, 1983
@ 10:34 o'clock A.M.

Pro Simmons Paid $9.00
Plff on orig 6.50
Pro Sat. paid 6/26/84- 5.00

AGREEMENT TO REVIVE

of

DSB 1978 - No. 586

The undersigned hereby agree that the judgment entered on 7/11/78 to No. 586 May Term 1978 in the Court of Common Pleas of Crawford County, Pa. be revived and the lien continued and authorizes the Prothonotary to enter and index a judgment of revival in the amount of $8,627.85 plus costs.

Dated.....June 2, 1983
Debt.....$8,627.85
E - 104, 114.....JUDGMENT

James F. Simmons,
Prothonotary

June 22, 1984, Upon praecipe of plaintiff attorney, this judgment marked satisfied of record.

Douglas Ferguson

486.

Orton, Joyce & Dunlavey

EARL D. MURPHY and JOANN MURPHY, his wife

vs.

HIGHLAND MUTUAL INSURANCE COMPANY of Berlin, Pennsylvania

Filed June 14, 1983

Tax & entry Paid $35.50
Sheriffs Costs 30.75
Plaintiff's Costs 97.45

COMPLAINT IN ASSUMPSIT

1 copy (sheriff)

June 30, 1983, Sheriffs Return filed. Personally appeared before me Alan R. Pyle a deputy for Guy H. Davis, Sheriff of Somerset County, Pa. who being duly sworn according to law, deposes and says that on the 17th day of June 1983, at 10:30 A.M. he served Highland Mutual Insurance Co. of Berlin, Pa., at their principle place of business at 426 Main St., in Berlin Borough, Somerset County, Pa. with a true and correct copy of the within Notice and Complaint in Assumpsit, No. A.D. 1983 - 486 by handing to and leaving with Alice Coleman, Claims Representative, at the time and place in charge, and making known to her the contents thereof.

Alan R. Pyle, Deputy Sheriff
Guy H. Davis, Sheriff

SERVED ON THE WITHIN named defendant Highland Mutual Insurance Company of Berlin, Pa., by deputizing the Sheriff of Somerset County, Pa., as per his affidavit of service hereto attached.
Served June 17,1983.
So answers, Howard N. Stewart, Sheriff

July 13, 1983 Appearance of Orton, Joyce and Dunlavey, P.C. by Michael T. Joyce, Esq. for Defendant filed.

July 13, 1983 Defendant's Answer to Plaintiff's Complaint in Assumpsit filed.

July 27, 1983, Notice of Service of Interrogatories to Defendant filed.

July 27, 1983, Notice of Service of Motion to Produce to Defendant filed.

Sept. 8, 1983, Certificate of Readiness filed.

Sept. 14, 1983 Answers To Interrogatories To Defendant (First Set) filed.

Sept. 14, 1983 Defendant REsponse to Request For Production of Documents filed.

ON OCTOBER 1983 TRIAL LIST: NO. 16

Sept. 16, 1983 Defendants Notice of Interrogatories filed.

Sept. 16, 1983 Defendants Notice of Service of Request for Production filed.

Oct. 7, 1983 Plaintiff's Request for Pre-Trial Conference Motion in Limine and order filed: AND NOW, October 7, 1983, upon consideration of the foregoing request for a Pre-Trial Conference and Motion in Limine a hearing in regard thereto is scheduled before thisCourt on October 11, 1983 prior to jury selection.

PER CURIAM.
Robert L. Walker, Judge

Oct 7, 1983 Copies of order to Douglas Ferguson and Michael Joyce, Esqs.

Oct. 11, 1983 Notice of Service of Answer to Defendant's Motion to Produce filed.

Oct. 11, 1983 Plaintiffs' Answer to Defendant's Request for Production of Documents filed.

Oct. 11, 1983 Interrogatories to Plaintiff and Answers filed (first set).

Oct. 11, 1983 Notice of Service of Answers to Plaintiffs' Interrogatories filed.

Oct. 12, 1983 Exhibits filed with papers.

Oct. 13, 1983 Plaintiffs Request and Points for Charge filed.

Oct. 13, 1983 Defendant's Requested Jury Charge filed.

Oct. 13, 1983 Order filed: AND NOW, October 11, 1983, prior to selection of the jury, plaintiffs having filed a Motion in Limine relating to certain evidentiary issues, the Court makes the following ruling:

1. The plaintiffs are competent witnesses and may be called as for cross-examination as any other witness, and the calling of such witnesses will not violate 42 Pa. C.S. 5924 relating to the competency of a husband and wife to testify against each other.
2. The defendant will not be permitted to ask either of the plaintiffs concerning their opinion of the other or the cause of the fire, or to relate essentially hearsay evidence.
3. The defendant will not be permitted to inquire about a certain alleged protection from abuse order issued on July 28, 1982, but may inquire as to facts which may have had some relation to that proceeding as those facts are otherwise relevant to the issues in this proceeding without mention of the alleged protection from abuse order.
4. The parties have stipulated as follows:

There was a contract of fire insurance in existence between the plaintiffs and the defendant at the time of the fire loss which gives rise to this litigation and all premiums thereon had been paid and the policy was in full force and effect the sole issue in this case being whether the defendant is liable on said policy by reason of the alleged conduct of one or more of the parties. The policy limits

Continued on page486A

Record Continued from Page 486 of AD 1983-486

were $40,000.00 on the structure and $16,000.00 on scheduled personal property contained therein.

5. Defendant has alleged fraud and intentional arson as a defense in this matter in its answer without setting up such affirmative defenses in new matter. By agreement of the parties, the affirmative defenses of fraud and arson shall be treated as though they had been pled under new matter in the defendant's answer and the plaintiffs shall be deemed to have denied such allegations without the filing of a formal reply.

6. Defendant has made an offer prior to trial for settlement in the amount of $15,534.00 which offer has been declined by the plaintiffs. This statement is being placed on the record in the event the Court is ultimately asked to add to any verdict under Pa. R.C.P. 238.

Exception is noted to the plaintiffs as to the ruling contained in paragraph 1 hereof concerning the competency of the plaintiffs. This statement is being placed on the record in the event the Court is ultimately asked to add to any verdict under Pa. R.C.P. 238.

Exception is noted to the plaintiffs as to the ruling contained in paragraph 1 hereof concerning the competency of the plaintiffs as witnesses, and such exception shall be deemed a continuing objection throughout the trial without the necessity of formal objection as each question is asked in order to facilitate trial of the case. The defendant is noted an exception as to the rulings refusing it the right to get into the opinion, state of mind or other matters relating to the wife plaintiff and such exception shall be considered a continuing objection throughout the trial.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Oct. 14, 1983 Copies of order to Douglas Ferguson and Michael Joyce, Esqs.

Oct. 19, 1983 Upon praecipe of plaintiff's attorney bill of costs filed.

✓ Oct 25 19 83, all claims and causes of action which were, or could have been, asserted in this action having been settled, adjusted and compromised, this action is hereby discontinued of record.

Atty for plaintiffs

Watts, Pepicelli, Youngs & Youngs PC
Alan L. Pepicelli
~~Bruce A. Barrett~~

487.

Maxon & Mason by Joan D. Mason

JOSEPH A. PADEN

vs.

IDELLA M. PADEN

Filed June 14, 1983

Tax & entry Paid $35.50
Pro Co Pd 12/29/83- $15.00
Pro Co. pd 8/19/87$15.00
Pro Co pd 9/18/87 9.00

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

June 16, 1983, Counseling notices mailed.

June 20, 1983, Affidavit of Service filed. BRUCE A. BARRETT, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief.
1. That the affiant is the Attorney for the Plaintiff in the above captioned Divorce Action.
2. That a true and correct copy of a Complaint under Section 201(c) of the Divorce Code was sent by registered mail to the Defendant.
3. The registered mail was sent to Idella M. Paden at R.D. #2, Box 62, Guys Mills Pa 16327 on June 15, 1983. The sender's receipt is attached hereto.
4. That the defendant received said registered mail on June 16, 1983. Said receipt card number 342263053 is attahhed hereto and signed by Idella M. Paden.

Bruce A. Barrett
Attorney for Plaintiff

Dec 14, 1983 Petition For Additional Remedies Under The Divorce Code Equitable Distribution filed.

Dec. 16, 1983, I hereby accept service of a copy for the Plaintiff. Bruce A. Barrett.

Apr. 3, 1984 Plaintiff's Inventory And Appraisement filed.

Sept. 25, 1985 Petition For Special Relief and Order filed. AND NOW, this 25 day of September, 1985, upon consideration of the foregoing Petition for Special Relief, hearing is set for the 29 day of Oct., 1985 at 1:30 o'clock P.M. in Courtroom #1, Crawford County Courthouse, Meadville, Pennsylvania.

Per Curiam,
P. Richard Thomas, J

Oct. 1, 1985 Copies to Bruce Barrett and Joan Mason

Oct. 9, 1985, Appearance of Watts, Pepicelli, Youngs and Youngs, PC, by Alan L. Pepicelli, attorneys for plaintiff filed.

Oct. 15, 1985 Notice Of Service of Interrogatories filed.

Oct. 18, 1985, Motion to Amend Complaint and Order filed. AND NOW, this 18th day of October 1985, upon consideration of the within Motion, the plaintiff is granted leave to amend his Complaint to include a claim under Section 201(d) of the Divorce, as set forth in the proposed Amended Complaint attached thereto as Exhibit "A".

BY THE COURT,
Robert L. Walker, J.

Oct. 21, 1985, copies of order to B. Barrett, A. Pepicelli, and J. Mason.

Oct. 18, 1985, Amended Complaint filed.

Oct. 18, 1985, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Oct. 29, 1985 Interrogatories Directed To Defendant Idella M. Paden Pursuant To PA. R.C.P. 1920.22(b) (First Set) and Answers filed.

Oct. 30, 1985 Order filed. AND NOW, October 29, 1985, at the time this case is called for hearing, it appears that the Defendant/Wife received a letter indicating husband intended to retire from his railroad employment and accept substantial termination pay. This arose through a letter apparently mis-addressed to Mrs. Paden dated September 20, 1985. Husband advises this is an approximate nine year delayed response to a 1976 inquiry about his status in the event he terminated employment and took termination pay.

In view of the fact the Plaintiff/Husband now advises the Court and counsel that he has no intention of taking early retirement or termination pay, but intends to work many more years in order to assure full pension benefits with the railroad, the issue this date raised by the petition for special relief is moot.

In addition, Joseph Paden agrees that during the pendency of the divorce action, if he changes his mind and does intent to terminat employment and become eligible for any termination pay, he will notify his wife promptly of said intention of writing.

By stipulation of the parties, acting through their counsel, it is also mutually agreed that neither party will dispose of any marital assets in their possession pending final disposition of this divorce action and the ultimate division of marital property between the parties. BY ORDER OF THE COURT,
P. Richard Thomas, P.J.

Nov. 1, 1985 Copies of order to Alan Pepicelli and Joan Mason

Continued on page 532

Bruce A. Barrett

488.

Harry Faber White, II

DENNIS F. COX

vs.

TAMMY L. COX

Filed June 14, 1983

Tax & entry Paid $35.50 ✓

Pro Co pd 10-3-83 9.00 ✓

COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE

1 copy (atty)

June 16, 1983, Counseling notices mailed.

June 17, 1983 Affidavit of Service filed: BRUCE A. BARRETT, Esquire, being duly sworn according to law deposes and says that the following facts in support of his affidavit of Service are true and correct to the best of his knowledge, information and belief.

1. That the Affiant is the Attorney for the Plaintiff in the above captioned Divorce Action.

2. That a true and correct copy of a Complaint under section 201(c) of the Divorce Code was sent by registered mail to the Defendant.

3. The registered mail was sent to Tammy L. Cox at R.D.#6 Box 768B, Williamson Road, Meadville, Pa 16335, on June 15, 1983. The sender's reqeipt is attached hereto.

4. That the defendant received said registered mail on June 15, 1983. Said receipt card number 342263053 is attached hereto and signed by Tammy L. Cox.

Bruce A. Barrett, Attorney for Plaintiff

June 27, 1983, Appearance of Harry Faber White, II, attorney for defendant, filed.

Oct. 3, 1983 Affidavit Of Defendant Under Section 201(c) of the Divorce Code filed.

Oct. 3, 1983 Affidavit Of Plaintiff Under Section 201(c) of the Divorce Code filed.

Oct. 3, 1983 Upon praecipe of Plaintiff's attorney for Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 7, 1983 DIVORCE DECREE FILED:

AND NOW, October 7, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DENNIS F. COX AND TAMMY L. COX

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Halliday, Beighley
& Halliday
Ruthanne Beighley

489.

DONNA VAN SICKLE

vs.

WENDELL EUGENE VAN SICKLE

Filed June 15, 1983

Tax & entry Paid $35.50 ✓

Pro Co. Rd 11/7/83 9.00 ✓

2 Counts paid 12/14/83
30.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

June 16, 1983, Counseling notices mailed.

July 5, 1983, General Appearance filed. I hereby accept service of and acknowledge receipt of a copy of the original Complaint in Divorce filed in the above action. Wendell Eugene Van Sickle.

Nov. 1, 1983 Settlement Agreement between the parties, Affidavit of Consent for Defendant, Affidavit of Consent for Plaintiff, and Upon praecipe of attorney for Plaintiff to transmit record, this case moved to court.

Nov. 23, 1983, ORDER filed. AND NOW, November 22, 1983, this case is returned to the Prothonotary's Office since the parties have requested that the final decree in divorce incluse an order as to custody, support, alimony and other collateral matters, and there is no pleading supporting such an order.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Nov. 23, 1983, copies of order to Ruthanne Beighley.

Dec. 13, 1983 Complaint For Custody and Order filed. You, WENDELL EUGENE VAN SICKLE, Defendant, have been sued in court to obtain custody, partial custody or visitation of your children, Bradley and Christal Van Sickle.

You are further order to bring with you the above-named children.

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

YOU SHOULD TAKE THIS 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.

CROAWFORD COUNTY COURTHOUSE
903 Diamond Park
Meadville, PA 16335
(814) 336-1151

BY THE COURT:
Robert L. Walker,J

Dec. 13, 1983 Copies of order to Ruthanne Beighley and Wendell Van Sickle

Dec. 13, 1983 Petition For Alimony And Equitable Property Distribution and Order filed. AND NOW, this 13th day of December, 1983, upon consideration of the within Petition for Alimony and Equitable Property Distribution, it is hereby ordered AND DECREED that a rule be entered upon the Defendant, Wendell Eugene Van Sickle, to show cause, if any he has, why he should not pay alimony to the Plaintiff, Donna Van Sickle, and why an order for equitable property distribution should not be granted.

RULE RETURNABLE sec reg.

BY THE COURT,
Robert L. Walker,

Dec. 13, 1983 Copies of order to Ruthanne Beighley and Wendell Van Sickle.

Dec. 14, 1983, Acceptance of Service of Complaint For Custody, Petition for Alimony and Equitable Property Distribution, by Defendant, filed.

Dec. 14, 1983, Upon praecipe of plaintiff attorney for Review Under201(c) of the Divorce Code, this case resubmitted to court.

Dec. 16, 1983 Order filed: AND NOW, this 16th day of Dec. , 1983, upon consideration of the foregoing attached Settlement Agreement and Consent Court Order, entered into between the parties, an Order is hereby entered in accordance with the terms of said attached Settlement Agreement.

BY THE COURT:
Robert L. Walker,J.

Dec. 16, 1983 DIVORCE DECREE FILED:

AND NOW, December 16, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DONNA VAN SICKLE AND WENDELL EUGENE VAN SICKLE

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L Walker, J.

Fuller, Kinnenen
Miller & Gamble
Ann Hansen Gamble

490.

7/24/83 Received $31.00 from plaintiffs atty

9/12/83 Received $ 31.00 for Q.S. Comm. Howard Stewart

FRANCES K. STEPHENS

vs.

LINDA K. STEPHENS

Filed June 15, 1983

Tax & entry Paid $35.50
Sheriff's Costs 14.75
Mediation costs 31.00
Pro Co Pd 7/24/83 9.00

PETITION FOR WRIT OF HABEAS CORPUS

1 copy (atty)
1 copy (mediator)

ORDER:

AND NOW, this 15th day of June, 1983, upon presentation of the foregoing Petition, the parties hereto and their respective counsel are ordered to appear before William Pineo, the Child Custody Master who is hereby appointed in this case, and said parties and their respective counsel shall appear at such time or times as the Child Custody Master shall hereinafter determine.

Pending hearing, if service of this Petition shall be made in the Commonwealth of Pennsylvania, neither party shall remove the said minor child, James Robert Stephens, from the State of Pennsylvania.

PER CURIAM,
Robert L. Walker, Judge

June 16, 1983, copy of order to Atty. A. Gamble.

June 28, 1983 Sheriff's Return filed. SERVED AND MADE KNWON TO Linda L. Stephens, personally the within named defendant, by handing a true cipy of the within Petition For Writ of Habeas Corpus and Order, No. 1983-490, to her, on June 21, 1983, at 12:51 P.M., at her place of Visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

July 21, 1983, Agreement Between Parties and Order filed. TEMPORARY ORDER: AND NOW, July 21, 1983, upon agreement of the Parties and upon recommendations of the Child Custody Mediator, IT IS HEREBY ORDERED AND DECREED:

1. That the Agreement which is attached hereto be ordered as an Order of this Court.

2. The costs and fees of the Mediation, which are fixed at $31.00 be assessed to the Petitioner as costs. Payment shall be made to the Prothonotary of Crawford County.

By the Court,
P. Richard Thomas, J.

July 21, 1983, Copy of order to Atty. Gamble. (2) and Wm. Pineo.

Dennis G. Kuftic

491.

Mason and Mason

James R.Irwin

KATHARINE LYNN PETRUCELLI

vs.

VINCENT M. PETRUCELLI

Filed June 15, 1983

Tax & entry Paid $35.50

Pro Co Pd 4/14/87- 15.00
William Pineo, mediator

Add'l Counts	pd 12/13/93	45.00
State Pd	12/13/93	15.00
Pro Co	pd 12-16-93	9.00
State	pd 12-16-93	10.00

4-6-94 Received for Plaintiff Med Fee 300.00

6-9-94 Pd Comm Chk# 8355 302.00

COMPLAINT IN DIVORCE

1 copy (atty)

June 16, 1983, Counseling notices mailed.

Apr. 13, 1987, Petition for Additional Remedies (Custody and Visitation) filed.

May 5, 1987 Affidavit of Service filed. I, Joan D. Mason, Esquire, Attorney for the Plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on April 14, 1987 mail to the above Defendant, Vincent M. Petrucelli by certified mail #401 446 512, return receipt requested, deliver to addressee only, a Petition for Additional Remedies in the above divorce action. Said notice was received by Vincent M. Petrucelli on April 21, 1987 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto. Joan D. Mason

Oct. 7, 1991, Motion to Appoint Mediator and Order filed. ORDER: AND NOW,this 7th day of Oct. 1991 it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the mediator, WILLIAM PINEO at a time to be set by the Mediator in the Crawford Coutny courthouse, with the child custody mediator as required by Rule 31 (e) of the Court of common pleas of Crawford County, pa. it is further ordered and decreed that pending final determination by 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,
1 copy (atty) Gordon R. Miller, J.
1 copy Mediator)

Nov. 27, 1991 Petition For Temporary Custody and ORDER filed. AND NOW, this 27th day of November, 1991, upon consideration of the attached Petition for Temporary Custody, the court states as follows:

Plaintiff shall have temporary custody of the minor children, Joleen, Petrucelli, Jason Petrucelli and Michael Petrucelli, from Nov. 27, 1991, at 3:20 p.m. to December 1, 1991, at 9:00 p.m.

By The Court,
Gordon R. Miller, J.

Nov. 27, 1991 Three (3) copies to Atty. Joan Mason; Dec. 3, 1991 Copy of Order to Atty. Dennis G. Kuftic.

Dec. 31, 1991 TEMPORARY ORDER filed. AND NOW, this 30th day of Dec., 1991, after Mediation in the above referenced matter and upon the recommendations of the Child Custody Mediator,

IT IS HEREBY ORDERED AND DECREED THAT:

1. Legal and physical custody of the subject minor child, Joleen, is hereby awarded to her mother, the Plaintiff.
2. Custody of the subject minor children Jason and Michael, is hereby awarded to their father, defendant.
3. 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.

4a. Starting with the weekend of Jan. 3, 1992, the father shll have visitation and temporary physical custody of Joleen on alternate weekends from Fri. at 6:00 p.m. through Sun. at 6:00 p.m. Starting with the weekend of Jan. 10, 1992, the mother shall have visitation with Jason and Michael on alternate weekends from Fri. at 6:00 p.m. through Sun. at 6:00 p.m.

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

5. Holiday visitation shall be arranged as follows:

a. For Christmas, 1991, the father shll have visitation and temporary physical custody of the subject minor children from Christmas Eve at 6:00 p.m. to 11:00 a.m. of the day after Christmas. The mother shall have visitation and temporary physical custody of her children from 11:00 a.m. of the day after Christmas until 7:00 p.m., Jan. 1, 1992. In years after 1991, the parties shall thereafter alternate the two Christmas visitation periods so difined.

b. There shall be two Thanksgiving visitation periods, the first beginning on the Wednesday preceding Thanksgiving at 6:00 p.m. and ending Thanksgiving Day at 2:00 p.m., and the second beginning Thanksgiving Day at 2:00 p.m. and ending Thanksgiving Day at 8:00 p.m. For Thanksgiving 1992, the father shall have the first period, and the mother, the second, and the parties shall thereafter alternate.

c. There shall be two Easter visitation periods, the first beginning on Holy Saturday at 6:00 p.m. and ending Easter Sunday at 2:00 p.m. and the second beginning on Easter Sunday at 2:00 p.m. and ending Easter Sunday at 8:00 p.m. For Easter 1992, the mother shall have the first period, and the father, the second, and the parties shall thereafter alternate the periods.

d. The other holidays to be observed are Memorial Day, Independence Day, and Labor Day. Holiday visitation shall be between the hours of 9:00 a.m. and 8:00 p.m., except for Independence Day, when the holiday visitation shall be extended to 11:00 p.m. so that the children may watch the fireworks. The mother shall have visitation and temporary physical custody on Memorial Day, 1992, and the parties shall thereafter alternate the holiday periods.

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

f. The provisions of this paragraph shall take precedence over the other provisions of this order relating to the custodial or visitationperiods.

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

7. The parties shall split responsibility for transportation with the party receiving the children in the excerise of his or her rights picking up the children at the home of the other.

CONTINUED ON PAGE 528 b

1983

492.

NORTHWEST BANK

vs.

ALFONSE S. CANCILLA

Filed June 15, 1983
@ 10:57 o'clock A.M.

Pro Simmons Paid	5.00
Pro. Co. paid 6/22/83	4.00
Plff. on orig.	6.50

AGREEMENT TO REVIVE

of

DSB 623 May Term 1978

The undersigned hereby agrees that the judgment entered on July 18, 1978 to 623 May Term 1978 be revived and the lien continued and authorizes the prothonotary to enter and index a judgment of revival in the amount of Eight Thousand Five Hundred Twenty and 00/100 dollars plus costs.

Dated..... June 14, 1983
Debt.....$8,520.00
C - 13 .....JUDGMENT

James F. Simmons, Prothonotary

Aug. 23-1984 This Judgment Satisfied
(See paper filed).

1983

Fuller, Kinnunen,
Miller & Gamble
Ann Hansen Gamble

493.

NORTHWEST SAVINGS
ASSOCIATION,
a Pennsylvania Corporation

vs.

HOWARD A. WILLIS and
ELIZABETH J. WILLIS,
his wife

Filed June 15, 1983

Tax & entry Paid $35.50
Sheriffs Costs 17.75

Pro Co Pd 7-15-83 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 383, page 912.

June 30, 1983, Sheriffs Return filed. SERVED Howard A. Willis the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure, No. A.D. 1983-493 to James Willis, an adult member of the family with whom he resides, namely son, on June 23, 1983, at R. D. #2, Guys Mills, Troy Township, in the County of Crawford, the State of Pa.

SERVED Elizabeth J. Willis, the within named defendant by handing a true copy of the within Complaint in Mortgage Foreclosure, No. A.D. 1983 - 493, to James Willis, an adult member of the family with whom she resides, namely son, on June 23, 1983, at 12:52 P.M., at R. D. #2, Guys Mills, Troy Township, in the County of Crawford, the State of Pa.

So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

AND NOW, July 15, 1983 @ 11:25 A.M., Upon Praecipe of Plaintiff's Attorney, judgment is hereby entered in favor of the Plaintiff and against the defendant for failure to file an answer and damages are assessed as follows: Principal Nine Thousand Eleven Dollars and Twenty-two Cents; Past Due Interest Five Hundred Thirty-three Dollars and Ninety-one Cents; Late Charges Forty-one Dollars and Fifty-one Cents; Reasonable Attorneys fees Four Hundred Fifty Dollars and Fifty-six Cents; TOTAL AMOUNT DUE Ten Thousand Thirty-seven Dollars and Twenty Cents together with the interest from the date hereof and the cost of the action.

Debt $10,037.20 + interest and Costs

W-81, 51
7-15-83 Judgment entered

JUDGMENT
James F. Simmons
Prothonotary

EX 1983-59

Routman, Moore, Goldstone & Valentino
Charles Gilchrest

494.

MacDonald, Illig, Jones & Britton
Irving Murphy
J. Douglas Murphy

DAVID LEROY WILLIAMS and CONNIE M. WILLIAMS, Husband and Wife

vs.

ABEX CORPORATION

Filed and Issued
June 15, 1983

Tax & entry Paid $35.50
Sheriff's Costs 14.75
Pro Co Pd 9/27/84- 6.00

SUMMONS IN TRESPASS

Issued (sheriff)

July 5, 1983, Appearance of MacDonald, Illig, Jones and Britton, by Irving Murphy, J. Douglas Murphy, attorneys for defendant, filed.

July 6, 1983 Writ Return filed. SERVED Abex Copporation the within named defendant on June 30, 1983 at 11:12 A.M., by handing a true and attested copy of the within Summons In Trespass, No. A.D. 1983-494, at Saegertown Road, Meadville, in the County of Crawford the State of Pennsylvania, the usual place of business of said defendant, to Jack McCaffrey, the person for the time being in charge thereof.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Sept. 27, 1984, Upon praecipe of plaintiff attorney, the above captioned action marked settled and discontinued of record.

1983

495. Bruce A. Barrett	PETITION FOR INVOLUNTARY TREATMENT of HAROLD E. HARVEY Filed June 15, 1983	PETITION FOR INVOLUNTARY TREATMENT Mental Health Procedures Act of 1976 Sections 304 and 305 June 27, 1983, Report of Mental Health Review Officer, Recommendation, and Order filed. ORDER: AND NOW, this 24 day of June, 1983, 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 Helath Review Officer, it is hereby ORDERED and DIRECTED that the said Harold E. Harvey be committed to Warren State Hospital for treatment for a period not to exceed 90 days. (John D. Petruso, MH Review Officer) BY THE COURT, P. Richard Thomas, J. June 27, 1983, Copies of order to Bruce Barrett, Warren State Hosp., and Mr. Dickey, Mental Health.

Oct. 3, 1983 Report Of Mental Health Review Officer, Recommendation and Order filed. AND NOW, this 30th day of Sept., 1983, 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 Harold Harvey be committed to Warren St. Hosp. for treatment for a period not to exceed 180 days.

By The Court, P Richard Thomas, J

Oct. 5, 1983 Copies to Bruce Barrett, Paul Dickey and Warren State Hospital

Mason and Mason
Joan D. Mason

496.

BRENDA L. SWANSTROM

vs.

DELBERT R. SWANSTROM

Filed June 15, 1983

Tax & entry Paid $35.50

Pro Co pd.10/17/84-9.00

Pro Co Pd 10-29-84 - 5.00

COMPLAINT IN DIVORCE

1 copy (atty)

June 16, 1983, Counseling notices mailed.

Aug. 4, 1983 Upon praecipe to reinstate the above captioned divorce action filed.

Sept. 6, 1983 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the plaintiff in the above entitled case, and being duly sworn according to law, depose and say that I did on August 4, 1983 mail to the above Defendant, Delbert R. Swanstrom by certified mail #247 937, return receipt requested, deliver to addressee only, a complaint in the above divorce action. Said notice was received by Delbert R. Swanstrom on August 8, 1983 as indicated by the return receipt card which was returned to the office of the Plaintiff's attorney and is attached hereto.

Joan D. Mason

Oct. 26, 1983, Affidavit of Consent of plaintiff filed.

Oct. 16, 1984, Affidavit of Consent of Defendant filed.

Oct. 16, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 22, 1984 DIVORCE DECREE FILED:

AND NOW, October 19, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

BRENDA L. SWANSTROM AND DELBERT R. SWANSTROM

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

Oct. 29, 1984, Notice of Intention to Resume Maiden Name filed. To Be Known as BRENDA L. DENNIS.

1983

497.

Louis Musica

COMMONWEALTH

vs.

RICHARD MERLE HAWLEY

Filed June 17, 1983

Tax & entry Paid $35.50

APPEAL FROM SUSPENSION OF OPERATOR'S PRIVILEGE

1 copy (atty)

ORDER:

AND NOW, june 17, 1983, upon consideration of the within Appeal, it is hereby ordered and decreed that a hearing on this Appeal be held on Aug. 2, 1983, at 1:30 P.M. at the Crawford County Court House, or as soon thereafter as the attention of the Court may be had, and that notice be given to the Pennsylvania Department of Transportation, Bureau of Traffic Safety Operations as required by law.

It is further ORDERED AND DECREED that the Appellant, Richard Merle Hawley, shall retain the right to apply for an operator's license until final disposition of this Appeal.

PER CURIAM,

Robert L. Walker, J.

June 17, 1983, copy of order to Atty. Musica.

July 8, 1983 Motion to withdraw Defendant's Appeal and Order filed. AND NOW, July 8, 1983 The within Motion is allowed and the hearing scheduled for August 2, 1983 at 1:30 P.M. is cancelled. P Richard Thomas

July 8, 1983 Copy of order to Louis Musica.

1983

M.V.

Harry N. Sydor

498.

JAMES S. ALLEN

vs.

JOHN WAYNE BITTINGER

Filed June 17, 1983

Tax & entry Paid $35.50
Sheriffs Costs 30.75
Pro Co Pd 11/29/83-9.00
Pro.Co. pd 10/13/93 6.00

COMPLAINT IN TRESPASS

1 copy (sheriff)

June 30, 1983, Sheriffs Return filed. Not Found, as to the within named defendant John Wayne Bittlinger as per the within affidavit received from Sheriff James A. Fazzoni, Washington County, Pennsylvania. Not Found as of June 26, 1983.
So answers, Howard N. Stewart Sheriff
Washington County Return:
I hereby certify and return that after due and diligent search John Wayne Bittlinger within named could not be found in Washington County, Pa.
So answers, Samuel Seerett, Deputy Sheriff
James A. Fazzoni, Sheriff

Sept. 26, 1983 Affidavit Of Service filed. BEFORE ME, the undersigned authority, personally appeared HARRY N. SYDOR, ESQUIRE,who, being duly sworn according to law, deposes and says that he is of counsel to the Plaintiff in this matter that as such he is authorized to make this Affidavit on his behalf; and that he caused to be served upon the defendant a true and correct copy of the Complaint filed in this case, by certified and regular mail, at R. D. ! McDonald, PA 15057. Attached hereto as proof of service is Return Receipt 380-936-036, indicating that defendant received same as of August 12, 1983. Harry N. Sydor

And Now, Nov. 29, 1983, at 1:30 P.M., upon praecipe of plaintiff attorney, with Non Military Affidavit, and copy of notice of intention to file default judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer, and the same is liquidated in the amount of One Thousand Eight Hundred Thirty Three and 60/100 Dollars.

Debt - - $1,833.60

11/29/83 - Judgment entered
B - 95

JUDGMENT
James F. Simmons,
Prothonotary

Nov. 29, 1983, Notice of entry of judgment mailed to defendant.

And Now, Feb. 7, 1984 at 11:00 A.M., Upon praecipe of plaintiff attorney, and Notice to Defendant of Assessment of Damages,copy of Affidavit of Repair, itemized repair bill, and affidavit of service by mail, attached, Damages are hereby assessed for the costs of the repairs in the amount of One THousand Eight Hundred Thirty Three and 60/100 Dollars, in favor of the plaintiff and against the defendant, in accordance with Affidavit of Repair and Notice hereto attached.

B - 95
Entered - Feb. 7, 1984

JUDGMENT - ASSESSMENT OF DAMAGES
James F. Simmons,
Prothonotary

Oct. 13, 1993 Upon Praecipe of Harry N.Sydor, Esquire, Attorney for Plaintiff, the above case marked settled, discontinued or Satisfy-Verdicts, Judgments, Executions, Awards, Decrees, Equity, Liens, Counter-Claims or Cross-claims and plaintiff(s) case or as to garnishee only, D.S.B., M.L. & Claims, of record.

1983

Gen.

Bozic, Thomas & Johnson R. Charles Thomas	THE TOWNSHIP OF VERNON	COMPLAINT IN TRESPASS AND ASSUMPSIT
499.	vs.	1 copy (sheriff)
Harry Faber White,II	MARIE H. NICHOLSON	**June 30, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Marie H. Nicholson personally the within named defendant by handing a true copy of the within Complaint In Trespass and Assumpsit, No. A.D. 1983-499, to her, on June 28, 1983, at 2:10 P.M., at her place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania. So answers, Catherine I. Allen, Deputy Sheriff Howard N. Stewart, Sheriff**
	Filed June 17, 1983	**July 19, 1983 Defendant's Answer, New Matter and Counterclaim filed.**
	Tax & entry Paid $35.50 **Sheriff's Costs 12.75** Pro Co Pd 10/4/85 15.00 Pro Co Pd 5/29/86- 9.00	

Oct. 4, 1985, Upon praecipe of plaintiff attorney, for reference to the arbitrators, the following arbitrators are appointed:

Robert J. Felton, Chairman
Victor J. Kinnunen
Clifford Kirvan

Oct. 4, 1985 Reply To New Matter And Answer To CounterClaim filed.

Oct. 11, 1985, Arbitrators take qualifying oath filed.

Feb. 20, 1986, Decision of the Arbitrators filed in which they find: In favor of plaintiff on Plaintiffs Complaint in the amount of $441.25. In favor of the Defendant on Defendant's counterclaim in the amount of $141.45. Costs assessed to defendant.

N - 111 DECISION OF THE ARBITRATORS

Feb. 20, 1986, copies of decision to Attys. R. C. Thomas and Harry White.

AND NOW,

May 29, 1986, at 10:36 A.M., upon praecipe of plaintiff attorney, Judgment is hereby entered in favor of the plaintiff and against the defendant in the amount of $441.26 pursuant to Decision of Board of ARbitrators, together with interest in amount of $17.18, or total judgment of $448.43, plus costs.

N - 111 Debt - - $448.43
Judgment entered - 5/29/86 JUDGMENT
James F. Simmons,
Prothonotary

1983

Shafer, Dornhaffer, Swick, Bailey & Irwin
James R Irwin

500.

ANTHONY E. BELL

vs.

CAROLYN A. BELL

Filed June 17, 1983

Tax & entry Paid $35.50
2 Counts Paid 30.00

COMPLAINT UNDER SECTION 201(c) OF DIVORCE CODE, EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION, AND CHILD CUSTODY

1 copy (atty)

June 20, 1983, Counseling notices mailed.

June 21, 1983, Affidavit filed. I, JAMES R. IRWIN, ESQUIRE, after being duly sworn according to law, depose and say that I am the attoreny of record for ANTHONY E. BELL, and that as such, I am authorized to execute this Affidavit; that I did, on the 17th day of June, 1983, send, by Certified Mail, Return Receipt Requested, Addressee Only, a true and correct copy of a Divorce Complaint filed at the above term and number, to Carolyn A. Bell, at her last known residence of 440 Liberty Street, Meadville, PA-16335, as evidenced by the attached sender's receipt NO: 113, and that on the 21st day of June, 1983 I did receive the duly executed return receipt dated the 20th day of June, 1983.

James R. Irwin, Esquire.

June 16, 1997 IMPORTANT NOTICE AND COURT ORDER filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 6/21/1983 . 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 August 5, 1997, 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 August 5, 1997. 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

Anthony J. Vardaro, J.
By the Court:

Date: June 16, 1997
June 16, 1997 Copies mailed by Court Administrator's Office.

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

1983

Jack, Kookogey & Felton
John S. Kookogey

501.

Orton, Joyce & Dunlavey by Edward Orton for Kaltsas Oil Company, Inc.

Culbertson, Weiss, Schetroma & Schug by Donald A. Fichenscher for Consolidated Gas Supply Corporation

E. CHARLES HERRICK and DOROTHY M. HERRICK, his wife, CLYDE W. HERRICK and MARY M. HERRICK, and C. E. BECK

vs.

CONSOLIDATED GAS SUPPLY CORPORATION, and KALTSAS OIL COMPANY, INC., their respective successors and assigns

Filed June 20, 1982
@ 10:34 o'clock A.M.

Tax & entry Paid $35.50 ✓
Sheriff's Costs 33.00 ✓ $9.00
Pro Co Pd 8/13/84 1.00 ✓
Pro Co Pd 8.15.84 (copy)

COMPLAINT - ACTION TO QUIET TITLE

2 copies (atty)

July 11, 1983 Appearance of Orton, Joyce & Dunlavey by Edward Orton for Defendant, Kaltsas Oil Company, Inc filed.

July 18, 1983 Sheriff's Return filed. Before me, the undersigned authority, personally appeared Toby Rigazzi, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 23rd day of June, 1983, at 1:44 P.M. DST he served Complaint in Action to Quiet Title, filed ___ at No.___Term, 19__, Crawford County Pennsylvania, upon defendant Kaltsas Oil Company, Incorporated at their place of business Route 89 Erie County North East, Pennsylvania. By making known the contents thereof to Paul Wasson, General Manager and handing to and leaving with him the certified copy of the Complaint in Action To Quiet Title received from Crawford County.
Toby Rigazzi, Deputy Sheriff
Robert N. Michel, Sheriff
SERVED ON THE within named defendant Kaltsas Oil Company, Inc., by daputizng the Sheriff of Erie County, Pennsylvania, as per his affidavit,of Service hereto attached. Served June 23, 1983.
So answers, Howard N. Stewart, Sheriff

July 26, 1983 Appearance of Culbertson, Weiss, Schetroma and Schug by Donald A. Fickenscher, Esquire for Consolidated Gas Supply Corporation filed.

Aug. 5, 1983 Answer filed.

Aug. 5, 1983 Answer to Complaint filed.

Sept. 1, 1983 Deposition of Paul L. Wasson filed.

Oct. 20, 1983, Certificate of Readiness filed.

ON FEBRUARY 1984 TRIAL LIST: No. 25

Feb. 14, 1984 Order filed. AND NOW, February 10, 1984, Nonjury trial in the above case is hereby set for April 3, 1984, at 9:30 A.M.
BY ORDER OF THE COURT,
P Richard Thomas, P.J.

Feb. 14, 1984 Copies of order to John Kookogey, Edward Orton and Donald Fickenscher.

ON APRIL 1984 CIVIL TRIAL LIST; No. 16

July 10, 1984 Action To Quiet Title Opinion and Order filed. We direct that counsel for Plaintiffs' file with the Court a proposed final judgment decree in accord with Rule 1066 within ten (10) days for the Court's signature. The time for perfecting an appeal shall be from the date the Court files a Final Judgment in this case.
BY ORDER OF THE COURT,
P Richard Thomas, P.J.

July 11, 1984 Copies to John Kookogey, Robert Jeffery and Donald Fickenscher

July 11, 1984 Exhibits filed.

July 23, 1984, FINAL DECREE filed. AND NOW, this 20th day of July 1984, it is hereby Ordered, Adjudged and Decreed that the following Oil and Gas Leases and Leasehold interests granted to the Defendant, Consolidated GAs Supply Corp., and subsequently assigned to the Defendant, Kaltsas Oil Company, Inc., covering premises of E. Charles Herrick, et al, in Rockdale and Cambridge Townships, Crawford County, Pa., be terminated and canceled for failure of the defendants to operate the same in accordance with the terms of said agreements; and that the Recorder of Deeds of Crawford County is hereby directed to note on the margin of each said recorded lease that the same has been terminated, canceled, and rendered of no further effect by Order of Court filed at A.D. 1983 - 501.

A. John R. Doctor, et ux, to Consolidated Gas Supply Corp., dated August 3, 1972, and recorded in Assignment Book 72, page 621, covering 122 acres in Rockdale Township.

B. E. Charles Herrick, et ux, to Consolidated Gas Supply Corp., dated Octover 12, 1976, and recorded in Assignment Book 84, page 301, covering 112 acres in Cambridge Township.

C. E. Charles Herrick, et ux, to Consolidated Gas Supply Corp., dated October 12, 1976, and recorded in Assignment Book 84, page 337, covering 297 Acres in Rockdale and Cambridge Townships.

PER CURIAM,
P. Richard Thomas, P.J.

July 23, 1984, copies of Final Decree to Attorneys John Kookogey, Edward Orton, Donald Fickenscher, and Recorder of Deeds Esther Hill.

Culbertson, Weiss, Schetroma & Schug
Mary A. Kirkpatrick

502.

Joe Kulwicki

8/27/87 Recd
$56.25 from
pltff.

Rec'd $56.25
Sept 2, 1987
Vivian Stoltz

DENNIS A. PHILLIPS

vs.

PATRICIA PHILLIPS

Filed June 20, 1983

Tax & entry Paid $35.50 ✓

John Fuller, Med. 112.50
9.00

PETITION FOR CUSTODY

1 copy (atty)
1 copy (mediator)

ORDER:

AND NOW, June 20, 1983, upon presentation of the foregoing Petition, the parties herein and their representative counsel are ordered to appear before John Fuller, Child Custody Mediator, at such time and place as the Child Custody Mediator shall determine.

And further ordering that the children shall not be removed from the custody of the Petitioner pending further order of Court.

BY THE COURT,
P. Richard Thomas, J.

Copy of order to Atty. Kirkpatrick.

Aug 15, 1983 Order filed: AND NOW, August 12, 1983, after mediation conference before John Fuller, Esquire, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of Jimmy Phillips, Brian Phillips and Tina Phillips, shall be shared between the father and mother, that is, each shall be entitled to full access to school records, medical records and other important records and each shall be entitled to participate fully in decisions affecting the health, education and religious instruction of the children.

II. Physical custody of Jimmy Phillips, Brian Phillips and Tina Phillips shall be with their father, Dennis A. Phillips, subject to the following conditions:

A. The mother shall be entitled to visit and take the children with her every other Sunday beginning Sunday, August 14, 1983, from 10:00 Noon until 6:00 P.M., both prevailing local times. The mother shall be responsible for picking up and returning the children to the father.

B. The mother shall be entitled to visit and take the children with her every other Saturday, beginning August 20, 1983, from 10:00 A.M. to 6:00 P.M., both prevailing local times. The mother shall be responsible for picking up and returning the children to the father.

C. Holidays are defined and custody on such days shall be divided as follows: Holidays shall be Easter, July Fourth, Thanksgiving and Christmas. The mother shall have custody of the children on Thanksgiving Day of 1983 from 10:00 A.M. until 6:00 P.M. The father shall have custody of the children on Christmas Day of 1983 and the mother shall have custody of the children on the day prior to Christmas from 10:00 A.M. to 8:00 P.M. In 1984, if this order has not been previously changed, the mother shall have custody of the children on Easter Sunday and the father shall have custody of the children on July Fourth. Also, in 1984, the father shall have custody of the children on Thanksgiving Day and the mother shall have custody of the children on Christmas Day. The parties shall continue to alternate holidays from year to year in the same manner if this order has not been previously changed. On holidays when the father has custody, the mother shall have the right to take the children with her on the eve of said holidays from 4:00 P.M. to 10:00 P.M., local times, except on the day preceding Christmas and on such day when the father has custody on Christmas Day, the mother shall have a right to take the children with her the day preceding Christmas from 10:00 A.M. to 8:00 P.M., prevailing local times.

D. Holiday visitations shall take precedence over weekend visitations.

E. Each parent shall notify the other of any illness or emergency involving the children at the earliest possible time.

F. Neither parent shall say or do anything in an attempt to turn the children against the other parent but, on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of the children toward the other parent.

This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within Thirty (30) days of this order. This Order is entered without prejudice to the right of either party to apply for a mediation conference when the mother's home situation has stabilized or there has been any other material change of circumstances. Costs of the mediation conference shall be equally divided between the parties.

By the Court,
P. Richard Thomas, Judge

Aug. 16, 1983 Copies of order to M. Kirkpatrick, J. Kulwicki and J. Fuller, Esqs.

1983

William L. Walker

503.

Culbertson, Weiss,
Schetroma & Schug
Donald Fickenscher

NORMA COOPER

vs.

PAUL AND/OR FRANCIS KURT

Filed and Issued
June 20, 1983

Tax & entry Paid $35.25
Pro Co Pd 10/31/83-15.00
Pro Co Pd 7/17/84 6.00

APPEAL OF DEFENDANT FROM JUDGMENT OF
HARRY E. RANDALL, MAGISTERIAL DISTRICT
30-3-02

June 20, 1983, Rule to File Complaint Issued.

June 21, 1983, Proof of Service filed.

Amg. 31, 1983 Complaint filed.

Oct. 3, 1983 Defendant's Answers filed.

Oct. 31, 1983, Upon praecipe of plaintiff attorney, For Reference to the Arbitrators, the following arbitrators are appointed: Robert J. Felton, Chairman
Ann Hansen Gamble
Barbara L. Smith

Nov. 17, 1983, Arbitrators Take the Qualifying Oath

June 6, 1984, DECISION of Arbitrators filed in which they find for Plaintiff, Norma Cooper, in the amountof 669.81 plus interest and costs of suit on all counts.

K - 134, 64

DECISION OF ARBITRATORS
James F. Simmons,
Prothonotary

June 6, 1984, copies of Decision given to Attys. William Walker, and Donald Fickenscher.

July 17, 1984, UPon praecipe of plaintiff attorney, the above captioned matter is hereby satisfied of record.

R. Allen Thomas

504.

Culbertson, Weiss, Schetroma & Schug
Mary Ann Kirkpatrick

ARTHUR D. LEAKER

vs.

JAYLENE LEAKER

Filed June 21, 1983

Tax & entry Paid $35.50 ✓
3 Counts Paid 45.00 ✓
Pro. Co. Paid 11-30-87 9.00 ✓

COMPLAINT UNDER SECTION 201(a)(6) OR 201(c) OF THE DIVORCE CODE

1 copy (atty)

July 5, 1983 Affidavit of Mailing filed. R. Allen Thomas, Esquire, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by certified mail, return receipt requested, a true and correct copy of the Complaint in Divorce to the Defendant at her residence at North Hill Road, Cochranton, Pennsylvania 16314; and, that Defendant did receive same, as evidenced by the signed receipt attached hereto as Exhibit "A".
R. Allen Thomas, Esquire

July 6, 1983, Petition for Alimony Pendente Lite, Reasonable Counsel Fees, Costs and Expenses, Alimony, Equitable Distribution filed.

July 12, 1983 Motion to Set Hearing on Alimony Pendente Lite, Costs and Counsel fees and Order filed: AND NOW, this 11 day of July, A.D., 1983, a hearing on the Motion for Alimony Pendente Lite, Costs and Counsel Fees is set for the 3rd day of Aug., at 10:00 o'clock A.M., in Courtroom No. 1 or 2 of the Crawford County Courthouse in Meadville, Pennsylvania.
By the Court,
P. Richard Thomas, J.

July 12, 1983 Copies of order to R. Allen Thomas, Esq. and Mary Ann Kirkpatrick, Esq.

Aug. 4, 1983 Order filed: AND NOW, August 3, 1983, at the time the matter is called for hearing, counsel for the parties advise the Court the matter has been amicably settled as follows:
1. The matter of costs and counsel fees will be delayed for further consideration either by the Court or Master in Divorce, and the parties each agree they will pay their own costs subject to further order.
2. Alimony pendent lite will be paid by the Plaintiff to the Defendant in the amount of $377.35 on the 2nd and 16th of each and every month commencing with the month of August and terminating with the payment due October 16, 1983. The parties agree that the payment due August 2, 1983 has already been made.
The Court notes a child support action is pending in the Domestic Relations Division and that counsel are attempting to resolve that issue in view of the consent order entered this date, but the Order entered at this time is for alimony pendente lite only, and the Court has not considered the issue of child support.
BY ORDER OF THE COURT,
P. Richard Thomas, P.J.
Aug. 4, 1983 Copies to R. Allen Thomas, and Mary Ann Kirkpatrick, Esqs.

Feb. 15, 1984 Answer with Counterclaim and New Matter filed.

Oct. 28, 1987 Memorandum of Agreement as to Partial Division of Real and Personal Property filed.

Nov. 13, 1987 Agreement between both parties filed.

Nov. 16, 1987 Affidavit Of Consent of Plaintiff filed.

Nov. 25, 1987, Affidavit of Consent of defendant filed.

Nov. 25, 1987 Request for Order and Qualified Domestic Relations Order filed: IT IS ORDERED, ADJUDGED AND DECREED as follows:
1. The aforementioned Retirement Plan is marital property subjectto distribution by this Court.
2. T he portion to be segregated for the Alternate Payee, JAYLENE LEAKER,is: 50% X 93/number months of service X the Participant's projected benefit at age 65; or the actuarial equivalent if she elects earlier retirement, plus her pro rata share of any early retirement incentives which might become available to the Participant ifhe elects early retirement.
3. In the event a Plan provides the option to the Participant to elect to obtain benefits at the earliest retirement age, the benefits shall be payable to the Alternate Payee on or after the date on which the Participant attains (or would have attained) the earliest retirement age, as if the Participant had retired on that date even if the Participant has not actually retired or separated from service.
4. The term of said payments is for the life of the Alternate Payee, with payments to commence at the retirement date chosen by the Alternate Payee but in no event earlier than the earliest retirement date provided under the plan.
5. The plan to which the Order applies is the Pension Boards United Church of Christ retirement plans or any successor plans.
6. The Alternate Payee, shall have the same rights with regard to her portion of the Plan as are available to the Participant with regard to * remaining portion portion of the Plan. These rights include but are not limited to the right to designate a beneficiary of retirement benefits and the right to elect from then existing retirement dates and payment options. In no event shall the alternate Payee have greater rights than those which are available to the Participant.The Alternate Payee is not entitled to any benefit not otherwise provided under the Plan and is not entitled to any benefit specifically prohibited by the Retirement Equity Act of 1984.
7. In the event t hat actuarial computation is necessary to determine "actuarial equivalents" and/or the difference between benefits actuarially accrued, non-subsicized benefits, or employer subsidized benefits, for the purpose of the earliest retirement age option by the Alternate Payee, or otherwise, the Plan Administrator shall obtain the services of any actuary who is

Continued on Page 504-A

enrolled under subtitle C of title III of the Employment Retirement Security Act of 1974.
8. Any reasonable costs incurred by the Plan Administrator to effectuate the terms and provisions of this Qualified Domestic Relations Order shall be assessed against the parties such that the Alternate Payee pays 50% X 93/number of months of service of the costs and the Participant pays the balance of the costs.
9. The parties shall promptly notify the Plan Administrator of any charge in their addresses from those set forth in this Order; and
10. The parties shall promptly submit this Order to the Plan Administrator for determination of its status as a Qualified Domestic Relations Order.
11. Neither party shall encumber, transfer, pledge, or in any other way dispose of any portion of this pension plan until such time as the Plan Administrator has qualified this Order, after which each party shall be entitled to take such actions as he or she deems appropriate with regar d to his or her share, free of any claim by the other.
It is intended that this Order shall qualify as a Qualified Domestic Relations Order under the Retirement Equity Act of 1984. The Court retains jurisdiction to amend this Order as might be necessary to establish or maintain its status as a Qualified Domestic Relations Order under the Retirement Equity A ct. of 1984.

By the Court
P. Richar d Thomas, J.

Consented To : Arthus D. Leaker, 11-14-87; Jaylene Leaker; 11-18-87

Dec. 2, 1987 copy to Mary Ann Kirkpatrick

Nov. 30, 1987, Upon Praecipe of Plaintiff Attorney For Review Under Section 201(c) of Divorce Code, this case is moved to Court.

Dec. 14, 1987 **DECREE and ORDER FILED.**

And Now, 12/10, 1987 it is ordered and decreed that ARthur D. Leaker, Plaintiff and Jaylene Leaker, defendant, are divorced from the bonds of matrimony.

By the Court:
P. Richard Thomas, J

Mar 16, 1988 Motion for Order and Order filed:
Qualified Domestic Relations Order

And now, this 16 day of March, 1988, it appearing to the Court that:
The parties hereto were husband and wife and a divorce decree was entered on December 10, 1988, by this Court at the above number.
ARTHUR D. LEAKER, Social Security No. 037-12-8649, hereafter referred to as "Plaintiff" or "Participant", is a participant in the Annuity Fund for Ministers administered by the Pension Boards, of United Church of Christ.
JAYLENE LEAKER, Social Security No. 202-42-9067, hereinafter referred to as "Defendant" or "Alternate Payee", raised claims for, inter alia, equitable distribution of marital property to the Pennsylvania Divorce Code, 23 P.S. §§101, et seq.
ARTHUR D. LEAKER's current and last known mailing address is 6053 Moscher Street, Philadelphia, Pennsylvania 19120.
JAYLENE LEAKER's current and last known mailing address if R.D.#1, Box 215-A, Cochranton, Pennsylvania 16314.
On November 25, 1987, this Court entered a Qualified Domestic Relations Order concerning the above mentioned retirement plans; the Plan Administrator has suggested revised language which will better enable the retirement plans to be divided pursuant to the parties' agreement.
IT IS ORDERED, ADJUDGED AND DECREED as follows:
1. The aforementioned Retirement Plan is marital property subject to distribution by the Court.
2. The Qualified Domestic Relations Order dated November 25, 1987, is vacated.
3. The portion to be segregated for the Alternate Payee, JAYLENE LEAKER, is: 50% of the accumulation in account which occured during the period August 12, 1979 through May 5, 1987.
4. The terms of said payments is for the life of the Alternate Payee, with payments to commence at the retirement date chosen by the Alternate Payee but in no event earlier than the earliest retirement date provided under the Plan.
5. The plan to which the Order applies is the Annuity Fund for Ministers administered by Pension Boards United Church of Christ retirement plans or any successor plans.
6. Any reasonable costs incurred by the Plan Administrator to effectuate the terms and provisions of this Qualified Domestic Relations Order shall be paid the the Participant.
7. The parties shall promptly notify the Plan Administrator of any change in their addresses from those set forth in this Order.
8. The parties shall promptly submit this Order to the Plan Administrator for determination of its status as a Qualified Domestic Relations Order.
9. Neither party shall encumber, transfer, pledge, or in any other way dispose of any portion of this pension plan until such time as the Plan Administrator has qualified this Order, after which each party shall be entitled to take such actions as he or she deems appropriate with regard to his or her share, free of any claim by the other.
IT IS INTENDED that this Order shall qualify as a Qualified Domestic Relations Order. The Court retains jurisdiction to amend this Order as might be necessary to establish or maintain its status as a Qualified Domestic Relations Order.

By The Court,
P. Richard Thomas, J.

Mar 17, 1988 Copies of to Mary Ann Kirkpatrick, Esq.

1983

Spadafore & Vardaro
Anthony J. Vardaro

505.

FNB CONSUMER DISCOUNT COMPANY

vs.

SHARI E. SEIPLE and
SANDRA K. MORRISON

Filed June 21, 1983

Tax & entry Paid $35.50
Sheriffs Costs 22.15

COMPLAINT IN ASSUMPSIT

2 copies (sheriff)

June 30, 1983, Sheriffs Return filed. SERVED AND MADE KNOWN TO Shari E. Seiple personally the within named defendant by handing a true copy of the within Complaint No. A.D. 1983 - 505, to her, on June 28, 1983 at 3:48 P.M. at her place of residence, at R. D. 4, Reed Avenue, Conneaut Lake in the County of Crawford, State of Pa.

SERVED Sandra K. Morrison the within named defendant by handing a true copy of the within Complaint, No. A.D. 1983 - 505, to Michael Morrison, an adult member of the family with whom she resides, namely son, on June 28, 1983 at 4:03 P.M. at their residence, at Water Street, Conneaut Lake, in the County of Crawford, the State of Pa.

So answers, Edgar D. Householder, Dep. Sheriff
Howard N. Stewart, Sheriff

And Now, Aug. 17, 1983 at 12:01 P.M. upon praecipe of plaintiff's attorney with Notice of Intention to File Default Judgment attached, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and damages are assessed at the sum of Two Thousand Six Hundred Twenty-two and 00/100 Dollars ($2622.00) plus interest, and cost of suit.

Debt.$2622.00
JUDGMENT
James F. Simmons,
Prothonotary

S- 151, M - 154
Entered Aug. 17, 1983

Nancy J. Norkus

506.

Bruce A. Barrett

COMMONWEALTH OF PENNSYLVANIA

vs.

MICHAEL G. CEDAR

Filed June 22, 1983

Tax & entry Paid $35.50

Pro Co 9.00

PETITION OF APPEAL FROM SUSPENSION OF OPERATOR'S LICENSE

ORDER:

AND NOW, this 22 day of June, 1983, upon consideration of the foregoing Petition, a hearing is hereby set for the 2nd day of August, 1983, in Court Room No. 1 or 2 at 1:30 P.M. o'clock.

Further, until said hearing is held, Michael G. Cedar Shall be permitted to operate a motor vehicle upon the highways of the Commonwealth of Pennsylvania, and in that regard this Order shall act as a supersedeas to the suspension imposed by the Department of Transportation in their letter of May 18, 1983, said effective date of the suspension to have commenced June 21, 1983.

Robert L. Walker, J.

June 23, 1983, copy of order to Bruce Barrett,Esq.

June 30, 1983 Affidavit Of Service filed. BRUCE A. BARRETT, Esquire, being duly sworn according to law, deposes and says that the following facts in support of his Affidavit of Service are true and correct to the best of his knowledge, information and belief. 1. That the affient is the Attorney for the Defendant in the above captioned action. 2. That a true and correct copy of a Petition was sent to the Plaintiff. 3. The registered mail was sent to the Department of Transportation, Bureau of Traffic and Safety Operations, Room 302 Transportation and Safety Bldg., Harrisburg, PA 17120 on June 24, 1983. The sender's receipt is attached hereto. 4. That the Plaintiff received said registered mail on June 27, 1983. Said receipt card number 342263057 is attached hereto.

Bruce A. Barrett

Aug. 3, 1983 Motion for Continuance and Order filed: And now, August 2, 1983 hearing reset for August 17, 1983 at 9:30 A.M., in Courtroom 2.

P. Richard Thomas, J

Aug. 3, 1983 Copy of order to Bruce Barrett, Esq.

Aug. 8, 1983, Commonwealth's Order for Continuance and Order of Court filed. ORDER OF COURT: AND NOW, to wit, this 8th day of August 1983, upon the motion of the Commonwealth of Pennsylvania, Department of Transportation, it is hereby ordered and directed that the hearing in the above captioned case scheduled for August 17, 1983, at 9:30 AM be continued to August 19, 1983 at 1:30 P.M.

BY THE COURT,
P. Richard Thomas, J.

Aug. 8,1983, copies of order to Atty. Barrett, and Atty Norkus.

Aug. 19, 1983 Order filed. AND NOW, August 19, 1983, on oral motion of the Defendant indicating a wich to withdraw the appeal, the appeal is dismissed and the suspension reinstated.

BY ORDER OF THE COURT,
Robert L. Walker, J

Aug 19, 1983 Copies of order to Nancy Norkus and Bruce Barrett

1983

Pepicelli, Pepicelli & Watts, PC
Alan Pepicelli

507.

Ferguson & Spataro
John F. Spataro

9/6/84 Rec'd $200 on account from plaintiff

7/22/85 Rec'd 200.00 Masters Fee.
Nancy J. Mangilo for David L. Hotchkiss

IRENE C. BATES

vs.

WILLIAM A. BATES

Filed June 22, 1983

Tax & entry Paid 6-23-83 $35.50
2 Counts Paid 6/23/83 30.00
Procd Ld 10/16/85 900

COMPLAINT UNDER SECTION 201(a) (6) OR 201(c) OF DIVORCE CODE, CHILD CUSTODY, EQUITABLE PROPERTY DISTRIBUTION

1 copy (atty)

June 23, 1983, Counseling notices mailed.

July 13, 1983 Petition for Injunctive Relief and Order filed: AND NOW, this 13 day of July, 1983, upon consideration of the within Petition a Rule is hereby entered upon the Defendant to show cause, if any there be, why relief should not be granted to Plaintiff-Petitioner in accordance with her prayer as set forth in said Petition.

A Hearing is hereby set for the 5 day of Aug., 1983, at 2:00 o'clock P.M. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

BY THE COURT,
P. Richard Thomas, J.

July 13, 1983 Copy of order to Alan Pepicelli, Esq.

July 27, 1983 Appearance of Ferguson & Spataro by John F. Spataro for the Defendant filed.

Aug. 5, 1983, Inventory and Appraisement of Plaintiff filed.

Aug. 8, 1983, ORDER filed. AND NOW, August 5, 1983, by agreement of the parties, each party is enjoined from dissipating any marital assets or assets as to which there is a dispute as to whether they are marital assets or not, including a settlement of a personal injury case received by the defendant as to which there is such a dispute, provided, however, that nothing contained herein shall prevent any party from converting such assets from one form to another so long as they remain in some sort of permanent asset which is traceable at the time of the ultimate disposition of the issueds relating to the existence and division of marital assets.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Aug. 9, 1983, Copies of roder to Attys. A Pepicelli and John Spataro.

Feb. 24, 1984 Inventory And Appraisement Of William A. Bates filed.

July 25, 1984 Plaintiff's Budget Information filed.

July 25, 1984 Certificate Of Service filed. Alan L. Pepicelli, hereby certifies that he is the Attorney for the Plaintiff, Irene C. Bates, in the within Action and that a copy of the Complaint in Divorce was sent by certified mail, return receipt requested, deliver to addressee only, to William A. Bates, on June 22, 1984 and was received by Defendant, William A. Bates on June 30, 1984. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".

Alan L. Pepicelli

Aug. 24, 1984 Motion For Appointment Of Master In Divorce and Order filed AND NOW, Aug. 24, 1984, David L. Hotchkiss, Esquire is appointed Master in respect to the following claims: Dissolution of Marriage, Equitable Distribution
Deposit required: By Plaintiff $200.00; By Defendant $ 200.00

PER CURIAM,
Robert L. Walker, J

Aug. 28, 1984 Copies to Alan Pepicelli, John Spataro, and David Hotchkiss

Oct. 4, 1984, Affidavit of Consent of Plaintiff filed.

Oct. 4, 1984, Affidavit of Consent of Defendant filed.

Mar. 8, 1985 Motion of Master for Deposit of Additioanl Security and Order filed. The Defendant shall deposit the $200.00 security already imposed on him on or before March 12, 1985. In addition, the parties shall deposit additional security in the amount of on or before March 20, 1985, to be allocated as follows:

Plaintiff shall deposit $225 by 3/20/85

Defendant shall deposit $225 by 3/20/85

Furthermore, if counsel wish to narrow the issues raised in the pleadings they shall promptly move to amend or shall be prepared to present a written signed stipulation at or before the commencement of the Master's hearing.
Master to set hearing within 30 days.

By The Court:
P Richard Thomas, J

Mar. 8, 1985 Copies to Alen Pepicelli, John Spataro and David Hotchkiss

Mar. 15, 1985 Notice of Master's Hearing and Certificate of Mailing filed.

July 19, 1985 Motion to Approve Payment of Master's Fee and Order filed. And Now, July 19, 1985, A.D., 1985, it is hereby ordered: Masters fee set at $200.00 with payment to be made by prothonotary

BY THE COURT:"
Robert L. Walker, J

July 22, 1985 Copies of order to Alan Pepicelli, John Spataro and David Hotchkiss

Oct. 8, 1985 Motion to withdraw Court III filed.

Oct. 8, 1985 Consent Child Custody and Visitation Agrrement and Decree filed

Oct. 8, 1985 Upon praecipe of Plaintiff Attorney For Review Under 201(c) of the Divorce Code, this case moved to court.

Continued on page 530B

1983

(withdrawn)
~~Spadafore & Vardaro~~
~~Anthony Vardaro~~

508.

James R. Irwin

10/6/83 Received $84.77 from defendant.

12/12/83 Recd $84.77 Pro Co. Comm Vivian Stolty

1/24/84 Received $84.78 from plaintiffs atty

4-5-84 Recd $84.78 a. co. comm Vivian d. Stolty

4/24/84 Received $110.40 from plaintiff

10/2/84 Received $110.40 from defendants atty

Recd 11-20-84 $220.80 Vivian d. Stolty Chief Asst clerk

9/12/85 RECD. $60.44 FROM DEFENDANT

Recd $60.44 Sept 2, 1987 Vivian Stolty

4/30/87 RECD $60.44 From PLAINTIFF

Recd 60.44 Oct 1, 1987 Vivian Stolty

CONTINUED ON PAGE 508A

STEVEN A. NAPLES

vs.

JACQUELINE R. NAPLES

Filed June 22, 1983

Tax & Entry Paid $35.50 ✓

William Pineo, Mediator 169.55
Pro Co Pd 1/24/84 **9.00** ✓

mediation costs 220.80 ✓
Pro Co Pd 1/24/84 9.00
mediation 220.80

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

ORDER:

You, Jacqueline R. Naples, Defendant, have been sued in Court to obtain custody, partial visitation, or visitation of the children: Colleen Marie Naples, Carrie Sue Naples and Cosha Jo Naples.

You are ordered to appear in person before William Pineo, Mediator, at such time as directed for a conference.

If you are in physical possession of the children, you are ordered to bring them with you, if directed by the mediator.

If you fail to appear as provided by this order or to bring the children an order for custody, partial visitation, 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 furth below to find out where you can get legal help.

Crawford County Bar Association, Serviee to the Public Committee,
360 Chestnut Street, Meadville, Pa. 16335
Telephone 814 - 724-7719

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

June 27, 1983, copy of order to Atty. Vardaro.

July 8, 1983 Affidavit of Service filed. Sandra Winans, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro esq., attorney for the plaintiff in this action and certifies that on June 27th, 1983 she delivered to the Post Office in Meadville, Pa., for delivery to Jacqueline R. Naples at R. D. #39, Box 182, Meadville, Pa. 16335, be certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Compiaint in this matter for which deponent received at that time receipt for cert. article No. P 262 138 119 which is attached hereto as Exhibit "A". Thereafter on June 30, 1983, it was returned to Anthony J. Vardaro Esq.ret. receipt card bearing the same number and signed by Jacqueline R. Naples, said return receipt card being attached hereto as Exhibit "B".

Sandra Winans.

Sept. 16, 1983 Temporary Order filed: AND NOW, September 16, 1983, after mediation is the above captioned case and upon the recommendation of the Child Custody Master,

IT IS HEREBY ORDERED AND DECREED that:

1. Custody of the subject minor children shall be with the Plaintiff.

2. The Defendant shall be allowed the right of visitation with her children every Saturday of every month.

3. The mother shall also have the right of visitation with her children on alternate holidays from 9:00 a.m. to 9:00 p.m. Holidays shall be defined as Thanksgiving, Christmas Eve, Christmas and Easter. For 1983, the mother shall have visitation on Thanksgiving and on Christmas Eve. For 1984, she shall have visitation on Easter and Christmas. Thereafter, the parties shall alternate these holidays.

4. In addition to the visitation rights set out above, the children shall have the right to telephone their mother any day they wish for a period not to exceed one half hour. The mother shall have the right to telephone her children every Tuesday and Thursday between the hours of 7:00 and 8:00 p.m. for a period not to exceed one half hour if the children have not already on those days, phoned her. All letter written to the children from their mother shall be delivered to said children by their father and he shall encourage the children to answer said letters to the extent of their abilility to do so.

5. Each party shall teach the children to give to the other the kind of love and respect which a child owes his parent and neither shall do or say anything to blacken the character of the other in the estimation of said children.

6. Neither party shall expose the children to situations which are morally improper or physically unsafe and neigher shall expose said children to the company of the opposite sex to whom they are not related by blood or marriage between the hours of 9:00 P.M. and 8:00 A.M.

7. The Master has noted for the court that the living situation of the parties is fluid, given the recent separation. If the living situation of either party changes substantially, either party may request further mediation.

8. The Master has noted for the court that each party appears to enjoy some income and , therefore, the costs and fees of mediation which are fixed at $169.55 are divided equally between the parties and the share of each is assessed to him or her as costs.. Payment shall be made to the Prothonotary of Crawford County.

9. Each party shall have the right to move the Court for a hearing de novo for a period of thirty days from the date hereof. In the event that neither party so moves, this shall be considered a permanentn Order.

By the Court,
P. Richard Thomas, J.

Sept. 16, 1983 Copies of order to Anthony Vardaro, Esq.

Nov. 1, 1983, Motion for Hearing De Novo and Order filed. ORDER: AND NOW, October 14, 1983, a hearing de novo is set in the above captioned matter for Dec. 1, 1983, at 3:00 P.M. in Courtroom No. 1.

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

Nov. 2, 1983, copies of Order to Anthony Vardaro and William Pineo, attys.

1983

Continuation of AD 1983 - 508 (Steven A. Naples vs. Jacqueline R. Naples)

Nov. 30, 1983, Motion to continue the Hearing De Novo scheduled and Order filed. ORDER OF COURT: And now, 11/30/83, Hearing reset Dec. 13, 1983 - 2:30 PM.
P. Richard Thomas, J.
Nov. 30, 1983, copies of order to Attys. A. Vardaro and W. Pineo.

Dec. 7, 1983 Motion for to continue hearing and order filed. AND NOW, Dec. 7, 1983 Hearing continued to Dec. 30, 1983 at 9:30 A.M. Robert L. Walker, J
Dec. 7, 1983 Copies of order to Anthony Vardaro and William Pineo

Dec. 9, 1983 Motion to Continue and Order filed: And now, Dec. 9, 1983, Hearing set for Jan 6, 1984 at 9:30 A.M.
Robert L. Walker, J.
Dec. 9, 1983 Copies of order to Attys. Vardaro, Pineo and Irwin.

Dec. 23, 1983 Motion to Continue Hearing and Order filed: And now, 12/23 1983, Advanced to Jan 5, 1984 at 9:30.
P. Richard Thomas, J.
Dec. 23, 1982 Copies of order to Atty Vardaro and Atty Pineo.

Jan. 5, 1984 Order filed. AND NOW, January 5, 1984, both parties being in court at the time of the de novo hearing with counsel present, advise the Court that they have reached an agreement and request that an Order be entered as follows:
The temporary Order of September 16, 1983 is adopted as a permanent Order, subject to the following modifications:
Paragraph 1 shall be modified to read: 1. The parties shall have shared legal custody of the subject minor children with the intent that each party shall have full access to all school records, medical records and other important matters relating to the children's upbringing and shall have the right to participate in decisions relating to such matters. Physical custody of the minor children shall be with the Plaintiff, subject to the visitation rights contained in this Order.
Paragraph 2 is modified to read ss follows: The Defendant shall be allowed the right of visitation with her children every Sunday from 10:00 o'clock A.M. to 7:00 o'clock P.M. During all visitation periods, the Defendant shall be personally present with the children and they shall not be placed in the custody of some other adult during the period of visitation.
Paragraph 4 is modified to permit the telephone calls on each Monday and Thursday rather than each Tuesday and Thursday.
Paragraph 6 is modifed to read as follows: Neither party shall expose the children to situations which are morally improper or physically unsafe.
Paragraph 9 of the temporary order is stricken as not being moot.
Except as herein modified, the temporary Order of September 16, 1983 is adopted as a permanent Order.
BY ORDER OF THE COURT,
Robert L. Walker, J
Jan. 5, 1984 Copies of order to Anthony Vardaro and James Irwin

July 18, 1984, Petition to Modify Custody and Order filed. ORDER: AND NOW, this 18th day of July, 1984, it is ordered that all parties in the above captioned case and their counsel shall appear for a mediation conference before the Custody Mediator, William Pineo, at a time to be set by the Mediator in the Crawford County Courthouse with said Mediator as required by Rule 31(E) of the Court of Common Pleas of Crawford County, Pa.
It is further ordered and decreed that pending a final determination by the Court, the aforesaid minor children shall not be removed from the jurisdiction of the Court by either party hereunder, under possible punishment for Contempt of Court.
BY THE COURT,
Robert L. Walker, J.
July 18, 1984, copies of order to Attys. A. Vardaro, James Irwin and William Pineo.

Sept. 7, 1984, TEMPORARY ORDER filed. AND NOW, Sept 7, 1984, after mediation in the above captioned case and upon the recommendation of the Child Custody Master,
IT IS HEREBY ORDERED AND DECREED THAT:
1. The parties shall share legal custody of the subject minor children with the intent that each party shall have full access to school records, medical records, and other important matters related to the children's upbringing and shall have the right to participate in decisions relating to said matters.
2. Physical custody of the minor children shall be with the Plaitniff subject to the visitation rights contained in this Order.
3. Starting with the weekend of September 15, the Defendant mother shall have the right of visitation on alternate weekends from Friday at 7:00 p.m. through Sunday at 7:00 p.m. On those weekends on which she does not have the children for the entire weekend, she shall have the right to visit with said children on Sundays from 10:00 a.m. throught 7:00 p.m.
4. In addition to the visitation rights set out above, the children shall have the right to telephone their mother any day they wish for a period not to exceed one half hour. The mother shall have the right to telephone her children every Monday and Thursday between the hours of 7:00 and 8:oo p.m. for a period of not to exceed one half hour if the children have not already, on those days, telephoned her.
5. 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 child and neither shall do or say anything to blacken the character of the other in the estimation of said children.
6. Neither party shall expose the children to situations that are morally improper or physically unsafe.
7. The Master has noted for the Court that each party appears to enjoy some income, and therefore the costs and fees of mediation, which are fixed at $220.80, are divided equally between the parties and the share of each is assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.
8. Eigher party may move the court for a hearing de novo for a period of thirty days from the date hereof. If neither party so moves, this order shall

CONTINUED ON NEXT PAGE 508B

be considered permanent.

By the Court,
Robert L. Walker, J.

Sept. 10, 1984, copies of order to Attys. Anthony Vardaro, James Irwin, and William Pineo.

Sept. 3, 1986 Petition For Modification Of Custody (UCCJA) and Order filed. AND NOW, this 3rd day of Sept. 1986, it is ordered that all aprties in the above captioned case and their counsel shall appear for a midation conference before the Mediator, William Pineo, at a time to be set by the Mediator in the Crawford County Courthouse with the Child Custody Mediator as Required by Rule 31(e) of the Court of Common Pleas of crawford County, Pennsylvania.

BY THE COURT,
Robert L. Walker, J

Sept. 4, 1986 Copies of order to Anthony Vardaro, James Irwin and William Pineo

Sept. 5, 1986 Service accepted by Anthony Vardaro.

Oct. 24, 1986 Temporary Order filed. AND NOW, Oct. 24, 1986, after mediation in the above captioned case and upon the recommendations of the CHild Custody Mediator, IT IS HEREBY ORDERED AND DECREED THAT:

1. THe aprties shall share legal and physical custody of the subject minor children. Each party shall share with the other all information which he or she may have with respect tothe children's health, education, and major events in the children's lives. Health care and school personnel are hereby authrozied to release to each party all confedential information which said authorities may have concerning said children.
2. The father shall physical custody of said children from August 15th of each year through June 15th of the folowing year and the mother shall have the physical custody of said children from June 15th of each year through August 15th.
3. The party not having physcial custody of said children shall have the right of temporary physical custody and visitation every weekend, except for the last weekend of every month, from Friday at 7:00 p.m. through Sunday at 7:00 p.m. In this regard, the Mediator has noted for the court that the children have various sports programs and so forth and the parties are encouraged to make their transportation arrangements in such a way as to preserve the children's ability to participate in these. Other than that, the party picking up the children in the course of the exercise of his visitation for custody rights shall be responsible for arranging the transportation. The party not having physical custody shall also have the right to telephone the children once a week for a period not to exceed one hour. SAid party shall notify the custodial party forty-eight hours in advance ofthe time when he or she wishes to exercise telephone visitation and the custodial aprty shall have the children ready to receive the telephone call.
4. The holiday visitation periods are defined as follows:
Thanksgiving; from the wednesday preceeding Thanksgiving at 6:00 p.m. until the Friday following Thanksgiving at 6:00 p.m.
Christmas; from 6:00 p.m. of the day after the beginning of the children's vacation from school until 6:00 p.m. of December 27th.
New Year's; from 6:00 p.m. of December 27th through 6:00 p.m. of the day proceeding the children's return to school after their vacation.
Easter; from the Thursday preceeding Easter at 6:00 p.m. through 6:00 p.m. of Easter Sunday.
Memorial Day; from the Friday preceeding Memorial day at 6:00 p.m. until 6:00 p.m. of Memorial Day.
Independance Day; from 9:00 a.m. through 6:00 p.m.
Labor Day; from the Firday preceeding Labor Day at 6:00 p.m. through 6:00 p.m. of Labor Day.
The father shall have the children for the Thanksgiving holiday period and the parties shall thereafter alternate the holiday visitaiton periods.
5. The party receiving the children in the course of the exercise of his or her rights of custody of visitation shall be responsible for picking up said children at the home of the other.
6. each party shall teach the children to give tothe other that love and respect which is due a parent form his or her children and neither shall do or say anything to blacken the character of the other in the estimation of said children.
7. Each party shall see that the children are properly supervised during the exercise of siad party's custodial and visitation rights and neither party shall expose said chidlren to circumstances which are morally improper or physcially unsafe.
8. The parties are free to make alternative or additional provisions with respect to custody and visitation if they do so by mutual agreement, but no such arrangements shall be considered permanent, and if the parties do not agree on said arrangements, then this ORder shall govern strictly.
9. Costs and fees of this mediation, which are fixed at $120.88, are divided equally between the parties and the share of each is assessed tohim or her as costs in this case. Payment shall be made to the PRothonotary of Crawford County.
10. Either party may move the court for a hearing de novo for a period of thirty days from date hereof. If neither party so mvoes, this ORder shall be considered permanent.

By the Court,
P. Richard Thomas, J

OCt. 27, 1986 Copies of order to Anthony Vardaro, James Irwin, and Willaim Pineo

Nov. 12, 1986, Motion for Hearing De Novo, and Order filed. ORDER: AND NOW, this 12th day of Nov. 1986, upon presentation and consideration of the foregoing Motion a hearing de novo is scheduled for the 3rd day of Dec. 1986 at 1:30 P.M. in Courtroom No. 1 or 2 of the Crawford County Court House, Meadville, Pa.

BY THE COURT,
Robert L. Walker, J.

Nov. 14, 1986, copies of order to A. Vardaro, J. Irwin, and W. Pineo.

Continued on Page 508 B

Dec. 1, 1986, Motion to Continue Hearing and order filed. ORDER: AND NOW, this 1 day of Dec. 1986, upon presentation and consideration of the foregoing Motion a hearing de novo is scheduled for the 29 day of Dec. 1986, at 9:30 a.m. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville, Pa.

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

Dec. 3, 1986, copies of order to A. Vardaro, J. Irwin and W. Pineo.

Dec. 15, 1986 Motion For Continuance and ORder filed. AND NOW, this 15th dayof December, 1986, upon presentation and consideration of the foregoing Motion, the hearing on the above captioned matter is rescheduled for the 27th dayof Jan., 1987 at 10:00 o'clock A.M. in Courtroom No. 1 or 2 of the Crawford Coutny Courthouse, Meadville, PA

BY THE COURT,
Robert L. Walker, J

Dec. 16, 1986 Copies of order to James Irwin Anthony Vardaro and William Pineo

Jan. 29, 1987 Memorandum and ORder filed. AND NOW, January 28, 1987, after hearing de novo the temporary order of October 24, 1987, is adopted as the permanent order of the Court provided, however, that the last sentence of Paragraph 3 of the temporary order is hereby stricken.

BY ORDER OF THE COURT,
Robert L. Walker, J

Jan. 30, 1987 Copies of order to Anthony VArdaro, James IRwin and Wiiiiam Pineo

Feb 2, 1987 Exhibits filed with papers.

Aug. 6, 1987 Petition For Modification Of Custody (UCCJA) and Order filed. AND NOW, this 6th day of August, 1987, upon presentation and consideration of the attached Petition to Modify Custody, a hearing is scheduled for the 1st day of Sept., 1987, at 1:30 o'clock P.M. in Courtroom No. 1 or 2 of the Crawford County Courthouse, Meadville Pennsylvania

BY THE COURT,
Robert L. Walker, J

Aug. 7, 1987 Copies of order to Joames Irwin, Anthony Vardaro and William Pineo

Aug. 31, 1987 Motion For Continuance and Order filed. AND NOW, this 31 day of Aug., 1987, Denied.

BY THE COURT,
P. Richard Thomas, J

Sept. 2, 1987 Copies of order to Anthony Vardaro, and James Irwin

Aug. 31, 1987 Petition To Have Respondent Held In Contempt For Failure To Comply With Custody Order and Order filed. Legal proceedings have been brought against you alleging that you have wullfully disobeyed an Order of Court for custody.

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, you defenses and objections.

Whether or not you file in writing with the Court your defenses or objections, you must appear in person in Court on the 1 day of Sept., 1987, at 1:30 o'clock p.m. in Courtroom No. 2 at the Crawford County Courthouse, Meadville, Pennsylvania.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court ifnds that you have willfully failed to comply with its Order for custody, you may be found to be in contempt of Court and commited to jail, fined, or both.

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

Crawford County Legal Aid Office
Service to the Public Committee
310-312 Chestnut Street
Meadville, PA 16335
814-724-7719

BY THE COURT,
P. R. Thomas, J

Sept. 2, 1987 copies of order to Anthony Vardaro and James Irwin

Sept. 3, 1987 Order filed. AND NOW, September 1, 1987, the parties having reached an agreement as to the disposition of the petition for modification, the petition filed by the Plaintiff, Steven A. Naples, for adjudication of contempt has been withdrawn and is hereby dismissed with prejudice.

BY ORDER OF THE COURT,
Robert L. Walker, J

Sept. 8, 1987 Copies of order to Anthony Vardaro and James Irwin

Sept 3, 1987 Order filed. AND NOW, September 1, 1987, by agreement of the parties, both of whom are represented in open court by counsel the Order of October 24, 1986, which was essentially confirmed by an Order of the Court dated January 28, 1987, is further modified as follows

1. The parties shall share egal custody of the minor children and each aprty shall share withthe other all information which he or she may have with respect to the children's health, education, religious training, and other major events in the children's lives.

Health care and school personalle are hereby directed to release to each party any information notwithstanding its confidential nature which such authorities may have concerning the children.

2. The mother shall have physical custody of colleen Marie Naples during the school year subject to the provisions hereinafter set forth.

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1983

Naples vs. Naples A.D. 1983 - 508 Custody

3. The father shall have physical custody of Carrie Sue Naples and Cosha Jo Naples during the school year subject to the provisions of this Order.

Beginning with September 4, 1987, Colleen will be in her father's custody from 7:00 p.m. Friday to 7:00 p.m. Sunday so that all three children will be with the father. On the following week-end, all three children shall be with the mother during the same hours and weekends shall be alternated thereafter. The party having the chidlren for the weekend shall furnish transportation to and from the visit.

4. The holiday schedule as set forth in Paragraph 4 of the Order of October 24, 1986, is incorporated herein by reference and shall continue in full force and effect.

5. During the summer vacation, beginning with the first Thursday following the close of school at the later school district in which the children are attending, the father shallhave all three children from Thursday at 8:00 p.m. until Monday at 5:00 p.m. and the mtoehr shallhave all three children during the remainder of each week.

During the summer period, the father shall furnish all transportation to and from the respective parties' homes.

6. It is contemplated that either the mother or the father or both might wish a consecutive vacation peirod not to exceed two weeks during the summer months, and such vacation period is approved by the Court subject to the time being approved by the parties and if the parties are unable to agree upon a time, a further Order will be entered concerning that matter.

7. The father is still indebted to the Prothonotary's Office in the sumer of $60.44 for costs of the original mediation and shall pay that sum to the Prothonotary on or before September 30, 1987.

8. The parties contemplate reviewing this arrangement at the expiration of sixty (60) days from this date and each ninety (90) days thereafter and if the parties are unable to agree on any modifications deemed appropriate after that review, either aprty may aply to the Court for further heairng notwithstanding that there has been no major change in circumstances.

9. To the extent that they are not necessarily modified by this Order, the Memorandum and Order of the Court dated January 28, 1987, and the temporary Order of the custody mediator dated October 24, 1986, are incorporated herein by reference..

BY ORDER OF THE COURT,
Robert L. Walker, J.

Sept. 8, 1987 copies of order to Anthony Vardaro and James Irwin

Oct. 14, 1988, Motion to Set A hearing in custody action and order filed. ORDER OF COURT: AND NOW, this 14 day of Oct. 1988, upon presentation and consideration of the foregoing Motion, the matter is set for hearing on the 1 day of Dec. 1988, at 9:00 a.m. in C. R. No. 2.

BY THE COURT,
P. Richard Thomas, J.

Oct. 14, 1988, copies to Attys. A. Vardaro and James Irwin.

Oct. 19, 1988, Motion to Withdraw, and Order filed. ORDER: AND NOW, this 19th day of Oct. 1988, upon consideration of the foregoing Motion, Anthony J. Vardaro, Esq. is permitted to withdraw as counsel for Steven A. Naples.

BY THE COURT,
Robert L. Walker, J.

Oct. 20, 1988, copies to A. Vardaro and James Irwin. & W. Pineo.

.Dec 5, 1988 Order filed: AND NOW, December 1, 1988, after hearing, the request to modify the current custody Order is denied without prejudice on the part of either party to renew that request after the current school year has concluded. We continue to be distrubed by the apparent lack of hygiene in the father's home and believe that there should be positive evidence of improvement if the children are to remain there on a permanent basis. We are also disturbed by Colleen's failure to improve her school work and will expect he mother to participate with Colleen and encourage her to apply herself more diligently to her school work.

If any future application is to be based upon the children's hygiene and/or the cleanliness of the father's home, it would be wise to have some independent evidence concerning the conditions of the home to present to the Court.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Dec 7, 1988 Copies of order to Attys. Sullivan, Irwin and Pineo.

May 14, 1990 Petition To Modify Custody and Order filed. AND NOW, this 11 day of May, 1990 upon consideration of the foregoing Petition a hearing is scheduled for the 4th day of June, 1990 in the crawford County Courthouse, Crawford County, Pennsylvania at 10:30 a.m. o'clock, before Senior Judge Robert L. Walker, in Courtroom designated on schedule.

BY THE COURT,
P. Richard THomas, J

June 4, 1990 Exhibits filed.

June 8, 1990 ORDER filed. AND NOW, June 8, 1990, after further hearing on the petition of the defendant for modification of the custody order, the following modifying order is adopted:

1. Basic custody of Colleen Marie Naples shall continue with the mother as heretofore.

2. Basic custody of Carrie Sue Naples and Cosha Jo Naples shall continue with the father until July 15, 1990 at 3:00 o'clock P.M. at which time basic custody of Carrie Sue Naples and Cosha Jo Naples shall be transferred to the mother and shall remain with the mother subject to the visitation rights herein provided.

3. Beginning with the weekend of July 27, 1990, the father shall have the right to temporary custody of all three children every other weekend from 7:00 o'clock PM on Friday until 7:00 o'clock P.M. on Sunday. Transportation to and from said visits shall be afforded by the father.

Record continued from Page
TO PAGE 508 (E

Steven A. Naples

VS.

Jacqueline R. Naples

RECORD CONTINUED FROM PAGE 508 (d)

OF

AD 1983 - 508

4. Beginning with the calendar year 1991, the father shall have a right to a six week summer visitation with all three children each summer. Said six week period shall begin on a Saturday following the end of the school year, the Saturday to be elected by the father and he shall notify the mother at least 30 days in advance of the period selected. On the fourth weekend of said summer visitaiton, the mother shall have the right to a visitation period from 7:00 o'clock P.M. Friday until 7:00 o'clock P.M. Sunday. Transportation for such visit shall be afforded by the mother.

5. Except as herein modified, the existing Custody and Visitation Order is continued in full force and effect including, but not limited to, the provisions for holiday visits contained in paragraph 4 in the Temporary Order of October 24, 1986 which was ultimately adopted by the court as a permanent order at the time.

By Order Of The Court,
Robert L. Walker, S.J.

June 13, 1990 Copy given to James Irwin ; June 15, Copy to Atty. Gerald Sullivan.

1983

Ferguson & Spataro
John F. Spataro

509.

SUZANNE S. WHEAL,
formerly SUZANNE S. DAHL

vs.

DAVID L. DAHL

Filed June 22, 1983

Tax & Entry 6/21/83 $35.50

PETITION TO MODIFY CUSTODY ORDER

ORDER:
AND NOW, June 22, 1983, the petitioner having requested modification of a custody order entered at No. 80-3253 in the Court of Common Pleas of Lycoming County, and the Court not being satisfied that this Court has jurisdiction, argument on the issue of jurisdiction is set for July 21, 1983, at 9:30 A.M. in Courtroom 2, Courthouse Meadville, Pennsylvania. A copy of the Petition and this Order shall be served by the petitioner upon the respondent by certified mail, return receipt requested.

BY ORDER OF THE COURT,
Robert L. Walker, J.
June 23, 1983, copies of order to Atty. Spataro.

July 22, 1983 Motion to continue indefinately the hearing set for July 21, 1983 and Order filed. AND NOW, July 22, 1983 Motion allowed. Robert L. Walker July 22, 1983 Copy of order to John F. Spataro.

July 27, 1983 Consent Court Order and Court Order filed. AND NOW, this 27 day of July, 1983, upon consideration of the within Consent Court Order, the same is hereby ordered and decreed by this court. P Richard Thomas, J
July 27, 1983 Copy of order to John F. Spataro.

Dec. 1, 1986 Consent agreement and Court Order filed. AND NOW, this 1 day of Dec., 1986, upon consideration of the within Consent Agreement and Consent Court ORder, the same is hereby ORDERED AND DECREED by this Court.
P. Richard Thomas, J

Dec. 4, 1986 Copy of order to John Spataro

Gen.

Plate, Shapira, Hutzelman, Berlin and May Joseph J. May 510. **MacDonald, Illig, Jones & Britton by T. Warren Jones**	PENNSYLVANIA MANUFACTURERS' ASSOCIATION INSURANCE COMPANY 900 State Street Erie, Pennsylvania vs. CONNEAUT LAKE PARKS, INC. Conneaut Lake, Pa. Filed June 23, 1983 Tax & entry Paid $35.50 ✓ Sheriffs Costs 15.75 Pro Co pd 8/23/84 6.00 ✓	COMPLAINT IN TRESPASS 1 copy (sheriff) June 30, 1983, Sheriffs Return filed. SERVED Conneaut Lake Parks, Inc. the within named defendant on June 28, 1983, at 3:28 P.M. by handing a true and attested copy of the within Complaint in Trespass, No. A.D. 1983 - 510, at Conneaut Lake, in the County of Crawford, the State of Pa., the usual place of business of said defendant to, Kay O. Patkiewicz, the person for the time being in charge thereof. So answers, Edgar D. Householder, Dep. Sheriff Howard N. Stewart, Sheriff **July 19, 1983 Answers to Plaintiff's Complaint in Trespass filed.** **Nov. 3, 1983 Notice Of Service Of Interrogatories filed.** Dec. 14, 1983, Interrogatories to Defendant, Conneaut Lake Parks, Inc. and Answers Thereto, filed. **Aug. 23, 1984 Upon praecipe of Attorney for Plaintiff the above-captioned matter is marked settled and discontinued of record.**

Lee C. McCandless

511.

12/31/90 Assigned: Mellon Bank, N.A.
12/31/90 Assigned: Richard A. McCandless
12/31/90 Assigned: Calvin L. Ernst & Marcia L. Ernst

LEE C. McCANDLESS

vs.

PRESSLEY L. HILLIARD

WRIT OF REVIVAL

of

DSB 1980 - 1445

Filed June 23, 1983
@ 1:21 o'clock P.M.

Pro Simmons Paid $15.00
Plff on orig. 6.50

Sheriff's Costs 18.75
Pro Co Pd 3-19-86 9.00
Assignments pd 12/31/90 15.00
Pro Co pd 12/31/90 5.00

Dated.....June 23, 1983
Debt.....$6,000.00
Int. from Nov. 14, 1973
H - 131.....JUDGMENT
James F. Simmons, Pro.

June 28, 1983 Sheriff's Return filed: SERVED AND MADE KNOWN TO Pressley L. Hilliard, personally, the within named defendant by handing a true copy of the within Writ of Revival, AD 1983-511, to him, on June 27, 1983 at 12:27 P.M., at his place of residence, R.D.#4, Cochranton, Crawford Co., Pa.
So answers,

Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

AND NOW, March 17, 1986 @ 11:27 A.M., Upon Praecipe of Plaintiff's attorney, judgment is hereby entered in favor of the plaintiff and against the defendant for want of an answer and the same is liquidted in the amount of Six Thousand Dollars with interest and costs.
P- 131

Debt $6,000.00 + Interest and Costs
JUDGMENT
James F. Simmons
Prothonotary

Dec. 31, 1990 Assigned to Mellon Bank, N.A. filed.

Dec. 31, 1990 Assigned to Richard L. McCandless filed.

Dec. 31, 1990 Assigned to Calvin L. Ernst and Marcia L. Ernst filed.

Dec. 31, 1990 This Judgment Satisified. (See Paper Filed)

7

1983

Altomare & Barnhart
Joseph Altomare

512.

Culbertson, Weiss,
Schetroma & Schug
E.Max Weiss

THOMAS J. POPIESKI

vs.

RICHARD W. MILLER, JR.,

Filed June 23, 1983

Tax & entry Paid $35.50
Sheriff's Costs 27.75
Pro Co Pd 2-3-84 6.00

SUMMONS IN TRESPASS

Issued (sheriff)

June 23, 1983, Plaintiffs Request for Production Pursuant to Rule 4009 filed. (1 copy -sheriff)

July 29, 1983, Writ Reissued.

Sept. 16, 1983 Writ Return filed. SERVED Richard W. Miller, Jr. the within named defendant by handing a true copy of the within Summons In Trespass and Request for Production Pursuant To Rule 4009, to Mrs. Lynn Miller, an adult member of the family with whom he resides, namely wife, on August 4, 1983, at 5:22 P.M., at their residence, at R. D. #1, Box 300-B, Titusville, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

Nov. 15, 1983 Complaint In Trespass filed.

Dec. 8, 1983, Appearance of Culbertson, Weiss, Schetroma and Schug, by E. Max Weiss, attorneys for defendant filed.

Feb. 3, 1984 Upon Praecipe of Plaintiff's Attorney, this case is marked settled and discontinued of Record.

Markovitz & Vitti
Bernard Markovitz

513.

THE LOMAS & NETTLETON COMPANY

vs.

GARY NEWHOUSE and FRANCES K. NEWHOUSE, his wife

Filed June 23, 1983

Tax & entry Paid $35.50
Sheriff's Costs 15.75
Pro Co Pd. 8-1-83 9.00

COMPLAINT IN MORTGAGE FORECLOSURE

2 copies (sheriff)

To Foreclose Mortgage Recorded in Crawford County Mortgage Book 395, page 5.

July 6, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Gary Newhouse personally the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983-513, to him, on July 1, 1983, at 10:58 A.M., at his place of residence at R. D. #1, Box 258A, Guys Mills, in the County of Crawford, State of Pennsylvania.
SERVED Frances K. Newhouse, the within named defendant by handing a true copy of the within Complaint In Mortgage Foreclosure, No. A.D. 1983-513, to Gary Newhouse an adult member of the family with whom she resides, namely husband, on July 1, 1983 10:59 A.M., at their residence, at R. D. #1, Box 258A, Guys Mills, in the County of Crawford, the State of Pennsylvania.
So answers, Edgar D. Householder, Deputy Sheriff
Howard N. Stewart, Sheriff

And Now, Aug. 1, 1983 at 11:44 A.M. upon praecipe of plaintiff's attorney judgment is hereby entered in favor of the plaintiff and against the defendants for want of an answer and damages are assessed at the sum of Forty-two Thousand Three Hundred Seventy-Four and 00/100 Dollars plus interest, and cost of suit.
Debt. $ 42,374.00
Judgment
James F. Simmons,
Prothonotary

N - 76 - 66

Judgment Entered - Aug. 1, 1983

EX 1983 - 69

514

1983

Shafer, Dornhaffer, Swick, Bailey & Irwin James R. Irwin 514. **Culbertson, Weiss Schetroma and Schug By E. Max Weiss**	DANIEL RICHARD MILLER vs. MARY SWEATMAN ~~and LEON SWEATMEN~~ Filed June 23, 1983 Tax & Entry Paid $35.50 **Sheriff's Costs 18.75** **Pro Co pd 12-6-83 6.00**	COMPLAINT IN TRESPASS 2 copies (sheriff) **July 6, 1983 Sheriff's Return filed. SERVED AND MADE KNOWN TO Mary Sweatman personally the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1983-514, to her, on June 23, 1983 at 4:31 P.M., at her place of visitation, at the Crawford County Sheriff's Office, Room 101, Meadville, the State of Pennsylvania.** **SERVED Leon Sweatman the within named defendant by handing a true copy of the within Complaint In Trespass, No. A.D. 1983-514, to Don Sweatman, an adult member of the family with whom he resides, namely son, on June 30, 1983, at 9:50 A.M., at their residemce, at R. D. 1, Venango, in the County of Crawford, the State of Pennsylvania.** **So answers, Catherine I. Allen, Deputy Sheriff** **Edgar D. Householder, Deputy Sheriff** **Howard N. Stewart, Sheriff**

July 11, 1983 Appearance of Culbertson, Weiss, Schetroma and Schug By E. Max Weiss for Mary Sweatman and Leon Sweatman filed.

July 19, 1983, Consent to Amend by defendant filed.

July 19, 1983, Plaintiff's Amended Complaint in Trespass filed. (excluding defendant Leon Sweatman)

Dec. 6, 1983 Upon praecipe of Attorney for Plaintiff's the above captioned action is marked settled and discontinued.

Alan Pepicelli
Pepicelli &
Pepicelli
Lisa Pepicelli
Youngs

515.

MARY LOUISE SAVAGE

vs.

GARY G. SAVAGE

Filed June 24, 1983

Tax & Entry Paid $35.50
2 Counts Paid 30.00
Pro Co pd 3-8-84 9.00

COMPLAINT UNDER SECTION 201(a)(6) OR 201(c) OF THE DIVORCE CODE, COUNSEL FEES AND COSTS, EQUITABLE PROPERTY DISTRIBUTION

1 copy (atty)

June 27, 1983, counseling notices mailed.

July 12, 1983 Certificate of Service filed: LISA PEPICELLI YOUNGS, hereby certifies that she is the Attorney for the Plaintiff, Mary Louise Savage, in the within Action and that a copy of the Complaint in Divorce was sent by certified mail, return receipt, requested, deliver to addressee only to the Defendant, Gary G. Savage, at R.D.#4, Woodlands Mobile Home Park, Box 90, Meadville, Pa. 16336 on June 24, 1983 and was received by the Defendant on June 28, 1983. The receipt for certified mail and the return receipt are attached hereto marked Exhibit "A".

Pepicelli, Pepicelli, Watts and Youngs PC
Lisa Pepicelli Youngs
Attorney for Plaintiff

Mar. 5, 1984, Affidavit of Consent of Plaintiff filed.

Mar. 5, 1984, Affidavit of Consent of Defendant filed.

Mar. 7, 1984 Motion For Withdrawal Of Second and Third Counts and Order filed AND NOW, 3-7 1984 Granted. P Richard Thomas, J

Mar. 7, 1984 Copy of order to Lisa Pepicelli Youngs

Mar. 7, 1984 Upon praecipe of attorney for Plaintiff for Review under 201 (d) of Divorce Code, this case moved to court

MARCH 20, 1984 DIVORCE DECREE FILED:

AND NOW, March 20, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

MARY LOUISE SAVAGE AND GARY G. SAVAGE

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parteis to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

1983

Jack, Kookogey & Felton
John S. Kookogey

516.

DEBORAH A. WAYCHOFF

vs.

ROBERT W. WAYCHOFF, JR.

Filed June 27, 1983

Tax & entry Paid $35.50

COMPLAINT UNDER SECTION 201(c)
OF THE DIVORCE CODE

1 copy (atty)

June 16, 1997, IMPORTANT NOTICE AND COURT ORDER filed. Our court records show that you are a party in the case listed above, but that nothing has been filed with the court in this case since 6/27/1983 . 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 August 5, 1997, 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 August 5, 1997. 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: June 16, 1997
June 16, 1997 Copies mailed by Court Administrator's office.

Aug. 18, 1997 Proof of Service filed.

Aug. 27, 1997 Order filed. AND NOW, this 26th day of August, 1997, 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 July 23, 1997, and no objection thereto having been received by the Court from either party in the cases listed below, **all and each of the 252 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:
Anthony J. Vardaro, J

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

Mahany, Roeder
& Kirvan
Richard W. Roeder

517.

VICKIE A. KINNEY

vs.

HAROLD RAYMOND KINNEY

Filed June 27, 1983

Tax & Entry Paid	$35.50
1 Count Paid	15.00
Pro Co pd 1/6/84	9.00

COMPLAINT IN DIVORCE, ALIMONY

1 copy (atty)

June 29, 1983, Counseling notices mailed.

July 29, 1983 Affidavit of Service filed. Richard W. Roeder, being suly sworn according to law, depoees and says, that he is an attorney at law, duly authorized to practice in the Court of the Commonwealth of Pennsylvania, and that his law office is located at No. 101 West Main Street, Titusville, Pennsylvania; that on July 1, 1983, he deposited in the United States mails a Complaint in Divorce in the above captioned case, addressed to the Defendant, Harold Raymond Kinney; and that the said Complaint in Divorce was delivered to the Defendant on July 5, 1983, as evidenced by the Return Receipt for Certified Mail No. P 468 796 938 signed by the said Defendant, which is attached hereto and made a part hereof. Richard W. Roeder

Oct. 12, 1983 Affidavit Of Consent for Defendant filed.

Oct. 12, 1983 Affidavit Of Consent for Plaintiff filed.

Jan. 6, 1984 Upon praecipe of attorney for Plaintiff for review under section 201 (c) of the Divorce Code, this case moved to court.

Feb. 7, 1984 DIVORCE DECREE FILED:

And Now, February 6, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

VICKIE A. KINNEY AND HAROLD RAYMOND KINNEY

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

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

1983

Robert J. Felton
Jack, Kookogey & Felton
~~Mahany, Roeder & Smith~~
~~Richard W. Roeder~~

518.

David P. Brandt

HAROLD J. MUIR

vs.

ELIZABETH C.(BETTY) MUIR

Filed June 27, 1983

Tax & entry Paid	$35.50
1 Count Paid	15.00
Pro Co pd 9/27/83	15.00
Pro Co pd 1/6/84	9.00
Pro Co pd 11/3/86	9.00

COMPLAINT IN DIVORCE, PROPERTY DISTRIBUTION

1 copy (atty)

June 29, 1983, Counseling notices mailed.

July 29, 1983, Affidavit of Service filed. Richard Roeder, being duly sworn according to law, deposes and says, that he is an attorney at law, duly authorized to practice in the Courts of the Commonwealth of Pennsylvania, and that his law office is located at No. 101 West Main St., Titusville, Pa.; that on June 28, 1983, he deposited in the United States mails a Complaint in Divorce in the above captioned case, addressed to the defendant, Elizabeth C. Betty Muir; and that said Complaint was delivered to the Defendant on June 30, 1983, as evidenced by the return receipt for certified Mail No. P 468 796 941 signed by the said Defendant which is attached hereto and made a part hereof. Richard W. Roeder, Esq.

Sept. 19, 1983 Answer To Plaintiff's Complaint For Divorce and Counterclaim filed. (Alimony Pendante Lite, Alimony, Counsel Fees and Expenses).

Oct. 12, 1983 Affidavit Of Consent for Plaintiff filed.

Jan. 6, 1984, Affidavit Of Service filed. RICHARD W. ROEDER, being duly sworn according to law, deposes and says that he is an attorney at law, duly authorized to practice in the Courts of the Commonwealth of Pennsylvania, and that his law office is located at No. 101 West Main Street, Titusville, Pennsylvania; that on October 19, 1983, he deposited in the United States mails an affidavit under Section 201(d) of the Divorce Code, in the above captioned case, addressed to the defendant, Elizabeth C. (Betty) Muir, with a copy to David P. Brandt, Esq., 1328 Liberty Street, Franklin, Pennsylvania, her attorney of record; and that the said Affidavit was delivered to the Defendant on October 21, 1983, as evidenced by the Return Receipt for Certified Mail No. P440935108 signed by Elizabeth C. Muir, which is attached hereto and made a part hereof. Richard W. Roeder

Jan. 6, 1984 Upon praecipe of attorney for Plaintiff for review under section 201(d) of Divorce Code, this case moved to court.

Feb. 10, 1984 Order filed: The matter is presented to the Court for the granting of a divorce under Section 201(d) of the Divorce Code. We decline to act on said praecipe at this time until the record is clarified as to the exact status of this case. The plaintiff, on June 27, 1983, filed a divorce complaint, claiming the marriage was irretrievably broken, apparently under Section 201(d) of the Divorce Code, and that further the defendant had been guilty of indignities and desertion. The complaint also requested equitable distribution of marital property. On September 19, 1983, the defendant filed an answer and counterclaim in which she denied the indignities allegation and contended the plaintiff was guilty of cruel and barbarous treatment. The defendant likewise requested equitable distribution of marital property. She also filed a counterclaim alleging that the grounds for her divorce were an irretrievably broken marriage under 201(d) and cruel and barbarous treatment. She also requested alimony pendente lite, counsel fees, and permanent alimony.

On October 12, 1983, the plaintiff filed the affidavit required by Section 201(d) and no counter affidavit was filed.

While it appears that both parties are now in agreement that they have lived separate and apart for three years and that the marriage is irretrievably broken and desire the Court to enter a divorce on those grounds, we cannot act on the present state of the record. We do not know whether the parties are willing that the divorce be granted and that issues of alimony pendente lite, permanent alimony and counsel fees and most importantly, the division of equitable property be resolved in future proceedings. We suspect the parties have probably reached an amicable agreement regarding these issues, but the record is devoid of any indication thereof. ACCORDINGLY, THIS divorce is returned to the Prothonotary until such time as the parties withdraw their claim for equitable division and other collateral matters or until such time as thereiis some indication that both parties consent to a bifurcation by the Court, thus requesting the grant of the divorce, but reserving one or more of the above items for future resolution.

ORDER

AND NOW, February 10, 1984, this divorce action is returned to the Prothontary until the issues noted above are clarified by agreement or withdrawal, after which time the Court will reconsider the matter on further praecipe.

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

Feb. 10, 1984 Copies of order to Richard Roeder, and David P. Brandt, Esqs.

*(see next page)

Apr. 25, 1986 Statement Of Income and Expenses of Plaintiff filed.

Apr. 29, 1986 Order filed. In January 1984, this matter was referred to the Court for review and the grant of a decree. Judgment Thomas entered an Order on February 10, 1984 denying a decree until collateral matters were either disposed of or withdrawn, or until an application for bifurcantion was filed. Subsequently on March 21, 1986, a mo;tion for appointment of a master was filed and reached the undersigned. At that point we cummunicated with plaintiff's then counsel pointing out that there were other matters still remaining to be idposed of other than equitable distribution and idssolution of the marriage. It has been over a month since we advised plaintiff's counsel of the problems with the motion for appointment of a master although a statement of income and expenses on behalf of the plaintiff has now been filed leading us to believe that master other than equitable distribution are still involved in the matter.

We will now return the file to the Prothonothary's Office until an appropriate motion for the appointment of a master is filed, or such other action is taken as may require something form the court.

BY ORDER OF THE COURT,
Robert L. Walker, J

Apr. 29, 1986 Copies of order to Robert Felton and Elissa Stuttler

6/23/86 Rec'd $300.00 from defendant

7/18/86 Received $300.00 from plff.

8/4/87 Paid $75.00 to atty Kummer master fee Ch# 4177 James J Dunmore Esq.

9/7/87 PAID $262.50 TO ELIZABETH C. MUIR Ch# 4180

9/7/87 PAID $262.50 TO HAROLD J. MUIR Ch# 4181 James J Dunmore Esq.

Record Continued on page 518A

*Mar. 21, 1986, Inventory and Appraisement of Harold J. Muir, plaintiff, filed.

Mar. 21, 1986, Motion for Appointment of Master filed.

June 11, 1986, Motion for Appointment of Master and Order Appointing Master filed. ORDER APPOINTING MASTER: AND NOW 6/10/86, VICTOR J. KINNUNEN, ESQUIRE, is appointed Master in respect to the following claims: ALL in 3(c) and 201(d) Divorce
Deposit required: By Plaintiff $300.00 By Defendant $300.00
PER CURIAM,
P. Richard Thomas, J.

June 12, 1986, copies of order to Attys. R. Roeder, David Brandt and Victor Kinnunen.

July 9, 1986, Motion for Leave to Withdraw Appearance and Order filed: AND NOW, this 3 day of July, 1986, leave is granted to Richard W. Roeder, Esq., to withdraw his appearance in the above matter.
R. Richard Thomas,
Judge

July 10, 1986 Copies of order to Richard Roeder, David Brandt, and Victor Kinnunen, Esqs.

Aug. 26, 1986, Petition for Bifurcation and Order filed. ORDER: AND NOW, this 26th day of Aug. 1986, upon presentation and consideration of the within Petition for Bifurcation, a hearing on the matter is scheduled for the 1st day of Oct, 1986, at 9:30 A.M. in Courtroom 1 or 2 of the Crawford County Court House, Meadville, Pa.
BY THE COURT;
Robert L. Walker, J.

Aug. 27, 1986, copies of order to ~~Richard Roeder~~, David Brandt, and Victor Kinnunen, Esqs, and Robert J. Felton.

* Nov. 3, 1986 Motion For Withdrawal Of Defendant's Answer filed.

** Nov. 3, 1986 Motion For Leave To Withdraw Portions Of Plaintiff's Complaint filed.

*** Nov. 3, 1986 Motion to set Master's fees filed.

Nov. 3, 1986 Upon praecipe of Plaintiff Attorney To Transmit REcord, this case moved to court.

**** See orders in margin ****

Nov. 17, 1986 DIVORCE DECREE FILED.

AND NOW, November 17, 1986, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

HAROLD J. MUIR and ELIZABETH C. MUIR

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.
BY ORDER OF THE COURT,
P. Richard Thomas, J

Aug 6, 1987 Motion for Refund of Master's Fees and Order filed: AND NOW, Aug. 7, 1987, Motion Allowed.
Robert L. Walker, J.

Aug 10, 1987 Copies of order to Robert Felton, Victor Kinnunen and Elissa Stuttler, Esqs.

Aug. 10, 1987 Motion for Payment of Master's Fees filed.

* AND NOW, this 14 day of Nov., 1986, Defendant's attached motion is granted.
BY THE COURT, P. Richard Thomas, J

** **AND NOW, this 14 day of** Nov., 1986, upon presentation and consideration of the within motions of Plaintiff and defendant, the prayer of said motions is hereby granted.
BY THE COURT,
P. Richard Thomas

*** AND NOW, Nov. 14, 1986 The Master's Fee is hereby approved in the amount of $75.00 and the prothonotary is authorized to make payment of the same to the Master from the funds previously deposited by Plaintiff and Defendant
P. Richaard Thomas

Aug. 4, 1987 Copies of all 3 orders to Victor Kinnunen, Robert J. Felton and Elissa Stuttler

518B

1983

1983

Assumpsit

Anthony J. Vardaro
Spadafore & Vardaro

519.

Knox, Graham, McLaughlin, Gornall & Sennett, Inc., by Carl N. Moore, Esq.

STANLEY J. ZELASCO AND THERESA M. ZELASCO his wife

vs.

EVERETT CASH MUTUAL INSURANCE COMPANY

Filed June 28, 1983

Tax & entry Paid $35.50
Sheriff's Costs 24.00
Pro Co Pd 8-28-84 6.00
Pro Co pd 9/12/84 6.00

COMPLAINT

1 copy (sheriff)

JURY TRIAL DEMANDED.

July 14, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Max H. Norris, Sr., Chief Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 11th day of July, 1983, at 2:00 P.M., he served Complaint in Assumpsit upon defendant Everett Cash Mutual Insurance Company at R.D.#1 Everett by making known the contents thereof to Dwight E. Beegle and handing to and leaving with him the certified copy of the Complaint in Assumpsit received from Crawford Co. Sheriff's Department.
Max H. Norris, Sr, Deputy Sheriff
Name Illegible, Sheriff
SERVED ON THE within named defendant Everett Cash Mutual Insurance Company, by deputizing the Sheriff of Bedford Co., Pa. as per his affidavit of service hereto attached.
Served July 11, 1983.
So answers, Howard N. Stewart, Sheriff

Aug. 15, 1983 Defendant's Answer And New Matter filed.

Aug. 30, 1983 Plaintiff's Reply To New Matter filed.

Nov. 21, 1983 Affidavit of Dwight E. Beegle agent for Everett Cash Mutual Insurance Compaay filed.

May 16, 1984 Motion To File Amended Complaint And To Withdraw Jury Trial Demand and Order filed. AND NOW, this 16th day of May, 1984, upon consideration of the foregoing Motion the Plaintiffs are granted leave to file an Amended Complaint in this matter and their Jury Trial Demand contained in the original Complaint is withdrawn.
BY THE COURT
Robert L. Walker, J

May 16, 1984 Copies to Anthony Vardaro and Carl Moore

May 18, 1984, Amended Complaint filed.

June 25, 1984 Answer To Amended Complaint filed.

Aug. 27, 1984 Upon Praecipe of Plaintiff's Attorney this case is marked discontinued of record.

Sept. 11, 1984 Upon praecipe of Plaintiff Attorney this case is marked settled and discontinued of record.

1983

Halliday, Beighley & Halliday
Ruthanne Beighley

520.

Bozic, Thomas and Johnson
R. Charles Thomas

10/28/83 Received $131.25 from defendant's atty
12/1/83 Paid $131.25
Cr. Co. Comm
Vernon L. Kelley

PATRICIA J. WAGNER

vs.

BERNARD R. WAGNER

Filed June 29, 1983

Tax & Entry Paid $35.50 ✓
Pro Co Pd 5-12-83 15.00 ✓
Mediation costs 131.25
Sheriff's cost 12.75
Prothd 3/19/84 5.00 ✓

COMPLAINT IN DIVORCE

1 copy (atty)

June 30, 1983, Counseling notices mailed.

July 5, 1983, General Appearance filed. I hereby accept service of and acknowledge receipt of a copy of the original Complaint in Divorce filed in the above action. Bernard R. Wagner.

July 6, 1983, Appearance of Bozic, Thomas and Johnson by R. Charles Thomas, attorneys for defendant filed.

July 6, 1983, Answer and Counterclaim filed. (Request for Custody)

Aug. 11, 1983 Motion for appointment of Mediator and Order filed. AND NOW, August 10, 1983 William Pineo, Esquire, is appointed Custody Mediator in this matter.
Robert L. Walker, J

Aug. 11, 1983 Copies of order to Ruthanne Beighley and R. Charles Thomas. and William Pineo.

Aug. 22, 1983 Order filed. AND NOW, August 19, 1983, William Pineo who was appointed would be at least the appearance of a conflict of interest in his accepting the appointment, the appointment is vacated and John Fuller is appointed custody mediator.
BY ORDER OF THE COURT,
Robert L. Walker, J

Aug. 22, 1983 Copies of order to R. Charles Thomas, Ruthanne Beighley, William Pineo and John Fuller.

Sept. 27, 1983, ORDER filed. AND NOW, September 26, 1983, after mediation, conference before John Fuller, esquire, IT IS HEREBY ORDERED AND DECREED:

I. That legal custody of Sabrina J. Wagner, Robin B. Wagner and Kara J. Wagner, shall be shared between the mother and father, that is, each shall be entitled to full access to school records, medical records, and other important records, and each sahll be entitled to participate fully in decisions affecting the health, education and religious instruction of the children.

II. Physical custody of Kara J. Wagner shall be with her mother, Patricia J. Wahner, subject to the following conditions:

A. The father shall be entitled to visit and take the child with him every Wednesday evening from 7:00 P.M. to 9:00 P.M. both prevailing times, local. The father shall be responsible for picking up and returning the child to the mother on such Wednesday evening visits.

B. The father shall be able to visit and take Kara J. Wagner with him every Sunday from 10:00 A.M. until 7:00 P.M. the same day, both prevailing local times.

III. Physical custody of Sabrina J. Wagner and Robin B. Wagner shall be with their father, Bernard R. Wagner, subject to the following conditions:

A. The mother shall be entitled to visit and have the children in her custody every weekend, beginning Friday, Sept. 23, 1983, from 7:00 P.M. on Friday evening to 7:00 P.M., Sunday evening, both prevailing local times. The father shall be responsible for delivering the children to the mother's home and picking up the children on Sunday evening.

IV. The following general conditions shall apply to the conduct of the mother and the father:

A. Neither the mother nor the father shall say or do anything in the presence of the children that would tend to alienate the children against the other parent, but on the contrary, shall at all times speck respectfully to and of the other parent.

B. Neither parent shall engage in any type of conduct that would tned to be detrimental to the health and mental emotional welfare of the children.

C. The mother shall not permit Reverend Arthur Leaker to be present in her home at any time when the older two girls, Sabrina and Robin are visiting her.

D. Neither parent shall take the children to any place outside of Crawford County or Mercer County, without prior approval of this court.

This Order shall be a temporary order but shall become a permanent order unless exceptions hereby are filed by either party within sixty (60) days of the date of this order. Costs of the mediation conference sahll be paid by the father.

By the Court,
Robert L. Walker, Judge

Sept. 27, 1983, copies toAttys R. Charles Thomas, Michael Halliday, John Fuller,

Sept. 27, 1983, Exceptions to Mediation and Motion for Appointment of Psychologist filed.

Sept 27, 1983, ORDER FILED. AND NOW, September 26, 1983, a mediation conference having been held between the parties and a temporary Order entered this date, and the plaintiff having filed a request for hearing de novo before the Court, and for the appointment of a psychologist to examine and counsel the two minor children, Sabrina and Robin, and to be available as a neutral witness, a hearing on this matter is hereby scheduled for October 24, 1983, at 1:30 P.M. in Courtroom No. 2, Courthouse, Meadville, Pa.

Dr. Kathryn Anderson of the Meadville Mental Health Center is hereby designated as a Court-appointed child psychologist for the purpose of examining and interviewing the children, and with the intent that she will be available as a neutral witness at the time of hearing. The defendant is directed to contact the Mental Health Center and make an appointment with Dr. Anderson for the

CONTINUED on next Page 520A

RECORD CONTINUED FROM PAGE 520A (Patricia Wagner vs. Bernard Wagner)

children forthwith and both parties shall make themselves available to Dr. Anderson as required by her for the purpose of such interviews as she may deem appropriate.
BY ORDER OF THE COURT,
Robert L. Walker, J.

Sept. 27, 1983, copies of order to Attys. R. Charles Thomas, Michael Halliday (Ruthanne Beighley), and John Fuller. (copy to Dr. Anderson by Court)

Oct. 26, 1983 Order filed. AND NOW, October 24, 1983, at the time scheduled for hearing, on motion of the plaintiff, this case is continued generally, to be rescheduled upon motion of any party in interest. BY THE ORDER OF THE COURT,
Robert L. Walker, J

Oct. 27, 1983 Copies of order to Michael Halliday, R. Charles Thomas and John Fuller.

Dec. 16, 1983 Motion To Set Hearing Date and Order filed. AND NOW, this 16th day of December, 1983, upon consideration of the within Motion, it is hereby ORDERED AND DECREED that the hearing for the determination of custody and visitation of the three children: Sabrina Wagner, Robin Wagner and Kara Wagner, shall be held on the 29th day of December, 1983, at 1:30 o'clock P.M., in Courtroom No. 2 of the Crawford County Courthouse, Meadville, Pennsylvania.
The children above named shall be present at the time of the hearing.
BY THE COURT:
Robert L. Walker, J

Dec. 19, 1983 Copies of order to Michael Halliday, R. Charles Thomas, and John Fuller

Dec. 29, 1983 Petition For Special Relief of Defendant's filed.
Order: AND NOW, this 29th day of December, 1983, upon presentation and consideration of the within Petition, a Rule is granted upon the Plaintiff to show cause, if any she has, why the relief requested in the Petition should not be granted.
Returnable for hearing and argument on the 29th day of December, 1983 at 1:30 P.M.
BY THE COURT,
Robert L. Walker, J.

Jan 4, 1984 Copies of order to Michael Halliday, and R. Charles Thomas, Esqs.

Jan. 4, 1983, ORDER filed. AND NOW, December 29, 1983, the defendant's petition for special relief filed December 29, 1983 is denied.
BY ORDER OF THE COURT,
Robert L Walker, J.

Jan. 4, 1983, copies of order to Attys. Michael Halliday and R. Charles Thomas, Esqs.

Jan. 4, 1983, ORDER filed. AND NOW, December 29, 1983, a full hearing is scheduled in this custody matter for January 18, 1984, at 9:30 A.M. Pending such hearing, Sabrina Wagner and Robin Wagner shall remain in the custody of their father, with visitation privileges in their mother from Friday evening until Sunday evening, beginning after school concludes and prior to dinner. Custody of Kara J. Wagner shall be with the mother with liberal visitation rights in the father.
Neither of the parties shall remove any of the children from the geographical limits of Crawford County or Mercer County, Pennsylvania until after the final hearing.
BY ORDER OF THE COURT,
Robert L. Walker, J.

Jan. 4, 1983, copies of order to Attys. Michael Halliday and R. C. Thomas.

Feb. 1, 1984 Subpoena Returned: SERVED AND MADE KNOWN TO Arthur Leeker, personally, by handing a true copy of the within Subpoena, AD 1983-520, to him, on Jan. 19, 1984, at 3:00 P.M., at his place of visitation, Crawford Co. Sheriff's Office, Room 101, Meadville, Pa.
So answers, E. Ralph Copeland, Chief Deputy Sheriff
Howard N. Stewart, Sheriff

Feb. 2, 1984 Order filed. AND NOW, February 1, 1984 the hearing set for February 1, 1984 in this matter is continued generally by agreement of the parties to be rescheduled upon motion of any party in interest. BY ORDER OF THE COURT,
Robert L. Walker, J

Feb. 3, 1984 Copies of order to Michael Halliday and R. Charles Thomas.

Feb. 13, 1984 Exhibits filed with papers.

Mar. 12, 1984 Petition To Discontinue Divorce Action and Order filed. AND NOW, THIS 12th day of March, 1984, upon consideration of the within Petition to Discontinue Divorce Action and the affidavits attached thereto and executed by both parties, all of the proceedings at the above number and term are hereby discontinued.
BY THE COURT,
Robert L. Walker, J

Mar. 12, 1984 Copies to Michael Halliday and R. Charles Thomas

520b

1983

521.

Bruce A. Barrett

PETITION FOR INVOLUNTARY TREATMENT

of

ERIC C. BROWN

Filed June 30, 1983

PETITION FOR INVOLUNTARY TREATMENT
Mental Health Procedures Act of 1976
(Sections 304 and 305)

July 1, 1983 Report of Mental Health Review Officer Recommendation and Order filed: AND NOW, this 1 of July, 1983, 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 Eric C. Brown, be committed to Veterans Administration Hospital, Pittsburgh, Pa. for treatment for a period not to exceed 90 days.

BY THE COURT,
P. Richard Thomas, J

July 1, 1983 Copies of order to Atty. Barrett, Mr. Dickey and Hosp.

Dunn & Conner by
Robert C. Ward

Bozic, Thomas &
Johnson
R. Charles Thomas

522.

Buchanan, Ingersoll, Rodewald, Kyle & Buerger
James D. Morton
for Owen-Illinois

Knox, Graham, McLaughlin, Gornall & Sennett, Inc by John M. McLaughlin for Cotton Club Bottling Company & Wallace J. Knox for Schweppes, USA, Limited

MacDonald, Illig,
Jones & Britton
John F. Potter for
dft. Erie Bottling
Co.

Plate, Shapira, Hutzelman Berlin and May
Gary J. Shapira, for
dft Thorofare Markets

DAWN M. MARENDO

vs.

THOROFARE MARKETS INC., COTTON CLUB BOTTLING COMPANY, ERIE BOTTLING COMPANY, OWENS-ILLINOIS INC. AND SCHWEPPES USA LIMITED

Filed and Issued
June 30, 1983

Tax & entry Paid $35.50 ✓

Sheriff's Costs 54.50
Sheriff's Costs 12.75 ✓
Pro Co pd 5/8/84 6.00 ✓

JURY TRIAL

SUMMONS IN TRESPASS AND ASSUMPSIT

Issued (sheriff)

July 20, 1983 Appearance of Buchanan, Ingersoll, Rodewald, Kyle & Buerger by James D. Morton, Esq. for Owens-Illinois, Inc. filed.

July 25, 1983 Appearance of Knox, Graham, McLaughlin, Gornall & Sennett, Inc. by John M. McLaughlin for Cotton Club Bottling Company, defendant filed.

Aug. 8, 1983 Appearance of Knox, Graham, McLaughlin Gornall and Sennett, Inc, by Wallace J. Knox for Schweppes, USA, Limited filed.

Aug. 22, 1983 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Ned Anderson, Deputy Sheriff, who being duly sworn according to law, deposes and says that on the 15th day of July, 1983, at 11:55 A.M., he served Summons in Trespass & Assumpsit, filed, Crawford Co., Pa., upon defendant Erie Bottling Company at 5701 Perry Highway, Erie Co., Erie, Pa., by making known the contents thereof to David R. Krausa, Office Manager and handing to and leaving with him the certified copy of the Summons received from Crawford County.

Ned Anderson, Deputy Sheriff
Robert N. Michel, Sheriff

On July 13, 1983, a certified letter, postage prepaid, was mailed to Thorofare Markets, Inc., at Meadowbrook Road, Murraysville, Pennsylvania, which was returned as per letter hereto attached.

SERVED by mailing by certified mail, July 5, 1983, a true and attested copy of the within Summons in Trespass and Assumpsit, AD 1983-522, Cleveland, Ohio, the return receipt being hereto attached and made a part of this return.

SERVED ON the within named defendant, Erie Bottleing Company, by deputizing the Sheriff of Erie County, Pa., as per his affidavit of service hereto attached. Served July 15, 1983.

SERVED by mailing by certified mail, July 5, 1983, a true and attested copy of the within Summons in Trespass and Assumpsit, No. AD 1983-522 to Owens-Illinois, Inc., One Seagate, Toledo, Ohio, the return receipt being hereto attached and made a part of this return.

SERVED by mailing by certified mail, July 5, 1983, a true and attested copy of the within Summons in Trespass and Assumpsit, AD 1983-522, a true and attested copy of the within Summons in Trespass and Assumpsit, AD 1983-522, to Schweppes USA, Limited, 1200 High Ridge Road, Stanford, Conn., the return receipt being hereto attached and made a part of this service.

So answers, Howard N. Stewart, Sheriff

Oct. 19, 1983 Complaint filed. (5 copies Atty);

Nov. 1, 1983, Appearance of MacDonald, Illig, Jones & Britton, by John F. Potter, Attorneys for defendant Erie Bottling Company, filed.

Nov. 7, 1983 Appearance of Dunn & Conner by Robert C. Ward for Plaintiff, Dawn Marie Marendo filed.

Dec. 7,1983 Answer of Defendant Erie Bottling Corporation filed.

Jan 11, 1984 Answer of Owens-Illinois, Inc. to Complaint filed.

Jan 19, 1984 Answer of Defendants Cotton Club Bottling Company and Schweppes U.S.A. Limited filed.

Feb. 7, 1984 Notice Of Serving Interrogatories And Request For Productions filed.

Feb. 10, 1984 Complaint Reinstated.

Feb. 24, 1984 Sheriff's Return filed. SERVED BY mailing by certified mail, February 10, 1984, a true and attested copy of the within Complaint In Assumpsit and Trespass, No. A.D. 1983-522. to Thorofare Markets, Inc., C/O Townhouse Food Corp., Suite 3450, 777 East Wisconsin Avenue, Milwaukee, Wisconsion, the return receipt being hereto attached and made a part of this return.
So answers Howard N. Stewart, Sheriff

Feb. 28, 1984 Plaintiff's Interrogatories And Requests For Production Of Documents To Defendant, Erie Bottling Company And Answers Thereto filed.

Mar. 23, 1984, Answer of Thorofare Markets, Inc., defendant, filed.

May 8, 1984 Upon praecipe of Attorney for Plaintiff the above captioned matter is marked settled and discontinued of record.

523.	RODNEY R. HERRING vs. VERA E. DANIELS Filed and Issued June 30, 1983 Tax & entry Paid $35.25✓	APPEAL OF DEFENDANT FROM JUDGMENT OF DISTRICT MAGISTRATE RONALD COLE 30-3-06 June 30, 1983, Rule to File Complaint Issued. **July 1, 1983, Proof Of Service Of Notice Of Appeal And Rule To File Complaint filed.**

1983

Shafer, Dornhaffer, Swick, Bailey 524.	ROBERT BAGGAN vs. NORTH AMERICAN PHILIPS LIGHTING CORPORATION Filed June 30, 1983 Tax & Entry paid $35.50	COMPLAINT IN TRESSPASS One Copy (atty.) **July 15, 1983 Affidavit Of Service filed. LOUIS J. STACK, being duly sworn, according to law deposes and says that he is one of the attorneys for the above-named Plaintiff, that he mailed a certified copy of the Complaint In Trespass together with the Notice to Defend to the Defendant at its address, Bank Street, Hightstown, New Jersey 08520, by certified mail, return receipt requested; that he received the return receipt back properly executed by the authorized agent of the defend- and showing delivery on July 5, 1983 as per the receipt for certified mail attached hereto. FURTHER DEPONENT SAITH NAUGHT. Louis J. Stack** July 18, 1983, Copies of Petition for Removal and notice of Removal, from the United States District Court for the Western District of Pennsylvania, filed.

1983

Anthony J. Vardaro 525.	GERALDINE A. McLAIN vs. CLAIR T. McLAIN Filed June 30, 1983 Tax and Entry pd.$35.50 Pro Co pd 11-28-83 9.00	COMPLAINT UNDER SECTION 201(c) OF THE DIVORCE CODE 1 copy (atty.) June 30, 1983 Counseling notices mailed. July 13, 1983 Affidavit of Service filed: Sandra Winans, being duly sworn according to law, deposes and says that she is the secretary to Anthony J. Vardaro, Esquire, Attorney for the Plaintiff in this action and certifies that on July 5, 1983 she delivered to the Post Office in Meadville, Pennsylvania for delivery to Clair T. McLain at R.D.2, Centerville, Pa. 16404, by certified mail, return receipt requested, delivery restricted to addressee only, a true and correct copy of the Complaint in this matter for which deponent received at that time receipt for certified article No. P 262 138 122 which is attached hereto as Exhibit "A". Thereafter on July 9, 1983 it was returned to Anthony J. Vardaro, Esquire, return receipt card being attached hereto as Exhibit "B". Sandra Winans Oct. 13, 1983 Affidavit Of Consent of Plaintiff filed. Nov. 23, 1983 Affidavit Of Consent for Defendant filed. Nov. 23, 1983 Upon praecipe of attorney for plaintiff for review under 201 (c) of the divorce code, this case moved to court. Dec. 2, 1983 DIVORCE DECREE FILED: AND NOW, December 2, 1983, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between GERALDINE A. MCLAIN AND CLAIR T. McLAIN is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. BY ORDER OF THE COURT, Robert L. Walker, J.

John F.Spataro

526.

Mason & Mason by
Joan Mason

JAMES T. BRUBAKER

vs.

BRENDA LEE BRUBAKER

Filed June 30, 1983

Tax & Entry paid $35.50
2 Counts Pd 3-23-84 30.00
Pro Co Pd 3-23-84 9.00
Pro Co pd 5/3/85 5.00

COMPLAINT IN DIVORCE

1 copy (atty)

June 30, 1983, Counseling notices mailed.

Dec. 21, 1983 Petition For Additional Remedies Regarding Custody, Termporary Custody and Visitation, and Attorney Fees and Court Costs and Order filed. AND NOW, this 21st day of December, 1983, upon consideration of the foregoing Petition for Additional Remedies Regarding Custody, Termporary Custody and Visitation, and Attorney Fees and Court Costs, a hearing on Count II, Attorney Fees and Court Costs is set for the 4th day of Jan, 1984, at 9:30 o'clock A.M., Crawford County Courthouse, Meadville, Pennsylvania.

PER CURIAM,
Robert L. Walker, J

Dec. 21, 1983 Copies of order to Joan Mason and John Spataro

Dec. 23, 1983 Petition for Leave to Proceed in Forma Pauperis and Order filed: AND NOW, this 23rd day of December, 1983, the Petitioner, Brenda L. Brubaker's request to be allowed to proceed in forma pauperis is hereby granted, reserving the right to assess costs if appropriate.

Per Curiam,
Robert L. Walker, J.

Dec. 23, 1983 Copies of order to John Spataro and Joan Mason, Esqs.

Jan. 4, 1984 Order filed. AND NOW, January 4, 1984, the plaintiff is ordered to pay the sum of $200.00 in counsel fees through his own counsel to counsel for the defendant in installments of $100.00 per month, the first installment to be due during the month of January 1984.

The Court reserves the right to make further adjustments relating to counsel fees at the time of the entry of a final decree of divorce.

BY ORDER OF THE COURT,
Robert L. Walker, J

Jan. 5, 1984 Copies of order to John Spataro and Joan Mason.

Jan. 4, 1984 ORDER filed. AND NOW, January 4, 1984, the parties being in court in relation to counsel fees and counsel for both parties having orally requested the referral of the issue of custody and visitations to a custody mediator, this matter insofar as it relates to custody and visitations is referred to John Fuller, Custody Mediator, and both parties are directed to appear at such time as they may be directed for the mediation conference. BY ORDER OF THE COURT,
Robert L. Walker, J

Jan. 5, 1984 Copies of order to John Spataro, Joan Mason and John Fuller

Mar. 1, 1984 Affidavit Of Acceptance Of Service filed. I, JOHN SPATARO, Esquire, Attorney for James T. Brubaker, Defendant in the above-captioned action, do hereby acknowledge that I accepted service on behalf of the Plaintiff, JAMES T. BRUBAKER, on December 22, 1983, of a true and correct copy of Defendant's Petition for Additional Remedies in the within divorce action. John Spataro

Mar. 23, 1984 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 divorce complaint filed by the Plaintiff and certified by the Prothonotary of Crawford County, Pennsylvania, on the above named defendant by certified mail, addressee only, return receipt requested, dated July 1, 1983, The Defendant acknowledged service on July 6, 1983 by accepting delivery on that date as evidenced by the attached signed return receipt.

Ferguson, Spataro & O'Shea
by: John F. Spataro, Esq.
Attorney for Plaintiff

Mar 23, 1984 Affidavit of Consent of Plaintiff filed.

Mar 23, 1984 Affidavit of Consent of Defendant filed.

Mar. 23, 1984 Upon Praecipe of Plaintiff's attorney for Review Under 201(c) of the Divorce Code, this case is moved to Court.

Mar 23, 1984 Agreement and Consent Court Order filed.

Apr. 13, 1984 Order Filed: And Now, this 12th day of April, 1984, upon consideration of the foregoing Agreement and Consent Court Order, entered into between the parties, an Order is hereby entered in accordance with the terms of the attached Agreement and Consent Court Order. PER CURIAM.
Robert L. Walker, J.

April 13, 1984 DIVORCE DECREE FILED:

AND NOW, April 13, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

JAMES T. BRUBAKER AND BRENDA LEE BRUBAKER

IS HEREBY DISSOLVED AND THE PARTIES ARE HEREBY DIVORCED and all legal duties, rights, and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

May 3, 1985 Notice Of Intention To Resume Prior Name filed. Brenda Lee Brubaker TO BE KNOWN AS Brenda Lee Shellenberger

FRONT

Daniel E. Richardson

vs.

Roberta L. Richardson

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of record

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* *

Jan. 5, 1984 Affidavit Of Consent for Defendant filed.

Feb. 16, 1984 Exhibit filed with papers.

Mar. 28, 1984, Amended Counter-Claim filed.

Apr. 3, 1984 Upon praecipe for Bill of Particulars Rule entered on Defendant to file Bill of Particulars Issued.

Apr. 5, 1984 Service of the foregoing Rule is hereby accepted on Apr. 5, 1984 by James R. Irwin filed.

Apr. 27, 1984, Bill of Particulars filed.

July 11, 1984 Affidavit of Consent of Plaintiff filed.

Aug. 17, 1984 Memorandum of Agreement as to Equitable Distribution filed.

Sept. 10, 1984 Upon praecipe of attorney for Defendant To Transmit Record, this case moved to court.

Sept. 21, 1984 DIVORCE DECREE FILED:

AND NOW, September 21, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

DANIEL E. RICHARDSON AND ROBERTA RICHARDSON

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated. The Court incorporates the agreement between the parties relating to equitable distribution dated August 17, 1984, as a part of this Divorce Decree.

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

Sept. 28, 1984 Notice Of Election To Retake Maiden Name filed. Roberta Richardson TO BE KNOWN AS Roberta Morian filed.

Jan. 26, 1990, Motio for Release of Court costs and Order filed. ORDER: AND NOW, Jan. 26, 1990 upon motion of Mary Ann Kirkpatrick, atty. of record for the plaintiff, the Prothonotary is ordered to pay to Mary Ann Kirkpatrick as counsel for plaintiff, the sum of $200.00 now on deposit as unused court costs. BY THE COURT,
Gordon R. Miller, J.

Jan. 31, 1990, copies of order to M. Kirkpatrick and James Irwin.

Guy F. Hart

vs.

Judith A. Hart
****

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of record

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****

Petition for Special Relief and Order filed. And Now, December 5, 1984, a Rule is entered upon Defendant to show cause if any she has why the relief requested in Plaintiff's Petition for Special Relief should not be granted.
Rule returnable and for hearing on Jan 2, 1985, at 1:30 P.M. o'clock P.M. in Court Room No. 1 or 2 of the Crawford County Courthouse, in Meadville, Pennsylvania.

By The Court:
Robert L. Walker, J

Dec. 7, 1984 Copies to Mary Ann Kirkpatrick and John Petruso

Dec. 19, 1984 Answer To Petition For Special Relief filed.

Jan. 2, 1985 Upon praecipe of Attorney John Petruso his appearance is withdrawen filed.

Jan. 3, 1985 Order filed. AND NOW, January 2, 1985, the matter is before the Court requesting special relief as it relates to the respective vehicles owned in joint names but driven separately by each party since the separation. After listening to counsel postulate on the equities of entering a special order the Court believes that in view of the fact this will be a protracted case, the matter should be resolved regarding ownership and use of the vehicles at this time.
Accordingly, the defendant, Judith An. Hart is directed to sign an application to secure title to the 1982 Chevrolet truck in the name of plaintiff, Guy F. Hart or in the alternative, if the plaintiff trades in said vehicle as he now contemplates, to assign the title to the dealer or any other person. The plaintiff then will have the option of purchasing any vehicle through trade-in or otherwise of his choice. In the event of a trade-in, he will furnish a copy of the transfer furnished by the dealer to counsel for his wife. It is the intent this portion of the order that the wife sign all documents necessary to dispose of the present truck or re-register the same and to permit the plaintiff husband to re-secure a motor vehicle of his choice and financed in his own name.
It appears further that the wife has a 1982 Chevrolet automobile which is titled jointly and if she desires to have said vehicle registered in her name, the husband is directed to sign the necessary transfer papers to effectuate retitling or sale of said vehicle and retitling in the wife's name. It appears however, that the Chevrolet automobile is financed at Mellon Bank and the Court enters this order realizing that it has no authority to require Mellon Bank to relieve the husband of his obligation on the security agreement relating to the Chevroet automobile.
Either party nay have one (1) week from today to secure an independent appraisal of the value of either or both vehicles by an appraiser of their choice, and on twenty-four hour (24) hour notice will produce the vehicle at such place as the opposite party requests for such examination and appraisal.

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

Jan. 3, 1985 Copies to Mary Ann Kirkpatrick and Joan Mason

Mar. 19, 1985 Affidavit Of Service filed. I, Joan D. Mason, Esquire, Attorney for the Defendant in the above entitled case, and being duly sworn according to law, depose and say that I did on March 1, 1985 deliver to Attorney Mary Ann Kirkpatrick, Attorney for the Plaintiff, Defendant's First Set of Interrogatories to the Plaintiff, at 911 Diamond Park, Meadville, Pennsylvania, at 4:00 P.M.

Joan Mason

May 31, 1985 Motion For Sanctions and Order filed. AND NOW, this 31 day of May, 1985, upon consideration of the attached Motion for Sanctions, the Plaintiff is ordered to answer the Defendant's written Interrogatories, no later than June 15, 1985. Failure to comply with this Order will result in sanctions against the Plaintiff, possibly including an award of attorney fees, upon request for hearing by the Defendant.

BY THE COURT,
P Richard Thomas, J

May 31, 1985 Copies to Mary Ann Kirkpatrick and Joan Mason

Aug. 5, 1985 Answers to Defendant's First Set of Interrogatories to Plaintiff filed.

May 12, 1986 Plaintiff's Affidavit Under Section 201(d) of the Divorce Code, filed.

May 22, 1986 Petition For Attorney Fees, Court Costs, LItigation Expenses Appraisal Fees, Alimony and Alimony Pendente Lite filed.

Sept 16, 1991 Appearance of Shafer, Swick, Bailey, Irwin & Stack by James R. Irwin, Esq. for Plaintiff filed.

Sept 20; 1991 Notice of Withdrawal of APPEARANCE of Mary Ann Kirkpatrick (plff) filed.

Nov. 22, 1991 Motion For Leave To Amend Divorce Complaint and Order filed. AND NOW, this 22 day of November, 1991, upon presentation of the above Motion. It is hereby ordered and decreed that Plaintiff's Motion is granted and the Plaintiff may proceed under Section 3301(d) of the Pennsylvania Divorce Code.

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

Nov. 26, 1991 Copies of order put in box for Atty's Irwin and Mason

Nov. 22, 1991 Amendment To Complaint In Divorce filed.

Dec 10, 1991 Memorandum of Master's Pretrial Conference filed.

Dec 10, 1991 Notice of Master's hearing filed.

Continued on page 528a

GUY F. HART

VS.

JUDITH HART

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Dec 11, 1991 Income and Expense Statement of Defendant filed.

Dec 11, 1991 Updated Inventory and Appraisement filed. (Defendant)

Jan 2, 1992 Upon praecipe of plaintiff attorney to transmit record, this case moved to Court.

Jan. 16, 1992 MEMORANDUM from court filed.
Jan. 16, 1992, copies to Attys. Irwin and Mason.

Jan. 21, 1992, Affidavit of Consent of plaintiff filed.

Feb. 6, 1992 Affidavit of Consent of Defendant filed.

Feb. 6, 1992 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

Feb. 13, 1992 **S T I P U L A T I O N A N D D E C R E E F I L E D .**

AND NOW, this 12 day of February, 1992, the court orders and decrees as follows:

1. **DIVORCE:** Upon consideration of the pleadings and affidavits filed in the above-captioned case, this court hereby grants an absolute divorce form 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, andan affidavit has been file dby each of the parties, evidencing that each of the parties consents to the divorce pursuant to Section 3301(c) of the Pennsylvania Divorce Code.

2. **EQUITABLE PROPERTY DETERMINATION AND DISTRIBUTION:** It is ordered and decreed that Judith A. Hart shall be the sole and exclusive owner of the marital residence, and the contents therein, located on Dutch Hill Road, Meadville, Pennsylvani with the exception of the Plaintiff's high school diploma, which shall be delivered to him forthwith. Allother property, tangible and intangible, shall be the sole and exclusive property of the Plaintiff, Guy F. Hart, except for all documents and evidence of improvements to the marital real estate and buildings, many of which have already been delivered to the Defendant. Any such documents or evidence discovered hereafter shall likewise be delivered to the Defendant immediately upon discovery.

As further consideration for this property settlement, Plaintiff shall continue to keep Defendant insured through his place of employment for them onths of January and February, 1992 at his sole expense and cost. Said expense shall include dental coverage as same is provided by the Plaintiff's employer.

Further, Plaintiff shall pay all outstanding obligations currently due and owing to Dr. Joseph Cervone, D.M.D and Dr. John Alexander, D.O. unde rthe present existing Domestic Relations Order, and shall pay the maximum amount of six hundred fifty ($650.00) dollars towards dental crown reconstructive work to the performed upon the Defendant at a future date.

3. **ALIMONY:** Neither party is awarded alimony or temporary alimony form the other. The current Spousal Support Order will terminate december 31, 1991, andno other payments nor compliances with the existing Order shall be required after that date, except as noted above.

4. **COUNSEL FEES, COSTS AND EXPENSES:** Plaintiff shall pay within thirty (30) days, one thousand five Hundred ($1,500.00) dollars to Defendant's attorney as contribution to Defendatn's attorneyf ees. No additional counsl fees, and/or expert fees are awarded to either party. Any additional court costs shall be divided by the parties equally.

5. **LIFE INSURANCE:** All life insurance currently in the possession and ownership of either party shall be the sole and exclusive property of that person in poeessions and designated as owner.

6. No other matters or causes of action provided under the Pennsylvania Divorce Code are reserved by either of the parties.

7. This decree shall not be deemed to affect the Defendant's rights to Social Security, which may be determined based in whoe or in part on the earnings of the Plaintiff.

8. **WAIVER OF CLAIMS:** Neither party hereto shall make any claim against the other party hereto, except for enforcement of the rights and responsibilities set forth in this decree.

BY THE COURT,
Anthony J. Vardaro, J

Feb. 14, 1992 Petition For Payment of Master's Fees and Costs And For Vacating The Appointment of the Master and COURT ORDER filed. AND NOW, this 14 day of February, 1992, upon presentation and consideration of the within Petition, it is ordered and decreed as follows:

(a) That the Master's fees in the amount of $420 are approved;

(b) Stenographic fees in the amount of $55.50 are approved;

(c) The Prothonotary is authorized and directed to pay from the security deposit posted in this case the Master's fees and costs hereinbefore approved and the balance of said security deposit be distributed equally between Guy F. Hart, Plaintiff, and Judith A. Hart, Defendant;

(d) That the appointment of R. Charles Thomas, Esq., as Master in this case, is hereby vacated.

BY THE COURT,
Anthony J. Vardaro, Judge

Feb. 24, 1992 Copy of Order to Attys. R. Charles Thomas, James Irwin, Joan Mason.

Katharine Lynn Petrucelli

vs.

Vincent M. Petrucelli

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8. Each prty shall teach said children to give to the other party that love and respect which is due a parent from his or her children.

9. Neither party shall use illegal drugs or be under the influence of alcohol at any time when said party has the care and custody of the subject minor children. The parties are cautioned that 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.

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

11. Neither party shall do or say anything to blacken the character of the other in the children's estimation. Each party shall treat the other in a polite and respectful manner when in the children's presence and each party shall instruct his or her relatives and friends to do likewise and also not to disparage the other party in the children's estimation.

12. Each of the parties shall take care not to involve the children in their own disputes. Neither shall use the children to carry messages to the other, nor shall either of the parties interrogate the children with respect to events in the lives and households of the other party.

13. The parties shall arrange for counseling for themselves in order for them to learn the necessary manners and methods of carrying out their duties to the children as separated parents and how to deal with each other and to discuss the custodial arrangements which ought to be made with respect to their children.

14. The mediator has advised the court that the living situations of the parties are still influx. A further review of this matter will therefore be scheduled by the mediator to take place during the month of May, 1992.

15. Costs and fees of this Mediation, which are fixed at $302.00 are divided equally between the parties with a share of each being assessed to him or her as costs in this case. Payment shall be made to the Prothonotary of Crawford County.

16. Either party may move the Court for ahearing de novo for thirty (30) days from date hereof. If neither party so moves, this Order shall be considered permanent.

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

Jan. 9, 1992 copy in box for W. Pineo, J. Masonand J. Irwin. Copy mailed to Plf. & Dft.

Jan. 29, 1992 PETITION FOR HEARING DE NOVO and ORDER filed. ORDER: AND NOW, to-wit, this 29th day of January, 1992, it is hereby ORDERED, ADJUDGED AND DECREED that a hearing de novo is hereby granted on the issue of custody and a hearing scheduled for the 23rd day of March, 1992, at 9:00 a.m. in courtroom 1 or 2.

Anthony J. Vardaro, J.

Feb 4, 1992 copy in box for Atty. Mason, copy mailed to D. Kuftic

Mar. 24, 1992 ORDER filed. AND NOW, March 23, 1992, at the time a de novo hearing is scheduled before the Court, the Court generally reviews the situation on an informal basis with parents and their counsel in open court. The Court recessed, and together with counsel, had extensive interviews with all three children in the Judge's chambers and received input from all children and had the opportunity for Court and counsel to ask further questions of the children.

After listening to the children and receiving input from counsel and the parties, the Court cannot conceive that a full de novo hearing is necessary. We note tht the Custody Mediator spent over five hours on this case and we believe the initial Order recommended by the Custody Mediator and approved by the Court makes the best of a tenuous family situation.

ACCORDINGLY, the Order entered is continued, with the following notations. The Court recommends to both parents that they attempt to secure counseling as the Court finds the children are placed under serious stress because of the conflict between the parents. Initially, each spouse could benefit from counseling by being able to deal rationally with the other parent in the interests of their own welfare and above all the welfare of the children.

The Court has heard charges and counter-charges relating to past substance abuse and perhaps present substance abuse by the parents and the Court continues this Order entered Dec. 30, 1991 on the express consent that neither parent will possess or use illegal drugs or illegal substances of any kind in the presence of the children.

This Court notes that the father currently resides in Erie with another female companion and that his present plans apparently are to secure a residence in the Borough of Cambridge Springs some time in the upcoming months. The mother is leaving her present residence in Cambridge Springs and has advised the Court she has secured another residence in Cambridge Springs.

Either party may petition the Court for review of this case in the month of August, 1992 and the Court believes that the initial hearing should be of a general review nature before a Judge and a decision should be left to the Judge as to whether he would wish an in-depth review of the matter by the original Custody Mediator before any modifications of the present Order are made.

The Court has been advised that there is problems at times with conflicts in the children's weekend visits. The Court agrees that the Court Order previously entered has priority and we urge both parents to attempt to adjust schedules if there are very important matters that would prevent the children from keeping the weekend visit. The parents are directed to consult, but if they reach a disagreement, the mother will have the final authority in determining whether her weekend visits shall be modified or cancelled.

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

Mar. 24, 1992 copies given to Attys.

Dec. 13, 1993 Amended Complaint in Divorce, filed.

Dec. 13, 1993 Acceptance of Service by Attorney. I, James R. Irwin, Esquire, attorney for Vincent M. Petrucelli, hereby certify that on the 12th day of December, 1993, I was duly served a true copy of the Amended Complaint in Divorce filed at the above term and number and have no objection to the filing of same.

Dec. 16, 1993 Acceptance of Service, filed. I, James R. Irwin, Esquire, attorney for Vincent M. Petrucelli, hereby certify that on the 18th day of June, 1983, I was duly served a tarue copy of the Complaint in Divorce filed at the above term and number.

Dec. 16, 1993 Affidavit of Consent of Plaintiff, filed.

Dec. 16, 1993 Affidavit of Consent of Defendant, filed.

Dec. 16, 1993 Upon praecipe of Plaintiff's attorney to transmit record, case moved to Court.

Apr. 6, 1994 Upon Praecipe of Dennis G. Kuftic, Esquire, Attorney for Plaintiff to transmit record, case moved to Court.

DIVORCE DECREE FILED

April 13, 1994 AND NOW, April 12, 1994, it is ordered and decreed that KATHARINE LYNN PETRUCELLI, Plaintiff, and VINCENT M. PETRUCELLI, 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 Postnuptial Agreement executed by the parties and dated Dec. 10, 1993, the terms of which are hereby incorporated by reference as if fully set forth herein.

BY THE COURT: Gordon R. Miller, J.

Albert A. Mona

vs.

Alice Mona

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Feb. 21, 1984, Defendant's Motion For Counsel Fees and Order filed. ORDER: AND NOW, this 21st day of February, 1984, upon consideration of the foregoing Motion, a Rule to Show Cause is granted upon the Plaintiff, Albert Mona, to show cause why an Order should not be made upon him to pay counsel fees and costs. Rule returnable on the 22 day of Mar., 1984, at 11:00 o'clock AM in courtroom No. 1 or 2 of the Crawford County Court House, Meadville, Pa.

Further it is hereby ordered that the Prothonotary of Crawford County release the sum of Two Hundred Fifty ($250.00) Dollars held on deposit as Master Fees, to the Defendant; and that the Injunction Order dated Aug. 22, 1983, be set aside.

BY THE COURT,
Robert L. Walker, J.

Feb. 21, 1984, copies of order to Attys. Jos. Kulwicki and James R. Irwin.

Mar. 14, 1984 Motion to continue hearing scheduled March 22, 1984 and Order filed. AND NOW, Mar. 14, 1984 Continued to April 18, 1984 at 10:30 A.M.

Robert L. Walker, J

Mar. 14, 1984 Copies to Joseph Kulwicki, and James Irwin

Apr. 18, 1984, Motion to Reschedule hearing and order filed. ORDER: AND NOW, April 18, 1984, Hearing continued to be reset on motion.

BY THE COURT,
Robert L. Walker, J.

Apr. 18, 1984, copies of order to Attys. Jos. Kulwicki and James R. Irwin.

Apr. 23, 1984 Motion For Setting Fees Of Master and Order filed. AND NOW, April 23, 1984 The fees of the Master hereby set at $220.00. P Richard Thomas, J

Apr. 25, 1984 Copies to Joseph Kulwicki, James Irwin and John Fuller.

July 19, 1984 Affidavit Of Consent for Defendant filed.

July 19, 1984 Affidavit Of Consent for Plaintiff filed.

July 19, 1984 Upon praecipe of Attorney for Plaintiff for review under 201 (c) of the Divorce Code, this case moved to court.

July 30, 1984 Motion to withdraw motion for counsel fees and Order filed. AND NOW, July 30, 1984, motion granted. P Richard Thomas, J

July 30, 1984 Copies to Joseph Kulwicki and James Irwin

July 30, 1984 Motion to withdraw counts II and III and Order filed. AND NOW, July 30, 1984, motion allowed.

BY THE COURT,
P Richard Thomas, J

July 30, 1984 Copies to Joseph Kulwicki and James Irwin

Aug. 1, 1984, Upon Praecipe of Plaintiff's Attorney, for Review under 201(d) of the Divorce code, this case is moved to Court.

Aug. 8, 1984 Motion to refund Master's fees, less costs, to Joseph F. Kulwicki and Order filed. AND NOW, AUGUST 8, 1984, Motion allowed.

BY THE COURT,
Robert L. Walker, J

Aug. 8, 1984 Copies to Joseph Kulwicki, James Irwin and John Fuller

Aug. 17 , 1984 DIVORCE DECREE FILED:

And Now, August 17, 1984, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

ALBERT MONA AND ALICE MONA

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

✓ Jan. 11, 1985 Notice Of Election To Retake Maiden Name filed. Alice E. Mona TO BE KNOWN AS Alice E. Maynard

Lonietta E. Byrd
vs.
Sam J. Byrd, Jr.

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of
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ORDER AS TO CUSTODY:

The Order of July 14, 1983 is hereby incorporated in this Decree by reference and shall constitute a final order relating to custody and visitation except as herein modified. The following provision relating to holiday visitations is added to the Order of July 14, 1983.

In even numbered years, the children shall be with their mother during the Christmas vacation until Christman night at 5:00 P.M. at which time the father shall be entitled to have custody until the succeeding January 1, at 5:00 P.M. In 1985 and thereafter, this provision shall alternate as to which parent shall have custody on Christmas Eve and Christmas Day.

The following are hereby defined as holidays: Easter from 5:00 P.M. Thursday to 5:00 P.M. Sunday; Memorial Day from 5:00 P.M.Friday to 5:00 P.M. Monday; Independence Day from 5:00 P.M. on July 3rd to 5:00 P.M. on July 4th, unless Independence Day falls on a Friday or a Monday in which case the weekend shall be considered part of the Independence Day Holiday; Labor Day from 5:00 P.M. Friday to 5:00 P.M. Monday; Thanksgiving from 5:00 P.M. Wednesday to 5:00 P.M. Sunday. The father shall be entitled to alternate holidays beginning with Easter 1985 and holidays shall be alternated thereafter. Holiday visitation shall take precedence over regular or weekend visitations. This provision shall become effective for the yaar 1985 and thereafter.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Nov. 26, 1984 Notice Of Election To Retake Maiden Name filed. Lonietta E. Byrd TO BE KNOWN AS Lonietta E. Wynn

Feb. 13, 1985 Petition to Modify Shared Custody and Order filed: AND NOW, this 13th day of February, 1985, upon consideration of the foregoing Petition, the parties and their counsel are hereby ordered to appear before Wm. Pineo, Child Custody Mediator, at such time and place as the said child custody mediator shall determine.

Robert L. Walker, J.

Feb. 15, 1985 Copies of order to Sylvia Dratler, and John Spataro, Esqs. and William Pineo, Esq.

Feb. 27, 1985, Affidavit of Service filed. Sylvia L. Dratler, 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 Defendant in the above captioned action.
2. That a true and correct copy of a Petition to Modify Shared Custody was sent by registered mail to the Plaintiff.
3. The registered mail was sent to Lonietta E. Byrd at 211 Poplar St., Meadville, Pa. 16335 on Feb. 15, 1985. The sender's receipt is attached hereto.
4. That the Plaintiff received said registered mail on Feb. 16, 1985. Said receipt card number 151146650 is attached hereto and signed by Lonietta E. Byrd.

Sylvia L. Dratler, Esq.

Apr. 19, 1985 Amended Temporary Order filed. AND NOW, April 19, 1985, after mediation in the above captioned case 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 their three minor children, Adeijae S. Byrd, Akiba H. Byrd and Rashadeen A. Byrd.
2. The children shall reside with their mother every week from Sunday at 7:00 p.m. until Friday at 7:00 p.m., except for that week when the mother is working the 4:00 p.m. to midnight shift, or is working overtime during those hours, when the children shall reside with their father. The children shall also reside with their father every weekend from Friday at 7:00 p.m. until Sunday at 7:00 p.m. except for that weekend which the mother has off from work. The mother shall notify the father of her work schedule as soon as reasonable possible afther she learns it so that the exact period of physical custody can be worked out.
3. For the summer of 1985 and all summers thereafter, the children shall reside with their father from 7:00 p.m. of the day that the children's school summer vacation begins until 7:00 p.m. of July 31st. The children shall reside with their mother from 7:00 p.m. on July 31st through 7:00 p.m. of the day preceeding the opening day of school. During the children's school summer vacations, the party not having primary physical custody shall have the right of visitation with hisor her children two days every week as he or she may designate. Said party shall give the other party two weeks ntocie of the says he or she wishes to select. In addition, each party shall have the right to designate a two week period within that period of time that said party has primary physical custody during which no visitation need by given the other party.
4. Holiday visitation as set out in the order of November 19, 1984 at divorce action A.D. 1983-291 is incorporated herein by reference and said holiday visitation schedule shall continue.
5. If either party intends to move from the Commonwealth of Pennsylvania, he or she shall give the other party six week's notice of the date of the intended move.
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 and neither party shall do or say anything to blacken the character of the other in the estimation of said children.
7. Each party shall take care that the children are not exposed to illegal drugs or situations which would be immorally improper or phsydically unsafe.
8. Costs and fees of this mediation which are fixed at $180.88 are divided equally between the parties and the share of each is assessed to him or her as

Continued on page 530 A

costs in this case. Payment shall be made to the Prothonotary of Crawford County.

9. Either party may move the court for a hearing de novo for a period of 30 days from the date hereof. If neither party so moves, this order shall be considered permanent.

By the Court,
Robert L. Walker, J

Apr. 22, 1985 Copies to Sylvia Dratler, John Spataro and William Pineo

May 17, 1985 Motion for Hearing De Novo and Order filed: And now, May 17, 1985, Hearing set for June 6, 1985 in Courtroom 2.

Robert L. Walker, J.

May 17, 1985 Copies of order to Sylvia Dratler and John Spataro, Esq.

May 29, 1985, ORDER filed. AND NOW, May 28, 1985, hearing in the above captioned matter heretofore scheduled for June 6, 1985 is hereby reset for June 28, 1985, in Courtroom No. 2.

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

May29, 1985, copies of order to Attys. S. Dratler and John Spataro,

June 12, 1985 Motion to reschedule custody hearing and Order filed. And now, June 11, 1985 Hearing is set for July 16, 1985 at 9:30 A.M. in Courtroom 2.

Robert L. Walker,J

June 12, 1985 Copies to Joan Mason and Sylvia Dratler

July 10, 1985 Motion for Continuance and Order filed: And now, July 10, 1985, Hearing set for Aug. 21, 1985 at 9:45 A.M.in Courtroom 2.

Robert L. Walker, J

July 12, 1985 Copies of order to S. Dratler, John Spataro and Joan Mason, Esqs.

Aug. 22, 1985 Order filed: AND NOW, August 21, 1985, by agreement of the parties the amended temporary order of April 19, 1985 is adopted as the final order of the Court, with the following modifications:

1. The following sentence is added to Paragraph 1 of the order which orders shared legal custody. Simply by way of explanation to the parties, shared legal custody means thatboth parties have a right to know all important facts, such as school records, medical records and other matters relating to important decisions in connection with the children's life.

2. Paragraph 2 is amended to read as follows: The childred shall reside with their mother every week from Sundayat 7:00 o'clock p.m. until Friday at 7:00 o'clock P.M., except for those days when the mother is working the 4:00 o'clock p.m. to midnight shift when the children shall reside with their father with the exeeption of Adeijae, who shall be returned to her mother's home at or before 9:00 o'clock p.m., provided, however, that if the father obtains living quarters which will provide a separate bedroom for the two boys and a separate bedroom for Adeijae, this provision regarding the return of Adeijae shall terminate. In the event the father has not obtained adequate housing as defined above by October 30, 1985, Adeijae will also be returned to the home of her mother by 9:00 o'clovk p.m., on weekends, vacation periods or any other visiTATIONS scheduled for the father. The childred shall also reside with their father every weekend, from Friday at 7:00 o'clock p.m. until Sunday at 7:00 o'clock p.m., except for that weekend which the mother has off from work. The mother shall notify the father of her work schedule as soon as reasonably possible after she learns it so that the exact period of physical custody can be worked out.

There is added to the order the following requirements which have been requested by the parties and which the Court deems should be complied with without the necessity of a formal order but in order to accommodate the parties, these requirements are added:

1. The mother shall require that any babysitter employed by her shall know where the children are when they leave the home for any period of time and shall be advised as to the necessary hygienic measures the children require.

2. Each party shall be in charge of disciplinging the childrен during any period the children are with that party and shall not impose discipline for things that have occurred during a period of the other party's custody, nor attempt to impose disciplinary rules that would be effective at a time when the children are with the other party.

3. The father shall provide for any medical requirements for the children if the need occurs during his periods of partial custody, including the filling of any necessary prescriptions.

Except as herein modified, the order of April 19, 1985 is affirmed as the final order.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Aug. 23, 1985 copies of order to S. Dratler, John Spataro and Joan Mason, Esqs.

530 B

Irene C. Bates

vs.

William A. Bates

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Record continued from page 507

of record.

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Oct. 24, 1985 DIVORCE DECREE FILED.

AND NOW, October 23, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

IRENE C. BATES and WILLIAM A. BATES

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

The Court incorporates the Consent, Custody and Visitation Decree as part of this divorce decree.

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

Oct. 24, 1985 Consent, Custody And Visitation Decree filed. AND NOW, upon consideration of the within Agreement between the parties, an Order is hereby entered in accordance with each of the provisions set forth in said Agreement, and as follows:

1. The legal custody of the aforesaid minor child, William R. Bates, shall be shared between the Mother and Father, that is, each shall be entitled to full access to school records, medical records, and other important records, and each shall be entitled to participate fully in decisions affecting the health education and general welfare of said child.

2. The primary physical custody of the said minor child, William R. Bates, shall be with the Mother. Father shall be permitted to visit with and have visitation rights with the said child according to a visitation schedule to be from time to time agreed upon between the parties which shall be consistent with the best interest and welfare of the said child. Mother shall not unreasonably refuse visitation between the minor child and the Father, provided, however, that the Father shall give the Mother sufficient reasonable notice of his desire to exercise such visitation.

3. Each party shall notify the other of any illness or emergency involving the minor child at the earliest possible time.

4. Neither parent shall say or do anything in an attempt to alienate or turn the said minor child against the other parent; but, on the contrary shall do everything in the power of each to create a favorable and loving attitude on the part of said child toward the other parent.

5. Neither parent shall expose the said child to any situation or person which would adversely effect the health, welfare or well-being of said child, and neither parent shall take said child to any place of business which is not appropriate for the child of his age.

6. Each party shall confer with the other on all matters of importance relating to the child's health, maintenance, education and general welfare with a view toward obtaining and following a harmonious policy in the child's best interests and shall keep the other parent informed of the progress of the child's education and social adjustments.

7. In the event of any serious illness of the said child at any time, any party then having physical custody of said child shall immediately communicate with the other party by telephone or other means, informing the other party of the nature of the illness. During such illness, each party shall have the same right to visit the child as often as he or she desires, consistent with the proper medical care of 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 o excess of twenty-four (24) hours.

8. The Court of Common Pleas of Crawford County, Pennsylvania shall retain jurisdiction of the custody and visitation matters set forth herein, for so long as either party or the child shall reside within Crawford County, Pennsylvania.

9. This agreement shall be construed and continued to be construed in accordance with the law of the Commonwealth of Pennsylvania.

10/22/85

BY THE COURT,
P. Richard Thomas, J

CONSENTED TO:

Alan Pepicelli
John Spataro

Oct. 29, 1985 Copies of order to Alan Pepicelli and John Spataro

Servicemaster Industries, Inc.

vs.

Bruce Eglinton & Richard Eglinton, d/b/a Sermac Industrial Cleaning

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of

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May 14, 1984 Order filed: AND NOW, May 10, 1984, at the time set for argument on Plaintiff's motion for sanctions, counsel for plaintiff and defendant appear before the Court and advise the Court they believe the case has been amicably settled, and, accordingly, the Court will extend the time for the defendant's to file answers for a period of thirty (30) days unless the case is officially marked settled and discontinued on the records, in which case the defendants are relieved from filing said answers.

In the event the case is not settled whithin the aforesaid thirty (30) day period, the Court expects strict complaince with the thirty (30) day requirement to file answers.

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

May 16, 1984 Copies of order to Harry White, Michael R. Lastowski, Charles Swick and Gregory Gann.

July 24, 1987 Petition To Bifurcate and Enter Decree In Divorce and Order filed. AND NOW, this 23 day of July, 1987, upon Petition of Plaintiff, a Rule is hereby entered upon the Defendant to appear and show cause, if any, why the within divorce action should not be bifurcated by entry of a Decree in Divorce entered and retention of jurisdiction retained over the economic claims of equitable distribution and alimony.

Said Rule is returnable and a hearing thereon shall be held on Aug. 12, 1987, at 9:30 o'clock A.M., in Courtroom 2, Crawford County Courthouse, Meadville, PA.

BY THE COURT,
P. Richard Thomas,

July 27, 1987 Copies of order to Alan Pepicelli and Joan Mason

Aug 13, 1987 Order filed:

FINDINGS

1. The parties have been separated since March of 1982.
2. This divorce action was filed on July 14, 1983.
3. Defendant filed a Petition for additional remedies in the nature of equitable distribution on December 14, 1983.
4. The Plaintiff filed an inventory and appraisement on April 3, 1984, but from the facts developed at this hearing, the inventory and appraisement is imcomplete since it makes no mention of any pension or other benefits that the Defendant may have acquired during coverture from his employment at ConRail.
5. The Defendant has filed no inventory and appraisement although the same has been overdue for the excess of three (3) years.
6. Each of the parties has acquired a paramour.
7. Plaintiff is employed at ConRail.
8. The Defendant has been employed as a substitute teacher, but beginning with the school year 1987/88 will be employed full time by Penncrest School District as a school teacher, and will have normal benefits, which a public school employee has.
9. The Plaintiff amended the Complaint in October of 1985 to allege a three year separation, an irretrievable breakdown of the marriage and a request for dissolution of the marriage under Section 201(d) of the Divorce Code.
10. The Defendant has filed no counter affidavit or answer thereto and has agreed that the marriage is irretrievably broken and the separation has continued for a period in excess of three (3) years.
11. The only reason to deny the petition for bifurcation that has been offered by the Defendant is the fact that it will cause some economic detriment to her or to her efforts to settle the equitable distribution issue in an amicable manner.

DISCUSSION

Under the Divorce Code, bifurcation is permitted provided it does not unduly prejudice any party. We believe that in this case, the fact that the parties have been separated in excess of five (5) years, that this divorce has been pending for four (4) years, and the parties have not moved towards a resolution of the equitable distribution question by filing necessary documentation and requesting the appointment of a Master, that continuing the marriage relationship between the parties is totally hollow.

ORDER

AND NOW, August 12, 1987, the Plaintiff is DIRECTED to file an amended inventory and appraisement including any assets that have been excluded therefrom in the original inventory and appraisement to be filed on or before August 31, 1987.

The Defendant shall file an inventory and appraisement on or before August 31, 1987.

The failure on either party's part to file the necessary inventory and appraisement will result in the Court imposing a sanction against that party forbidding them to offer evidence as to the value of the property at the time of any Master's hearing.

In the event the Defendant files any further pleading that would require the filing of an income and expense statement, she shall file the income and expense statement with that pleading, and the Plaintiff will file an income and expense statement within twenty (20) days of the filing of that pleading.

Bifurcation is approved effective September 1, 1987, and either party may file a praecipe for submission of the case to the Court on or after that date for determination as to a dissolution of the marriage relationship.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Aug. 19, 1987 Copies of order to Alan Pepicelli and Joan Mason, Esqs.

Aug.19, 1987 Petition for Additional Remedies Under the Divorce Code Alimony, Alimony Pendente Lite, Counsel Fees, Court Costs and Related Expenses filed.

Aug. 31, 1987 Inventory And Appraisement of IDella M. Paden filed.

Aug. 31, 1987 Income And Expense Statement Of Idella M. Paden filed.

Aug. 31, 1987 Inventory And Appraisement Of Joseph A. Paden filed.

Sept. 3, 1987, Upon praecipe of attorney for plaintiff, verification to be attached to above Inventory and Appraisement of Joseph A. Paden, filed.

Sept. 17, 1987 Upon praecipe of Plaintiff Attorney To Tansmit Record, this case moved to court.

Oct. 2, 1987 **DIVORCE DECREE FILED.**

AND NOW, October, 2, 1987, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between **JOSEPH A. PADEN and IDELLA M. PADEN,** is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the aprties to the other in pursuance of said marriage are hereby terminated.

Decisions and order on the following related claims is reserved for later disposition:

Equitable Property Distribution, Alimony, Alimony Pendente Lite, Counsel Fees, Court costs and RElated Expenses.

BY ORDER OF THE COURT,
Robert L. Walker, J

Jessie Martin

vs.

Samuel Martin

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for a one week period, but may increase as the father's summer vacation from work increases. Notice of the week or weeks in which the father intends to exercise such summer vacation periods shall be given to the mother at least thirty (30) days in advance of the intended summer vacation period.

c. Holidays are defined and custody on such days shall be divided as follows: Holidays shall be Easter, July 4th, Thanksgiving and Christmas. The father shall have custody of the children on Thanksgiving Day of 1984 and Easter Sunday of 1985 and the mother shall have custody of the children on July Fourth of 1984 and Christmas Day of 1984. In 1985, and in subsequent years, if this order has not been previously changed, the parties shall continue to alternate the holidays in the same manner as provided above. On holidays when the mother has custody, the father shall have the right to take the children with him on the eve of said holidays from 4:00 P.M. to 10:00 P.M., prevailing local times, and on holidays when the father has custody, the mother shall have the ritht to have the children in her custody on the eve of said holidays, from 4:00 P.M. to 10:00 P.M., prevailing local times. Holiday visitations shall take precedence over weekend, weekly and vacation visitations.

d. Each parent shall notify the other of any illness or emergency involving the children at the earliest possible times.

e. Neither parent shall say or do anything in an attempt to turn the children against the other parent but on the contrary, shall do everything in the power of each to create a favorable and loving attitude on the part of the children towards the other parent. Specifically the parents shall see to it that exchanges of the children on weekend, vacation and holiday visitations are accomplished without harassment or unpleasant exchanges between the parties.

This order shall be a temporary order but shall become a permanent order unless exceptions hereto are filed by either party within ten (10) days of the date of this order. Costs of the mediation conference in the amount of One Hundred Sixty ($160.00) Dollars shall be equally divided between the parties.

By the court,
P. Richard Thomas, Judge

June 13, 1984, copies of order to Attys. James R. Irwin, Dennis Kuftic, and John Fuller.

Marianne Sallustio

vs.

Alexius Sallustio

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of record

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Jan. 30, 1986 Upon praecipe of Henry W. Gent to Withdrawl of Appearance of Gent, Thompson, and Gent by Gary A. Oirfido filed.

Jan. 30, 1986 Appearance of David P. Brandt, Esq. for Defendant filed.

Feb. 3, 1986, Plaintiff's Affidavit Under Section 201(d) of the Divorce Code filed.

Mar. 17, 1986, Notice of Master's Hearing filed.

July 11, 1986, Motion for Prothonotary to Pay Sum to Court Reporter and Order filed. ORDER: AND NOW, July 11, 1986, upon consideration of the foregoing Motion, the Prothonotary is directed to apy the sum of $82.50 to Lois Conklin, Court Reporter, for payment of her invoice dated April 28, 1986.

BY THE COURT,
P. Richard Thomas, J.

1 copy (atty)

July 14, 1986, copies of order to Attys. Alan Pepicelli and David Brandt.

Mar. 25, 1987, Motion to direct Prothonotary to Pay Sum and Order filed. ORDER: AND NOW, this 25 day of March 1987, upon consideration of the foregoing Motion, the Prothonotary is directed to pay the sum of $275.00 to Lois Conklin, Court reporter, for payment of her invoice as set forth in letter dated FEb. 16, 1987, and attached to said Motion.

BY THE COURT,
P. Richard Thomas, J.

Mar. 27, 1987, copies of order to Attys. Pepicelli, and David Brandt.

Feb. 24 1988, Notice of Filing of Master's Report filed.

Feb. 24, 1988, Master's Report filed.

Mar 7, 1988 Plaintiff Exceptions to Master's Recommendation filed.

Mar 7, 1988 Defendant's Exceptions to Master's Report filed.

Mar. 24, 1988 Upon praecipe of Plaintiff Attorney this matter is placed on the next Argument List.

On April 1988 Argument List

Mar. 25, 1988 Petition to Bifurcate and Order filed. And Now, March 25, 1988, hearing on Plaintiff's MOtion for Bifurcation is scheduled for April 28, 1988, at 10:00 o'clock A.M. in Court Room No. 1 or 2 of the Crawford County Court House, Meadville, Pennsylvania.

By the Court,
Robert L. Walker, J

Mar. 30, 1988 Copies of order to David Brandt, Alan Pepicelli and Mary Ann Kirkpatrick

May 17, 1988 **D I V O R C E D E C R E E F I L E D.**

And now, May 12, 1988, the Court hereby decrees that Marianne Sallustio and Alexius Sallustio, Sr. are hereby divorced. The Court reserves for future decision all ancillary matters raised by the pleadings in this divorce action.

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

May 17, 1988 Copies of order to Mary Ann Kirkpatrick and David Brandt

May 17, 1988 Motion to Cancel Bifurcation Hearing and Enter Bifurcated Decree in Divorce filed.

Aug. 9, 1988 Motion for Payment of Master's Fees filed.

Aug. 9, 1988 Payment Of Master Fees Order filed. And now, august 5, 1988, the Master having presented a request for master fees andthe Court noting that there remains on deposit fromthe initially advanced fees the sum of $142.50. The Court hereby awards master fees to Attorney Alan L. Pepicelli inthe amount of $1,100.00. The Prothonotary is directed to pay Attorney Pepicelli the remaining balance of $957.50, each party shall pay one-half thereof or the sum of $478.75 to the Prothonotary's Office within 15 days of the filing of this order.

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

Aug. 10, 1988 copies of order to Mary Ann Kirkpatrick, David Brandt and Alan Pepicelli

Aug. 15, 1988 Motion for Stay and Reconsideration and Order filed. And Now, August 15, 1988, the Court's Order of August 5, 1988 concerning the payment of Master's fees is stayed until Aug. 30, 1988.

By The Court:
Robert L. Walker, J

Aug. 16, 1988 Copies of order to Mary Ann Kirkpatrick, David Brandt and Alan Pepicelli

Sept. 9, 1988 RE: Motion For Stay and Reconsideration of Order For Master's Fees and ORDER filed. The Order heretofore entered regarding Master's fees in this case is rescinded. The Court entered this Order without careful study of the file, and will withhold an order regarding payment of Master's fees until Exceptions filed by both parties to the Master's report are decided.

Continued on Page 535.

The Court advises counsel and the parties that through judicial error the file in this case was returned to the Prothonotary's Office after argument on the Exceptions, and did not become listed on the Court's personal list of matters requiring decision. Accordingly, the Court wil give immediate attention to this case, and rule on the Exceptions and determine payment of Master's fees in the near future.

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

Sept. 13, 1988 Copies of Order to Attys. Mary Ann Kirkpatrick, David Brandt and Alan Pepicelli.

Sept. 16, 198[illegible] Memorandum and Order filed. This moderately complex divorce action comes before the Court in the form of a Master's Report and Recommendations, to which the defnedant ifled fifteen exceptions and the plaintiff filed six. We have reviewed the record, the briefs an dthe well written Master's Report. We believe the Master correctly analyzed the marital property situation and carefully weighed the requisite statutory requirements in making division thereof. The percentage distribution of net marital assets between the parties posses a difficult problem in many cases, including this one. We find no illogical abuse of discretion in the Master's division of said assets - 63% to wife and 37% to husband. The factual analysis leading to this percentage division is warranted by the findings elicited in the Master's Report. this Court finds logic and rationality in the division proposed by the Master.

This Court accepts the finds of facts and recommendations contained in the Master's Report, and we will grant the divorce this date by signing the proposed divorce decree attached as part of the Master's report.

As noted previously, through oversignt this Court by order of August 5, 1988, divided Master's fees and costs equally between the parties without an adequate study of the Master's recommendation thereon. This Order was set aside and in substitute therefore the Court now accepts the recommendation of the Master (page21) that said fees be divided 75% to the husband and 25% to the wife. Accordingly, we direct that the remaining balance of attorney's fees and costs in the amount of $957.50 be paid $718.50 by the husband and $239.00 by the wife, with said payments to be made iwthin 15 days of the filing of this order.

Dated: Sept. 16, 1988

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

Sept. 16, 1988 Copies to M. A. Kirkpatrick and David Brandt

III. COUNSEL FEES AND EXPENSES:

Each party shall be responsible for payment of their own counsel fees.

All of the Master's fees, stenographer fees and costs approved by this Cour tin excess of cash security for costs now held by the Prothonotary, shall be paid as follows: Twenty-five percent (25%) by the wife, and seventy-five percent (75%) by the husband, within sixty (50) days from the date ofthis decree. Any such Master's fees and costs approved by the Court which remain unpaid shall, by virtue of this Order, be entered as a money judgment and shall be a lien against Plaintiff and against Defendant, and said sums shall be a charge against the marital real estate and the parties' marital, tangible personalty and against the proceeds of the sale of said real estate and personal property

PER CURIAM,
P. Richard Thomas

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Sept. 16, 1988 **DIVORCE DECREE FILED.**

I. **DIVORCE:** AND NOW, this 16 day of Sept., 1988, it is ordered and decreed that Marianne Sallustio, Plaintiff, and Alexius Sallustio, Sr., Defendnar, are divorced from the bonds of matrimony.

The Court retains jurisdiction to enforce the ancillary relief addressed inthis Decree of Divorce.

II. DIVISION OF MARITAL PROPERTY AND ALLOCATION OF MARITAL DEBTS:

A. AWARD OF MARITAL PROPERTY:

1. Real Estate, Cooperstown, Venango County, Pennsylvania: Husband shall be entitled to retain, subject to his payment in cash or certified check to wife of the sum of $27,339.92 within forty-five (45) days fromthe date hereof, the parties' mrital residence and real estate situate in Cooperstown, Venango County, Pennsylvania. Upon husband's payment of the aforesaid sum to wife, wife shall execute in favor of husband a quitclaim deed transferring all of her right, title and interest in and to the aforesaid marital residence and real estate. Contemporaneously therewith, husband shall execute in favor of wife a hold harmless agreement agreeing to defend, indemnify and hold her harmless from any obligation, past or future, to pay the mortgage, taxes, utilities or other financial and pecuniary obligations incident to the ownership of said real estate. Husband shall be soley responsible for paying all closing costs incident to the title transfer.

In the event husband fails to pay to wife the sum of $27,339.92 within forty-five (45) day sfrom the date hereof, the aforesaid residence and real estate shall immediately be listed for sale with a reputable realtor, and, upon the sale, wife shall receive from the net proceeds thereof, after deducting fromthe gross sales price all transfer taxes, real estate commission, closing costs and other expenses, the sum of $27,339.92, plus interest, commencing on the 46th day at the rate of nine percent (9%) per annum, on the unpaid balance, computed mnthly, until paid in full. Moreover, in the event the aforesaid sum has not been paid to wife within the forty-five day period fromthe date of this decree, and pending the time of sale, husband shall have the right to continue to occupy the marital residence, in which case he shall continue to be soley responsible for the monthly mortgage payments, taxes, utilities and other financial obligations directly incident to the ownership of the real estate.

2. **Joy Manufacturing Credit Union SAvings Account:** Wife shall be entitled to retain the sum of $2,500 which she withdrew upon separation from the Joy Manufacturing Credit Union Savings Account, and husband shall be entitled to retain the sum of $2,570, representing the amount remaining after wife's withdrawal a time of separation.

3. **Joy Manufacturing Now Account;** Wife shall be entitled to retain the sum of $420, representing the amount which she withdrew from the Joy Manufacturing Now Account, an dhusband shall be entitled to retainthe sum of $80, representing the amount remaining in said account after wife's withdrawal upon date of separation.

4. **Personal Property:** Wife shall be entitled to retain all of the personal property set forth in the personal property appraisal admitted into evidenceaintiff's Exhibit 2, including the round oak pedestal dining table, adn in addition, wife shall be entitled to obtain from husband, within thirty (30) days frmthe date ofthis decree, the copper boiler and four-drawer oak dresser, each of which is set forht in husband's appraisal admitted into evidence as Plaintiff's Exhibit 3.

Husband shall be entitled to retain all of th epersonal marital property set forth in the personal property appraisal admitted into evidence as Plaintiff's Exhibit 3, but excluding the copper boiler and four-drawer oak dresser, which constitute wife's non-marital property.

5. **Motor Vehicles;** Wife shall be entitled to retain credit for the value of the 1978 Chevrolet van of which she took possession upon date of separation, and husband shall be entitled to retain credit for the value of the 1980 Toyota automobile of which he took possession upon date of separation.

6. **Husband's Pension:** Husband shall be entitled to retain his Retirement Income Plan/401(K) Savings and Profit Sharing Plan established with Joy Manufacturing Company, without restriction, and wife shall have no right, title or interest to the same.

7. **Prudential Life Insurance Policy:** Husband shall retain the cash value of the Prudential life insurance policy, without restriction, and wife shall have no right, title or interest to the same.

8. **Orion (Equity Funding) Stock:** The Court determines that the Orion (Equity Funding) stock is husband's non-marital property, and wife shall have no right, title or interest in or to the same.

9. **Wife's Mobile HOme acquired After Separation:** The Court determines wife's mobile home acquired after separation to be wife's non-marital property, and husband shat in or to the same.

10. **1982 Income Tax Refund:** Each party shall be entitled to retain $616, representing one-half of the total 1982 income tax refund.

B. ALLOCATION OF MARITAL LIABILITIES:

Husband shall be soley responsible for the payment of the following marital liabilities:

1. J. C. Penney Company	$197.17
2. Master Card	663.05
3. Montgomery Ward	56.90
4. Rural Electric Association	$223.26
5. General Telephone	$296.47
6. State Farm Insurance	$218.02
7. Wentworth Auto sales	$250.00
8. Dr. Joh Estok	$ 40.00
9. Doubleday Book Club	$10.00
10. 1983 Real Estate Taxes	$742.51

Aug. 7, 1987 Notice Of Master's Hearing filed.

Aug 21, 1987 Notice of Rescheduled Master's Hearing filed.

Sept. 9, 1987, Notice of Rescheduled Master's Hearing filed.

Oct 1, 1987Petition for Payment of Stenographic Charges and Order filed: AND NOW, this 1 day of October, 1987, upon presentation and consideration of the foregoing, the Prothonotary is hereby ordered to release the sum of $70.00 from the escrowed monies deposited by the respective parties, to Melinda Funera, in full payment for her court reporting services rendered at the Master's Hearing in this divorce action.

BY THE COURT,
P. Richard Thomas, J.

Oct 5, 1987 Copies of order to James Irwin and Gordon Miller and R. Charles Thomas, Esqs.

Nov. 12, 1987 Notice Of Masters Hearing filed.

Jan 6, 1988 Petition for Payment of Stenographic Charges and Order filed: AND NOW, this 6 day of Jan., 1988, Granted.

BY THE COURT,
P. R. Thomas, J.

Jan 7, 1988, Copies of order to James Irwin, Gordon Miller and R. Charles Thomas, Esqs.

April 27, 1988 Acceptance of Service and Entry of Appearancefiled. And NOw, this 25th day of Feb. 1988, the undersigned, being duly authorized by the defendant to do so, hereby accepts service of the complaint in divorce with the same force and effect as though a writ had been issued and personally served upo n the defendant.

Furthermore, I, Gordon R. Miller, Esq. enter my appearance on behalf of said defendant, Ronald O. Barnard.

July 21, 1988 Notice of Filing Masters Report filed.

July 21, 1988 Master's Report filed.

aug. 11, 1988 Upon praecipe of Plaintiff Attorney the above case is submitted to for the final decree.

Sept. 1, 1988 Petition For Payment of Master's Fee filed.

Sept. 1, 1988 ORDER filed. AND NOW, Sept. 1, 1988, it appearing that the actual hours spent by the Master exceed those contained on exhibit A, but that when the actual hours are multiplied by the $50.00 per hour rate which we normally allow to Masters, the amount of the charge is correct. Master's fees in this matter are fixed at $1,025.00. The Prothonotary presently has on deposit the sum of $575.00 which he is directed to pay to the Master. Each of the parties are ordered to deposit an additional $255.00, or a total of $450.00 with thirty (30) days of this date, and upon the Prothonotary receiving said sums, he shall remit them to the Master.

By Order of the Court,
Robert L. Walker, J.

Sept. 2, 1988 Copy of Order to Attys. R. Charles Thomas, Gordon Miller and James Irwin.

October 24, 1988 DIVORCE DECREE FILED.

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 evidencing that each of the parties consents to the divorce, pursuant to §201 (c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution:
It is hereby Ordered and Decreed, that the defendant is awarded the following property:
a). The marital residence located at East Mead Township, Crawford County, Pennsylvania, subject to the mortgage in favor of American Federal Savings and Loan encumbering said property.

b) . 1980 International Scout Vehicle.

c). Gravely.tractor.

d). Trailer.

e). Tier Railroad Retirement Benefits.

f). Commonwealth of Pennsylvania Refund Check in the sum of $9.00.

It is further Ordered and Decreed, that the Plaintiff is awarded the following property:
a). Certificate of Deposit formerly at Pennbank, now Marquette.

b). Promissory Note given by Holbrook Tool, Inc.

c). 1978 Toyota Automobile.

d). Roselawn cemetery lots.

e). Bequest from Ann I. Murphy.

f). Income Tax Refund Check for tax years 1982 and 1983.

g). Household furnishings in East MeaD Township, marital residence.

Continued on page 536A.

Further, the Plaintiff is awarded the rental property located in West Mead Township, Crawford County, Pennsylvania, and the contents therein, HOWEVER, the Defendant may, within thirty (30) days from the date of this Decree, purchase said rental property and contents therein for the sum of Thirty=Five Thousand($35,000.00)

Said option to purchase property must be exercised by written notification delivered to Plaintiff or Plaintiff's counsel within thirty (30) days of the entry of this Decree and further, it is ordered that said Thirty-Five Thousand ($35,000.00) Dollars must be paid within a period of sixty (60) days following the date of delivery of said written notification.

In the event the Defendant does not wish to avail himself of the opportunity to purchase the rental property, all rents from said property from July 1, 1988 until August 20, 1988 shall be his sole and exclusive property provided that all mortgage payments were paid by the Defendant within said time period.

If said mortgage payments were not kept current as aforesaid, the Defendant will make an accounting to the Plaintiff for all rents received from July 1, 1988 until August 20, 1988.

All mortgage payments, tax liabilities, and insurance payments due after August 20, 1988 shall be the responsibility of the party receiving ownership to said property.

Any party who has incurred any additional liability against the property since the date of the Master's Hearing until August 20, 1988 willbe personally liable for said liability.

3. Liabilities

The Defendant shall be solely responsible for the mortgage from the parties to Venango Federal Savings & Loan Association, (Now American Federal Savings & Loan Association), dated November 8, 1978 and recorded in Crawford County Mortgage Book 380. page 965. The Defendant will hold Plaintiff harmless and indemnify her from any loss she may suffer by reason of Defendant's failure to well and truly pay said mortgage and any accompanying bond.

The Plaintiff shall be solely responsible for the mortgages from the parties to Dollar Savings Association, dated June 13, 1972 and recorded in Crawford County Mortgage Book 333,page 649; Dollar Savings Association, dated October 23, 1978, recorded in Crawford County Mortgage Book 380.,page 573. Plaintiff shall hold Defendant harmless and indemnify him from any loss he may suffer by reason of Plaintiff's failure to well and truly pay said mortgage indebtedness in the manner set forth in said mortgages and any accompanying bonds.

Should the Defendant exercise the option to purchase the Plaintiff's interest in said West MeaD Township rental properties, he in turn shall be solely responsible for the mortgages and any accompanying bonds, to Dollars Savings Association aforementioned, and shall indemnify and hold Plaintiff harmless from any loss she may suffer by reason of the Defendant's failure to well and truly pay said mortgage indebtedness in the manner set forth in said mortgages and any accompanying bonds.

It is the intent of this Decree that the liabilities and encumbrances for said real estate shall follow the ownership of said real estate.

4. Permanent Alimony.

Neither party shall owe alimony to the other, this Court finding that each of the parties has received sufficient assets to meet his or her reasonable needs and that each is able to support himself or herself through appropriate employment.

5. Counsel Fees, Expert Fees and Costs

All Master's fees and costs approved by the Court in excess of the cash security for costs now held by the Prothonotary shall be paid to the Prothonotary within 60 days of approval in the following manner:

50% of all excess fees and costs to be paid by the plaintiff.

50% of all excess fees and costs to be paid by the defendant.

Further, both parties are required to pay their own attorney fees and expert costs.

THIS ORDER SHALL BE EFFECTIVE AS OF THIS 24th DAY OF OCTOBER, 1988.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Nov. 1, 1988, STIPULATION OF THE PARTIES filed.

Apr 5, 1989 Petition for Relief and Order filed: AND NOW, this 5th day of April, 1989, upon presentation of the within petition a Rule is entered upon the plaintiff to show cause, if any she has, why she has not complied with the Court Order distributing the 270 Manlicker Shoenhauer rifle to the defendant.

Said Rule is returnable for hearing and/or argument on the 4th day of May, 1989 at 2 o'clock P.M. in Court Room No. 1 or 2 of the Crawford County Courthouse, Meadville, Pennsylvania.

Robert L. Walker, Judge

Apr 6, 1989 Copies of order to Attys. Miller and Thomas.

May 5, 1989 ORDER FILED. AND NOW, May 5, 1989, it appearing that a certain 270 Manlicker Shoenhauer rifle was determined by the Master to be non-marital property owned by the defendant, and although non-marital property was not specifically addressed in the final Decree, the fact that no party took exceptions to the Master's Report or took an appeal from the final Decree, that particular rifle which is in the

Continued on Page 536 B.....

possession of the plaintiff should be returned to the defendant.

The plaintiff is ordered and directed to deliver said rifle to her counsel for delivery to counsel for the defendant on or before May 25, 1989, and if she fails to do so, she is hereby adjudicated in contempt, and a further hearing will be scheduled to determine sanctions.

By Order of The Court,
Robert L. Walker,J.

May 5, 1989 Copy of Order to Attys. R. Charles Thomas and Gordon R. Miller.

Scott Saville and
Mary Saville

vs.

Lubiniecki Welding
and Radiator Company
(see order filed for
amended caption)

Record Continued from Page 147
of
AD 1983 - - 147

Feb. 27, 1985 Notice of Deposition of Richard Powell filed.

Feb. 27, 1985, Notice of Deposition of Walter Lubiniecki filed.

Feb. 27, 1985, Notice of Deposition of Walter Lubiniecki filed.

Mar 8, 1985 Notice of Service of Requests for Production of Documents filed.

May 1, 1985 Answer And New Matter filed.

May. 1, 1985 Reply To New Matter Pursuant To Pa. R.C.P. 2252(d) Directed Against Lubiniecki Welding And Radiator Company And St. Joint Venture 1981B filed.

July 10, 1985 Notice of Deposition of Ricck Rowell filed.

July 10, 1985 Notice of Deposition of Larry Ceparski filed.

July 10, 1985 Notice of Deposition of Pat Erickson filed.

Nov. 14, 1985 Notice Of Deposition of Alan Bernstein and Mrs. Alan Bernstein filed.

Feb. 26, 1986 Deposition of Jayusia P. Bernstein filed.

May 30, 1986 Notice of Deposition of Scott Saville filed.

Feb. 20, 1987, Deposition of Scott Saville filed.

Mar. 5, 1987 NOtice of Deposition of Clifford Gfeller filed.

Mar. 5, 1987 Notice of Deposition of Philip Kirkpatrick filed.

Mar. 5, 1987 Notice of Deposition of Frank Davidson filed.

May 26, 1987, Notice of Deposition of John Redic filed.

May 26, 1987, Notice of Deposition of designated engineer having knowledge of work performed by Gearhart, filed.

June 2, 1987 Notice of Deposition of Clifford Gfeller filed.

June 2, 1987 Notice of Deposition of Philip Kirkpatrick filed.

June 2, 1987 Notice of Deposition of Frank Davidson filed.

Oct. 1, 1987 ORDER filed. ADN NOW, Sept. 28, 1987, at the request of Theodore O. Struk, Dickie, McCamey & Chilcote, counsel for defendant, Old Mountain Gas Inc., a settlement conference in the above cases is cheduled for Dec. 8, 1987 at 1:45 P.M. in Courtroom 2, Courthouse, Meadville, PA.

It would be preferred if counsel who will be trying the case would arrange to be present for the settlement conference, and that parties and/or representatives of insurance companies for parties authorized to make financial commitments would attend the settlement conference in order to make it more meaningful.

Copies of this Order are being furnished to all counsel of record, and if the requisite parties are unavailable on the date indicated for unavoidable reasons, they should contact the Court on or before Oct. 23, 1987.

By Order of the Court,
Robert L. Walker

Oct. 1, 1987 Copy of Ordr to Andrew J. Conner, Theodore O. Struk, R. Charles Thomas, Dennis St. J. Mulvihill, John M. McLaughlin and Jeffrey T. Wiley.

Oct. 22, 1987, Notice of Serving Interrogatories filed.

Nov. 23, 1987 Notice Of Deposition of Randy Ott, Jim McCall, Paul King, and Stanley Thompson, Jr. filed.

Feb 29, 1988 Motion to Compel Discovery and Order filed: NOW to-wit this 29th day of Feb., 1988, upon due consideration of the foregoing Motion, it is hereby ordered, adjudged and decreed that Lubiniecki Welding and Radiator Company will have in the hands of counsel for Old Mountain Gas, within ten days of the date of this Order, each and every document call for or referred to in the said Exhibit A, and upon default a hearing will be set to determine appropriate sanctions.

BY THE COURT,
Robert L. Walker, J.

(orginal filed at AD 1984-079)

Mar. 3, 1988 Copies of order to counsel of record.

Mar. 16, 1988 Notice Of Service Of Interrogatories filed.

Mar. 22, 1988, Notice of Deposition and Request for Production of Documents Pursuant to Rule 4007.1(e) of Pa. Rules of Civil Procedure filed.

Mar. 22, 1988, Notice of Deposition and REquest for Production of Documents Pursuant to Rule 4007.1(e) of the Pa. rules of Civil Procedure, filed.

Continued on Next Page

Mar. 24, 1988 Motion For Summary Judgment filed. (See paper filed at A.D. 1983-428)

Mar. 24, 1988 Upon praecipe of Jeffrey T. Wiley, Esq. the above captioned case is placed on the next argument list. (Seeppaer filed. at AD 1983-428)

On Argument List for April 1988.

1983

Continuation of AD 1983 - 147 (Scott Saville al vs. Lubinecki Welding et al)

April 13, 1988 Argument scheduled for May 23, 1988 at Argument List.
Walker, J
Apr 14, 1988 Copies of order to all counsel

Apr. 11, 1988, Affidavit for Motion of Summary Judgment filed. (see paper filed at AD 1983-428)

April 13, 1988 Plaintiffs' Motion for Production of Documents Directed to the Defendant, Old Mountain Gas filed. (Paper filed at AD 1983-428)

Order in Margin:

April 13, 1988 Plaintiffs' Motion to Continue Argument on Old Mountain Gas' Motion for Summary Judgment Regarding Statutory Employer Defense filed. (Paper filed at AD 1983-428) **ORDER:** AND NOW, to-wit, this 13th day of April, 1988, upon consideration of the foregoing Motion, it is hereby ORDERED, ADJUDGED AND DECREED that the Argument on Old Mountain Gas' Motion for Summary Judgment based upon the statutary employer defense now set for Monday, April 24, 1988 is continued until May 23, 1988.

Robert L. Walker, J

April 13, 1988 Copies of order to all counsel.

Apr. 18, 1988 Motion To Set Hearing Or, In the Alternative, To Vacate Orders Of Court filed. (see paper filed at AD 1983 - 428)

Apr. 21, 1988 Motion For Protective Order filed. (see paper filed AD 1983-428)

Apr. 21, 1988 Order filed. AND NOW, April 21, 1988, hearing is set on the Motion of Halliburton Services for protective order for April 25, 1988 at 9:00 a.m. in Courtroom 2, Courthouse, Meadville, Pennsylvania. Counsel for Halliburton Services shall give notice to all counsel of record by telephone by the close of business this date, to be confirmed by letter with a copy of the Motion for Protective Order.
BY THE COURT,
Robert L. Walker, J
(see paper filed at AD 1983-428)

Apr. 22, 1988 Memorandum and Order filed. AND NOW, April 19, 1988, arguments on all pending matters in the above cases will be held on May 23, 1988 at a time to be scheduled, and a copy of the list will be furnished to all counsel.
BY ORDER OF THE COURT,
Robert L. Walker, J

Apr. 25, 1988 Copies to all cousenl. (see paper filed AD 1983-428)

April 25, 1988 Argument on matters pending in the above captioned cases is set for May 23, 1988, at 10:00 A.M. in Courtroom 2.
Date: April 25, 1988
FOR THE COURT,
Imogene Yetman, Court Administrator

Apr 27, 1988 Copies of order to all counsel.

Apr 26, 1988 Order filed: AND NOW, April 25, 1988, Halliburton Services haviang filed a motion for protective Order in relation to discovery depostions scheduled by the Plaintiff, as to Halliburton Services and certain of its employees, which discovery deposition was to have been taken on this date at Indiana, Pennsylvania, and the Plaintiff having requested an opportunity to file a written response to the motion and having agreed to postpone the deposition until the Court has had an opportunity to review the answer to the motion and enter an Order in relation thereto, Plaintiff is granted until May 2, 1988 to file a written response to Halliburton Services motion, after which the Court will enter an Order as to the request for protective Order.
BY ORDER TO OF THE COURT,
Robert L. Walker, Judge

Apr 27, 1988 Copies of order to all counsel.

Apr 26, 1988 Order filed: AND NOW, April 25, 1988, Old Mountain Gas, Defendant in a companion case at AD 1983-428 having filed a motion for sanctions against the Defendant in this case for failure to comply with requests for production and it appearing that there has been delivered to counsel as of this date an envelope of documents, which is presumed to contain the items requested, but which counsel have not yet had an opportunity to review, argument on the motion for sanctions will be held on May 23, 1988 at the same time as various arguments in these cases if such sanctions are still appropriate.
BY ORDER OF THE COURT,
Robert L. Walker, Judge

Apr 27, 1988 Copies of order to all counsel.

May 6, 1988 Affidavit In Support Of Plaintiffs' Answer In Response To Haliburton's Motion For Protective Order Regarding The Depositions of Haliburton Representatives Schedule For Monday, April 25, 1988 filed. (See paper filed at A.D. 1983 - 428)

May 6, 1988 Saville Affidavit Exhibits filed. (See paper filed at AD 1983-428)

May 6, 1988 Plaintiffs' Answer To Haliburton's MOtion For Protective Order filed. (See paper filed at A.D. 1983 - 428)

May 18, 1988, Plaintiffs' Answer to Old Mountain GaS" (OMG) Motion for Summary Judgment filed.

Mar 22, 1989 Plaintiffs' Motion Requiring a Court Order Regarding Filing of Pre-Trial Depositions and Order filed.(See Paper filed at AD 1983-428)

Mar 22, 1989 Motion Requesting Court Order of Reconsideration of Court's March 8, 1989 Summary Judgment Order and Order Requesting Stay of All Proceedings Including, but not Limited to, the Time Period in Which to File a Notice of Appeal with the Superior Court from the March 8, 1989 Summary Judgment order and Order filed: (See paper filed at AD 1983-428)

Mar 22, 1989 Old Mountain Gas Inc's Response to Plaintiffs' Motion Requesting Reconsideration of Court's March 8, 1989 Summary Judgment Order and Requesting Stay of All Proceedings filed. (See paper filed at AD 1983-428)

Mar 22, 1989 Depositions of Sylvester G. Thompson, Clifford Gfeller, Lawrence Ceparski, Gary Chaney, Stanley Thompson, Jr., Stanley R. Thompson, Barry Rodkey, John G. Redic, Walter D. Lubineicki and Walter Lubeniecki, Martin Janos, Jr., Barry Rodkey, Frank Davidson, Richard Rowell, Walter D. Lubiniecki, Philip S. Kirkpatrick, Michael Wissel filed. (See Depositions filed at AD 1983-428)

Mar 22, 1989 Stipulation taken June 6, 1985 and Response to Request for Production of Documents filed. (Filed at AD 1983-428)

Mar. 30, 1989 Order filed. (See paper filed at A.D. 1983 - 428)

Continued on Page 539

Aug. 16, 1989 Motion to Enforce Settlement Agreement and Order filed.
Order: And now Aug. 16, 1989 a rule is entered on defendant to show cause why the above order should not be entered. Returnable Sept. 7, 1989 at 10:30 a.m.
Robert L. Walker, J.

Aug. 18, 1989 Copies of Order to all counsel. Andrew J. Conner, Theodore O. Struk, R. Chas/ Thomas, Dennis St. J. Mulvihill, John M. McLaughlin and Jeffrey T. Wiley.

Aug. 16, 1989 Motion to Deconsolidate the Above-Captioned Actions filed.

JOHN PSAK and MILDRED PSAK Administrators of the Estate of CAROL PSAK, deceased

vs.

CONNEAUT LAKE CRUISES, INC. an corporation, CHRISTINE McCURDY, and individual, ROBERT KECK, an individual and ZANE TESLICK AN individual

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of

A.D. 1983 - 341 Trespass

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✓Jan. 30, 1984 Notice of Deposition of Alex McCurdy, filed.

✓Jan. 30, 1984 Notice of Deposition of Robert Keck, filed.

✓Jan. 30, 1984 Notice of Deposition of Warren Keck, III, filed.

✓Jan. 30, 1984 Notice of Deposition of Christine McCurdy filed.

✓Mar. 5, 1984, Answers To Interrogatories Directed to Defendant, Conneaut Lake Cruises, Inc., a corporation, filed.

✓Mar 14, 1984 Notice of Deposition of Zane Teslick filed.

✓Mar 14, 1984 Notice of Deposition of Lynn Hodge filed.

✓Mar. 14, 1984 Notice of Deposition of Barry Hodge filed.

✓Mar. 14, 1984 Notice of Deposition of Edward Glover filed.

✓Mar 14, 1984 Notice of Deposition of Nancy H. Keck filed.

✓Mar 14, 1984 Notice of Deposition of Warren R. Keck, IV filed.

✓Mar. 28, 1984, Answers to Interrogatories Directed to Defendant, Zane Teslick, filed.

✓Apr. 18, 1984 Notice of Deposition of Lloyd R. Holland filed.

✓Apr. 18, 1984 Request for Production filed.

✓Apr. 25, 1984, Deposition of Alexander S McCurdy filed.

✓Apr. 25, 1984, Deposition of Warren R. Keck, III, filed.

✓Apr. 25, 1984, Deposition of Christine McCurdy filed.

✓June 25, 1984 Notice Of Service Of Requests For Production To Plaintiffs filed.

✓Aug. 29, 1984 Notice Of Service of Interrogatories Directed to Defendant CHRISTINE McCURDY filed.

✓Aug. 29, 1984 Notice of Service of Interrogatories Directed to Defendants CONNEAUT LAKE CRUISES, INC., AND ZANE TESLICK filed.

✓Aug. 29, 1984 Notice Of Service of Interrogatories Directed To Defendant ROBERT KECK filed.

✓Sept. 4, 1984 Answers To Interrogatories Directed To Plaintiffs filed.

✓Sept. 20, 1984 Answers Of Christine McCurdy To Interrogatories From Plaintiffs filed.

✓Sept. 27, 1984 Answers To Interrogatories Directed To Defendant, Robert Keck filed.

✓Oct. 5, 1984, Motion To Consolidate Cases and Order filed. ORDER OF COURT: AND NOW, to wit, this 5th day of Oct., 1984, upon consideration of the within Motion, it appearing to the court that all of the cases captioned in the Motion involve same or similar issues of law and fact; and it further appearing to the Court that all of these cases in caption arise from an accident that occured on July 17, 1982 on Conneaut Lake; it is hereby ordered and decreed that the lawsuits captioned in the within Motion shall be and are hereby consolidated for all Pre-Trial Proceedings and for trial.

Robert L. Walker, J.

Oct. 10, 1984, copies of order to counsel of record.

✓Oct. 5, 1984, Motion for Enlargement of Time to Join Additional Defendants and order filed. ORDER: AND NOW, this 5th day of October 1984, it appearing to the Court that evidence recently discovered requires the joinder of Warren Keck, III, Nancy Keck and Warren Keck IV as additional defendants in the lawsuits above captioned; it is hereby ORDERED, ADJUDGED AND DECREED that the time within which Conneaut Lake Cruises, Inc. may join Warren Keck, III, Nancy Keck, and Warren Keck, IV, shall be and is hereby extended for a period of ten (10) days from the date hereof.

Robert L. Walker, J

Oct. 10, 1984, copies of order to counsel of record.

✓Oct. 5, 1984, Complaint to Join Additional Defendants Warren Keck, III, Nancy Keck and Warren Keck, IV, filed. (filed by Conn. Lake Cruises, Inc. and Zane Teslik, dfts)

Continued on next page

Oct. 29, 1984 Sheriff's Return filed: Before me, the undersigned authority, personally appeared Ronald J. Sherbondy, Deputy Sheriff who being duly sworn according to law, deposes and says that on the 10th day of October, 1984, at 6:15 P.M. he served Complaint to Join Additional Defendants, filed at No. 341 AD 1983, Crawford Co. , Pa., upon additional defendant Warren Keck, IV at 269 Clinton St., Greenville, Pa. By making known the contents thereof to Nancy Keck, Adult in charge of the residence and handing to and leaving with her the certified copy of the complaint for defendant received from Crawford Co.

Ronald J. Sherbondy, Dep. Sheriff
So answers, Don Marenchin Sheriff Mercer Co. Pa.

Before me, the undersigned authority, personally appeared Ronald J. Sherbondy, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 10th day of October, 1984, at 6:15 P.M. he served Complaint to Join additional Additional Defendants, filed at No. 341 AD 1983, Crawford Co., Pa., upon defendant Warren Keck, III, at 269 Clinton St., Greenville, Pa. By making known the contents thereof to Nancy Keck, adult in charge of the residence and handing to and leaving with her the certified copy of the complaint for defendant received from Crawford Co.

Ronald J. Sherbondy, Dep. Sheriff
So answers, Don Marenchin, Sheriff Mercer Co.

Before me, the undersigned authority, personally appeared Ronald J. Sherbondy, Dep. Sheriff who being duly sworn according to law, deposes and says that on the 10th day of October, 1984, at 6:15 P.M. he served Complaint To Join Additional Defendants, filed at No. 341 AD 1983, Crawford Co., Pa., upon additional defendant Nancy Keck, at 269 Clinton St., Greenville, Pa. By making known the contents thereof to Her personally and handing to and leaving with the certified copy of the complaint for defendant received from Crawford Co.

Ronald J. Sherbondy, Dep. Sheriff
So answers, Don Marenchin, Sheriff Mercer Co.

SERVED on the within named defendant, Warren Keck, III, by deputizing the Sheriff of Mercer Co. Pa., as per his affidavit of service hereto attached. Served Oct. 10, 1984.

SERVED on the within named defendant, Warren Keck, IV, by deputizing the Sheriff of Mercer County, Pa. as per his affidavit of service hereto attached. Served Oct. 10, 1984.

SERVED on the within named defendant, Nancy Keck, by deputizing the Sheriff of Mercer Co., Pa. as per his Affidavit of service hereto attached. Served Oct. 10, 1984.

So answers, Howard N. Stewart, Sheriff

Oct. 31, 1984, Answers to Expert Interrogatories Directed to Plaintiff filed.

Oct. 31, 1984, Appearance of Meyer, Darragh, Buckler, Bebenek & Eck, by Richard J. Mills, attorneys for additional defendant Zane Teslik, filed.

Oct. 31, 1984, Answer of defendants Conneaut Lake Cruises, Inc. and Zane Teslik, to New Matter of Defendant Robert Keck, filed.

Oct. 31, 1984, Appearance of Marsh, Spaeder, Baur, Spaeder & Schaaf, by Will J. Schaaf, attorneys for Warren Keck III Nancy Keck and Warren Keck IV filed.

Nov. 14, 1984 Requests For Production To Defendants Conneaut Lake Cruises, Inc filed.

Nov. 14, 1984 Requests For Production To Defendants Christine McCurdy filed.

Nov. 14, 1984 Requests For Production To Defendants Robert Keck filed.

Nov. 14, 1984 Request For Production To Defendants Zane Teslick filed.

Nov. 16, 1984, Notice of Deposition of Myrna Moran filed.

Nov. 16, 1984, Notice of Deposition of Robert Keck, Jr., filed.

Dec. 7, 1984, Notice of Taking Depositon upon oral examination of John A. Fantone, Diane Fantone, James Cunningham, Pauline Cunningham, Richard A. Leeson, Mary Ann McMunn, Jacqueline M. Reilly, Kathleen E. Fox, filed.

Dec. 12, 1984 Notice Of Deposition of Robert Keck Jr. filed.

Dec. 12, 1984 Notice Of Deposition of Myrna Moran filed.

Dec. 12, 1984 Notice Of Deposition of Katherine E. Slack filed.

Dec. 24, 1984 Amended Notice of Deposition of Katherine Slack filed.

Jan 8, 1985 Answer and New Matter of Warren Keck, III, Nancy Keck and Warren Keck, IV, Additional Defendants filed.

Jan 31, 1985 Answer and New Matter of Zane Teslik filed.

Feb. 13, 1985, Defendant Christine McCurdy's Reply to New Matter filed by additional defendant Zanie Teslick, filed.

Aug. 5, 1985, Defendant Conn Lake Cruises and Zane Teslik's Notice of Service of Interrogatories directed to Eileen Koenig, filed.

Continued on Page 543

✓Aug. 5, 1985, Defendant Conn. Lake Cruises and Zane Teslik's Notice of Service of Interrogatories Directed to Linda Ann Mutzabaugh, filed.

✓Aug 5, 1985, Defendant Conn. Lake Cruises and Zane Teslick's Notice of Service of Interrogatories directed to Hideliza Valena, filed.

✓Aug. 5, 1985, Defendant Conn. Lake Cruises and Zane Teskick's Notice of Service of Interrogatories directed to Sarah E. Cummings, filed.

✓Aug. 5, 1985, Answers to First Set of Interrogatories to Defendant, Conneaut Lake Cruises, Inc., filed.

✓Aug. 5, 1985, Answers to Interrogatories Directed to Defendants, Conneaut Lake Cruises, Inc. and Zane Teslick, filed.

✓**Aug. 16, 1985 Certificate of Readiness filed.**

✓Aug. 28, 1985 Answer To Interrogatories Directed To Sarah E. Cummings filed.

✓Aug. 30, 1985, Answers to Interrogatories Directed to Linda Ann Mutzabaugh filed.

ON OCTOBER 1985 TRIAL LIST

✓**Oct. 4, 1985 Defendant McCurdy's Motion For Sanctions Against Plaintiff Valena filed.**

✓**Oct. 4, 1985 Upon praecipe of Defendant McCurdy's Attorney this case is placed on the next Arguement List.**

✓**Oct. 7, 1985 Notice Of Service Of Interrogatores and Requests For Production To Plaintiff, Conneaut Lake Cruises, Inc. filed.**

✓Oct. 9, 1985, Answer of Behalf of Plaintiffs Psak and Koenig to McCurdy Motion for Continuance, filed.

✓Oct. 10, 1985, Motion on Behalf of Defendant Christine McCurdy, for Continuance of Trial filed.

✓Oct. 10, 1985, ORDER filed. AND NOW, Oct. 9, 1985, all of the above cases which have already been consolidated for trial by Order of this Court are continued to the Feb. jury trial term and any of the above cases not presently on the trial list shall be placed on the Feb. Trial list by the Prothonotary without the necessity of filing certificates of readiness.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Oct. 15, 1985, copy of order to counsel of record.

✓**Jan 7, 1986 Order filed: AND NOW, January 6, 1986, trial in the above cases having been set for February 24, 1986 and a number of trial counsel having requested a pretrial conference, and the Court being of the opinian that a pretrial conference would be advantageous, a pretrial conference is scheduled for February 4, 1986 at 9:30 A.M. in Courtroom 2, Courthouse, Meadville, Pennsylvania.**

If possible, the pretrial conference should be attended by all trial counsel, bu if it is impossible for trial counsel to attend, then an associate may attend the pretrial conference provided counsel attending the conference has full authority to act. Defendants shall have counsel fully authorized to act or the necessary representatives with authority to act at the pretrial conference. If plaintiffs' counsel are not fully authorized to act in regard to any issues which may arise at the pretrial conference, including settlement, they should arrange for their respective clients to be present.

In accordance with Rule 21 of the local rules of this Court, all parties shall file a pretrial narrative at least five (5) days prior to the date of the pretrial conference. A copy of Rule 21 is enclosed herewith.

**BY ORDER OF THE COURT,
Robert L. Walker, J.**

Jan 7, 1986 Copies to all counsel by court.

On February 1986 Trial List - Jury

✓**Jan 24, 1986 Appearance of MacDonald, Illig, Jones & Britton by John M. Wolford filed.**

✓**Jan. 27, 1986 Withdrawal of Appearance of Knox, Graham, McLaughlin, Gronell & Sennett, Inc. by John M. McLaughlin and Mark e. Mioduszewski filed.**

Feb. 6, 1986 Pre-Trial Conference Memorandum filed. (Copies sent out by Judge Walker's secretary)

Feb. 7, 1986 Plaintiffs John Psak and Mildred Psak's Supplemental Answers to Defendant Conneaut Lake Cruises, Inc. and Zane Teslick's Interrogatories filed.

Feb 18, 1986 Plaintiffs' Joint Exhibit List filed.

Feb. 20, 1986, Suggested Voir Dire of Defendants Keck & McCurdy filed.

Feb. 25, 1986, Conneaut Lake Cruises Inc. and Zane Teslik Exhibit List filed.

Continued on next page

Mar 5, 1986 Order filed: AND NOW, March 4, 1986, the motion of Warren Keck III, Nancy Keck and Warren Keck, IV, for compulsory Nonsuit is granted

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Mar 11, 1986 Copies of order to all counsel of record.

Verdict

AND NOW, Feb. 24, 1986 @ 3:18 P.M., Jury selected and sworn as follows: 1. Robert Baker; 2. Joseph Matelan; 3. Kevin P. O'Hara; 4. Gerry Stockton, Jr.; 5. Phyllis Jane Keliher; 6. Beverly Bowman; 7. Mary E. Harper; 8. Roy Wagner; 9. Linda Onderko; 10. James Geary; 11. Nancy Kordes; 12. Mary Lou McMillen, twelve good and lawful persons sho upon their solemn oath which they have taken and at least 10 of them say:

1. Do you find that there was negligence on the part of Zane Teslik and Conneaut Lake Cruises?

Yes

2. If your answer to question 1 is in the affirmative, do you find that that negligence was a legal cause of the injuries to the plaintiffs?

Yes

3. Do you find that there was negligence on the part of Christine McCurdy and Robert Keck?

Yes

4. If your answer to question 3 is in the affirmative,do you find that that negligence was legal cause of the plaintiffs' injuries?

Yes

5. If your answer to all of the foregoing questions is in the affirmative, assign a percentage of negligence to each group of defendants.

Zane Teslik and Conneaut Lake Cruises	45%
Christine McCurdy and Robert Keck	55%
TOTAL	100%

Linda Onderko, Foreperson

Mar 7, 1986 Order filed: AND NOW, March 4, 1986, the Defendant Conneaut Lake Cruises' Motion in limine regarding the dry rot found on the Red Wing is denied.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Mar 11, 1986 Copies of order to all counsel of record.

Mar 7, 1986 Order filed: AND NOW,March 4, 1986, the motion for directed verdict of Robert Keck is denied.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Mar 11, 1986 Copies of order to all counsel.

Mar. 7, 1986 Motion in Limine filed.

Mar. 7, 1986 Motion in Limine on Behalf of Warren Keck, III, Nancy Keck, and Warren Keck, IV, Additional Defendants filed.

Mar. 7, 1986 Points for Charge on Behalf of Additional Defendants filed.

Mar. 7, 1986 Suggested Voir Dire of Defendants Keck & McCurdy filed.

Mar 7, 1986 Motion in Limine filed.

Mar 7, 1986 Motion for Directed Verdict as to Robert Keck filed.

Mar. 7, 1986 Proposed Supplemental Voir Dire on Behalf of Additional Defendants filed.

Mar 7, 1986 Motion in Limine filed.

Mar 7, 1986 Supplemental Points for Charge filed.

Mar 7, 1986 Points for Charge filed.

Mar 7, 1986 Motion for Directed Verdict filed.

Mar 7, 1986 Points for Charge Suggested by Defendants Keck & McCurdy filed.

Mar 7, 1986 Additional Points for Charge filed.

Mar 7, 1986 Exhibits filed in back by file cabinet.

Mar. 21, 1986 Petition to Compromise the Action of a Decedent Under PA R.C.P. 2206 and Order filed: AND NOW,March 21, 1986, to-wit, this 21st day of March, 1986, the within Petition having been presented and upon consideration thereof, it is then hereby Ordered and decreed that the within captioned action may, with the approval of this Court, be compromised for the sum of $900,000.00 and that the settlement be distributed as follows:

To Harrington and Schweers on account of attorneys' fees and expenses	$315,000.00
To John Psak and Mildred Psak as those persons entitled to share under and by virtue of the Wrongful Death Act of the Commonwealth of Pennsylvania	500,000.00
To John Psak and Mildred Psak as administrators of the estate of Carol Psak under and by virtue of the Survival Act of the Commonwealth of Pennsylvania	85,000.00

BY THE COURT
Robert L. Walker

Mar. 21, 1986 Copies of order to all counsel.

Continued Next Page....

1983

Record Continued from previous page of AD 1983-341 Psak v McCurdy

April 7, 1986 Upon praecipe of Plaintiffs Attorney this case is marked settled of record.

1983

Kenneth J. Bender

vs.

Patricia A. Bender

Continued of record from page 55

A.D. 1983 - 55 Divorce

* *

May 2, 1984 Motion to continue hearing and Order filed. AND NOW, May 2, 1984, hearing reset for May 11, 1984 at 9:30 A.M. BY THE COURT, P Richard Thomas, J

May 3, 1984 Copies to Joseph Kulwicki, Ann Hansen Gamble and Barbara Smith

May 4, 1984 Service of the foregoing Rule is hereby accepted by Joseph Kulwicki.

May 9, 1984 Affidavit Of Consent for Plaintiff filed.

May 16, 1984 Petition to Extend Time for Filing Bill of Particulars and Order filed: AND NOW, this 16th day of May, 1984, upon presentation and consideration of the within petition, a rule is granted upon the defendant to show cause, if any she has, why the relief requested in the within petition should not be granted.

RULE RETURNABLE the 26th day of June, 1984, at 1:30 P.M. in Courtroom number one or two of the Crawford County Court House.

BY THE COURT,
Robert L. Walker, J.

May 16, 1984 Copies of order to Joseph Kulwicki, Ann Gamble and Barbara Smith Esqs.

May 16, 1984 Defendant's Income & Expense Statement filed.

May 16, 1984 Petition For Counsel Fees filed.

May 16, 1984 Petition for Special Relief filed.

May 16, 1984 Motion to grant rule filed.

May 16, 1984 Order filed. AND NOW, May 11, 1984, at the time this matter is before the Court there is some confusion as to the issues to be litigated. It appears that a motion forwarded to Judge Walker by letter dated April 23, 1984 in which the defendant wife requested argument on a Rule to Show Cause why the defendant's snwer and counterclaim should not be amended to withdraw the defendant's claim for divorce. No hearing was set on this argument, and, accordingly, the matter is not before the Court at this time.

Accordingly, in respect to this, the defendant will file within ten (10) days a petition requesting Court leave to amend her counterclaim in divorce so that her claim for divorce is withdrawn. Hearing on said petition will be set as hereafter noted.

Also this date, the plaintiff files a petition for counsel fees requesting the defendant because of her dilatory action in this divorce action be required to pay all or a portion of his counsel fees and a petition for special relief in which he apparently is contending that in spite of the appointment of a Master, the Court should review the entire situation and issue a divorce decree to the plaintiff sua sponte. Also requesting a complete review of the record and factual situation by the Court and a request for a rule that the defendant be required to file an affidavit of consent to a 201-C divorce and such other relief as the Court requests. The Court directs these matters be filed this date and they will be heard at the date set hereafter.

At the request of the parties, a hearing cannot be set until after June 10th, and, accordingly, hearing is hereby set for June 26, 1984, at 1:30 P.M. in Courtroom #1 or 2, at which time the following issues will be resolved:

1. The issue of alimony pendente lite requested by the defendant wife as well as counsel fees and costs and reconsideration of a prior court order requiring her to post as security the sum of $200.00.
2. The issue of whether the petition to be filed wherein the defendant requests leave to withdraw her counterclaim for divorce should be granted.
3. The plaintiff petitions for special relief as above noted.
4. The plaintiff's petition for counsel fees filed by the plaintiff

Each party is given twenty (20) days to filed appropriate pleading responses to the newly filed petitions in this matter. BY ORDER OF THE COURT, P Richard Thomas, P.J.

May 17, 1984 Copies to Joseph Kulwicki and Ann Hansen Gamble.

May 23, 1984 Petition For Bifurcation and Order filed. AND NOW, this 23 day of May, 1984, upon presentation and consideration of the foregoing petition a Rule is hereby granted upon the defendant to show cause, if any she has, why the request of the plaintiff should not be granted.

RULE RETURNABLE the 26 day of June, 1984, at 1:30 P.M. in Courtroom number one or two of the Crawford County Court House, Meadville, PA. BY THE COURT, P Richard Thomas,

May 23, 1984 Copies to Joseph Kulwicki and Ann Hansen Gamble

May 23, 1984 Petition To Amend Defendant's Answer & Counterclaim And To Withdraw Defendant's Claim For Divorce and Order filed. AND NOW, this 23 day of May, 1984, hearing on other matters regarding the above captioned individuals having been previously set for June 26, 1984, at 1:30 P.M. in the Crawford County Court House, courtroom number 1 or 2, this matter is hereby set for hearing at the same time and place. P Richard Thomas, J

May 23, 1984 Petition Under Pa. R.C.P. 1920.62 and Order filed. AND NOW, this 22 day of May, 1984, hearing on other matters regarding the above captioned individuals having been previously set for June 26, 1984, at 1:30 P.M. in the Crawford County Court House, courtroom number 1 or 2, this matter is hereby set for hearing at the same time and place. P Richard Thomas, J

May 23, 1984 Copies to Joseph Kulwicki and Ann Hansen Gamble.

RECORD CONTINUED ON PAGE 550

June 19,1984, Motion and Order filed. ORDER: AND NOW, June 19, 1984 hearing in the above captioned case has been reset for June 29, 1984, at 2:30 P.M. in Courtroom No. 1 or 2.

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

June 19, 1984, Copies of order to Attys. Jos. Kulwicki and Ann Gamble.

June 25, 1984 Motion to continue hearing of June 29, 1984 and Order filed. AND NOW, June 25, 1984, Rescheduled for July 10, 1984, at 1:30 P.M.

BY THE COURT,
Robert L. Walker,J

June 25, 1984 Copies to Joseph Kulwicki and Ann Hansen Gamble

July 12, 1984 Amended Income and Expense Statement of Plaintiff filed.

July 12, 1984 Order filed: AND NOW, July 10, 1984, the following Order is entered relative to the myriad requests presented by each of the parties:

1. Defendant is awarded $250.00 towards expenses of an expert to evaluate the pension plan of the Plaintiff, to be paid within fifteen (15) days of this date.

2. The Court reserves ruling on any further alimony or counsel fees.

3. The plaintiff shall deposit his proportionate share of the Master's fee within fifteen (15) days of this date, and the Defendant's request for relief from deposit of the Master's fee is denied; provided, however, that if she fails to make such a deposit, the Plaintiff may make the deposit on her behalf and have it repaid to him by allocation from any assets that are ultimately awarded to the Defendant.

The purpose of this proviso being to permit the matter to move forward as rapidly as possible.

4. The Defendant's request to amend her Answer and Counterclaim by withdrawing the Counterclaim in Divorce is Granted.

5. The Defendant's request for an Order requiring the Plaintiff to not go to the marital property, which is owned jointly by the parties, is denied; provided, however, that the Defendant my separately secure a room in the premises by locks or otherwise, advise the Plaintiff that the room is so secured, and the Plaintiff shall not under any circumstances go the room so secured. If the Plaintiff removes any personal property of any kind or nature from the jointly owned property, he shall report the fact of its removal to the Defendant within twenty-four (24) hours.

6. Plaintiff's request that the Court order the Defendant to file an affidavit of consent is denied, it bing the Court's position that we have no authority to order a consent since such a consent would not be voluntary.

7. Plaintiff shall file a Bill of Particulars within fifteen (15) days of this date.

8. The request for bifurcation of the dissolution of the marriage and the economic issues is denied at this time without prejudice to the right of the Plaintiff to renew that request at the expiration of three (3) months if a final decree has not by that time been entered.

The Prothonotary is DIRECTED to remove from the file papers of the Plaintiff's petition to extend time for filing a Bill of Particulars and all Exhibits attached thereto and file the same in a separate place so they are not a part of the papers when the file is turned over to the Master.

There is referred to the Master the issues of alimony pendente lite, counsel fees and costs insofar as the same have not been disposed of by the Court in accordance with the request of the Defendant filed April 13, 1984.

**BY ORDER OF THE COURT,
Robert L. Walker, Judge**

July 12, 1984 Copies of order to Joseph Kulwicki, Esq. and HAnn Gamble, Esq.

Aug. 31, 1984 Motion to withdraw the divorce action and Order filed. AND NOW, August 31, 1984, Motion allowed.

BY THE COURT,
Robert L. Walker, J

Sept. 4, 1984 Copies to Ann Hansen Gamble and Joseph Kulwicki

MARGARET STANG

VS.

RICHARD THEODORE STANG
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CONTINUED FORM PAGE 283

A.D. 1983-283
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TERMINATING August 1, 1983, unless further extended by Court order. The award of $100 per week alimony pendente lite is conditioned on the assumption that the defendant will continue to pay approximately $638 per month on jointly held obligations as listed on the defendant's budget statement.

The Court hereby awards the plaintiff a sum not to exceed $200 in appraidal fees with said sums to be paid by the defendant within ten days of the submission of the appraisal report.

The Court hereby awards the plaintiff counsel fees in the amount of $700, with said sum to be paid by the defendant on or before June 1, 1983. This award is made without prejudice to the right of the Court to award additional fees and determine the appropriate allocation thereof between the parties if undue complexities arise in the case.

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

May 13, 1983, Copies to Mary Ann Kirkpatrick, John H. Bozic, and David Truax.

June 9, 1983, Plaintiff's Inventory and Appraisement filed.

July 20, 1983 Plaintiff's Petition for Continuation of Alimony Pendente Lite and Payment of Additional Counsel Fees and Order filed: AND NOW, July 20, 1983, it is ordered that Defendant will pay Plaintiff the sum of $100.00 per week as alimony pendente lite pending further order of court. A hearing is set for Aug. 8, 1983 at 10 A.M., 1983 for the purpose of determining the issue of additional counsel fees and court costs.

By the Court,
Robert L. Walker, J.

July 20, 1983 Copies of order to Mary Ann Kirkpatrick, John H. Bozic and David Truax, Esqs.

Aug. 8, 1983, Motion To Continue Hearing set for Aug. 8, 1983, and Order filed. ORDER: AND NOW, August 8, 1983, Motion Allowed.
By the Court,
Robert L. Walker, J.

Aug. 8, 1983, Copies of order to Attys. Mary Ann Kirkpatrick, John Bozic, and David Truax.

Aug. 5, 1985 Motion to Discontinue Divorce and Order filed. Order: And Now, August 5, 1985, Motion granted.

By the Court:
Robert L. Walker, J.

Aug. 8, 1985 Copies of order to Attys. Mary Ann Kirkpatrick, John Bozic, and David Truax.

Jean and George Rawson

vs.

Jack Bill Ross and
Patricia Burdick

In Re: Trisha Ross, Minor Child

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of

AD 1983 - 75

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Rawson to adopt Trisha Ross; and

WHEREAS, petitioners intend to file a timely petition with the Court to confirm the Consents and to decree such adoption; and

WHEREAS, following the Consent to Adoption, the temporary Order granting visitation rights to the natural father was suspended by Order dated May 11, 1983: NOW, THEREFORE, June 1, 1983, a permanent order is hereby entered granting custody of Trisha Ross to George Rawson and Jean Rawson pending further proceeding in the Orphan's Court relating to said adoption.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

June 2, 1983 Copies of order to M. Kirkpatrick and R. C. Thomas, Esqs.

Iva Seybold

vs.

Mark Plattner

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and the defendant having directed to return said four guns to the defendant and obtain a receipt therefor with the serial numbers, if any listed on said receipt. A copy of said receipt is to be lodged in the Prothonotary's Office with the papers in this case.

June 16, 1983 Copies of order to Mary Ann Kirkpatrick, Mark Plattner and Sheriff's Office.

June 17, 1983 Receipt for Defendant's Guns from Sheriff filed.

Continued from page 233 A.D. 1983 - 233

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June 16, 1983, Order filed. AND NOW, June 14, 1983 the Court having previously confiscate four firearms, one (1) millimeter rifle and three (3) shotguns from the defeddant as part of the proceedings in this case, requested return of the same, the Sheriff is hereby

BY ORDER OF THE COURT,
P Richard Thomas,J

Mary Gasper

vs

Dennis Gasper

Re: Custody of Michelle Gasper

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of

AD 1983-355

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D. Holiday visitations shall take precedence over weekend, weekly and vacation visitations, Neither the mother nor the father shall remove the child from the Commonwealth of Pennsylvania without prior order of this court and each party shall notify the other of any change of address or change in telephone numbers within Twenty-four (24) hours of any such change.

E. Both the mother and father shall speak respectfully to and of each other in the presence of the child and neither party shall dor or permit any thing to be done by any person that would be harmfuly to the physical or emotional welfare of the child.

This order shall be a temporary order but shall become a permanent order unless exceptions are filed by either party within Ten (10) days of date of this order. Costs of mediation conference shall be paid by Crawford County.

By the Court,
Robert L. Walker, Judge

Aug. 5, 1983 Copies of order to James Irwin, Joan Mason, and John Fuller Esqs.

June 13, 1984 Affidavit of Consent for Defendant filed.

Aug. 31, 1984 Petition To Impose Restrictions On Partial Custody/Visitation and Rule To Show Cause filed. AND NOW, this 31st day of August, 1984, upon consideration of the within Petition to Impose Restrictions on Partial Custody/Visitation and on Motion of James R. Irwin, Esquire, Attorney for Petitioner, hearing is scheduled for the 5th day of Sept., 1984 at 2:30 o'clock P.M., in Courtroom "1 or 2" of the Crawford County Court House, Meadville, Pennsylvania, for Respondent to show cause, if any he has, why the prayer of the Petitioner to impose restrictions on partial custody/visitation should not be granted.

BY THE COURT,
Robert L. Walker, J

Aug. 31, 1984 Copies to James Irwin Joam Mason and John Fuller

Sept. 5, 1984, Motion to Continue Hearing set for Sept. 5, 1984, and order filed. ORDER: And Now, 9/5/84, Continued to Sept. 28, 1984 at 10:30 A.M.

P. R. Thomas, Judge

Sept. 5, 1984, copies of order to James Irwin, Joan Mason and John Fuller.

Sept. 14, 1984, Subpoena Returned. I, LeRoy Chaney, Constable, do hereby affirm that I did on the 21st, day of September 1984, serve personally Melinda Coleman at 898 Park Ave, Meadville, Pa. 16335 the original subpoena, aforegoing at 9:05 A.M.

LeRoy Chaney, Constable

Oct. 1, 1984 Order filed: AND NOW, September 28, 1984, this matter is adjourned, to be rescheduled on motion of any party in interest or by the Court sua sponte completion of the investigation presently under way in Allegheny County relating to the child and the defendant. Children & Youth Services shall advise Allegheny County that the Court should be notified at the completion of that investigation. Pending further hearing, the Order of August 4, 1984 relating to the custody and visitation of the minor child is suspended and in lieu thereof, the defendant may visit his child Michelle Gasper for a period not less than three hours and not less often than once each two weeks, to be supervised by Children and Youth Services and at times to be arranged between the defendant and Children & Youth Services convenient to both parties.

BY ORDER OF THE COURT,
Robert L. Walker, Judge

Oct. 1, 1984 Copies of order to James Irwin, Joan Mason and John Fuller, Esqs. and Children & Youth Services.

RELDA PERKINS

vs.

PAUL F. PERKINS

Continued of record from page 395

of Record

A.D. 1983 - 395 (Divorce)

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It appears that the plaintiff is covered under medical coverage plan through the union and the defendant will not remove her from said plan during the pendency of the divorce action. BY ORDER OF THE COURT,
P Richard Thomas, P.J.

Dec. 13, 1983 Copies of order to Mary Ann Kirkpatric James Irwin.

Feb. 22, 1984, Affidavit of Consent of Plaintiff filed.

Mar. 12, 1984 Affidavit Of Consent of Defendant filed.

Mar. 21, 1984, ORDER filed. AND NOW, March 20, 1984, possession of the former marital residence having been given to the Plaintiff in a serpaate action at 1984 - 206, and by agreement of the parties, the Order of December 9, 1983 for the payment of $40.00 per week as alimony pendente lite is continued in full force and effect but the requirements that the defendant maintain the premises are vacated, and it shall be the responsibility of the Plaintiff to maintain the premises during the period of her occupancy.

Neither of the parties shall destroy or dispose of any marital property or any individual property in which there is a dispute as to whether or not it is marital property, pending final disposition of the case.

All payments of alimony pendente lite shall be mailed to the Plaintiff at her address, R. D. #1, Cambridge Springs, Pa. BY ORDER OF THE COURT,
Robert L. Walker, Judge

Mar. 22, 1984, copies of order to Attys. Mary A. Kirkpatrick, and James R. Irwin.

Apr. 30, 1984 Appearance of R. Allen Thomas for Plaintiff filed.

May 23, 1984 Petition To Vacate and Order filed. 5/23/84 Rule & hearing on request scheduled for June 1, 1984 9:30 A.M. P R Thomas, J

May 23, 1984 Copies to James Irwin and R. Allen Thomas,

June 6, 1984 Order filed: AND NOW, June 1, 1984, at the time set for hearing on this matter counsel for the parties advise the court that the matter has been amicably resolved as follows:

1. During periods of time when the defendant is unemployed, he shall pay alimony Pendente Lite in the amount of $0.00 per week to the plaintiff.

2. During periods of time when the defendant is fully employed, he shall pay the sum of $60.00 per week alimony Pendente Lite to the Plaintiff.

3. It shall be the obligation of the defendant to notify the Domestic Relations Section within seventy-two (72) hours of any change from unemployed status to fully employed status.

4. During periods of unemployment the defendant will pay one-third of the prescription drug expenses incurred by the plaintiff and during periods of full employment, one-half of the prescription drug expenses. It shall be the responsibility of the plaintiff to produce the necessary receipts to trigger these payments.

5. The defendant agrees that he shall keep the plaintiff covered under a medical insurance policy now in existence.

6. The parties acknowledge the plaintiff is in possession of a federal income tax refund check in the amount of $1,592.00, which will be equally divided between the parties. A similar refund check from the Pennsylvania income tax in the approximate amount of $92.00 is expected to be received in the future and will be likewise equally divided between the parties. It shall be a condition of this fivision, however, that each party shall use the proceeds from their share of the division aforesaid to pay one-half of the 1984 real estate taxes levied against the property.

7. The defendant may occupy the jointly owned real estate in Cambridge Springs Township and it shall be the responsibility of the defendant and as part of the agreement between the parties that the defendant will pay the mortgage payments and utility payments as they come due in a timely fashion.

8. The parties mutually agree that there are certain items in the jointly held real estate that may be removed by the plaintiff consisting of a desk, two beds, chest, carpeting and other items which the parties have agreed on. The parties shall set a time for the removal of said items and neither party shall annoy, harass, or obstruct the other in carrying out this paragraph of the agreement.

9. By agreement of the parties except for the plaintiff going on the jointly owned premises for the removal of the personal property as aforesaid, the plaintiff shall have no right to enter, visit or procure others to do so so long as the defendant remains in permanent occupancy of the premises.

10. The parties request and the Court directs that the aforesaid Alimony Pendente Lite payments shall be made through the Domestic Relations Division of the Court. The defendant this day delivers to counsel for the plaintiff a check in the amount of $60.00 covering Alimony Pendente Lite for the week of May 27th--June 3rd, so the effective date of this Order with the Domestic Relations Division will commence with the week of June 3, 1984. At this time the defendant is fully employed and the payments shall be in the amount of $60.00 per week until he becomes unemployed and notifies the Domestic Relations Division that the payments should be reduced in accordance with the above section of this Order. Both parties shall report to the Domestic Relations section on or before June 6, 1984, to fill in the appropriate face sheets and give vital statistics to the Domestic Relations Division to enable them to carry out their obligation under this order.

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

June 6, 1984 Copies of order to R. Allen Thomas and Jame Erwin and Domestic Relations.

CONTINUED
ON NEXT PAGE.....

Mar. 20, 1985, ORDER filed. AND NOW, March 20, 1985, the matter is back before the Court for review at the request of the defendant. It appears the defendant was injured in an accident in August 1984 and has been unemployed because of a back injury since that date. The Court reviews the medical report from Orthopedic Surgeons, Incorporated, indicating the present condition of the defendant.

It appears the defendant occupies the marital home with a friend but has absolutely no income from any sources. it further appears the plaintiff lives with family members and likewise, has no income from any sources.

The Order hereto fore entered by the Domestic Relations Hearing Officer shall be superseded by the following Order:

1. The defendant will continue to pursue his disability claim with the Social Security Administration.

2. Domestic Relations will continue accumulating arrearages on this order at the rate of $40.00 per week, but the defendant shall not be required to pay the same except as hereinafter noted.

3. In the event the defendant is ultimately awarded disability benefits by the Social Security Administration, the parties agree to accept that decision, specifying a commencing date for the purpose of computing arrears on this Order. From said award, the Domestic Relations Section will calculate arrearages due from the date found by the Social Security Administration to the date of computation of the arrearages, and from said award, the defendant will pay the amount determined at the rate of $40.00 per week.

4. The defendant will report any employment, full or part-time, to the Domestic Relations Section within three days of receiving any compensation for said work.

5. The court is uncertain as to the amount that may ultimately awarded in disability income to the defendant, but reserves the right to either party to request a further hearing to determine an appropriate amount to be paid as slimony pendente lite in the future, with the Court noting, however, that the sum of $40,00 per week is agreed to by the parties as the amount to be used in computing past due arrearages due from the date determined by the Social Security Administration up to the time past due benefits are received.

6. In the event that the Social Security Administration denies disability benefits past and future to the defendant, the Court would anticipate that all or a portion of the arrears would be canceled, but if the parties cannot mutually agree on what portion therecf should be canceled, either party may ask for a future hearing.

7. In view of the financial position of the parties, costs of $15.00 in this case are directed to be remitted and paid by the county.

(above order also at DR 1984-344)

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

Mar. 20, 1985, copies to Attys. R. Allen Thomas and James Irwin.

May 15, 1985 Upon praecipe of Plaintiff Attorney To Transmit Record, this case moved to court.

May 23, 1985 Petition For Hearing filed.

May 23, 1985 Order filed. AND NOW, this 22nd day of May, 1985, upon presentation and consideration of the foregoing Petition, a hearing is scheduled for June 7th, 1985 at 9:30 A.M. in Courtroom No. 1 of the Crawford County Court House, Meadville, PA 16335.

BY THE COURT:
Robert L. Walker, J

May 24, 1985 Copies to R. Allen Thomas and James Irwin

June 4, 1985 DIVORCE DECREE FILED:

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 § 201(c) of the Pennsylvania Divorce Code.

2. Equitable Property Determination and Distribution: This Decree provides that the marital property of the above named parties shall be divided in accord with a Separation and Property Settlement Agreement dated May 3, 1985, executed by the parties and filed in the Court of Common Pleas of Crawford County at the above captioned number and term simultaneously herewith.

This Agreement, in part, provides that plaintiff's equity in the marital residence of the parties will be purchased by the defendant for sale to the public upon the conditions set forth in said Agreement Paragraph 12 No. 1.

The personal property of the parties shall be divided as pursuant to paragraphs 10 and 11 of said Agreement.

3. Alimony: The Agreement (Paragraph 14) and this decree provides that beginning May 3, 1985 and continuing until plaintiff, Relda Perkins, reaches the age of sixty-five (65) the defendant, Paul F. Perkins, will pay and provide the plaintiff, Relda Perkins, with hospitalization and medical insurance equivalent to the coverage she now enjoys under the medical and hospitalization plans provided by Carpenter's Union Local #2274. Said obligation shall be nonmodifiable as to the extent of coverage, term of coverage or type of coverage and the parties shall be entitled to treat all premiums paid for said coverage as alimony.

4. Counsel Fees: This Decree provides that both parties waive the right to counsel fees and are responsible for their own.

Continued on next page

1983

AD 1983 - 395 Relda C. Perkins vs. Paul F. Perkins (continued from page 558)

5. Alimony Pendente Lite: This Decree, provided that spousal support alimony pendente lite payments, pursuant to a Court Order and Master's Order will cease as of the date of this decree.

6. A copy of the Separation and Property Settlement Agreement of the parties, dated May 3, 1985, 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 number and term.

7. No other matters or causes of action provided under the Pennsylvania Divorce Code Act No. 1980 - 26 are reserved by either of the parties.

This Order shall be effective as of this 3rd day of June 1985.

BY ORDER OF THE COURT,
Robert L. Walker, J.

June 7, 1985 Notice of Election to Retake Maiden Named filed. To be known as Relda C. Kane.

John L. Grill

vs.

Christine Crowe Henry

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of record

A.D. 1983 - 187

* *

Jan. 4, 1984 Petition To Have Respondent Held In Contempt For Failure To Comply With Visitation Order and Order filed. AND NOW, this 4th day of Jan., 1984, a Rule is issued against the Respondent to show cause, if any, why she should not be held in contempt for violation of the Order of this Court.

RULE returnable and hearing to be held on the 24th day of Jan., 1984, at 9:30 o'clock A.M. in Court Room 2, Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker, J

Jan.4, 1984 Copies of order to Theodore Watts and Anthony Vardaro

Jan. 31, 1984 Order filed. AND NOW, January 24, 1984, the Court declines to adjudicate Christine Henry in contempt as it appears that through an oversight a copy of the December 21, 1983 order wasssent to Anthony Vardaro, her attorney, and in fact he no longer represents her, and accordingly, Christine Henry did not known of the existence of the Court Order when she declined to allow the December 30th visit of the father as set forth in the Court Order.

By agreement of the parties, the father's visits on alternate weekends shall be the second and fourth weekends of each and every month, commencing with the weekend of January 27th, 28th, 1984, and on the second and fourth weekend of each and every month thereafter.

It appears at this time that the father is requesting more extensive visits with the children during the school vacation periods and the Court accepts the suggestion of the mother that before resolving this request the parties should discuss it with the Family Counselor to see if they can amicably resolve the request for more extended visits through counseling without the necessity of returning to Court.

In the event the parties cannot amicably extend the Court orders to include more extensive visits during school vacation periods, the Court will extertain a motion to amend the Order to provide the same and will schedule a hearing thereon but the same request may not be presented before May 1, 1984.

There appears to be some confusion about counseling as the December 21st Order speaks of counseling through Mental Health byt Christine Henry advises she has not engaged Gary Maine as a family counselor and the father, John Grill, advises that he has not been contacted for any individual or counseling seesions with Mr. Maine.

Accordingly, counsel for plaintiff John Grill shall forward a copy of the temporary Order of December 21, 1983 and a copy of this Order to Gary Maine, and at such time as the family counselor believes appointments are appropriate for Mr. Grill, he will be notified by Mr. Maine, and the Court suggests most strongly that he keeps said appointments.

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

Feb. 1, 1984 Copies of order to Theodroe Watts and Anthony Vardaro.

Dec. 19, 1984 Petition To Have Respondent Held In Contempt For Failure To Comply With Visitation Order and Order filed. AND NOW, this 19th day of Dec., 1984, a Rule is issued upon the Respondent to show cause, if any, why she should not be held in contmept for violation of the Order of this Court.

RULE RETURNABLE for hearing to be hled on the 24th day of Jan., 1985, at 9:30 o'clock AM.M in Court Room 2, Crawford County Courthouse, Meadville, Pennsylvania.

BY THE COURT,
Robert L. Walker, J

Dec. 19, 1984 Copies To Theodore Watts and Anthony Vardaro

Jan. 2, 1985 Motion to reschedule visitation hearing and order filed. And now 1/2/85 Continued to Jan. 29, 1985 9:30 A Ct Rm 2. P R Thomas, J

Jan. 2, 1984 Copies to Theodore Watts and Anthony Vardaro

Jan. 31, 1985 Order filed. AND NOW, January, 29, 1985, after informal hearing it appearing that the order of December 21, 1983 is currently being complied with and the Court having interviewed the children in Chambers orders that the original order of December 21, 1983 continue to be complied with as that seems to be the desire of the children and neither party shall in any way interfere with, attempt to prevent or otherwise in any way block the ongoing visitations provided for in that order.

In addition the order is modified by adding the following:

The father shall have the right to a fourteen (14) day uninterrupted visit with the children at some period during the school vacation and shall notify the mother at least fifteen (15) days in advance of the time during which that visiting right will ebe exercised.

The hearing regarding the request for adjudication of contempt is continued generally and will be rescheduled on motion of any party in interest and the parties are cautioned that any person who may in any way willfully violate the existingn order will have imposed upon them any costs acruing to the other party by reason thereof.

The parties are also cautioned that no unilateral modification of the existing order should be undertaken with or without professional advice any any modifications should be approved by the Court before they become effective.

BY ORDER OF THE COURT,
Robert L. Walker, J

Jan. 31, 1985 Copies to Theodore Watts and Defendant.

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August 21, 1985, Motion and Order filed, Order: AND NOW, this 21st day of August, 1985, upon motion of John H. Bozic, Jr., Esquire, the above agreement of the parties pertaining to custody and visitation of their two (2) minor children is hereby adopted as an Order of this Court effective this date.

Robert L. Walker, J.

8-21-85 Copies of Order to Theodore Watts, Anthony Vadaro, John Bozic, Jr.

1983

Grill vs. Henry A.D. 1983 - 187 Custody

Nov. 16, 1987 Custody agreement and Order filed. AND NOW, this 16th day of November, 1987, upon motion of JOHN H. BOZIC, JR., Esquire, the above Agreement of the parties adopted as an Order ofthis Court effective this date.

Robert L. Walker, J

Nov. 18, 1987 copies of order to John Bozic,Anthony Vardaro and Theodore Watts

1983

Carol Morris

vs.

Russell L. Morris

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Jan 27, 1984 Motion for Order directing Defendant to File Inventory and Appraisement and Order filed: And now, January 27, 1984, The within Motion is granted and Defendant is directed to file his Inventory and Appraisement and his Income and Expense Statement on or before the 17th day of Feb., 1984, In the event of the Defendant's failure to file his Inventory and Appraisement and Income and Expense Statement within the prescribed period of time then and in that event he shall be precluded from offering any testimony as to the value of the marital assets at the time of the Master's Hearing.

Robert L. Walker, J.

Jan 27, 1984 Copies of order to R. Charles Thomas, Esq. and Thomas Agresti and Douglas Ferguson, Esqs.

Jan. 27, 1984 Motion for Appointment Of Master and Order filed. and now, Jan. 27, 1984, Bruce A. Barrett is appointed Master in the above matter to hold a hearing and make report upon claims involving: Divorce, Equitable Dist., Alimony, Alimony Pendente Lite & Counsel Fees.
Deposit required: By Plaintiff $100.00 By Defendant $300.00

PER CURIAM,
Robert L. Walker, J

Jan. 30, 1984 Copies of order to R. Charles Thomas, Douglas Ferguson and Bruce Barrett.

Feb. 17, 1984, Defendant's Inventory and Appraisement filed.

Apr. 9, 1984 Motion For Sancions and Order filed. AND NOW, this 9th day of April, 1984, upon presnetation and consideration of the within Motion, a Rule is granted upon the Defendant to show cause, if any he has, why the aforesaid Motion should not be granted and appropriate Sanctions imposed.
Returnable April 25, 1984 at 1:45 P.M.

BY THE COURT,
Robert L. Walker, J

Apr. 10, 1984 Copies to R. Charles Thomas, Douglas Ferguson and Bruce Barrett

Oct. 15, 1984, Affidavit of Consent of plaintiff filed.

Oct. 15, 1984, Affidavit of Consent of defendant filed.

Oct. 15, 1984, Motion to Withdraw from Complaint Count 2, Count 3, and Count 4, Count 5, Count 6, Count 8 and Count 9 and Order filed. ORDER: And now Oct. 15, 1984, The within modification is allowed and the Plaintiff is authorized and directed to withdraw from the Complaint Count 2, Count 3, Count 4, Count 5, Count 6, Count 8 and Count 9, and the case shall proceed for disposition as a no-fault divorce and as a consensual divorce pursuant to provisions of 201(c) of the divorce code.

Robert L. Walker, J.

Oct. 15, 1984, copies of order to Atty. R. C. Thomas, D. Ferguson and Bruce Barrett.

Oct. 15, 1984, Upon praecipe of plaintiff attorney, For Review Under 201(c) of the Divorce Code, this case moved to court.

Oct. 23, 1984, ORDER TO PAY MASTER'S FEE filed. This matter comes before the Court for granting of a consent divorce after withdrawal of claims for ancillary relief. We note that on Jan. 27, 1984, we appointed Bruce A. BArrett as Master and required deposits of a total of $400.00 to assure payment of costs and master fees. Apparently the matter was amicably resolved but upon Court inquiry, the Master advises he expended one hours worth of time facilitating the amicable resolution of the parties' issues. The Courts of this county believe that when a divorce gets to the point of either party requesting the appointment of a master and that master expends any amount of time on the matter, that the master should be adequately compensated for his efforts, particularly in view of the fact that when the file shows adequate assets to make said payment.

Accordingly we decline to act on the praecipe to grant this no-fault divorce until such time as the parties deposit with the Prothonotary an additional $50.00 to pay master fees in this case. Upon deposit of the same Prothonotary will return this divorce filed to the Court system, the copy the the receipt attached thereto without the necessity of a further praecipe by either party.
Dated: October 22, 1984

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

Oct. 24, 1984, copies of order to Attys. R. C. Thomas, D. Ferguson, and Bruce Barrett.

FINAL DIVORCE DECREE FILED. Robert L. Walker J.

AND NOW, January 16, 1985, it is hereby ordered, adjudged and decreed that the marriage heretofore existing between

CAROL J. MORRIS AND RUSSELL L. MORRIS

is hereby dissolved and the parties are hereby divorced and all legal duties, rights and claims of either of the parties to the other in pursuance of said marriage are hereby terminated.

BY ORDER OF THE COURT,
Robert L. Walker, J.

Hattie Keys

vs.

Donald Wayne Kennedy, and Paul J. Kennedy, ind. and t/a Kennedy Trucking Co., and/or Paul J. Kennedy Trucking Co. and Jean Pepper
Adobe Int. Inc.
add'l dft

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Aug. 27, 1985, Answer of Adobe International, Inc. to the Complaint to Join Additional Defendant, filed.

Sept. 13, 1985 Defendant - Jean Pepper's Reply To New Matter filed.

Sept. 16, 1985 Request for Production of Documents filed.

Sept. 16, 1985 Notice of Service of Request for Pøøduction of Documents filed.

Sept. 23, 1985, Reply of the Kennedy Defendants to New Matter of Adobe International, Inc., filed.

Apr. 16, 1986, Additional Defendant's Second Request for Production of Documents filed.

Aprl 16, 1986, Notice of Service of Request for Production filed.

Aug. 20, 1986 Certificate Of Readiness - Trial List filed.

Sept. 8, 1986 Moiton of Kennedy Defendants to Strike Certificate of Readiness and Order filed. And Now, this 8th day of September, 1986, upon presentation and considerationof the foregoing Motion, Notice of the presentation thereof having previously been served on all Counsel of record, Plaintiff's Certificate of Readiness is hereby stricken as prematurely filed.

By the Court,
Robert L. Walker, J

Sept. 9, 1986 Copies of order to All Counsel of Record

Dec. 29, 1986 Upon praecipe of Counsel for Aditional Defendant, Adobe International, Inc., this case is placed on the argument list.

Dec. 29, 1986 Motion for Summary Judgment filed.

On Argument List for January 1987

Jan 23, 1987 Motion on Behalf of Defendants Kennedy to Continue Argument on Additional Defendant, Adobe International, Inc's Motion for Summary Judgment and Ordr filed: AND NOW, this 23 day of January, 1987, upon consideration of the foregoing Motion, it is hereby ordered that the argument on Additional Defendant, Adobe International, Inc's, Motion for Summary Judgment is continued from the argument list scheduled for January 26, 1987 to the next scheduled argument list.

By the Court,
P. Richard Thomas, J.

Jan 23, 1987 Copies of order to all counsel of record.

On Argument List for February 1987

Jan. 27, 1987, Deposition of Hattie Keys filed.

Feb. 25, 1987, Motion for Continuance of Argument and Order filed. ORDER: AND NOW, this 25th day of Feb. 1987, upon consideration of the foregoing Motion, it is hereby ordered that the argument on Additional Defendant, Adobe International, Inc.'s Motion for Summary Judgment is continued from the argument list scheduled for Feb. 25, 1987, to the next scheduled argument list.

BY THE COURT,
Robert L. Walker, J.

Feb. 25, 1987, copies to all counsel.

ON ARGUMENT LIST FOR MARCH 1987

Mar 25, 1987 Motion to Allow Filing of Testimony and Order filed: AND NOWedTHIS 30TH DAY OF March, 1987, it is ORDERED that the Motion to Allow filing ot Testimony of Adobe International, Inc. is granted, and the deposition testimony of Paul J. Kennedy and Donald Kennedy, taken in the action filed at No. A.D. 1984-809, may be filed of record in the present case.

BY THE COURT,
Robert L. Walker, J.

Mar 30, 1987 Copies of order to all counsel of record.

Mar. 10, 1988 Opinion and Order filed. AND NOW, March 9, 1988, the motion of the additional defendant, Adobe International, Inc., for summary judgment is denied.

BY ORDER OF THE COURT,
Robert L. Walker, J

Mar. 10, 1988 Copies to all counsel of record.

Mar. 28, 1988 Request For Production Of Documents Directed To Plaintiff filed.

July 6,1988 Upon Praecipe of Attorney for Plaintiff, case placed on next Trial List.

ON OCTOBER, 1988 TRIAL LIST

Sept 13, 1988 Notice of Deposition Upon Oral Examination of Jean Pepper filed.

Continued on page 564

Sept 21, 1988 Answers to Interrogatories Directed to Plaintiff filed.

Sept 21, 1988 Plaintiff's Response to Request for Production of Documents filed.

Sept. 26, 1988 Amended Notice of Videotape Deposition Bruce Wilder, M.D. filed.

Sept. 26, 1988 Notice Of Videotape Deposition Norman Davis, M.D. filed.

Sept. 26, 1988 Notice Of Videotape Deposition of W. Lindsay Jacob, M.D. filed.

Sept. 26, 1988 Notice O fVideotape Deposition Bruce Wilder, M.D. filed.

Oct. 7, 1988, UPon praecipe of plaitniff attorney, the above captioned case is marked settled and discontinued of record upon payment of costs.

Earl R. Sherman, Jr. and
Deborah Sherman

vs.

Ronald A. Bell

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Nov. 8, 1985, Plaintiff's Renewed Motion for Summary Judgment and order filed. ORDER: AND NOW, this 8 day of Nov. 1985, upon consideration of Plaintiffs' Renewed Motion for Summary Judgment, same is hereby granted.

B-141 P. Richard Thomas, J.

Nov. 13, 1985, copies of order to Attys. J. Quinn, and R. Mellon.

Jan 29, 1986 Praecipe to Revoke Driver's License filed.

Jan 29, 1986 Notice mailed to attorney for Plaintiff.

March 21, 1986 Upon Praecipe of Plaintiff's attorney, this case is marked settled and discontinued of record.

Marianne Sallustio

vs.

Alexius Sallustio

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Oct. 12,1988, Notice of Appeal of Defendant to the Superior Court of Pennsylvania from the Order entered in this matter on Sept. 16, 1988, filed.

Oct. 19, 1988, Amended Notice of Appeal of Defendant to the Superior Court of Pennsylvania from Order entered in this matter on Sept. 16, 1988, filed.

Nov. 1, 1988, Notice of Appeal Docketing Superior Court Docket No. Assigned 01554PGH88 filed.

Nov. 28, 1988, Contempt Petition and order filed. ORDER: AND NOW, 11-28-88, upon presentation of plaintiff's Petition for Contempt, a hearing thereon is scheduled for the 20 day of Dec. 1988 at 11:00 a.m. in C. R. No. 1 or 2 of the Crawford CountyCourthouse, Meadville, Pa.

BY THE COURT,
P. Richard Thomas, J.

Nov. 30, 1988 copies of order to Attys. M. Kirkpatrick & David P. Brandt,

Dec. 20, 1988, Application for Stay Pending Appeal and Order filed. ORDER OF COURT: AND NOW, this 20 day of Dec. 1988, upon presentation fo the defendant's Application for Stay, it isORDERED AND DECREED that a hearing thereon is scheduled for the 20 day of Jan. 1989, at 1:30 p.m. in Court Room No. 1 or 2 of the Crawford County Courthouse in Meadville, Pa.

BY THE COURT,
P. Richard Thomas, J.

Dec. 20, 1988 copies to M. Kirkpatrick and David P. Brandt.

Dec. 23, 1988 Motion and ORDER filed. And Now, Dec. 22, 1988, Motion allowed.

By the Court:
P. Richard Thomas,J.

Dec. 29, 1988 Copy of Order to ,M. Kirkpatrick and David P. Brandt.

Jan 5, 1989 Motion to Withdraw Petition for Supersedeas and Order filed: AND NOW, this 5 day of Jan., 1989, upon presentation of the foregoing Motion of Defendant for leave to withdraw Petition for Supersedeas, it is ORDERED AND DECREED that leave is granted to withdraw said Petition and the hearing scheduled for January 20, 1989 is discontinued.

BY THE COURT,
P. Richard Thomas, J.

Jan 10, 1989 Copies of order to Attys Kirkpatrick and Brandt.

JaN. 19, 1989, Received form Superior Court of Pa. the Cert. copy of Certificate of Discontinuance in the above entitled case, plus record, with transcript (1) and (1) envelope of exhibits. ORDER: JaNUARY 19, 1989 Praecipe for Discontinuance filed. (Appeal Discontinued)

Jan. 23, 1989, copy mailed to Superior court.

James L. Peterson

vs.

Donna Peterson

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

IV. Cost of the mediation conference shall be equally divided between the parties.

Robert L. Walker, Judge

Aug. 11, 1989, copies to Attys. S. Hall, M. A. Kirkpatrick, John Spataro & John Fuller, and plaintiff and defendant.

1983

George Hazen
vs
Michele Hazen

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of Record
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Dec. 20, 1994 Notice of Election to Retake Maiden Name of Michele Hazen to be known as MICHELE PICARD, filed.

1983

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LARRY E. EMERSON

VS.

SUZANNE I. EMERSON

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June 22, 1988 Notice and Order to Appear and Preliminary Order filed:

Preliminary Order

AND NOW, this 22nd day of June, 1988, a rule is granted on Respondent, Larry E. Emerson to show cause if any he has why he should not be held in contempt of court, hearing to be held July 21, 1988 at 11:00 A.M. at the Crawford County, at Meadville, Pennsylvania.

The Respondent, Larry E. Emerson, is further directed to bring with him to the hearing the children, Jennifer Lynn Emerson and Kristen Elaine Emerson, who are the subject of the Order.

Robert L. Walker, J

Notice and Order to Appear

Legal proceedings have been brought against you alleging you have wilfully disobeyed an order of court for custody of minor children.

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 you file in writing with the court your defenses or objections, you must appear in person in court on July 21, 1988 at 11:00 A.M. in Court Room #1 at Crawford County Courthouse, Meadville, Pennsylvania.

IF YOU DO NOT APPEAR IN PERSON, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

If the court finds you have wilfully failed to comply with its order for custody of children, you may be found to be in contempt of court and committed to jail, fined or both.

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

Pa Lawyer Referral Service
Pa Bar Association
100 Sout Street
P.O. Box 186
Harrisburg, Pennsylvania 17108
Telephone: (800) 692-7375

Crawford County Bar Association
Service to the Public Committee
310/312 Chestnut Street
Meadville, Pennsylvania 16335
Telephone: (814) 724-7719

Robert L. Walker, J.

June 22, 1988 Copies of order to R. C. Thomas, William Pineo and Ann H. Gamble, Esqs.

June 27, 1988 Return of Service filed: Claude Lemley, Crawford County Constable being duly sworn according to law, deposes and says:

That he is a duly qualified Constable in and for Crawford County, Pennsylvania, and that he did service a Certified copy of the Petition to have Respondent Held in Contempt for Failure to Comply with Partial Custody Order in the above entitled matter upon the Plaintiff/ Respondent, Larry E. Emerson personally, at 218 East Main Street, Titusville, Pennsylvania at 6:20 P.M. on June 23, 1988.

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 said Petition to have Respondent Held in Contempt for Failure to Comply with Partial Custody Order.

Claude Lemley, Constable

July 25, 1988 ORDER filed. AND NOW, July 21, 1988, the matter is before the court on a contempt petition because of the alleged failure of daughter Kristin, together with new-born child Brooke, born May 19, 1988, to carry out weekend visits established with great detail in this court's order of July 14, 1983. Admittedly, the matter is somewhat complicated by the birth of the child out of wedlock and the decision of the mother to keep and raise the child.

The matter is discussed informally with the child and both counsel outside the hearing of both parents and after listening to input from both attorneys and from minor child Kristen, the court fins no reason or logic that would dictate a change in the weekend visits and the visitation scheduled established in the prior order.

ACCORDINGLY, since it appears that the missing of the weekend visits was largely motivated by the conduct of the minor child and not dictated by the father, we decline to hold athe father in willful and deliberate ocntempt of the prior visitation order and hereby rule that the order heretofore entered regarding visitations with the mother will be complied with, and in this regard, minor child Kristin is hereby directed she must comply with said order and on visits with the mother, to take the new-born child with her for said visits. The father is directed not to directly or indirectly encourage his daughter to violate the terms and conditions of the visits with the mother.

There is some informal discussion about the allegations by the mother that the children are not timely delivered in accordance with the hours set forth in the aforesaid order. The father disputes this vact. The Court sees no useful purpose in conducting a detailed time-consuming hearing to ascertain if the children have been delivered promptly in accordance with the order, but cautions the father that except for unforeseen emergencies, he shall deliver the children to the mother at the times prescribed in the former order.

Since the court cannot find a willful and deliberate contempt by the father, the request for attorney fees in this case is denied.

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

July 25, 1988, copies to R. Fulton and A. Gamble, Esqs.